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HEARING

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INDEPENDENT COMMISSION AGAINST CORRUPTION

THE HONOURABLE DAVID IPP AO QC

PUBLIC HEARING

Reference: Operation E09/350

TRANSCRIPT OF PROCEEDINGS

AT SYDNEY

ON MONDAY 13 AUGUST, 2012

AT 2.05PM

Any person who publishes any part of this transcript in any way and to any person contrary to a Commission direction against publication commits an offence against section 112(2) of the Independent Commission Against Corruption Act 1988.

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

MR STRICKLAND: Have you got Exhibit 144 in front of you?---Yes.

If you just go to the last page, 416. This represents the total of some of the previous pages. This is a document that's been provided by someone with the financial accounts system within the Area Health Service where they were asked by the Commission to collect all data about income that Kings has received in relation to services they provided to Area Health Service.
10 Do you understand?---Yes.

And just accept from me that - do you see the very bottom figure, total all Oracle systems, do you see that?---Yes.

And do you know anything about the Oracle systems?---Not really, no.

But it's an accounting system?---Yes, I understand that, yes.

20 So the first figure, 7,436 relates to 2005 and then 68 is 2006, 1.211 million is 2007 and et cetera, do you see that?---Yes.

From your experience and knowledge as a project systems officer I think you said you accept that Kings received a lot of work at a particular point in time. Do you remember that evidence just before lunch?---Yes.

And it appears from the data that that occurred in around about, from about 2007 on. Does that, does that, does that - is that in accordance with your memory?---I'm not sure, I don't look at figures so - - -
30

THE COMMISSIONER: Mr Strickland.

MR STRICKLAND: Yes, Commissioner.

THE COMMISSIONER: Just to - did you say that the first figure is 2005?

MR STRICKLAND: That's right.

THE COMMISSIONER: Is that the 7,000?
40

MR STRICKLAND: That's correct.

THE COMMISSIONER: And is each year a separate year?

MR STRICKLAND: Each year is a separate year.

THE COMMISSIONER: That can't be because - - -

MR STRICKLAND: I beg your pardon.

THE COMMISSIONER: - - - seven, eight, nine, 10, 11, 12, it runs to 2013.

MR STRICKLAND: No, no, because the last column - - -

THE COMMISSIONER: Is the last column a total?

MR STRICKLAND: - - - is its total.

10

THE COMMISSIONER: The total, the total of - oh, I see, it runs along does it?

MR STRICKLAND: That's correct, that's right.

THE COMMISSIONER: And that's the total, yes, fine.

MR STRICKLAND: That's right.

20 THE COMMISSIONER: Yes, thank you.

MR STRICKLAND: So in other words the total is about \$5 million over - - -

THE COMMISSIONER: Over the period.

MR STRICKLAND: - - - over that eight-year period.

THE COMMISSIONER: The full period since 2005. Yes, thank you.

30

MR STRICKLAND: In any rate, your evidence is you can't recall whether the sudden spurt of work for Kings occurred in about 2007, is that right? ---No, I don't recall.

THE COMMISSIONER: Well, it's obvious from these figures?---Oh, no, I can see the figures yeah, but I'm like I'm not, like I don't deal with the figures on the day to day basis at work. It's not my role to look at figures and - - -

40 But you deal with the orders?--- - - - and understand - - -

You must know when there is a - - -?---No, I - - -

- - - when there was spurt or not?---I don't do audits, no.

The orders?---Sorry.

The orders come through to you?--Well, not only me, there are a number of people - - -

Yes, I know?--- - - - orders go through too.

But even, you must have realised that there was a sharp increase in the orders that you received?---Ah - - -

10 It's obvious isn't it?---Well, you know, I can't say for sure but looking, looking at the figures - - -

I don't understand why you can't say for sure?--- - - - I understand that looking at the figures, it does show an increase in the work.

20 But you must have realised that there was a sharp increase because the work had to, the work that was being done between the three of you went up but, between 2006 and 2007 by several hundreds per cent didn't it?---Yeah, but I don't think about that when I'm doing my job but, you know, my job's just day to day, get quotes, provide the works, I don't look at figures or who's getting more work or, you know.

But if the figures go up like that- - -?---I can see the figures here, yes.

- - -it follows that you must have had more work?---Looking at these figures, yes.

MR STRICKLAND: Did you ever assist Kings in obtaining work for AHS?
---What do you mean by assist?

30 Help?---What do you mean by help?

THE COMMISSIONER: You know very well, Mr Huskic what help means. Help has an ordinary meaning in the English language?
---I understand that. My question is how would I have helped them?

Well, that's not the question. The question is, did you help them?---Not to my knowledge.

40 MR STRICKLAND: Commissioner, I tender a bundle of documents, excuse me, which contains some, there's an index, 29 documents. I tender that bundle for convenience with a copy for, thank you.

THE COMMISSIONER: Yes. We'll call it a bundle of documents, they're the, the bundle of Huskic documents. Is that an appropriate way to describe them?

MR STRICKLAND: Area Health Service documents, yes.

THE COMMISSIONER: A bundle of Area Health Service documents, right. A bundle of Area Health Service documents tabbed from 1 to 29 is Exhibit 145.

#EXHIBIT 145 - BUNDLE OF MATERIALS RELATING TO THE AREA HEALTH SERVICE WITH TABS 1-29

10 MR STRICKLAND: I just want to go through some of these documents in relation to the contractual, in relation to the contracts that were entered into between AHS and Kings. First if you go to tab 3, please, and if you just go to page 57 you'll see that this is a memorandum from you on 9 May, 2005, the date's on page 58, relating to the Abloy system of keys. This is a memo which resulted in eventually a master key agreement between Kings and AHS and Abloy in 2006. Do you recall that?---Ah, yes.

And I think the idea was to consolidate all the differing key systems into one. Is that correct?---That's correct.

20

And that was, was that your first job when you came up to projects?---Ah, it was, yes. I was tasked with going through the criteria, doing an evaluation, it was split between three of us at the time, yes.

I think, and Mr David Griffin was your manager. Is that correct?---Yes.

And, and there was a tender process in relation to which company would be awarded the master key contract?---Ah, yes, there was.

30 And were you involved in that tender process?---No, apart from the selection criteria part of it, no.

But were you involved in making recommendations that Kings be awarded the master key contract?---No.

40 After the key contract was awarded for Kings you arranged for all staff, all relevant staff in AHS to be notified that Kings was the sole provider of Abloy key systems?---I assisted the manager at the time with that. I had no experience in tender processes or anything like that so I assisted my boss at that time in that role.

And your boss was?---Terry McCarthy.

So do you say you had no role at all in relation to the tender process which resulted in the Kings being awarded the contract?---No.

THE COMMISSIONER: So you agree you had no role?---No.

Did you have a role or not?---Yes, working through the selection criteria. That's, that's all I did.

Working through them. You mean you applied them?---No, the, the selection criteria was there I basically had to ring up all the companies references involved.

And do what?---And just check that everything's above board I guess.

- 10 Above board about what?---Well just making sure that the references checked out, you know what their work was like, time frames of work, there was a list there, the questions I had to ask.

MR STRICKLAND: Now was the intention of the master key system that any new building or new lock system, key system that came into being would know go onto the new Abloy System?---From memory it was first talked about that whoever won the contract would come in and change all the locks throughout the Area and then I think once the Area found out that that was going to be a expensive job they and it turned into an ad hoc type
20 service, yes. So whenever a new system needed to go in it would be Abloy and if - - -

I, I didn't hear that I'm sorry. Can you repeat that?---So if a new system had to go in it would be Abloy.

And Kings would be, would be responsible for that, is that correct?---Yeah, 'cause they won the contract.

- 30 Okay. And if an existing lock didn't work and required replacement then Kings would replace that lock under the contract, is that correct?---Not in the first instance. The first instance we have an engineer go and look at it to see if they could repair it, if they couldn't repair it and it had to be replaced then, yes, we'd put the Abloy lock in.

Now the contract was for four years, is that right?---Yes.

And you understood that there were - prices could increase from year to year, is that right?---Yes.

- 40 But the price, the price increase was limited to either any, any additional charge that Abloy would charge it was CPI, is that correct?---Correct, yes.

Whichever was the greater or lesser?---I think it was both. The CPI obviously every year and if the manufacturers had an increase that would be passed on, onto us, so it would be both.

But how do you - - -?---That's my understanding.

How do you have both? I mean if Abloy increases its price by say 6 per cent but CPI was 3 or 4 per cent which would be the bill of an increase, you wouldn't have both?---It would be 10, it would be - - -

You wouldn't one on top of the other?---It would be 10 per cent. At my understanding it was - it would 10 per cent. So we'd be charged the 4 per cent CPI and the 6 per cent from the manufacturer.

10 I see. Just have a look to tab 16, please. It's a letter from Mr Watsford of Kings to yourself of 9 August '08. Have you got that document?---Not yet. Yes.

Second paragraph, "As per our original offer Kings would only forward on any price increases incurred by way of an increase from the manufacturer (not transcribable) or by way of increase to the consumer price index." Do you accept that was the - having looked at that document do you accept that was the arrangement or agreement?---Ah - - -

20 It's an or not an and?---Sorry?

It is an or not an and?---No, I always understood it would be both, that was my understanding of it.

Well this document, this document is inconsistent with that understanding, is it not?---(No audible reply)

THE COMMISSIONER: Not necessarily, Mr Strickland.

30 THE WITNESS: If you look at the third paragraph followed a notification from (not transcribable) a 6 per cent price increase and a CPI increase by 4.3. So there - doesn't that say both?

