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INDEPENDENT COMMISSION AGAINST CORRUPTION

THE HONOURABLE MEGAN LATHAM

PUBLIC HEARING

OPERATION YANCEY

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TRANSCRIPT OF PROCEEDINGS

AT SYDNEY

ON FRIDAY 3 JULY, 2015

AT 2.17PM

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

THE COMMISSIONER: Mr Brady.

MR BRADY: Yes, thank you.

Ms Hammoud, did you find the \$53,000?---What do you mean?

10 Well, you lost \$53,000 of your grandmother's money when we went through it yesterday, right?---I haven't thought about it since yesterday, I'll just wait.

\$53,000 in cash of your grandmother's money has just gone missing?
---Yeah.

And you didn't think to yourself I wonder where it went?---Last night I did, yes.

20 Well, did you do something about it?---I made a few phone calls to the bank.

Did you? What did they tell you?---Oh, I don't remember but, because some of my accounts are closed I have to go into the branch.

So what did the bank tell you when you made a phone calls to the bank?
---They said I need to go into the, into the branch to get a history of my statements.

30 Right. Who did you ring?---The, that, the St George number.

And they said you need to go into the branch to find, to have a look at the statement?---To see what happened.

Did you actually do that last night?---I can't go to the bank on a Thursday night.

Sorry, did you actually ring last night?---Yeah, yeah.

40 What phone did you use?---The oh, home phone I think it was.

Right. What's the number?---Which number?

The home phone?---Ah, oh, I can't, I don't remember our home phone number.

All right. Which number did you ring?---What do you mean which number did I ring?

Which number did you ring?---What do you mean which number did I ring?

What is difficult to understand about that?

THE COMMISSIONER: What number did you dial? What number did you dial?---Oh, it was a 1-3-1 number, I can't - - -

So did you look it up somewhere?---Yeah.

10

What, on line or - - -?---On my, on my phone, on my iPhone.

So you looked it up on your iPhone and it was what, a St George number was it?---Hmm.

MR BRADY: And you rang that number?---Yeah.

From your home phone?---Yeah.

20

When did you do that?---Last night.

When?---After we ate, sometime in the evening.

Now you were talking about the fact that the Tender Opening Committee and the conflict that you had could be managed because there were two other people on the Tender Opening Committee, right?---Sorry, sorry, what was the question?

Before lunch - - -?---Yeah.

30

- - - the Commissioner was asking you how did you manage the conflict - - - ?---Yeah.

- - - on the Tender Opening Committee, you said there were two other people on the Tender Opening Committee?---Yeah.

Two independent people?---Yes.

40

And that's how it helped in managing the conflict that you had?---Yeah, in general.

Because there were two other people on the Tender Opening Committee?---Yes.

When it comes around to the Tender Evaluation Committee to determine whether Triton should get the job, you're on that committee?---Yes.

Your sister, Fayrouz Hammoud, is on that committee?---Yes.

And your closest friend, Mr Andjic, is on that committee?---Yes.

You are deciding whether or not your sister's partner should get a contract worth \$200,000, right?---Yes.

How do you manage that conflict?---I remember declaring that at the beginning of the meeting and I assume that because I declared it to Anthony it would be okay. So - - -

10

But how do you manage the conflict?---I don't know. That was Anthony's responsibility.

See there's a difference between declaring as we discovered before lunch and managing a conflict, isn't there?---Yes.

Right, so how was the conflict managed?---I don't know. I don't remember what happened.

20 Well your sister wasn't taken off the Tender Evaluation Committee, was she?---No.

Your sister was determining whether her partner should get the job, right?---Yes.

Whether her partner whom she was building a life with should get a contract worth \$200,000?---Yes.

30 That's a conflict, isn't it?---Yes.

It's a massive conflict, isn't it?---Yes, yes.

So how was that managed?---I don't know. Well I thought at the time that cause it was declared and Anthony had managed it I thought it was okay.

THE COMMISSIONER: Ms Hammoud, all three people on that Tender Evaluation Committee had a conflict, didn't they?---Yes.

40 All three of them?---Yes.

And nobody did anything about it?---I thought Anthony did.

Well what did you think he did?---I thought he would've - he told his manager.

Well what made you think that he would've told his manager?---Because that's what has to happen.

No, but we went through this before lunch. The declaration in and of itself achieves nothing, does it?---Yes.

Because if the conflict is so serious that you can't manage it, you have to remove that person from the process, don't you?---Yes.

Well all three of you should have been removed, should you not?---Yes.

10 You didn't have to declare the conflict to know that that was the true position, did you?---I didn't understand it at the time, no.

Ah, please.

MR BRADY: Why not?---Look like I said I thought Anthony had declared it and it would've managed by his manager.

Well what did you think was being done to manage it?---I have no idea, I don't know. You need to ask him.

20 Well when you're on there and you're evaluating your sister's partner's bid, did you not feel yourself, look can I really do this without favouring him?---I really thought it was okay.

That's not what I asked. Did you not think to yourself, I might have a difficulty actually being completely partial here, impartial here?---Not at that time, no.

Why not?---I have no idea.

30 Well what about, did you think to yourself, I don't think my sister could probably be impartial in this?---No.

Why not?---I don't know.

It's because it was part of the plan that you had together, isn't it?---No, it wasn't.

40 There was no doubt you were just going to give it to Triton because that's what you'd planned, isn't it?---No. I did not plan anything.

Are you suggesting that this was just on your part then what incompetence?--No. Not incompetence. I thought it was okay and that I was doing the right thing.

Well looking back at it now you've got three of you all with a conflict on this Tender Evaluation Committee. Do you look back on it now and think, well if that wasn't actually part of a plan to defraud the Government it must've been complete incompetence?---Yes.

And not just complete incompetence then but complete incompetence that benefitted your family?---No, not my family.

Well is your sister your family?---My sister, but it went to Shadi, Shadi's company.

Right. And is Shadi, who's he married to?---My sister.

10 And who was he a partner of - - -?---Sorry?

- - - that time?---My sister.

And so the fact that he's getting a \$200,000 contract doesn't benefit your family?---His company's.

The fact that he's getting a \$200,000 contract for his company doesn't benefit your family. Is that what you're saying?---No.

20 THE COMMISSIONER: Well you know that most of the money that Mr Chacra made throughout these projects was spent on the acquisition of a house for himself and your sister, don't you?---No, I don't know that.

Well if I told you that now would that change your answer to the previous question?---Well, I can't really say. No.

If your sister and her husband acquire a house with the proceeds of the money that he – his company has been paid for these projects is that not a benefit to your family?---It would be a benefit to my sister and Shadi.

30 Well, your sister is your family is she not?---Yes, she is.

It's your extended family?---Yes.

So it's a benefit to your family?---I understand, yes.

I don't know why it's so difficult to accede to that proposition. It's self-evident isn't it?---I don't really agree with it but I understand where you're coming from.

40 You still don't agree with it?---No. I understand – I agree with the fact that she's my family but it benefits her, like her family not – it's got nothing to do with me.

I'm sorry, we're talking English, aren't we? I just said a minute ago that if they acquire a house through the proceeds of money that he has been paid for these various projects they have acquired a benefit, i.e, your family has acquired a benefit haven't they?---Yes.

You agree with that?---Yes.

MR BRADY: Who wrote the tender evaluation report for that Tender Evaluation Committee?---I have no idea.

Well, you were on the Tender Evaluation Committee, right?---Yes.

10 The purpose of being on a Tender Evaluation Committee is to actually evaluate the tenders?---Yes.

And part of evaluating the tenders no doubt is to consider what's in the report?---Yes.

And perhaps to make some suggestions about what's in the report?---No, I didn't really do that.

20 So what role did you take in the Tender Evaluation Committee?---I just wrote my notes about each tender and then passed it on.

What do you mean you wrote your notes, about what?---About each tender.

What about them?---About what they answered in the questioning.

And passed them on to who?---To the team.

The team being your sister and your closest friend?---And Anthony.

30 Well, that's your closest friend, wasn't it?---Anthony.

You agree with that though, was your closest friend?---His name is Anthony.

Was it your closest friend?---Yes.

So the notes you wrote what did you put it in?---I can't remember.

40 Did you have any experience in evaluating tenders from a construction company before sitting on this Tender Evaluation Committee?---No.

Did your sister write the report?---Yes, I would assume.

Well, did you think to yourself that my sister probably doesn't have the experience and qualifications to write a tender evaluation report in relation to a construction company?---No.

Didn't think about that one way or the other?---No.

Why not?---I don't know.

So you're part of a decision to award a contract worth \$200,000 to your sister's partner, right?--- Yes.

Why didn't you turn your mind to whether or not your sister actually had the ability to properly evaluate a construction company's tender?---I don't know.

10 You didn't turn your mind to it because the plan was it was going to go to Triton, right?---No, not from my point of view, no.

Not from your point of view?---No. All I did was evaluate the tenders and hand over my notes.

THE COMMISSIONER: Did you hand over your notes to your sister?---To -- yeah, to both Anthony and my sister.

MR BRADY: So when you evaluated the tenders did you give a conclusion
20 about which one you thought was best?---I can't remember what was in the notes.

Well, how many Tender Evaluation Committee meetings for construction companies had you been on before doing this one?---None.

None?---None.

How many have you been on since doing this one?---Not for construction.

30 None?---None.

Well, just do your best to remember the only one you've been involved in. Did you come to a conclusion about which company would be best?---I can't remember. It would have been in my notes.

And those are the notes you gave to Anthony?---Yeah, it was a collective decision.

And the collective decision was to give it to Triton?---Yes.
40

When you came to a collective decision to give it to your sister's partner did you think to yourself this might be something we needed to signed off on? ---I, I can't remember, I don't know.

