## INDEPENDENT COMMISSION AGAINST CORRUPTION

RECORD OF INTERVIEW BETWEEN INVESTIGATOR

INDEPENDENT COMMISSION AGAINST CORRUPTION AND MR SCOTT
PEDDER. CONDUCTED AT THE OFFICE OF HALL AND WILCOX ON THE 13
APRIL 2022

TIME: 10.40 AM

5

10

15

20

30

ALSO PRESENT: , INVESTIGATOR, ICAC

STAN KONDILIOS, HALL AND WILCOX

**LILY WHITING** 

: Right so this is a electronically recorded interview at the office of Hall and

Wilcox in Sydney. Today is the 13<sup>th</sup> of April 2022. The time is now 10.40am. For the purposes of voice identification and transcription my name is . I'm an Investigator with the Independent Commission Against Corruption. Seated directly to my left is Mr also an Investigator with the Independent Commission

Against Corruption. When I point to you could you please state your full

name and spell your surname?

PEDDER: Scott Anthony Pedder.

KONDILIOS: Stan Kondilios.

WHITING: Lily Whiting.

: Scott, do you mind if I call you Scott?

25 PEDDER: No, that's fine.

: Alright, do you agree that apart from the persons who I've identified

there's no one else in this interview room?

PEDDER: I agree.

: Do you agree that prior to the commencement of today's interview I told

you a number of things and they include that this is a voluntary process?

PEDDER: Yes.

: Do you agree that I told you that you don't have to say anything and at any

time throughout....throughout the interview you can chose not to answer

my questions?

35 PEDDER: Yes.

: Do you understand what I've said to you and do you understand that?

PEDDER: I do.

IN-CONFIDENCE

D10824472 Transcribed by 28/4/22 Proofed by [ ] on [2/5/2022]

:

Okay great. Do you also agree that I told you that prior to the commencement of the interview that anything you say in – in response to my questions or comments you make would be electronically recorded?

PEDDER:

Yes.

5

:

Do you also agree that I told you that that electronically recorded interview that we conduct with you today can be used by the Commission for it's proceedings in particular the upcoming public inquiry?

PEDDER:

Yes.

10

Do you also agree that I told you that if there's any referrals to the Office of the Department of Public Prosecutions that that transcription can be used or that audio recording can be used for any legal matters that the Department of Public Prosecution chose to run?

PEDDER:

Yes.

15

Do you also agree that I told you that prior to the commencement of today's interview that if you do choose to answer any of my questions that it should be done to the best of your knowledge and belief as deliberately ahh providing false or misleading information to the officer — to an investigations officer conducting their enquiries is an offence?

PEDDER:

Yes.

20

Do you understand what I mean by that?

PEDDER:

I do.

Okay. What I'd like to do is firstly Scott, get your full name is Scott Pedder, P E D D E R (spells)

PEDDER:

Yes.

It's

25

:

Okay, can you tell me your current residential address please Scott?

, Petersham.

PEDDER:

Your date of birth?

PEDDER:

1967.

And phone number, your mobile?

30

PEDDER:



Yep.

PEDDER:



:

Yep.

PEDDER:

- 464.

: I understand Mr Kondilios here is representing you today as a legal

representation. Is that correct?

PEDDER: That's correct.

: Okay. Can you tell me are you currently employed?

5 PEDDER: I am.

: Who are you currently employed with?

PEDDER: The Woollahra Municipal Council.

: And what do you do at Woollahra Municipal Council?

PEDDER: I'm the Director of Planning and Place.

: And how long have you been there for?

PEDDER: Since August last year. So –

: August '21?

PEDDER: Yes.

: Where were you prior to August '21?

15 PEDDER: I'd had three months off prior to that –

: Yep.

PEDDER: - and where I'd been at the Office of the Crown Lands as an Executive

Director and prior to that at the City of Canada Bay.

: How – so just prior to Woollahra you are at the Office of Crown?

20 PEDDER: Yes.

: Right and how long had you been there for?

PEDDER: I –

: Or what were you start and finish dates there, it might make it a little bit

easier?

25 PEDDER: It was around 8 months.

: Right. So perhaps started there late 2020?

PEDDER: No. I'm just trying to recall. August 2020 would be right.

: Okay.

PEDDER: Yep

30 And you stayed there for approximately 8 months?

PEDDER: Yes.

: And you had 3 months off and went to Woollahra?

PEDDER: Yes.

: Prior to August 2020 you are at Canada Bay Council, is that ...

5 PEDDER: That's correct.

: correct

PEDDER: Yes

: And what position did you hold at the City of Canada Bay Council?

PEDDER: It was the Director of Planning.

: Director or Planning?

PEDDER: Yes.

: And how long did you hold that position for?

PEDDER: It was approximately two years.

: To years? So we're looking at '18 through to 2020?

15 PEDDER: Well August '18, yes.

: August '18 through to 2020?

PEDDER: Yes.

: Okay. This is the general background that I indicated that I'd like to get

from you. You being the Director of Planning from 2018 onwards. Who

was your immediate supervisor?

PEDDER: The General Manager Peter Gainsford.

: Peter Gainsford. Was he at Council at the time you had started?

PEDDER: Yes.

KONDILIOS: But was he your supervisor or your immediate report?

25 PEDDER: Immediate report.

KONDILIOS: Did anyone supervise your work as Director?

PEDDER: I was part of an Executive so my role was to look after that part of the

Department – of the Council.

: Mm hm. Let's just shift focus to who reported to you. Could you tell me

their – those persons names if you had people reporting to you?

Page 4 of 39

30

20

PEDDER: I did. The Manager of Development Assessment –

KONDILIOS: You've been asked for a name as well- you've just given the position

which is fine but Mr asked you for a name. Can you allocate a name

to that position?

5 UNKNOWN (Male voice Faint) I can't remember...

PEDDER: So I had Paul Dewer who was Manager of Strategic Planning.

: Mm hm. Yep.

10

15

20

25

30

35

PEDDER: Tony Pavlovic, who was Manager of Compliance and I've just had a

mental blank on the name of the lady who was doing development

assessment.

: Was it Narelle Butler?

PEDDER: It was Narelle. My apologies.

: No, that's okay. We're here just to, you know, get the best information we

can from you at the time and I'm happy to prompt you if we need to. Um like I said this is just general information. So alright so that's – that's some of the background information that I just sought from you. What I'd like to do is read out to you the allegation that the Commission is investigating.

PEDDER: Yeah.

So you have a clear understanding. I understand that I spoke to you and served you a summons and I know you've got that and that has the

allegations however for fairness I'll read it out onto the record. So since 2015 City of Canada Bay Council Angelo Tsirekas sought and or accepted benefits as an inducement or reward for partially or dishonestly exercising his official functions to favour the interests of I-Prosperity Group and

Joseph Chidiac in relation to planning metters...matters affecting 1-9 Marquet and 4 Mary Street Rhodes. Okay, in that he also deliberately failed to declare or properly manage any conflict of interest arising from his relationships with the representatives, I-Prosperity Group and Joseph

Chidiac. Since 2015 I-Prosperity Group and Joseph Chidiac provided benefits including overseas flights and accommodation to Angelo Tsirekas as a reward or inducement to favour their interest in relation to the Council

decision regarding planning matters affecting 1-9 Marquet Street and 4 Mary Street Rhodes and since 2015 Angelo Tsirekas has partially exercised his official functions in relation to development applications of

Pty Ltd in order to benefit himself in the interest of Joseph Chidiac and others. Okay, what I'd like to do now is explore a little bit of your knowledge regarding Angelo Tsirekas. Can you confirm that ahm from

planning proposals submitted by or on behalf of Billbergia Pty Ltd, Prolet

2018 onwards he was the Mayor of Canada Bay Council?

40 PEDDER: He was.

: Did you have much interaction with Angelo Tsirekas during your period

from 2018 to 2020?

PEDDER: We had regular meetings with the General Manager and the Executive with

Angelo Tsirekas.

: And when you say regular can you give me an idea what you mean by –

or what you refer to as regular?

5 PEDDER: ah trying to recall. It was either a fortnightly or weekly meetings.

: Okay. Were those meetings in relation to general Council business?

PEDDER: They were.

: Okay, did you know Angelo Tsirekas prior to 2018?

PEDDER: No I did not.

Okay, during your period as the Director of Planning from 2018 to 2020

did you have social interactions with Angelo Tsirekas?

PEDDER: No.

: Okay and do you understand what I mean by social, i.e. going to the pub

with him, going for dinners, lunches, coffee meetings, things of that nature,

anything outside of the Council

PEDDER: ahh

15

: Meetings that you've described?

PEDDER: Yeah (unintelligible) that. No.

: Okay.

20 KONDILIOS: Can I just engage here please?

: Sure.

KONDILIOS: Mr qualified outside of the structure of the Council but within the

structure of the Council organisation as a result of any civic occasions had

you had cause to interact with Mr Tsirekas at a social gathering?

25 PEDDER: For things like Christmas functions and dinners and farewells and so forth.

KONDILIOS: So the answer is yes but on - for a civic purpose?

PEDDER: Only for the Council related functions.

: So let me clarify that so if there is a retirement as such for a Council officer,

people are invited, you might go along and Angelo may be there at that

type of occasion?

PEDDER: Yes.

: Alright and I move away from that. So the answer you gave earlier being

in the negative was my question was more had you had private dinners

30

with Angelo Tsirekas, private meetings, social events such as the pub or football and things of that nature and –

PEDDER: No.

5

: - I think you understood that to be that's not the case. Okay, great. What

I'd like to do is ask you whether or not Angelo Tsirekas had raised –

PEDDER: Excuse me, Mr Pedder wants to –

: Yeah sorry I had my head down.

PEDDER: ahm

: Just speak

10 PEDDER: ...I don't think...

: ...up please Scott.

