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INDEPENDENT COMMISSION AGAINST CORRUPTION

STEPHEN RUSHTON SC
COMMISSIONER

PUBLIC HEARING

OPERATION GALLEY

Reference: Operation E19/0569

TRANSCRIPT OF PROCEEDINGS

AT SYDNEY

ON FRIDAY 1 JULY, 2022

AT 2.00PM

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This transcript has been prepared in accordance with conventions used in the Supreme Court.

MR HOOD: Just before we resume, if I may, Commissioner, I've spoken to Counsel Assisting about the application I made earlier.

THE COMMISSIONER: Yep.

MR HOOD: And at this time I seek to withdraw that application.

THE COMMISSIONER: Thank you.

10 MR HOOD: Thank you.

MS HEGER: Mr Liu, you mentioned earlier that an investor in Landmark Square had attended the meeting in the photograph I showed you earlier.
---*Yep.*

He was introduced to Mr Badalati and Mr Hindi at one point?---*I don't recall.*

10

You never saw this person introduced to Mr Badalati and Mr Hindi on this trip in Tangshan?---*I don't recall.*

All right. You stayed at the same hotel in Tangshan as Mr and Mrs Hindi and Mr Badalati, correct?---*Yeah.*

And who paid for your accommodation in Tangshan?---*I believe it was, I believe it was China Liu.*

20

And why do you believe that?---*Because he invited us and I believe that was him.*

All right. You checked out of the hotel around the same time as Mr Badalati and Mr and Mrs Hindi, is that right?---*I was a little bit earlier than them, than they were.*

Did you see Mr Badalati and Mr and Mrs Hindi in the lobby of the hotel that morning that you checked out?---*Yes.*

30

Did you witness them have a discussion with China Liu's staff?---*I, yes, they did talk, yes.*

And can you name the staff member who they were talking to?---*I don't recall.*

No. And could you hear what they were saying?---*I could not hear what they said. I was a little bit further away from them.*

40

Did you see Mr Badalati or Mr and Mrs Hindi give anything to the staff member?---*I saw them giving something but I couldn't see what it was.*

All right. Can I show you a document, which is volume 3.2, page 1, Exhibit 198? You'll see this is an invoice addressed to "Mr Hindi and partner" it's from Golden Miles Travel & Tour International and date is 6 April, 2016. And you'll see the total, excluding the credit card charge, is 4,240?---*Yes.*

Had you seen this document before you were interviewed in relation to this inquiry?---*No.*

10 Can I show you another document, which is volume 2.8, page 49, Exhibit 202? Are you aware that Mrs Hindi has given evidence that the handwriting on this note is her handwriting?---*Yes, I know.*

All right. And I can tell you this image was taken from your mobile phone. And you can see the date is 11 August, 2016. Can you explain how this image came to be on your mobile phone?---*I really can't remember about this one.*

Well, did Mrs Hindi show you this note?---*I don't recall.*

20 Did Philip Uy show you this note?---*I can't remember now.*

Well, you can see that there's a figure of \$4,240 there and in brackets next to it, it says "(airfares)"? And you understand that that's the same figure that appeared on the invoice to "Mr Hindi and partner" from Golden Miles Travel?---*Yes.*

Well, do you accept that this image is on your phone because you had an agreement to reimburse Mr and Mrs Hindi for their travel expenses for this trip to China in April?---*There was no agreement with him.*

30

Well, is there any other explanation for this image being on your mobile phone?---*I really can't remember now.*

Did you, in fact, reimburse Mr and Mrs Hindi for their expenses for that trip to China in April?--- *No.*

Did your companies GR Capital Group or One Capital Group reimburse Mr and Mrs Hindi for their expenses on this trip to China?---*I don't recall having done so. I don't remember that being the case, sorry.*

40

Did Philip Uy reimburse Mr and Mrs Hindi for their flights and accommodation on this trip to China?---*I don't know.*

