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INDEPENDENT COMMISSION AGAINST CORRUPTION

THE HONOURABLE PETER M. HALL QC
CHIEF COMMISSIONER

PUBLIC HEARING

OPERATION AERO

Reference: Operation E18/0093

TRANSCRIPT OF PROCEEDINGS

AT SYDNEY

ON THURSDAY 3 OCTOBER, 2019

AT 10.00AM

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 ROBERTSON: Chief Commissioner.

THE COMMISSIONER: Yes, Mr Robertson.

MR ROBERTSON: To confirm the programming going forwards. Today I will call Mr Wood and Mr Zhan. Tomorrow I will call Mr Cheah. The list of witnesses for next week will be uploaded most likely during the course of the day, but I can indicate immediately that the witnesses will be Mr Tim Xu, who is a former executive assistant of Mr Huang Xiangmo, Mr Jamie Clements, and then I will recall Mr Ernest Wong for the purposes of putting various propositions to him that have emerged after he has been in the witness box. In terms of the particular program and order and the like, that'll be uploaded via the witness list I'm hoping during the course of today.

THE COMMISSIONER: Very good.

MR ROBERTSON: One other housekeeping matter. Mr Lei Mo had provided to the Commission a statutory declaration of 2 October, 2019, along with the statutory declaration of a translator by the name of Wei Meng Zhou, W-e-i is the first name Meng, M-e-n-g, Zhou, Z-h-o-u. The gravamen of that statutory declaration is to observe that Mr Mo says that he had a meeting with Mr Ernest Wong after the public inquiry summonses were issued where Mr Wong said certain matters as to what Mr Mo should say in the public inquiry, and at least in general terms Mr Mo's evidence in relation to that matter is consistent with what Mr Jonathan Yee has said and what other witnesses have said about meetings with Mr Wong. I will tender those two statutory declarations now and I should indicate that if anyone considers that they have a proper interest in cross-examining by reference to that statutory declaration or those statutory declarations, they should draw that to my attention. So I tender as a bundle the statutory declaration of Lei Mo of 2 October, 2019, and the accompanying statutory declaration of the translator, Wei Meng Zhou, also of 2 October, 2019.

THE COMMISSIONER: Yes, all right. The two statutory declarations, the first by Lei, L-e-i, Mo, 2 October, 2019, and the second by Wei, W-e-i, Meng Zhou, same date, will be one exhibit, Exhibit 309.

40 **#EXH-309 – STATUTORY DECLARATION BY LEI MO DATED 2 OCTOBER 2019 AND ACCOMPANYING STATUTORY DECLARATION BY INTERPRETER WEI MENG ZHOU DATED 2 OCTOBER 2019**

MR ROBERTSON: Those are the only housekeeping matters from my perspective. I recall Alex Wood.

THE COMMISSIONER: Good morning. Swear the interpreter.

<GARMAN LUM, sworn

[10.06am]

THE COMMISSIONER: Yes, thank you. Now, does Mr Wood take an oath or an affirmation?

10 MR WOOD: *An oath, please.*

THE COMMISSIONER: Would you mind standing, please.

THE COMMISSIONER: Thank you. Take a seat. Yes.

MS LI: If I may, Commissioner, Ms Li, spelt L-i. I sell leave on behalf of Mr Wood today to appear as his solicitor and also for a declaration pursuant to section 38. Thank you.

10 THE COMMISSIONER: Yes. Very well. Thank you. Yes, I grant leave, Ms Li, for you appear.

MS LI: Thank you.

THE COMMISSIONER: Yes. Will you state your full name.---*My name is Alex Wu.*

Mr Wood, you understand the provisions of section 38 of the Independent Commission Against Corruption Act?---*I do.*- - -

20

You understand that a declaration means that the evidence you give today can't be used against you in other proceedings in the future, but there is one exception, and that is that the protection of the section 38 declaration does not prevent your evidence from being used against you in a prosecution for an offence under the Independent Commission Against Corruption Act, including an offence of giving false or misleading evidence, which can attract a penalty of imprisonment for up to five years. Do you understand what I am saying?---*I understand.*

30 Pursuant to section 38 of the Independent Commission Against Corruption Act, I declare that all answers given by the witness, Mr Wood, and all documents and things produced by him during the course of his evidence in this public inquiry are to be regarded as having been given or produced on objection. There is accordingly no need for him to make objection in respect of any particular answer given or document or thing produced.

40 **PURSUANT TO SECTION 38 OF THE INDEPENDENT COMMISSION AGAINST CORRUPTION ACT, I DECLARE THAT ALL ANSWERS GIVEN BY THE WITNESS, MR WOOD, AND ALL DOCUMENTS AND THINGS PRODUCED BY HIM DURING THE COURSE OF HIS EVIDENCE IN THIS PUBLIC INQUIRY ARE TO BE REGARDED AS HAVING BEEN GIVEN OR PRODUCED ON OBJECTION. THERE IS ACCORDINGLY NO NEED FOR HIM TO MAKE OBJECTION IN RESPECT OF ANY PARTICULAR ANSWER GIVEN OR DOCUMENT OR THING PRODUCED.**

THE COMMISSIONER: Yes, Mr Robertson.

MR ROBERTSON: Mr Wood, when did you last have contact with Ernest Wong?---*Yes, at the end of June, 2019.*

End of June, or at the end of July, 2019?---*June, end of June.*

You've in fact spoken to him in the last month, haven't you?---*No, really not.*

10

You have spoken to him since you received a summons to attend this public inquiry, correct?

THE INTERPRETER: Since he being Ernest Wong?

MR ROBERTSON: So since Mr Wood.