You know, don't you, that SAFF and Triton were awarded contracts and paid money in the sum of about \$1.285 million by the Department for which you worked, right?---Yes.

Those \$1.285 million were authorised by your closest friend weren't they?
---Yes.

And you say do you that you had no idea of that sort of money being paid to your sister's partner's companies?---Yes.

Is that right?---Yes.

10 When did you find out that they made over a million or were paid over \$1 million by the Department for which you worked?---During the hearing.

This hearing?---Yeah.

And when did you find out that your closest friend now your husband authorised all those payment for over \$1 million to your sister and her partner?---Oh, I knew what his job role was but it was during this hearing I – it was during this hearing that I saw all the invoices and - - -

20 So at no time before this hearing did you have any idea that your sister and her partner were paid over \$1 million by the Department for which you worked?---No.

And no idea that your sister and her partner were paid over \$1 million on the authorisation of your now husband?---No, I didn't understand the process, no.

30 THE COMMISSIONER: When you say you didn't know any of that until this hearing are you talking about the commencement of this public inquiry are you?---Yeah.

Well, when you received the summons to attend on 3 June did you say to your husband what's going on and what is this about?---No, not really because we couldn't really talk about it.

You must have been rather horrified to be summonsed to an inquiry, you didn't know what it was about?---Yeah.

Are you sure you didn't know what it was about?---No.

40 You know on the face of the summons there was a summary of the - - -?
---Yeah.

- - - matters that the Commission was investigating?---Yes.

Well, you read that didn't you?---Yes, yes.

And you realised from that didn't you that you were being directly implicated in conduct that was effectively designed to defraud the

Department of a sum of money didn't you?---Yes, by reading the summons, yes.

And you didn't make any inquiries then about what was at stake?---No, because I didn't want to implicate myself.

Did you understand - I'm sorry, Mr Brady.

MR BRADY: Not at all.

10

THE COMMISSIONER: I just want to ask you this, did you understand that what you weren't permitted to do was to discuss the evidence that you gave on 3 June or any of the documents that you'd been shown or the questions you were asked, is that what you understood that you weren't permitted to do?---Yes.

MR BRADY: Dealing with that did you talk to your husband about what you had said about the recruitment process being a practice run?---No.

20 Because you heard the cross-examination of your husband about that didn't you?---Yes, I did.

You heard the cross-examination about what he'd said in his earlier examination?---Which early - - -

You heard me cross-examining your husband about that didn't you?---Could you please be more specific?

MR CHALMERS: I think to be fair this - - -

30

THE COMMISSIONER: You better make it specific.

MR BRADY: I will.

You heard me cross-examining your husband about the fact that when he gave evidence before this hearing that he didn't say anything about this being a practice run, that is the recruitment, you heard me cross-examining him about that didn't you?---During like these, these past fortnight?

40 Yes?---Yes.

And you say you had nothing to do with that change in evidence?---No.

You didn't say anything to him about what you said in your hearing?---No.

Like you didn't say anything to your mother about \$53,000 either? You say you said nothing to her about that, right. Yeah, yes.

Did you do a mandatory corruption course, mandatory training in relation to corruption with Mr Andjic?---Yes.

What was that about?---I can't remember.

Did you listen when you went to the course?---I don't even remember doing the course but because of the emails I remember doing it.

10 Did you learn about things like trying to avoid bias?---I seriously, I can't remember what was the content of the course.

All right. Now when your sister did the tender evaluation report and came back and recommended – you know she recommended Triton, right?---Yes.

Did that come as a surprise to you?---No, I just signed it.

It didn't come as a surprise to you?---I just signed it, I didn't even read the report.

20 You didn't even check to see whether or not who was being recommended?--No. I remember just signing it, that's it.

So you're on a Tender Evaluation Committee, right?---Yeah.

And you're taking no role you say in relation to who then was recommended?---I don't remember. I just remember on the Evaluation Committee Meeting.

30 Can I just show you an email if I can. Go down to the bottom if we can. Do you see that's an email of 14 March, 2013?---Yes.

From Anthony Andjic?---Hold on, let me read it. Yes. Ah, what's - - -

And it's going to various people including you copied in. Do you see your name second along?---Yes.

40 The indication there is "With most now supporting AMB with the strategic planning role we no longer can invite them to tender on other projects at this stage"?---Yes.

"They now have access to confidential information. It would be perceived unfair advantage to them"?---Sorry, but my screen keeps turning off.

It keeps turning off?---Yeah.

Let me, let me give you a copy. Do you see that. "They're now," down the bottom. "They now have access to confidential information. It would be perceived unfair advantage to them"?---Yes.

Therefore any intended tenders or current tenders that anyone was considering using MACE should not be issued accordingly to them". See that?---Yes.

"Existing contracts are exempt and they can still be part of the project"?---Yes.

10 "Please ensure this is followed to not put yourselves or the Department at risk". Do you see that?---Yes.

Mr Andjic writing to people, including you on 14 March, 2013 about the risk of conflict in inviting MACE to tender?---Yes.

You wrote back, didn't you?---Yes.

This is on 14 March, 2013, right?---Yes.

20 This is before being involved in the Tender Evaluation Committee to give Triton the job at Cessnock?---Yes.

And you write back this, don't you? "Hi, Anthony, further to your email below, while I walking the new appointment around this morning she advised me that she writes the tenders that MACE submit for DAGJ". Do you see that?---Yes.

"Therefore a conflict of interest is present and I would like to report the above for your information". Do you see that?---Yes.

30 You're aware that because the new appointment had wrote tenders for MACE that she would - - - ?---Yes.

- - - have a conflict, right?---Yes.

So you're obviously aware of the sorts of things that might lead to a conflict?---Yes.

And made a note about it?---Yes.

40 And actually wrote to someone about it?---Yes.

Including you might note Martin Kuskis?---Yes.

Bearing that in mind, why in the world did you think it was okay for you, your sister and your closest friend to be on a Tender Evaluation Committee for your sister's partner?---Because I had declared it previously when I knew Triton was Shadi and I also declared it at the tender evaluation meeting.

You didn't declare it at all did you?---Yes, I did.

You didn't declare it because it was part of the plan to start - - -?---No, I did.

- - - giving your family money?---I did, Mr Brady. I did declare it.

What happened to the declaration?---I don't know.

10 You see, we've got declarations in relation to other projects where Triton haven't been given the contract. Do you understand that?---Yes.

But we don't have that declaration?---I don't understand your question.

All right. Well, we don't have the declaration that you supposedly made in relation to Triton and the Cessnock project. Do you understand that?---Yes.

Where has it gone?---I don't know.

20 Because we have other declarations for other projects where Triton wasn't involved. We just don't have this one and you have no explanation for that at all?---Not at all. I don't look after files so I can't explain that to you.

Well, weren't you involved in the Cessnock project?---Yes.

Didn't you have access to the file for the Cessnock project?---Yes.

Do you say the declaration went on that file - - -?---Yes.

30 - - - for the Cessnock project?---Yes.

And what, it's just disappeared?---I don't know what happened to it.

THE COMMISSIONER: You had access to Mr Andjic's working file as well didn't you?---Yeah. It was the working file, sorry.

And at one stage indeed you had the working file with you and you returned it to Mr Andjic at some stage?---Yes.

40 MR BRADY: You raised with that email not only to Mr Andjic but also to Mr Kuskis didn't you?---Yes.

Why?---Because I had a conversation with Martin before sending this email.

And he said conflicts should be declared to me as well?---I don't know. I just sent it, yeah, because he was my manager.

So did you declare, did you declare to Mr Kuskis your conflict in the Tender Evaluation Committee?---No.

He was your manager wasn't he?---That's right.

Why didn't you declare it to him?---Because he wasn't part of the project. My assumption was that because I declared it to Anthony - - -

10 Because you declared it to Anthony?---Yeah, that that's what, that's what I needed to be – that's what needed to happen.

THE COMMISSIONER: You were declaring a conflict of interest to another person who also had a conflict of interest?---Yeah.

How does that help?---I thought under the assumption he would take it to his manager.

20 But you couldn't rely on him to take it to his manager could you, I mean you were – your supervisor was Mr Kuskis?---Yeah, but that's different. Tender Evaluation Committee is different to, to someone directing me to do something that's under my manager.

But I thought we'd already gone through this process. The Tender Evaluation Committee process sat within Procurement?---No, it doesn't.

MR BRADY: That's Opening.

THE COMMISSIONER: No?

30 MR BRADY: Opening.

THE COMMISSIONER: The Opening Committee sat within Procurement?---Yes.

MR BRADY: So the Tender Evaluation Committee is Capital Works, right?---It depends which project.

Well, for that one it was Capital Works, right?---Yes.

40 In any event though you're still, you're in-line supervisor is still Mr Kuskis isn't it?---Yes.

You're just being basically loaned out, right?---Yes.

Why, bearing in mind the nature of this conflict, did you not go to him and say I have this conflict. Is it okay?---Because I thought going to Anthony was the procedure.

You just didn't go to anyone did you?---No, I did.

You, Anthony and your sister set this up to give Mr Chacra the job, right?
---No.

Were you then involved in Cowra?---Just the, I think just writing, drafting a project plan.

10 Did you ever wonder how your sister then got the job for Cowra?---No.

Did you ever ask?---No.

Did you ever know how she got the job or SAFF got the job for Cessnock?
---No.

Did you ever ask?---No.

20 Why not?---Because as I said previously my role was basically to help Anthony whenever he needed help.

But this is your sister getting a job that she's wholly unqualified for, right?
---Yes.

Well, why didn't you ask how did you get the job?---I don't know.