THE COMMISSIONER: What about China Liu?---*I'd have no idea about that.*

MS HEGER: And what about Mr Badalati, did you or Philip Uy reimburse him for his expenses on this trip to China?---*Not myself.*

10 Well, do you know if anyone else did?---*I don't know.*

Well, I suggest to you, Mr Liu, that you must have reimbursed Mr and Mrs Hindi for their expenses on this trip to China because there's no other explanation for this note being on your phone.---*I didn't.*

I'll show you another document. I just want to show you another document, which is volume 17. Do you recognise this agreement?---*Yes.*

20 It says Xinfeng The One Treacy Project Investment Agreement. Is that right?---*Yes.*

And both China Liu and yourself signed this agreement, correct?---*I believe so, yes.*

Go to the next page. It says at point 3, "Party A will invest \$10 million Australian which will be used for construction." Is that right?---*Yes.*

30 And party A of course refers to China Liu. Did China Liu in fact invest \$10 million in the Treacy Street project?---*He invested a deposit into the Landmark Square project but not in this one.*

So he did transfer \$10 million to you or one of your accounts, is that right? ---*Yes.*

And he transferred that amount over the course of 2016. Is that right? ---*Approximately, yes.*

40 But you understood that money to be paid for the purposes of Landmark Square. Is that right?---*Yes.*

Did China Liu ever invest any other money in Landmark Square?---*Can I get you to repeat?*

Did China Liu invest any other money in Landmark Square?---*I believe not.*

And so ultimately didn't comply with his obligation under the cooperation agreement to invest \$80 million. Is that right?

10 THE INTERPRETER: Did not?

MS HEGER: Did not.---*Correct.*

At point 5, it says "as of 12 May, 2016, party B" that is you "has expended about AU\$18". Do you see that?---*Yes.*

And had you, in fact, expended about AU\$18 million on the Treacy Street project by this time?---*A good part of it was Philip Uy's money.*

20 How much of it was Philip Uy's money?---*We still have not done an accurate calculation of the money.*

Well, can you give me a rough estimate of how much Philip Uy paid out of that \$18 million figure?---*The account or the records that he had was very, very messy. Some of them were investments in the Landmark Square and some of them was in this one. So I still have no, like, clear record of what is, which is what.*

30 All right. Well, I think you earlier gave evidence that Philip Uy ultimately invested about \$8 million in Treacy Street. That's right, isn't it?---*Yes, but he claimed to have invested more than this, so we are still in the process of calculating.*

I understand. Could we just close down that document now, please? And then I'll ask you to go to page 105 of the same volume. And I should just mark for identification the agreement I just went to, which was the Treacy Street investment agreement and it will be MFI 31.

40 THE COMMISSIONER: Thank you.

#MFI-031 – TREACY STREET INVESTMENT AGREEMENT

MS HEGER: No. Could you close that down, please? Given you the wrong page number. Pardon me a moment. All right. Do you recognise this document?---*Yes.*

10 This is the Xinfeng Landmark Square project investment agreement again between Yuqing Liu, China Liu, and yourself, correct?---*Yes.*

And you signed this agreement at about the same time as the other agreement or Treacy Street, correct?---*Yes. I believe so.*

I might just go through to the signature page, please, to confirm the date. Do you recognise your signature there, Mr Liu?---*Yes.*

And you signed it on 23 May, 2016, correct?---*Yes.*

20 If we go back to the first page of that agreement, the next page, please. No, the other way, I think. This says that both parties will enter into a joint venture agreement for the project called Xinfeng Landmark Square, correct?---*Yes.*

And it says that party A, that is China Liu, holds a 60 per cent share of the joint venture and party B, that is yourself, holds a 40 per cent share of the joint venture, correct?---*Yes.*

30 All right. And it says at the bottom “China Liu will invest \$80 million Australia into the joint venture”, correct?---*Yes.*

And as you said, that ultimately didn’t occur, he only ever paid \$10 million, correct?