MR STRICKLAND: Well not necessarily but I - but in any event that is your understanding, is that correct, it was both?---And if you look at - - -

If you added on one and the other?---Yeah, and if you look at the fifth paragraph, "The attached price matric had all parts increased by 6 per cent and or labour by 4.3, so that was my understand.

40 Okay?---Yeah.

In any event, it was quite clear to you that there was a, there was a - the increases could not be at large, they had to be reflected in those two aspects. Is that- - -?---That's correct.

Okay. If you could then please go to tab 11, page 106. I appreciate you didn't sign this document?---Yeah.

But I want to ask you about it. That's a letter, you should have before you a letter from Mr Creary to Mr Diekman dated 18 January, 2007, advising Kings that they had been awarded the contract in relation to the security upgrade for Wyong?---Yes. I don't, I can't recall seeing this but yes.

I'm not suggesting you have. I'm just asking, you can remember, can't you, that Kings won a large contract in relation to the security upgrade for Wyong- - -?---Yes.

10 - - -in early 2007. Is that correct?---Yes.

And do you know, that was a, was that a contract that went through capital works program as per your evidence before lunch?---Ah, I'm not sure.

That was through a tender process, was it?---I'm not sure.

THE COMMISSIONER: But it would have to be, wouldn't it?---I would imagine so for 300,000, it should have gone through capital works.

20 MR STRICKLAND: Was that – did you have anything to do at all for the security upgrade at Wyong?---Um- - -

'Cause it refers to you being the project officer?---I know it does, yeah, it does refer to me. I really don't recall. I may have assisted Cameron if he was up there, Cameron was working up at the central, oh, he was based up at the central coast so I may have been up there to assist him.

You don't have any recollection of that?---No.

30 Just have a look at Exhibit 1, please, tab 2, and keep, keep that bundle there. Exhibit 1, tab 2, which is AH, page 113 and 114. This is an email from Mr Roche to yourself- - -?---Yeah.

- - -on 22 June, 2007- - -?---Yeah.

- - -attaching an invoice, and if you go to page 114 you'll see invoice 27784, jobsite, emergency department, Wyong Hospital?---Yes.

Do you see that?---Yes.

40

That's the same job to which, that's the security upgrade for Wyong. Is that correct? Or is that a different job?---Well, I'm not sure because the jobsite says emergency department where the other one we were talking about was Wyong Hospital as a whole.

Right?---I'm not sure.

You can't assist as to – well, what did the – do you know what the security upgrade for Wyong involved?---I believe that was replacing the, or transferring the access control system over to Pro-Watch.

Yeah. And if you go to page 114- -?---Yeah.

- - -you'll see- -?---The invoice.

10 You'll see the invoice for supplying and install the Pro-Watch access control?---Yep, I can see that.

Isn't, doesn't that suggest that that tax invoice relates to the security upgrade for Wyong?---I would imagine so.

Right?---I wouldn't say for certain, I'm not sure for certain.

20 In any event, you received the invoice. Is that right?---Ah, well, I believe so, it was addressed to me although it's got Cameron's name in the reference as the order number.

But the- -?---So a lot of the time I'd process the invoices on behalf of Cameron or Eric if they were busy, they'd flick- - -

Yes---?- - -the invoice to me and say can you please process it, which I would do.

But that was, that was part of your job duties, wasn't it?---All three of us would process invoices, yes, that's correct.

30 I'm not asking about all three of you, I just asked- -?---Yeah, I would do that, yes.

Okay. And can I suggest that from time to time you received invoices in relation to that Wyong upgrade and your processed those invoices accordingly. Do you agree with that?---It's possible, yes.

Well, I want to suggest it's more than possible because we know for certain you've done one?---Oh, yeah.

40 And you're not suggesting that it was likely this- -?---I just don't recall how many I've done but, you know- - -

Well, I didn't ask you. I'm saying from time to time- -?---Yeah.

- - -you received invoices in relation to that security upgrade and you processed them. That's all. Do you agree with that or not?---It's, well, this is the only one I've seen, so it's possible. I don't recall, but looking at this invoice it's possible.

And do you agree that in 2007 you often rang up or emailed officers from Kings Security and asked them to do various work at AHS?---Obviously, yes.

Did you say obviously yes?---Yeah.

10 Thank you. Could the witness please be shown Exhibit 1 tab 40. I'm sorry, before I come to that, I apologise, could I just get you to look at another document which is tab 15, sorry, on the same large exhibit 145. That's an email of 18 March, '08 from yourself to Peter Roche asking him to arrange all invoices for Area Health Service to be emailed to you rather than posted and you refer to receiving two invoices. Does that, do you recall that?---I don't recall it.

Arranging, asking them to arrange for all invoices to be emailed to you rather than posted?---Oh, yeah, it was just an easier process to email them.

I understand?---Yes.

20

But I'm just - - -?---I don't recall this specifically.

But there's no doubt, is there, that part of your duties was to process invoices received by Kings, you accept that?---That's correct, that's correct.

Now, if you go to Exhibit 1 tab 40, do you recall in July 2006 asking for your cousin or asking Kings to install an alarm system or a security system in your cousin's home?---Yes.

30 And why did you do that?---(No Audible Reply)

Why did you make that request?---To who, sorry, which, to Joe or Charlie?

Kings, why did you make a request for Kings - - -?---Because I knew I'd get a discount price.

And why did you know that?---Because we deal with them on a daily basis and he's a friend of mine.

40 Who's he?---Charlie Diekman.

Right. And when you say you deal with him on a daily basis, you mean in your capacity as an AHS employee, is that what you mean?---Well, yes and, you know, we'd socialise at, at, on occasions as well.

Now, I'm just referring to your phrase because I deal with him on a daily basis, by deal with are you referring to in your capacity as an AHS - - -? ---Yes.

- - - employee?---Yes.

So do you, did you believe it was appropriate to ask for a discount to a integrator because you dealt with him on a daily basis in your capacity as an AHS employee?---That and because I considered him a friend, yes, I didn't have any problem with it.

You had no problem with it?---No.

10

Did you think it breached any ethical guideline or any code of conduct or code of ethics for AHS?---No, not that I was aware of, no.

Do you still hold that view?---Yeah, I still sort of hold that, yes.

Did you think that it might be perceived as a conflict of interest and that you might - - -?---It could be perceived, yes.

20 But nevertheless it could be perceived as such you still don't hold that there's any problem with, with - - -?---Well, no.

- - - that request, is that right?---That's right.

And why is that, why do you hold that view?---Well, because I don't have any authority at work, like do you know what I mean, if, if Area Health tomorrow turned around and said we're no longer using Kings, you know, I wouldn't have a say in it, I don't have any decision power at Health so - - -

30 What about influence?--- - - - I don't understand how he can, how I can influence anyone either.

So, and you say you have no influence, do you?---I don't believe I do.

I've got to finish the question?---Okay.

Do you say you have no influence in getting Kings any work?---I don't believe I do.

40 And you never have. Is that right?---That's correct.

And do you know what discount you actually got for your cousin?---No.

And you say you're a friend of Mr Diekman. I take it you socialise with him. Is that right?---Oh, on occasions we've been, yeah, to the football, I was a season ticketholder at Manly and he used to go down and so I used to go and meet him at half time, I'd come down from the stand and, you know, we'd have a beer.

Ah hmm. And in what other ways were you friends?---I've been out on his yacht as well sailing.

How often did you do that?---Well, it was only usually during the twilight racing which is daylight savings period.

So how often did you do that?---Oh, sorry, probably every second week, I might have gone down every second or third week.

10 What, during that season?---Yeah.

And how long does the season go for?---Well, for the daylight savings period, what's, is it October- - -

THE COMMISSIONER: Six months.

MR STRICKLAND: Six months. And in what other ways are you friends with him?---That was about it. I'd see him at the football and, you know, we'd have a beer there. He'd come to my house on occasions when I first
20 moved in he's come over to have a look at the place and we sat and had a few beers.

Is it the case that at this time you assisted Kings in ensuring that there invoices were paid in a timely way?---I tried, I tried for all the contractors I dealt with, tried getting their invoices paid. It was always an issue with Area Health paying their invoices on time.

Just go to page 103 of tab 40, that's Exhibit 1?---Tab 40.

30 It's Exhibit 1?---Oh, okay.

THE COMMISSIONER: Tab 40.

MR STRICKLAND: The email in relation to your cousin which is headed "Joe buddy note"?---Oh, yeah, yeah.

"It's for our mate, Robert," this is an email between Charlie Diekman and Peter Roche, Peter (not transcribable) "It's for our mate, Robert Huskic, no charge. He will make sure our invoices for Area Health will no longer get
40 held up in the system." Does that- - -?---I don't know why he wrote that because I don't pay the invoices so I can't, you know, say that he will get paid or he won't get paid.

Do you have, do you have no influence in speeding up the invoices, that is the timely payment of the invoices?---No, it's our accounts department.

I see. So you've never put in a call to the accounts department on behalf - - -?---Oh- - -

Listen, Mr Huskic. It's going to take longer if you interrupt my questions?
---Okay.

Are you saying you don't have any influence in ringing up the accounts department and making sure that Kings' invoices were paid in a timely manner?---I don't believe I have any influence.

But did you try and do that?---Yes.

10

Right. You tried to ring up the accounts department to speed up payment for Kings?---Yes.

THE COMMISSIONER: How often did you do that?---Several times.