THE WITNESS: *No, really not.*

20

MR ROBERTSON: You received a summons to appear in this public inquiry on 30 July, 2019, correct?---*I think I received the summons at the end of June, at the end of August, or the beginning of September.*

Can we have the public inquiry summons for Mr Wood on the screen, please? Mr Wood, you at least accept that Mr Vickery, who's sitting down here, came and gave you a summons like the one that we can see on the screen, do you agree?---*Agree.*

30

He came to your office in Albert Street in Chatswood, and gave you the document that's on the screen, correct?---*Yes.*

And after you received this document, you spoke to Ernest Wong about it, correct?---(No Audible Reply)

Mr Wood, why is it taking you so long to answer?---*I guess trying to recall and in my recollection, no, really no.*

40

This was only happening over the last month. You do remember. It is taking you so long, because you are trying to make up a story, do you agree? ---*First of all, I really do not recall it in my recollection. Also, really sorry, I really can't remember that happening.*

Mr Wood, why are you finding it so difficult to answer my simple questions?---*Because I really, because the, it really hasn't happened, and in my recollection, there was no such memory, and I just don't want to give the wrong answer. I'm scared.*

You're scared because Ernest Wong has told you what you should say to this Commission, do you agree?---*I disagree.*

And you are concerned as to what might happen to you if you don't follow Mr Wong's instructions, do you agree?---*I disagree.*

And you are having no difficulty in understanding the questions that I'm asking, either in English or as they are translated, do you agree?---*I agree.*

10 You can understand the questions that I've been asking you this morning in English, do you agree?---*That's right, the question that you asked this morning, I do understand, thank you.*

THE COMMISSIONER: Mr Wood, like every other witness who's come before this Commission, you are to listen to the question, and you are to answer the question, do you understand?---*I understand.*

I do not want any obstruction by you to the hearing of this Commission. You are to cooperate. You are to answer questions. You are to answer
20 questions directly. Do I make myself clear?---*I understand and I'll try my best.*

All right, Mr Robertson.

MR ROBERTSON: Mr Wood, last year in August of 2018, Mr Vickery came to your office and asked to see two of your computers, correct?
---*Yes.*

30 And you were able to speak to him, and you were able to understand what he said to you in English, correct?---*Yes.*

When you were last here before the Commission, there was an adjournment when you spoke to your solicitor, correct?

THE INTERPRETER: When you were last here at the - - -

MR ROBERTSON: When you were last here before the Commission, on 11 September, 2019, there was an adjournment during the course of which you spoke to your solicitor, correct?---*You mean after the computer was
40 checked, I spoke to the solicitor?*

Well, I'll try it another way. You were giving evidence before this public inquiry on 11 September, 2019, a couple of weeks ago, do you remember?
---*Yes.*

And after I was asking you questions for about an hour and a half, there was a break, is that right?---*Yes.*

And during that break you spoke to your solicitor, correct?---*Yes.*

And during at least part of that discussion you spoke to your solicitor in English, correct?---*Yes.*

And whilst you were speaking to her in English, you understood what she said, correct?---*I could understand sometimes 50 per cent of it, sometimes 30 per cent, sometimes 100 per cent of what she said.*

- 10 No, I suggest to you that you were able to have a discussion with your solicitor in English and you could understand what she was saying and she could understand what you were saying. Do you agree?---*I agree.*

And so the reason that it's taken you some time to answer some of my questions this morning is nothing about not being able to understand my questions. The reason for the delay is that you're concerned that you might give answers that Ernest Wong may be unhappy with. Do you agree?
---*I disagree.*

- 20 Mr Wong has, however, given you advice as to what you should say to this Commission in the public inquiry. Do you agree?---*I disagree.*

THE COMMISSIONER: He has discussed this inquiry with you, hasn't he?---*I disagree.*

- 30 Mr Wood, I'll put it to you again that this year you have had discussions with Mr Wong about this investigation by the ICAC, haven't you? And I remind you, you are on your oath and if you give false evidence you will be dealt with in due course. I will repeat my question. This year you have spoken to Mr Wong, Mr Ernest Wong, about this investigation by the ICAC, haven't you?---*I really do not recall whether I have or not and I truly believe that I haven't.*

You have spoken to Mr Wong this year, haven't you?---*Yes, we have had conversation.*

When did you last speak to him?---*The time, I cannot recall this, when this year or in which month of this year but he did come to my office.*

- 40 Did you have a meeting with him at your office?---*Yes.*

Now, I want you to listen very carefully to the questions Counsel Assisting is going to put to you and I want you to answer them directly and truthfully. Do you understand?---*I understand. Thank you.*

MR ROBERTSON: During the course of that meeting with Mr Wong, he gave you advice as to what you should say to this Commission. Do you agree?---*I disagree.*

He told you that if you didn't want to answer a question by this Commission you should say that you could not recall or you had forgotten, do you agree?
---*No.*

He also told you that if this Commission asked you about how you knew Mr Wong, you should say that he wanted to cultivate you as a leader of the Chinese community in Australia. Do you agree?---*I disagree.*

10 He also told you that if this Commission asked about your relationship with Mr Wong, you should say that he was helping you establish the Australian Guangdong Maoming Association. Do you agree?---*I disagree.*

And you took notes of the discussion with Mr Wong, didn't you?---*I disagree.*

Can we put MFI 13 on the screen, please? Page 2 of that document. Mr Wood, this is your handwriting that we can see on the screen, correct?
---*Yes.*

20 And can you tell me what the two phrases towards the bottom of that note say?---*“Young leaders forum.”*

And the second one?---*“Young overseas Chinese leader.”*

And they are your notes as to what you were going to say to this Commission, do you agree?---*Yep, that was my note.*