PEDDER: yeah, yeah I don't think this is a – in terms of your definition of social

interaction. I did do training walks with Angelo and Bob Pigott.

: Is that the Kokoda training stuff?

15 PEDDER: Yeah, yeah.

: Okay. Can you tell me when you did that?

PEDDER: It – it was leading up to the Kokoda walks. The Kokoda trip I did and we

probably did four bushwalks to -

: Prepare?

20 PEDDER: - prepare.

: Okay and what year did you go – did you go on the Kokoda trek?

PEDDER: I did, I did.

: Okay and what year was that?

PEDDER: 2019.

25 2019 and Angelo Tsirekas, did he attend that trip as well?

PEDDER: He did, he did.

: Okay, was – so there was – I think you said there was four

prep...preparatory walks, is that right?

PEDDER: Best of my recollection,

30 : Okay

PEDDER: Yes.

: ... and was there any other social interaction around those walks or was it

just that preparatory walks that you undertook?

PEDDER: It was the walks.

5 Just the walks and you mentioned Bob Pigott?

PEDDER: Yes.

: He was also a Council employee at the time?

PEDDER: He was.

: Okay, was there any other Council members there?

10 PEDDER: No.

: Okay, on the preparatory walks can you recall who else attended?

PEDDER: No one.

: Just you, Angelo and Bob?

PEDDER: That's my best recollection yes.

: Okay. The 2019 trek in Papua New Guinea.

PEDDER: Yeah.

: I just jumped to it because I know about it.

PEDDER: Yep.

: Who else attended to your recollection, can you remember?

20 PEDDER: It was a – it was a – it's probably 16 people on the walk. I don't have all

of their names -

: Right.

PEDDER: - but they were from around Australia.

: Ok, no worries.

25 KONDILIOS: These are walks Mr Pedder that Mr Tsirekas organised regularly, I'm

asking you?

PEDDER: Um, I'm not aware.

: Is this the first occasion that he'd organised one?

PEDDER: I'm not aware. He had been on it before, I'm aware of that.

30 : Alright, okay. Who approached you to do the walk?

PEDDER: I think it was the GM, the General Manager originally suggested it.

: Okay.

KONDILIOS Do you have a particular interest in the walk?

PEDDER: I saw it as a opportunity. My grandfather had flown into Papua New

Guinea during the second world war. He'd done 10 trips into Port Moresby. I wasn't something I had as a bucket list but the opportunity was

such that I thought would be a great experience.

: So it's a personal experience opportunity you were looking at?

PEDDER: Correct.

: Okay.

5

KONDILIOS: And who paid for your expenses associated with your Kokoda walk

please?

PEDDER: I paid for it.

: Alright. How would you describe your relationship with Angelo Tsirekas?

15 PEDDER: Professional.

: Professional working relationship?

PEDDER: Working relationship, yes.

: You got on with him well enough?

PEDDER: Yes.

20 Did you feel comfortable raising matters with him that relating to planning

matters that might have been contentious?

PEDDER: Yes.

: And did you do those sorts of things from time to time?

PEDDER: I did.

25 And how were you received when you raised those matters?

PEDDER: I – hopefully he understood my position.

: Did he give any indication that he didn't?

PEDDER: Not that I can recall.

: Alright. What I'd like to do is get your knowledge or involvement

regarding I-Prosperity and the development at this station precinct at

Rhodes.

PEDDER: Yep.

30

: Can you give me an overview of what your involvement was with I-

Prosperity and who you dealt with?

PEDDER: So I came into Council in August 2019. There'd already been a decision

of Council to -

5 Sorry when did you come into Council?

PEDDER: 2018, my apologies.

: Right.

10

15

PEDDER: There'd already been a decision of Council to forward a planning proposal

for the I-Prosperity site to – for a gateway determination subject to a number of conditions. So that had been dealt with by the Council and they

formed a view.

: When you say it had been dealt with by Council in what terms had it been

dealt with by Council?

PEDDER: They had made a resolution to forward the planning pro...proposal to the

Department of Planning subject to a number of conditions as I recall.

: And when do you say that occurred?

PEDDER: That would have been May 2018.

: Right, okay and what - what was your involvement with that?

PEDDER: I have – I wasn't there.

20 May, okay and when you came in by August '18 what was your

involvement with the I-Prosperity Planning Proposal or persons associated

with I-Prosperity?

PEDDER: I didn't have any involvement with people associated with the proposal.

: Okay.

25 PEDDER: I didn't speak to them. I had no contact with them.

: So no contact with any members of I-Prosperity?

PEDDER: No.

: Alright and do you know any of the Members' names?

PEDDER: No.

Or persons involved with the planning proposal?

PEDDER: No.

: Did Angelo Tsirekas speak to you at or about the time when you began

your employment at Council regarding I-Prosperity's pro... proposal?

PEDDER: I can't recall

: Okay. Alright, if we could just jump forward. Can you explain what

involvement you - I know you've said there was a proposal back in May

18?

5 PEDDER: Yes.

10

15

: You had no knowledge of the proponents?

PEDDER: Yes.

: Involved in the planning proposal, you had no involvement with them.

What was your role after your employment or going forward through your employment history at Canada Bay, what was your role with that I-

Prosperity and this - or proposal?

PEDDER: Yep, so my recollection once I commenced, there was a – there was a

Ministerial Direction at the time which required that all planning proposals had the advice of a – the Local Planning Panel which had to be then submitted to the Department with the proposal. Council was finalising their – so the staff in Strategic Planning were finalising the proposal to be submitted. They wrote a report to the Local Planning Panel which they gave their advice which acknowledged that Council had formed a view

and they listed a series of concerns in relation to the

: alright

PEDDER: proposal.

: Alright, so I just need to understand that. So there was advice that went to

the Local Planning Panel?

PEDDER: A report.

: A report?

PEDDER: Yes.

: Do you know – sorry I just missed where – where that came from. Was

that Council?

PEDDER: Yes, Council officers report.

Right, do you recall who compiled that report?

PEDDER: It was Karen Lettice.

: Karen Lettice?

PEDDER: Yes.

: Alright. That went to the Local Planning Panel?

35 PEDDER: Yes.

: Do you remember who's on the Local Planning Panel? No, okay, that's

fine. They then, from what I understand of your evidence, reported back

and list some concerns?

PEDDER: Eh, they – they formed a view.

5 They formed a view, yes.

PEDDER: And advice.

: Eh ha.

10

25

PEDDER: (unintelligible) advice. At the time the Ministerial Direction required that

that advice and the planning proposal be submitted for a Gateway

determination.

: Right, and that – that's the second Gateway determination?

PEDDER: No, no, that is the – so we hadn't yet submitted so we were required to

have that advice which then..pros...would be forwarded to the Department

for a Gateway determination.

15 Right and does Council vote then to forward that on to the Department for

a Gateway determination?

PEDDER: They did.

: Okay.

PEDDER: But – but at – that came later.

20 : Yeah.

PEDDER: What happened was that ... under that Ministerial Direction there was no

requirement for the Council to consider that advice. The – there was an original Ministerial Direction as I recall from maybe February or March of 2018. So it was a relatively new process. That – so we were of the view that we would get that advice, the Local Planning Panel advice and send all information to the Department for a Gateway. We were still, I think

Strategic Planning, I did... I had no involvement in it but Strategic Planning were finalising the requirements of the Council conditions as part

of that approval.

30 : And

PEDDER: to forward it

: what were some of the conditions, do you recall?

PEDDER: ....I can't recall sorry.

: Okay, no that's alright.

PEDDER: It was before I got there and I had no involvement so I didn't participate.

We did finalise all of that information and forwarded – forwarded it to the

Department. I think at the end of the year or early January 2019.

: Right.

5 PEDDER: That's my recollection.

: Okay so there was a – there was a Council response which forwarded, and

I think to the best of your recollection by January '19, some information

through to the Department?

PEDDER: All – all information required.

: All information required through to the Department at least by January

'19?

PEDDER: Yes for a determination.

: Then what happened?

PEDDER: So the Department then advised our Manager of Strategic Planning. This

is from my best of my memory.

: And that was?

PEDDER: Paul Dewer.

: Paul Dewer, yep.

PEDDER: That there had been a subsequent Ministerial Direction –

20 : Okay

15

PEDDER: - which was in –

: Alright.

PEDDER: - September.

: Of '18?

25 PEDDER: '18.

: Yep.

PEDDER: So after the panel had considered it – after Council had considered it.

: So there was a consideration with an original Ministerial Direction. It went

off. It was sent back because there was a subsequent Ministerial Direction?

30 PEDDER: Ministerial direction which said that Council had to consider that advice.

: Right.

KONDILIOS: As distinctly just packaging it up and sending it?

PEDDER: Which was the original Ministerial Direction.

: Yes okay.

KONDILIOS: So give – give the panel's views consideration?

PEDDER: (Unintelligible) – now that's that is currently still the process.

5 Right.

10

PEDDER: So I act under those processes today.

: Okay.

PEDDER: And so whenever a planning proposal is forwarded to – to the Department

for a Gateway consideration determination it must have the advice of the

Local Planning Panel ah...before the Council makes a determination.

: Right.

KONDILIOS: To evidence that they've considered the panel's views?

PEDDER: Correct.

: Right, yeah.

15 PEDDER: The problem I had – the problem we had was that Council had already

formed a view.

KONDILIOS: Prior to your arrival?

PEDDER: Yes.

: So when you say Council you mean -

20 KONDILIOS: Result.

: - the elected Councillors voted?

PEDDER: Yes.

: Yes, okay.

PEDDER: Yeah and there was a decision of Council to forward it on.

25 On to the Local Planning Panel, no?

PEDDER: To the – to the Department.

: Oh to the Department. Yes, okay.

PEDDER: We still had to get the Local Planning Panel –

: Advice.

