

INDEPENDENT COMMISSION AGAINST CORRUPTION

STATEMENT IN THE MATTER OF: Operation Nickel - File No. E12/1944

PLACE: Berkshire Park, NSW

NAME: James Robert Murray

ADDRESS: Known to ICAC

OCCUPATION: Yardman

TELEPHONE NO: Known to ICAC

DATE: 8 October 2013

States: -

1. This statement made by me accurately sets out the evidence which I would be prepared, if necessary, to give in Court as a witness. The statement is true to the best of my knowledge and belief, and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false or do not believe to be true.
2. My full name is James Robert Murray and I am 48 years of age. I am currently employed as a yardman.
3. On 3 June 2012, my uncle Michael John Potter passed away. Prior to his passing, Michael was a sole trader operating a business known as 'Michael J Potter, Bricklaying and Excavation'. The primary place of the business was Swansea. This business specialised in excavation and plant equipment.

Signature



Witness



STATEMENT IN THE MATTER OF: Operation Nickel - File No. E12/1944
NAME: James Robert MURRAY

NSW ICAC
EXHIBIT

4. After Michael's passing, my aunt Susan Potter, became the registered owner of a Kenworth T350 Tipper truck 2004 bearing New South Wales registration plate MJP694 and a number of other plant and equipment.

5. In approximately mid June 2012, I offered to assist Susan to place Michael's excavation plant equipment and vehicles on the market for sale. Susan then authorised me to take possession of the following vehicles and equipment:

- Kenworth Tipper truck bearing NSW registration MJP694;
- A Tagalong Trailer bearing NSW registration V90183;
- A Hyundai 55-7 Excavator and attachments; and
- T250 Bobcat and attachments.

6. Sometime in mid June 2012, I attended NSW
with an associate named [redacted] With the assistance of [redacted] I loaded the Hyundai
Excavator and attachments and the T250 Bobcat and attachments onto [redacted]'s
vehicle then [redacted] drove the truck containing the excavator and bobcat whilst I
drove the Kenworth Tipper truck NSW registration MJP694 with the Tagalong
Trailer NSW registration V90183 attached, to my residence at [redacted]
NSW.

Signature



Witness



STATEMENT IN THE MATTER OF: Operation Nickel - File No. E12/1944
NAME: James Robert MURRAY

NSW ICAC
EXHIBIT

7. When we arrived at my residence at Berkshire Park, NSW I parked the Kenworth Truck NSW registration MJP694 and the attached Tagalong Trailer NSW registration V90183 on my property. The other plant and equipment were unloaded and were also parked on my property. Kenworth Tipper MJP694 was parked at the rear of my property along with other plant and equipment where it remained until it was sold.
8. In mid June 2012 I took a number of photographs of the Kenworth Tipper truck bearing New South Wales registration MJP694, and the trailer, excavator and bobcat. I then registered with the website known as www.trucksales.com. With Susan Potter's authorisation, I then compiled an advertisement for the Kenworth Tipper truck with NSW registration plates MJP694. Included with the description of the Kenworth Tipper truck, I also uploaded 13 photographs of the truck which were attached to the advertisement. I can state that in two of the photographs of vehicle MJP694 it clearly showed the New South Wales registration plates. I can further state that the current odometer reading of the truck was also included in the advertisement.
9. On 17 June 2012 the advertisement for sale, along with the attached photographs of New South Wales registered vehicle MJP694, was uploaded onto the website www.trucksales.com and were publically displayed on their website.

Signature



Witness



EXHIBIT: I PRODUCE A COPY OF THE ADVERTISEMENT I
PLACED ON WWW.TRUCKSALES.COM.AU FOR THE SALE OF
VEHICLE MJP694 WITH 13 ATTACHED COLOURED
PHOTOGRAPHS.

10. On 29 July 2012, I negotiated the sale of the Kenworth Tipper Truck NSW registration MJP694 and the Tagalong trailer NSW registration V90183 to Shepherd Plant Hire Pty Ltd of \$83,000.00.
11. I was advised by Susan that on 30 July 2012 she received a deposit paid into her bank account for the purchase of the Kenworth Tipper truck NSW registration MJP694 and the Tagalong trailer NSW registration V90183 from a Shepherd Plant Hire Pty Ltd.
12. On 1 August 2012, Susan advised me she had received the balance of the purchase money from Shepherd Plant Hire Pty Ltd for the purchase of the following;
- Kenworth Tipper truck bearing NSW registration MJP694;
 - A Tagalong Trailer bearing NSW registration V90183;
 - A Hyundai 55-7 Excavator and attachments; and
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Witness



STATEMENT IN THE MATTER OF: Operation Nickel - File No. E12/1944
NAME: James Robert MURRAY

NSW ICAC
EXHIBIT

13. That same day, 1 August 2012, a representative from Shepherd Plant Hire Pty Ltd organised a time and then attended my residence at _____ and took possession of the following:

- Kenworth Tipper truck bearing NSW registration MJP694;
- A Tagalong Trailer bearing NSW registration V90183;
- A Hyundai 55-7 Excavator and attachments; and
- T250 Bobcat and attachments.

