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**INDEPENDENT COMMISSION AGAINST CORRUPTION**

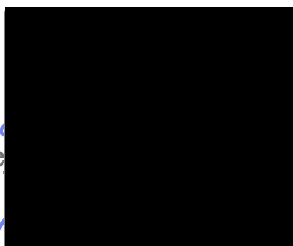
**STATEMENT IN THE MATTER OF: Operation HECTOR – File No. E19/1595**

**PLACE:** Sydney  
**NAME:** Andrew BEDWANI  
**ADDRESS:** 39 Delhi Road, North Ryde, New South Wales, 2113  
**OCCUPATION:** Program Manager  
**TELEPHONE NO:** [REDACTED] 2 454  
**DATE:** 08 May 2023

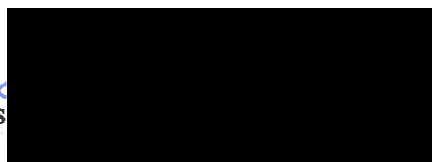
**States: -**

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1. This statement made by me accurately sets out the evidence which I would be prepared, if necessary, to give in the Commission as a witness. The statement is true to the best of my knowledge and belief, and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false or do not believe to be true.
  2. I provide this statement in my personal capacity and do not provide this statement on Downer's behalf. I do not presently have access to my work email system. This statement does not address all aspects of the evidence adduced in the public enquiry relating to me, or my role on the Transport Access Program (TAP) project. The fact that I have not addressed those matters in this statement should not be taken as an admission as to the correctness of any of that evidence.
  3. In my role as Downer Infrastructure's Program Manager for delivery of TAP tranche 3, recommendations for appointments of subcontractors with a proposed value of \$500,000 or more required my approval before any such subcontract could be entered. Proposed subcontracts above that threshold also required the approval of Kevin Brady (NSW Operations Manager for Infrastructure Projects) and in some cases Karl McCarthy (General Manager NSW, Infrastructure Projects).
  4. By around September 2020, there was some urgency around securing a subcontractor to perform the TAP work at Wollstonecraft station as the outages were scheduled to start in October 2020. I

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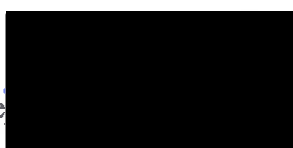


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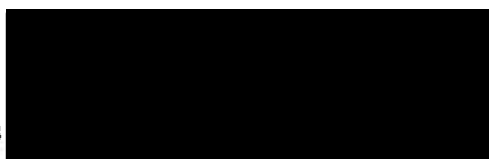
had received a recommendation for the appointment of RJS from Amit Patel (who was the Project's Commercial Manager). I understand that the recommendation had been made by either Kevin Watters (Construction Manager) or Andrew Gayed (Project Manager).

5. At around this time, I was aware that RJS had done some work on the Kingswood, North Strathfield and Victoria St TAP projects and that they had done some work on the NIF project. Each of those projects was on a smaller scale than what was being proposed for Wollstonecraft. At this time, I had not ever dealt with RJS directly, I had not spoken with anyone from RJS or met anyone from RJS.
6. Amit Patel and I identified that the proposed contract values for the 3 work proposed packages (in aggregate) were approximately the same as RJS's total revenue for the previous financial year and that there were some other potential risks that might affect RJS's ability to deliver the proposed scope of works. I wanted to better understand RJS' technical ability and their capacity to perform the work if Downer was to award the contracts to them. Amit Patel identified a number of risks to Andrew Gayed and Elaine Yip by email dated 11 September 2020 at 3:23pm. A copy of that email is included at Volume 01.9 of the Wollstonecraft Station - Ngyuen brief commencing at page 199 (E19-1595-AS-2-104-PR-8).
7. Amit Patel and I agreed that the best way to satisfy ourselves in relation to those risks was for me to meet with RJS. Amit described the meeting as "AB and RJS' discussion" in an email dated 14 September 2020 (6.00pm) to Andrew Gayed and Elaine Yip. A copy of that email is included at Volume 01.9 of the Wollstonecraft Station - Ngyuen brief at page 198 (E19-1595-AS-2-104-PR-8).
8. I was very busy at the time with competing work commitments. Mr Cox and I arranged to meet at a mutually convenient time at North Sydney. Mr Cox said to me words to the effect that he was happy to come to North Sydney as he would "swing by the site" (which I understood to be Wollstonecraft) during the same trip.
9. Following is an extract of my Outlook diary for the week 14 – 18 September 2020 which identifies my meeting with Mr Cox as "Meeting with RJS". I have redacted the other entries on that extract as I those entries may contain information that is the confidential information of Downer.