Why didn't you ask Mr Andjic why did you give her the job?---I don't know why I didn't.

30 Because you knew why, didn't you?---No, I did not know why.

All right. Did you ever sign off on your sister getting paid money?---I don't know. I don't recall.

Let me show you this. See that's a tax invoice from SAFF Projects, do you see that?---Hmm.

Can you see it on the screen or is it not on the screen?---Oh, no, it keeps turning off. It keeps turning off.

40 Let me show you this. See that's an invoice from SAFF Projects?---Yes.

No doubt you saw a number of those invoices did you?---No.

Sorry?---No, I didn't.

When you were doing work with Mr Andjic would you access the file for the particular job?---Sometimes.

Well, you'd need to wouldn't you in order to be able to work on it?---No, because I just worked by the audit reports and the project plan.

Well, where was the project plan?---I'd have a copy of it on my drive.

And the audit reports?---They're hard copies.

And where would they be?---From memory they were in compactus on the floor.

10

So you wouldn't go to the files for the particular projects even if you're working on them?---No, it depends like where you are about in the project.

What about when you went to site meetings, did you have a look at the file before you'd go to a site meeting?---No, I'd look at the project plan and the scope.

Well, where were they?---They'd be on my, my set, my files.

20

So what, you had a completely separately file to the hard file for the project? ---Yeah, yes.

And you'd have the scope and the project plan on that?---Yeah, the scope is usually part of the audit report so you just take it from there.

Because the scope and the project plan would also then be on the hard file, right?---I'm, yeah, I'm assuming that's how they do it.

30

Well, if you're keeping your own file for certain things why not keep a copy of these declarations you're signing?---Because they were hard copies.

Yeah, why not keep a copy of the hard copy declaration you're signing? ---Oh, I don't know.

All right. In any event this is for Hornsby, you see that?---Yes.

Hornsby Courthouse, right?---Yes.

40

Indicating additional works, do you see that, TER additional works?---Yes.

Were you involved in the Hornsby project?---At the beginning.

Were you liaising with your sister involved in the Hornsby project?---No, I was liaising with - - -

Sorry, with who?---Oh, I can't remember their names. I don't, I don't remember who they are.

THE COMMISSIONER: Sorry, we're talking about, we're talking about liaising with the people who were involved in the Hornsby Courthouse?
---Are you talking about the – at the beginning?

Whenever it was that you had some involvement in the project?---It was with Anthony.

MR BRADY: You see, you can see there the date on that of 7 May, 2013, right?---Yes.

10

That's at the beginning of the Hornsby project isn't it?---Yes.

So were you liaising with your sister in relation to the Hornsby project?
---No.

No?---No.

Was she project or was SAFF project managing the Hornsby project?---I don't, I don't know.

20

Well, you were involved in the Hornsby project weren't you?---Not, not really, at the beginning just - - -

Well, what were you doing at the beginning?---Just again like the project plans and putting the tender documents together.

The tender documents for the construction company?---No, it was for the project management.

30

There were tender documents for the project manager?---Yeah, management of the courthouse.

Right. And did upload the tender documents?---Oh, I can't, I can't remember, I don't remember.

Because that's your role as Procurement isn't it?---Yes.

That's not Capital Works?---No.

40

Well, what did you do in relation to Capital Works?---The project plan and looking at the audit reports.

So do you say that SAFF tendered for the project management?---No, they didn't.

They just got it?---No, that's different something.

What happened?---No, this – the project management that I loaded was for the project management of the courthouse.

THE COMMISSIONER: Well, that's what we're talking about. We're talking about Hornsby Courthouse?---Yes.

Now you said a moment ago that you had some involvement in the project management tendering for the Hornsby Courthouse?---Yeah.

10 But SAFF Projects didn't tender, they weren't one of the tenderers that you saw?---No, no.

But they got the job?---No, this is something different.

MR BRADY: So is this SAFF Projects organising for the tender for the project manager for Hornsby Courthouse?---Oh, I don't know how it works but - - -

20 Because we can see there can't we "TER report PM", right?---Yes.

So that is to actually do a tender evaluation report report for the project manager, right?---No, I don't know if it was project management or design, I can't remember what it was.

Can you see there where it says "TER Report PM"?---I'm talking about the tender evaluation not what SAFF was doing.

I'm asking you what SAFF's doing?---Oh, I don't - - -

30 You understand that?---Oh, okay, yes.

It seems there that it's a TER report, tender evaluation report report - - -?
---Yeah.

- - - for project manager, right?---Yes.

So SAFF's actually running the tender evaluation for the project manager it appears, is that right?---No.

40 Well, what were they doing?---I don't, I don't remember. They were, we did a tender, tender evaluation and this of what I read here is from the meeting and the report.

Well, you see you signed off on his bill?---Yes. Oh, did I?

Yeah, let's go over the page. See that's your name there?---Yes.

That's your signature there?---Yeah.

You're signing off that your sister and her partner get paid \$28,015.90 aren't you?---No, that's actually not signature for payment.

Sorry, I missed that?---I don't, I don't think that section means signature for payment.

It certifies that the work is done doesn't it?---Ah - - -

10 And then it gets authorised doesn't it?---Oh, I, I don't really know how invoices work so - - -

THE COMMISSIONER: Oh, well, look don't worry about that, that's your signature isn't it?---Yes, I'm not saying that it's not, it is my signature.

Well, accept it from us that once you sign that document it appears that your sister's partner's company was paid \$28,000, do you accept that?---Yes.

20 Are you telling me you signed that document without knowing that that was going to happen?---No, no, I'm not saying that, no.

So you knew that that was what was going to happen once you signed that document?---Yes.

All right.

MR BRADY: So why did you sign that?---I don't understand the question.

30 Well, let me ask it a different way. Why did you sign that?---What do you mean? Because it's an invoice.

THE COMMISSIONER: Why did you authorise the document that you have in front of you? Why did you sign it? Why did you represent that that amount could be paid?---Because I thought the work had been done and that was just the process.

MR BRADY: Why did you think the work had been done?---Because it, it was done, I remember seeing the report.

40 Can we go back to – you remember seeing - - -

THE COMMISSIONER: When you say you remember seeing the report you mean the tender evaluation report?---Yeah.

MR BRADY: Do you realise that \$25,329.80 was charged for a meeting, a tender evaluation report report, design, a tender evaluation report report project manager, yeah?---Yes.

How much does \$25,329 equate in terms of hours spent at \$190 an hour?---
I'm not sure.

You see how are you authorising, sorry, signing off on the fact that the work is done without working out how many hours that was supposed to be for?--
-Because I went off by the report not by the hours.

10 You see it's being charged out at \$190 unit an hour, right?---Yes.

So you're signing off on that being paid without actually working out whether the time was spent to make up to \$25,329?---No, I didn't look at it that way.

You see that's 133 hours of work that you're signing off on, right?---Yeah.

Almost 17 full days of work that you're signing off that your sister and her partner should be paid. Understand that?---Yes.

20 What enquiries did you make to see whether or not your sister and her partner spent 17 full days doing the work that's set out there?---Nothing. No inquiries.

Why did you sign off on it?---Because Anthony gave me this invoice.

What Anthony told you to sign off, so you did?---No, he didn't tell me to sign it off.

30 Well what did he say when he gave you the invoice?---I just remember signing it and then passing it over to him.

What did he say when he gave you the invoice?---He didn't say anything. I don't remember having a conversation with him saying anything.

And that's because again, this is just all part of the plan to put money in your family's pocket, wasn't it?---No.

40 How did you in your own mind then justify handing over \$25,329.80 for that work without working out how much time?---I just went by the report, that's it.

Just face value?---By the report. I saw the report and - - -

Well did you make an assessment on the report? Yeah. I reckon that would've taken them about 16 days full-time work?---No.

THE COMMISSIONER: How many pages was the report?---Ah, it was a fair few pages.

Well give us a ball park figure?---I don't know. It was over five pages.

MR BRADY: So over five pages?---Yeah. I don't remember.

Was it actually two separate reports or it was just the one report for both design and PM?---I can't remember.

10 You don't know today whether there were actually even two separate reports?---No, I don't remember. I remember reading a report but I don't - -
-

Did you delete emails that you'd sent to Mr Andjic?---I can't remember but I would of.

Why?---I don't know why.

20 You became aware, didn't you, that a number of these projects are being reviewed?---No, I had no idea.

At all?---At all.

When is the first time you were aware that projects were being reviewed?---I just knew they were collecting files, that's it.

When?---When Lydia sent that email out.

30 Right. And you could see that a number of them were the projects upon which your sister and brother-in-law, and sister's partner had worked, right?---No. I didn't take notice of it.

Well Ms Klement is sending out a note saying "Can I find the files"? Sure you would've looked to see whether or not you had any?---No, because I didn't have any files at that time.

Well you had – you said, didn't you, on occasions your own separate file for some of these projects?---Draft working files, not the actual file, the final files.

40 Well when you had these draft working files which had for example project plans amongst other things, did you not think to yourself when Ms Klement sends around that email, I should give those to her?---No. Because they weren't the final – they're not finals, they're my drafts for my learning.

So when did you become aware that the files were actually being reviewed?---I was never aware, I never knew.

Ever?---Ever.

Well obviously you became aware that these proceedings had started?---
Yes.

Was that the first time you say that you became aware there was even an
investigation into these things?---Yes.

The very first time?---The very first time.

10 Mr Andjic hadn't mentioned that a number of his files were being
reviewed?---No.

Not a word?---Not a word.

When did you delete - - -

THE COMMISSIONER: Sorry. So you remember Ms Klement at some
stage asking you for Mr Andjic's working file?---Yes.