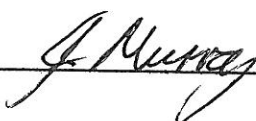
14. I can state that the Kenworth Tipper truck NSW registration MJP694; the trailer and the other plant and equipment outlined above remained parked at my property at _____ from mid June 2012 until they were collected by a representative of Shepherd Plant Hire Pty Ltd on 1 August 2012.

15. I do not know a person by the name of Christopher Binos.

16. I do not know of a business or company trading as Ace Truck Training Group.

17. I have never rented or leased the Kenworth Tipper truck New South Wales registration MJP694, to Christopher Binos, Ace Truck Training Group or any other person or company, to be used for any heavy vehicle training or assessment.

Signature _____



Witness _____

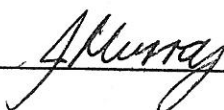


STATEMENT IN THE MATTER OF: Operation Nickel - File No. E12/1944
NAME: James Robert MURRAY

NSW ICAC
EXHIBIT

18. I have never loaned the Kenworth Tipper truck New South Wales registration MJP694 to a company or business trading as Forklift Training and Licensing Pty Ltd or any person associated with that company.
19. I can state that on 31 July 2012, the Kenworth Tipper truck bearing New South Wales registration MJP694, was parked on the property of my residence at
20. I did not authorise any person to utilise the Kenworth Tipper truck bearing New South Wales registration MJP694 for any driving assessment or training on 30 July 2012, 31 July 2012 or 1 August 2012.
21. On 8 October 2013 Senior Investigator Michael Kane and Investigator Evarna Hart from the Independent Commission Against Corruption ("ICAC") asked me about my knowledge of persons by the name of . Peter Stephen Friend-Ngui; and . who had been recorded as using the Kenworth Tipper truck New South Wales registration MJP694 on the 30 July 2012; 31 July 2012; and 1 August 2012 respectively for heavy truck licence assessment.
22. I am able to state that I do not know any person by the name of Peter Stephen Friend-Ngui; or

Signature



Witness



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NSW ICAC
EXHIBIT

23. Further, I can state that I have not ever given access to NSW registered vehicle

MJP694 to

Peter Stephen Friend-Ngui; and/or

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Dashboard Advertisements Enquiry Payment Reporting User

Welcome, stephen.f@carsales.com.au

Sign Out

New (0) Edit (1) Hold New (0) Hold Edit (0) FraudNet (0) Fraud Resp (2) Custom Make/Model (0) Unique (0) Unique On Hold (0) Failed Pre-Auth (7)

Ad Info

Ad Id 614048
 Ad Type Premium
 Fraud Reason
 Payment Status Credit Card
 Payment Approved
 Source System Website
 Status Cancelled Expired



To update photos click Edit Photos

Edit Photos

An error occurred while validating this ad.
 Please edit this ad and fix the following issues:

The property or advert field: gCM failed validation. Contains invalid value. The property or advert field: bodyCapacity failed validation. Contains invalid value.

Large Ad

make	Kenworth
model	T350
ItemCondition	Excellent
year	2004
price	68000
colour	white
odometer	284000
axisConfiguration	6x4
brakes	Drum
coupling	Pintle hook
differential	40/145 rockwell
gCM	45500kg
gVM	24100
registration	MJP684
suspension	Airglide 460
wheelBase	5.2m
engineMake	Cummins ISM
engineNumber	3508926
fuelCapacity	400lts
enginePower	330
fuelType	Diesel
airConditioning	yes
radio	yes
speedLimiter	yes
stereo	yes
conditionFront	90%
conditionRear	80%
sizeFront	29511R22.5
sizeRear	11R22.5
spareTyres	yes
type-Front	Hankook
type-Rear	Caps
tarp	yes
bodyCapacity	15m3
bodyMake	Hercules
description	Kenworth T350 2004 model in excellent condition owner driven truck cross locks in both diffs external hoist rego till end of Aug 2012 pintle hook on rear can be updated to 425hp roll out tarp included in sale but not fitted to truck. truck located near Windsor NSW

Edit advert details

Seller Detail

ID 1053894
 FirstName Jim
 LastName Murray
 HomePhone

Edit Seller

carsalesnetwork

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EXHIBIT[Dashboard](#) [Advertisements](#) [Enquiry](#) [Payment](#) [Reporting](#) [User](#)Welcome, [stephen.t@carsales.com.au](#)![Sign Out](#)

Email [beaver.blockages@hotmail.com](#)
Status 60
PasswordQuestion City of birth?
PasswordAnswer blacktown