30 Not only was it your note, it was a note that you made to remind yourself what you should say to this Commission. Do you agree?---*I just make a note for myself.*

Yes, a note for yourself to remind you what to say to this Commission, do you agree?---*You can say so.*

I can say so. But you agree as well. You can say so. Do you agree?
---*Yes. Yeah.*

40 And you in fact followed those notes when I asked you questions about your relationship with Mr Wong when you were last here. Do you agree?
---*Agree.*

You first sought to evade the questions I was asking about Ernest Wong by saying that your memory was bad and you could not recollect. Do you agree?---*My memory is truly bad. That's why it's, yeah.*

I'm suggesting to you that you don't have a bad memory at all, you're simply following Mr Wong's advice on that matter. Do you agree?---*No.*

How old are you, Mr Wood?---*36.*

Do you have dementia or another condition that would affect your memory?---*Not at this point.*

So then I suggest to you that you don't have a bad memory at all. Do you agree?---*Thank you for the compliment. I think I have pretty good memory but sometimes I just forget about something.*

10

So it would be wrong to say that your memory is bad. Do you agree?---*I can only say I have every true memory. I can remember what I can remember and I don't remember what I do not remember.*

It would be wrong to say that your memory is bad. Do you agree?---*I can't say that, to say that my memory is bad is wrong.*

THE COMMISSIONER: You are a healthy man, aren't you?---*Yes.*

20 You are a director and shareholder of Wu International Investments Pty Ltd?---*Yes.*

You are a businessman who earns a living through your business activities to the business activities of Wu International, correct?---*Yes.*

You attend at Wu International most work days, is that correct?---*Yes.*

And you play a leading role in the management and operations of Wu International, correct?---*Yes.*

30

You are therefore a normal, healthy, active, intelligent businessman, aren't you?---*Thank you for the compliment. Yes, thank you.*

Good. Well, now I want you to listen to these questions. I want you to cooperate with this Commission and if you don't cooperate with this Commission then I will take action. You understand?---*I understand.*

I want you to listen to every question and answer every question truthfully, directly. Do you understand?---*Yes.*

40

I will, from this point, carefully monitor all the answers you give to this Commission and if I consider that you are endeavouring to mislead or obstruct – that is, to not cooperate with this Commission – then you will be in serious trouble. Do you understand?---*I understand.*

You are to stop this nonsense of keep saying you can't remember, "I have a bad memory." Do I make myself clear to you?---*I understand clearly.*

MR ROBERTSON: Mr Wood, do you agree that it would be a lie to say that your memory is bad?---*Disagree.*

So you say your memory is bad, do you?---*Yes, I did say that I have bad memory.*

THE COMMISSIONER: Do you have bad memory for business?
---*Everything, things will be recorded.*

10 I'll put my question again. Do you have any trouble with your memory in undertaking business?---*Doing, doing business, pretty good, pretty good.*

MR ROBERTSON: So you have a good memory for business matters. Is that what you're saying?---*Yes, because I do have records.*

I'm not asking about records, I'm asking about your memory. Do you understand?---*Yes, understand.*

20 And I suggest to you it would be a lie to say that your memory is bad. Do you agree?---(No Audible Reply)

Is there some difficulty with my question, Mr Wood? In the question, in a number of my questions you are taking many seconds to respond, even though you've admitted that you understand them in English. What's the problem, Mr Wood?---*First of all I have to say that what you said in English I can sometimes understand 30 per cent, sometimes 50 per cent, sometimes 100 per cent, and in terms of my memory, I remember things where, when they interest me and I forget them fast if they do not interest me.*

30 You are worried about what might happen to you if you give wrong answers to this Commission today. Is that right?---*Mr Robertson, I really have no worry because what can happen to me?*

I suggest to you that someone, be it Ernest Wong or someone else, has told you what you should say to this Commission. Do you agree?---*I agree.*

40 Who told you that?---*Before I came here, I spoke to my solicitor. I told her everything that I can recall and I knew, and everything - - -*

THE COMMISSIONER: Just stop there, stop there. We're not interested in what you told your solicitor. Listen to the question, and answer the question. Put it again.

MR ROBERTSON: Has anyone other than a lawyer given you advice or direction as to what you should tell this Commission?---*No.*

I suggest to you that that is a lie, and that Mr Ernest Wong has given you advice as to what you should say to this Commission.---*Mr Robertson, seriously, no.*

He told you to pretend that you had a bad memory.---*Seriously, no.*

And you followed that advice when you were last here, and by my count referred to your recollection 63 times. Do you agree?---*Because I really do not recall about some things already.*

10

No, you're pretending that you have no recollection of critical matters, even though you can recall them. Do you agree?---*I disagree.*

THE COMMISSIONER: How many times have you seen Mr Wong this year?---*Three times or four, that's all.*

Four. Were they meetings, face-to-face meetings with him?---*No.*

20

Well, what were the three or four occasions when you communicated with Mr Wong?---*Some of them were meetings at the community meetings, or conference. Some others were done by way of an appointment.*

With the appointments, how many were there?---*Two times appointments.*

Where did those – when you say “appointments” you're talking about meetings?---*Yes. By appointment I mean that we meet up, we met up.*

30

Where did those two meetings occur, whereabouts?---*One time he came to my office but we, and the second time was at Emperor's Garden where there were lots of other people, and Emperor's Garden to eat and there were lots of other people. Ah hmm, Emperor's Garden Restaurant.*