Why?---Because Kings were never getting paid. And if I can add, it wasn't just Kings, it was on behalf of Sielox, I'd ring on behalf of all other contractors I dealt with, I'd always be ringing accounts.

20

MR STRICKLAND: Was it your expectation that your cousin would be paying anything for this security installation?---Yes, of course.

THE COMMISSIONER: He'd just get a discount?---Sorry? Yeah, discounted price, that's correct.

MR STRICKLAND: Did you ever receive a payment of \$10,000 cash from Charlie Diekman or Peter Roche or anyone else at Kings?---Ah, yes.

30

And when did, when did Mr Diekman or Mr – who was it, who gave you the \$10,000 cash?---Charlie Diekman.

And he gave it to you in notes?---Ah, yes, I believe it was, yes.

And do you remember what the denomination of notes were?---No, I wouldn't know.

And when did he do that?---I couldn't tell you what year.

40

And what, what were the circumstances in which he gave you \$10,000?---I asked him for a personal loan to reduce some credit card debt.

Yeah. And? And where were when you did that?---What do you mean where was I?

Where did you make that request for a \$10,000 loan?---That I can't remember. It was - it would have been either at the football or on his yacht, I can't remember.

Did you ever pay the loan - did you ever - did he give you the money?---
Yes, he did, yes.

Did you repay it back?---Not yet, no.

Not yet?---No.

THE COMMISSIONER: When did you - when was the loan made?---I'm
not sure what year it was.

10

Try?---It was 2-0-7, 2007 I think.

So you've had the money for five years?---Well he gave me the loan at that
time in 2000. Was it 2007?

MR STRICKLAND: That's, that's, that's your word?---Okay. Well I'm
not sure what year it was.

THE COMMISSIONER: Well you've had it for four or five years I take
it?---That's correct.

20

Without paying it back?---That's correct.

What interest do you pay on it?---Zero interest.

Why should he make you such a favourable loan?---Well I consider it you
know being friends he was helping me out.

Have you ever offered to pay him back?---Sorry?

30

Have you ever offered to pay him back?---We haven't spoken about it but
we, you know I do plan to pay him back.

Is your answer no?---Sorry?

Is your answer no?---What was the question again?

Have you ever offered to pay him back?---Well yes, when I receive the
money I told him I would pay him back.

40

Since then have you ever offered to pay him back?---No.

Why not?---Well I haven't been able to financially.

MR STRICKLAND: If the witness could be shown please Exhibit 1 tab 3,
4 and 5. I'll just take you straight to an exhibit - you got Exhibit 1 tab 4
there?---Exhibit 1 D4.

D4?---Yes.

And that's a withdrawal of, of a cheque in the sum of \$10,000. It says withdrawal date 1 July 2007. Do you see that, 1707?---Yes.

But if you go over to page 226 you'll see that the date at the top of the pages 106/107, do you see that?---Yes.

10 And that cheque of 225 is the same cheque referred to in the bank records at, at page 226?---Are you telling me that or?

Yes, I am telling you that?---Okay, yeah.

THE COMMISSIONER: No, you can see it. Do you see the number?---I'll have to read the cheque - - -

Just look at the number?---Do I have to read the cheque numbers or anything?

20 Well look at the number. Do you see the number of a cheque at 225, 2057, 67585, 2674? Do you see it?---Okay, yeah, it's black out here, sorry, 205.

Yes. And if you turn over page - - -?---Yes.

- - - and bottom line you see the same cheque number?---Oh, yeah, yeah.

MR STRICKLAND: If you then go to page 296 you'll see - - -

30 THE COMMISSIONER: 2, 296.

MR STRICKLAND: Page 29, 296, it's part of the same exhibit, you'll see that there's a deposit in your account, it's your access advantage account on the same day of \$9500. Do you see that?---Yeah, in the first of June?

That's right?---Yes.

And then if the witness could be shown Exhibit 1 tab 37.

40 If you can, you'll see that that's a bank record and if you look at page 296 you'll see that the account number at Exhibit 1, tab 37 is, is your account number, you see that?---Ah, yes.

And the same, and the BSB number and there's a reference to the log time of the deposit which is 1 June, 2007, do you see that?---Yes.

And the 15.08 refers to an actual time as in 15.08, 3.08pm?---Yeah.

In other words those records demonstrate that at, I'm sorry, if the witness can be - have you got Exhibit 1, tab 3?---Yes.

The phone records?---Yes.

So on 1 June, 2007 there's a phone call made by you to Mr Diekman at 1.41pm, do you see that?---Yes.

10 And then there is the time of the withdrawal by Mr Diekman at North Sydney, is at 2.22pm, you'll see that page 226?---Yeah.

And then at 3.08pm there's a deposit into your bank account at 3.08pm, do you see that?---Yes.

I want to suggest that's, that's, that's the occasion when you were given the \$10,000?---That's probably correct, yes.

Well, is there any other occasion when you were given \$10,000?---No, no.

20 Well, then that must be the occasion mustn't it?---Yes.

So you kept \$500 and deposited 9,500, is that correct?---I think from memory yes.

Do you recall that when you were asked about that deposit in your private examination you explained that deposit on 1 June, 2007 as being the result of the sale of Jeep Wrangler?---Sorry, just repeat that question again.

30 When you gave an explanation, do you remember giving evidence at a private examination?---Yes, yes.

And you were asked about that deposit of nine and a half thousand dollars - - -?---Yes.

- - - on 1 June, 2007?---Yes.

And you were, and your explanation for it then was it was the sale of a Jeep Wrangler?---Yes, correct.

40 That was false evidence, wasn't it?---That was what I believed to be correct at the time, yes.

I see. Commissioner, I make an application to vary the suppression order in relation to the evidence given by this witness at his compulsory examination on 20 December, 2011.

THE COMMISSIONER: Yes, the suppression is so varied.

**THE SUPPRESSION ORDER IN RELATION TO THE EVIDENCE
GIVEN BY MR HUSKIC AT HIS COMPULSORY EXAMINATION
ON 20 DECEMBER 2011 IS VARIED**

MR STRICKLAND: And I want to show you please some answers that you gave in relation to that. If you go please to page 294 at line 32 you were asked these questions, Now, Mr Huskic, I'd like to show you a statement of
10 account, it's your Advantage Access savings account, then you're given the account number, and now you can see on 1 June the amount of \$9,500, that's the amount and so they're referring you to - and if you just go over the page to 295 at line 5 you were saying the date of the deposit is 1 June, 2007, yes?---Yes.

So they're asking you about exactly the same transaction - - -?---Yes.

- - - that I've been asking you about - - -?---Yeah.

20 - - - and you were asked, "Can you tell the Commission what that amount is about," and you said, "That was just money deposited into that account so I could pay off some bills I guess, I don't know." Question, "Where did you get the money from, sir?" "It was from when I", it should be sold, "my Jeep Wrangler"?---Mmm.

Question, "What Jeep Wrangler was that?" Answer, "I owned a Jeep Wrangler back in 2001/2002, yeah." And then you were asked, "The date of the deposit's, 1 June?" "Yes." "You're not seriously telling the Commission that you held that money for five years?" Answer, "There was,
30 there was a bit more than that, yeah, but on top, like on top like I had money, it might not have been that amount but, you know, at the time I'd save up and just keep throwing money in the tray"?---Mmm.

Question, "I'm sorry, a tray?" "Well, tin in my, tin, my tin at home"?
Question, "You had \$9,000 in a tin?" Answer, "Well, it wasn't all, it wasn't \$9,000 all at once, it was, you know, it started off, you know, as maybe 5,000 and then, you know." And then you were asked, "Mr Huskic, I find this evidence ridiculous frankly. I'd like you again to think seriously about the evidence you're giving here. You can't just come along and say
40 whatever you like. I mean eventually other inquiries will show what the truth is in these situations. I would like you to respond to the question about the source of that 9,500 again, bearing in mind the warning I've given you. From where did you get the nine and a half thousand dollars which you deposited on 1 June, '07?" Answer, "From my savings, I saved it up, I don't know what else." Question, "Over what period?" "Oh, it would have been a few years." Question, "How much did you get for selling the Jeep Wrangler?" Answer, "\$22,000". Question, "So you kept all that money for five years?" "Well, some of the money I used when I moved out of home so

I used it, you know, moved out of home and buy some furniture and that sort of stuff and then, yeah, this was just leftover money, I always had leftover money and each fortnight, you know, I'd throw in, you know, \$50 here, \$50 there." Then go over the page to 296. Question, line 12, "I'm saying what did you do with the 22,000 cash?" That's from the Jeep Wrangler. "Did you just keep, keep it in your garage?" "Yes, oh, in my bedroom, yeah." "You kept it in your bedroom, you never banked any of it?" Answer, "Well, no, I was using it to move out so I knew I'd need to have cash to spend to buy furniture, fridge, that sort of stuff." Next
10 question. Question, "So you kept the 22,000 in its entirety, is that what you're saying?" "Yeah." "And then you used some of it go buy a fridge?" "Yep, fridge, washing machine, furniture, a lounge, plates, all sort of, everything, 'cause it was the first time I moved out of home so I needed to buy everything, I didn't have anything." Now, that, all of that, all of those answers I have read to you were a complete fabrication, weren't they?
---No, they were what I believed to be true at that time.

And what's, what's changed your mind to tell now a totally different version of the truth?---Well, I've had time to recollect. The first time I was in here
20 is the first time I've been in any type of court or hearing procedure, you know, it was- - -

THE COMMISSIONER: Some people still manage to tell the truth?
---Well, I was telling the truth in my mind as what I knew to be.

