

INDEPENDENT COMMISSION AGAINST CORRUPTION

NSW ICAC
EXHIBIT

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

PLACE: SOUTH KEMPSEY

NAME: Michael William WORTHING

ADDRESS: Known to ICAC

OCCUPATION: Earthmoving Contractor

TELEPHONE NO: Known to ICAC

DATE: 3rd July 2013

States: -

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1. This statement made by me accurately sets out the evidence which I would be prepared, if necessary, to give in 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. I am 61 years of age.
 3. I am currently self-employed as an earthmoving contractor. I operate my business under the name of Mike Worthing Earthmoving. I have operated this business for the past 33 years. Mike Worthing Earthmoving specialises in subdivision, road works, land clearing, dam sinking, building site preparation, and associated stormwater. The primary place of business operates from my home address. I

Signature M.W. Worthing

Witness M.W. Worthing

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usually only undertake earthmoving works around the Kempsey and surrounding areas.

4. I am the current holder of a class Heavy Combination driver's license, number 6456PB, with the New South Wales Roads and Maritime Services ("RMS"), formerly known as the Roads and Traffic Authority ("RTA"). I have held this class of license for approximately 40 years.
5. I was the registered owner of a 1991 Isuzu FVZ1400 Industrial Plant bearing New South Wales registration plate details BQ41VH. The Gross Vehicle Mass ("GVM") for this particular vehicle was 22,500kilograms. The vehicle had a crane borer on the rear of the truck used on powerlines to remove and erect poles.
6. I had owned this vehicle between 7 September 2012 until I finally sold and received the final payment from _____ .td on the 1 April 2013.
7. I specifically purchased vehicle BQ41VH (NSW) for a particular job that I was hoping to secure but the work was never forthcoming. The vehicle BQ41VH (NSW) never actually ever left my home address as I was required to rebuild the crane on the rear of the vehicle. Upon completing the repairs to the vehicle and not securing the intended works I purchase the vehicle in the first place, I placed the truck "on the market" for sale. I have never used the truck from the time that I purchased it until the time that I sold it.

Signature Michael William WORTHING

Witness M.W. The

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8. I actually entered an agreement to sell the vehicle bearing NSW registration plates BQ41VH to _____ the 3 January 2013 but the company was not allowed to take custody of the vehicle until 1 April 2013 when they made the final payment.
9. I commenced advertising my vehicle number BQ41VH (NSW) for sale in November 2012 by placing an advertisement online through the trucking website, www.truckworld.com.au.
10. I am unable to locate the advertisement now upon the website www.truckworld.com.au as it must have been removed after I sold the truck. I still have the three (3) photographs that I took of the vehicle BQ41VH (NSW), which I believe were used in the advertisement. Two of the photographs that I posted in the advertisement on the website, www.truckworld.com.au, clearly show the front and rear registration plates for vehicle BQ41VH (NSW).

EXHIBIT: I PRODUCE THOSE THREE (3) PHOTOGRAPHS TAKEN BY ME AND USED IN THE ADVERTISEMENT FOR THE SALE OF VEHICLE BQ41VH (NSW) THROUGH THE WEBSITE WWW.TRUCKWORLD.COM.AU.

11. I have never removed registration plate number BQ41VH (NSW) from my vehicle. Nor have I ever allowed any other person to use registration plate number BQ41VH (NSW) on their vehicle.


Signature Michael William WORTHING

Witness M.W. [Signature]


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12. I do not know a person by the name of Christopher Binos or any other persons employed or contracted to the Roads and Maritime Services as a Heavy Vehicle Competency Based assessor or instructor.
13. I do not know of a business or company trading as Ace Truck Training Group or Forklift Training and Licensing Pty Ltd.
14. I have never rented or leased my vehicle BQ41VH (NSW) to Christopher Binos, Ace Truck Training Group, Forklift Training and Licensing Pty Ltd or any other person or company to be used for any heavy vehicle assessment training.
15. I am able to state that between 4 December 2012 to 10 January 2013 inclusive motor vehicle bearing NSW registration plates number BQ41VH was parked in the yard of my home residence at Kempsey.
16. I am able to state that this vehicle was not used for any driving assessment training on or between the above mentioned dates. Nor was the vehicle in the Sydney metropolitan area on or between the above mentioned dates.
17. On Monday 24 June 2013, Senior Investigator Michael Kane from the Independent Commission Against Corruption ("ICAC") asked me about my knowledge of a number of persons who had been recorded as using my vehicle, registration number BQ41VH (NSW), on various dates between 4 December 2012

Signature



Witness



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to 10 January 2013 inclusive for medium and/or heavy truck license assessments.

I am able to state the following:-

18. I do not know the following persons:-

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-
-
-
-
-
-
- Alexander Daubney
- Mark McDonagh
-
-

19. Nor have any of these persons ever been given access to my vehicle, BQ41 VH
(NSW) at any stage to undertake any medium or heavy truck driving assessments.

20. As previously stated in this statement, the vehicle was parked in my yard of my
home premises at Kempsey from the date that I purchased the truck until the date
that I sold the truck on the 1 April 2013. The truck never left my property between
September 2012 till April 2013.


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21. I would never allow any person not associated with my family or business or
without the appropriate class of license to drive my vehicles.

Signature 

Witness 

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