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HEARING

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INDEPENDENT COMMISSION AGAINST CORRUPTION

THE HONOURABLE MEGAN LATHAM

PUBLIC HEARING

OPERATION TUNIC

Reference: Operation E13/1800

TRANSCRIPT OF PROCEEDINGS

AT SYDNEY

ON WEDNESDAY 1 APRIL, 2015

AT 10.43AM

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

THE COMMISSIONER: Yes, my apologies for that delay, it was unavoidable, but we're ready to resume. Yes, Mr Naylor.

MR NAYLOR: Commissioner, just before I call the next witness, just one housekeeping matter in respect of the transcript yesterday.

THE COMMISSIONER: Yes.

10 MR NAYLOR: During the questioning by Ms Hogan-Doran an application was made for a non-publication order in respect of both T6 I think it was, was the Exhibit, Commissioner, both the name and the address of 105 Rita Street, I'm just looking for the page, Commissioner, page 10, thank you. Consistent, Commissioner, yes, the line about tenth from the bottom on page 10 of T6.

THE COMMISSIONER: I suppose it should apply to the whole of T6 in that regard.

20 MR NAYLOR: Well, what, what I was going to suggest, Commissioner, was consistent with the global non-publication order that had been made at the commencement of the public inquiry that of course the name continued to be suppressed but not the address, not the property, 105 Rita Street and the effect of yesterday's non-publication order was to suppress the address as well as the name.

THE COMMISSIONER: Well, except that I did make an order in relation to the MSB files that would include the names of the owners as well.

30 MR NAYLOR: Yeah.

THE COMMISSIONER: So it would seem incongruous.

MR NAYLOR: Yes. I'm sorry if I'm at cross-purposes, Commissioner. I would certainly support a non-publication order in respect of the names that appear on T6.

THE COMMISSIONER: Right.

40 MR NAYLOR: But not the addresses.

THE COMMISSIONER: I understand.

MR NAYLOR: Not, not, not the properties, that's all.

THE COMMISSIONER: I understand, because without the names it's meaningless.

MR NAYLOR: Quite.

THE COMMISSIONER: All right. Well, Ms Hogan-Doran, I don't suppose that that poses any problems for you?

MS HOGAN-DORAN: No, and I've discussed it with Mr Naylor.

THE COMMISSIONER: No. All right. Well, then just to be clear, in relation to T6 I make an order under section 112 of the Act suppressing publication of the addresses of the relevant properties in that document but
10 not the – sorry, I'll start again.

MR NAYLOR: Yes.

THE COMMISSIONER: I make an order, I make an order suppressing publication of the names of the owners of the properties in that document but not the addresses themselves.

20 **AN ORDER THAT THE NAMES OF THE OWNERS, BUT NOT ADDRESSES, OF THE PROPERTIES SHOWN IN EXHIBIT T6 ARE SUPPRESSED**

MR NAYLOR: Quite.

THE COMMISSIONER: Thank you.

MR NAYLOR: Thank you, Commissioner.

30 MS HOGAN-DORAN: Commissioner, something that's arisen from that. Transcript reference 179 line 39 and 40 from yesterday, both the name of the property and the owners have been marked from the transcript. The name of the property would be, were to be - - -

THE COMMISSIONER: I'll have that revised - - -

MS HOGAN-DORAN: Revised.

THE COMMISSIONER: - - - so that the, so that the address can be
40 reinserted. Thank you.

MR NAYLOR: Yes.

THE COMMISSIONER: Yes, Mr Naylor.

MR NAYLOR: Commissioner, I call Kevin Inskip.

MR OATES: Commissioner.

THE COMMISSIONER: Yes, Mr Oates.

MR OATES: As he makes his way to the witness box can I indicate he'll take the oath?

THE COMMISSIONER: Thank you. And you've - - -

MR OATES: And he seeks a declaration.

10

THE COMMISSIONER: - - - informed him of the effects of the section 38 order?

MR OATES: Yes.

THE COMMISSIONER: Yes, thank you.

20 Just take a seat, Mr Inskip. I just wanted to confirm with you, I know that Mr Oates has explained to you the effect of a section 38 order. It's important that you appreciate that the order protects you from the use of your answers against you in civil and criminal proceedings but it does not protect you if it should be found that you've given false or misleading evidence to the Commission because if that were the case it would nonetheless be available to the Commission to prosecute you for an offence under our Act. Do you understand that?

MR INSKIP: Yes, I do.

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 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: Can we have the witness sworn, please. Thank you.

THE COMMISSIONER: Yes.

MR NAYLOR: Sir, what's your full name?---Kevin Brian Inskip.

Could I encourage you, sir, just to come a little bit closer to the microphone so - - -?---Oh, sorry. Yeah.

10

- - - so we can hear you. Sir, you're a director of a building company, a building contractor called Plantac Pty Limited?---That's correct.

And that company was established in about 1994. Is that right?---Yes.

All right. You had an office at Caringbah until about October, 2013. That's right?---Yeah, that'd be – about a year and a half ago I think we left.

All right?---Something like that so that, yeah.

20

And your office is now situated at your home?---That's correct.

What kind of building work was Plantac doing when it was initially established?---Um, just repairs and maintenance. Um, we've built extensions to schools um, on course – buildings on golf courses ah, just multiple items. Very few residential jobs.

When you say residential jobs what, what do you mean by that, do you mean full builds or do you mean repairs or - - -?---Oh, pretty much both.

30

All right?---It was, you know, we're more commercial than domestic, yeah.

Okay. Is – do you say that in relation to the work that Plantac has received from the MSB, the Mine Subsidence Board?---No. I, I refer to that work – I look at that work – or we did look at that work as basically is um, it's like insurance work.

What do - - -?---Pretty much everything down there is just repairs, maintenance so - - -

40

And they are repairs and maintenance to residential homes are they not? ---Yeah, yeah.

All right. So are you saying that apart from the work that you did for the MSB most of your work was done in the commercial space?---Yes.

I see. Do you know Darren Bullock?---Yes.

When did you first meet Mr Bullock?---When?

Yeah?---What year?

Well, roughly. I - - -?---Yeah, yeah. Um, look, it would have been about 22 years ago, something like that.

All right. Do you know where he was working at the time?---Ah, Westpac.

10 Yes. And what were you doing at that time?---Well, just building work.

All right. Were you, were you working for yourself, for the Plantac company or were you working for some other organisation?---At that – when I first met Darren I was working for a company called, ah, Combined Trades Group.

Yes?---And then we went from there and started Plantac up.

20 All right. And did you start Plantac up while Mr Bullock was at Westpac, do you know?---Yeah. Yeah, we would've, yeah.

All right. And - - -?---Combined Trades was a, it was, it was just, it wasn't a propriety limited company. So how that worked was that we, we actually got a shelf company. Our accountant did at the time um, and it happened and I just said, "Look, look for a company that's, something that sounds building-ish." He came back with these names and there was this one called Plantac and I said, "Ah, it's got plan in it, that'll do and we'll change the name when we think, think of an appropriate name." And - - -

30 But Combined - - -?--- - - - never did.

Combined Trades, was that your company or someone else's?---No, it was mine.

All right?---Yeah.

40 And am I right in thinking that Combined Trades had some sort of professional relationship with Mr Bullock at the time that you first met him when he was working for Westpac?---Ah, we would've eventually got business, yeah.

All right. Combined - - -?---Well when I say business, we, you know, we worked for a lot of people at Westpac.

Yes?---Yeah.

All right. Did Mr Bullock, when he was working for Westpac engage Combined Trades, engage you through Combined Trades to do work for

him at Westpac?---That, I can't, that's 22 years ago or 23 years ago. I couldn't tell you whether it was, um, under Combined Trades or Plantac.

Okay. It's possible that he - - -?---It's possible, but I - - -

- - - he engaged you in one or either of those capacities to do work - - -?
---Yes, yes.

- - - for Westpac while he was there?---Yes.

10

I see. So you remember when Mr Bullock was appointed as district manager of the Picton Office of the MSB?---Ah, not exactly. But it was probably, I don't know, maybe 11, 12 years ago. Maybe something like that.

Okay?---I'm not sure.

Can I ask this but between the time that you started doing work for the MSB?---Yes.

20

And the earlier time when you'd met Mr Bullock, when he was working for Westpac, did you maintain a relationship with him, either professionally or personally or both?---Ah, we didn't see each other that, that often, no.

Yeah?---You know, in between those times.

All right?---I had, I had, you know, my things to do and Darren was doing whatever he was doing so.

30

All right. The records would seem to indicate sir, that in about June 2005 your Plantac was appointed as a selected tenderer for the Mine Subsidence Board?---Ah hmm.

Does that ring true with your memory?---Ah, I, I don't know the exact year, but, yes.

Okay?---Yes. Yeah.

40

And as a consequence of being included on the list of selected tenderers, you began to receive invitations to quote, did you, for jobs that - - -?
---That's - - -

- - - the MSB had?---Yes.

All right. And the kind of jobs that you quoted for were, as I think you've already said, repair work to residential homes in and around the Picton area. Is that right?---Well, in the earlier days it was all Appin.

Yes?---And around there. Um - - -

Okay?---Yeah.

And did Mr Bullock explain to you what his role in that tender process was at any time?---I'm not sure what you mean, mean by that?

10 Did he say, for example, that he had the power to, or the authority to approve tenderers, a selection of tenderers?---No. The first I knew we just, you know tendered, put it in the box and wait and see if you won the job.

All right. Well at any time did you have a conversation with him in which he might've said to you what his financial delegation was?---Ah, in, in recent years, yes.

All right. And in recent years what did he say to you about that?---Well I do recall him saying that he had authority to sign on under 50,000.