20 And you said to her that you'd given the file back to him?---Yes.

And she couldn't find it on the desk and you said something like that's
weird, someone has taken it?---I remember the scenario, yes, but what I said
- I remember her coming to my desk saying, "Anthony told me you have all
the files." I go, "I gave the files all back in May. I don't have anything."
That's all I said.

MR BRADY: When did you delete emails that you and Anthony had been
sending to each other?---Oh, I would have deleted them - I always delete
30 my emails so - - -

All right. So what, just as it went along?---Yeah.

For, for example, Cessnock, do you say there was actually a hard file for
that, for that project?---Not that I'm aware of. I don't remember.

Why not?---I have no idea. Because I don't look after files. I'm not - I
don't work with files, hard files ever.

40 You see, you were assisting Mr Andjic with this project, right?---Yes.

You actually went on site visits?---Yes.

Do you say you never knew whether or not there was a hard file for that
project?---Yes, that's right.

Were you actually doing anything for Mr Andjic?---Yes, I was.

What about for Cowra, was there ever a hard file for that?---I don't know. Like I said, I don't work with files so I have no idea about files.

I don't quite understand the "I don't work with files". What does that mean?

---Like, I don't create files on behalf of Capital Works. I don't deal with hard files.

10 So you have never looked, never looked at a hard file for any of the projects you were working on?---I looked at – I remember seeing files but I've never gone through Capital Works files.

When you say you remember seeing files, what do you mean you remember seeing files?---Like there's files all – there, there were files all over the AMB.

20 All right. I'm talking about in relation to the projects that you were involved in. Did you never look at a file for any of the projects you were involved in?---Not that I can recall.

Never?---Never. I worked on my paperwork and the audit reports.

30 THE COMMISSIONER: Ms Hammoud, how were you possibly going to benefit from any interview processes of development officer when on your own evidence you never looked at files, you didn't understand the invoicing process and you had absolutely nothing to do with dealing with project managers?---No, I did. It was all draft work so it wasn't like making them formal or – Anthony would help me, like say write up a project plan. Here's the audit reports. Review the audit reports, review the plans.

But you're talking about wanting to benefit from going through an interview process for a development officer. The whole point about Mr Andjic mentoring you was to give you access to a higher position that as more analogous to the work that he was doing wasn't it?---Yeah.

And yet on your own evidence you're not doing any of that, you're just working off your own draft file and all you're doing is reviewing a very limited range of documents. Is that what you're saying?---Yes.

40 MR BRADY: How did you think you were going to actually contribute to the Tender Evaluation Committee for a construction company if that's all you were doing?---Because you review the scope and the audit reports and then you read what they write.

THE COMMISSIONER: Do you know what the word evaluation means, Ms Hammoud?---Yes.

Right. It means that you actually have to match or assess or grade what someone says when they tender for the project against the criteria for the project. That's what you have to do don't you?---Yes.

Well, did you do that?---Yes.

MR BRADY: How?---Because I also worked on evaluation plan and that's where the criteria comes from.

10 THE COMMISSIONER: No, we're not asking you that. We're asking you how did you evaluate the tenders when you sat on those committees, what did you do?---You read, you read each tender thoroughly and then you compare each tender across each other or you read the tender and you write your notes compared to what the valuation was or the criteria.

MR BRADY: Right. And with no construction experience or project management experience how did you go about doing that?---You just read it and you, by common sense, by what they write.

20 So you were bringing to bear your common sense in the Tender Evaluation Committee, is that right?---No, and what I had learnt from Anthony.

Because bringing to bear your common sense in the Tender Evaluation Committee might have led you to say there seems to be a bit of a conflict here, perhaps we should step out mightn't it?---What was your question.

Bringing to bear your common sense in relation to the Tender Evaluation Committee might have led you to say there seems to be a bit of a conflict here, perhaps we should step out of the Tender Evaluation Committee
30 wouldn't it?---Yes.

Now did you delete a number of emails after July 2013?---I don't remember but yes, I would have deleted emails.

Well, what I'm getting at is did you delete a raft of emails after 31 July, 2013?---I would have deleted emails but I don't remember when.

Particularly after you found out that the recruitment process had been halted did you delete a raft of emails?---I don't recall.
40

Did you destroy documents?---Destroy documents? No.

Yeah?---No.

For some of these projects?---No.

You've no explanation why the declarations that you signed aren't there?
---No idea.

Were you involved in Gunnedah?---Not that I can recall, no.

Were you involved in Tamworth?---No.

Not at all?---Not at all.

Were you involved in East Maitland?---No, no.

10 Sorry?---No, not that I can recall, no.

So what projects were you involved in?---Cessnock, the beginning of Hornsby, the beginning of Spring Street and that's all I can remember.

Sorry, Cessnock, the beginning of Hornsby and the beginning of Spring Street, that was the entirety of your involvement was it?---That's what I can remember, yeah.

20 What about Cowra?---I think I drafted some documents.

And that's it?---That's all I can remember.

Who got the job at Spring Street?---Triton.

How did they get the job at Spring Street?---I don't know.

Why not?---Because I wasn't involved after the rest of the first meeting.

30 Sorry, after the rest of the first meeting you weren't involved?---Yes.

What was the first meeting?---I just remember going to Spring Street with Anthony and meeting another lady and she was discussing what she needs in the - I don't remember the conversation or - - -

You don't remember the conversation between you, this lady and Anthony?
---Yeah.

40 So what role did you have in Spring Street?---Oh, I don't know, I don't think I did much.

From what you're saying really except for some work on Cessnock it doesn't seem you've done much at all within Capital Works, is that right?
---Yeah, that's right.

You knew that Triton got the job at Spring Street, right?---I didn't really know but I don't think I knew when I was there like here, during here I knew.

So your sister and you were living in the same place in 2013 weren't you?
---Yes.

Did you talk at home about the work that was going on?---No.

Not a single word?---Not a single word.

What about with Mr Chacra, did you talk with him about it at all?---Not, not at all.

10

When for example you were going to site meetings - - -?---One site meeting.

One site meeting with your sister?---Yeah.

That was it?---And a pre-tender meeting.

Right. Well the pre-tender meeting for example, that was after the site meeting that you'd met her at Cessnock, right?---Yes.

20

Did you say to your sister, ah, are you coming to the pre-tender meeting?---No.

Why not?---I don't know. I don't know.

Did you say, why don't we go up together?---No.

Not a word?---Not a word.

30

What you had this just wall between you in relation to what happened at work and what happened at home?---Yes.

THE COMMISSIONER: Do you mean that you both left the house separately and drove all the way to Cessnock before you realised that she was going to be there?---I don't, yeah. That would've, yeah.

Really?---Yeah.

40

So you both left home, you both drove to Cessnock separately and you didn't know she was going to be there till you arrived?---Yeah.

And just to put it in context. That was after you'd already bumped into her in the Department at some point prior to that?---Yes.

MR BRADY: Well in fact and then you went on to tender pre-site, sorry, a pre-tender site meeting after you'd already been on a site meeting where she was at as well?---Yes.

Well that, that meeting, that pre-tender meeting, did you go up with your sister?---She wasn't there.

THE COMMISSIONER: Did you ask her why she wasn't there?---No.

MR BRADY: Mr Chacra was there?---I remember him coming late.

You remember him coming in late?---Yeah.

10 You were here when your sister was giving evidence, weren't you?---Yes.

Would you excuse me just one moment. Didn't your sister say that she was at that meeting and say exactly the same thing that Mr Chacra came in late?--No. Mr Chacra said he came late.

Was it Mr Chacra who said he came late, right. You remember that?---Yeah, I do.

20 And so you obviously were then surprised to see Mr Chacra at that meeting?---Yeah, yes.

Really?---Yeah.

You see you and Mr Andjic, your sister and Mr Chacra decided to try and get Mr Chacra's company involved in Government work, right?---No.

And Mr Andjic gave Mr Chacra a project management job at Camden Picton, didn't he?---Yes.

30 And you knew that's what he was doing?---No.

You knew he was giving it because of your relationship with him, right?---No. I did not know.

And then over the next eight or so months you and Mr Andjic, your sister and Mr Chacra organised for Mr Chacra and your sister to be paid about \$1.285 million, didn't you?---No.

40 And you knew that they weren't doing a lot of the work that they claimed, didn't you?---No.

Did it come as a great surprise to you when you were sitting there and I was asking questions of both your sister and Mr Chacra about how they justified the accounts that they'd put in?---Yes.

I have nothing further. Thank you, Commissioner.

THE COMMISSIONER: Yes, thank you. Any questions of Ms Hammoud? Mr Chalmers, no questions?

MR CHALMERS: No.

THE COMMISSIONER: Thank you, Ms Hammoud, you can step down.

THE WITNESS EXCUSED [3.15pm]

10

MR BRADY: Can I tender a number of documents that have been shown through the course of that cross-examination if the Commissioner pleases.

THE COMMISSIONER: Yes.

MR BRADY: Can I tender an email of 5 July, 2013 and an email of 9 July, 2013 in one bundle.

20

THE COMMISSIONER: Yes. Those two emails will be Exhibit Y8.

#EXHIBIT Y8 - EMAIL DATED 5 JULY 2013 TITLED 'PROJECT OFFICER INTERVIEW' FROM ANTHONY ANDJIC TO FATIMA HAMMOUD

30

MR BRADY: Can I tender a document from New South Wales Government Finance and Services dated 20 February, 2014.

THE COMMISSIONER: That document is Exhibit Y9.

#EXHIBIT Y9 - REFERENCE REPORT OF FATIMA HAMMOUD FOR THE DEPARTMENT OF FINANCE & SERVICES DATED 20 FEBRUARY 2015

40

MR BRADY: Can I tender a tax invoice dated 7 May, 2013.