So there has been two meetings between you and Mr Wong throughout this year, 2019. Is that right?---*These were the two meetings in 2019 and also we met in the end of June in 2019 in Fujian Province in China at a community function. If there are others I do not recall and I do not believe there are any other occasions either.*

40

When did he come to your office this year?---*After he retired I think it was, but whether it's March, April or May I cannot recall.*

Well, you think about it. When approximately was it this year that he came to your office?---*I really can't remember the timing, I really can't remember. Between March to May.*

And did he just suddenly arrive at your office or had there been an arrangement made for him to come to your office?---*There was previous, there was arrangement for it.*

So you expected him to come to your office on that occasion. Is that what you're saying?---*Yes.*

You made an appointment with him for that meeting?---*Yes.*

10 And you made a note in your diary of that meeting?---*Yes.*

So if we look at your diary we'll be able to ascertain the exact date when that meeting took place?---*Yes.*

And where was your office at that time that Mr Wong came and met with you?---*Chatswood.*

20 Where did he live at that time that he came to see you?---*I know him to live, I know that he lives in Burwood, but he might have other places to stay.*

And what is the precise address of your office where he met with you?
---*Suite 2, 38 Albert Avenue, Chatswood.*

So you say there was only ever one meeting in 2019 between Mr Wong and yourself at your office in Chatswood, is that right?---*Yes.*

30 And apart from the Emperor's Garden event, and your meeting with him at the end of June this year in China, they are the only three occasions you say you had a meeting with Mr Wong, is that correct?---*Yep, the three times that I can remember, yes.*

And when he came to your office, what was discussed?---(No Audible Reply)

40 Why are you delaying in your answer? Answer my question.---*He came to ask about the company, how the company was doing, and we have also discussed about the Australian politics, issues in the political, in the political area. We talked about the election, future trends, and how the future can be improved.*

You have had a conversation with Mr Wong about Steve Tong, haven't you?---*I haven't talked to him about Steve Tong.*

You have, haven't you? You have spoken to him about a meeting to take place with Mr Wong in Parliament House with Steve Tong, haven't you?
---*I don't recall whether that was conversed, that was talked about or not, in my recollection. Sorry, really, no.*

You know Steve Tong went to Parliament House and saw Mr Wong, don't you?---*Yes.*

And do you recall when you heard that he had gone to Parliament House to see Mr Wong?---*I arranged for Steve Tong and Ernest Wong to meet in the Parliament House. It was me who organised for it.*

Do you remember when that occurred?

10

THE INTERPRETER: When arrangement was done or when the meeting held?

THE COMMISSIONER: Do you remember when that meeting took place at Parliament House?---*17 September they met up.*

Of what year?---2019.

20 Was that meeting between Mr Tong, Steve Tong and Mr Wong confirmed to you by Mr Wong, that he had met Mr Tong?---*The time I met up with Ernest Wong was about March, April or May 2019 and the time he met with Steve Tong at the Parliament House was September, so it was different times.*

How do you know that Steve Tong met with Mr Wong at Parliament House?---*I knew about it only after that had happened.*

30 But did you say that you had spoken to Mr Wong about that meeting taking place?---*I'm not understanding the question.*

You helped make arrangements for that meeting to occur between Steve Tong and Mr Wong at Parliament House, didn't you?---*Yes.*

MR ROBERTSON: And why did you organise that meeting?---*Because I had to help Mr Tong so I help arrange for the meeting.*

40 How did you know that meeting was on 17 September when the Chief Commissioner just asked you?---*It was I knew about it only on 22 September.*

But how were you able to remember when the Chief Commissioner asked you that it was on 17 September?---*Because I've been doing my homework, I have been looking at news, and I've been learning about it.*

So you've been looking at news reports as to what has happened at this Commission, is that right?---*I only read about what was relevant to me.*
Yeah.

Yes, but you looked at reports as to what has happened in this public inquiry, is that right?---*Yes, because I am involved as well, I definitely have to know.*

In relation to the Parliament House meeting, you arranged for Kenny Zhan to take Mr Tong to see Mr Wong. Is that right?---*Yes.*

But it was Mr Wong's idea that a meeting should be set up. Do you agree? ---*I disagree.*

10

Well, whose idea was it to set up that meeting?---*You can say that it was mine.*

Why was it, why did you want Mr Tong to meet Mr Wong?---*Because after the death of Liao, Dr Liao, I don't know how serious the matter was, what sort of impact it would mean. I was worried for Mr Tong, given that his health wasn't good. So I want them to meet up and have a chat.*

20

Why did you think Mr Wong could help?---*Because the, he was the organiser for the party on 12 March, 2015. I reckoned the matter must be related to him, must have been (not transcribable) by his side. So I wanted them to meet up and have a chat.*

At the time that you set up that meeting, you knew that Mr Wong was intimately involved in the fraudulent use of Mr Tong's name, do you agree?---*I don't know whether there is a fraud or not but they, there is some connections there for sure.*

30

You had used Mr Tong's name in connection with a pretend donation to the Labor Party. Do you agree?---*Dear Mr Robertson, I disagree.*

You did that at Mr Wong's request. Correct?---*No.*

And Mr Wong was very unhappy about that matter. Do you agree?---*I disagree.*

He was very angry that his name had been used for a donation that he didn't make. Do you agree?

40

THE INTERPRETER: Sorry, Mr Robertson, you said Mr Wong was very unhappy.

THE COMMISSIONER: It's Mr Tong.