30 PEDDER: - advice.

: Because of the Ministerial Direction, yep.

PEDDER: Send it all in.

: Okay.

5

10

PEDDER: And then the Department then determines whether there'll be conditions

on the Gateway or it's not going to go ahead or that you can proceed –

: Mm hm.

PEDDER: - and then they'll set conditions around that.

: Mm hm.

PEDDER: What happened was that the Department then came back and said well the

new Ministerial Direction says that Council has to consider that advice.

: Yes.

PEDDER: So we did do a subsequent report –

: Okay.

PEDDER: - to February – the February 2019 meeting.

: Yep.

PEDDER: Which essentially just went through that process. It didn't reconsider the

application.

: Right so it was a tick and flick?

PEDDER: It was –

Would that be fair to say?

PEDDER: It was to – I wouldn't call it a tick and flick.

: Okay.

PEDDER: The Council had to consider the advice.

: Yep.

25 PEDDER: But it was procedural.

: Right.

PEDDER: In terms of meeting the requirement of that new direction.

: Right, okay so Council considered the new direction and by the 19<sup>th</sup> of

February 2019 I think you said. There was – there was a particular – there

was a meeting at Council was there?

PEDDER: Yes it was a Council – formal Council meeting.

: And it was voted on?

PEDDER: Yes.

5

20

: And do you recall the - the outcome of that meeting?

PEDDER: Council resolved to forward the proposal and the – considered the advice

for the proposal.

KONDILIOS: Is it fair to say at that point their decision was consistent with the resolution

prior to your arrival?

PEDDER: They were not, yep, in my view they had not changed their view as a result

of that advice.

Respects to the meeting of the 19 February 2019 were you present at that

meeting?

PEDDER: Yes.

: Can you recall what happened prior to the meeting?

KONDILIOS: Do you mean on that day?

: On that day

PEDDER: I can't.

: specifically just prior to the meeting?

PEDDER: No I have no memory of that.

: Mm hm. Do you recall having any discussions with any Councillors prior

to the meeting at Council on the 19<sup>th</sup> of February 2-2019?

PEDDER: I can't recall.

: Okay.

KONDILIOS: Is it the case that you may have?

PEDDER: I may have. Yeah I have no recollection whatsoever.

25 KONDILIOS: To be clear Mr your enquiry was of that day?

: On that day.

KONDILIOS: Yeah.

: Do – do you have a recollection of Angelo Tsirekas speaking to you about

that particular resolution on 19<sup>th</sup> of February 2019?

30 PEDDER: I can't recall,

: Okay, that's alright. Do you have a recollection of – well actually what I'll

do – as I happen to have the meeting of Council and the Council agenda

for the 19<sup>th</sup> of February 2019. For the record I'm showing Mr Pedder, these are just some numbers, so you don't get confused, these are our tracking numbers. So it's D10791141, that's the agenda. I'll hand it to you now. I've cut it down so there was something like 250 pages. I didn't want to show you the whole lot because some of it is not relevant and I'll also show you the minutes of that meeting. D10791149. I'll give you an opportunity to look at that.

PEDDER: So this relates to Rhodes?

: Mm hm.

5

10 PEDDER: Precinct plan, yeah.

: Now are those the same ones that the resolution we're talking about

earlier?

PEDDER: So this document, this document relates to Rhodes.

: Rhodes.

15 PEDDER: This was a separate –

: A separate one, okay.

PEDDER: - a separate matter.

: Alright.

PEDDER: On the same agenda.

Same agenda but okay so the resolution was slightly different that we're

talking about?

PEDDER: Eh, so they are two different matters.

: Okay, alright.

PEDDER: So –

what ...Is the minutes the one that deals with the resolution?

PEDDER: Yeah it's got both, yeah.

: Okay.

PEDDER: It has – it has – it has the resolution for both I-Prosperity and for the Rhodes

Oh I see

30 PEDDER draft precinct plan.

: alright. Let's just focus on the – pass back the agenda papers then. Let's

just focus on the minutes. Could I have that as well please.

PEDDER: Sure.

Thanks. So the Item 2 planning proposal for 1-9 Marquet Street Rhodes

and 4 Mary Street Rhodes.

PEDDER: Yes.

Item 2 deals with that Council having considered the advice of the Local

Planning Panel on 23 August 2018 confirmed it's resolution of 15 May 2018. In relation to I-Prosperity planning proposal for land at 1-9 Marquet

Street and 4 Mary Street Rhodes.

PEDDER: Yes.

That's what we've been talking about?

10 PEDDER: Yes.

5

Okay and that Council forward the planning proposal to the Minister for a

Gateway determination?

PEDDER: Yes.

Okay, great. So that I'm...I'm clear, Item 2 is what we've been talking 15

about?

Yes. PEDDER:

The ahm– that Council had considered the local planning advice and that

they voted on it to forward for a Gateway determination?

PEDDER: Correct.

20 Alright and you were present on that night

> PEDDER: Yeah

at that meeting?

PEDDER: yes.

So my question to you is and I'll just ask you again. I know you said you

didn't recall it but since you've had an opportunity – I'll give you another

opportunity to look at that document.

PEDDER: Yep.

Can you recall if you were asked by anyone to word any part

PEDDER: That resolution.

30 of the resolution?

> PEDDER: I may have. I do re—I can't remember the circumstance

Mm hm, that's okay.

25

PEDDER: But the recommendation in the report was that, is my memory, was that

> Council form a view of the advice or something to that affect. So it wasn't this resolution. So I may have been asked and this is not irregular to - if

> Council were to form a view what words could they use for that resolution.

5 Alright.

> PEDDER: Yeah.

Just so I'm clear on what you're saying here.

PEDDER: Yeah.

So there was a particular point that you raised about the wording Council

could form the view.

Yes. PEDDER:

10

Is – I just want to understand what you mean by that and at what point does

that come into the resolution and how does it work into this – this event?

PEDDER: So can I ask if you've got a copy of the agenda for that matter?

15 No I'm sorry, no. Unless I've got it in here. I'll tell you what I can do is I

can email you a copy of that agenda later if you like.

PEDDER: Yeah.

Mm.

PEDDER: Yeah.

20 I think that's probably the best way to go about it.

> PEDDER: Yeah. So in essence

Yeah.

PEDDER: - we weren't – the Council officers didn't make a recommendation.

Council officers didn't make a recommendation okay.

25 PEDDER: Which was to forward it for a - for a Gateway - Gateway consideration.

> So our resol...our recommendation – 'cause we – I think there were – I think – yeah because it was a matter of how Council then – it was there, they had to consider the advice so the recommendation from – and it's a

few years ago,

30 mmm

> PEDDER: it was something like that Council consider and form a view of that advice.

> > Something like that.

KONDILIOS: An open ended recommendation. PEDDER: It was and it was silent which way they should fall. Like they can consider

it, ignore it, they could consider it, change their –

KONDILIOS: Is that recommendation containing some draft report or a published report?

PEDDER: It's the public – it's the agenda.

5 KONDILIOS: So if the investigators were to find the agenda of that they will see the

recommendation of the matter which you're discussing?

PEDDER: Yeah.

10

20

25

: Right, that's okay.

PEDDER: Yeah so what I may have been asked, and I suspect I was I can't remember

though was to prepare a resolution if they formed a view to forward it to the Department, what would the words be that could be legally used

as a recommendation.

: Right, I see.

PEDDER: As a - yeah.

15 Now and I know I've asked you this and I think your answer was I may

have been asked?

PEDDER: Yeah I can't recall whether it was the General Manager or whether it was

- whether it was the Mayor. I can't remember.

: Alright and if the – if the Mayor Angelo Tsirekas had approached you and

asked you about wording of a particular document?

PEDDER: I would have given advice.

: And – and was it the case that that was not uncommon?

PEDDER: It is something I had done in the past, yes.

: And to your understanding of that approach and if it did occur did you

suspect anything nefarious about that approach?

PEDDER: No.

: Okay.

KONDILIOS: By that you mean Mr inappropriate?

: Inappropriate, yes.

30 PEDDER: My view was that if Council were to make a recommendation we wanted

it to be a lawful recommendation –

: Alright. Alright.

PEDDER: - that wasn't going to be challengeable.

No worries. What I might do is I might take a two minute adjournment if you don't mind. It's 12 past 11 and I'll just cease the interview for a short period of time and just have a quick discussion with my colleague.

## **INTERVIEW SUSPENDED – 11.12am**

#### **INTERVIEW RESUMED – 11.32AM** 5

So this is an electronically recorded interview recommencement. Today is

still the 13<sup>th</sup> of April. The time is 11.32 am. Just through the break Scott, do you agree that in the presence of Mr Kondilios here I explained to you about the agenda of the 19th of February 2019 and I wanted to discuss about

the recommendation out of that agenda paper?

10

PEDDER: Yes.

Do you agree that I discussed with you in front of your lawyer here that

I'd like to propose a couple of questions about that recommendation?

PEDDER: Yep.

Do you have a recollection of the 19th of February 2019 agenda and its 15

subsequent recommendation?

PEDDER: I can't recall the exact wording –

Okay.

PEDDER: - but I do recall it was an open recommendation for Council to form a view.

20 So-

> PEDDER: Something along those lines.

No that's okay and we can summarise it in that – in that fashion. I'm happy

to do that. So the recommendation was allowing Council to form a view

and you -

25 Yes. PEDDER:

- have to answer yes or no sorry. It doesn't pick up head shakes and

subsequently the minute in front of you was and if you can look at Item 2

PEDDER: Yes.

30 - would you agree the next page it was voted on by Councillors?

PEDDER: Yes, correct. That's right.

And that refers to the recommendation of the agenda?

PEDDER: No, it's a - it's a new recommendation.

Mm hm.

PEDDER: That they voted upon, yes. Does that make sense?