20 All right. Do you know how long ago that was?---Look, it wasn't, in my recollection all that long ago. Maybe time flies, you know, but I would say three years, something like that, maybe four years ago.

Okay?---I'm not sure.

And do you know if you had that conversation with him in relation to a particular property that - - -?---Yes.

And do you remember which property it was?---Yes.

30 Which, which property?---I don't know the address but Brundah Road.

Brundah Road?---Thirlmere.

All right. And do you remember where this conversation took place? ---No.

40 And as a consequence of being told about this \$50,000 did you, did that influence your behaviour in some way, did you, did you take some step as a consequence of being informed about the \$50,000?---Well, I don't remember the situation but if I made a commercial decision to reduce the amount below 50,000 to fast track if I thought Darren was going to be able to um, approve it I possibly did do that, yes.

Okay. Am I right in thinking that, I withdraw that. Can I, can I ask you to make this assumption, that you're, you're on the list of selected tenderers and that you've put in a, a tender or a quote and you get informed by Mr Bullock that you've been successful - - -?---Ah hmm.

- - - it's the case is it not that often times variations are required to the original contract price?---More, more times than not actually.

All right?---And the ah, yeah, sorry.

10 What, what kind of circumstances would necessitate variations?---Well, it's basically like any existing building that you, you may find anywhere but down there was obviously even worse because of the mining. Um, you'd open up things or open a floor up or you'd find, you know, you'd just find things in the course of your building work that ah, weren't foreseen - - -

Yes?--- - - - because they're, you know, they're hidden behind walls, under floors, underground and that'd create a variation and, and I'd say that probably 95 per cent of, of jobs I think you'd find that every, any builder that worked, worked on those jobs there would have been variations on the jobs. It was highly unlikely not to find, you know, find something that wasn't ah, wasn't foreseen, yeah.

20 The, the price that you originally quoted when you put your tender in - - -?
---Yes.

- - - would, would that be based, am I right in thinking that would be based upon the scope of works document, the technical specification document - - -?
-?---Yes.

- - - that you got from Mr Bullock or the other district supervisor from the MSB?---Yes.

30 As well as your inspection of the site?---Yes.

And what, what you're saying is that even with that information, even having done a site inspection there are sometimes defects, latent defects that can't be identified just from an, an inspection?---Absolutely.

And you'd have to bill those as variations?---Yes.

40 All right. And in the ordinary course was there a process whereby you'd get a variation approved?---Most, most times either, if I was on site or, you know, one of the um, supervisors from, from Plantac or um, it might have just been even the painter or something, you know um, they'd ring me, I'd ring, you know, the ah, supervisor, whoever it happened to be um, tell them we've got a problem. I'd either meet them there ah, if they'd, or they'd go there um, have a look themselves, talk to whoever was on site. The owner sometimes um, you know (not transcribable) like our guys that they wanted something so we'd inform the MSB - - -

Yes?--- - - - and then ah, that's how, they'd either tell us to do it, do the ah, the work - - -

Yes?--- - - - or they'd reject it.

Right?---Yeah.

And that would be done verbally would it, on site?---Yes.

10 Would it, would you at any time ever receive a document approving of the variation?---Sometimes it'd be just a verbal instruction on site and then other times there'd be a, um, um, a variation um, email sent for that specific item or items.

Okay. And the, the process thereafter of once, once you'd either received the verbal approval to go ahead with the variation or you received a document, an email subsequently, that meant you could go ahead and do the work?---Yes.

20 And subsequent to that you'd submit an invoice for the variation?---(No Audible Reply)

Is that, is that the - - -?---Well, that's, yeah.

Was that the general process that applied?---That's, that's exactly right, yes.

Okay. All right. Sir, have you ever paid any money to Mr Bullock?---Yes.

Do you remember the first time or about the first time when you paid money to Mr Bullock?---No, I don't.

30 All right. Was it months?---No, it was years.

Years ago?---Years, years.

All right?---Yeah.

About how many years do you think?---Probably seven.

40 Right. Do you remember when the most recent payment of money to Mr Bullock was?---Yes.

When?---I don't know the exact date but ah, I think it was in um, November last year.

Do you remember how much you paid him?---I'm pretty sure, I haven't looked, \$4,400 I think it was.

Do you remember in relation to which job the money was paid, if at all?

---Yes, it was um, I don't know the name of the street or the place but the last job we did for the MSB.

Right. And between that first payment, which was you say about seven years ago perhaps, that you can remember doing the best you can, and the most recent payment in November 2014, are you able to estimate how many payments might have been made or with what kind of regularity payments might have been made?---No, I've got no recollection of the number of payments. Well, not any recollection, I, I have no, there's no records um, to say how many times that Darren had received money that I'm aware of or the regularity of, of those payments.

All right. Did you have a particular – was there a particular arrangement that involved the making of these payments?---Yeah, Darren would just ask me for some money and I'd ah, ring the office and ask them to organise some.

All right?---And, and then I'd ah, I'd deliver it.

20 Okay. And did, when, when Darren, did he phone you up did he, to say I need some money?---No, not, no, not really, I'm pretty sure it was all face to face.

I see?---Yeah.

All right. And was any kind of code word used to describe this money?---Um, I'm just trying to think, yes, "stuff."

30 Stuff?---That stuff.

That stuff?---Yeah.

Right. So when you were having a conversation with Mr Bullock and he said to you words to the effect he'd need that stuff, you interpreted that to mean that he needed a payment of money?---Yes.

All right. And when he said that to you, what would you do in order to effect the payment?---I'd ring Barb up and ask her could she organise some money for me.

40 All right. And would he say to you, as best as you can recall, how much money he wanted on these occasions - - -?---No.

- - - that he said he wanted some stuff?---No, no, he never, there was no specific amount.

Okay. Well, how would you get the money to him?---I would take it to him.

All right. And in what form would the money be?---Cash.

Cash. Well, would you have it in an envelope or would you just pull out wad of cash from your pocket or - - -?---No, no, it was in an envelope, in a bank, normally a bank envelope.

10 Okay. And whereabouts would these handovers take place?---Oh, could have been anywhere, it was out, always either on a site or, you know, no specific, any, any specific location, it was just wherever, but it was always, from memory it was always down, down in that area.

All right. Well, would you see Mr Bullock on a regular kind of basis, would you?---What do you mean regular, like every couple of days or something?

Yeah, I'm just wondering how frequently you saw Mr Bullock?---Well, sometimes I wouldn't see him for weeks and then other times I might see him every other day, you know.

20 Right?---Um, it just, there was no, there was no pattern there of, you know, how frequent it was, it depended on how, you know, whether I was, I was working down there too 'cause I didn't go down there all the time, I was, you know, I was working on a lot of other jobs that had nothing to do with the MSB.

So if he said to you on a particular occasion that he needed that stuff, then the arrangement was that when next you saw him, perhaps on a site, you'd hand him an envelope containing some cash?---Yes.

30 And this envelope containing cash you have obtained that previously from, from where?---From Barb.

All right. And did you ever have a discussion with Mr Bullock about variation invoices?---Yes.

All right. What were the circumstances in which you had that discussion or those discussions?---Well, I'd normally show Darren the ah, variations. We'd go through them and then um, you know, he would put an amount on the bottom of what he wanted out of that.

40 Well, let me just sort of break that down a bit. When you say show him the variations, you mean show him invoices for variations that you'd done as part of a particular job?---No, they weren't invoices at that stage. They were, they were just a list of whatever the variations were - - -

Right?--- - - - for approval.

Right. So it's a document in which you've set out the variations that - - -?
---Yes.

- - - you had already done for a particular job?---That's right.

All right. With prices or costings for how much the variation was?

---Correct.

All right. And whereabouts would these meetings take place?---Oh, again the same thing, on sites. You know, no, no specific location just wherever.

10 Okay. And are these handwritten documents that you've prepared?---Some were handwritten, some were ah, typed up.

Okay. And would you show him the documents at the end of the job after all the work had been done or as you're going through?---Normally at the end of the job but sometimes if it was a, if it was a big job that – and, you know, ah, we wanted to put some variation costs in, in claims during the job they'd be during the job.

Okay?---Yeah.

20

And I think you said that Mr Bullock wrote something on, on these, these documents that you'd prepared. Is that right?---Yes.

All right. Well, what, what to your memory would he write on these documents?---Just basically the amount of money that ah, I was to add to the um, to the invoices.

All right?---To the variations.

30 Well, how much money would he, would he, would he add?---Mate, every time it was different.

All right. Are we talking hundreds, thousands?---Oh, it might have been a couple of hundred, it might have been a couple of thousand, you know. It just – there was no, no specific amount it was just whatever he wrote down, you know.

Right. And he would physically write it down - - -?---Yes.

40 - - - on the page?---Yes.

Right. Your – was – it wasn't a particular proportion or percentage of the costings that you'd already come up with?---No.

All right. It was just some figure that he'd, he'd come up with himself?---Yes.

All right. Well, that having occurred what, what would you do with that document?---I'd take it back to the office and get the ah, the invoice – ah, amend the amount and get the invoice typed up and sent.

And who would do that?---Barb.

All right. So this particular amount that Mr Bullock has added to the bottom of the page would somehow be incorporated into the invoice that got typed up for the variations?---Yes.

10

It would be added into the cost of the variations?---Yes.

All right. So if there's just a single variation of the invoice, the amount that Mr Bullock has noted on the bottom of the page would be added to the – that – the cost of that particular variation?---It didn't happen every, every, every time there was a variation.

20

All right?---Um, so to answer, answer the question he ah – that's possible but I'm not saying that, you know, that – I can't confirm that it was a single um, variation and there was, there was an amount added to it.