MR ROBERTSON: I'm so sorry, Mr Tong, Mr Tong was very unhappy that his name had been used for a donation when he had not made a donation. Do you agree?---*I disagree.*

Mr Tong even wrote you a letter about that matter in May of 2017. Do you agree?---*He sent me a few emails but he hasn't sent me a letter.*

Exhibit 170, please. Mr Tong wrote to you and complained that you or your father had used his name for a donation that he didn't make. Do you agree? ---*I disagree.*

10 Can we have Exhibit 170 on the screen, please. Mr Tong sent you the text that is on the screen, didn't he?---*Part of it was I have given what's I have been sent by Steve Tong to my solicitor. Some of them were the same but it's not completely the same.*

THE COMMISSIONER: Just pause there. Ms Li.

MS LI: Yes, Commissioner.

THE COMMISSIONER: Where are those documents?

20 MS LI: They're here with me. He gave them to me this morning.

THE COMMISSIONER: Would you produce them, please?

MS LI: Yes.

THE WITNESS: *So, dear Mr Robertson, I really have not received this document on the screen.*

30 MR ROBERTSON: If they can be marked for identification and then if I can have access to them.

THE COMMISSIONER: MFI 17 will be the documents handed by Ms Li in answer to my request.

#MFI-017 – EMAIL CHAIN BETWEEN PETER BARAGRY, STEVE TONG AND ALEX WU PRODUCED BY GAYLE LI

40 MR ROBERTSON: So, Mr Wood, you have searched your records to see any communications from Mr Tong in relation to donations. Is that right? ---*Yes.*

And you have given your solicitor every email that you have been able to find that Mr Tong sent to you in relation to the question of donations, is that right?---*Yes.*

And you found four such emails, is that right?---*Yes.*

Chief Commissioner, would it be a convenient time to take an early morning tea break - - -

THE COMMISSIONER: Yes, I was going to suggest that.

MR ROBERTSON: - - - and I'll have those documents scanned, and then we'll ask some further questions about it?

10 THE COMMISSIONER: Yes. Ms Li – I'm sorry, am I pronouncing your name correctly?

MS LI: Oh, it's Ms Li.

THE COMMISSIONER: Li, my apologies. Ms Li, I've seen a large number of witnesses, as you would gather, in this investigation. I am extremely concerned by your client, and the evidence he's been giving here. I'd like you to speak to him in the morning tea adjournment to emphasise his duty to this Commission to tell the truth and answer questions. There is a risk if he persists in obfuscating that he will be in contempt of this
20 Commission. It is evident to me that on many occasions he has been obfuscating, to use a neutral term. It's in his interests that he understands his duty, if you wouldn't mind reinforcing that to your client.

MS LI: Understood.

MR ROBERTSON: And just before we adjourn, can I just clarify one other matter?

30 THE COMMISSIONER: Yes.

MR ROBERTSON: Mr Wood, aside from the emails that your solicitor has just produced on your behalf, in preparation for today's hearing have you become aware of any other information or any other documents that may be of relevance to this Commission in its investigation?---*That's all I have so far. If there are other questions that would bring up other things then I can keep on searching.*

40 Well, you gave your solicitor four pieces of paper that had emails printed on them, correct?---*Yes.*

Did you give your solicitor any other documents you thought might be relevant to this Commission's investigation?---*That's all I have prepared today.*

Are you saying there may be other documents that you have that may be relevant to this Commission's investigation?---*That's all I have now. I don't know if I have anything else, but I can have a look.*

Well, you've already done a search for relevant documents, is that right?
---*Yes, I have done my best to search documents.*

And have you given your solicitor all of the documents that would appear to be relevant, or have you only given her some of those documents?---*I have given her what I had. What I should give her, I have given her already.*

10 But did you hold any documents back? Did you find some document that you thought might be relevant but decided to keep it to yourself and not give it to your solicitor?---*No. Respectable Mr Robertson, if I have any, I will definitely give it to you.*

By the way, who is paying your solicitor's fees for today?---*Myself.*

Yourself or your company?---*Myself and I have a record of it I can, which I can show you.*

20 In answer to one of the Chief Commissioner's questions about one of your meetings with Mr Wong, you told the Chief Commissioner that you had recorded it in your diary. Correct?---*Yes. I can go back and look it up for you.*

Is your diary a hard copy diary or is it a diary kept on a mobile telephone?
---*It's a paper one and it's quite messy. My apologies.*

Where is that diary at the moment?---*At my office. I can go back with my solicitor and get it for you.*

30 In due course, Chief Commissioner, I'll seek a requirement to that effect.

THE COMMISSIONER: Well, I'll issue a direction now. I direct that the witness, Mr Wood, produce to the Commission his diary for 2019, including a particular entry relating to his meeting with Mr Wong said to have been on a date this year.

40 **COMMISSIONER'S DIRECTION: I DIRECT THAT THE WITNESS, MR WOOD, PRODUCE TO THE COMMISSION HIS DIARY FOR 2019, INCLUDING A PARTICULAR ENTRY RELATING TO HIS MEETING WITH MR WONG SAID TO HAVE BEEN ON A DATE THIS YEAR.**

MR ROBERTSON: Mr – I'm sorry.

THE COMMISSIONER: Just before you go on, are you able to have that diary couriered here?---(Speaks Mandarin)

Just a short – pause there. What’s he saying?---*Respectable
Mr Commissioner Peter, I, it’s truly very messy. I, it will be hard to find it.
I think find it he could mean the entry, find the particular entry.*

I direct you to make arrangements with one of your staff members to have
that diary brought here to the Commission by 2 o'clock, on or before 2.00pm
this afternoon. Do you understand?---*I understand, Commissioner Peter,
respectable Commissioner Peter. I will personally deliver it here.*

10 Well, you may not be able to personally deal with it because you’ll be still
here giving evidence I suspect. You make arrangements with a staff
member to have that diary here at 2.00pm. Now, before we adjourn – sorry.
Ms Li, in relation to the four documents that constitute MFI 17, whether
they be copies of originals or not, I take it you have no objection to Counsel
Assisting reading those documents or using them for the purpose of this
investigation?

