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INDEPENDENT COMMISSION AGAINST CORRUPTION

THERESA HAMILTON ASSISTANT COMMISSIONER

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TRANSCRIPT OF PROCEEDINGS

AT SYDNEY

ON WEDNESDAY, 26 SEPTEMBER, 2012

AT 2.11PM

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.

<SCOTT ARTHUR BRETT PHILLIPS, on former oath [2.11pm]

ASSISTANT COMMISSIONER: Thank you. Please be seated. Yes, Mr Downing.

MR DOWNING: Mr Phillips, before lunch I asked you some questions and took you to some documents in respect of the payment of various travel expenses for Mr Faysal and just so that there's, so that I'm being fair and clear to you in the course of lunch have you had the chance to have a look at some documents, financial documents?---(No audible reply)

You didn't receive any?---I was given that just before I came in.

All right. Could I ask you to have a look at third page in. Do you see that, that's the Commonwealth Bank Visa Gold statement?---Right.

Is that, and that's in your name with - - -?---Yes.

20 - - - Mr Scott A Phillips at Targetti Australia?---Yes.

Is that a work credit card you have?---Yes.

All right. And do you see the - not all the numbers have been left, some of them been blocked out but the last four numbers are 2834?---Yes.

And do you recall that I took you previously to some documents at page 352? Which hopefully will come up in a moment and there's a reference there to a charge to a credit card ending with the numbers 72834?---Right.

30 So and that's, that document is for an invoice for Mr Faysal's travel in 2006 to Vienna Frankfurt and return?---Right.

And I also took you to a statement from Mr Fleischmann a travel agent which suggested that the payment had been made by Ms Cohen's credit card. Would you accept looking at this that it actually appears that it was your credit card looking at the numbers?---Yes.

40 And if you go to page 353 of the exhibit this is the part of the travel that related to Mr Faysal going from Frankfurt to Beirut and back to Frankfurt? ---Yes.

And again it shows the same credit card number?---Yes.

Which corresponds with your credit card, the work credit card for Targetti? ---Yes.

Except on these documents it appears that it was charged through your credit card?---Yes.

And I asked you some questions about accommodation expenses in respect to the 2008 trip which I think was the anniversary trip that Mr Faysal and his wife went on and asked you in particular about accommodation in Venice and I think you agreed with me that Venice wasn't part of the work - Targetti related part of the trip?---Yes.

10 If I could ask you in your documents and I apologise - the bundle of documents that have been provided to you I know they're not numbered, if you could go through to a document which is - I'll hold it up and hopefully you can see it, it's a Targetti Australia purchase order?---Right.

And it's dated 23 September 2008?---Right.

Tell me if you can locate that and just so that everyone can understand what we're looking at, Commissioner, I'll provide a copy which I will tender (not transcribable)?---23 of 9, 2008?

20

23 September, that's right?---Yes.

And do you see that what that shows is that it appears that there's certain reimbursements to Mr Faysal for some accommodation expenses?---Yes.

Included amongst those is the hotel Carlton Executive and I took you to a document before indicating that that was the hotel in Venice?---Yes.

Showing that there's a charge here of \$1460.59?---Yes.

30

So total paid we've seen by Targetti was \$4075.26?---Okay.

And if we go to the next page do you see that's a copy of a statement or a page from a St George Freedom account for Mr and Mrs Faysal?---Yeah.

And on 23 September it actually shows a credit from Targetti of that amount \$4075.26?---Yeah.

40 So just again being fair to you it would appear from that, that Mr Faysal might have paid for those, that expense but it was then reimbursed by Targetti?---Yes.

Now, I'm sorry, I'm not sure if I actually did tender that document and get an exhibit number for it, Commissioner.

ASSISTANT COMMISSIONER: Yes. Well the bundle of the financial records that have been shown to this witness will be Exhibit 26.

#EXHIBIT 26 - BUNDLE OF FINANCIAL RECORDS

MR DOWNING: Now just before lunch, Mr Phillips, I was asking you about the purpose of the travel that was being paid for, for Mr Faysal in these trips. And I was asking you particularly about something that you've said on the last occasion when you gave evidence which was that it had an educational purpose. Now I suggested to you just before lunch that Targetti is a company, it's not an educational institution. You agree with that don't you?---Yes.