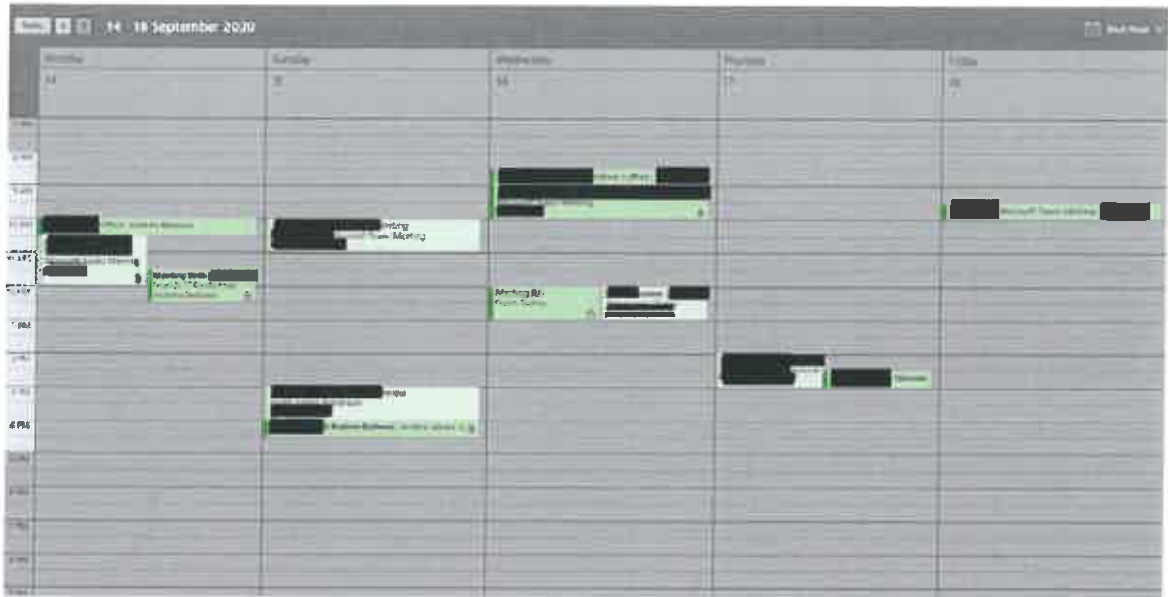
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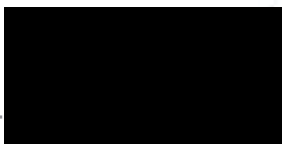


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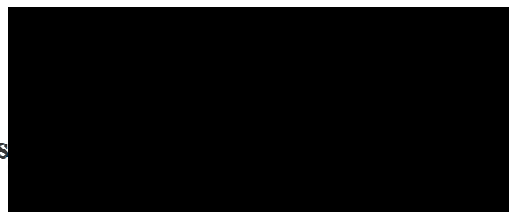


10. I met with Aidan Cox over a light lunch at the Treehouse restaurant in North Sydney on 16 September 2020 at midday.
11. During the meeting I said words to the effect that Downer was looking to potentially award a significant scope of work to RJS on the Wollstonecraft station TAP project and that I wanted clarity about RJS's proposed methodology for delivery of the work, RJS's financial capacity to deliver the work, what other work RJS had on, their commitment to the job if they were to win it and some technical questions such as who they had used for their temporary works design.
12. During the meeting Mr Cox responded to all of my questions. Mr Cox said to me words to the effect that RJS had previously achieved work volumes equivalent to the 3 proposed work packages at Wollstonecraft. Mr Cox said to me words to the effect that RJS was trying to launch in the market and that the success of the RJS business was dependent on the success of the work at Wollstonecraft if they won the contracts. Mr Cox told me that if RJS won the Wollstonecraft contracts, RJS would not take on any more work until Downer had reviewed their progress and was satisfied that they were performing.
13. I told Mr Cox that he had satisfied me of the risks that I had been concerned about and that the recommendation had to go through some other levels of consideration and approval before any contracts were awarded. I said that Downer would try to respond to RJS within a week. I left the meeting and went back to my office. I did not at any time mention any Christmas party or function

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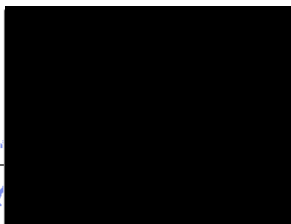


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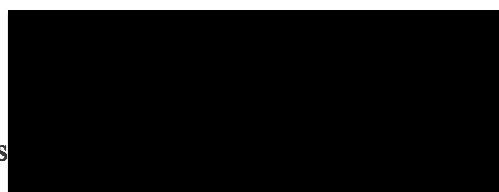
to Mr Cox. I did not know whether or not Andrew Gayed was discussing any Christmas party or function at this time.