: No. Sorry. What – what does that mean it's not –

PEDDER: The resolution –

: Yes.

5 PEDDER: - is different from what was in the – in the agenda.

: Right.

KONDILIOS: May I assist?

: Yes please.

KONDILIOS: By way of observation.

: Yes.

KONDILIOS: So the agenda had published a recommendation which was a

recommendation that you described to Mr as an open

recommendation?

PEDDER: Yes to my recollection.

15 KONDILIOS: Do with this what you like?

PEDDER: Yes, correct.

KONDILIOS: Then they met?

PEDDER: Yes.

KONDILIOS: Then they made it – they meaning the Council correct?

20 PEDDER: Yes.

KONDILIOS: Then the Council made a decision, correct?

PEDDER: That's right.

KONDILIOS: You're now looking at a document which minutes the decision of that

Council meeting, correct?

25 PEDDER: That's correct.

KONDILIOS: The minute of the decision that you're reading is different to the

recommendation of the published agenda, is that correct?

PEDDER: That's right.

KONDILIOS: And that is because they decided to actually do something with the matter

rather than accept your open recommendation or not?

PEDDER: Correct. So they have to make a – they had to form a view.

30

They had to form a view?

PEDDER: Mm.

5

15

20

25

30

And that's what – and look I just want to understand this. So they had to

form a view and they were allowed to do that because of the

recommendation of the agenda?

PEDDER: That's right.

And the view was –

**KONDILIOS:** That they formed.

- that they formed as a – that they resolved after having considered all the 10

advice of the Local Planning Panel that it be forwarded to the Minister for

a Gateway determination?

That's correct. PEDDER:

Okay. Alright now I just want to ask you this one last question about this

matter and I think we've covered it before but just for absolute clarity, do you have a distinct recollection or any recollection of being asked to reword either the recommendation of the agenda or any parts of the agenda

differently than – that you can recall?

PEDDER: As I said earlier I haven't got a recollection of it but I would have been

asked and I suspect has happened is that if they were to form a view what

would be the words they could use for that recommendation.

Okay.

PEDDER: And so it was a technical question around if they were going to say send it

> off to the Department, they can't resolve to send it off to the Department, they would need appropriate wording. What is the appropriate wording I was probably asked, I can't recall to put those words together. That's a

technical request to say this is what you need to do.

And if all that holds water – KONDILIOS:

PEDDER: Yes.

KONDILIOS: - would that mean that what we are reading in the minute as a decision,

meaning the language, is the language that you would have crafted to give

effect to their decision?

PEDDER: That's right.

KONDILIOS: Which they resolved in the meeting prior?

PEDDER: Yeah, yeah

35 Okay.

> PEDDER: and I – yeah I suspect that was done before hand.

Alright.

Can I just ask a quick question on that point?

PEDDER: Yeah.

When were those words that you chose been given, so you – there's a 5

report and a recommendation that goes to Council –

PEDDER: Yep.

- and at the resolution point there's new words that come in, that technical

language.

PEDDER: Yep.

10 At what point do your words get used by Council?

PEDDER: Yeah so I'm kind of – and I think just generically thinking about this it

> would be – it would be forwarded to the minute taker prior to if that's what they – if that was an option for them. That they might consider that but it's - I guess it's a way of avoiding trying to craft a bunch of words which they may then have an issue with later on. So if they were to do this these are the sorts of words you would use. The minute taker would have them and

have them available.

So that might look and just speaking generally not necessarily in relation to this case but you provide your report, that goes into the agenda paper

and then separate to that you might send an email to...

PEDDER: Yes.

15

20

whoever the minute taker is saying. If a resolution is proposed for this

agenda item, consider using these words?

PEDDER: Yeah.

25 Is that a fair –

> PEDDER: I don't know if that was exactly the process but it's something like that.

Sure. Okay.

PEDDER: It's just to have words which they can use.

If they chose to?

PEDDER: 30 They weren't – they weren't – they were not my recommendation and they

were – they were words which they could apply if that's the way that they

Page 24 of 39

wanted to consider it.

Okay, thank you.

Alright so can I ask you do you know who David Furlong is?

35 PEDDER: Yes.

Vol 8.13 100 : And who is he?

PEDDER: He was a - I think he was a consultant. He spoke at that meeting.

: Mm hm.

PEDDER: Consultant for the applicant.

5 Alright and how do you know that?

KONDILIOS: How do you know he spoke at the meeting...

: ...No, how do you know, sorry..

KONDILIOS or how do you know he's a consultant?

PEDDER: He -

a consultant for the applicant at that meeting?

PEDDER: My recollection was that he spoke on behalf of the – the applicant at that

meeting.

: Is that the first time you came to know that he was involved?

PEDDER: I can't recall.

: ...That's okay.

PEDDER: Yeah I had – I can't recall any meetings on this project at all prior to that.

: Alright. So prior to 19<sup>th</sup> of February you don't have a recollection of

knowing of David Furlong? Is that –

PEDDER: No, that's –

20 No, is that different from –

PEDDER: Yeah.

: Okay so let's just break this down.

PEDDER: Mm.

: Did you have knowledge of David Furlong as a person prior to the 19<sup>th</sup> of

February 2019?

PEDDER: Yes.

: Can you tell me your knowledge?

PEDDER: Eh, it's not a – I do recall he was a – a Consultant Planner and I can't recall

all the matters he was dealing with at the time. I – yeah I just can't recall

but I, I, I think I've been – I'd seen him or had been exposed to some of

his work prior to the 19<sup>th</sup>. I can't recall.

Page 25 of 39

25

: When you say a Consultant Planner that's external to the Council?

PEDDER: ... Yes, correct on behalf of our office.

: Is your knowledge that he was providing some sort of work or advice to

Council?

5 PEDDER: No.

: You don't know that?

PEDDER: No I don't think he was providing any advice to Council.

: Alright, what – what work do you think he did as you described earlier ...

his role?

10 PEDDER: As a Consultant Planner to an applicant.

: To an applicant, okay and do you have knowledge of him being a

consultant to the applicant that we've been discussing, ... I-Prosperity?

PEDDER: My recollection was that he presented that night on their behalf.

: And is that – is it accurate to say that that's the first occasion you became

aware of his involvement with I-Prosperity as a Consultant Planner?

PEDDER: No I couldn't – I can't remember.

: Is that to the best of your recollection that it is around – around about that

time?

PEDDER: I can't remember

\_\_\_

: Okay.

15

25

PEDDER: I do remember he presented at that meeting.

: Has Angelo Tsirekas ever spoken to you about David Furlong?

PEDDER: Not that I can recall.

: Alright. Did you have dealings with David Furlong after the 19<sup>th</sup> of

February 2019 in respects to I-Prosperity matters?

PEDDER: No.

: Did you have dealings with David Furlong after that date in respects to any

other matters?

PEDDER: I can't recall. I may have.

30 Chay. Alright. Do you know who Joseph Chidiac is?

PEDDER: No.

: Has Angelo Tsirekas ever mentioned the name Joseph Chidiac to you?

Page 26 of 39

PEDDER: No, not that I can recall.

: Okay.

KONDILIOS: Have you heard of the name before?

PEDDER: No.

10

15

20

25

5 Apart from obviously the allegation we've read out to you today?

PEDDER: Yeah. Indeed.

: Alright, I'll move on to another topic. You can put those away.

KONDILIOS: MayI ask for a short break at this juncture please?

: Yes, by all means. Okay, so the time is now 11.41am and I'm just going

to cease the interview at the request of Mr Kondilios.

## **INTERVIEW SUSPENDED – 11.41AM**

# **INTERVIEW RESUMED – 11.44 AM**

: So this is a recommencement of an electronic recorded interview. The time

is now 11.44. Ahm..At the request of Mr Kondilios we had a short break. We've now returned back to the room. Do you agree that we haven't

spoken in that period of time? That's you and I or

PEDDER: Yes, I agree. Yep.

: You've come back into the room and you wish to qualify something?

PEDDER: Yes in...in relation dealing with Mr Furlong, post February '19 there was

- there was an occurrence where he was a Planner for a proponent. I'm just trying to think where it was. It was one of the Riverside – Riverside

property further along the Parramatta River and it was a Hallmark development. So he was the Planner for the Hallmark...Hallmark development which we had concerns in relation to their satisfying conditions of consent ahh...for public domain works and we had to, at the

time, we had to get Mr Kondilios' firm involved in terms of resolving a whole – a list of ah..ah..unsatisfactory public domain matters which Mr

Page 27 of 39

Furlong was their representative –

: Okay.

30 PEDDER: - I've forgotten, sorry. I apologise.

: No, that's alright and look I welcome you to contact me at any time if you

remember other things –

PEDDER: Sure.

: - that you don't recall at this stage. That's open to you.

35 PEDDER: Okay. Yep.

Vol 8.13 103

KONDILIOS: And I want to thank you Mr for that opportunity...

: Perfectly...

5

KONDILIOS: to engage with Scott –

: no that's perfectly fine. I'd like to move on to another topic if you don't

mind. I'd like to explore your knowledge regarding a development at 168-172 Victoria Road Drummoyne. Property in – within the area of Canada Bay Council. Do you have any knowledge in respects to development at

168-172 Victoria Road, Drummoyne, and a Mr Frank Bruzzano?

PEDDER: I do recall the development.

10 KONDILIOS: And Mr Frank – the second part of the question was?

: I was just about to –

PEDDER: And I – I think I met with him on one occasion.

: Okay.

KONDILIOS: You mean Mr Bruzzano?

15 PEDDER: Mr Bruzzano on site.

: Alright.

PEDDER: That's a – that's very vague recollection

: Alright can I start off holistically with you?

PEDDER: Yeah.

: What's your recollection of the development or interactions with Mr

Bruzzano?

PEDDER: It was a mixed-use development on Victoria Road.