THE INTERPRETER: 2 million?

MS HEGER: 10 million.---*Correct.*

40 China Liu later commenced proceedings in the Supreme Court of New South Wales to recover that \$10 million, correct?---*Yes.*

That was in 2018?---*Yes.*

And the proceedings were against GR Capital Group and One Capital Group and you personally, correct?---*Yes.*

And ultimately you and the two companies were ordered to repay the \$10 million, is that right?---*Yes.*

And you ultimately did pay the \$10 million back to China Liu, is that right?
---*No.*

10

Oh, all right. Is that because administrators were ultimately appointed to GR Capital Group and One Capital Group?---*Yeah, yeah, administration, yes.*

Yes, all right. You also travelled to Tangshan in June 2016, correct?
---*Was that the time when the waste project was signed?*

Yes, it was.---*Yes.*

20 I should go back a step. First of all, I'll mark for identification the Landmark Square investment agreement as MFI 32.

#MFI-032 – LANDMARK SQUARE INVESTMENT AGREEMENT

MS HEGER: And I should show you one other document, which is volume 3.9, page 1. Excuse me. Just starting with the Chinese version, do you recognise this document?---*Yes.*

30

And you also signed this document on 23 May, 2016, didn't you? If we just go through to the signature page, please.---*Yes.*

If we go to the English version, it should be starting on the next page, it says there that "The true purposes of signed", which maybe should be signing "Xinfeng The One Treacy Project Investment Agreement, Equity Pledge Agreement and relating English version are" as follows: "To assist Party A", that is China Liu, "to apply for a visa to immigrate to Australia; 2, to transfer Tangshan Xinfeng company's assets to Australia; 3, to deal with Financial Department of Tangshan Xinfeng company and; 4, to deal with other related Chinese authority".---*Yes.*

40

Did you understand this to mean that the purpose of signing the Treacy Street project investment agreement was so that China Liu could show that to relevant authorities to help him obtain a visa? That is a visa to immigrate to Australia?---*Yes.*

10 All right. And did you also understand it to mean that the purpose of signing that Treacy Street project investment agreement was so that China Liu could show it to authorities in China to enable him to transfer Xinfeng's assets to Australia?---*Yes.*

And then another purpose of signing the Treacy Street project agreement was so that China Liu could show it to Xinfeng's Finance Department? ---*Yes.*

Go to the next page. It refers to the amount of asset being transferred as "50 million RMB approximately equivalent to AU\$10 million". Correct? ---*Correct.*

20 And that refers to the \$10 million payment you've said China Liu transferred to you in 2016. Is that right?---*At that time, he did say that he would transfer another 10 million.*

This is an additional \$10 million. Is that right?---*I believe so. I think he wanted to do the transfer before the, approved by the government, to get Philip Uy to help him.*

30 And at point 5, it says "when party B," that is yourself "or Philip," and that's Philip Uy. Correct?---*Yes.*

And it says when you or Philip Uy "receives the \$10 million, you would then use your channel to exchange the RMB into Australian dollars or Philip Uy will transfer the fund directly to Australia and contribute the fund into the 1 Treacy Street project to meet the requirement of Immigration". Is that right?---*Yes.*

40 And it says, "When the project is completed, the fund will be transferred into either China Liu's personal account in Australia or Huinan Zhao's personal account." Correct?---*Yes.*

And did China Liu, in fact, transfer this extra \$10 million to you or Philip Uy?---*No.*

Right. But on your understanding, was the Treacy Street project investment agreement simply signed to enable China Liu to obtain a visa and transfer funds to Australia not because it was a genuine agreement?---*I don't know how he, what he has discussed with his migration agent at that time. We based on what we were told from him and made subsequent amendments to it, to it.*

10

Well, did you consider the Treacy Street project investment agreement to be a genuine agreement?---*I believed so at that time.*

All right. I'll just mark that for identification, number 33.