MS LI: No, Commissioner.

20 THE COMMISSIONER: Yes. Thank you. Anything else?

MR ROBERTSON: Can I just clarify, Mr Wood, do you keep a separate
diary for each year or is there one diary that runs over a few different
years?---*My diary it’s a bundle of loose papers. Sometimes I throw away
pages that are not necessary. I’m happy for your staff to follow me to go to
the office to find that particular document.*

30 THE COMMISSIONER: Mr Wood, I want to make it very clear you are to
organise one of your staff members to bring the diary for 2019 to this
Commission at 2 o'clock. Do you understand?---(Speaks Mandarin)

If that diary is not here at 2.00pm you may be in serious trouble. I’ll
adjourn.

SHORT ADJOURNMENT

[11.20am]

40 MR ROBERTSON: I’m ready to continue with Mr Wood.

THE COMMISSIONER: Where’s the witness?

MR ROBERTSON: Can we please have PDF page 3 on the screen.

THE COMMISSIONER: You’re still under your oath to tell the truth. Do
you understand?---Yeah.

I remind you it is the truth we want. Do you understand?---*Understand, thank you.*

MR ROBERTSON: Mr Wood, I've put up on the screen one of the emails that your solicitor provided before the morning adjournment. Do you see that on the screen?---*Yeah.*

10 And just understand how you obtained this email, do I take it that you looked at the saved emails that were sent to your email account alex-wu@wuinternational.com.au?---*Yes.*

And you looked through those received emails with a view to finding emails that might be relevant to this investigation. Is that right?---*Yes.*

And do I take it that you just looked for emails between you and Mr Tong? Is that right?---*Yes.*

20 Did you only look at your account or did you seek to find emails that were sent from or to Leo Liao?---*Just my own account. I also had a look at Dr Liao's account yesterday night because I wanted to know what had happened.*

And what did you find in Dr Liao's account?---*Evidence in relation to their donation and their communication.*

And so did you find emails relevant to that in Dr Liao's account?---*I haven't looked at anything else apart from the, the, those that related to donation.*

30 And you have seen some emails in Dr Liao's account relevant to that matter, is that right?---*I just saw one or two.*

Did you print those out?---*No.*

Where are those emails presently stored?---*Mmm, they were all still in the, in the email account. They have not been deleted by anyone.*

How did you access those emails?---*With the PIN, I can.*

40 Using your computer, is that right?---*Using other, another computer.*

A computer at Wu International's office, is that right?---*Yes.*

THE COMMISSIONER: Which computer did you use to access Dr Liao's emails?---*One computer at the office which was not used by anyone.*

MR ROBERTSON: Is that a computer server, is it, or is it just some computer that was not usually used by others?---*It was one that was not

used by anyone, but for anyone else to – like, anyone can, which anyone else can use it.*

And is it right that you needed a PIN or password to access Dr Liao's account?---*Yes.*

And do you know that PIN or password?---*I do.*

10 I'm just going to get the associate to give you a piece of paper, and I want you to write down the PIN or password for Dr Liao's account on the page. ---*Because it was me who opened it, I asked one of the colleagues to open it.*

Well, to be clear, are you saying that you used a computer other than your usual computer to access Dr Liao's emails?---*That's right.*

THE COMMISSIONER: Mr Robertson, just pausing there. Has he written out the PIN or password?

20 MR ROBERTSON: Have you finished writing out the PIN or password, Mr Wood?---*Yes, I have written down the password. If that hasn't been changed.*

THE COMMISSIONER: Thank you. Would you hand that to - - -

MR ROBERTSON: Just give that back to the associate, please, Mr Wood. ---But email address I forgot. *I forgot what the email address should be.*

30 So is it right that Mr, sorry, that Dr Liao's email address was leo.liao, L-i-a-o, @wuinternational.com.au?---*Yes.*

And to access Dr Liao's emails you went to a different computer to the computer you ordinarily use. Is that right?---*Yes.*

And did you operate that computer or did you ask someone else to help you?---*I asked my colleague, my staff, to open it for me.*

40 And what's the name of that colleague you asked to help you with that matter?---*Ben, B-e-n, Ben.*

And what's the other name of that person?---*Pangye.*

And how do you spell that?---P - - -

THE INTERPRETER: P-a-n-g-y-e. P-a-n-g - - -

THE WITNESS: Sorry, sir, P-a-n-y-e.

THE COMMISSIONER: When did you access Dr Liao's account for the purposes of seeing if there was any relevant material recorded?---*Last night.*

And did you last night access it yourself or did Ben access it for you?

---*I asked Ben to help me open it.*

MR ROBERTSON: Do you know whether the email themselves are stored on the computer that you're now talking about?

10

THE INTERPRETER: I don't understand the answer.

THE COMMISSIONER: Just repeat it, please.