THE COMMISSIONER: Yes. That invoice is Exhibit Y10.

#EXHIBIT Y10 - TAX INVOICE TO THE DEPARTMENT OF ATTORNEY GENERAL AND JUSTICE DATED 7 MAY 2013 FROM SAFF PROJECTS

MR BRADY: In addition to that, can I tender the following. One is an affidavit of Mark Allingham, Legal Notices Officer, St George Bank dated 11 June, 2015.

THE COMMISSIONER: Exhibit Y11.

#EXHIBIT Y11 - AFFIDAVIT OF MARK JOHN ALLINGHAM OF ST GEORGE BANK DATED 11 JUNE 2015

10

MR BRADY: A statement of Michael Chachaty, that's C-h-a-c-h-a-t-y, who is the Director of Blue Visions Management dated 24 March, 2015.

THE COMMISSIONER: Exhibit Y12.

#EXHIBIT Y12 - STATEMENT OF MICHAEL CHACHATY OF BLUE VISIONS PTY LTD DATED 24 MARCH 2015

20

MR BRADY: An email from – sorry, to Mr Andjic enclosing tickets to Cavalia dated 13 – sorry, the email is dated 27 May, 2013.

THE COMMISSIONER: Exhibit Y13.

#EXHIBIT Y13 - EMAIL CONFIRMATION OF TICKET PURCHASE DATED 27 MAY 2013 TO ANTHONY ANDJIC FROM CAVALIA INTERNATIONAL ENTERTAINMENT

30

MR BRADY: Yes. Thank you, Commissioner.

THE COMMISSIONER: Yes.

MR CHALMERS: Commissioner, can I make an application while I remember.

40 THE COMMISSIONER: Yes.

MR CHALMERS: In relation – my client gave two private interviews with the Commission. Could I have access – could the, the 112 order be varied to allow me access to both those documents just for my own purpose and my client's instructions in relation to making submissions. I mean I obviously have made notes but they're not as good as having the transcript.

THE COMMISSIONER: I was only aware of one occasion. Is there two?

MR CHALMERS: Yes, April and June.

THE COMMISSIONER: Oh.

MR BRADY: In fact the Deputy Commissioner I think sat on the first - - -

THE COMMISSIONER: Oh, no, that's all right. I just wasn't - - -

10 MR BRADY: If the Commissioner pleases.

THE COMMISSIONER: I just wasn't aware but all right. Well, look, I'll authorise the release of the transcript of, what date was it in April?

MR BRADY: 11 April.

THE COMMISSIONER: 11 April and the transcript of?

MR BRADY: 3 June.

20

THE COMMISSIONER: 3 June to Mr Chalmers for the purposes of making submissions.

**THE TRANSCRIPTS OF 11 APRIL AND 3 JUNE ARE RELEASED
TO MR CHALMERS FOR THE PURPOSE OF MAKING
SUBMISSIONS**

30 THE COMMISSIONER: Thank you, Mr Chalmers.

MR CHALMERS: Thank you, Commissioner.

MR BRADY: Sorry, Commissioner, it is in fact 23 April is the first - - -

THE COMMISSIONER: 23 April. All right.

MR BRADY: Commissioner, would you excuse me just one moment.

40 THE COMMISSIONER: Ah hmm.

MR BRADY: Yes, I call Martin Kuskis.

THE COMMISSIONER: Yes. Just come forward, Mr Kuskis. Have you got anyone representing you here today?

MR KUSKIS: Not today, Commissioner.

THE COMMISSIONER: Right, that's all right.

MR BRADY: To be fair Mr Kuskis didn't know he was going to be called today.

10 THE COMMISSIONER: Oh, no, that's all right. Well, just take a seat, Mr Kuskis. I should just explain to you because you are obliged to answer questions truthfully you do not have the option of refusing to answer questions even if the answer should incriminate you in some form of
15 criminal or disciplinary proceedings or indeed civil proceedings. You would under those circumstances be entitled to object to each and every question as it is asked but I can make an order under section 38 that relieves you of that obligation and it operates as a blanket objection so that all of your answers are not able to be used against you in civil or criminal proceedings, however it does not protect you if it should be found you've given false or misleading evidence to the Commission. You understand that?

20 MR KUSKIS: Yes, I do, thank you.

THE COMMISSIONER: Do you wish to take advantage of an order?

MR KUSKIS: Yes, I do, Commissioner.

30 THE COMMISSIONER: Pursuant to section 38 of the Independent Commission Against Corruption Act, I declare that all answers given by this witness and all documents and things produced by this witness during the course of the witness's evidence at this public inquiry are to be regarded as having been given or produced on objection and there is no need for the witness to make objection in respect of any particular answer given or
35 document or thing produced.

40 **PURSUANT TO SECTION 38 OF THE INDEPENDENT COMMISSION AGAINST CORRUPTION ACT, I DECLARE THAT ALL ANSWERS GIVEN BY THIS WITNESS AND ALL DOCUMENTS AND THINGS PRODUCED BY THIS WITNESS DURING THE COURSE OF THE WITNESS'S EVIDENCE AT THIS PUBLIC INQUIRY ARE TO BE REGARDED AS HAVING BEEN GIVEN OR PRODUCED ON OBJECTION AND THERE IS NO NEED FOR THE WITNESS TO MAKE OBJECTION IN RESPECT OF ANY PARTICULAR ANSWER GIVEN OR DOCUMENT OR THING PRODUCED.**

THE COMMISSIONER: Do you wish to be sworn or affirmed?

MR KUSKIS: Sworn.

THE COMMISSIONER: Can we have him sworn please.

THE COMMISSIONER: Thank you, just take a seat. Yes, Mr Brady.

MR BRADY: Thank you very much.

Would you please tell the Commission your full name?---Martin Raymond Kuskis.

10

And that's spelt K-u-s-k-i-s?---That's correct.

And what is your occupation?---I'm a senior manager with the Department of Justice.

In what particular department, or division?---Sorry, it's part of the Finance Branch but it's the Procurement Services Division.

20

And how long have you been doing that for?---Well, with the Department of Justice and its predecessors since 2011.

You have prepared a statement in this matter?---Yes, I have.

And you've signed off on that and that was something that went through basically the procurement process?---That's right, yes.

Setting it out in some detail?---That's right.

30

I just want to ask you some fairly specific questions if I can. You've been sitting in here while Ms Hammoud has been giving evidence?---Just today, yes.

Yes. And you were her boss back in 2013?---That's right, yes.

You heard Ms Hammoud say that she would have approached you to declare a conflict of interest that her, she was on a Tender Opening Committee in which her sister's partner was putting in a tender. Did she approach you to tell you of the conflict that she had?---No.

40

No doubt it's something you would remember clearly if people approached you in relation to a conflict because you'd need to do something about it? ---Exactly right, there's a process involved. The first thing I would do is actually look at the documental process to handle conflicts of interest in that particular instance, I would go straight to that, I do not, I did not do any of that, I was not approached at any time.

I assume therefore she also didn't approach you in relation to a conflict she had in a Tender Evaluation Committee where her sister's partner was

putting in a tender as well?---Well, no but then that was for a construction job so - - -

You are her, would be her inline manager?---At the time, yes.

All right. So if she needed to declare a conflict of interest in relation to a Tender Opening Committee you're the person she should be doing it to?
---That's right, yes.

10 Thank you very much, Mr Kuskis.

THE COMMISSIONER: Do we need to tender Mr Kuskis's statement or can we - - -

MR BRADY: It's in.

THE COMMISSIONER: It's in.

MR BRADY: It's in.

20

THE COMMISSIONER: It's in the brief?

MR BRADY: It's in the brief.

THE COMMISSIONER: Right, thank you, Mr Kuskis, I'm sorry to inconvenience you for the whole day but you may step down, you're excused?---Not at all, thank you, Commissioner.

MR BRADY: In fact Mr Chalmers may have some questions, that's the
30 only - - -

THE COMMISSIONER: Oh, I'm sorry, Mr Chalmers, I'm sorry.

MR CHALMERS: Perhaps not the obvious one, Commissioner. My name's Chalmers, solicitor, I act for Ms Fatima Hammoud. In answer to one - - -?---Sorry, could you speak up Mr Chalmers?

I'm sorry?---You're a bit far away.

40 I am. In one of the responses to the questions you were just asked, you were asked a specific question in relation to the – if there was a conflict of interest at the Tender, Tender Evaluation Committee and you said “That was, that was construction so that,” were you about – I don't want to put words in your mouth but were you going to say that if she was acting in the Tender Evaluation Committee that wouldn't be something you would expect her to report to you about in relation to a conflict of interest?---Well, that's correct, yes.

Okay. Thank you.

THE COMMISSIONER: Nothing else?

MR BRADY: Nothing, nothing.

THE COMMISSIONER: No, thank you. You can step down. You're excused. Thank you Mr Kuskis.

10

THE WITNESS EXCUSED

[3.25pm]

MR BRADY: I call Mr Andjic, your Honour, please.

THE COMMISSIONER: Thank you, Mr Andjic. Just take a seat. I'll continue the section 38 order that was made on a previous occasion. But since it's been a while since you've been in the box we should perhaps administer another oath. Do you wish to be sworn or affirmed?

20

MR ANDJIC: Ah, sworn's fine.

THE COMMISSIONER: Can we have the witness sworn, please.

MR BRADY: Yes, thank you, Commissioner. Mr Andjic, did you go to a meeting with Mr Honeywell in about February, 2014?---I don't recall a meeting in 2014. It possibly could have, yes.

Did you go with a support person to a meeting in February, 2014 with Mr Honeywell?---Not in 2014, no.