They still manage to be accurate in their evidence?---Well, you know, I felt pressured to give an answer straightaway, you know, the prosecutor, I felt, you know, was being aggressive towards to me so I was giving an answer, you know, that's what came into me head and that's what I- - -
30

Ms Pastor was being aggressive towards you?---Well, I felt that, yet.

I'd better speak to her about that. I think it's probably the first time in her life she's ever been aggressive towards anyone?---So the answers I gave were to my recollection correct at that time.

MR STRICKLAND: Mr Huskic, the answer that you had kept \$22,000 from the sale of a Jeep Wrangler in your bedroom for many years was a fabrication, was it not?---When I answered the question then?
40

No, listen to my question carefully?---Yes.

Do you understand that you can be prosecuted for lying or misleading this Commission, do you understand that?---Yes.

So do you understand you cannot be frivolous in the answers you give?
---Yes.

So listen very carefully to the question I'm about to ask you. It is a fabrication, isn't it, that you kept in your bedroom for a period of years \$22,000 from the sale of your Jeep Wrangler, isn't it?---For years, yes, but I did keep the money in my bedroom until, you know, I moved out, bought things. I never banked that money. So yes, I held onto that cash, for how long it was I'm not sure, but to say years, probably not, you know.

10 But that's the answer you've given in the answers I've just referred you to, isn't it, you kept the money for years?---Well, I don't know how long it was, I don't know the time period.

Mr Huskic, it is not the truth, is it, that you, and this is your answer in line 295, line 32, "I always had leftover money and each fortnight I'd throw in \$50 here, \$50 there." That was a deliberate lie, wasn't it?---No, it wasn't a lie.

That was the truth was it, and in June 2007- - -?---Oh, 2007.

20 - - - you "Always" - well, that's, that's what you're being asked about?
---Oh, well, I didn't- - -

You always had money---?---I didn't hear you ask that just then.

Well, you were asked about the deposit in 1 June, 2007, weren't you?
---Yes.

All these answers relate to how it was you could deposit nine and a half thousand dollars into your bank account on 1 June, 2007. Correct?---Yes.

30 And you, you gave an answer that (1) it was in the sale of your Jeep Wrangler and the residue left over from that, correct?---At that time, yes.

So what you were saying was that some of the money from the Jeep Wrangler you used to deposit into that bank account?---That's what I was saying in the private examination.

That's false isn't it?---It's not correct, no, now that I've had time to reflect.

40 But in addition to that money left over from the Jeep Wrangler you also said and I'm reading your words - - -?---Mmm.

- - - "I always had left over money and each fortnight I'd throw in \$50 here \$50 there." That was also, that was a deliberate lie, wasn't it?---No. My answer - what I meant in my answer was from the sale of the Jeep I always had that money with me and it might have been two years, three years but up until 2007 no, I didn't have that amount of money but up, you know after, after I sold it for a couple of years like I said I'd get paid I'd always add to that, I had - - -

THE COMMISSIONER: This was your explanation for - as to how you received the \$9500?---That's the first thing that came into my head when I was asked about it.

Did you just say the first thing that comes into your head - - -?---Well, like I said - - -

10 - - - when you're giving evidence under oath?---Like I said I was, you know I felt pressured and I just - - -

So when you feel pressured you're prepared to tell - say whatever comes into your head notwithstanding that you've taken an oath to tell the truth? ---Well in a normal scenario I'd go away and think about it but I didn't have time to do that here, you know I was pressured to answer - - -

So you just take a chance would you?---Well it was the first thing that come to my head and it's, you know it was logical - - -

20 So you say it?---So I said it, yes.

Not caring whether it was true or not?---Well I believed at the time it was true that's why I said it.

MR STRICKLAND: You have been following the evidence in this case, haven't you?---Yes.
And you've been following the evidence of Mr Diekman, haven't you?---Yes.

30 And the questions I asked you about those bank records and the phone call is questions I asked Mr Diekman, correct?---I believe so.

What do you mean you believe so?---Well I don't remember it was how, how many days of hearing have been going on?

Because they related precisely to you and you remembered it, don't you? You remembered the questions I put to Mr Diekman about the phone call on 1 June and the bank records on 1 June 2007 don't you?---Not today I don't recall, no, you know it was a while ago when I first read the transcripts.

40

Yeah. And you've been reading the transcripts haven't you?---Yes.

And so what I want to suggest to you is when you read the transcripts and you knew the time sequence of the call you made followed by the withdrawal by Mr Diekman shortly after the phone call on 1 June at North Sydney and the deposit of money half an hour later in your St Leonards account you knew that the game was up?---No, no.

And you knew that you could not possibly deny the undeniable which was that you had deposited nine and a half thousand dollars of his money into your bank account. That's correct isn't it?---No.

That's when you had the realisation you should admit that you received money from Mr Diekman, isn't it?---No.

10 THE COMMISSIONER: When did you first decide to do that?---It would have been the day or the second day after the private hearing when I went home and had time to think about it.

So why didn't you tell the Commission that you changed your evidence? ---Well I was waiting for my turn to be called in. I don't - I knew I'd be called in.

MR STRICKLAND: So you, you knew the day after you gave evidence - - -?---It might have been the following day, yeah.

20 - - - or the following day - - -?---Yeah.

- - - that on a, on a matter that you knew was of great importance to the Commission that you had given the wrong evidence, is that right?---Yes.

And, and did you take any steps whatsoever to correct that?---No, I was waiting for my turn.

THE COMMISSIONER: It never occurred to you that you might have misled the Commission?---Not really - - -

30 And that it is really - - -?---Because like I said at the time when I answered those questions to me in my head it was correct, you know I believed that to be the case.

But two days later you knew that it was not true?---Yeah. And I knew that I'd be here one day again and you'd be questioning and then I could set it right.

40 How did you know you'd be here one day soon?---Well everyone's get called up why wouldn't I get called up.

Nobody was getting called up then?---But I was, I was in here, I gave evidence so.

Yeah. But you may have persuaded the Commission that you were telling the truth then you would have got off Scott free?---Well maybe I should have, yes.

Maybe.

MR STRICKLAND: So how did you find out one or two days later that the evidence you'd given here was false?---No, I just had time to think about it.

THE COMMISSIONER: And now you've decided it was a loan?---What do you mean decided it was a loan?

You know what that means?---It was, it was a loan, yeah, I asked him for a loan, that's correct.

10

MR STRICKLAND: But it's a loan you have made absolutely no steps to repay, have you?---Correct.

You haven't repaid a single dollar have you?---Correct.

When do you intend to repay the loan?---It would be mid next year I guess, we're selling the, my unit next year so the money I get from that I'll repay that loan.

20

Mr Huskic, I want to suggest that you are deliberately lying to this Commission about the fact that you received a loan of nine, of \$10,000 from Mr Diekman?---I don't understand that question, how could I - - -

You don't understand the question?---Yeah, what, what else would it be if it's not a loan.

THE COMMISSIONER: A gift.

30

MR STRICKLAND: A bribe?---A bribe?

THE COMMISSIONER: A bribe, yes?---For what?

MR STRICKLAND: You, you find that a ridiculous notion do you?---Yes.

So do you deny receiving that money as a bribe?---Yes.

In return for assistance or favours that you have done Kings in getting them a considerable amount of work?---I don't, I'd have no control of how much work they get.

40

I see.

THE COMMISSIONER: You find it amusing?---No, I don't, I'm just surprised.

So why do you keep smiling?---I'm just surprised.

Why do you keep smiling?---'Cause I'm surprised.

MR STRICKLAND: You're surprised even at the suggestion are you?
---Yes.

It never occurred to you that that suggestion would be made did it?---No,
not really, no.

So your financial position in 2007 was, was fairly dire wasn't it?---I
wouldn't think so.

10

I didn't hear the answer?---I wouldn't think so.

No?---Dire.

Well, it was, you were in financial difficulties, weren't you, and repaying
existing loans you had?---Well, I was paying them off as, as I'd go, like it
wasn't dire.

20

How would you describe your financial situation in June 2007?---Just day to
day living.

Right. And have you taken out any new loans?---Not that I can recall.

Had you taken out any new loans before receiving \$10,000 cash from
Mr Diekman?---I had the loan for the Jeep when I bought that a few years
earlier.

30

How did the, how did the, how did the subject of a \$10,000 loan come up?
---I was mentioning to Charlie that I was looking to move to, to the beaches
and I was looking to buy a place and then after doing some, I can't
remember if I actually spoke to someone at the bank just to see how much I
could get in regards to a loan. It wasn't much because of my debt, credit
card debt, they told me I had to reduce that and then yeah, like I said, I can't
remember where we were at the time but, you know I was talking to them
about that and then I asked him, I said, you know, is there any chance of
getting a loan off you.

Yeah. And then?---He said, Yeah, sure.

40

Right. And then, and then what happened? How did you actually get the
money?---He brought it to me.

Brought it, and brought it to you where?---I believe I was at work or on my
way to work, I can't call, it was at St Leonards so I must been at work or on
my way to work.

THE COMMISSIONER: Why did he give it to you in cash?---I don't
know.

Did you ask him?---No. I was just - - -

Had you ever received \$10,000 in cash before?---No.

It's quite unusual isn't it?---Well, I've never had it done before so I don't know.

10 MR STRICKLAND: And, and what did he say in, when he gave you the money?---Nothing, he goes here you go and just gave it to me, I don't recall what was said at the time.

THE COMMISSIONER: He didn't tell you when you had to pay it back?---No.

