

**Investigation into allegations of corruption made by or attributed to
Michael McGurk****ICAC FINDINGS**

- The ICAC has made findings that none of the 13 allegations investigated in this matter is substantiated.
- No findings of corrupt conduct are made.
- The Commission does not intend to obtain the advice of the Director of Public Prosecutions in relation to the prosecution of any persons.

BACKGROUND

- On 8 September 2009 the Commission obtained from the NSW Police a copy of the audio recording of Mr McGurk's conversation with Mr Medich.
- Based on allegations contained in the recording; various statements attributed to Mr McGurk by *Sydney Morning Herald* journalists, Vanda Carson and Kate McClymont, and James Byrnes, an insolvency specialist and a business associate of Mr McGurk; and information provided by a current correctional centre inmate the Commission identified 13 allegations for investigation.
- The central purpose of the investigation was to determine whether there was any improper relationship of influence between Mr Medich and others, on the one hand, and Department of Planning officials, members of the government, Ministers and city councillors on the other.
- In the course of its investigation, the Commission obtained documents and information, took statements from relevant persons, obtained and executed search warrants on various premises to locate other recordings allegedly made by Mr McGurk and conducted 27 private examinations.
- Media reports following the murder of Mr McGurk on 3 September 2009, concerning the existence of audio recordings made by Mr McGurk, gave rise to rumour and speculation concerning corruption in the public administration of NSW.
- These reports tended to undermine confidence in government and the administration of the state. The Commission therefore determined it was in the public interest to hold a public inquiry so as to open to public scrutiny the nature of the Commission's investigation into the allegations.
- The inquiry was held over five days from 1 February 2010 to 5 February 2010.
- Ron Medich, Sam Haddad and Graham Richardson gave evidence at the public inquiry and the ICAC Commissioner, the Hon David Ipp AO QC, presided.
- On 5 February 2010, the Commissioner orally delivered the Commission's findings and a summary of reasons which form the basis of the report.

The full report is available on the Commission's website at www.icac.nsw.gov.au.

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