10

So there was no meeting that you went to in about February, 2014 with a support - - -?---No, that - - -

Just if you'd wait a moment?---Sorry, sorry, Mr Brady.

With a support person where you met with Mr Honeywell to talk about some grievances?---Not in 2014 but yes, in 2013 late - - -

When in 2013 did you do that?---It was in November.

20

You went to Mr Honeywell with a support person?---Correct.

To make some grievances?---Correct.

What was the grievance?---There was a number of issues that was floating around in regards to myself.

Which were?---Off memory, there was the recruitment process and the issues relating to the recruitment process and the conflict of interest relating to that.

30

Well what was your specific grievance?---It was relating to people complaining that the whole process was being undermined by my relationship with Fatima.

And what was your grievance about that?---That it wasn't that, but that was not the case and my grievance was those rumours and innuendo should stop.

What were the rumours and innuendo?---That I was going to prefer her as the preferred candidate in regards to the whole recruitment process and that I was in a relationship with her so I was favouring, favouring her in that regard and along those lines.

40

I think you accepted yourself, didn't you, that as of 8 July, 2013 you wanted to be in a relationship with her, right?---I was very infatuated with her, I won't deny that, no.

So those rumours and innuendo about you perhaps favouring her probably had some substance then, didn't it?---I won't disagree with that.

So what was your grievance?---My grievance was prior to that as well in regards to the rumours and innuendos, so it wasn't just relating to the conflict of interest but that was the - - -

No, but let's just deal with the recruitment - - -?---Yes.

10 - - - and the conflict of interest there?---Yes.

You've accepted that you were infatuated with her?---Yes.

You've accepted that there was some substance therefore to have rumours and innuendo that you might favour her?---Yes.

So what was your grievance about that with Mr Honeywell?---The continuation of those rumours and innuendos. I wanted them to stop.

20 THE COMMISSIONER: You mean the continuation of them after the recruitment process?---Yes.

MR BRADY: Well you were in a relationship then after the recruitment process, weren't you?---Some time after, yes.

Well not that long after?---Yes.

So what was your grievance about that?---It's no one's business about my personal life.

30

So your grievance was that people were – there was rumour and innuendo within the Department and it was no one's business but yours and Fatima's?---No. That wasn't it. If it led on to that I said "It's no one else's business if I was in a relationship after the fact".

THE COMMISSIONER: Mr Andjic, this is November 2013?---Correct.

The recruitment process was in July of that year?---Correct.

40 Why did you need to wait so many months before you took this grievance to Mr Honeywell?---That wasn't the only grievance that I took to him.

I see?---So there was about I think from memory about four or five items that I was going to him.

MR BRADY: Now, right, okay, well, that's one. What are the other grievances you had?---I'm speaking from memory in regards to it. I believe

they were relating to the whole review of the files and how I was being treated in regards to the review of the files.

What was your grievance about that?---The grievance was that I wasn't forthcoming in regards to providing the files and also that it was my fault or the presumption it was my fault that the files got, became missing and I've continually said it wasn't my fault.

10 They were your projects, a number of them?---A number of them, yes.

You were in charge of the files?---Correct.

They went missing?---Yes.

Why isn't that your fault?---Oh, how is it my fault when I wasn't there when they became missing.

20 I see. So someone else has taken them away have they?---I, I don't know, I can't answer that question, I can't put -- I can make presumptions.

A number of them you didn't even open, right?---I didn't open hard files, no.

How is that not your fault?---Well, that's my fault, I should have created hard documentation in that regards but I only had working documents that I worked with.

30 What were your other grievances?---I honestly don't recall the other two or three.

Did you take a support person?---I did.

Who?---It was from a solicitor's firm.

Who?---Caroline, I don't know her surname.

What firm?---Szekely & Associates.

40 Sorry?---Szekely & Associates.

How do I spell that?---Sorry, Mr Brady, I don't know it, S-z-k-l-e-y I presume, along those lines, I can't give you - - -

Where are they?---They were originally within, within the city but they moved in Balmain or thereabouts.

MR OATES: It's S-z-e-k-e-l-y.

THE COMMISSIONER: Were they an employment law firm?---No, I got them on board early in the early because I was having issues with obviously HR issues and the like so I got them on board as like more of a, like a employee relations firm to see - - -

Well, that's what I - well, that's - - -?---Oh, sorry.

Is that the area they practise in?---Yeah, yeah, sorry, yes, yes.

10 MR BRADY: Why did you take a solicitor to do it?---Because I needed a support person and he suggested that someone come along with me.

Who suggested?---The solicitor.

Did you take along a statement?---I did.

To read from?---Yes.

Where's that?---I don't have it on me, sorry.

20

Yeah, but where is it?---Oh, possibly at my home, possibly, I don't recall if I've got it or not.

Did Mr Honeywell ask you whether you were in a relationship with Fatima?---I don't recall the exact extent of it, he may have, I don't recall.

You don't know one way or the other whether he said are you in a relationship with Fatima?---If it was relating to now or if it was relating to the actual recruitment process, I don't recall in the context.

30

You see one of your grievances was the rumour and innuendo about you being in a relationship with Fatima?---During the recruitment process, yes.

And how that disrupted the recruitment process, right?---Yes, that the recruitment process got stopped.

And then you said and the fact that it was continuing?---Yes.

The rumour and innuendo was continuing?---Yes.

40

Well, surely you would remember if Mr Honeywell said to you, well, are you in a relationship with her?---I don't recall him saying or if it he did he did, if he didn't he didn't, I don't recall.

Well, did you tell him you were now in a relationship with her?---No, I wouldn't have.

Why not?---Because I don't believe it was his business.

THE COMMISSIONER: Did you deny that you were in a relationship with her, you actually, you actually refuted the suggestion that you were?---I, I don't recall if I did or didn't, if I did it was on the basis that I didn't believe it was anyone's business.

MR BRADY: There was complaints about the recruitment process, right?
---Correct.

10 There were complaints on the basis that you were in a relationship with Fatima?---At the time, yes.

You were infatuated with her?---Yes.

You ended up in a relationship with her?---Yes.

And you didn't think it was anyone's business that you ended up in a relationship with this person when there was this rumour and innuendo about that affecting the recruitment process?---No, it was no one's business
20 at the time, it was late November it wouldn't be anyone business.

Well, you see, it was actually in fact early August that you started the relationship you say?---Yes. July, end of July, August, early August, yes.

And that was no one's business notwithstanding this rumour and innuendo about this recruitment process having been derailed because of your relationship?---No, I believed it was no one's business.

30 Various amounts of money were authorised by you to Triton and SAFF after you commenced a relationship with Fatima?---Yes.

Was that not then someone else's business that you were in fact in a relationship with someone and authorising money to go to their sister and her partner?---Maybe I should have mentioned something along those lines but I thought my original declaration stood.

Well, how did it stand now that you say that your relationship with Fatima had changed?---Because as of that time when it was, I think it was early August I actually said to Triton and SAFF I am no longer going to use you
40 guys anymore.

You still authorised payments to them didn't you?---I had to because they did the works.

Well, you were the one to assess whether or not they'd done the works, weren't you?---Correct, yes.

How is that not a conflict that you were now in a relationship with Fatima and authorising payment to her sister and her sister's partner?---Because it was the finalisation of the works so I was paying it in accordance with the finalisation of the works.

You still needed to assess whether the work had been done, right?---Correct, yes.

10 So you still needed to act completely impartially to determine if the work had been done, right?---And I did.

How is it not then a conflict that you are now in a relationship with Fatima? ---I didn't believe so at the time.

Why not?---Because it was the finalisation of the works and the works were done so I was just finalising the invoices accordingly.

20 Well, you see you said that it was no one's business whether you were in a relationship with Fatima, right?---Correct.

Well, surely someone looking from the outside and saying I see these two are now in a relationship and he's authorising payment to her sister, I'm not sure that's right. Surely someone looking from the outside might think that mightn't they?---Possibly, yes.

30 Well, why bearing in mind the change in relationship wasn't it the business of your boss that in fact you were in a relationship with Fatima?---Like I said it was the finalisation of the contracts and it was signing them off and getting them off the books and that's it.

You in fact after you were in the relationship with Fatima authorised variations for Spring Street for example didn't you?---I did, yes.

Some \$30,000-odd worth?---Correct.

Well, surely at that stage you'd think to yourself perhaps I better declare my changed relationship with Fatima?---No, like I said my declaration originally was there and that's what I thought stood.

40 But your declaration originally wasn't I am in a relationship with Fatima was it?---No.

It wasn't even close to that was it?---No, it wasn't related to that at all.

So how did your original declaration stand when in fact the relationship had changed entirely according to you?---Because my relationship was with the contractor not with Fatima and the contractor.

So Mr Andjic, after this relationship commenced according to you - - -?
---Yes.

- - - you've paid Triton \$45,760 on 18 September, 2013?---Yes.

You didn't think I better declare that I've got a relationship with Fatima who is the sister of the person who's benefiting from that?---No, I declared the original declaration.

10 You keep saying I declared the original declaration?---Correct.

It wasn't that you had a relationship with Fatima was it?---Yeah, no, that, that's correct.

Well, how does that not change the whole thing?---I didn't think it changed at the time, that's it, because my relationship was with the contractor and I was trying to be professional.

20 How did it not change the situation? If you thought it was sufficient, your friendship with Fatima, to declare that as a conflict - - -?---Yes.

- - - why in the world wouldn't it be more important to declare that you're actually in a relationship with her?---Like I said I didn't think about it at the time that way.

Because then on 21 November you have paid Triton \$31,845, right?---Yes.

Then on 30 July, 2013 you have paid SAFF \$3,267, right?---Yes.