14. My meeting on 16 September 2020 is the only time that I have ever met with Mr Cox. I have not spoken or communicated with him since. I have never spoken with Tony Nguen.
15. During October 2020 Laura Inglis asked me what the team was going to do for the 2020 Christmas party. Around this time, I was focussed on arrangements for the first significant possession on site on the Wollstonecraft TAP project which was due to start on around 17 October 2020. Laura told me that she would come back to me with some ideas and some quotes.
16. On 12 October 2020 I received an email from Laura Inglis with a proposal for a dinner in a private function room for a budget of \$4,400. A copy of that email is included at Volume 25.1 of the Downer Christmas Party Brief at page 4. (E19-1595-AS-2-104-PR-14). I understand that Laura sent that email to Karl McCarthy and Kevin Brady.
17. On 13 October 2020 I received an email from Laura Inglis with a proposal for charter of a yacht call the M/V Affinity. A copy of that email is included at Volume 25.1 of the Downer Christmas Party Brief at page 3). (E19-1595-AS-2-104-PR-14).
18. On 14 October 2020 I received an email from Laura Inglis informing me that the MV Affinity was available on 11 December 2020 and that the cost for hiring the MV Affinity without food and drink was \$7,300. A copy of that email is included at Volume 25.1 of the Downer Christmas Party Brief at page 20. (E19-1595-AS-2-104-PR-14). I spoke with Laura Inglis about this quote within a couple of days of receiving that email. I told Laura that it was too expensive, its not within our budget and that we were not going to do it. I told Laura to look at venues that were more affordable.
19. On 20 October 2020 I received an email from Laura Inglis forwarding a copy of an email that she had apparently received from Manuella Tan on 19 October 2020 stating that it had been decided that Downer Infrastructure Projects would not have any Christmas functions that year and that instead Downer would buy presents/toys for children to provide organisations like Vinnies, Salvos, and children's hospitals as donations to help out those that had lost their jobs. A copy of that email is included at Volume 25.1 of the Downer Christmas Party Brief at page 23. (E19-1595-AS-2-104-PR-14).

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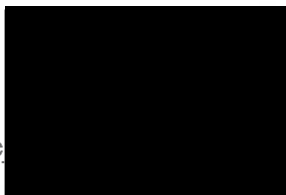
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20. To the best of my recollection, I sent an email to Kevin Brady acknowledging that the suggestion to donate was a good one and that I would be happy to contribute at a personal level and noted that I still felt that it would be nice to have an end of year event to the team.
21. On 27 October 2020 I received an email from Laura Inglis with a proposal to hold a function at the Verandah on 11 December 2020 for a minimum spend of \$4,500.
22. On 3 November 2020. I received an email from Laura Inglis asking to speak with me about plans for the 2020 Christmas party. I spoke with Laura on that day. We went through the information that she had provided to me about the Verandah. We also spoke about a cheaper option for a harbour cruise on a boat call the Karisma. Initially that suggestion looked affordable but once we went through the inclusions and exclusions for that option, it was still more than the \$4,400 that had been proposed to Karl McCarthy and Kevin Brady on 12 October 2020. I told Laura the cruise option on Karisma was too expensive and that we'd need to go with dinner and drinks.
23. To the best of my recollection I received no further emails from Laura Inglis and had no further discussion with Laura about arranging or approving a harbour cruise function.
24. In around late November or early December 2020 I learned that arrangements were being made for picking up passengers for a harbour cruise. I asked Laura Inglis what was going on. Laura said words to the effect that she had managed to get a contribution from RJS for a cruise through Andrew Gayed. That was the first time that I had heard anything about RJS making any payment towards a Christmas function. I thought about it for one or two days. It had been a difficult year for the TAP team and I knew that they would enjoy a cruise. I was concerned however that it was not appropriate to have a subcontractor paying for such an event. When I came to that conclusion I approached Laura and told her her that it was not appropriate and that we could not go ahead with the cruise. I do not know whether a search warrant had been executed on RJS at that time. It was not a factor in my decision to cancel the cruise.
25. To my knowledge no cruise took place. Laura Inglis made arrangements for a Christmas lunch at the Greenwood Hotel in North Sydney. I confirmed that it was acceptable to hold such an event, with Kevin Brady. I used a Downer corporate credit card to pay for that function.

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