THE COMMISSIONER: Thank you.

#MFI-033 – VOLUME 3.9, PAGE 1

20

MS HEGER: Can I you then about that trip to China in June 2016? You've said that trip was for the purposes of a signing ceremony between China Liu and Con Hindi, correct?---*Yes.*

And that agreement concerned the establishment of a waste-to-energy plant in New South Wales, correct?---*Yes.*

30 And you earlier said that you had no involvement in that waste-to-energy project, correct?---*Correct.*

So why did you travel to China on this occasion?---*That was mainly because I was invited to go by China Liu and I went back to discuss about the, the approval from the Chinese Government to do the transfer of the funds.*

Which funds, the \$10 million for Landmark Square?---*No, but the total amount, I recall, I might be wrong, I think could be as much as 500 million.*

40

\$500 million, what was that for?---*The application at that time was for the two projects of mine and the waste project.*

So the \$500 million was for Treacy Street and Landmark Square and the waste project, is that right?---*I believe so.*

And, what, China Liu was trying to raise \$500 million in China for those three projects, is that right?---*Yes.*

10 All right. So obviously you discussed Treacy Street and Landmark Square with China Liu on this trip, correct?---*No. I, when I saw him I was working together with the bank people at that time.*

So you didn't actually discuss Landmark Square or Treacy Street with China Liu on this trip. Is that your evidence?---*I stayed with him only briefly. We probably have visited four or five government offices, government departments.*

20 Well, did you visit them together with China Liu?---*No, with his manager.*

Who was his manager?---*I forgot but I recall her being a female. She took me to those places.*

Okay. At this time, the Landmark Square planning – well, let's go back a step. Hurstville City Council had by this time been dissolved. You recall that?---*Yes.*

30 But Georges River Council had been formed and an administrator was running Georges River Council?---*That I don't know. I can't remember.*

All right. But you understood that the Landmark Square planning proposal had not been gazetted yet?---*I only remember that council had stopped working.*

All right. Well, you know that the Landmark Square planning proposal was ultimately gazetted in August 2020. Correct?---*Yes.*

40 And so you know that the planning proposal was still before Georges River Council at this time?---*I was told that it's already going to the State Government.*

All right. Did you discuss the Landmark Square planning proposal with Mr Hindi on this trip or Mrs Hindi?---*I stayed with them only very briefly, as well. Philip Uy has been staying with them the whole time because of their waste-to-energy project.*

Right. So is the answer, no, you didn't discuss Landmark Square with Mr and Mrs Hindi on this trip?---*I don't recall having done so.*

10 Right. Philip Uy was on this trip, as well, as you said?---*Indeed.*

And what role did he have in the waste-to-energy project?---*Philip told me that China Liu would engage him as the general manager for the project.*

All right. And do you know if Philip Uy had actually done any work on this project at this point?---*I believe so.*

What kind of work had he done?---*I don't know those details.*

20 All right. Did Philip Uy actually tell you that he had done some work on the project?---*Yes.*

All right. Can I show you volume 2.8, page 39? Can I show you now volume 3.10, which is MFI 19? Can I ask you this, Mr Liu, did you watch Chris Yan give evidence in this inquiry?---*Yes.*

All right. And you recall that he was shown this invoice from Air China? ---*Yes.*

30 Had you seen this invoice before it was shown to Chris Yan?---*I don't remember.*

All right. Do you know whether Xinfeng or China Liu made the bookings for the flights to China for this June 2016 trip? And I mean, let's start with your flight. Did China Liu or Xinfeng book your flight to China?---*I, I forgot because there is just too many trips to China.*

All right. So I take it you don't know who booked Mr and Mrs Hindi's flights either?---*Forgot.*

40

All right. You'll recall I showed Mr Yan an extract from GR Capital Group's accounts.---*Yes.*