Now would you agree with the proposition that you're interested in educating or informing certain people of your products but only really to the extent that it might involve sales to the company because you are a business?---No.

So you say your interests in generally informing or educating the public about your products?---I'm not trying to offend anyone, especially the Commissioner like I seem to have in the morning, but have you been onto the Targetti website? Is there any understanding of what Targetti represents as a lighting company?

Mr Phillips, I need to remind you that you are required actually to answer questions rather than ask them for the purpose of this inquiry?---Okay. So Targetti has a fundamental philosophy to educate as part of its sales operation. It's fundamental. They have an academy in Florence which is not for profit, which they established for conferences, for meetings, for principles in the lighting industry to educate other people in the lighting industry. So that philosophy which we adhere at from Targetti which is (not transcribable) very, very proud company, we try and transfer into our marketing in Australia.

I think, and please tell me if I'm not putting the words exactly as you did, but you said that that philosophy and that intent to educate, it's part and parcel of your sales function within the company?---That's right.

So that, is this fair, that you're interested in informing or educating clients or potential clients about your products with the intention that that might lead to sales?---Yes.

And would you also agree that part of what you're attempting to do through that process is to help to persuade clients or potential clients when it comes to the time of choosing lighting products that they would favour your products over competitors' products?---Well we try to establish a process and the education is the first part of the process. Because we're a specification based product it's only the first step within these two selection type of products consultants, architects, engineers. So the marketing through education is our philosophy to establish relationships which is what

we established with the UTS through Nabil, and from relationships that gives us the platform to be compared with other manufacturers.

And to hopefully sell your product?---Obviously to hopefully sell our product.

10 And I've been asking you specifically about the invitations to Mr Faysal to travel overseas, and would you agree with this that you seem to invite people, when you look at who might be invited to travel overseas at your cost, firstly, people that can give you access to organisations that might place orders. You're not interested in mums and dads I take it?---Correct.

And UTS was such an organisation?---Yes.

And you were interested in having access to those that might place orders? ---Yes.

20 Would you also agree that in trying to work out who you might select to invite overseas you're interested in people who would be possibly open to be persuaded about your products?---I don't like the word persuasion.

Well open to choose your products over your competitors products?---Well what we look for is people who understanding innovation and appreciate innovation and appreciate what Targetti would stand for and does stand for. If we pick someone who's not interested in innovation then obviously it would be incorrect because they're not going to appreciate what Targetti stands for and to what the value of their product is. So yes, we target professionals in the industry who have that understanding and appreciation and especially in organisations.

30 Mr Phillips, you understand don't you that I'm not suggesting that there was anything untoward in - I'm trying to identify people that might be interested in actually delivering sales to your company. I'm just trying to get - - -?--- Well this whole process is suggesting that something untoward I'm sorry. It's very hard for me not to include that you were criticising our company for, for what we've done when I'm trying to explain this is our, this is our mode of operation in a legitimate educational basis which later hopefully leads to sales but doesn't always necessarily - this is how we begin and this is how we began with the UTS as a potential client.

40 Well education can be delivered in a number of different ways can't it? ---Sure.

I mean if you wanted to educate people about your products you could give them a pamphlet?---Sorry, I don't want to, I don't want to lecture you about Targetti again but we represent over three, 5000 products, six or seven different companies it's - we long since recognised by taking certain clients

to the fairs it was very beneficial for them to see our product especially against competitive products.

Because it would help them understand - - -?---They understand where we sit in the market, they see our product, they see major competitors, they see every product you can find available on the market.

10 But do you not agree that all of that whilst you may have that philosophy that it's all ultimately because you are a private corporation aimed at sales?
---Well eventually yes, we're looking for sales but yes, I'm not going to argue with that. Yes, we are looking for sales, we are a private organisation. So accepting that you have a large number of products within your range you could educate people through perhaps holding seminars in your offices in Sydney?---Which we do.

You could educate people through asking that they access your website and looking at what's available - - -?---Which we do.

20 But would you accept that when it involves business class flights and staying in five star hotels in Europe there's something a little bit more in terms of perhaps attracting people than just knowledge about your product?
--Okay. This is a perception at the end of the, of - you're looking back. If we go back to how we start, how we started with the UTS we form a relationship, we go to a fair, from that generates interest the in the product, it goes through the various consultant markets, we get some sales, we don't get some sales, it builds from that, so it's not \$63,000 thrown at, thrown at a potential client it's a building relationship hopefully there's an appreciation of what we'd done, appreciate of the product when it's installed, things flow from that, we stock product, we repair product, we repair product that's not
30 ours, we build a relationship, it follows on from that and at the end of the day when you get to six years you look back and you got the scenario you've got.