Okay?---Yeah.

I'm just trying to understand the process that's all?---Yeah.

I'm not suggesting that it happened - - -?---Yeah. It didn't, it didn't happen - - -

30

- - - on every occasion?---It didn't happen every time.

No. But if, for example, there was an invoice that had – that was invoicing for multiple variations - - -?---Yes.

- - - how would you deal with the amount that Mr Bullock had added to the bottom of that draft document?---Just add it to the total amount.

Add it to the total amount?---Yes.

40

All right. So in, in respect of a, say an invoice that say has three variations on it and then there's a total at the bottom - - -?---Mmm.

- - - where would Mr Bullock's amount be added, would it just be added - - -?---Well, if, if, if the variation had a break up of costs - - -

Yes?--- - - - in it um, the, the, the percentage that was added to the job would be added to each one of those items.

I see?---If it was a lump, a, a lump sum amount um, then it'd just be added to that.

I see?---Yeah.

And whose, whose responsibility then was, was it for the invoice which had been prepared to be sent off, was that your responsibility or your wife's?
---No.

10 To send off to the MSB?---Yeah, well Barb had, had to send it. I do, I do the um, sometimes I'd hand deliver them if I was going back the next day or they were emailed.

Yes. Can I just ask what, what responsibilities did you have in relation the keeping of the accounts for Plantac?---No.

No, you didn't, you weren't involved in that side of the business?---No.

20 All right?---The, the office side I had nothing, nothing to do with.

Okay?---But Barb, she only did what, you know, she was instructed to do and, you know.

Sure?---Yeah.

30 Do you know if, from what, anything that might have, from, from anything that Barbara might have said to you, do you know if she might have kept some sort of record of the amounts that Mr Bullock had added, added to the bottom of these pages that you showed him?---Yes, she did.

All right. And do you know where she kept the record of these amounts?
---I believe she used to keep a spreadsheet um, and that's about as much as I, I know. I only think I only ever saw one of those.

You saw one of those spreadsheets?---I saw it in an envelope, I didn't pay -- it meant nothing to me because, you know, I don't really understand how they work anyway.

40 Okay. But you saw a printed copy of this spreadsheet did you?---Once.

Once?---Yes.

Okay. Do you how long ago that was?---Oh, it could have been, no, I don't, I'd only be guessing, I really don't.

Okay. And do, do you know what the purpose of keeping this record was?
---Yeah, to um, you know, keep record of the amounts of money that were being put on these um, variations.

Yeah?---And, and the payments that were being made.

Right. As some sort of reconciliation between the two?---Yes, yes.

All right. And that, that would be necessary I, I take it, tell me if I'm wrong, because if you start handing over more cash than in fact you're receiving via these variation invoices you'd be going backwards wouldn't you?---That's right.

10

Yeah. Do you know why, why were these payments being made to Mr Bullock?---Um, I'm not too sure what you, what that - - -

Let me ask the question a different way?---Yeah.

Were, were, were these payments being made by Plantac to Mr Bullock for the purpose of Plantac securing work from the MSB?---Yes.

Right. Was there any other reason in addition to that why the payments were being made?---Well, for financial and ah, obviously gain and, and also um, to, as you just asked me to um – well, I don't know if it's an advantage but to, you know, have ongoing work with the MSB, yeah.

20

Oh, you - - -?---Hopefully.

Plantac was securing a benefit was it not for the payments that were being made to - - -?---Yes, it would.

- - - to Mr Bullock?---Yes, yes.

30

Yeah. This, this arrangement whereby Mr Bullock would note on the bottom of the page how much he wanted to receive and then, and then at other times he would ask for payments of cash, whose, whose idea was this? ---Well, it was Darren's.

All right. And do you remember the circumstances in which he conveyed to you originally this idea?---No, no.

All right. But there was some point in time, was there, about seven years ago perhaps where say you met on a building site and he wrote on the bottom of a draft invoice?---Oh, no, I'm sure that the conversation just came up and, you know, like anything it just, it just went from there.

40

And - - -?---But I couldn't tell you exactly, exactly what was said.

Right. Did you feel prevailed upon, by that I mean did you feel like you were in some sort of difficult position and you felt obliged to - - -?---Yes.

- - - go along with this arrangement?---Yes.

And how long did you feel that way for?---Too long.

Right.

THE COMMISSIONER: Was there a percentage of the overall work that Plantac did that came from the MSB and if so can you tell us approximately what that was?---What, how much work in our turnover?

10

Yes?---Oh, it, it varied, Commissioner, you know, like, from year to year. Sometimes we wouldn't even do any work for them, you know. Um, and then probably towards the end it's been getting less and less, you know, so without going back through records I couldn't give you - - -

All right?--- - - - a definitive amount, but you know, there were stages where we, we were getting a lot of work and then there would be other times where, well, I know we went through a period where we just didn't do any work for them, you know.

20

MR NAYLOR: How do you feel now about that particular arrangement that you had with Mr Bullock or that Mr Bullock had with you rather? ---Well, obviously I regret it.

Ah hmm?---And ah, I wish I wasn't here and put my family in this situation.

Sir, do you remember at any time having a conversation with Mr Bullock about a property at 336 Moreton Park Road, Douglas Park?---Yes.

30

What do you remember of that conversation?---Well, somehow I was told the ah, what the, the highest price was of the other two tenders and ah, but I'm pretty - and I don't know whether that was over the phone or face to face but I'm pretty sure that made no difference to my tender price anyway, so I don't know how that even came about to be honest with you.

Right?---Um, how that could happen, but yeah, it did.

All right. Well, just let me understand that, break that down a little bit. You had a conversation with Mr Bullock and did he tell you two other tender prices, did he?---No, just the, the highest price.

40

Right?---Sorry, the lowest price, sorry.

The lowest price?---Yeah.

Did he tell you that there were two other prices and he just told you one of those?---Yes.

The lowest one?---Yep.

And at that particular time you hadn't submitted your quote?---That's right.

Your tender?---That's correct.

You had been invited to tender - - -?---That's correct.

10 - - - in relation to that job but you hadn't at that point in time submitted your tender?---That's right.

Right. And you're saying that the information that had been conveyed to you by Mr Bullock didn't really influence you in the price that - - -?---No, look - - -

- - - you were going to submit anyway?---Yeah, I'm - from my best recollection I'm pretty sure I pretty much had it all worked out anyway and - - -

20 Okay?--- - - - it made no difference to my price.

Yeah?---So, you know.

And after that conversation you submitted your tender?---Yeah.

Right?---Yeah. And I think from memory I hand delivered it, not, and not posted that one, I think.

30 To the Picton District Office?---Yes.

Right. Did you win that tender?---Yes.

Yeah. Pardon me, Commissioner.

THE COMMISSIONER: Mr Inskip, just while we're on that point, do you remember whether or not in relation to that Douglas Park property that there was a variation after you won the tender?---Yeah, I think there was a couple of variations from memory.

40 And were any of those variations the subject of this arrangement with Mr Bullock whereby he wrote certain amounts on the variation - - -?
---I couldn't, I couldn't 100 per cent confirm that.

You can't remember one way or the other?---No, I don't honestly.

MR NAYLOR: Might the witness be shown T1 volume 5, page 2349?
---Well - - -

It's up on the screen too, Mr Inskip?---Okay.

Does that look like the tender form that you submitted after the conversation with Mr Bullock?---Well, that's it, yeah.

Right?---That's got the address on it.

Okay. Sir, was there an occasion in about December last year when Mr Bullock visited you at your home?---Yes.

10

And what happened?---Well, it was late at night. I was, um, I was asleep downstairs. I'd been out, ah, drinking that day. So, ah, I slept down, I was asleep in the other bedroom downstairs and Barb came down and sort of woke me up and said that Darren was there and, ah, I went up and, um, he wanted to discuss, make a couple of specific points - - -

Right?--- - - - to me and, ah, at the time, yeah.

20

And what were these points that he made?---Ah, just reminding me about, um, money that, um, I loaned for IVF treatment. Um, I think that's the right word isn't it, IVF? Yeah. Um, about some painting that one of the guys had done, done there. Um - - -

All right. Any other points?---I'm just trying to think. Ah, and just raised the fact that, um, of, of a, um, a Reece, a Reece bill that - - -

All right?--- - - - that was, um - - -

30

Well can I deal with each of those in turn?---Yeah, sure.

So first of all the IVF?---Mmm.

Did you in fact make a loan to him in relation to - - -?---No.

- - - any IVF treatment?---No.

You paid him some money?---Yes.

40

And was that payment not part of any IVF treatment?---I don't know whether - what Darren used it for but - - -

Right?---Yeah.

Was the payment part of this arrangement that you have already - - -?---Yes.

- - - explained?---Yes.

All right. And what was the point, did you think, of him suggesting to you that the payment was part of some sort of IVF treatment arrangement?---I think it's just coaching.

Coaching - - -?---Me.

- - - in relation to what?---Um, in case I ever got called up here.

10 Right. He was suggesting to you, this is to the best of your belief, he was suggesting to you how you should give evidence to the ICAC in relation to payments that you'd made to him?---Yeah.

To suggest that they were loans made in respect of his wife undergoing IVF treatment?---Yes.

As distinct from payments made of the kind that you've already described? - - -Yes.

20 All right. So you did come along, did you not, and give some evidence to ICAC in early February?---Yes.

All right. And Commissioner, I'll need relief from the non-publication order that applies to that particular compulsory examination for the purpose of putting the next proposition?

THE COMMISSIONER: Yes. Well the non-publication order in respect of that compulsory examination is varied to the limited extent required by the immediately following questions. Yes.