30 22 August, 2013 you have paid Triton \$28,314 for Dunedoo, right?---Yes.

In fact after you commenced on your version this relationship with Fatima and haven't declared it you paid Triton for Dunedoo \$60,544, right?---I don't know the figures but if they're the figures, yes.

Triton for Rylstone \$60,410. Accept that?---Yes.

For Peak Hill \$61,440 and for Nyngan \$59,494. Do you understand that?
---Yes, I understand.

40

And you say it wasn't your boss's business that you were in a relationship with Fatima and paying effectively to her family all of that money?---No, it was no one's business that I was in a relationship.

And paying to her family all of that money?---But they were during the course of the contracts. It was finalisation of contracts.

In fact after you say you started a relationship with Fatima you have paid her family \$305,314 and you - - -?---To finalise the contracts, yes.

- - - and you thought it wasn't the business of your boss that you were in a relationship with Fatima?---Like I said, it was to finalise the contracts and that was it.

You in fact gave to Triton on 3 October, 2013 a contract to do Tumbarumba didn't you?---I don't recall.

10

On 3 October, 2013 you gave them a contract for Tumbarumba which was worth \$30,000-odd to them?---I don't recall it.

Well, see, that's not just finalising works though is it - - -?---No.

- - - if you've given them a contract?---But was that contract executed?

Well, let me show you this if I can. Excuse me one moment. Well, let me show you this if I can. Can we put that one up? Oh, no, you can't load it. Let me show you this?---Thank you.

20

You asked Mr Chacra for a fee proposal for Tumbarumba didn't you? ---Possibly, yes.

And that was after you started this relationship with Fatima, right?---Yes.

In fact well after you have started this relationship with Fatima?---Correct.

30

Well, why wasn't it your boss's business that you were in fact in a relationship with Fatima when you're asking her family really to provide you a fee proposal for a contract?---Like I said, my relationship with Fatima I wanted to keep separate in that regard and I kept it in that respect to keep it professional with Triton so that's why.

All right. Okay. Now, did you organise for Mr Murphy to then do Gunnedah as a project manager?---I don't recall if I did or didn't.

Well, you heard him give evidence about it, right?---He probably did. I don't recall him mentioning Gunnedah but if he did, yeah, then yes.

40

And in fact he said he had to go out for a site visit to Gunnedah?---Yes, yes, correct. Now I remember. Yes.

And asked him about whether or not there were any documents. You remember that?---Yes.

You see, you authorised payment to SAFF in the sum of about \$36,000 for Gunnedah didn't you?---Correct.

And it indicated contracts, for work on contracts didn't it?---Relating to contracts, yes.

Works relating to contracts. No doubt when you gave the job to Mr Murphy you got all those \$36,000 worth of documents to give to him so that he wouldn't have to redo all of that work?---I would have, yes.

10 You would have?---If the files were available but a lot of my files went missing so I don't believe -- I believe that was one of them that was missing as well.

Oh, so that's a file where there was a, you say, a raft of work that had been done by SAFF, \$36,000 worth, and it just went missing?---That was one of the many files that went missing, yes. Possibly. I don't recall the actual files that went missing but that's probably the reason why he didn't receive anything from me.

20 Well, did you say to Mr Murphy I'm really sorry, Mr Murphy, in fact I got \$36,000 worth of work done on this but the file has disappeared so you're going to have to do it all again?---I don't recall the conversation.

Did you say to him why don't you telephone SAFF because they've done a raft of this work. They'll be able to give it to you so that you would avoid having to do more of it?---Oh, I don't recall our conversation.

Well, you see, you say SAFF did this work, right?---Correct. Yes.

30 No doubt when they did that work they're actually preparing the documents, right?---Well, the bulk of it, yes.

You would think wouldn't you that they would be keeping that on their file, right?---I believe so, yes.

So even if the Department file was missing surely you could go to SAFF and say can I have those documents again. I want to save Mr Murphy this \$36,000 worth of work?---Yeah, I probably should have said that, yes.

40 Well, why didn't you?---I don't recall the conversation in regards to how the project was transferred across. I recall the project itself, that Mr Murphy was going to do was some emergency services in regards to carpet laying.

There was absolutely no work done by SAFF. That's the reason why you didn't do that isn't it?---That's incorrect.

You've seen that I've just shown Ms Hammoud the Hornsby invoice for SAFF?---Yes.

Why did you get her to sign off?---Oh, it's – like I said, it was normal practice, common practice to do those things so she was - - -

I mean she wasn't even a project manager though was she?---No, she wasn't.

10 On the other ones you've at least got your project managers who can, you know, make some assessment, right?---But sometimes I didn't get always the project manager to sign off on it. Sometimes I got other people within the floor to sign off on it so it doesn't necessarily mean that it had to be a project manager as, as a whole.

THE COMMISSIONER: Would you get the cleaner to sign off on it would you?---No, someone within Asset Management.

Well, but that's what it amounts to doesn't it? If she doesn't know anything about the project why is she signing off on it?---She knew a bit about the project. It's – but all right, she didn't know the full, extent of it.

20 MR BRADY: Mr Andjic, you're giving this work to Triton and SAFF because you were in a relationship with Fatima, right?---That's incorrect.

Why were you giving it to him?---Like I said, it was – I probably was erring towards favouritism in regards to their availability, in regards to they were there at the time for me and ease, ease of use from my aspect and possibly subconsciously it was because of that, you know, perception.

I'll give you the opportunity to think about that. Think about what you have heard over the last two weeks?---Yes.

30 What you have been through. Are you seriously suggesting that it wasn't as a result of your relationship with Fatima that you gave Triton and SAFF this work?---Like I said, I did err on the favouritism of them based on that. I don't deny that.

You heard what Ms Klement said about telephoning you about files, right? ---Correct.

40 Saying – you saying to her they're on my desk, right?---Yes.

Then saying they must be with Fatima?---Yes. Yes, I do recall that.

Fatima saying “No, I've given them back”?---That's what she said, yes.

And then ringing you and you being able to give her line items with specific figures?---Correct.

Do you say firstly, did that happen?---Yes.

And do you say you were able to do that from memory?---No. Because I rang Adrian Moeskops when – on the inference that she was going to call me back in regards to it so I rang him in regards to it to get the line items from him and when she called me back I had all that details from him.

Right. Did you tell her that?---No.

Why not?---I didn't feel there was a need to tell her that.

10

Why didn't you say, look I've actually gone on to the, to the construction company who's doing it and these are the line items they've given me?---I didn't feel the need to tell her that. She wanted the information, I provided the information.

Well see part of that as well is that she was looking for the files, right?---I don't know. All she wanted was the information regarding to the communications. I didn't realise she wanted the files itself.

20

All right. But you've been talking about these missing records. You obviously have some sort of theory, do you about where they went?---I don't have a theory, no.

Well you have some sort of suspicions, do you?---I don't have suspicions of who took them or what took them. I don't know what happened.

At all?---At all.

30

You've actually I think you've the word at one stage presumption. Do you have – are you presuming that something happened to them?---I presume someone took them.

Who?---I don't know. I'm not going to finger point because I don't know.

Well are you able to finger point?---No, of course not. I don't know. I wasn't there when they were taken. Like I can't tell you exactly who took it or who didn't take it.

Right.

40

THE COMMISSIONER: How, how was it that you, that you found these or some files at Darlinghurst Courthouse?---I went on a bit of a mission to search for files so I went down to the city to look at Spring Street, I went down into the city to look at Downing Centre. Because we have offices within those areas and I found some in Darlinghurst there and then some files - - -

Sorry?---Sorry, yeah.

The question was not where you went, the question was how did you – how was it that you found these files at Darlinghurst, whereabouts in Darlinghurst Courthouse did you find these files?---They were in a room that's – I don't know the name of the room within the court because there's so many of them at Darlinghurst. But they were in a room – you walk past the Sheriff's office and it's around there somewhere there's a room. I can't give you the name of the room itself.

- 10 That's the Jury Assembly Room, isn't it?---There's a few room around there, yeah. But I don't – there's a couple of offices floating around that area anyway. Because there used to be old Magistrates offices there and the likes, so - - -

And where did you find these files, where were they – where were they in the room?---They were on – actually there was a printer and they were beside that printer. So there was about, I think four of them that were there at that time.

- 20 Are these four manila folders, are they?---They're four folders that I – my folders those manila ones that I had, the colourful ones.

With the names of the courthouses on them?---Correct, yes.

And someone had been doing copies of them had they?---I don't know. I don't know if they were copying it, whatever it was it was a mess inside the files. Like it was - - -

- 30 And you've got no idea how they ended up there?---No. No, Commissioner, I don't.

Did you go round to the office and say “Does anybody know how these files got here or was anybody using these files”?---No. I didn't. I didn't.

You just took them did you?---Yeah. Definitely, yeah.

MR BRADY: And what did you do with them?---I brought them back into the office.

- 40 And then what did you do with them?---Put them back on my desk.

You knew that Ms Klement was looking for files?---I mentioned it to her that I found some, yeah, definitely.

Yeah. Well why didn't you take them to her and give them to her?---She didn't ask for those. Like if she wanted it she could've taken it. I said “They're on my desk”.

Sorry. You said "I found them they're on my desk"?---Yes, yeah.

You've gone to this effort of going and finding these files - - -?---Yes.

- - - because you knew people were looking for them, right?---People were looking for my files, yes.

Yeah?---Yes.

10 Well why not when you get them take them and give them to the people that are actually asking you for them?---They weren't asking for the files they were asking about my files. So if they were specifically asking for those files I would've given it to them. Because there was a person that was doing some audits there. I don't remember her name and she asked for them and I took them and gave it to her.

Who did you give them to?---I don't know her name, sorry.