Notes

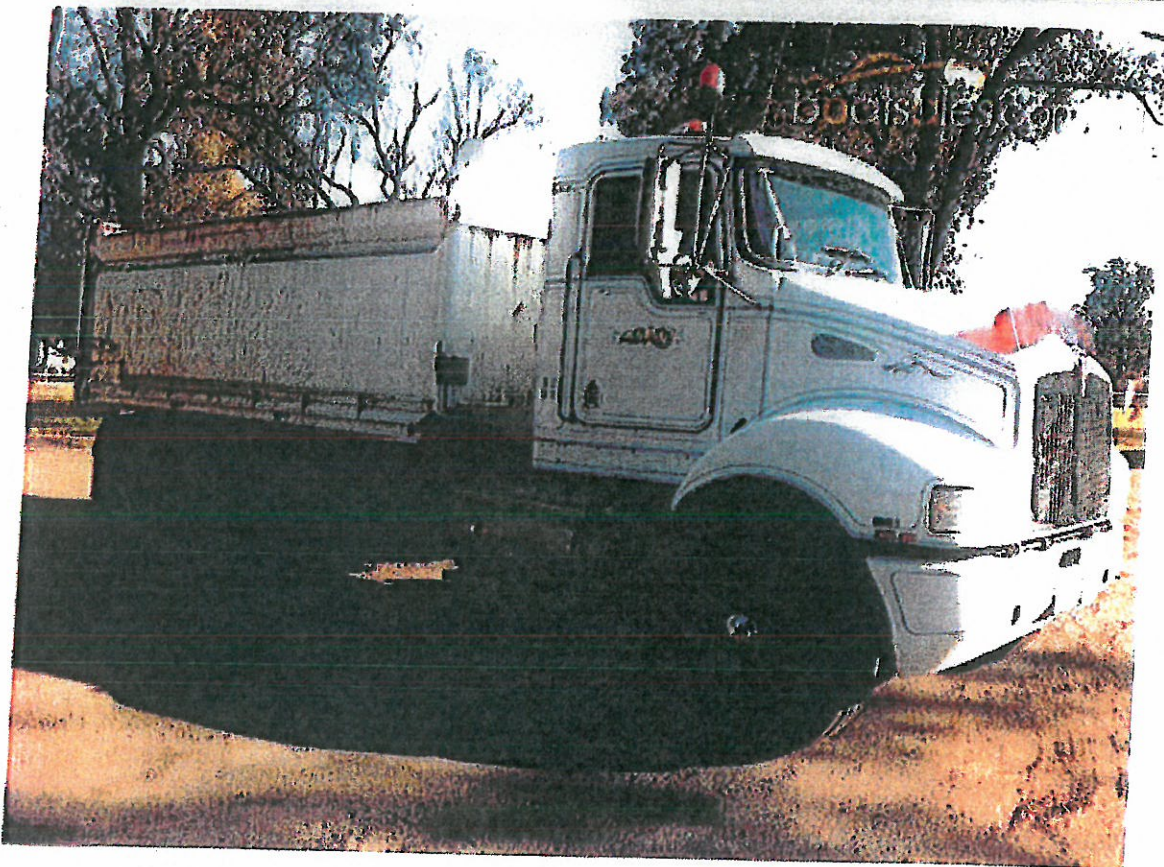
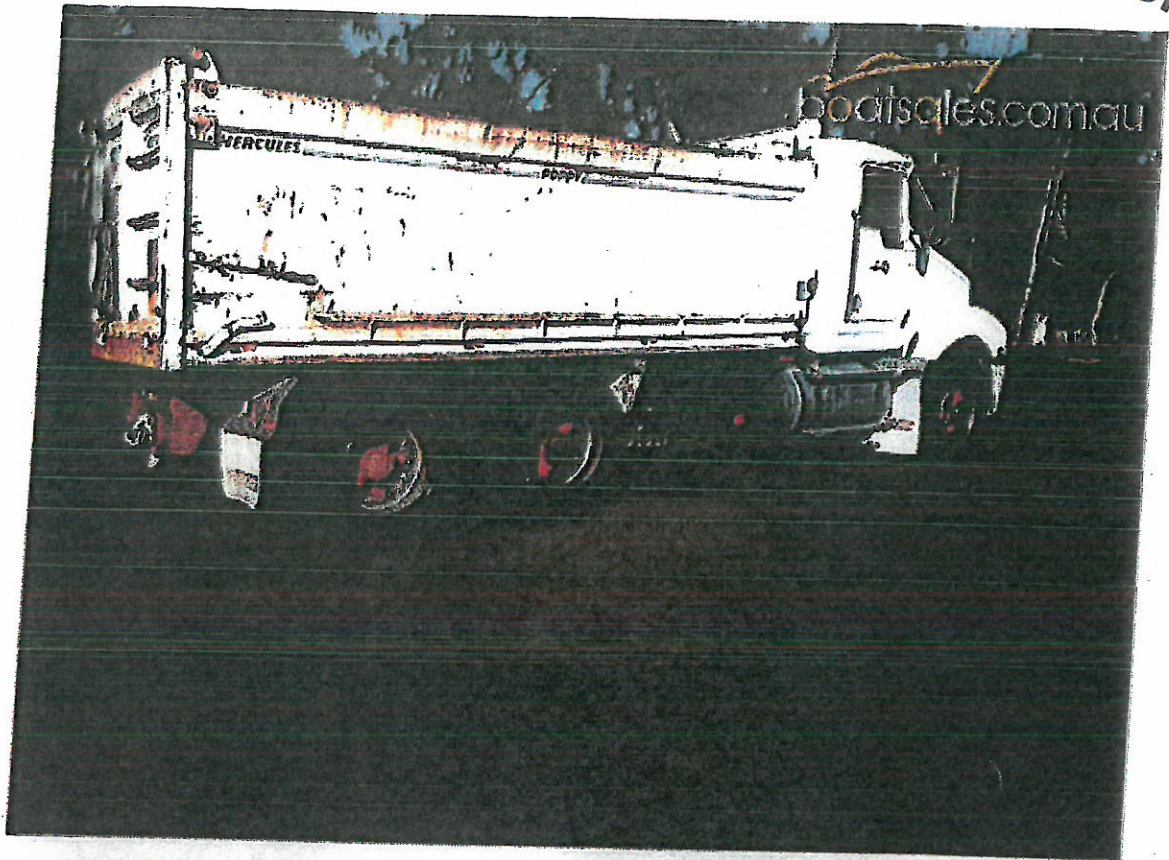
Ad Approval