And I'll show you those accounts again now. You'll see in the bottom entry there there's an amount for Air China, \$14,775.---*Yes.*

Which of course matches the amount of the Air China invoice we saw earlier.---*Yes.*

10 And so you accept, I take it, that an amount was paid out of the GR Capital Group account for that Air China invoice, correct?---*It was paid on behalf of Xinfeng, yes.*

Well, are you aware of Xinfeng reimbursing GR Capital Group for that amount of \$14,775?---*Yes.*

And how are you aware of that?---*Well, when we were there, money would be paid into my Bank of China account, we would settle the account, reconcile the account there, and part of that was the air ticket fee but I don't
20 recall the exact amount, but I remember the airfare was one of it.*

All right. This is your Bank of China account in China, is that right?
---*Correct.*

And who did you make those arrangements with for an amount to be paid into your Bank of China account?---*Not for this particular amount, but together with lots of other amounts.*

And who did you make those arrangements with?---*The manager of China
30 Liu.*

Is that the lady you referred to earlier or someone else?---*There are a few people that helped him. One of them was looking after his personal accounts, someone, another was looking after his applications. So there are a few people involved.*

Well, can you do your best to try and remember the person's name that you spoke to? Well, going back a step, was it you personally who spoke to China Liu's manager?---*I believe it was.*
40

THE COMMISSIONER: Can I just clarify this, you accept that at least initially, GR Capital Group paid Air China for that invoice?---*Yes.*

But you say that you were reimbursed by China Liu?---*Yes.*

And if that invoice relates to Mr and Mrs Hindi, it follows, doesn't it, that you initially paid the amount and then China Liu reimbursed you for the amount of their airfares?

- 10 MR HOOD: Just before that question is answered, can I raise a distinction, Commissioner, in the question that you've posed, if I may, because these are accounts of a corporation and I don't want to be seen to be signalling to the witness in any way - - -

THE COMMISSIONER: No, but they're his corporation.

MR HOOD: Yeah, that's right. But the question that Your Honour put was "you". Now - - -

- 20 THE COMMISSIONER: I'm sorry. I'll go back a step. You accept that GR Capital Group Pty Ltd paid the amount of \$14,775 in respect of the invoice you've been shown?---*Yes, the company account.*

Yes, the company account. And then the company was reimbursed by China Liu?---*At that time, for this particular, I cannot remember very clearly but I do recall that there was a cheque paid to me personally from China Liu, together with other amounts.*

I see. So - - -?---*Into my Bank of China account.*

30

Okay. So the company GR Capital Group paid the invoice but you received money from China Liu, some of that money being for those airfares?---*I believe so.*

Thank you. And if that invoice related to the airfares of Mr and Mrs Hindi and others, it follows, doesn't it, that they didn't pay for their own airfares? ---*That I don't know. That's something between their companies and whether he, they have reimbursed China Liu at a later point, I do not know.*

- 40 All right. But they certainly didn't reimburse GR Capital, did they?---*Not in my recollection, yes.*

Yeah. Thank you very much.

MS HEGER: And nor did they pay you personally an amount of money for their airfares. Correct?---*No.*

Mr Liu, were you present where I asked Mrs Hindi some questions about her meetings at Addisons Lawyers?---(not transcribable)

10 You were here at the inquiry when Mrs Hindi gave some evidence about her meetings with Addisons Lawyers, weren't you?

THE INTERPRETER: I apologise, I misinterpreted that question so I'll just repeat that now.

MS HEGER: Oh, okay.---*I was not.*

All right. But you're aware that Mrs Hindi did attend some meetings with Addisons lawyers in June 2017, correct?---*I do not know who attended
20 what meeting specifically. I, I do not know.*

All right. So you weren't aware at the time, that is June 2017, that Mrs Hindi was attending these meetings?---*I, I was not aware.*

Well, were you aware, as at June 2017 that Mrs Hindi was providing some sort of assistance to Elaine Tang regarding the Landmark Square planning proposal?---*Two thousand and what, which year did you say?*

2017.---*Well, from the end of 2016 I was not part of it anymore. It was
30 Philip Uy who was working with the new person. I hardly participated in it. I might got notified of certain information at a later point.*

All right. At the end of 2016 One Capital Group entered an agreement with Prime Hurstville, is that right?