He didn't tell you whether interest, it accrued interest or not?---No.

Did you ask him?---No, no, I basically said I'll pay you back but there was no talk about - - -

20

Did you tell him when you'd pay him back?---No, he, no, I just said I'll pay you back but there was no talk about terms or interest or anything like that.

Did you give him a receipt?---No.

Why not?---I don't understand why I would.

Did he ask for a receipt?---No.

30 So how was he going to prove that he gave you the money should that, should he and you fall into a dispute?---Well, we're friends and why would we fall into a dispute?

MR STRICKLAND: You never told your employer did you that received \$10,000 cash from Mr Diekman?---No.

Didn't think it was necessary to?---No.

40 You still don't, do you?---No, it's a private matter, I guess, personal or private.

So if he loaned you \$100,000 you'd still see it as a private matter that you wouldn't tell your employer is that correct?---Correct.

You don't see any conflict of interest that, in that, do you, that he is a person that you're giving work to who is then loaning you money?---Well, I'm not giving him work.

I see. And that's the reason you say there's no conflict, is it?---That's, that's what I believe, yes.

Because you have no, you say you have absolutely no role and no influence in Kings getting work. Correct?---Correct.

Have you received any other cash payment from Mr Diekman?---I think there was a follow-up \$5,000 I think.

- 10 What do you mean a, what do you mean by a follow-up?---Well, I needed to reduce the credit card payments further or, or pay bills or something so I asked him if, if I could get more and he said fine.

And so he lent you another 5,000?---Yes.

Mr Huskic, you never mentioned that to the Commission in the private hearing, did you?---Well, I didn't think of it at the time.

- 20 Are you seriously, you knew when you were asked, when you went to the Commission for a private hearing you were being asked about your relationship with Kings. You knew that, didn't you?---Yes.

You knew you were being asked about particularly your relationship with Mr Diekman. Correct?---Yes.

And in particular your financial relationship with Mr Diekman. Correct?
---I didn't know it was financial but my relationship which involves a lot of
- - -

- 30 THE COMMISSIONER: What did you think it was, just your social relationship?---Well, it was just, well it was, yeah, the social and, and how that impacted- - -

Are you serious?---Well, that's what I thought.

We wanted to know how many times you went to dinner. Is that what you thought we were interested in?---Well, that, and, and the bike I guess and the trip.

- 40 MR STRICKLAND: But Mr Huskic you knew, you know, this is the Independent Commission Against Corruption. You knew that, didn't you?
---Yes.

Right. Corruption is to do with money being given. Correct? You knew that, didn't you?---Ah, well, money or favours and that sort of stuff, yes, I believe so.

Mr Huskic, I'll ask again. When you came to the Commission to give your evidence in December last year, you knew that you were going to be asked about money being given to you by Mr Diekman or anyone from Kings. Correct?---Yes, money and favours, just the- - -

Well- - -?---I was under, just under the understanding it was the relationship between us and, and, and Area Health.

10 You're not capable of giving a straight answer to questions, are you, Mr Huskic?---I thought that was an answer.

You're not capable of giving a straight answer to a straight question, are you?---Yes, I am.

Mr Huskic, can I ask you this. Are you saying that you completely forgot receiving \$15,000 in loan from Mr Diekman?---At the time of the hearing?

Yes?---Yes.

20 Completely, completely slipped your mind?---Yes, I didn't think about it.

So what was the circumstance in which you were given another \$5,000? ---The same circumstance.

Well, describe it?---Basically I, I don't even know if it was a phone call, it might have just been a phone call, asked him, told him that I needed some more if he could help me out and he said fine.

30 THE COMMISSIONER: And he gave you cash?---Well, I don't recall how, how that, I don't know if there was a transfer or, or he gave me cash, I don't remember that one exactly.

MR STRICKLAND: And have you paid any of that \$5,000 back?---Not yet, no.

Not a cent?---No.

40 I suggest you have not paid a cent of that \$15,000 back because you know perfectly well it was not a loan, don't you?---It was a loan and I do intend to pay it back.

And when you received the \$5,000 was it, was it in one transfer or more than one?---I don't recall. I believe it was two, but I don't recall exactly.

And was there any, was there any written acknowledgement by you that you'd received the money?---No, not that I can recall.

You didn't, you didn't even email him saying, or write to him saying, look, thanks for the loan, received it?---I don't recall.

Well, is there any reason - if it's a legitimate loan is there any reason you wouldn't- - -?---Well, I, I, I may- - -

Hold on, I haven't asked the question. Is there any reason if it was a legitimate loan you wouldn't have emailed him to say, look, thanks, got the money?---I may have seen him in person and thanked him.

10

There is no - you accept that there - you have never written any email, any document that suggests that that \$15,000 is a loan have you?---Not that I can recall.

Well, I want to show you this document, please. I tender this summary of Mr Huskic's credit history based upon the analysis of his bank statements.

THE COMMISSIONER: Exhibit 146 is a summary of Mr Huskic's financial position, Mr Strickland?

20

MR STRICKLAND: I think credit history.

THE COMMISSIONER: Credit history based on his bank statements. Is that right?

MR STRICKLAND: That's correct.

THE COMMISSIONER: Yes, thank you. That will that - - -

30

**#EXHIBIT 146 - SUMMARY OF MR HUSKIC'S CREDIT HISTORY
BASED ON HIS BANK STATEMENTS**

MR STRICKLAND: Mr Commissioner, we have - I don't intend to tender all the bank statements that lie behind this summary but if any interested party wishes to view them then they'll be available upon request.

THE COMMISSIONER: Yes.

40

MR LORKIN: Excuse me. Lorkin for Mr Creary. I think these documents should be provided at least - - -

THE COMMISSIONER: You think they should be provided?

MR LORKIN: Yes, Commissioner, yes.

THE COMMISSIONER: Provided to whom?

MR LORKIN: Well to the participants who are sitting here representing (not transcribable)

THE COMMISSIONER: You don't - you're not representing them. Just - -
-

MR LORKIN: Well I am, Commissioner.

10

THE COMMISSIONER: You're representing everybody sitting here you -
- -

MR LORKIN: No, I'm representing Mr Creary. It's - - -

THE COMMISSIONER: Well just speak on behalf of Mr Creary.

MR LORKIN: Well it's a matter for myself whether these documents are applicable or not (not transcribable)

20

THE COMMISSIONER: Just speak on behalf of Mr Creary. Have you got an application?

MR LORKIN: I'd like to see this document.

THE COMMISSIONER: Yes, you can see the document. If you ask for it in the usual way politely without making statements about what should and should not be done you'll get it.

30

MR LORKIN: It's just been handed to me, Commissioner, so.

THE COMMISSIONER: Yes. Very well you've got it now. Is there anything else you want?

MR LORKIN: Well, Commissioner, if I could just say during the whole time of this enquiry I, for one (not transcribable) problems getting access to documents as evidence has been led. Sometimes they've been on the screen sometimes they have not. I've made a repeated request that documents (not transcribable) that relates to employees from the Area Health Service, I
40 represent a gentleman called Creary from that organisation who's (not transcribable) I, as representing him as a legal practitioner in New South Wales to fulfil my obligation by at least looking at the document as evidence is led.

THE COMMISSIONER: I don't know what you're going on about, Mr Lorkin. You've got the document.

MR LORKIN: Thank you, Commissioner.

THE COMMISSIONER: You've been given the document the first moment you've asked for it.

MR LORKIN: Thank you.

THE COMMISSIONER: You haven't been - I don't think it's been kept away from your possession for more than 10 seconds.

10 MR LORKIN: No, thank you, Commissioner.

THE COMMISSIONER: And as for other documents you've made no other complaint to me before this.

MR LORKIN: I'll - - -

THE COMMISSIONER: And if you've complaints and if discontent that you have not been able to put your case properly please make a submission in the usual way.

20

MR LORKIN: I will, Commissioner, but the, the record will - - -

THE COMMISSIONER: Good, thank you. You may sit down now.

MR LORKIN: You won't hear me, Commissioner?

THE COMMISSIONER: Well what do you want to say now?

30 MR LORKIN: Well, Commissioner, you just indicated that I have not made comments about the non service of documents.

THE COMMISSIONER: No, you haven't.

MR LORKIN: Well rest assured, Commissioner, I have on numerous occasions.

THE COMMISSIONER: To me?

40 MR LORKIN: I have got to my feet and I have been amongst the Commission trying to get documents at various times and that has resulted I'm thankful, Commissioner (not transcribable) - - -

THE COMMISSIONER: Have you made any application to me for documents other than the one you've got in your hands?

MR LORKIN: I have got to my feet and come forward and that has been (not transcribable) either on the way forward or by other parties saying we do not have the documents (not transcribable)

THE COMMISSIONER: And then you have received the documents I take it?

MR LORKIN: At times, yes, Commissioner, but I still don't have some documents.

THE COMMISSIONER: And have you ever complained about the documents you still don't have and that you need?

10

MR LORKIN: I have written to the Commission about some matters, yes, Commissioner.

THE COMMISSIONER: Well, I take a note of what you say but you have not told me, you have made no application in this hearing room for a request for documents other than the one that you have in your hand. If you have application, if you have an application for other documents please make them, each one, and your application will be considered on its merits.

20 MR LORKIN: Thank you, Commissioner.

THE COMMISSIONER: Now you may sit down.

MR LORKIN: Thank you.

THE COMMISSIONER: Yes, Mr Strickland.

30 MR STRICKLAND: Mr Huskic, is it the case that from 2006 on that you opened, that you applied for a number of new loans to finance your debt, including your credit cards, do you agree with that?---It's possible. I don't recall it but it is possible.