No action is available for this ad. Has it been cancelled, or is it already approved? You can reactivate ads by searching for it from: [advert search](#).

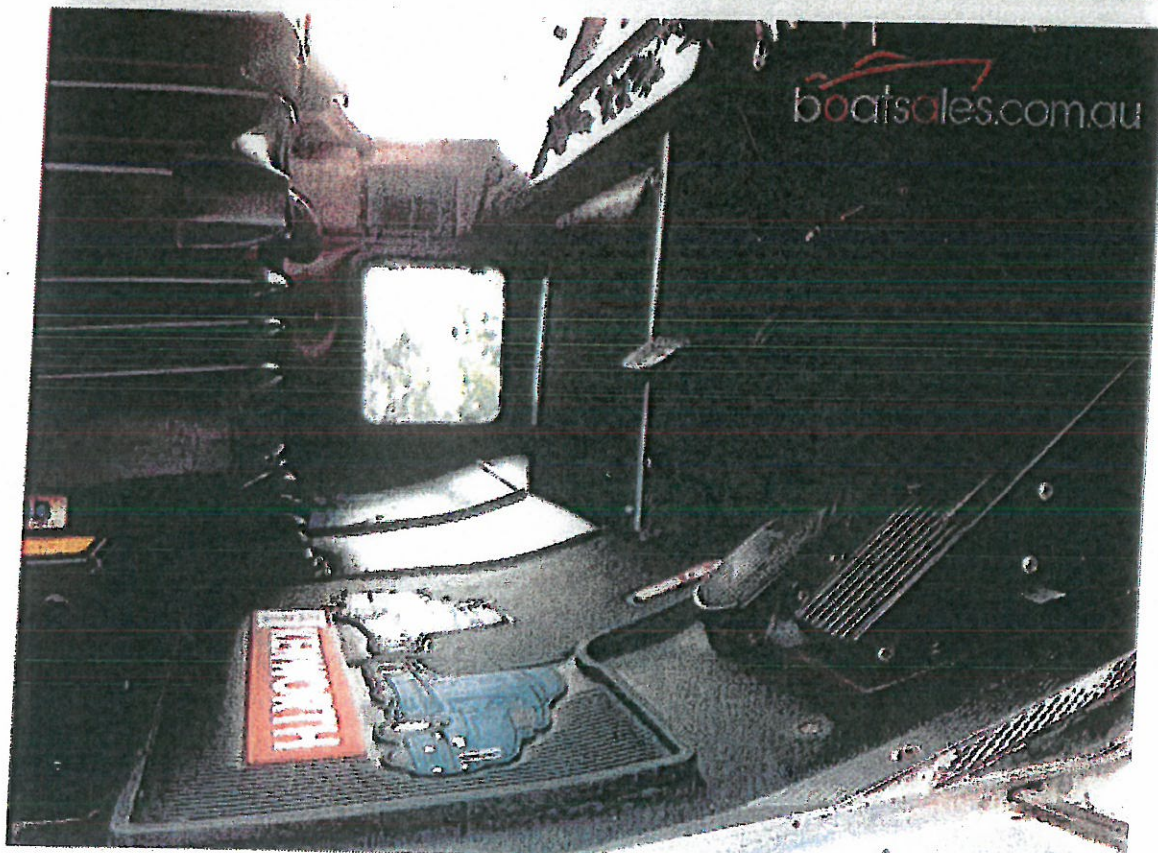