THE INTERPRETER: With who?

MS HEGER: Prime Hurstville.---*Yes.*

40 And under that agreement, One Capital Group nominated Prime Hurstville to exercise the options for Landmark Square, correct?---*Yes.*

And is that why you say from the end of 2016 you had very little involvement in Landmark Square?---*I was not in agreement with Philip Uy at that point over certain issues and I was hoping to sell the project to one of my friends in 2016. But at 9.30 when, at the bank when settlement was supposed to happen, Philip Uy stopped me from doing so and forced me to sell it to Aoyuan, which is Prime Hurstville. And therefore I was since reluctant to work with Aoyuan.*

- 10 Okay. So from that point, it was Philip Uy who was primarily responsible for progressing the Landmark Square planning proposal. Is that right?
---*Correct.*

And he worked with Elaine Tang in doing so?

THE INTERPRETER: He worked with Elaine Tang?

MS HEGER: Mmm.---*With Elaine Tang, a few other people, I believe.*

- 20 And you now know that Mrs Hindi was providing some advice to Elaine Tang. Correct?---*Yes.*

All right. And do you know whether Mrs Hindi was paid anything in return for that advice?---*That I don't know.*

And you now know that Mr Hindi attended one of those meetings at Addisons Lawyers?---*I knew from yesterday, I mean, before.*

- 30 Sorry? When did you first find out about him attending that meeting?
---*Yeah, this time, from this time.*

Right. Because of the evidence given in this public inquiry? That's how you found out?---*Correct.*

And do you have any idea why Mr Hindi attended that meeting?

THE INTERPRETER: Did you say "Mr"?

- 40 MS HEGER: Mr.---*I don't know.*
All right.

THE COMMISSIONER: It's not suggested that this witness was at the meeting, is it?

MS HEGER: No.

THE COMMISSIONER: No. Thank you.

THE WITNESS: *What did you say, Commissioner?*

10

THE COMMISSIONER: I said it's not suggested that this witness, Mr Liu, was at that meeting and Counsel said, no, he wasn't.

MS HEGER: Okay. Commissioner, I'll just tender MFI 19, which was volume 3.10, as Exhibit 212.

THE COMMISSIONER: Thank you.

20 **#EXH-212 – VOLUME 3.10**

MS HEGER: And MFI 20, which was the accounts for GR Capital Group, is Exhibit 213.

THE COMMISSIONER: Thank you.

#EXH-213 – VOLUME 3.26

30

MS HEGER: In late 2017, Prime Hurstville bought the property in Landmark Square. Correct?---*Yes.*

But The One Capital Group had an agreement with Prime Hurstville under which Prime would pay a fee to The One Capital Group upon the rezoning of Landmark Square. Correct?---*Yes.*

40 I'll just show you a document, which is volume 1.9, Exhibit 132. You recognise this as the agreement One Capital Group had with Prime Hurstville that I mentioned earlier?---*Yes.*

And you understand that under this agreement, Prime Hurstville would pay One Capital Group money if the planning proposal was gazetted by a certain date?---*Yep. By the designated time, yes.*

And you understand that the planning proposal wasn't gazetted by the designated time, correct?---*Correct.*

10 But Adrian Liaw has given evidence that you had an oral agreement that whenever the planning proposal was gazetted he would pay you the money under this agreement anyway. Did you have such an agreement?---*He did with Philip.*

All right. And when do they reach that agreement?---*I can't remember.*

I think Mr Liaw said late 2016. Do you have any reason to doubt that?

THE INTERPRETER: Did you say Mr Yu said?