THE WITNESS: *The material that I provided was from my computer, but whether or not they were also found in Dr Liao's computer I do not know.*

MR ROBERTSON: But what I'm trying to understand, if you know, is whether Dr Liao's emails are stored on the other computer that you accessed with the help of Ben or whether the emails are stored on some other server that may not be at Wu International's offices. Do you know?---*No, it's, they are in Wu International.*

20

May we please have PDF page 3 back on the screen. Chief Commissioner, I'll seek a direction in due course, but I want to move to another topic connected with that and I'll ask for some, well, I'll submit that some requirements ought to be given. Now, Mr Wood, this is one of the emails that you recovered from your own computer, is that right?---*Yes.*

30

And this is an email that you received from Mr Tong in May of 2017, is that right?---*Yes.*

It's true, isn't it, that you used Mr Tong's name to donate \$5,000 to the Labor Party in March of 2015, correct?---*Not true.*

Well, if you have a look at the first line of the email on the screen, please, and I want you to read the blue text where it says, "I refer to the matter." Can you read that text, and when you've read it, please let me know. If you need the translator to help you, she will be happy to assist.---*I don't need a translation.*

40

So have you now read the first paragraph, starting with the words, "I refer to," and finishing with the words, "my name prior"?---*That's right.*

THE COMMISSIONER: Just before you go on with that, Mr Tong worked for Wu International for some years, didn't he?---*Yes.*

And is it right that your company regarded him as a valuable employee?
---*Yes.*

He worked with you and he worked with Dr Liao?---*Yes.*

And was it your observation that Mr Tong was a diligent and reliable employee?---*He is one of my teachers and I respect him.*

10 You held him in high regard, and still do. Is that right?---*Yes.*

MR ROBERTSON: You would regard Mr Tong as an honest man. Do you agree?---*Yes, he's honest.*

Now you'll see Mr Tong says to you in the first paragraph of this email that you had used his name to donate \$5,000 to the Labor Party. Do you see that on the screen?---(No Audible Reply)

Do you see that on the screen, Mr Wood?---*Yes.*

20 And that's the truth, isn't it? You used his name to donate \$5,000 to the Labor Party candidate Mr Wong. Do you agree?---*That's not the truth.*

THE COMMISSIONER: Well, it's true, is it not, that you used his name in relation to the matter of donations to the event on 12 March, 2015, that he refers to on the first line?---*This is what he wrote, that he donated the money himself. But I don't know as to why he made the donation. From my understanding, my, the inquiries that I have made, it was Dr Liao who asked him to sign on it. I never asked him to, to make any donation.*

30 What inquiries did you make that led you to the view that Dr Liao had asked him?---*I have asked Dr Liao when he was still alive.*

I see. Well, did you ask Dr Liao before or after this email of 16 May, 2017, from Mr Tong?---*Both.*

Both. All right. When was the first occasion that you asked Dr Liao or spoke to Dr Liao about this matter?---*When Mr Tong has left his position there and he came back for help, he came back to Dr Liao for help.*

40 And do you remember when that was?---*I can't recall but I think it was September 2016 when Tong, Mr Tong has received the letter from the Electoral Commission and he came to Dr Liao, he went to Dr Liao for help.*

And were you present when Mr Tong spoke to Dr Liao about that matter on that occasion?---*They were talking and I came in halfway through.*

And when you entered the room, what did you hear being said?---*They said words to the effect that Tong asked Dr Liao to help him because it related to donation, it had nothing to do with him, and he wanted to blow up the matter to become an explosive news if Dr Liao didn't help him*

And what else was said by Mr Tong or Dr Liao?---*That's all I can remember.*

10 And what did you say at this meeting?---*I played my role and tried to comfort them, calm them down, and asked, and suggest that they resolve it in the simplest way possible.*

Mr Tong appeared to be upset, did he?---*He wasn't very upset at that time.*

Well, you said you asked them to calm down, were they both agitated or angry?---*No.*

20 What did you mean when you told them to calm down?---*I tried to comfort them, not that I need to, I had to calm them down.*

Well, you said you had to calm them down. Was it the position - - -

THE INTERPRETER: There was a discrepancy maybe between the Chinese and English.

30 THE COMMISSIONER: You said that you tried to calm them down. Was it the position that Mr Tong was upset about what he was saying to Mr, to Dr Liao?---*He wasn't very upset but he had his opinion he was a bit unhappy as to why he was involved in an investigation.*

And it became clear to you that Mr Tong, being upset about the matter, was demanding action to help him.---*Yes.*

It was a very serious matter that Mr Tong raised at that meeting, wasn't it, about donations?---*He wanted to ask Dr Liao to help him. If he wouldn't help him then he would blow the matter up, because it was Dr Liao who asked him to donate and sign for it.*

40 And when you heard Mr Tong – the employee who you did respect and still respect – talking like that, it must have given you a lot of concern as to what had taken place concerning Mr Tong.---*Yes, I was naturally, definitely concerned, because both of them were teachers to me.*

Yes. And what Mr Tong was clearly upset about was that his name had been wrongly used in respect of the donations, correct?---*Mr, what Mr Tong was upset about was why he was investigated after he had donated the money and signed for it, and if he would be investigated, and it would, it

would go to Mr, Dr Liao, because it was Mr Liao, well, it was Dr Liao who ask him to donate and sign for it.*

Just listen to my question. It was clear to you that Mr Tong was saying on this occasion that his name had been used for the purposes of this donation matter and that he said it had “nothing to do with” him. Correct? That’s right, isn’t it?---*Can I ask the translator to repeat?*

10 I’ll put the question again. You said when you came into the room that you heard Mr Tong himself say, “It has nothing to do with me.” Correct?
---*No.*

You yourself just a few minutes ago, on your oath, said that you entered the room, Mr Tong asked Dr Liao to help him. It related, you said, to donations. And Mr Tong said, it has nothing to do with him, and that he, it would blow up and become explosive. That’s my note of your evidence. Do you wish to change your evidence, or is that correct?---*Not exactly. Can I explain?*