NSW ICAC
EXHIBIT



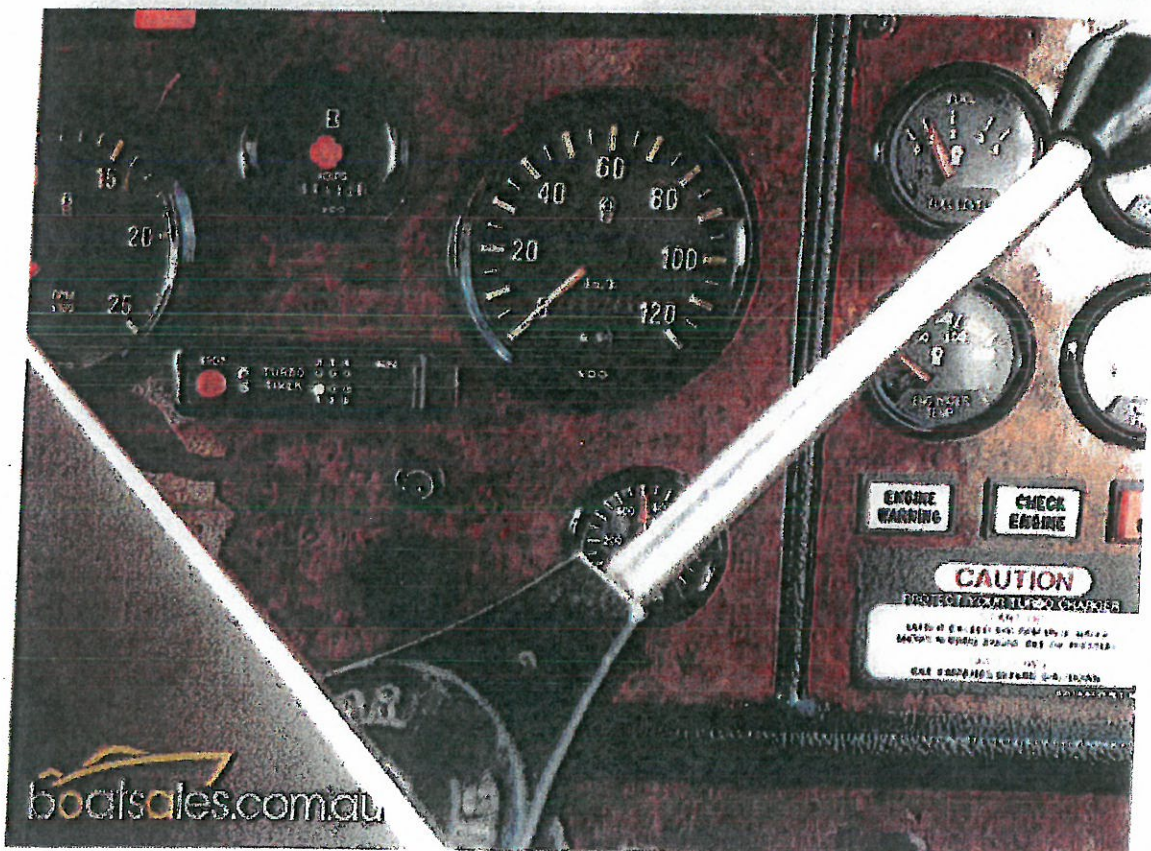
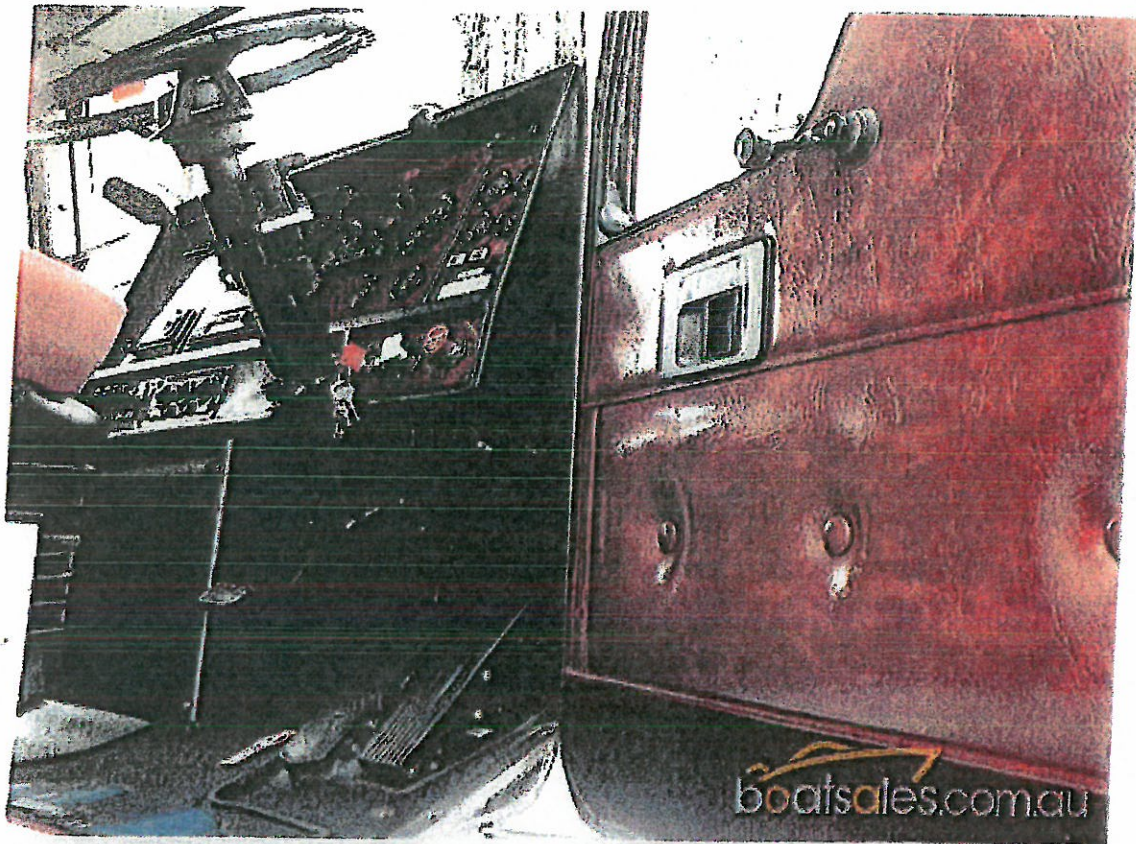
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EXHIBIT