30

**THE NON-PUBLICATION ORDER IN RESPECT OF THAT
COMPULSORY EXAMINATION IS VARIED TO THE LIMITED
EXTENT REQUIRED BY THE IMMEDIATELY FOLLOWING
QUESTIONS**

MR NAYLOR: And so when you came along to give evidence at ICAC on the first occasion, you told ICAC did you not, that you lent him some money in relation to - - -?---Yes, I did. Yes.

40

- - - IVF treatment?---Yes, I did.

And do I understand your evidence now to mean to say that that evidence was not correct?---That's right.

And you've subsequently had some second thoughts about the evidence that you initially gave to ICAC?---Yes, I wasn't comfortable with it.

All right. And the evidence that you've given today is true and correct?---
Yes.

All right. Can I move to the next point. You mentioned that Mr Bullock had raised - on that occasion that he visited your home late last year at night - something in relation to painting having been done by Brett, yes?---Ah, sorry. Yeah, sorry.

10 You, you mentioned I think that Mr Bullock had raised with you - the second point that you've mentioned was him having raised with you something in relation to painting by Brett. Is that right?---Yeah, that's right.

All right. What did he say to you?---Oh, just that he left, left the money for the ah, painting um, on his fridge or washing machine or something um, machine and that he paid him their money.

That Mr Bullock had paid him?---Yeah.

20 Well, had Mr Bullock to the best of your knowledge paid Brett?---Well, I couldn't answer that because I wasn't there.

No?---But I know that he billed us for it, Brett.

Well, did - what was this all in relation to, painting where?---At his house.

At Mr Bullock's house?---Yes.

30 All right. Do you know when this painting took place?---Oh, um, probably November or something like that.

Last year?---Yeah.

All right. And who is - how is it that Brett came to do the work, do you know?---Yeah, well, Darren needed - wanted some painting done there and I - and he asked if Brett could ah - was free and I said yeah, he can go over there and do that for you no problem.

So you made the arrangement?---That - - -

40 For, for the painting work?---Yeah, well, I, I told him and Brett probably rang Darren up and organised a time I would imagine um - - -

Right?--- - - - to meet there and see what needed to be done.

Did you subcontract Brett to do the work?---Yeah, well, he's a subbie, yeah.

Yeah. So am I right in thinking - - -?---He's, he, he basically works full-time for us, all right, so it was just an - it was the same as an employee

going there and, you know, he puts his times in in the week – at the end of the week and, you know, it was then – just obviously it's in amongst all that.

All right. Mr Bullock engaged Plantac to do some painting work at his home and you engaged Brett your subcontractor to do the work?---Well, Darren asked me if Brett could go and work there, yes.

All right. And you paid Brett?---Yeah, apparently.

10 Yeah?---So I found out.

All right. Where did you find out that from?---Well, from Barb.

All right. Who paid for the paint?---I did.

All right. And the suggestion being made by Mr Bullock during this conversation that you had with him late last year at night was that he was saying to you that he had left the money on the fridge so that he could pay Brett?---Yes.

20

And - - ?---Fridge or washing machine, one or the other.

All right. Well, why would he say that to you do you think?---I don't know, you know.

All right?---I guess again the same thing, coaching.

Yeah. All right?---I didn't think much of it at the time.

30 The last point you mentioned was in relation to Reece Plumbing. What, what was that about?---Well, there were some items that um, Darren and his wife needed because they were doing some modifications to the, to the kitchen.

At their home?---At, at their home, yes.

40 Yes?---And um, Darren's wife apparently had gone – well, not apparently, had gone to Reece at Campbelltown and got prices and Darren asked me if I could ah – because he knew that we had an account, that was one of our suppliers at Taren Point.

Yes?---And ah, they needed this – these items in a hurry or by a certain time for the ah, the rest of the work that was being done there apparently um, to, you know, they needed the taps and whatever it was. So I did that and um, I organised then – and that – those items were put in our account.

Yes?---And ah, Darren picked them up from I believe our place when they came in.

All right. So Darren had a conversation with you to ask you to arrange for the purchase of some taps?---Yeah. I think it was taps and maybe a sink or something like that. I can't - - -

A sink?---I can't remember exactly the items but it was some - - -

And, and that you would, you would purchase the items using your Reece account plumbing – Reece - - -?---Yes, that's right.

10

Reece Plumbing account rather?---Yeah.

Okay. And when was this conversation as best you – as you can remember, how long ago?---That as probably early November maybe, something like that.

All right?---Around, you know, October. I can't remember but somewhere late last year.

20

Okay. So there was some kind of time imperative, he, he needed the, the sink and the taps - - -?---Yes.

- - - in some particular time frame and - - -?---Yeah, he was putting in a - - -

- - - he asked you to use your trade account in order to purchase the materials - - -?---That's right.

- - - within that time frame?---That's right.

30

All right. And you paid for them?---Well, we, obviously we would have paid for them by now, yeah.

On your trade account?---Yes.

And has Mr Bullock paid you for those items?---No.

Right. Well, are you – I withdraw that. Did you ask him to repay you for those items?---No, I haven't asked him to repay me because at that stage there was um, I was going through some nightmares with my mum and other, other issues with a close friend of mine.

40

Well, and did - - -?---And ah, I just, yeah.

Okay?---Just become - - -

Well, did he ever come to you after he picked up these items from your place and say, oh, look, mate, how much were they and I'll reimburse you? ---No.

Right. Sir, was there an occasion where you met with Mr Bullock and one other contractor, and I'd ask you not to identify him at this stage, you met with Mr Bullock and one other contractor at a property at Abelia Street for a site meeting late last year?---Yes.

And you had a conversation with Mr Bullock and the other contractor was present at the time on site. That's right, isn't it?---Yes.

10 And what did Mr Bullock say and do that you can remember?---In, in relation, any, specifically what – I'm not sure, he said a lot of things, you know.

Did it concern a tender?---Yeah, it was about – yeah, well, that's why we were there, for a tender.

Right?---Yeah.

20 And what, what did Mr Bullock say to you and the other contractor about submitting tenders, if anything?---Well, he told, he told us to ah, add an amount to the, to our tender, tender price when we submitted it - - -

How much?--- - - -before we submitted it.

How much?---15 each.

Is that 15,000 or 15 per cent?---Thousand.

30 Right. He was inviting you to add a sum of \$15,000 to your tender price, the tender price that you were going to submit. That's right?---Yeah.

All right. So you would have worked out what you thought the job was worth and the import of the effect of what he was saying to you was that once you've worked out what the price is that you were going to charge, add \$15,000 to it and then submit your tender?---Mmm.

Is that right?---Ah hmm.

40 Right. And did, did he hand you a document at all during that meeting? ---Another document?

Any document?---Yes.

What was the document that he handed to you?---Well, it was another, another tender, another tender package.

Yes?---And um - - -

What did you notice about that document?---Well, it was for, for another building contractor.

Oh, right. Well, why would, why would he be giving you a tender package with the name of another building contractor on it?---I was asked to fill it out and send it back with the details of the other contractor on it.

So this other document had the name of the other building contractor on it? ---Yeah.

10

And any other details?---Yeah, oh, his um, all the details that you'd see on, on this - - -

Right?--- - - - from us but on this item that I'm looking at here.

Yes?---Um - - -

That's a tender form?---Tender form, yeah.

20

Yes?---But with a contractor I've never heard of.

Okay. And do you remember the name?---No, I've never heard of it.

And so what did you need to fill out on that form?---The, the, you know, all the relevant details and the, obviously a price higher than mine.

Oh, a tender price?---Mmm.

30

And did Mr Bullock ask you to put in that form with a price higher than yours?---Yeah.

He did. Right. And is that what you did?---Yeah.

And you submitted your own tender as well?---Yeah.

And your price was less than the amount that was inserted onto the form for the other - - -?---Yeah.

40

- - - building contractor?---From memory, yes.

Right. And did your price include the \$15,000 that Mr Bullock said he wanted added on to the, to your costing?---Yes.

Right. And did you get that job?---No.

Do you know who got that job and if, I'd ask you not to - if, if - just answer no, yes or no - - -?---Yeah, I, I know, I, I - - -

- - - without identifying the other contractor?---Yeah, yeah, 'cause you – yes, I, I do.

Right. It wasn't you?---No.

All right. Pardon me, Commissioner.

10 The price that you submitted on that particular job, was it the lowest price possible that you could have submitted or was it higher than what you might otherwise have submitted?---No, it was, it was higher than what I probably would have normally put, put in there.

Why would you put in a higher price?---Because I just didn't feel comfortable with the whole thing.

Right?---And I didn't want, want the job even though I made as though I did I didn't want the job.

20 During the discussion that you had with Mr Bullock on that, on that occasion was, was anything mentioned about damage to a concrete slab? ---No, not, not a slab.

Yes?---Just that when um, Uretek pumped the house up that um, they're pretty sure that some of the Uretek had come up through the ah, the bath waste.

Through, through the what I'm sorry?---Through the bath, the bath.

30 The bath, yes?---The bathtub - - -

Yes?--- - - - waste which is a pretty good indication that, you know, there's some, could be some serious damage done under the slab - - -

Yes?--- - - - ah, to the sewer - - -

Yes?--- - - - or possibly more, and you, you just don't know what's going to happen then till you start cutting it up.

40 Right. And did you observe this - - -?---No.

- - - during the site inspection?---No, no, no.

Mr Bullock told you about this did he?---Yes, he did, he believed that that's what, that there had been some signs of that Uretek coming up through the waste, yeah.

Oh, right. And did, were you provided as part of the tender documents with a scope of works prepared by Mr Bullock?---Yes.