20 MS HEGER: Liaw, Adrian Liaw.---*Philip said he had a lot of agreement with him and I don't know when, which one was.*

Okay. Can I show you volume 16.5, which is Exhibit – no. That's MFI 13. Have you seen this email before?---*I have.*

All right. You see there, Adrian Liaw says, "Based on our agreement, the formula to calculate how much to pay you is as follows" and he sets out the formula.---*Yes.*

30 And then further down he says "To date we have already paid you \$4 million" and he sets out four amounts paid on dates in September, August 2018 as well as December 2019 and August 2020. Do you see that? ---*Yes.*

And those amounts were in fact paid to you or one of your companies, correct?---*No, it was paid to another company, not mine.*

Which company was that?---*Vertex. To Vertex.*

40 The Vertex Corporation?---*Yes.*

And was that another company that you had established?---*It's a, I helped a friend establish. It was my friend's company.*

And that friend was Rongdi Shao, correct?---*Yes.*

And why did – it's Rongdi Shao who established this company, is that right?---*I helped him, I helped him do so.*

10 All right. And why did you help him establish this company?---*After Philip and Liaw has communicated, they held different views and asked me to help them resolve their disagreement. What Philip Uy said was that he has spent a lot of money in the project, and he even used his property as security to pay the agency fee. Them two asked me to step in and help resolve the issue. And after that, Philip Uy acted as the agent and sold the hotel element of the Landmark Square project. And the company they had in Landmark Square for the hotel was sold to my friend, my friend's business. Liaw agreed to pay him the cost for the hotel. And Philip Uy would be constructing the hotel. And Liaw agreed to pay Philip Uy an amount of 10 million as a credit. After receiving those stuff, after my
20 friend's company receive those stuff, he, they will pay the agency fee to Philip Uy. And it was agreed that he would be paid, he would be provided a loan of \$5 million to help solve Philip's financial issues.*

All right. Well, even if these four amounts set out in this email were paid to Vertex, you later invoiced Vertex personally for certain amounts, didn't you?---*Yes. And person, in my personal capacity and, and, and partly, part of it was to pay Philip Uy as well.*

30 All right. I'll just show you some of those invoices, volume 16.9. This is an invoice that you issued to Vertex Corporation, correct?---*That's, that's right.*

And as it indicates at the bottom, this was in fact paid by Vertex Corporation to you?---*Yes.*

And were you issuing this to recover the amounts that Prime Hurstville had paid to Vertex Corporation under the agreement concerning Landmark Square that I just showed you?---*No.*

40 Well, alternatively were you issuing it to recover the amounts that Prime Hurstville had paid to Vertex pursuant to the oral agreement that you had

with Adrian Liaw about Landmark Square?---*No. It's a brand new agreement in relation to the hotel.*

All right. And I'll just mark that for identification, as MFI 34.

#MFI-034 – VOLUME 16.9

10 MS HEGER: I'll show you 16.11. This is another invoice issued by you to Vertex Corporation, correct?---*Yes.*

And was this also issued pursuant to the brand new agreement regarding the hotel you described?---*I believe so.*

I'll mark that for identification as 35, MFI 35.

#MFI-035 – VOLUME 16.11

20

MS HEGER: I'll show you 16.12. Is that 16.12? Yes. Is this another invoice issued by you relating to the brand new agreement regarding the hotel that you described?---*I believe so.*

That's MFI 36.

#MFI-036 – VOLUME 16.12

30

MS HEGER: Can I show you volume 16.13? This is an invoice issued by The One International Corporation. Were you a director of this corporation at this time?---*I was at that time.*

All right. And what was this an invoice for?---*In relation to the rent, the lease.*

The lease of what?---*Vertex has rented a warehouse there.*

40

THE COMMISSIONER: Rented a warehouse from whom?

THE INTERPRETER: Where?