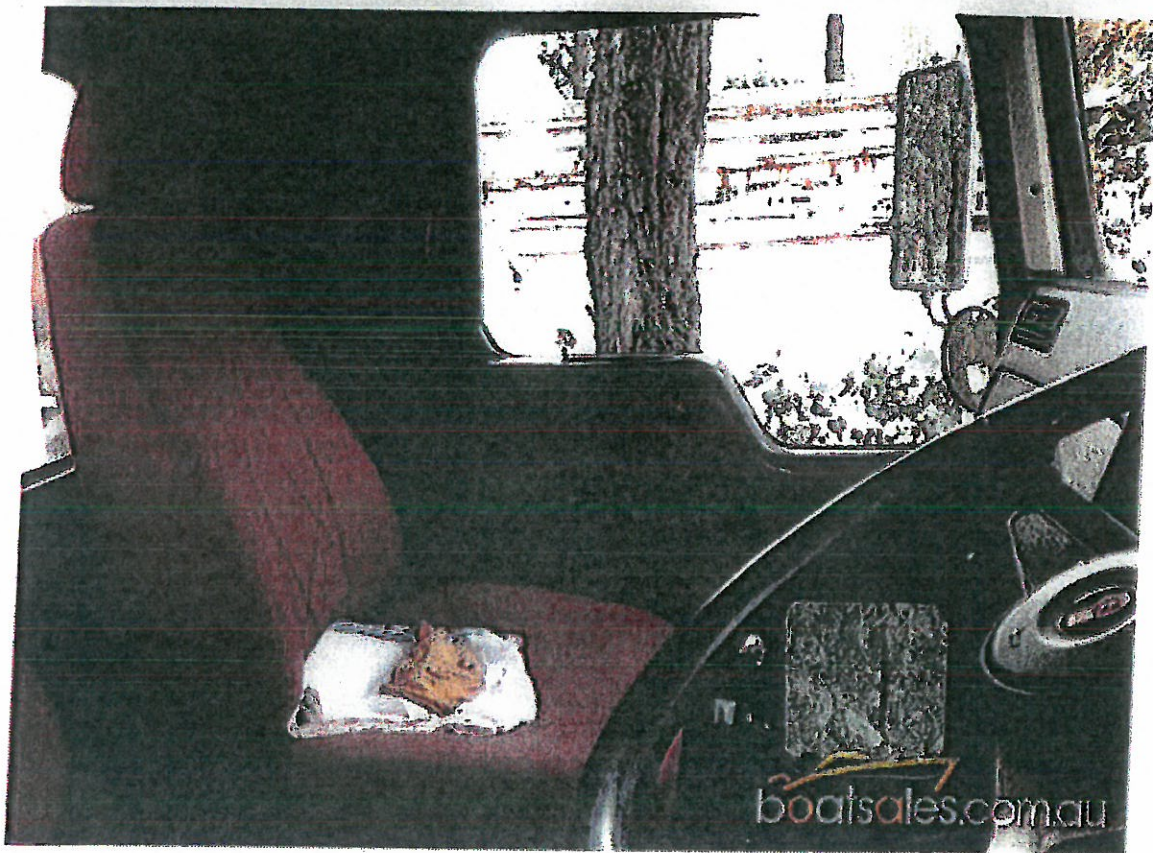
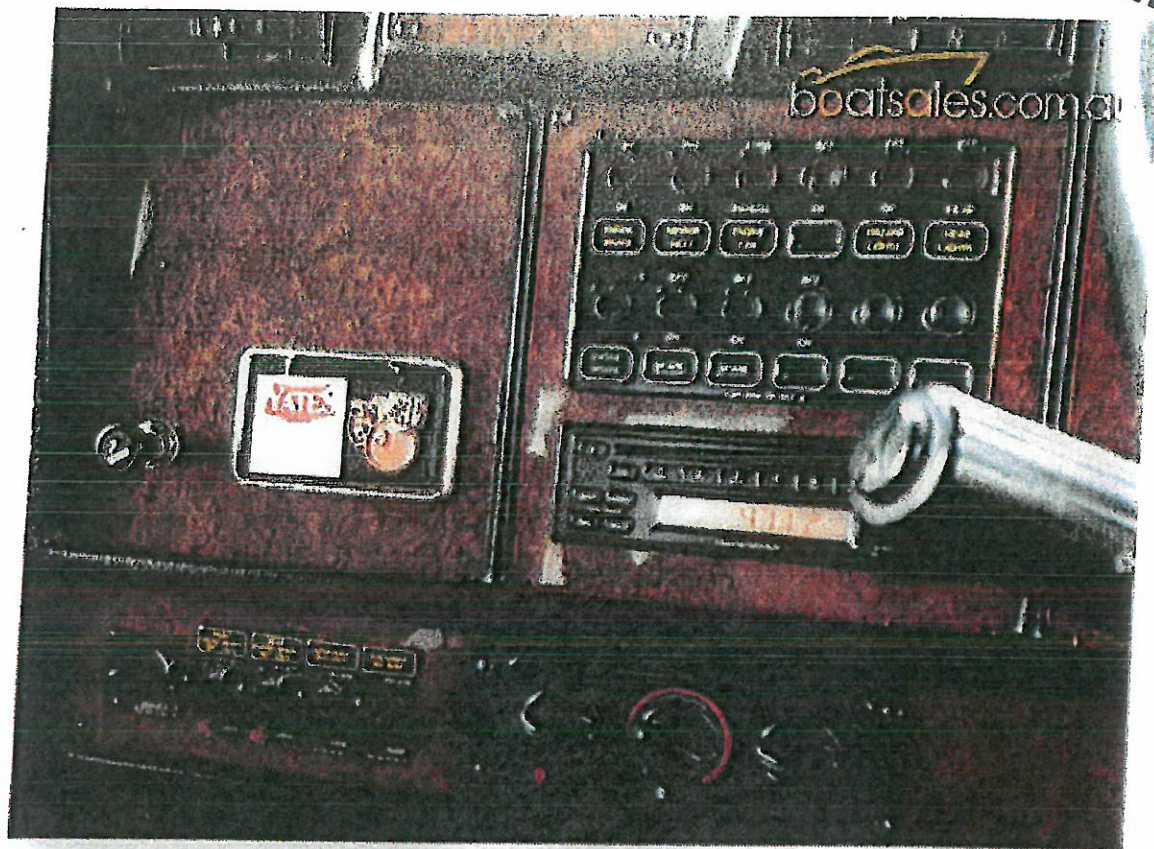