40 But I understand that's your philosophy and the way in which you like people to come to understand and appreciate your products but do you not agree that for a person who would otherwise be paying for their own travel and accommodation there may be some attraction in a trip to Europe albeit to see a fair or to visit your factory beyond purely that educational function?---Well, to a minor level because, because it's educational for not for specifically the person it's educational for the company, the, the corporation. We're targeting UTS in the case of Nabil so we can take this information and bring it back. It's not all about Targetti. He's been to ballast companies, lamp companies, found out that troughers that he has existing in the University have the lamps converted around the wrong way and they're failing when they should be all be, be short listed lamp to lamp, all sort of information which benefits the University it's nothing to do with Targetti so that's all a good thing.

Would you accept that if Mr Faysal was a person otherwise travelled economy class out of his own pocket but a business class return fare to Europe might be some form of benefit to him?---Well I can, I can certainly accept that a business class fare looks attractive. The position that I'm in is that I've got a sales manager who doesn't fly economy, he flies business. And if I request someone of Nabil's stature to accompany him on a trip to a fair it's, I wouldn't entertain asking Nabil to sit at the back of the plane while my sales manager sat at the front.

10 So are you saying - - -

ASSISTANT COMMISSIONER: That's not, look, sorry that's not even an answer to the question. You really need to listen to the question. I know you want to tell us certain things but a lot of them we're not interested in. We're here to find out certain factual issues, and all you've been asked is whether to an ordinary person there might be some attraction in getting an all expense paid trip to Europe beyond the educational - - -?---But we're not talking about - - -

20 - - - it might also be - - -?---We're not talking about ordinary people.

We'll talk about Mr Faysal. Do you accept that for Mr Faysal there may have been some attraction in getting an all expense paid trip to Europe beyond the educational?---Beyond the educational, yes.

And especially when he could add side trips to his home country?---Okay, that might be a benefit, sure.

30 Yeah. That wasn't for educational was it?---No, certainly not.

His wife's attendance wasn't for education?---His wife's attendance was a unique scenario. An 80 year old company has an anniversary every 80 years.

Yes, we know that, you've already told us that. We don't need to hear that again, thank you. Yes Mr Downing.

40 MR DOWNING: So what I was asking was whether you accept that that would be a form of benefit to someone like Mr Faysal, that is having business class travel and five star hotel accommodation?---I don't agree with the word benefit.

Well boiling it down to brass tax, Mr Phillips, I mean the trips were paid for on each occasion were sometimes worth, you know, 10,000, even more?---Yeah.

You don't believe that that might be some form of benefit or - - -?---That's cost of a business class airfare to Europe.

And hotels?---And hotels.

And some hotels - - -?---The same hotels that my staff stayed.

Well - - -?---Now those costs, there's nothing inflated about it.

Well there was also the trip to Beirut that was - - -?---The side trips, that I accepted when I sat down this morning.

10

So you don't accept that there'd be any form of benefit to Mr Faysal?---The benefit in taking Mr Faysal is for the UTS. That's where the benefit is, but not for Mr Faysal to sit in a plane. Okay, it might be a comfortable seat. But the benefit is to go around (not transcribable) and see what's happening in the world. The benefit is to the UTS.

ASSISTANT COMMISSIONER: Well it wasn't the UTS paying for it. One would expect that if it was for the UTS' benefit he would be getting his fares paid for by the UTS. Obviously the benefit was to you because you were the ones who were paying for it?---No, the benefit was to the UTS because the education he was getting when he was there.

20

Look, come on, in the real world the benefit was to you which you've already conceded that at the end of the day it was to get sales?---You're tying the trips with sales, exactly.

They're part of the process as you've already conceded?---They're part of the process, exactly. But there's no - - -

30

And all of the process was aimed towards improving your stature within the industry so that you would be seen as a company that had good products, innovative products and people should deal with you?---But that's - - -

And buy your products, that's what you want isn't it?---But that's not tying the trip to a sale. The trip does not tie to a sale, that's not how we operate, that's not how it was intended. That's not how it evolved.