: Right.

PEDDER: It was near a completion I think when I started at Council.

So you started in August '18?

PEDDER: Yeah.

: And you say that it was near completion at around about that time?

PEDDER: It was – yeah it was well out of the ground, and I think the request was to

look – I think he was asking for an addit...additional storey.

30 And you indicated earlier that you may have met him at a - at the site?

PEDDER: On site.

: On site?

PEDDER: Yeah.

5

30

: Do you recall that event?

PEDDER: I do. I do remember going on site and I had my Manager of Compliance

with me.

: Who was that?

PEDDER: Tony Pavlovic.

: Alright. Was anyone else present at that site meeting?

PEDDER: I think Mr Bruzzano was...

: Anyone apart from Mr Bruzzano?

PEDDER: I can't recall sorry

: and – and yourself and Tony?

PEDDER: No.

: No. Was this – can you put a timeframe around when this occurred?

15 PEDDER: No I cannot from memory.

: Do you recall what was said in that meeting by Mr Bruzzano or other

persons present?

PEDDER: No but I do recall that he was seeking to add an additional floor.

: And –

20 PEDDER: If that was possible.

: what was the position of Council in respects to that additional floor?

PEDDER: We said no.

: Did you have – do you have recollections of who the Planning Officer was

dealing with that particular matter?

25 PEDDER: I don't but I do recall talking to staff about it.

: Which staff did you talk to?

PEDDER: Oh again, you're testing my memory,

have been Narelle Butler and Paul Dewer.

: Do you have any recollections of Narelle Butler's position on that

particular development?

Page 29 of 39 Vol 8.13 PEDDER: My recollection is that the staff had already advised him that it wasn't

possible.

: Do you have an understanding of what occurred with that development

application in the end?

5 PEDDER: I – I can't recall. I'm sure we did not approve it. Not to my recollection.

: Do you have an understanding if Mr Bruzzano got his extra floor?

PEDDER: I don't think he did.

: Okay, do you have any recollections of discussing this matter in particular

with Narelle Butler?

10 PEDDER: I may have, yes.

: Do you have a recollection of what she may have said to you about the

development?

PEDDER: I don't.

: Do you have any recollection of Angelo Tsirekas speaking to you about

this development?

PEDDER: I don't.

15

20

: Do you have a reco...recollection if Mr Gainsford, the General Manager

at the time, spoke to you about this development?

PEDDER: I can't recall. I can't recall where the request came from. So I can't recall

that.

: How would you describe your working relationship with Narelle Butler?

PEDDER: Professional.

: How did you – how would you describe her ability or her working

capabilities at Council?

25 PEDDER: Oh, she was very capable.

: Very capable? Did – to your knowledge did she – I won't ask that question.

I won't seek that question. Do you ahm...have any knowledge of any

relation to Frank Bruzzano and Angelo Tsirekas?

PEDDER: I don't.

30 Do you have any concerns, apart from the fourth floor that he was seeking,

do you have any other concerns in relation to that development application

Page 30 of 39

or did you have concerns I should say?

PEDDER: I don't recall any and I think it had been determined before my

arrival at the Council.

35 KONDILIOS: You mean the base consent had been approved?

Vol 8.13 106

PEDDER: The original – the original consent.

KONDILIOS: Right so he was looking for a mod to put on an extra level?

PEDDER: I think so.

KONDILIOS: Right. So, there was a determination –

5 PEDDER: And we – I think we already said no to it.

: Do (unintelligible) question?

: Yeah, just to take you back a bit Scott, do you hold any qualifications at

all in relation to planning or other academic qualifications?

PEDDER: Yes.

: What are those?

PEDDER: I have a Bachelor of Arts in Environmental Design. I have a Bachelor of

Architecture and I have a Master of Town Planning.

: Are you a registered architect at all?

PEDDER: No.

: No ahm... In terms of your plan – town planning are you part of any

planning body or association?

PEDDER: Yeah I'm a member of the Planning Institute of Australia.

: You mentioned that you started at Canada Bay in 2018 as the Director of

Planning. Can I just take you back to where were you before that?

20 PEDDER: I was an Executive Director at the Department of Planning, Industry and

Environment and my title was Executive Director E-Planning.

: E-Planning and how long were you there for?

PEDDER: A year.

: A year, so '17 to '18?

25 PEDDER: Yes.

: And what about before that?

PEDDER: I'd been Director of Planning at Bankstown City Council since 2010 and

following their merger in 2016 with Canterbury Bankstown until I started

at the Department of Planning.

: Okay and you're the Director of Planning at Bankstown from 2010 and

what about prior to that?

PEDDER: I was a Consultant Planner.

Yeah. Working for yourself or –

PEDDER: No, I worked for ahh...Planning Workshop of Australia which then got

acquired by (UNDECIPHERABLE) Parsons.

And when were you there from?

5 PEDDER: Oh it would have been 2007 to 2010.

Prior to that did you work in a planning capacity at other Councils?

PEDDER: Yes.

Yep, which?

PEDDER: Yeah, Strategic Planner at – I was the Manager of Strategic Planning at

Leichhardt.

Okay, yep.

Yeah.

10

15

25

PEDDER: From around 2005 to 2007. You're testing my memory.

That's alright.

PEDDER: Yep. Prior to that did a short stint with the Department of Planning and I

was with the Department of Infrastructure in Tassie, in Tasmania.

Okay.

PEDDER: As an Assistant Director of Planning. Ah... That was my attempt to get

back to Tasmania. I'm Tasmanian by birth.

20 PEDDER: (UNDECIPHERABLE) but my wife didn't want to go back to Tassie so I

came back and started up at Leichhardt.

Sure.

And before that I'd been the Senior Urban Designer at the Sydney Harbour Federation Trust from 2003 to 2005. Prior to that I've been the Urban

Designer at Woollahra Municipal Council from 2...1998 to 2003.

Okay. Ahm... So, you mentioned there and I understand you're currently

at Woollahra Council as well.

PEDDER: Mm.

PEDDER:

You mentioned there working for Woollahra Council, Leichhardt Council, 30

Bankstown and then the merger. When you arrived at Canada Bay –

108

PEDDER: Yes.

- did you make any observations at all about how the Planning Department was run and any dynamic that may have existed with Angelo Tsirekas?

Page 32 of 39 Vol 8.13

PEDDER: I think generally there was a view – there was a distrust of...of Angelo.

The – in terms of the way the Department's ran – the units ran –

Yep.

PEDDER: - a very effective Strategic Planning Group.

5 Yep.

> PEDDER: The Development Assessment Unit or Development Assessment team

> > ...had concerns in terms about DA times but that was –

You – sorry you had concerns about the DA times?

PEDDER: Yeah. So that was – that was my own, you know,

10 Okay.

> PEDDER: - take on how they were going, the DA times were headed Northwards

> > when they should have been going down.

Right.

PEDDER: ahm...Yeah.

15 You mentioned there was a distrust of Angelo. Can you just expand on that

for me a little bit?

PEDDER: I think there was – yeah it was just a sense I had. It wasn't anything specific

I don't think so -

Had you been told by somebody about Angelo at all?

20 PEDDER: No, I don't recall.

Okay. I just want to ask you about a particular DA –

PEDDER: Yep.

- but before I get to that do you know who Frank Colacicco is?

PEDDER: I don't recall that name.

25 Okay. Not a problem. The DA I wanted to ask you about it's in - it was

submitted in 2009. It was for a property on

Drummoyne which is down near the water.

PEDDER: Yeah.

and it was essentially demolition of a house and construction 30

of a new dwelling. Ahm...I'm going to show you just the tracking snip of

that DA being submitted.

KONDILIOS: 2009, Mr : 2019 my apologies. The DA tracking – the DA number was DA2019 and that's document D10782769. Ah...Can you just have a look at that. It's mainly just for – just to show you. Let me know when you finished that one.

5 PEDDER: Yep, yep.

: Do you have any memory of that DA at all?

PEDDER: I don't.

10

: That's okay. Pass that one back to me. I'm going to show you another document. What it is, it's an email chain. It's referenced by number D10778961. It's starts on the back page and goes forward and the initial email is the 4<sup>th</sup> of June 2019 and you can see it's from Angelo Tsirekas to

Belinda Gibson. Do you know who Belinda Gibson is or was?

PEDDER: Yeah, she was the PA to the Mayor

Okay...

15 PEDDER ...from recollection.

: If you can have a look, you start to be included in those email chains.

PEDDER: Sure.

: Starts on the back page and works forward.

: Is there a D Number?

: The D number for that document was D10778961.

PEDDER: Yeah.

: So you can see on that email chain it looks like the Mayor's initially made

a request of Belinda Gibson to ask about a DA for Dorking Street.

PEDDER: Yes.

25 : And then halfway through the address of

asked for as well.

PEDDER: Yes.

: And that filters back to you.

PEDDER: Yes.

: Is there any comment you can make on the nature of that request by the

Mayor? Was that common?

PEDDER: I – he did ask about the progress of DA's but ahm...yeah nothing that I

Page 34 of 39

recollect which was out of the ordinary.

: Okay.

PEDDER: Yeah.

: Would a request from the Mayor have any, not necessarily in this specific

DA but in general, would a request from the Mayor like that have any

effect on your day to day work?

5 PEDDER: No.

: Or your team's work?

PEDDER: Eh, no.

: No, okay. Alright, can you just pass that one back to me. The next document I want to show you it's a Mayoral diary meeting. You may not

have seen this. It is D10778960. It's a proposed diary schedule for the Tuesday the 11<sup>th</sup> of June and I'll just get you to have a quick look at that and I'll get you to turn your attention to the 4.30pm time slot. You can see that it's a meeting recorded to potentially happen between Frank Colacicco

and the Mayor regarding.

15 PEDDER: Sure.

10

20

: Pass that one back to me and you'll note that the proposed time is 11 June.