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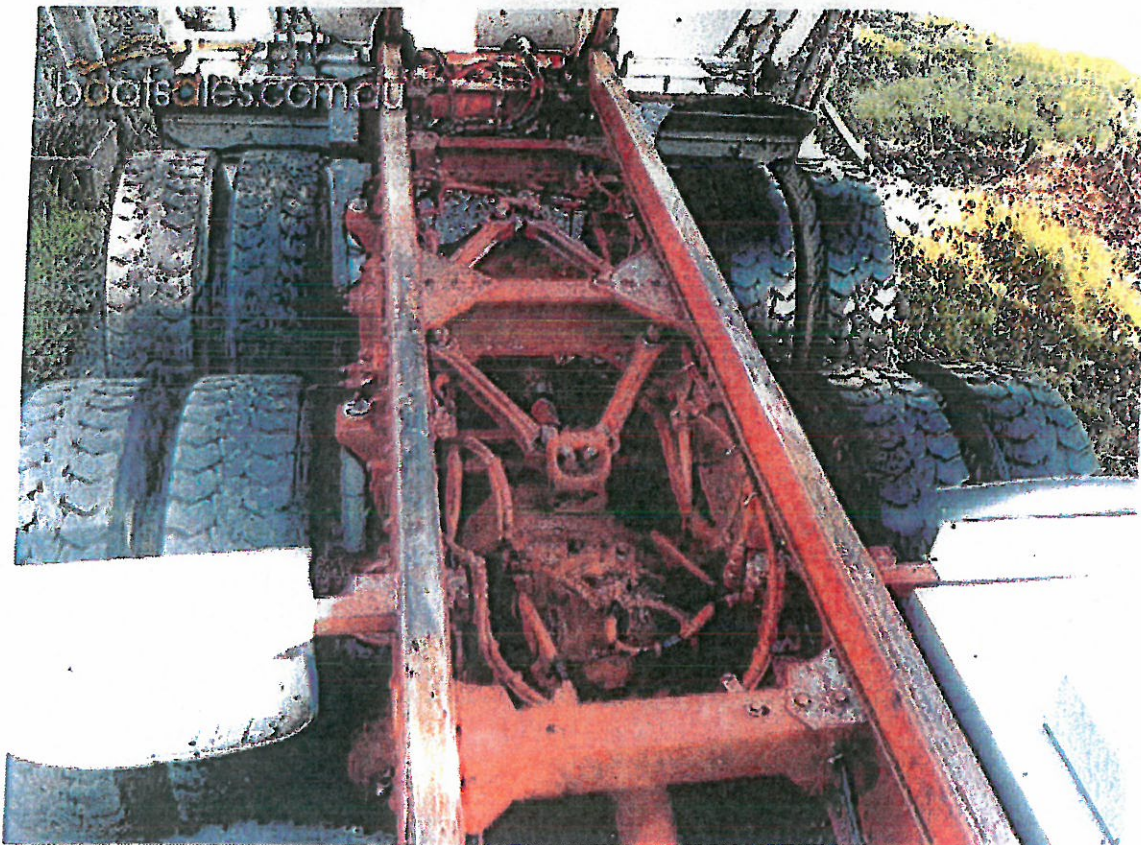