Do you agree that from 2006 to 2011 you were paid a considerable amount of money in interest on loans that you have had outstanding to banks?
---Yes.

And in relation to late payment penalties?---Yes.

40 And dishonour fees?---Probably, yes.

It would be - do you agree that on 21 April, 2006 you took out a personal loan from ANZ for \$30,000?---I don't recall it but if that's what it shows then, yes.

Do you agree that from 2006 you took out a new credit card every, every year?---Possibly, yes.

That was to refinance debt?---I don't know if it was to refinance debt, I don't know if you can do that, if you can use a credit card to pay another credit card off, I don't know.

When you received the \$15,000 from Mr Diekman you knew perfectly well you were, you had no possibility of repaying that money didn't you?---No.

And you never had any intention to repay it, did you?---Yes, I did.

10 So in relation to the, excuse me. If the witness could be shown Exhibit 1, tab 39. This is an email from Mr Diekman to Mr Roche in which on the fourth line he says, "I have paid a number of opportunities out of my account in last year" and then he refers to Robert H which I suggest is you, being figures of \$10,000, 2,500 and 2,500. They represent the three cash payments he made to you, don't they?---Yes, that's, that's what it appears to be.

Mr Diekman described those payments to his partner as payments for a number of opportunities, didn't he?---That's what he's written here, yes.
20

He doesn't suggest that it's a loan does he?---No, it suggests here that they were opportunities.

Yeah. And you say that if he's written that that is false, is that right?---In regards to my part of it?

Yes?---Yes.

It's false?---That's correct.
30

You see, isn't it the case that the \$15,000 was paid to you by Mr Diekman for the opportunities that you gave Kings to get contracts and to get work from the AHS?---No.

Do you recall when you received the \$5,000 payments?---No, I don't.

You do not. Okay. Excuse me. Excuse me for one moment, Commissioner. Could the witness – I'm sorry. If the witness could be given Exhibit 5, please. Sorry, that isn't it. Sorry, Commissioner, I've just
40 forgotten where in the exhibits the two two and a half thousand dollar matters are.

THE COMMISSIONER: Do you want an adjournment then, Mr Strickland?

MR STRICKLAND: Yes, if you wouldn't mind. Thank you, Commissioner.

THE COMMISSIONER: We'll adjourn for five minutes.

SHORT ADJOURNMENT

[3.16pm]

MR STRICKLAND: Thank you, Commissioner. Could the witness please be shown Exhibit 1, tab 16 and 19. If you go to tab 16, if you go to Exhibit 1, tab 16, that's page 229 you'll see that there's a transfer of money for
10 Mr Diekman, from Ms Alison Newman's account of two and a half thousand dollars to your account, it's at page 230, you'll see an amount is credited to your account of two and a half thousand dollars, do you see that?
---Yes.

And in your account when you've looked at your bank statement it would have second-hand TV there?---I don't look at the statements.

I beg your pardon?---I haven't seen the statement for this, my bank
20 statement.

THE COMMISSIONER: This description is a description that only you could have provided?---What's that, the TV?

The second-hand TV?---But isn't that coming from her account to my account?

MR STRICKLAND: But what I'm asking is this - - -

THE COMMISSIONER: I see what you mean.
30

MR STRICKLAND: - - - do you recall ever seeing a description in your bank statement or being told by Mr Diekman that the payment to you had anything to do with a second-hand TV?---No.

So do you have any, do you have any explanation why it's referred to, why that transfer is referred to in that fashion?---No.

If you go to tab 19 you'll see that there is a transfer on 9 August, 2007 from an account called Kings, sorry, from Alison Newman's account, that's
40 Mrs Diekman's, Mr Diekman's wife, and on page 232 you see its credited to your account, \$2,490?---Yes.

And is that the, that's the \$5,000 you're referring to?---I believe so, yes.

And that's what you say was the second loan?---Yes.

So that had nothing to do, that \$5,000, with you cleaning, payment for cleaning a boat of Mr Diekman's, is that right?---That's correct.

Do you still have your, the transcript of your private hearing?---I will do in a second, thanks, yeah.

At page, if you just go to page 281 and I don't want to take you to anything other than give you the context. You were, you were asked some questions about your knowledge of a Code of Conduct of AHS, do you recall questions about that?---Yes.

10 And then if you go to page 282 you were asked this at line 12, well, I'll start at line 10, "So you understand that gifts and benefits are rarely given by companies without the giver of the gift or benefit wanting something in return for that gift," answer, "Yes." Do you see that?---Sorry, what page? Was it 282?

That's right, line 10?---Well, mine says, "And has, has that ever happened to you when you were in" - - -

20 No, I'm reading the question before that, line 10, you see it's got a 10 on the left-hand side?---Okay, yes.

"So you understand that gifts and benefits are rarely given by companies without the giver of the gift or benefit wanting something in return for that gift," answer, "Yes." Is that right?---(No Audible Reply)

That was your answer wasn't it?---I'm just reading the question?---Yes.

Was that a true answer?---Well, it is sort of.

30 It's a sort of true answer is it?---Mmm.

How is it sort of a true answer?---Well, you can give gifts as, as a friend gives gifts to someone for nothing in return other than friendship.

But I'm talking about the question, it's nothing to do with friends, it's to do with given by companies?---No, I know. Well - - -

40 Without the giver of the gift or benefit wanting something in return for that gift and that's your answer, sir, isn't it?---Yes.

Do you want to, do you want to change that answer now?---Well, I'm not sure because I give gifts, I've given gifts to Kings as well not expecting anything in return.

Do you want to change the answer you gave or not?---I'll just have to read that question again. I'd probably say yes and no.

I see. You were then asked, "And has that ever happened to you? Are you aware of any companies who have given you any gifts or benefits?" Answer, "Yes." Question, "And who were they?" "Sielox Security and Kings." "And what have they given you, sir?" "Sielox gave me a tape measure one year." Question, "A tape measure?" "Yeah. That's when they were bought out by Stanley so it was a Stanley tape measure"---Yes.

10 Question, "And what has Kings given you?" "I remember it might have been three or four years ago, maybe a bottle of scotch." Question, "A bottle of scotch?" "Yes"---Yes.

You never make mention of the benefit of a \$15,000 interest free loan do you?---'Cause that's not a gift.

But it's a benefit, isn't it?---Well, benefit to me not to the Area Health.

That's not what you're being asked, sir, and you well know that? ---Well, that's what I'm trying to explain.

20 Are you aware of any companies who have given you any gifts or benefits? ----(NO AUDIBLE REPLY)

And you've answered a Sielox Stanley tape measure and a bottle of scotch three or four years ago?---Yes. And the, the, the loan was given to me by Charlie Diekman not by Kings Security so I understood it as a personal loan.

30 Oh, I see. So your answer was you didn't refer to the \$15,000 loan because why, sorry?---'Cause it was a personal loan from Charlie Diekman, not from Kings Security. If you have a look at the, the transfers, it came from his wife, he gave me cash, like, that's, that's a personal thing, it's not from Kings.

I see. And that, is that why you didn't refer to the \$15,000 loan?---I don't recall why I didn't refer to it but- - -

Well---?- - -I didn't think of it at that, this is in the private hearing, yeah, well, I didn't think about it back then.

40 Mr Huskic, you've just, you've, look, you've just said, and we'll play it back for you if you like, that you didn't mention the \$15,000 loan because this was a personal loan from Mr Diekman, not from Kings. Is that right? ---Are you talking about- - -

That's the explanation you've just given a moment ago?---Are you talking about the private hearing?

Yes. I'm just, no?---No.

I'm talking about the answers I'm reading to you, as you well know?
---Yeah, which were in the private hearing.

That's right?---That's right. So at that time, no, I didn't think about it then,
no.

I see. So the reason you didn't mention the \$15,000 loan had nothing to do
with the fact that it was a loan from, a personal loan- - -?---No, no.
10 - - -but because you'd forgotten about it?---No, that's right.

You'd forgotten about it?---Yes.

You remembered about a Stanley tape measure- - -?---Yeah.

- - -and a bottle of scotch, but forgotten a \$15,000 loan?---'Cause I- - -

Is that correct- - -?---That's- - -
20

- - -or not---?- - -correct because I was thinking along the lines of gifts.

And when that – because that question – are you saying because you were -
that question – those questions were asked in a hostile manner and you'd
forgotten. Is that right?---Well, hostile or aggressive.

I see?---Aggressive.

I want to suggest that you are lying about the reason why you did not – why
you did not in answer to a simple question about whether you'd received
any gifts or benefits, not refer to the \$15,000. The fact, your answer that
you had forgotten about it is a lie, isn't it?---No.
30

If you had remembered a Stanley tape measure and a bottle of scotch, you
certainly would have remembered a \$15,000 loan, wouldn't you, or \$15,000
payment, wouldn't you?---Well, looking at the question it talks about gifts,
I'm thinking about gifts. Gifts are small items.

Mr Huskic, is that, is that a serious statement?---That's why I gave those
answers.
40

That's a serious statement?---Yes, that's why I gave those answers.

Can't you see the word, "Or benefit"?---Well, I may not have been thinking
of benefit back then.

I see.

THE COMMISSIONER: Maybe you should just proceed, Mr Strickland.

MR STRICKLAND: Yes. Have you ever been – well, have you ever been given any other gifts or benefits, apart from the \$15,000 in three separate payments by Mr Diekman?---Not that I can recall.