PEDDER: Yeah.

: The next document I want to show you is another Mayoral diary entry.

This time it's proposed for 13 June, two days later and I guess you turn

your attention to the 4pm timeslot and that is D10778962.

PEDDER: Yeah.

: And you'll see it's referenced to a meeting with – ah…for

.

PEDDER: Yeah.

25 : That the attendees are scheduled to be Frank Colacicco, the applicant and

Scott.

PEDDER: Yep.

: Can you help me if Scott is a reference to you?

PEDDER: I suspect it is.

: Do you have any memory of being present at a meeting with Frank

Colacicco, the Mayor, and a potential other person in relation to this DA

in June 2019?

PEDDER: I can't recall the meeting.

: That's okay. I believe the applicant was a Mr – well I know the applicant

was a Mr Christopher Gadelrabb, if that name rings a bell at all?

Page 35 of 39

35

PEDDER: It doesn't.

: No. You mentioned that you don't know who Frank Colacicco is –

PEDDER: Mm, I can't recall.

: That's okay, I appreciate that. Can you just help me with – in a general sense who would be able to have a meeting with the Mayor, the Director

of Planning about a DA, in a general sense? How does somebody get, you

know a member of public, get into the door to do that?

PEDDER: That would be through the Mayor's office, that wouldn't be through me.

: Okay is there any restriction on who can have that meeting?

10 PEDDER: Yeah, you would have to ask the GM and the Mayor.

: Okay, you would just be told and this is my assumption and correct me if

I'm wrong that this person has asked for a meeting, you're to attend?

PEDDER: I had to attend.

Okay, alright, thank you. Can you pass that one back? Do you have any questions on what I've asked so far? One of the other things I wanted to

ask you about was a Council owned carpark at 231 Victoria Road,

Drummoyne.

PEDDER: Mm hm.

: Do you have any knowledge of that carpark?

20 PEDDER: I know where – I think I know where it is but I don't have any working

knowledge of it if that makes sense.

mic 1110 Bo of 10 11 share manifes somes.

Let me help prompt you briefly. It was owned by Council. It was sold to private buyers in 2016 subject to a DA being approved. That DA was lodged in December 2016 to consolidate 231. Basically, the plan was to

consolidate 231 with the neighbouring block at 227 and build a six storey ahm...unit complex. Does that help at all jog any memory you may have

about this carpark?

PEDDER: No. I can't recall it.

: Okay.

25

30 KONDILIOS: The chronology that has just been put by Mr

obvious predates your arrival -

PEDDER: Correct.

KONDILIOS: - to the Council but I guess, I'm going to ask you the question, that

notwithstanding did you come across anything about this site at the time

Page 36 of 39

35 that you were at the Council?

PEDDER: Not that I can recall.

Vol 8.13

: Okay. You did – the DA was eventually put before the Planning Panel in December 2017. The Council had –hi.... and I'm just saying this to help if

it helps with any memory. Council had hired an independent Planner to assess the DA and prepare a report for the panel. That Planner was

Genevieve Slattery.

PEDDER: Don't know her.

5

20

: Don't know her and it was ultimately determined by the Panel in 2018.

You don't have any knowledge of that?

PEDDER: What date?

: It was in January 2018.

PEDDER: ... Yeah, it was before my time obviously -

: You commenced in August.

PEDDER: - but no I can't recall.

: That's okay. Alright, I don't have any more questions at all

15 Alright, thanks' Do you have an understanding or a knowledge of Angelo Tsirekas approaching the General Managers about development

applications or planning proposals at Council generally? I think you

indicated earlier that you had some knowledge of that.

PEDDER: Yeah so I would be asked about progress of applications and I'd update as

required.

: And – and that progress request would come from this General Manager

or – or would it come from others?

PEDDER: It may have come from Belinda or the General Manager.

: And you say Belinda, is that Belinda Gibson?

25 KONDILIOS: Gibson.

PEDDER: Yep.

: So the personal assistant to Mr Tsirekas would approach you directly?

PEDDER: I may have got an email, yeah.

: Or an email?

30 PEDDER: Yeah.

: Okay and that email may have enquired about various applications or

Page 37 of 39

matters within your department?

PEDDER: Yeah.

And would it be your normal course of behaviour to respond to that

request?

PEDDER: Yes.

5

Would you necessarily inform the General Manager of that request or

would you just respond to her directly?

PEDDER: I can't recall Simon.

Okay, alright. Was it your understanding that Angelo Tsirekas would make

ahm...regular enquiries or was it ad hoc or was it rare in respects to various

applications or planning proposals at Council?

10 PEDDER: Oh prob – every month there'd probably be one or two that I may have

been asked about progress.

And that would be from the office of Mayor?

PEDDER: Or the General Manager.

Or the General Manger?

15 PEDDER: Yeah.

Okay. The approach to you as the Director would that be within line of the

working code of conduct, ah...the working understanding at Council

PEDDER: I believe so...

and how it operated?

20 PEDDER: yes.

Alright did you have an understanding of Angelo Tsirekas approaching

other staff within the Department under your control or that's for a lack of

any other better word I can think of?

Mm hm. Not that I'm aware of....Mm hm PEDDER:

25 Alright. I've got nothing else. Stan, do you want to raise anything,

> No. Scott I've got no further questions for you, and I really appreciate your time today. Considering what we've been discussing is there anything that has prompted you that you wanted to speak to me about or raise any

questions with me today.

30 PEDDER: think so Simon. Hopefully I've been able to assist you.

No, that's fine and – and as I do with other people, I speak to I invite you

if you do recall something later on to go through Stan and come to me.

PEDDER: Sure.

You're more than welcome. He's got my contact details as do you. Look 35

I'll cease the interview. Just prior to doing that, ahm., just a couple of

Page 38 of 39

Vol 8.13 114 formal questions I need to ask you. Have the answers you provided here today been of your free will?

PEDDER: Yes.

: Have been to the best of your knowledge and belief?

5 PEDDER: Yes.

: Has any threat, promise, or offer of inducements been held to you to

participate in today's interview?

PEDDER: No.

: Alright. Are you – so the time is now 12.09 and I'll cease the interview.

#### **END OF INTERVIEW – 12.09**

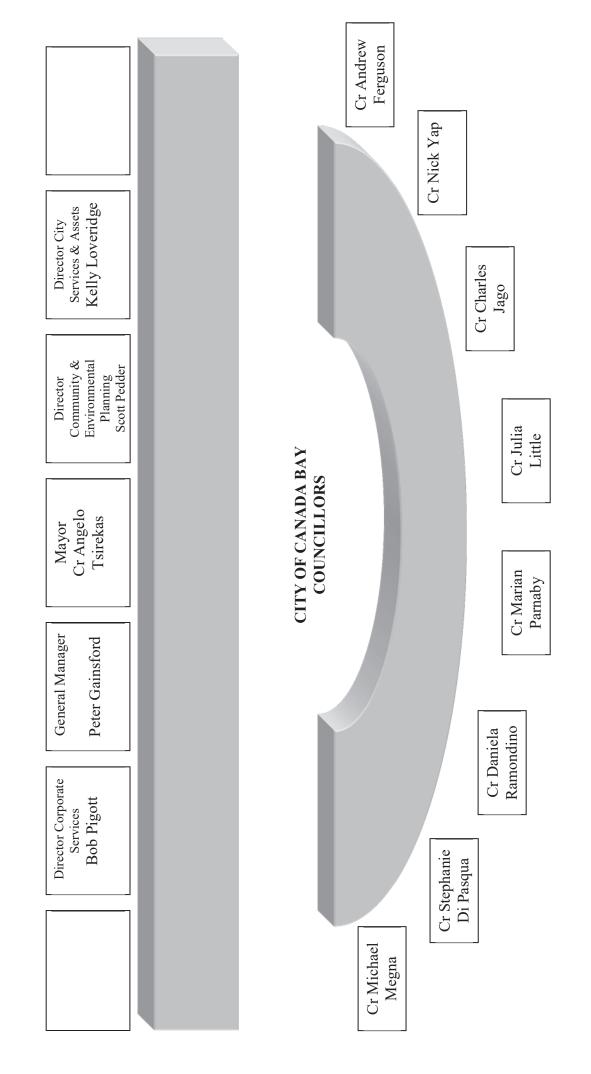
15



# COUNCIL MEETING AGENDA

Council Chambers
Canada Bay Civic Centre
1a Marlborough Street
Drummoyne

Tuesday, 19 February 2019 Commencing at 6.00 pm





Dear Councillor,

An ordinary meeting of the Council will be held in the Council Chambers, Canada Bay Civic Centre, Drummoyne, on Tuesday, 19 February 2019 at 6.00pm.

#### **AGENDA**

- 1. Welcome to Country
- 2. Apologies
- 3. Disclosures of Pecuniary and Non-Pecuniary Interest
- 4. Confirmation of Minutes
  - Council Meeting 4 December 2018
- 5. Public Forum
- 6. General Manager's Reports
- 7. Notices of Motion

Peter Gainsford General Manager

14 February 2019

ITEM-3 RHODES REVISED DRAFT PRECINCT PLAN - CITY OF CANADA BAY SUBMISSION

**Department** Community and Environmental Planning

**Author Initials: TH** 

#### **EXECUTIVE SUMMARY**

The Department of Planning and Environment placed the Rhodes Revised Draft Precinct Plan on public exhibition from 9th December 2018 to the 28th of February 2019.

An earlier version of the plan, the Draft Rhodes East Precinct Plan, was exhibited in 2017. Significant changes have been made to the plan since this time.

Council staff have reviewed the plan currently on exhibition and have identified a number of areas of concern relating to the content of the plan and proposed planning process. These are outlined in this report.

It is recommended that staff continue to finalise a submission in accordance with the points outlined below and that the submission be forwarded to the Department of Planning and Environment for its consideration.