20 So you've handed over your files to someone you don't know?---No. She was doing the audit, some file audits and I handed some of those files through to her when she requested it.

When you say some of them you mean all the ones you found at Darlinghurst?---I don't, I don't recall if it was all the ones from Darlinghurst or which ones but she specifically asked for some files and if I had them I would've given it to her.

30 Which ones did you find at Darlinghurst?---I don't recall which ones they were. I had a whole bunch of them. They, they were about this high (not transcribable) a number of files missing.

So about a metre high?---Yeah. A number of files.

At Darlinghurst?---No, not Darlinghurst, missing files. The amount of files that were missing.

Fine. Well which ones did you find at Darlinghurst?---I don't recall.

40 No idea?---No.

THE COMMISSIONER: You said there were four of them?---Yeah, four of them. I believe from memory – I could give you that but I might be answering wrong so I can't recall the actual files.

MR BRADY: Now did you act as a referee for Fatima in February, 2014?--Possibly.

Why?---She asked me to be.

Did you declare when you were filling out the form that you were in a relationship, in fact buying a house together?---There was no form that had to be filled out.

Let me show you this?---Is this relating to her job elsewhere?

Yeah. Let me show you this?---I don't recall a form.

10 All right. Do you see that?---Yes.

Do you see there are various questions and various answers?---Yes.

Was that something that you were just telephoned about?---Yes.

Or did you actually type those out?---I never – I haven't seen this form until you just showed me now.

20 Right. So you were telephoned?---Correct.

And asked about Fatima?---Yes.

And asked various questions as her referee?---Yes.

And asked whether or not effectively she should get the job, right?---Yes, yes.

30 Did you tell the person you were speaking to that you were effectively her fiancé?---No.

Why not?---The question wasn't asked.

Mr Andjic, you're being asked whether or not professionally, Fatima should get this job, right?---Yes.

It never struck you that perhaps I should declare that I am buying a house with her so they can assess whether or not my answers have any weight?---No.

40 Never struck you just to think I better say did you know I'm her fiancé?---No.

Are you serious?---Yes.

Even when you're going through all these questions and answers you didn't think to yourself, look they probably should know I'm actually in a relationship with her?---No. It didn't cross my mind.

How many interviews have you conducted?---Three, four possibly, I can't give you exact figures.

How many referees have you contacted?---I don't know. Based on that if you say take two for each one, so possibly eight.

How long have you been in business?---Me?

Yeah?---Like - - -

10

Well at least for the Government. How long have you been working for them?---A fair while.

How long have you been in a managerial position?---Over five years.

A bit longer than that, wasn't it?---Yeah. It's over five years.

20 And you never thought once as you're being asked questions about whether Fatima should get a new job, I better say that I'm in a relationship with her?---No.

I have no further questions. Thank you, your Honour.

THE COMMISSIONER: Mr Andjic, did you hear Mr Gordon's evidence?
---Yes, I did.

And Ms Kent's evidence?---I did, yes.

30 Did you hear Mr Gordon say that up until the end of 2012 that in his opinion you were very professional and that you strictly adhered to policies and procedures and you were impeccable in that respect, did you hear him say that?---Yes.

That doesn't conform with the evidence that you have given here does it?
---No.

Well, did Mr Gordon and did Ms Kent get all of that wrong did they?---No, no. I was, I was a stickler for policies and procedures.

40 But you – but sorry, that's not what you have told us here. What you have told us here is that throughout your professional life in Asset Management or in Contracts you essentially took everything at face value, that you frequently ignored policies and procedures and got people to sign off on documents about which they knew nothing and that your preferred method if you like was just to use a building or construction firm, i.e., Triton that happened to be the most available to you at the relevant time?---Yes.

Well, how is that consistent with what Mr Gordon and Ms Kent have said?

---I don't know. Probably because I was – when it came to their projects I went through it with a fine-tooth comb. I don't know. I honestly don't know. When it came – personally possibly I've just - - -

What, so where Mr Gordon and Ms Kent were concerned you were absolutely scrupulous in relation to the - - -?---No.

10 - - - to the policies and procedures that needed to be applied?---No. If you go through the documentations relating to them as well you could probably see there was instances where they have – there was some places where I wasn't scrupulous in that respect so it's - - -

But you see, it's not just the occasional lapse?---Mmm.

I mean Mr Gordon and Ms Kent said that you were a stickler for the rules? ---Not - - -

Didn't they?---Well, they did, yes. I heard that, yes.

20 Right. Well, are we – what are we to make of their evidence, that they just got it wrong?---No, you've got to take their evidence to whatever they, they have said at face value in that regard I guess.

Well, is it, is it right that up until the end of 2012 you were in fact a stickler for the rules and that you were very professional and strictly adhered to policies and procedures?---I didn't strictly adhere to them. I wasn't perfect in that regard. I admit that.

30 Well, look, there's, there's two extremes, Mr Andjic?---Yeah.

One is your extreme which is that you were grossly incompetent most of the time?---Not most of the time. I was - - -

Well - - -?---Yeah.

Grossly incompetent for a very, very good deal of the time?---Okay, yes.

40 On the other end is Ms Kent and Mr Gordon who both say that you were the model of a manager who abided by processes and procedures. I'm asking how we reconcile those two things?---I, I don't know how we can reconcile. I've told you I was incompetent in that regard.

But that just happens to suit you doesn't it?---No, it doesn't happen to suit me. I've – it's obvious I have been incompetent.

Incompetence, Mr Andjic, generally suggests that someone is in a position which is beyond them or they wilfully ignore the policies and procedures

that they should be following but incompetence generally is something that doesn't occur on and off. You're either incompetent or you're competent?
---Mmm.

That's the position isn't it?---I was going through a hard time in 2013. I won't deny it. So that might have swayed - - -

10 What I'm, what I'm asking you is this, isn't it the case that all of this behaviour that you are now putting down to incompetence it all occurred in 2013 didn't it?---Not all, no. I, I disagree with that. There were some instances prior to that as well.

Yes. Does anyone have any questions of Mr Andjic?

MR BRADY: Yes. Did that start in say August/September, 2012?---I don't - it's probably before that as well if you go back to my other jobs as well.

No, nothing further from me.

20 THE COMMISSIONER: Mr Oates, any questions?

MR OATES: No, thank you, Commissioner.

THE COMMISSIONER: Any questions from anyone? This is your last chance. We're about to adjourn. Can I, can I ask Counsel to look at their diaries and consider a timetable for submissions. Mr Brady, do you have a -
- -

30 MR BRADY: Can I do just before that. I need to tender some documents -
- -

THE COMMISSIONER: Oh, yes.

MR BRADY: - - - separate to the witness's that have been done.

THE COMMISSIONER: Mr Andjic, you can step down. You're excused?
---Okay. Thank you.

40 **THE WITNESS EXCUSED** **[4.05pm]**

THE COMMISSIONER: Yes, go on.

MR BRADY: Thank you. Can I do this, the first is to replace Exhibit Y1.

THE COMMISSIONER: Yes.

MR BRADY: There is an error in fact on Y1. The \$8,250 that was attributed to Triton and indicated Gunnedah is in fact Blacktown. Can I replace it - - -

THE COMMISSIONER: Oh, so that's just substituting those pages?

MR BRADY: Substituting that single page.

THE COMMISSIONER: Yes, yes.

10

MR BRADY: Y1 is a single page.

THE COMMISSIONER: Thank you.

MR BRADY: Can I tender a statement from Steve Honeywell dated 18 June, 2015.

THE COMMISSIONER: Yes, that's Exhibit Y14.

20

**#EXHIBIT Y14 – STATEMENT OF MR STEVE HONEYWELL
DATED 18 JUNE 2015**

MR BRADY: Statement from Alex Cheung dated 10 February, 2015.

THE COMMISSIONER: Exhibit Y15.

30

**#EXHIBIT Y15 – STATEMENT OF ALEX CHEUNG DATED 10
FEBRUARY 2015**

MR BRADY: The email from Triton Group to Mr Andjic shown to him dated 3 October, 2013.

THE COMMISSIONER: Exhibit Y16.

40

**#EXHIBIT Y16 – EMAIL FROM TRITON GROUP CO. TO
ANTHONY ANDJIC DATED 3 OCTOBER 2013**

MR BRADY: And the email shown to Ms Hammoud dated 15 March, 2013 in relation to conflicts of interest.

THE COMMISSIONER: Exhibit Y17.

**#EXHIBIT Y17 – EMAIL TO FROM ANTHONY ANDJIC TO
FATIMA HAMMOUD DATED 15 MARCH 2013**

MR BRADY: Thank you, Commissioner.

10 THE COMMISSIONER: Thank you. Mr Brady, do you have any date in
mind for the completion of your submissions as Counsel Assisting?

MR BRADY: I do and that would be 24 July, 2015, three weeks' time.

THE COMMISSIONER: All right. Well, I'll direct that Counsel
Assisting's submissions be served and filed by the close of business on
24 July, 2015 and then submissions in response to those submissions from
all the other parties should be served and filed by close of business on, is it
7 August, is that a Friday? No. Yes?

20 MR BRADY: Yes, it is.

THE COMMISSIONER: Yes. 7 August, 2014 and then any brief
submissions in response to those from Counsel Assisting should be served
and filed by close of business on 14 August, 2015. If anyone wants
extensions to those dates could they please give us ample notice by writing
to the legal officer in charge of the inquiry and then we can take it from
there. Could I remind the parties that the standard directions apply. That
means that submissions themselves are under a suppression order until
further notice. Thank you and I'll adjourn.

30

**AT 4.09PM THE MATTER WAS ADJOURNED ACCORDINGLY
[4.09PM]**