Well that's what you said. You said it was all part of the process and at the end of that process after you'd built a relationship you would hope that it would result in some sales for your company?---Some sales, but - - -

40

Well I'm not trying to tie it to a specific sale. I'm tying it to the general philosophy that it was worth your paying \$60,000 or \$50,000 or whatever it was as a business expense because at the end of the day, hopefully it would benefit your company. That's what you expected, isn't it?---Well that's what, well, expectation is a bit strong but yes that's the hope at the end of the day.

Yes, thank you.

MR DOWNING: Paying for Mr Faysal (not transcribable) is an investment on your part wasn't it, the company's part?---I wouldn't use the word investment there.

Well - - -?---It's a promotional activity.

10 But it's ultimately aimed at achieving increased sales. I know you don't say it directly but that's what it was aimed at, wasn't it?---I've accepted that, I just accepted that.

And it's the case, isn't that, either over time after Mr Faysal started to attend on your trips your business with the University increased?---Yes.

I took it, I take it that the ongoing process of offering trips was related to the fact that you seemed to actually be achieving increased sales on the back of your efforts to educate Mr Faysal?---Yes.

20 Now, I've already asked you about the particular side trips that Mr Faysal took on certain of the travel, certain of the overseas trips that he took at the expense of Targetti. It's also the case, isn't it, that during the trips there were a number of meals that were paid for by Targetti, that he had leisure time to do whatever he'd want on a number of occasions?---Did he?

Well, are you suggesting seriously that every moment from the time he arrived overseas that he was doing nothing other than attending your factories or trade fairs?---Well, there was very little leisure time. It's not like sitting on a beach.

30 Well, Mr Phillips, the first trip in 2006 involved Mr Faysal travelling overseas for a period of 24 April to 8 May, do you say that during that entire time he was doing nothing other than attending the fair or your factory?
---No.

So that he'd have leisure time to do what he wanted while he was away?
---What was that, which trip was that, sorry?

40 The first one in 2006?---Was that, was that the one with the side trip?

That was the one that involved the side trip to Beirut?---Side, I already told you this morning, I didn't know about the side trip.

Ignoring side trips for a moment, there were times when he was overseas at your cost when he wasn't there purely for work purposes, was he, that is, attending either trade fairs or your factory?---Or what was he doing? I mean, you don't build a trip and, and, and, and fire someone straight from the trade fair out to the airport, it doesn't work that way, you build a trip

around a reasonable time just to get around and a reasonable time to get somewhere.

A bit of sightseeing?---We don't do any sightseeing.

10 Do you, are you seriously suggesting that on each of the trips Mr Faysal took he did nothing other than attend the, the particular - - -?---I, I wasn't with Mr Faysal on some of those trips so I don't know what he did as far as sightseeing goes but I'm not suggesting that we build a trip so he can go sightseeing, that's not the purpose of the trip and that's not the programme that we set, set up.

I'm not suggesting you built it for that purpose, I'm suggesting that within the times that he's been overseas he's had - - -?---Well, you'd have to ask him wouldn't you, because I'm sitting back in Sydney, how would I know if he went sightseeing.

20 It's the case isn't it that Mr Faysal was the person who from your company received more travel than anyone else, that is in terms of people outside your company who were being invited to travel?---Yes.

And does that reflect the fact that you regarded UTS as an important target for sales?---Yes.

And I take it that your relationship with him was one of someone, a client? ---Well, certainly a client, yes.

30 He wasn't a personal friend?---No, but we became very friendly, a friendship was definitely formed between Leon and Nabil over the period.

But, but you and Mr Faysal?---Yes, I became friendly with Nabil.

So that what, you continue your friendship to this day?---I would continue a friendship to this day.

And - but your interest in Mr Faysal was really based on his position at UTS?---My introduction to Nabil was based on his position at UTS.

40 Well, on the last occasion, and this is at page 673 of the transcript, your were asked some questions about whether your company had had dealings with other public institutions or government departments. Do you recall being asked about that on the last occasion?---No.

UTS is a university. You understand that that is a publicly funded institution, don't you?---Yes.

And it's the case, isn't it, that Targetti does have dealings with other public institutions or government departments?---Yes.