#### STRATEGIC CONNECTION

This report supports FuturesPlan20 Outcome area:

EFF 4.2.1 Provide Strategic and Land Use Planning to ensure the built and natural environment is highly liveable with quality and sustainable development incorporating best practice design.

This report relates to the Greater Sydney Commission's *Eastern City District Plan* and the *Greater Sydney Region Plan*. The report also relates to the *Canada Bay Local Environmental Plan 2013*.

#### **REPORT**

#### **Background**

The Rhodes Peninsula is located wholly within the City of Canada Bay, with Council being the Local Planning Authority for this area.

The planning for Rhodes East began in 2015 when Council applied to the NSW Government for the area to be identified as a priority precinct. Council endorsed the following key objectives for the area: ensuring long term sustainability; encouraging active transport; providing affordable housing; delivering density

with a human scale; providing enhanced waterfront access and facilitating the delivery of a range of public spaces.

The Greater Sydney Region Plan and Eastern City District Plan, released in March 2018, recognise the importance of the peninsula, with it being nominated as a Strategic Centre and a Collaboration Area - with a focus on fostering sustainable water and energy infrastructure.

Council has previously worked closely with the Department to plan the Rhodes East Priority Precinct, culminating in the release of the Draft Precinct Plan in 2017.

The Department of Planning has led the process since this time and a Rhodes Revised Draft Precinct Plan (Revised Draft) was placed on public exhibition 9 December 2018 - 3 February 2019. After a request for an extension from Council and other stakeholders, the exhibition was extended to the 28<sup>th</sup> of February 2019.

#### The Rhodes Revised Draft Precinct Plan

The Revised Draft sets out the vision, principles, job and dwelling targets, and development parameters for urban renewal in Rhodes. It responds to new and updated information that has emerged since the 2017 public exhibition, including the release of the Eastern City District Plan by the Greater Sydney Commission (GSC).

The exhibition package includes the *Revised Draft Precinct Plan*, an *Urban Design Report* and an *Explanation of Intended Effect*, which describes how planning controls will be changed to implement the Revised Draft.

The Revised Draft expands the precinct boundary to the west to include land adjacent to Rhodes train station. It amends the previous 5 precinct boundaries to create 4 new character areas: Station Gateway West, Station Gateway East, Cavell Avenue and Leeds Street Foreshore. Each character area is given a maximum dwelling target, however no height or floor space controls are provided.

The Revised Draft states an indicative dwelling yield of 3600 dwellings in Rhodes East and 600 additional dwellings in Rhodes West (i.e. additional to the 1584 dwellings existing & proposed in that location). This provides a total of 4200 additional dwellings, an increase of 611 dwellings from the 2017 draft Precinct Plan.

The Revised Draft also proposes 40,000 m<sup>2</sup> of commercial GFA in the Station Gateway East character area, an increase of 23,100 m<sup>2</sup> commercial GFA from the 2017 draft Precinct Plan.

It includes proposals for a new primary school site in the Leeds Street precinct for up to 1000 students, with a minimum land area of 1 hectare.

#### The submission

#### Lack of justification

The draft Precinct Plan includes significant changes to the previously exhibited plan with little justification or consideration of impacts. These changes include:

- a substantial increase to the amount of floor space and number of dwellings. The density proposed for the entire plan area is 202 dwellings per hectare - almost double the highest density existing area in Sydney, Potts Point/Woolloomooloo, which has a density of 108-110 dwellings per hectare.
- A new commercial core zone adjacent to the station with 40,000m<sup>2</sup> GFA (Gross Floor Area) is also proposed, but is not justified.
- an unjustified expansion of the boundary of the precinct to include land on the western side of the main northern railway line, which has already been master planned by Council and has recently approved Development Applications.

#### Absence of necessary detail to inform the implementation of the plan

The Revised Draft contains no information about how the increased density is to be regulated. There are no height or floor space limits, and no detail on how development could be shaped to address key planning issues including amenity, bulk, scale, heritage conservation, sustainability, view sharing or overshadowing. These elements are key requirements which should be in place at the time of land use zoning.

This results in uncertainty and a lack of transparency in built form outcomes, making it difficult to assess impacts relating to overshadowing, loss of views and amenity.

#### Outdated evidence base

Technical reports and detailed studies were undertaken to inform the draft Precinct Plan in 2017, yet the work has not been updated to account for changed circumstances, such as additional residential and commercial floorspace and subsequent impacts, for example on traffic and transport networks.

#### Concerns regarding the proposed planning process

Concerns are raised about planning processes and procedures. The community and Council will have no further say in the strategic planning for Rhodes East until after landowner master plans are endorsed by the NSW Government. Council will have minimal input into the Masterplans, where primary built form

controls will be determined. The community will also have no opportunity to comment until DCP stage, after key controls are finalised.

As a minimum, Council should be the body responsible for preparing the master plans in the form of a DCP. This will enable the master plans to be the subject of community consultation and be prepared with a higher standard of transparency, impartiality and probity.

#### Infrastructure and delivery mechanisms not articulated

The Precinct Plan and Explanation of Intended Effects (EIE) provide less certainty on the delivery of infrastructure mechanisms than was provided in the 2017 draft Precinct Plan, and instead defer decisions to the master planning stage, which, according to the Revised Draft will be led by the landowners.

This provides little confidence that infrastructure can be delivered. The Revised Draft should be updated to include clear funding mechanisms for infrastructure, outlining the role of the Special Infrastructure contributions, s 7.11 Contributions and Planning Agreements.

#### Inconsistency with Greater Sydney Region Plan & Eastern City District Plan

The Precinct Plan for Rhodes is required to be consistent with both the Greater Sydney Region Plan (GRSP) and the Eastern City District Plan adopted in March 2018, however a number of inconsistencies and conflicts are evident. These include a lack of regulation for sustainability requirements, no affordable housing requirement and proposals to rezone, rather than retain industrial land.

#### Traffic and Transport impacts

A key constraint to development in East Rhodes is the limitation of existing transport networks, in particular congestion on Concord Road /Homebush Bay Drive and the capacity of the T1 Northern Train line. This is not adequately addressed in the Revised Draft.

#### Next steps for the draft Rhodes Revised Precinct Plan

The Revised Draft states that the Department will release the final Plan and a Submissions report that summarises the feedback received during the exhibition.

The Explanation of Intended Effects notes that the Department would then proceed to make a State Environmental Planning Policy (SEPP) which would amend both the Canada Bay LEP 2013 and the Sydney Regional Environmental Plan (Sydney Harbour Catchment),

However, the preferred outcome is for the Precinct Plan to be revised and reexhibited to include key built form controls and to address issues raised in the submission.

#### Conclusion

The Revised Draft Precinct Plan sets out the vision, principles, job and dwelling targets, and development parameters for urban renewal in Rhodes. It responds to new and updated information that has emerged since the 2017 public exhibition of the *Draft Rhodes East Precinct Plan*.

Staff have reviewed the Revised Draft on exhibition and have identified a number of areas of concern relating to the content of the plan and proposed planning process. These are outlined in this report and will be detailed in the final submission to the Department.

#### RECOMMENDATION

THAT the Council proceed with finalising a submission in accordance with the key points outlined in this Council report and that the submission forwarded to the Department of Planning for its consideration.

#### Attachments:

1. Draft Rhodes Planned Precinct Submission - Document Set ID 6490008



#### **MEETING OF COUNCIL**

Held in the Council Chambers
Canada Bay Civic Centre
1a Marlborough Street, Drummoyne
on Tuesday, 19 February 2019, commencing at 6.00pm.

#### **MINUTES**

Present: Cr Tsirekas (Mayor)

Cr Jago (Deputy Mayor)

Cr Ferguson Cr Little Cr Megna Cr Parnaby Cr Ramondino

Cr Yap

In attendance: Mr Peter Gainsford (General Manager)

Ms K Loveridge Mr B Pigott Mr S Pedder

Mrs D Foster – Minutes

## MM-1 MAYORAL MINUTE: CALL FOR SYDNEY WATER TO UPGRADE AGEING INFRASTRUCTURE

M- 5997 RESOLVED

(Cr Tsirekas)

- 1. THAT the Mayor write to Sydney Water requesting data on the number of raw sewage overflow incidents in the City of Canada Bay Local Government Area over a period of 24 months to February 19, 2019.
- 2. THAT Sydney Water divert funds received from the recent sale of the Drummoyne Reservoir to infrastructure improvements in the City of Canada Bay Local Government Area.
- 3. THAT the Mayor write to the Minister for Lands and Water and the State Member calling for urgent attention to the issue of sewage overflows in our area and seeking support for the renewal of Sydney Water's ageing infrastructure in the City of Canada Bay.

# ITEM-1 DEVELOPMENT APPLICATION DETERMINATIONS BY THE LOCAL PLANNING PANEL AND BY THE STAFF UNDER DELEGATION

M- 5998 RESOLVED

(Crs Megna/Little)

THAT Council note the information contained in this report.

(FOR: Crs Ferguson, Jago, Little, Megna, Parnaby, Ramondino,

Tsirekas, and Yap)

(AGAINST: Nil)

ITEM-2 PLANNING PROPOSAL FOR 1-9 MARQUET STREET, RHODES & 4 MARY STREET, RHODES (PP2018/0002)

Mr D Furlong, Director of Plan Urban Services, addressed Council.

M- 5999 RESOLVED

(Crs Parnaby/Megna)

1. THAT Council, having considered the advice of the Local Planning Panel of 23 August 2018, confirm its resolution of 15 May 2018 in relation to the iProsperity Planning Proposal for land at 1-9 Marquet Street and 4 Mary Street, Rhodes.