Right. And I know you don't have the documents in front of you but do you have a memory of damage in relation to that Uretek procedure appearing on the scope of works?---The problem with that is you don't know, you know, there's no point in putting it in the specification because until you start investigating it you just don't know what, what you're going to find, you know so - - -

10 Right?--- - - - um, it might be noted there but that doesn't mean that anybody would be able to determine what the costs would be associated with that, you couldn't tender on it.

Right?---It's something that you have to, you know, investigate, dig up and take it from there.

Right?---It, it, it could have been right back to the main, the main line, it could have been a major, it might have been only a small thing but you just don't know.

20 Well, did, did Mr Bullock say to you anything during the meeting about the possibility of a variation subsequently being submitted in relation to work done to correct damage caused by the Uretek procedure?---Well, you don't have to be told that there'd be a variation, you know straightaway that there obviously will be as soon as someone says that, excuse me, that there are any signs of Uretek coming out of the brickwork or, or, you know um, sewerage, you know, any sewerage or whatever, you know that there's going to be a variation straightaway.

30 So the - - -?---But you just don't know what it is.

But at, at the site meeting after, which, which includes the, the tenderers including yourself who were invited to quote and Mr Bullock, you became aware that there was this, there was this issue in relation to the Uretek procedure which may require a variation to be submitted subsequently? ---Yeah, well, there was no doubt if someone had seen, if someone had seen any signs of as I said before Uretek coming out, especially out of the ah, the spout of a bath - - -

40 Mmm?--- - - - you know that it's been compromised the um, the sewerage system, so you know, it has to be, yeah.

Well, did - - -?---You'd know, anybody would know that in the, builder would know that there's got to be, going to be a variation created by that.

Mmm. Excuse me, Commissioner. Sorry, Commissioner.

THE COMMISSIONER: That's all right.

MR NAYLOR: Sir, this is not the first time you've been to ICAC, is it, in relation to matters concerning Mr Bullock, it's not, today is not the first time you've been to these premises?---About, no, that's right.

Right. I'd asked you some questions before in relation to some evidence that you gave on the first occasion - - -?---Ah hmm.

10 - - - that you were here in relation to the, the – and what you said on that occasion concerned a loan in relation to IVF treatment, and I won't go back over that. Commissioner, I need relief from the non-publication order in relation to the subsequent compulsory examination - - -

THE COMMISSIONER: Yes.

MR NAYLOR: - - - just for the purpose of putting the next proposition.

THE COMMISSIONER: Yes, that variation is made.

20 **THE NON-PUBLICATION ORDER IN RESPECT OF THAT
COMPULSORY EXAMINATION IS VARIED TO THE LIMITED
EXTENT REQUIRED BY THE IMMEDIATELY FOLLOWING
QUESTIONS**

MR NAYLOR: All right. Sir, the next occasion when you came to ICAC to give evidence was on 27 March this year, was it not?---That sounds right, yes.

30 Yes. And that was a Friday?---Ah hmm. Yes.

Was there any contact between you and Julie Bullock the following day?
---Yes.

What was the nature of that contact?---I was at a um, a fundraiser for my mate who's got motor neurone - - -

Yes?--- - - - at Woollooware Golf Club.

40 Yes?---And um, I was there, 'cause I'm on the Board of the Foundation and um, we were there organising, you know, our, all the memorabilia and stuff that we had for auction for that night at the club at Woollooware.

So this is the - - -?---On Saturday.

- - - following day, the Saturday?---Yeah.

About what time of the day are we talking about?---Oh, 4.00-ish, maybe a bit later.

Okay. Yeah?---And um, yeah, Julie, there she was, just right in, walked in and I, you know, where I was working, so yeah.

At the golf club?---Yes.

10 All right. And did, was, did she say something to you?---Yeah, she asked me, you know, could she talk to me and I said no, I can't.

What else was said, if anything?---Oh, basically that, you know, she thought we were better friends and that and that um, why couldn't I talk to her and I said, "Well, I just can't and I won't." And then she left.

Do you remember anything else that she said?---Um, what, on the first occasion?

20 At, on that occasion when she came along to the golf club?---No, she just pretty much tried to, you know, get me to talk to her and I said, "Look, no, I just can't do it and I won't do it."

Right?---And um, like, I was standing around with all the other people on the Board too, I mean I just, I was sort of dumbfounded when, when the whole thing happened, I couldn't believe it, you know.

Mmm. Well, did she say to you words to the effect, "We've got to stick together?"---Yes actually.

30 How long did this exchange take place?---Oh, two minutes maybe.

Yeah. And what happened after that?---Julie left.

Right. Did you see her again?---Yes.

40 When?---I don't know, about an hour later, or half to three quarters of an hour later I was standing in, the same thing, in the auditorium with the rest of the Board um, setting up the, ah, main auction items and Julie was back there.

And did she say something to you?---She went to and I said, "Look don't," and then she just said, "Look, I just want to say one thing to you," and I said, "Don't," and walked away and that was it.

All right. And did you have a conversation that day with your wife concerning Mrs Bullock?---Yeah.

And when did that conversation take place?---Well, I – after the first time I saw Julie I looked at my phone ‘cause it was in my back pocket and I was sitting – I didn’t hear it go off. So, and I saw that Barb had rung me and I rang her up and she said, “That Julie had been around there and that, um - - -

Around where?---Sorry, to our house.

10 Yes?---And I’m not sure whether it was before the golf club because I wasn’t there and, um, you know somehow, ‘cause I couldn’t work out, you know, how Julie, well knew where I was, and she must’ve got the information, I assume, out of my son who I don’t, you know, want to be involved in any of this or you know, um, so I haven’t asked him but as far as I know he must, she must’ve asked him, which is inappropriate, um, where I was.

All right?---And he, you know, being a nice person just told for no other reason, told her that I was down there and then, um, well Barb that, you know, there was someone downstairs inside the house to talk to her.

20 This visit by Mrs Bullock to your home from what you were told occurred earlier in the day?---I think so, yeah. I think it was before she came to Woolooware Golf Club.

All right?---I think, I couldn’t confirm that.

And were you told by your wife what, what if anything was said as between – sorry, I’ll withdraw - - -?---Ah, just it was the same, same deal, you know like - - -

30 Yes?---Ah, Barb said she was just - - -

MR CHALMERS: Commissioner. I note this is hearsay and I understand that the, the witness’s wife is giving evidence, if there is to be evidence shouldn’t it be led through her?

40 THE COMMISSIONER: Well, we’re not bound by the rules of evidence but in any event if it’s led later, it’s led later. But anyway, Mr Inskip, you had some conversation with your wife about the exchange she had with Mrs Bullock?---Yes.

Right.

MR NAYLOR: Commissioner, I note the time. There’s one other matter that I’d like to deal with in relation to Mr Inskip, I’m not in a position to do it at this - - -

THE COMMISSIONER: Just now?

MR NAYLOR: - - - at this moment - - -

THE COMMISSIONER: All right.

MR NAYLOR: - - - so if we might have a short adjournment now?

THE COMMISSIONER: Well if we could make it brief, given the time we've lost this morning, but just me know when you're ready, I'll take the adjournment. Mr Inskip, if could just step down and make sure that you
10 keep yourself apart for the duration of the adjournment?---Sure.

All right. Thank you.

SHORT ADJOURNMENT

[11.49am]

MR NAYLOR: Commissioner, thank you for that extra time.

20 THE COMMISSIONER: That's all right.

MR NAYLOR: I apologise for the delay.

THE COMMISSIONER: That's all right.

MR NAYLOR: Mr Inskip, just a few more questions if I may. Sir, earlier today did you provide your mobile phone to Commission investigators?
---Yes.

30 I'll show you, I'll show you a document.

THE COMMISSIONER: Thank you.

MR NAYLOR: What does that appear to be, sir?---It's a contact number for Darren.

Right?---Numbers.

40 Am I correct in thinking that that's a photograph of the contact page for Mr Bullock from the contact list in your mobile phone?---Yes.

All right. I'll show you two other documents, please, Mr Inskip. What, what do those two documents depict?---Um, that's a text message that I received.

Yes. From whom did you receive the text message?---Ah, Darren.

All right. And the text message says, it's up on the screen, sir, if that helps?

---Yeah, no, I can see it, yeah.

All right. "How's Barb? Heard she was sick. Had meeting in the city yesterday." Do you know what is being referred to when the text message from Mr Bullock says, "Meeting in the city yesterday?"---No idea.

10 Right. "All went well. It's mainly about the CEO." Do you know what's being referred to there?---Oh, not really. I mean I could only assume CEO, it doesn't actually say that but I assume it's the Mine Subsidence Board CEO.

Right. Did you have a conversation at any time with Mr Bullock about what is said in this text message?---No.

All right. All right. Can you return those documents, please, Mr Inskip. I'll tender those documents, please, Commissioner.

20 THE COMMISSIONER: Yes. Those documents compendiously will be Exhibit T14.

#EXHIBIT T14 - PHOTOGRAPHS OF TEXT MESSAGES FROM DARREN BULLOCK

MR NAYLOR: Commissioner pleases.

30 Mr Inskip, have you had a conversation in recent times with Mr Bullock in which he said to you words to the effect that if you're asked about the cash to say that you had put it into your house?---Yes.

When did that conversation take place?---I couldn't tell you exactly when but, you know, in the past few months.

All right. And do you remember the words that were used by Mr Bullock when he said this to you?---Pretty much what you just said then. But, you know you ask if you use the, use the money, ah, for your house.

40 Asked by whom?---Ah, anybody.

All right?---No one specific.

All right. And what money are we talking about?---The money that we've taken out of the company as cash.