Were you given a Vespa scooter?---I wasn't given a Vespa scooter.

Oh, you weren't given it?---No.

10

Did you pay for the Vespa scooter?---I contributed to the payment of it.

Right. Can I ask you this question?---Yes.

The Vespa scooter was purchased, wasn't it?---Yes.

Did you pay money for the Vespa scooter? Yes or no?---No.

Right. Did Kings pay for it?---I don't know.

20

Who did pay for it?---Charlie Diekman.

So, but you say that's not a gift or a benefit. Is that right?---That's right.

And why do you say being given a Vespa scooter is not a gift or a benefit?
---Because I had to work for it.

You had to – you had to work for it. Is that right?---I had to provide labour services, yes.

30

I see. And, and what was the labour services you provided for that?
---Ah, cleaning Charlie's boat.

Right. And what was, did you have an agreement with Charlie Diekman that you would be paid money for cleaning his boat?---Yeah, the conversation was along the lines of he'd give me, I think it was around 30, pay me \$30 an hour, it was somewhere thereabouts.

Yes?---I don't recall exactly.

40

And, and when did you have this conversation?---Before I started cleaning his boat.

Well, Mr Huskic, when?---That was in 2008.

2008?---It was in 2008 I believe.

I see. And, and when abouts in 2008 did you have that conversation?

---Oh, it would have been early, early 2008.

Right?---I don't recall exactly.

And did you then, did you clean his boat?---Yes.

And when did you do that?---It was a mixture of days, it was during the week after work at times, on the weekend mostly.

10 Ah hmm.

THE COMMISSIONER: So over what period did you clean his boat?

---It was about a year.

And how many days a week did you do it?---It would change, it would, sometimes it would be twice a week, sometimes three times a week, it just depends if he had- - -

20 All right. Let's take a month?---Sorry?

How, how often a month?---In a month?

Yeah?---Probably say 20 days in a month thereabouts.

Twenty days in a month, so you go every second day to - - -?---Well, not every - - -

30 You'd go more than every second day to Kings?---No, it wasn't every second day, no.

So how - say, all right if you take a month that's 30 days on average and you went every second day you'd go 15 times?---Ah hmm.

So - - -?---No, so it wasn't every - no, it wasn't every second day. Like I said it was, you know one week it might be three times a week.

All right. So - - -?---Another week it might be two times a week.

40 Would it be - would 10 times be fair?---A week?

A month?---Oh, a month, oh easy.

Well, well what do you say a month if you - the reason - when I put to you that every second day you seem to think that that was too often?---Yeah, 'cause I'm thinking about - I'm breaking it down into a week so - - -

So once every three days?---If we say 15, 15 days in a month?

That's every second day?---Well there was some weeks where I'd go three times, like it would just depend.

You're right. Sometimes you'd go three times. So whether I say you went three times every week - - -?---Yeah.

- - - that would be 12 times a month, that would be a maximum wouldn't it?---Probably, yes.

10 All right. 12 times a month and you'd spend how long?---It ranged from two hours to four hours.

All right. So let's take an average of three hours, is that fair?---Yeah. Some days, you know if it was a weekend it was a nice day I'd be down there for five, six hours you know it just depends.

Even though you'd clean the boat three days before?---Yeah, well he'd always people out on it, so he'd want me to clean it before he took the next lot of people out.

20

Well you tell me how many hours a month you spent cleaning the boat?---I couldn't say exactly.

Well if you spend two to four hours a time you said, well I'm going to take that as three times - - -?---It varied it was always - - -

Three hours a day on average that gives you 36 hours a month. And how long did you say you did it for, how - - -?---I think it was over a period of a year I think it was.

30

About a year. All right. Thank you.

What was, what was the price of the Vespa?---I think it was nine or \$10,000.

Nine or \$10,000. I see. All right. Yes, thank you.

MR STRICKLAND: Could the witness please be, could the witness please be shown Exhibit 4 tab 2.

40

Did you ever have another email, Mr Huskic?---Yes.

And was that email using the name Robert Jones?---Yes.

And why did you use an - was that your name Robert Jones?---No, it's not, no. I was just worried about internet stuff and people accessing things so I just made up a name.

What do you mean by you were worried about internet stuff?---Well people, you know internet fraud and all that sort of stuff that's going on so I just used a different name.

You didn't use a different name to try and avoid scrutiny by the (not transcribable) did you?---No, no, I've had this email account for a long time.

I see. So you haven't been trying to avoid scrutiny for a long time?---No, no.

10

Do you recall being given a jacket, a bike jacket by Kings?---Yes. Yeah, well by David McMicking, yes.

I see. And valued at about - how much was - what was the value of that?---I think it was close to 300 I think from memory.

And why did Mr McMicking give you a jacket, a bike jacket?---'Cause that's how much was still owed for my work to make up, yeah, to make up the balance I guess, yes.

20

So what was the total value of work you did on this boat?---Oh, I don't know what the total value was - that paid for the bike and the jacket.

Did you keep a record of how much work you did?---Yeah, I did, yes.

And, and what did you do with that record?---Well I threw it out once the work was done (not transcribable) the bike.

30

Did you ever give that record to Mr Diekman?---Well, he would have seen it 'cause it was on the boat, kept on the boat and then once the work was done I threw it out.

Did you ever tell your employer, AHS, that you were getting - that you had an arrangement with Mr Diekman whereby you would get paid for doing work on his boat?---No.

Did Mr Diekman ever tell you whether - did he ever ask you whether you should declare it or whether he, whether you declared it?---I don't recall.

40

THE COMMISSIONER: Does AHS have a secondary employment policy? ---I believe they do, which I found out- - -

Did you comply with it?---Well, this wasn't actual employment, to me it was, you know, helping a mate out and, like, you know, you go and help a mate move, move house and he buys you case of beer. So I was, I didn't actually have to sign an employment declaration or give a tax file number or anything like that.

Didn't he agree to pay you for the work you were doing?---Yeah, so it was just an agreement between friends the way I took it.

You were going to make \$30 an hour?---Yeah.

That's what you said, didn't you?---Yes.

And you say that's not employment?---Oh, I didn't consider that employment, no.

10

What did you consider it as?---Like I said, helping a mate out and, and, you know.

Helping a mate out at \$30 an hour three days a week, three hours a time?---In my own, in my own personal time, yes.

Your personal time, was it?---Yeah.

It wasn't during office hours?---No.

20

So it would have to be after 5.00, would it?---Yeah, oh, yeah, 4.30, 5.00, yeah.

It run right through winter, did it?---No.

So just summer?---Ah, well, it was the whole year but, you know, if I was working it would be, you know, of a weekend I'd go down or when it was daylight savings I'd go down during daylight savings.

30

But you didn't go in winter?---Well, I, I may have, I don't recall.

But anyway, you did it for a year at \$30 an hour and you went two or three times some weeks and it was enough to earn a jacket for \$350 and a Vespa for 9 to \$10,000 but it's not employment. That's what you say?---I didn't consider it employment, no. To me employment is signing an employment declaration.

I see.

40

MR STRICKLAND: So you knew about the secondary employment policy at the time, didn't you?---Ah, I don't recall. I remembered um, having to fill out a secondary employment when I did some concierge work and limousine work, I was asked by my boss at the time, so prior to that I don't, I don't recall.

My understanding of your evidence was that you deliberately did not disclose to your employer about your working on the boat, paid work for Mr

Diekman because you did not consider it employment, that's why you didn't declare it. Isn't that, is that your evidence?---Yeah, that's, that's correct.

Right. So you thought about should I declare it as secondary employment then you thought, well, there's no need because of the reasons you've given the Commissioner. Is that right?---I don't even think I thought about it, no.

Well, you don't, you don't deny, do you, that you were trained and knew about that policy at the time you did the cleaning on his boat, do you?
10 ---I don't recall seeing a policy about it, no.

Were you, you were aware of a secondary employment policy, weren't you, as at the time you did cleaning on his boat?---I'm not sure, I don't, I don't recall. I, I do know about the policy since I did the other work so that was after this. I don't recall.

Have you spoken to Mr Diekman about the circumstances in which you got the Vespa scooter after you became aware that ICAC was interested in this case, in this matter?---No.
20

You've never spoken to Mr Diekman at all about it. Is that right?---About the Vespa?

Yes?---No.

Are you sure about that?---To my recollection, yes.

You haven't put your heads together to concoct a story about the circumstances in which you were given a Vespa motorcycle?---No.
30

You attended the State of Origin, State of Origin matches with Mr Diekman. Is that right?---I believe it's one match.

And he purchased your ticket. Is that right?---Well, he got the tickets, I don't know how he got the tickets but yeah, he provided the tickets.

You didn't pay for them?---I didn't pay for them, no.

You went to an ISC conference in 2010. Is that correct?---Is that in Vegas?
40

That's correct?---Yes.

And did you, did you pay for the flights?---Yes.

Did you pay for your accommodation?---Ah, well, no.

Why did you hesitate when you answered that question?---Well, because the first night when we got to, whether it was San Francisco or wherever we

were, David McMicking was the host of the event so he was going up and paying all the accommodation, so the first night I went up and gave him like cash, I said, "Look, here's my share of the accommodation."

Ah hmm?---And I can't recall the exact amount, it was a hundred and something dollars, \$20 or something like that. And then the following times I tried to give him money and he wouldn't accept it. He said that um, Kings were paying for it or, or something, something along those lines, I don't recall exactly.

10

THE COMMISSIONER: So did you declare this as a benefit?---Sorry?