2. THAT Council forward the Planning Proposal to the Minister for a gateway determination.

(FOR: Crs Little, Megna, Parnaby, Ramondino, Tsirekas, and Yap)

(AGAINST: Crs Ferguson and Jago)

### ITEM-3 RHODES REVISED DRAFT PRECINCT PLAN - CITY OF CANADA BAY SUBMISSION

At 6.36pm Councillor Ferguson declared a non-pecuniary interest in this matter and left the Meeting.

#### M- 6000 RESOLVED

(Crs Parnaby/Megna)

THAT the Council proceed with finalising a submission in accordance with the key points outlined in this Council report and that the submission be forwarded to the Department of Planning for its consideration.

(FOR: Crs Jago, Little, Megna, Parnaby, Ramondino, Tsirekas, and

Yap)

(AGAINST: Nil)

At 6.46pm, Councillor Ferguson returned to the Meeting

# ITEM-4 ENVIRONMENT ADVISORY COMMITTEE REPORT - 06 DECEMBER 2018

#### M- 6001 RESOLVED

(Crs Jago/Yap)

THAT the minutes of the meeting of the City of Canada Bay Environment Advisory Committee for 06 December 2018 be received and noted.

Home

Home Page

**Application Tracking** 

Application Search

Property Search

Related Links

DAs Received this

Week

DAs Received last

Week

DAs Received this

DAs Received last

Month

Month

DAs Determined this

Week

DAs Determined last Week DAs Determined this

Month

DAs Determined last

Month

# DA2019/

Residential - Single Dwelling - Demolition of existing structures and construction of a new multistorey dwelling with basement parking and pool

Status: Approved - Delegated

Lodged: 09/05/2019

Estimated Cost of Work: \$ 1,560,000

Officer: Stuart Ardlie

Notification End Date: 05/06/2019

Determined: 17/12/2019

Approved - Delegated by Delegated Authority

Show All Documents History DA - Delegated Report DA2019 People Location

18/10/2019

28/10/2019

DA - Determination - Deferred Commencement Approval DA2019

Vol 8.13 127

#### FW: dorking St

Date: Tue, 11 Jun 2019 13:09:17 +1000

From: Belinda Gibson

Sent: Tuesday, 11 June 2019 1:08 PM

To: Angelo Tsirekas (Angelo Tsirekas@canadabay.nsw.gov.au) < Angelo Tsirekas@canadabay.nsw.gov.au>

Subject: dorking St

From: Belinda Gibson

Sent: Tuesday, 11 June 2019 1:03 PM

To: Angelo Tsirekas (<a href="mailto:Angelo.Tsirekas@canadabay.nsw.gov.au">Angelo.Tsirekas@canadabay.nsw.gov.au</a>

Subject: FW: DA 2018/0016

From: Belinda Gibson

Sent: Tuesday, 11 June 2019 10:35 AM

To: Angelo Tsirekas (Angelo.Tsirekas@canadabay.nsw.gov.au) < Angelo.Tsirekas@canadabay.nsw.gov.au>

Subject: FW: DA 2018/0016

From: Scott Pedder

**Sent**: Friday, 7 June 2019 4:43 PM

To: Belinda Gibson < Belinda. Gibson@canadabay.nsw.gov.au > Co: Samuel Lettice < Samuel. Lettice@canadabay.nsw.gov.au >

Subject: RE: DA 2018/0016

Hi Belinda,

#### In relation to 13 Dorking, the assessing officer has provided the following:

The amended design needs to go to the LPP as it exceeds both the building height and FSR standards. Other non-compliances in the design are considered to be acceptable on merit given location and recent developments in the street.

Draft report recommending approval had been prepared for April 2019 LPP meeting, however was deferred as amendment drawings were not provided.

The draft report is based on an amendment design that has been discussed and agreed with architect over the last six months. The agreed design amendment involves a slightly reduced height and increased rear setback to reduce amenity impacts for the neighbours, particularly No. 11 Dorking Road.

The architect is waiting final approval from the owner to lodge these amended for the amended plans for final determination.

Let me know if you need anything further.

Regards,

Scott

#### Scott Pedder | Director, Community & Environmental Planning

#### City of Canada Bay

1a Marlborough St Drummoyne NSW 2047 | www.canadabay.nsw.gov.au

T: 02 9911 6400 | Scott.Pedder@canadabay.nsw.gov.au



Any information transmitted in this message and its attachments is intended only for the person or entity to which it is addressed. The above email correspondence should be read in conjunction with our standard disclaimer/terms which can be found at <a href="http://www.canadabay.nsw.gov.au/email-disclaimer">http://www.canadabay.nsw.gov.au/email-disclaimer</a>

From: Belinda Gibson

Sent: Friday, 7 June 2019 12:29 PM

To: Scott Pedder < Scott.Pedder@canadabay.nsw.gov.au > Cc: Samuel Lettice < Samuel.Lettice@canadabay.nsw.gov.au >

Subject: FW: DA 2018/0016

Importance: High

Wondering if you can provide a response to the Mayor's request below please.

He is also asking about DA2019/ any objections. , notification closed 5/6. Wants to know if there were any objections.

Appreciate your assistance.

Regards,

# **Belinda Gibson | Administration Officer - Executive & Councillor Support**

City of Canada Bay

1a Marlborough St Drummoyne NSW 2047 | www.canadabay.nsw.gov.au

T: 02 9911 6503 | Belinda.Gibson@canadabay.nsw.gov.au



Any information transmitted in this message and its attachments is intended only for the person or entity to which it is addressed. The above email correspondence should be read in conjunction with our standard disclaimer/terms which can be found at <a href="http://www.canadabay.nsw.gov.au/email-disclaimer">http://www.canadabay.nsw.gov.au/email-disclaimer</a>

From: Belinda Gibson

Sent: Tuesday, 4 June 2019 1:24 PM

To: Scott Pedder (Scott.Pedder@canadabay.nsw.gov.au) <Scott.Pedder@canadabay.nsw.gov.au>

Cc: Samuel Lettice < Samuel.Lettice@canadabay.nsw.gov.au >

Subject: FW: DA 2018/0016

Appreciate your help with the Mayor's request.

Vol 8.13

#### Regards,

From: Angelo Tsirekas

Sent: Tuesday, 4 June 2019 1:07 PM

To: Belinda Gibson < Belinda. Gibson@canadabay.nsw.gov.au >

Subject: DA 2018/0016

Belinda, can you pls get me an update on the above DA for 13 Dorking Rd.

Angelo

Sent from my iPhone

#### Mayor Angelo Tsirekas City of Canada Bay

1a Marlborough St Drummoyne NSW 2047 | <a href="www.canadabay.nsw.gov.au">www.canadabay.nsw.gov.au</a> T: 02 9911 6500 | <a href="mailto:Angelo.Tsirekas@canadabay.nsw.gov.au">Angelo.Tsirekas@canadabay.nsw.gov.au</a>



Any information transmitted in this message and its attachments is intended only for the person or entity to which it is addressed. The above email correspondence should be read in conjunction with our standard disclaimer/terms which can be found at <a href="http://www.canadabay.nsw.gov.au/email-disclaimer">http://www.canadabay.nsw.gov.au/email-disclaimer</a>

#### Diary Tuesday 11 June

From: Belinda Gibson <a href="mailto:belinda.gibson@canadabay.nsw.gov.au">belinda.gibson@canadabay.nsw.gov.au</a>
To: Angelo Tsirekas <a href="mailto:angelo.tsirekas@canadabay.nsw.gov.au">angelo.tsirekas@canadabay.nsw.gov.au</a>

Date: Fri, 07 Jun 2019 14:15:33 +1000

4pm Comms meeting with Angus

4.30pm – Frank Colaccico

6pm Councillor workshop

# **Belinda Gibson | Administration Officer - Executive & Councillor Support**

City of Canada Bay

1a Marlborough St Drummoyne NSW 2047 | www.canadabay.nsw.gov.au T: 02 9911 6503 | Belinda.Gibson@canadabay.nsw.gov.au



Any information transmitted in this message and its attachments is intended only for the person or entity to which it is addressed. The above email correspondence should be read in conjunction with our standard disclaimer/terms which can be found at <a href="http://www.canadabay.nsw.gov.au/email-disclaimer">http://www.canadabay.nsw.gov.au/email-disclaimer</a>

#### Mayor's diary Thursday 13 June

From: Lisa Togafau lisa.togafau@canadabay.nsw.gov.au>

To: Angelo Tsirekas <angelo.tsirekas@canadabay.nsw.gov.au>

Date: Wed, 12 Jun 2019 16:45:51 +1000

9:30am – 10:05am - Meeting With Planning Minister- Rob Stokes, Minister Stokes Office, 52 Martin Place, Sydney (entry to the building is from Phillip St)

3:30pm - 4pm - Bob and Peter re handling Mayoral matters, GM's meeting room with GM & Bob

4pm – 4:30pm - Frank Colaccico and applicant , GM's meeting room With Scott

4:30pm – 5pm - Fiona Martin Member for Reid, Mayor's office with GM

5pm – 5:30pm - Ferragosto committee meeting, GM's meeting room

5:30pm – 6pm - Discussion surrounding concerns about dangerous driving along Wareemba/Coranto Street, Wareemba, Hudson room with Kelly

6pm - 7pm - Itinerary Planning, GM's meeting room with GM

# Lisa Togafau | Administration Officer - Executive & Councillor Support City of Canada Bay

1a Marlborough St Drummoyne NSW 2047 | www.canadabay.nsw.gov.au T: 02 9911 6275 | Lisa.Togafau@canadabay.nsw.gov.au



Any information transmitted in this message and its attachments is intended only for the person or entity to which it is addressed. The above email correspondence should be read in conjunction with our standard disclaimer/terms which can be found at <a href="http://www.canadabay.nsw.gov.au/email-disclaimer">http://www.canadabay.nsw.gov.au/email-disclaimer</a>