THE COMMISSIONER: Rented a warehouse from whom?---*From Vertex to - - -*

THE INTERPRETER: Can I ask you what you meant, Commissioner?

THE COMMISSIONER: Yeah. I'm just trying to work out who was the lessor.---*The One, there.*

The One International Corporation?---*Yes.*

Thank you. I'd like to adjourn at quarter to 4.00 this afternoon if that's possible?

MS HEGER: Yes. I'll just finish this topic. That'll be MFI 37.

20 **#MFI-037 – VOLUME 16.13**

MS HEGER: Can I show you volume 16.4, which is MFI 23? At this time, June 2021, you were a director of AEC Consulting. Correct?---*Maybe, yeah, possible.*

All right. And what was this an invoice for? You see it says "rent for period" from 1 July, 2020, to 30 June, 2021?---*That related to a school, I think there was some renovation going on but I can't remember.*

All right. I will tender the documents I've been to just now. So 16.9, which was MFI 34, will now be Exhibit 214.

THE COMMISSIONER: Yeah.

MS HEGER: MFI 35, which was volume 16.11, will be Exhibit 215.

THE COMMISSIONER: Thank you.

40 MS HEGER: MFI 36, which was volume 16.12, will be Exhibit 216. MFI 37, which was volume 16.13, will be Exhibit 217.

THE COMMISSIONER: Thank you.

#EXH-214 – VOLUME 16.9

#EXH-215 – VOLUME 16.11

#EXH-216 – VOLUME 16.12

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#EXH-217 – VOLUME 16.13

MS HEGER: Yep. And I'll tender volume 16.5, which was MFI 13. That will be Exhibit 218.

THE COMMISSIONER: Thank you.

20 **#EXH-218 – VOLUME 16.5**

MS HEGER: Bear with me one moment. You mentioned earlier someone by the name of Wang who introduced you to China Liu, correct?---*Yes, Wang Yang Ping.*

All right. Can I seek an order, Commissioner, directing Mr Liu to produce Yang Ping Wang's mobile phone number? Please go ahead. What I might just ask is for Mr Liu to write that mobile phone number down and hand it to the associate.

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THE COMMISSIONER: Okay.

THE WITNESS: *Right, right now?*

MR HOOD: The phone is here, Commissioner. We'll produce it to the Commission.

THE COMMISSIONER: The phone is where, sorry?

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MR HOOD: Here. He's not able to take it from his pocket.

THE WITNESS: *Do I show it to the counsel?*

MS HEGER: Just step back into the box and turn your phone on and write the phone number down on a piece of paper, please.---*Looks like I don't have it on this phone. Might be in my old phone.*

And do you still have your old phone at home somewhere?---*It's with Michael.*

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You're referring to an investigator at ICAC, is that right?---*With the Commissioner, the assistant of the Commissioner.*

THE COMMISSIONER: Okay. All right.

MS HEGER: Okay.

THE COMMISSIONER: Oh dear. It's been a long week. Okay.

20 MS HEGER: Commissioner, we're sitting for a half-day on Monday, starting at 2.00pm with Mr Wong.

THE COMMISSIONER: Yeah. Mr Hood, due to circumstances beyond my control, we can't sit until 2 o'clock on Monday.

MR HOOD: Certainly.

30 THE COMMISSIONER: And we've got Mr Wong coming along to be questioned by those who made an application and so what I'm proposing to do is to adjourn this witness until Tuesday.

MR HOOD: Thank you.

THE COMMISSIONER: Is that okay with you?

MR HOOD: Absolutely.

THE COMMISSIONER: Thank you.

40 THE WITNESS: *Do I start in the afternoon?*

THE COMMISSIONER: No. Tuesday, it'll be Tuesday morning at 10 o'clock. Thank you very much. I'll adjourn now.

THE WITNESS STOOD DOWN

[3.44pm]

AT 3.44PM THE MATTER WAS ADJOURNED ACCORDINGLY

[3.44pm]

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