All right. Well why would you take money out of your company and put it into your house?---Well, we have done some renovations over the years but it's taken some time. I mean, ah, I don't know.

Why would Mr Bullock suggest to you that if someone asked you about cash, to say to that person who's asking the question that you put it into your house? Why do you think that might've been said to you?---Ah, well, I can only assume it's to do with the, ah, payments that were made to Mr Bullock.

All right. I gather from what you've said, that he's making some sort of suggestion to you about what you should say in relation to those payments?
10 ---Um, yes.

If we're talking about the same payments, these are the payments you've already described in your evidence today to Mr Bullock? These are the payments - - -?---Yes, yeah, sorry.

- - - made by Mr Bullock?---Yes.

These are not payments that have gone into your house, are they?---No.

20 They're payments that have been made to Mr Bullock?---Yes.

And Mr Bullock's suggesting to you that if asked by someone about the payments that you should say, "The payments have gone into your house." When in fact, you know, the payments have gone to Mr Bullock?--- Yes.

All right. So apart from, apart from the conversation that I've already asked you about that you had with Mr Bullock late at night in December last year and the other conversations that I've asked you about in relation to Mr Bullock, have you had any other recent contact with Bullock - - -?---No.
30

- - - in the last few months that I haven't already asked you some questions about?---Yes.

When?---Um, it would've been a few, quite a few weeks ago. Well a few weeks ago now.

Yes?---Ah, Darren called around to the house a couple of times.

40 Yes?---And, um, yeah, just you know, talked, chit chat and basically I, you know, I kept saying, "Mate, it's not a good idea to come around here," you know.

Yes?---And, um, yeah, but you know, Darren just said, because he works in the area now.

Yes?---"That he was nearby and he just called in."

Where does he work now as best as you understand?---Sutherland Shire Council.

All right. And the last of these occasions was, was about when do you think?---I would think it's probably three to four weeks ago I would - - -

Okay?--- - - - I would imagine, something like that.

10 And has he tried to contact you since then?---Not, not me. Darren has been to the house but I wasn't there.

Right. When did that happen?---I was um, with um, Eric actually on the day. I can't remember the exact date but that would have been a week and a half ago or something like that.

Right. And what, what happened on that occasion? I'm not going to ask you what you and Mr Oates discuss I'm just - - -?---I don't know because I wasn't there.

20 I see?---Yeah, Barb was at home.

I see. So Barbara has told you that he, he called around?---Yes.

Right. You weren't at home just your wife?---Yes.

30 Okay. All right. And did, did Barbara tell you what, if anything, was said by Mr Bullock on that occasion?---Um, I'm just trying to think. I'm, I'm pretty sure that Barb just kept telling him the same thing. Look, you know, we can't talk to you um, you know, it's not a good idea, dah, dah, dah. But I, I wasn't there so I don't know what was said.

Okay?---Yeah.

All right. Pardon me, Commissioner. Sir, when Mr Bullock has arrived at your home in recent times do you remember what vehicle he was driving? ---Only once.

Yes?---Um, it was a - I believe it was a council vehicle.

40 A Sutherland Shire Council vehicle?---I assume so, yeah.

Yeah?---It didn't have Sutherland Shire - I'm pretty sure it didn't have any stickers or anything on it but.

Do you remember what it looked like?---I think it was like a gunmetal grey sort of SUV type thing.

All right?---Not a hundred per cent sure. I wasn't – I only just saw the side of it, you know, I didn't really pay too much attention to the vehicle, yeah.

Okay. Do you know what make of the vehicle it was?---No, wouldn't have a clue. As I said I only saw the side of it in the driveway.

Okay. Yes, I have no further questions. Thank you.

10 THE COMMISSIONER: Mr Inskip, can I just ask you something. You said that when Mr Bullock asked you for the stuff you would give your wife some instructions about preparing the cash and deliver it to Mr Bullock in an envelope but you said that Mr Bullock didn't mention to you specific amounts in those conversations. Is that right?---That's correct.

Well, can I just ask how was it that you instructed your wife in terms of how much cash that she should put into the envelope?---I didn't. Barb would just get out what she thought, an amount, and, and there was no specific um, it has to be this amount or whatever.

20

I see. So - - -?---It was a, it was a random thing.

So you didn't say to your wife get this amount of cash, X amount of cash ready?---No.

No?---No.

All right. Ms Hogan-Doran.

30 MS HOGAN-DORAN: Mr Inskip, my name is Dominique Hogan-Doran and I appear for the Board?---Yes.

You were asked some questions by Counsel Assisting about a property number 336 Moreton Park Road, Douglas Park. Do you remember those questions?---Ah hmm.

And you told Counsel Assisting that Mr Bullock had told you the lowest price and then you subsequently submitted a tender on behalf of Plantac? ---Yes.

40

All right. Could the witness be shown volume 5 which – of the tender bundle. Does he have it there.

THE COMMISSIONER: Can you identify a page number?

MS HOGAN-DORAN: Yes, certainly. It's just commencing at page 2349?---Oh, yeah.

I think you might in fact have that open?---Yes.

Yes. Mr Inskip, is that, is that the – that’s the Plantac tender?---It sure looks like it, yes.

Is that your handwriting?---Yes.

10 And is that your signature where it says contractor’s signature?---Yes.

And it says a witness, whose signature is that?---Oh, it’s Bob McKay.

And is he an officer of Plantac?---He’s like a foreman. He’s, he’s our ah, supervisor.

I see. You said, if you go over to page – do you have a memory as to what the lowest price that you were told - - -?---No.

20 - - - by Mr Bullock?---No.

Would you go over to page 2352?---Yeah.

You see the lump sum tender price there quoted is \$55,366.11 including GST?---Yes.

Does that jog your memory?---No, no, no, it doesn’t, I don’t even who Asset Trade Services is.

30 All right. Have you heard of them before?---No.

Okay?---Never seen them before.

Would you go over to page 2358?---Can that come down a bit?

I think it’s going to come up on the screen for you, Mr Inskip - - -?
---Yeah, it did but it’s - - -

40 - - - it might be easier for you?--- - - - but – no, I can, there’s nothing wrong with my eyes, it’s just that it cut the top of the, oh, there, there we go, yeah.

All right. Do you see a figure there, 62,500?---Yeah.

From a company M Bruton Building Co?---Yes.

Does that jog your memory?---No, I haven’t seen these – are you asking me have I seen these documents?

No, I'm asking you, the question I'm asking you is in relation to the number?---No.

All right. And from what I understand you've just said you've not seen that document before?---No.

And you've not seen the one I showed you before - - -?---No.

10 - - - a moment ago. If you go back to page 2349 which is the Plantac tender form?---Yeah.

You said in your evidence that it made no difference to your tender price because you knew - - -?---No, no, no, I, I believe that I said I don't believe it made no thing, no - - -

All right?--- - - - affected my tender price, that I'd already worked it out.

20 All right. Could you go over to page 2350?---I, I think that's what I said. What was it?

The next page, 2350?---Yeah.

You see you've just stated a total figure, a total lump sum tender price? ---Yeah.

When you say you'd figured out what you were going to put as your tender price, was that because you figured out it needed to be under 50,000?---No, I, no, I, no, I don't, don't recall that at all, no.

30 Ah hmm. You haven't provided any breakdown of the tender for each section that was outlined in the specification for repairs. How did you happen to know that that was the number that needed to be the components? ---Because I, when I do a quote sheet that's, that's not uncommon, I mean, you know, filling out the sections. If you, you know, if you look back through records I've, I've probably, well, I know us, and I'm sure we're not the only ones, that quite often it wasn't broken up, you know.

40 And did you, in your recollection of your dealings with Mr Bullock, sorry, with the, with the Board, did you ever have a tender rejected or a tender form rejected because you'd failed to include the breakdown for the tender? ---There was, years ago there was a situation that, I don't know whether it was us or somebody else where something like that had happened, you know, um, where they didn't break it up or, or um, I think there was a time that we ah, there was a dead heat if that's such a, I don't know if that's the right terminology, where the two prices were identical and we didn't get it because we had a later starting date on the documents than the other tenderer so - but I don't, I don't recall whether that happened or it didn't happen, you know.

Did anyone ever, from the Board ever tell you that it was not necessary, despite what was said on the tender form, to include the breakdown of the tender?---No.

You just assumed that that was all right because it hadn't - - -?---Well, I did it - - -

10 - - - otherwise been rejected subsequently?---Yeah, I, I did it once a long time ago and no one said anything so I just couldn't, didn't bother, you know, breaking it up and it never got rejected, you know, so - - -

You mentioned just a moment ago about a dead heat or coming up with the same, the same amount?---Yeah.

Could you go back to page 2145 in the bundle?---Yeah.

Do you recognise that as a quotation from Plantac - - -?---Yes.

20 - - - early last year? And the sum there of the quotation price is 45,540? ---Yes.

Plus GST?---Yes.

Did you prepare that quote?---I did.

Could you just go over to the next page, it's 2146. Do you see the sum 45,850?---Ah hmm.

30 Did you have any communications or dealings with that company prior to preparing that quote?---No.

Or with the MSB in relation to the quoted number?---No.

So it's just – they're not the same, and I accept that, but just it's a coincidence they've come in at approximately just \$300 difference on a \$45,000 quote?---Well, you know, I only know what our quote is, I don't know what someone else puts in.

40 And other than the circumstance that you've told Counsel Assisting about - - -?---Mmm.

- - - when Mr Bullock told you the lowest price and then you subsequently submitted a tender below that price, is there any other occasion that that occurred during the time that you, that Plantac has contracted with the MSB?---No.

MR OATES: I don't think it's right, Commissioner, I think - - -

THE WITNESS: Yeah, no.