And you're familiar, aren't you, and you were asked some questions about this on the last occasion, that often public officials, I'll withdraw that. Public institutions, government departments, do have requirements in terms of conflict of interest?---Yes.

10 And by conflict of interest would you understand that to include that it would amount to an actual or a potential conflict for someone working within a public institution to be accepting - - -?---Yes.

- - - sizeable benefits or gifts from companies that were tendering or quoting for the work?---You mean trips overseas?

Including trips overseas?---I'm not talking about sizeable benefits, because we don't give sizeable benefits, we give trips overseas. But if you mean trips overseas, yes.

20 So you agree that you understand that there would be a conflict of interest potentially or actually in a public official accepting such?---Yes.

And I think you said on the last occasion you understood that Mr Faysal was an exception to the rule that ordinarily public officials don't accept your offers?---Yes.

And you said that you understood that there was something special about his position?---Yes, I've always believed there was something special about his position.

30 Well was the thing that was special about Mr Faysal that he said yes?--- That's a very good question. Well, that's part, you could say that's part of it, certainly, he said yes. But everything about Nabil was special, he was a, he's a highly intelligent man. He was, in dealing with Nabil it was, he was very different from your normal, I don't know how to put it lightly.

Well you said on the last occasion that he seemed a bit more of a lateral thinker. Do you recall saying something about that?---Yes, for sure.

40 But in the beginning - - -?---Well I don't recall it but certainly it sounds like I'd say it.

Is it your impression that having got to know him through your contact with him while he was working at UTS that Mr Faysal was a bit more entrepreneurial than your average public official?---Yes.

A bit less concerned perhaps about red tape?---I can't talk about red tape, I don't know what he, well I didn't deal, I, I don't know what he does with red tape. He's certainly more, more understanding of all aspects of the business, installation, everything.

Just returning to that issue of your understanding of conflict of interest, you agreed with me that ordinary the idea of a public official accepting paid overseas travel is something that you understood would be regarded as a conflict of interest for that person?---No, I would, I accept there's a conflict of interest there so I anticipate when we ask someone and they say yes there isn't a conflict of interest. If they say then we understand why they said no, but when they say yes we think they're the ones that know whatever their contract is, etcetera, etcetera, we don't ask that sort of stuff. So we accept
10 when they say yes that it's acceptable for them to go.

Can I ask you from Targetti's point of view, if you were quoting for or tendering for a particular contract with a public institution, would you be happy if you understood that one of the other companies competing was a company that had provided paid travel or significant benefits to one of the persons involved in the tendering or quoting process?---Well yes, and it, all the time.

Are you talking about in the private sector or the public sector?---Both.
20

But are you able to identify any other public official besides Mr Faysal who you can recall ever accepted your offers, your offers of overseas travel?--- Sorry (not transcribable) any other public trip?

A public official besides Mr Faysal?---No.

Thank you, Commissioner.

ASSISTANT COMMISSIONER: Thank you. Yes, does anyone seek to
30 question this witness?

MR STITZ: If I may.

ASSISTANT COMMISSIONER: Mr Stitz.

MR STITZ: Mr Phillips my name is Stitz and I appear for Mr Faysal. Do you understand that?---I didn't but yes I do now.

Good. Now subsequent to these trips, a relationship between your company and UTS sprang up?---Yes.
40

And there were sales achieved?---Yes.

And prior to sales occurring were there meetings between you and people from UTS or your company and UTS?---Yes, yes.

And was it your belief that someone and I'm not asking you to name anyone at the moment but someone at UTS was aware of these trips?

MR DOWNING: I object in that form, Commissioner.

ASSISTANT COMMISSIONER: Yes. I mean - - -

MR DOWNING: A belief without any indication as to the basis for it.

MR STITZ: That's the next step.

10 ASSISTANT COMMISSIONER: Well, all right. As long as you go onto
the form that - - -

MR STITZ: Yes.

ASSISTANT COMMISSIONER: To elicit the basis.

MR STITZ: Yes.

20 THE WITNESS: I thought I said at the last hearing. I hope I did. I've
always understood that the University knew that Nabil was going on trips
with us.