Did you declare this as a benefit?---Going away and having - - -

No, the, the accommodation that Mr McMicking on behalf of Kings paid for?---Yeah, I considered that a personal benefit.

Did you disclose it?---To who, Area Health?

20 Yes?---No.

Why not?---'Cause it was in my own time, it was my own - I was on holidays at the time, I took annual leave.

So when you're on - as long as somebody gives you something while you're on holiday it's okay is it?---Well in, in my mind it's - I don't have - what benefit - like I don't - I can't provide Kings with any benefits.

30

Well that's not - - -?---You know or any, any work at Area Health so - - -

And so it doesn't - - -?---if, if they're providing me with you know gifts or paying for this or that well, you know to me I don't consider it as - because we're all friends, I consider it as a friendship thing, mates going out on holiday.

So, friendship with mates going out on holiday where one company pays the accommodation in the United States for one for one of the people that's just something that you don't have to declare, is that right?---I don't believe I had to, no, I didn't believe I had to, no.

40

MR STRICKLAND: That, that was seven or eight nights accommodation they paid for you wasn't it?---I don't recall exactly how many it was.

THE COMMISSIONER: Well it was about that?---It sounds about right, it's about a week, I think we were away from a week.

MR STRICKLAND: So when you were asked in this private hearing and - are you aware of any companies who've given you any gifts or benefits you

never answered that you've been given eight or nine nights accommodation free by Kings did you?---Well again I go back to that - - -

Did you? Did you answer that you had been given eight or nine nights accommodation free by Kings?---Not in the transcripts, no.

What do you mean not in the transcript?---You said it - - -?---Well, if you read - - -

10 - - - you said it but it's not in the transcript?---No, no, I'm saying it's - that's not what I - that's not the answer that was given in the transcript.

So you did not say to the Commission in answer to that clear question that you had received eight or nine free nights accommodation?---Correct.

Is that true or not?---Correct, yes.

And are you saying you forgot that?---No, I didn't forget it.

20 So why did you not answer - if you had answered the question truthfully you would have disclosed that fact wouldn't you?---No, not really.

Why not?---Because I was thinking along the lines of gifts while I'm at work people giving you gifts at Christmas time and things like that. This was again me going away with the mates, I've been on - I'm on annual leave. I don't see what that's got to do with work.

30 That's not what the question was asked to you was it? Were you, were you personally given any gifts or benefits? See you deliberately failed to disclose that, didn't you?---Well maybe I misunderstood the question.

I'm putting to you that you deliberately - - -?---No, I didn't do it deliberately.

- - - lied or listen, I have to finish the question, do you understand that?
---Yes.

I want to put to you as I am required to put to you, do you understand that?
---Yes.

40 That you deliberately lied or misled the Commission when you gave that answer?---No.

Are there any other gifts or benefits you had got from Kings or any person working for Kings?---The mobile phone, is that what you're talking about that list?

I'm asking you a question?---I believe there was a mobile phone.

Yes. And what, what do you know - what can you say about that?---I asked David McMicking if he had any places that he could get a phone on the cheap discounted which he said he did he had some wholesaler or some company that they deal with and he arranged it.

THE COMMISSIONER: What, he gave it to you?---No, well I - it was my intention to pay for it, it was a free, free - - -

10 He gave it to you? He actually handed it over to you?---Well, he sourced it and handed it me, yes.

You didn't pay him for it?---No, not at that time, no.

And you haven't paid for it up 'til now?---No.

And when did he give it to you?---I don't recall what year it was, it was only recently, 2011 was it, it might have been 2011.

20 Are you sure?---No, I'm not sure.

Could it have been 2010?---It may have been.

Could it have been 2009?---No.

How much did it cost?---Well I was willing to pay I think five or \$600 for the phone.

How much did it cost?---I don't know how much it cost.

30 Did you tell Mr McMicking that you were only prepared to pay five or \$600?---I don't recall.

A strange sort of transaction then isn't it?---Yeah.

You agree?---Yes.

40 MR STRICKLAND: So, sorry, you - how was it that you, how was it that you came to, for Mr McMicking to come to give you a phone?---I asked him if he, if he was able to source a phone at a discounted price from one of his contacts.

THE COMMISSIONER: Did you mention what kind of phone?---Yeah, I did, yeah.

What did you say?---The one I was, the one I was looking for.

What was that?---A HTC phone.

And how much does that cost?---Ah, I think in the shops I think they're about eight or 900 from memory.

MR STRICKLAND: And was it just a phone you asked Mr McMicking or was there anything else?---Originally it was a phone and then I added and asked for other things too.

What other things?---Well, I don't recall everything off the top of my head, there was an iPad, ah - - -

10

THE COMMISSIONER: How much does an iPad cost?---iPad, I'm not sure.

About?---\$500. There were a few things, I don't know, if I had the email here you could see it.

MR STRICKLAND: So there was an iPad and anything else, what else do you recall?---There was other things I don't recall.

20

A PlayStation?---A PlayStation, yes.

Computer games?---With the PlayStation, yes.

An external hard drive?---Yes.

And you in fact gave him a list of those things?---Yes.

And you wanted them to give, you wanted him to give you them?---No.

30

No?---No.

Wasn't it the purpose of you giving him a list of those items?---No, he was going to source those items at a discounted price for me was my understanding.

But he, those items I've referred to, he actually gave them to you didn't he? ---Yeah, he gave them to me, yeah.

40

Okay. And you never paid for any of them, did you?---Well, no.

No. And they were valued at around two to \$3,000 weren't they?---Oh, I don't know what the value is.

Why do you think he was giving you all those things?---Well, I don't think he was giving them to me, I, I, when he gave them to me I asked him how much it was and he, from memory I'm pretty sure he said he'd work out the cost and get back to me?

THE COMMISSIONER: And he never did?---No.

MR STRICKLAND: So you're saying that you said to Mr Mimicking what exactly?---Something along the lines of when he, when he delivered the goods and something along the lines of well, how much do I owe you, what was the, what was the cost and he said I'll have to work it out and I'll get back to you, something like that.

10 Were you here when Mr McMicking gave evidence?---Yes, I was.

And did he say that?---From memory I'm not sure, I don't recall.

He didn't, he never said that, did he? He never suggested at all that this was a list you had given him so that you could get it at a discounted price and that you would pay him for it later, did he?---I don't recall.

You see, I want to suggest that evidence you gave is also a lie, isn't it?
---No, it's not a lie.

20 You gave him a list of things for Kings to give you and you expected them to be given to you as a gift?---No.

Is there any, did you disclose any of that to your employer, AHS?---No.

THE COMMISSIONER: Why couldn't you get them yourself?---Well, I could of but I would have been paying retail.

But - - -?---They get it discounted.

30 So him getting it at, at wholesale prices and then handing them on to you - -
-?---I would expect - - -

- - - is a benefit that he's giving you?---Yes, it's definitely a benefit for me, yes.

40 MR STRICKLAND: And when you were asked the question in the compulsory examination whether you had received from any of the companies, Kings or Sielox, any gifts or benefits you never mentioned the phone, the iPad, the PlayStation, the computer games, the external hard drive, did you?---No, I did not.

So you'd forgotten all of those things, you'd forgotten the \$15,000 loan, is that right? Is that what you're saying?---Well, with the gifts I didn't forget about them but I considered them not to be a gift, I was paying for them so I didn't consider that a gift.

So, I see, so when - - -

THE COMMISSIONER: But he was giving you, he was arranging to get them for you at a wholesale price?---Yes.

That is a gift, it's a benefit?---Well, I don't understand how that is, you know, it's just if a friend's - - -

But you can't, you can't - - -?--- - - - if a friend's helping you out getting you something at a discounted price, what's wrong with that?

10 MR STRICKLAND: Is that a serious answer, Mr Huskic? You can't understand, can you, are you seriously saying you can't understand that if someone gives you something at a wholesale price as distinct from a normal retail price that is not a benefit?---I am saying it is a benefit to me, yes, I never said it wasn't a benefit to me.

Well, if that's the case, why didn't - and you, you said you deliberately did not say, give that answer about all those gifts, the iPad, the mobile phone, in the compulsory examination - you said that was a deliberate decision not to tell them. Correct?---Correct.

20

Why? Why did you deliberately tell - not tell the Commission about those matters, those items?---Because I didn't consider those items a gift.

But, sir you were asked about gifts or benefits, weren't you?---Well, at the time of answering that question in the private hearing I looked at the word gift, I didn't pay much attention to the word benefit.

And why didn't you disclose that benefit to the AHS?---Why would I?

30 I'm asking you the question?---I didn't see a reason to.

I see?---The items were for me personally.

See, Mr Huskic, the- - -

THE COMMISSIONER: Is that why, because the items were for you personally, that's why you didn't disclose it?---Yeah. If I was buying something for the Area Health and I got it discounted I'd let them know we got a discount.

40

MR STRICKLAND: Mr Huskic, the answers you have given are absolutely ludicrous, aren't they?---How are they- - -

About your failure to disclose, the reasons for your failure to disclose a large number of benefits from Kings to yourself?---No.

I'm going onto a completely different area, Commissioner.

THE COMMISSIONER: All right. I did say we'd sit late today but- - -

MR STRICKLAND: Oh, well, I'm happy to do that.

THE COMMISSIONER: No, but I'm afraid I cannot sit late so I apologise for those, to those people for not sitting late today but we will sit late from now on, from tomorrow on. We'll adjourn till 10.00am tomorrow.

10 **AT 3.56pm THE MATTER WAS ADJOURNED ACCORDINGLY**
[3.56pm]