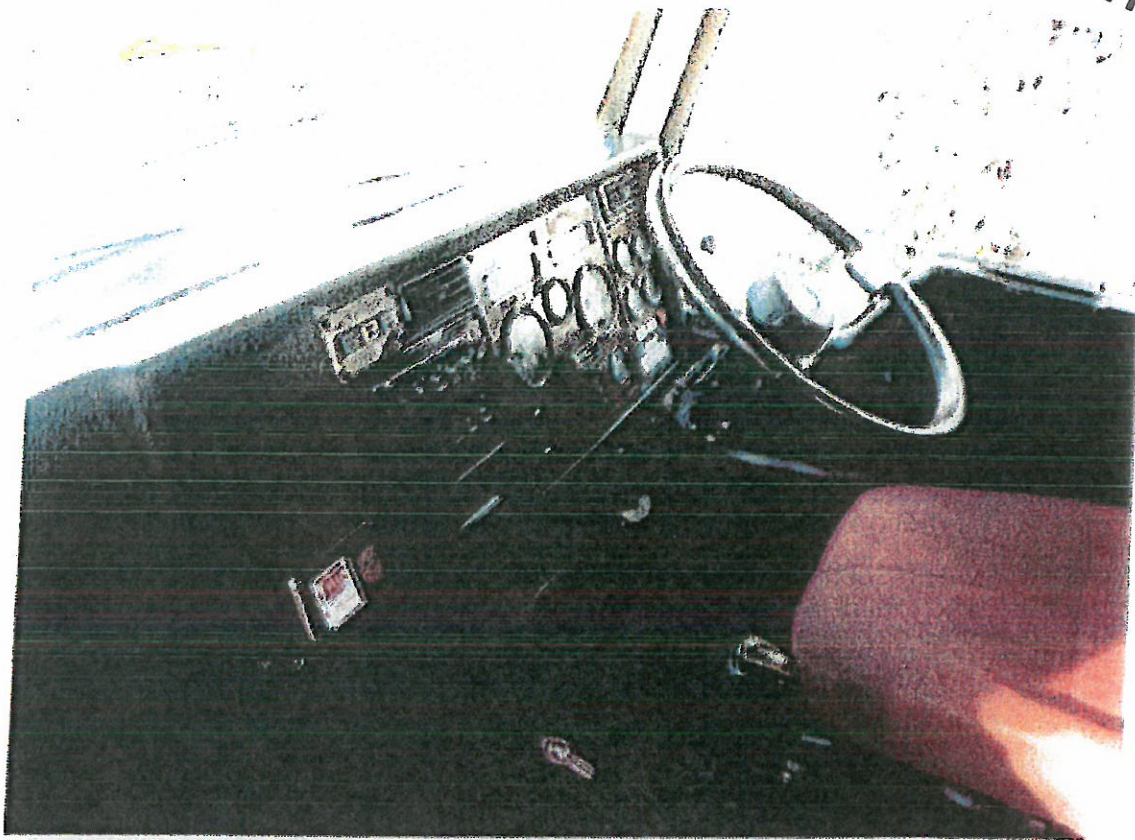
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