MR STITZ: Now on what do you base that?---Yeah, that's a good question.
I guess on the basis that Nabil said yes but, but having said that I am aware
that after Nabil returned from the, I think it was the Light and Build in 2006
after he'd been to McLaren Automotive launch, centre which was a Claude
Engle and Lord Norman Foster installation, a premium installation there
was a large book describing how the building was designed around letting
some light through the building and he was really excited about the potential
30 that they had for UTS and I was aware that he came back and presented it to
other people at UTS, who those people were I don't know but and you know
from that, from then on I've never, ever anticipated that the UTS didn't
condone us inviting him, that he wasn't allowed to go et cetera, et cetera.

ASSISTANT COMMISSIONER: Did you have any reason to think that
UTS knew you were paying for these trips?---No.

40 So that the most you could say is you believe they knew he went on the trips
with your representatives?---Yeah, that's true I, I would assume they
assumed we paid for them but I, I don't know nothing to, nothing to form
that - - -

And, and as I understand the basis of your belief was that he said yes so you
assumed he told them about the trips?---Yes.

Yes, Mr Stitz.

THE WITNESS: And also nothing was hidden. We would, I would talk about it.

MR STITZ: Were the trips discussed in any meetings in which you were present?---Probably not me because I was at very few meetings so I'd be amazed if they weren't discussed when Leon was there. I mean - - -

10 That's Mr Karpel?---Yeah, sorry. Our sales manager. Certainly I've been at meetings where we've pointed to fixtures that we've supplied and why we supplied them and why we designed them a certain way so with engineers, architects and UTS people involved so I mean our relationship with Nabil was I'm sure well known throughout the University.

Thank you, Commissioner.

ASSISTANT COMMISSIONER: Thank you. Does anyone wish to question Mr Phillips?

20 Mr Phillips, that concludes your evidence and you are now excused?--- Thank you.

THE WITNESS EXCUSED

[2.34pm]

ASSISTANT COMMISSIONER: Yes, Mr Downing.

30 MR DOWNING: My last witness is, will be Mr Faysal although there's a couple of documents I wanted to attend to, tender in now but I wondered subject to your convenience whether we might start Mr Faysal tomorrow. I'm confident we'll start and finish him tomorrow but rather than starting him now I wondered if it'd be convenient to the Commission if we stand the matter down now and return in the morning?

ASSISTANT COMMISSIONER: Does anyone object to that course of action? Yes. Well, that's fine. Do you want to tender something?

40 MR DOWNING: Yes. Commissioner, there's a further statement from Mr Duffy, the person from Sydney University whose statement went into evidence yesterday. I provide, I provide the tender copies and distribute them.

ASSISTANT COMMISSIONER: Yes. The statement of Mr Duffy dated 26 September, 2012 will be Exhibit 27.

#EXHIBIT 27 - STATEMENT OF KEVIN DUFFY DATED 26 SEPTEMBER 2012

MR DOWNING: Commissioner, Mr Faysal's wife, Chafica Faysal, has attended previously and given evidence at a compulsory examination. I can indicated that in the course of that she corroborated Mr Faysal in terms of his evidence about for instance the corporate gifts. I haven't required her for cross-examination but in fairness I think the compulsory examination given that it does provide that corroboration should be put before the Commission so I propose to tender that. We're just obtaining copies of it now. It might, I'm not sure, it might take a minute or two to obtain.

ASSISTANT COMMISSIONER: Well, I can mark it as exhibit and then it can be provided once we adjourn.

MR DOWNING: And we will need to vary the, the section 112 order.

ASSISTANT COMMISSIONER: Yes. In relation to the non-publication order on the compulsory examination of Mrs Faysal I remove that non-publication order at this time and the compulsory examination transcription of Mrs Faysal will be made Exhibit 28.

THE NON-PUBLICATION ORDER PREVIOUSLY MADE IN RESPECT OF THE TRANSCRIPT OF THE COMPULSORY EXAMINATION OF CHAFICA FAYSAL IS REMOVED

#EXHIBIT 28 - COMPULSORY EXAMINATION TRANSCRIPT OF CHAFICA FAYSAL DATED 3 JULY 2012

MR DOWNING: Thank you, r.

ASSISTANT COMMISSIONER: Is that all?

MR DOWNING: Yes, thank you.

ASSISTANT COMMISSIONER: All right. Well, thank you for that and we will adjourn until 10 o'clock tomorrow morning.

AT 2.46 PM THE MATTER WAS ADJOURNED ACCORDING [2.46PM]