MR OATES: - - - my client submitted a price higher than the minimum price. I'm sorry, I beg your pardon, I'm - - -

THE COMMISSIONER: No, no, yes, if we're talking about the Douglas Park property, are we, Ms Hogan-Doran?

10

MS HOGAN-DORAN: Yes.

THE COMMISSIONER: I think he said - - -

MS HOGAN-DORAN: Other than the Douglas Park property.

THE COMMISSIONER: Other than the Douglas Park property?

MS HOGAN-DORAN: Yes.

20

THE COMMISSIONER: Has there been any other occasion when Mr Bullock has informed you of the lowest tender price?---No, not that I, I can recall, that's, that was, that time was just, I don't know, it was just weird.

MS HOGAN-DORAN: Okay. I don't have any other questions.

THE COMMISSIONER: Before we get to Mr Chee is there anyone else who wishes to cross-examine? Yes, Mr Chalmers.

30

MR CHALMERS: Yes, yes. My name's Mr Chalmers and I act for Mrs Bullock. I'll just ask you some questions. First of all can I ask you, you were at the Woollooware Golf. What time did you arrive there? This is the - - -?---3 o'clock.

3 o'clock. And can I suggest to you that by the time my client, Mrs Bullock, saw you, you were slurring your words? What do you say about that?---You want me to give you my honest answer?

40

I know you're going to give me an answer?---Are you serious?

Well, you'd had some alcohol, hadn't you?---Mate, I had one beer. We were organising the, the, the function, right, with the other directors on the, on the ah, Foundation and we were setting up the tables, so that is absolute rubbish.

Right. And where had you been prior to that?---Nowhere.

Had you had any other alcohol that day?---No.

Now, can I suggest that the following conversation took place when Mrs Bullock entered the golf club. I'm going to put a proposition to you and you'll tell me whether you agree or disagree. Right. Can I suggest to you that you saw her and you said, your first words were, "Hello, sweetheart, what are you doing, what are you doing here?" And you gave her a kiss. What do you say about that?---I say that's not right.

10 Are you sure that's not right?---Yeah, I'm positive it's not right. I gave her a kiss later when she was – the second time she came in when she was leaving.

Right. So you did give her a kiss at some occasion?---Yeah.

Okay?---And I said, "See you later."

Yeah. And did she say to you, "How are you, is everything all right?"
---I don't remember, mate, you know, I - - -

20

So, so she could have said that?---I don't remember, okay.

All right. Okay. And you said, "What are you doing here, you surprised me." Do you remember you saying words to that effect?---In, along those terms, yeah, that's right.

Yeah. And do you agree that - - -?---Not surprise me, "How did you find me here," yeah.

30 All right. And do you, would you agree with this, that my client was very upset?---Oh, I don't know her emotional state, mate, I'm not a doctor, you know what I mean.

Mmm. So that didn't occur, you didn't see that, there was nothing in her manner or behaviour suggesting - - -?---Well, she was something that's obviously um, um, you know, she, she didn't seem quite herself, yes.

Mmm. Did she say words to the effect, "Is there anything I need to know, I'm lost?"---What? No.

40

"Is there anything I need to know I'm lost." And well I put it to you that she did say words to that effect - - -?---No.

- - - or those words. And I put it to you that in response to that you said, "No, I can't talk to you."---I did say, "I can't talk to you - - -

Yeah, yeah?--- - - - and I won't talk to you."

Yeah. And did she say to you again, "What the hell is going on, I'm lost?"?
---No.

Okay?---I don't know what you're talking about.

All right. And - - -?---What do you mean lost?

- - - did you - - -?---Lost where, in the club?

10 No, no. As in lost as in confused?---Space?

Didn't know what was going on?---No, she never said that.

All right. And once again said, "I can't talk to you," or words to that effect?---I said, "I can't and I won't."

Yeah. All right. And then she went away for about twenty minutes?---I don't know how long.

20 All right. All right. And then she came back to you and she said, "There's just one thing I'd like to say."?---That's right.

And you said, "No, I'm not telling you, I'm not going to talk to you," or words to that effect?---No. I said, "Don't and I just can't talk to you," and that was it. I don't want, didn't want to hear it whatever it was.

All right. Now in relation to the propositions I put to you of the conversation as she recalls it, I now want to go to the conversation that you gave in response to counsel assisting. Now you were asked by counsel assisting to recall the conversation with Mrs Bullock. Do you recall that?---
30 Isn't that what you just asked me?

I'm just asking if you recall the answers you gave counsel assisting?---
What's the question? In regards when I first saw her?

That's right. And can I suggest to you that she never asked if she could talk to you. Do you agree or disagree? Are you sure she said those words to you?---She wanted me to come out and have a chat with her, yeah.

40 All right?---Aware from where I was.

All right. And did she - and I put it to you that she never said to the effect of "We were friends why can't you talk to me?" I put it to you she never said words to that effect?---"I thought we were friends."

Yeah?---Ah, "Better friends," sorry, "than that."

All right. I'll put it to you she didn't use those words?---You can put it to me or whatever you want, but that's what she said.

Okay. And you might recall that you were asked about your memory of the conversation and then counsel has asked if you remembered anything else and then he specifically put words to you which you agreed with to the effect of "We've got to stick together." Do you recall that?---That I said that?

10 No, no. That she said that. You're saying she said that to you?---Yeah.

Yeah. But do agree that you couldn't recall those words until counsel lead those to you?

MR NAYLOR: I object, Commissioner.

MR CHALMERS: No, that's - - -

THE COMMISSIONER: That's a matter for submissions - - -

20

MR NAYLOR: Yes.

THE COMMISSIONER: - - - in any event, isn't it?

MR CHALMERS: Yes. Can I specifically put it to you that she never used those words "We've got to stick together." What do you say about that?---I thought you already asked me that?

30 I'm specifically, no, I don't think I have and I'm specifically putting it to you now?---Would you like, could you ask me the question again, please?

I put it to that she never used the words to you "We've got to stick together."?---Yeah. She did.

All right. Now can I suggest to you that you were upset with Mrs Bullock because you believe, in your mind, that somehow she tricked your son?---What?

40 THE COMMISSIONER: I'm sorry. You'll have to be more specific.

MR CHALMERS: All right.

THE COMMISSIONER: Are you suggesting that at that time that he had the conversation with her at the golf club he was upset with her or, or at some later time?

MR CHALMERS: At some later time. It's just a general proposition. I'll revert it. From evidence you've given today it sounds like you were upset

on the basis of what your wife you that Mrs Bullock misled your son. Is that correct or incorrect?---No, because I haven't spoken to my son - - -

MR NAYLOR: I object. I don't think that's - - -

THE COMMISSIONER: Yes.

WITNESS: I told you that I hadn't had my son - - -

10 MR CHALMERS: That's right?--- - - - involved in this, right?

That's right. But - - -?---Okay. And I haven't asked him the question.

I understand that. But you did give, you did give the Commissioner your view as to what you think might've happened?---Yeah.

Yeah. And that view that you hold does it not, is on the belief that you hold that my client tricked your son into disclosing where you were?---That's your opinion.

20

Do you agree or disagree with that proposition?---No, I don't agree with it at all. Like I just said I haven't involved my son at all.

No, I, I know that but just on the explanation you gave to the Commission as to what you thought happened?---Yeah.

You remember that?---Yeah, I think a lot of things.

Yeah, that's right?---Yeah.

30

And does that mean that because of that belief that you've formed that you have animosity towards my client?---Are you trying to tell me what I was thinking or you're asking me what I was thinking?

I'm asking you. I can't tell you what you thought. I'm asking you?---Well, yes, the way you're putting it, it sounds like you're trying to suggest to me that that's what I, what I said. I told you that it had no affect or animosity on, on Julie.

40 All right?---How she found out. I just didn't know how she found out where it was.

Well, Commissioner, just allow me one moment. I have nothing further.

THE COMMISSIONER: Thank you. Anyone else wishes to cross-examine?

THE WITNESS: Oh, perfect.

MR CHEE: Yes, Commissioner.

THE COMMISSIONER: Anyone, anyone other than Mr Chee? No. All right. Yes, Mr Chee.

MR CHEE: Mr Inskip, my name is Chee and I appear for Mr Darren Bullock. Do you understand that?---Yes.

10 I understand that you gave evidence earlier today that Mr Bullock gave you a cash payment of – sorry, you gave Mr Bullock a cash payment of \$4,400 in or about November, 2014?---From, from memory I think that's what it was.

How did you make this payment to Mr Bullock?---I gave it to him, delivered it.

You handed it – whereabouts were you?---On a job site.

20 Could you be a bit more specific as to the job site?---I can't remember the name of the street. It was a cul-de-sac. It was the last job that we worked on. Forget the name of it.

Was it in an envelope?---Yes.

I put it to you, Mr Inskip, that no such payment was made. What do you say about that?---Yeah, well, it was.

30 I understand also that your evidence from today is that Mr Bullock would ask for cash. That's right isn't it?---For payments, yeah.

For payments. I put it to you that he has never at any time asked for payments or cash. Disagree or agree with that?---I disagree.

I put it to you, Mr Inskip, that in early 2008 you volunteered to give him an amount of money. What do you say about that?---All I can say - - -

THE COMMISSIONER: Well - - -

40 THE WITNESS: - - - I don't know what you're talking about for a start and 2008 is a long time ago.

THE COMMISSIONER: Sorry.

THE WITNESS: I don't know what you're on about.

THE COMMISSIONER: I'm a little bit confused, Mr Chee. Are you putting, are you putting the proposition that there were payments of cash to

Mr Bullock that were volunteered by Mr Inskip as opposed to requested by Mr Bullock?

MR CHEE: That is correct, but I would say that I was only referring to one payment in - - -

THE COMMISSIONER: One payment?

MR CHEE: - - - in early 2008.

10

THE COMMISSIONER: Early 2008?

MR CHEE: Yes. Mr Inskip, did you hear that?---Yeah, I heard it.

Do you need me to re-ask the question?---No. I thought I answered it.

Okay. And your answer for the record?---I said it was a long time and I don't ever recall giving, you know, um, what did you call it, a donation or something.

20

You volunteered to give him an amount of money. Could I put it to you further that the amount of money in question was 3,000. Does that jog your memory?---No.

Could I put it to you, Mr Inskip, that a month or two later you volunteered a further payment of about 2,000 to Mr Bullock. What do you say about that?---I don't understand what you mean volunteered.

30

You gave it to him. He didn't ask for it you gave it to him?---That's not, that's not right.

If your version of events is to be accepted, you've been paying Mr Bullock over a period of seven years. That's right, isn't it?---I can't answer that because I don't have those um, details in front of me.

I think you can answer that because your evidence is that you've been giving payments over a period of time - - -?---Yeah, time.

40

So you dispute the period?---But you just came up - no, I'm not disputing the, the, the period, I'm just saying that, you know, you're saying seven years, it might have been six and a half, seven and a half, seven.

Okay. A period of around seven years. Does that - - -?---Okay, well, that's different, yes.

Does that, is that acceptable to you?---Yes.

That's a very long period of time to be making payments wouldn't you agree?---Yeah.

And did it cross your mind at any time that this should be reported?
---Yeah, well - - -

MR NAYLOR: I object, Commissioner.

THE WITNESS: Yeah.

10

MR NAYLOR: Perhaps Mr Chee could be a little more specific about reported to whom.

MR CHEE: Could I, yes, yes, I, I, I will.

THE COMMISSIONER: To whom?

20

MR CHEE: Well, did it cross your mind to report this to the Mine Subsidence Board or this Commission or anyone else?---Well, I was never comfortable with the situation, if that's what you're asking me, no.

Did you report it to the Mine Subsidence Board?---Well, the only person I could have reported it to was the CEO and I, no, I didn't.

Did you report it to the Commission?

MR NAYLOR: I object, Commissioner.

THE WITNESS: Yeah.

30

THE COMMISSIONER: Well, there's a problem with that, Mr Chee, but look, can we, can we move along? He said that he's accepted these payments for a period of seven years, so I don't know where we go from there.

MR CHEE: Very well. Moving in relation, moving on in relation to your evidence about a meeting concerning 336 Moreton Park, Douglas Park, do you recall that?

40

MR NAYLOR: I object, Commissioner, I don't think the evidence is so specific as to say there was a meeting, there was a conversation.

MR OATES: That's correct.

MR CHEE: My understanding is that there was, according to his evidence, a meeting with Darren Bullock and also one other - - -

THE WITNESS: That's not right.

MR OATES: The evidence is that - - -

THE COMMISSIONER: There was an onsite - - -

MR OATES: - - - there was a conversation.

THE COMMISSIONER: Yes, there was a - - -

10 MR CHEE: Onsite meeting.

THE COMMISSIONER: Onsite conversation. Yes, go on. Yes. Mr Inskip, you're being taken to the evidence that you gave about the conversation that was had in relation to that Douglas Park property. Do you understand?---I remember exactly what I said.

Yeah?---It was either – I said I couldn't remember whether it was a phone conversation or direct contact.

20 All right. Thank you?---Yeah.

MR CHEE: Could I put it to you, Mr Inskip, that in fact you asked Mr Bullock about the tender price of other contractors?---No, that's not, that's not true. And how would I get that, oh - - -

I'm sorry, you didn't – I'm sorry, I didn't catch the last part of your answer? ---No, I said no, that's not, that's not true.

30 That's not true. And Mr Bullock gave you an answer. What do you say about that?---No, no.

THE COMMISSIONER: Well, there's a problem with that though, Mr Chee.

THE WITNESS: Yeah, I know, yeah.

40 THE COMMISSIONER: I mean if – did Mr Bullock provide him with the information, he's already denied the proposition that he asked for the information. Is it being put - - -

MR CHEE: I'm - - -

THE COMMISSIONER: - - - that Mr Bullock did provide him with the information?

MR CHEE: I'm, I'm putting to the witness that Mr Bullock gave him some information, it's not information which goes towards the tender price but he gave him information.

THE COMMISSIONER: Well, it doesn't mean much if you don't actually include in the question or in the proposition that you're putting, what the information was, because on this witness's evidence he's already said that Mr Bullock did give him information, so you'll have to identify what information you are now putting.

10 MR CHEE: The information goes to tender price but wasn't the actual tender price – and that's not something which the witness can answer.

THE COMMISSIONER: Well, that's true, so what's the point of asking the question if he can't answer it? Anyway, what, as I understand it, what you're saying is that it was Mr Inskip who asked Mr Bullock for the tender price and that Mr Bullock gave him some information relating to the tender price. Is that what you're putting?

MR CHEE: That's correct.

20 THE COMMISSIONER: Right. Is that right or wrong, Mr Inskip?---No, that's wrong.

MR CHEE: Mr Inskip, I'll move onto a further area. Do you recall your evidence about Reece taps?---Lease?

Reece?---Yes, yes.

30 Could I suggest it to you, suggest to you, that you offered Mr Bullock to obtain the taps and that it was quicker for you to obtain the taps as you had a trade account, what do you say about that?---Yeah, I did.

So you, you agree that you offered to get him the taps, he didn't ask for it? ---He asked, I said earlier that they asked if I could get the taps because they knew I had, and whatever the other bits and pieces were, an account with Reece at Taren Point and because it was a commercial account I might have had more influence in getting the, the stuff on time which I said yeah, I'll, I'll try and I did.

40 Lastly, Mr Inskip, I'll take you to the conversation, it wasn't particularised as to when it occurred but it was a conversation at which you said that – well, you, you assert that Mr Bullock asked you – sorry, I take that, I withdraw that. A conversation in which the words “put money into your house” was used. Do you recall that?---Yeah.

I put it to you that no such conversation occurred?---Well, it did.

No further questions.

MS HOGAN-DORAN: Commissioner, may I have leave to ask one question that arises out of an answer?

THE COMMISSIONER: Just before you do, Ms Hogan-Doran, Mr Chee, I just want to be clear about this, do I take it that, that the only occasions on your case that you say there was any payments from Mr Inskip to Mr Bullock both occurred in early 2008 and it was as a result of requests, sorry, and was as a result of those payments being volunteered by
10 Mr Inskip, one in the amount of 3,000 and one in the amount of 2,000?

MR CHEE: Yes, that is correct, Commissioner.

THE COMMISSIONER: And that's the only time?

MR CHEE: Correct.

THE COMMISSIONER: Right. Sorry, yes, Ms Hogan-Doran.

20 MS HOGAN-DORAN: Thank you, Commissioner.

Mr Inskip, you were asked if you had reported the payments to the CEO and you said no. Have you ever met the CEO or had a discussion with him?
---I, I saw him once briefly um, we were fixing the front door at the Picton office and I think it's Greg his name, he happened to be down there but I, no, I don't know the man other than I've seen him and said g'day once, that was, that was years ago.

30 Do you accept from me that that was an opportunity to tell him about the payments that you'd made to Mr Bullock?---Well, it probably was.

Did you ever mention the payments to any of the other MSB officers?
---No.

Or members of the Board?---No.

No. No other questions.

40 THE COMMISSIONER: Mr Oates, do you have any questions?

MR OATES: Nothing thank you, Commissioner.

THE COMMISSIONER: Anything matters arising Mr Naylor?

MR NAYLOR: Yes, just one matter, Commissioner.

THE COMMISSIONER: Yes.

MR NAYLOR: Mr Inskip, I asked you and indeed Mr Chalmers asked you about the exchanges that you had with Mrs Bullock at the Woollooware Golf Club - - -?---Mmm.

- - - last Saturday. In, and there were two exchanges were there not?

---That's right.

10 There was one conversation and then another conversation a short time later. In, in relation to that first conversation was there anyone else who was in the immediate vicinity who, who was part of the conversation or who might have heard the conversation?---No, there were people – as you can imagine there were people all around me - - -

20 Yes?--- - - - but like I was standing there and there might have been someone here but, you know, they were busy putting things, you know, that were up for auction on the tables and so on and we were sorting that so they weren't concentrating on or listening to what Julie and I were talking about or, you know, it wasn't a conversation that was, you know, a couple of blokes in the pub yelling out and talking where everyone could overhear it, it was pretty – it was very short.

Yes?---There was only a few words spoken.

And what about the second exchange?---Well, it was exactly the same, all I – I'd only moved from one area to another - - -

30 Yes?--- - - - and again, I was setting up memorabilia for the ah, for the auction and ah, it was the same thing, I, I remember there were two people, because was Mark Occhilupo signed a surfboard which we auctioned off and um, we were just sort of setting that up and there were a couple of people there next to me ah, but you know, they weren't interested in what someone just walking up to me, it was just like someone walking up and saying g'day and that conversation only lasted like 30 seconds I think.

Yes, excuse me, Commissioner. Nothing further, thank you, Commissioner.

THE COMMISSIONER: Thank you.

40 Thank you, Mr Inskip, you're excused presently from the summons that brought you here today and you may step down. I'll take the luncheon adjournment and resume at 2.00pm. Thank you.

THE WITNESS EXCUSED [1.00pm]

LUNCHEON ADJOURNMENT [1.00pm]