20 No, no. I put to you what you have told this Commission just a few minutes ago, on your oath. I will put it another time to you, and I want you to listen. And then I’m going to ask you a question. My note of what you said on entering the room where Dr Liao and Mr Tong were present is that they were talking to each other. And you said words to the effect that you heard Mr Tong ask Dr Liao to help him. You also said it related to the question of donations. You also said that you heard Mr Tong say it had nothing to do with him and you also said that Mr Tong said that it would blow up and become explosive if Dr Liao didn’t help him. That was the evidence you now have given. Do you stand by that evidence or do you wish to change
30 it?---*I want to make some changes, thank you.*

What changes do you want to make?---*Mr Tong said he was only responsible for, he had told Dr Liao that he was only responsible for making donation and signing for it and anything that happened afterwards, any investigation, then Dr Liao will have to be responsible for, Dr Liao. He was responsible for making donation and signing for it only. Any investigation thereafter will have nothing to do with him.*

40 All right. Whichever version of your evidence we take, your first version or the evidence now you’ve just given, it was clear that Mr Tong was saying that he did not make any donations and somebody had used his name wrongly to say that he did. Correct?---*No. You can understand this way, but when he signed for it you can also understand this, when he signed for it and he donated, that was voluntary, but when something happened he does not want to be, he did not want to be responsible.*

You see the discussion that you heard between Dr Liao and Mr Tong concerned donations. Correct?

THE INTERPRETER: Sorry, my apologies, Your Honour, “Then he regretted,” was the word he used.

THE COMMISSIONER: Then he?

THE INTERPRETER: “When something happened, then he regretted what he did.”

10 THE COMMISSIONER: The discussion involved donations. Correct?
---*Yes.*

Why does it take you so long to answer that question? It’s obvious that you heard a discussion between Mr Tong and Dr Liao about donations or a donation. Correct?---*Because I’m trying to recall.*

Are you deliberately trying to obstruct this Commission?---*Respectable Commissioner Peter, I truly am not.*

20 You are going very close to being in contempt of this Commission, which could put you into a very difficult situation, Mr Wood. You are avoiding questions, you are not answering questions, you’re changing your evidence as you go. All that behaviour by you is capable of being construed as interfering and obstructing this Commission in its public inquiry. I’m not sure who you’re trying to cover up for, but you will end up in a great deal of trouble if you maintain your approach and not answer questions directly and truthfully. I say these words to give you notice and to warn you before you go any further and get yourself into very hot water. You said in evidence, did you not, a few minutes ago that you walked in on this conversation
30 between Dr Liao and Mr Tong, and you heard Mr Tong speak and ask Dr Liao to help him in relation to the question of donations, or a donation. That was your evidence, wasn’t it, that was your evidence here a few minutes ago?---*Yes.*

And you said he said it had nothing to do with him. Remember giving that evidence?---*I could have not accurately expressed myself, but what he said was - - -*

40 No, sorry - - -?---*- - - if anything happens then he would not be, it would have nothing to do with him.*

I’m not interested in whether you expressed yourself properly, I’m getting you to agree to the fact that a few minutes ago, sitting in that witness box, on your oath, you said in evidence about this conversation that you heard Mr Tong say it had nothing to do with him. You gave that evidence, didn’t you?---(No Audible Reply)

Didn’t you?---(No Audible Reply)

Would you please answer and stop delaying? You did give that evidence, didn't you?---*I really don't recall. Did I say that?*

You did say that. You accept that you did say that because you know that's what he said?---*I'm a bit confused with the questions now.*

10 All right. Let me un-confuse you. Mr Tong at this meeting did say these words. Are you listening? Mr Tong said these words, it had nothing to do with him, did he?---(No Audible Reply)

He said that, didn't he?---*I don't believe I have said that. It definitely had to do with him. How could that have nothing to do with him?*

Whether you believe you said it or not, you heard Mr Tong say those words, it had nothing to do with him, didn't you?---*I only heard, well, not, no.*

20 You heard him say the words, "It has nothing to do with me," or words to that effect. You heard that, him say that, didn't you?---*I heard that, "If anything happens, it would have nothing to do with me."*

I'll put it again. You heard him say, "It has nothing to do with me," didn't you? Yes or no?---*No.*

You are blatantly lying now, aren't you?---*There is no need for me to lie, this is my, this was my recollection of what I heard.*

30 You are lying on your oath, aren't you, when you say that you don't recall, or words to the effect that you don't recall, or you won't admit that Mr Tong said in your presence, "It has nothing to do with me"? You are lying in denying, or not admitting, that he said that, aren't you?---*If this is your belief, this is your belief. I don't want to explain too much or make you think that I'm lying.*

40 Well, we know you're lying. Why are you lying? Is it because you yourself were involved in having Mr Tong falsely sign a declaration that he was a donor to the event on 12 March, 2015? You were involved, and that's the reason you are obstructing this Commission and lying on your oath, correct? ---*No.*

You and Mr Wong together persuaded Mr Tong to put his signature on a declaration concerning the making of a donation to the Chinese Friends of Labor dinner on 12 March, 2015. Correct?---*Not true.*

And you are trying to protect Mr Wong and yourself from admitting to being involved in this conspiracy to have Mr Tong falsely sign a declaration that he made a donation when he did not. Correct?---*No.*

MR ROBERTSON: You said a little while ago that Dr Liao asked Mr Tong to sign a form regarding donations. Is that right?---*Yes.*

How do you know that Dr Liao asked Mr Tong to do that?---*It was when Mr Tong came to see Dr Liao and ask about this in September 2016 and I asked about it.*

You knew that well before September 2016, didn't you?---*I didn't know.*

10 You knew on 30 March, 2015 because Mr Wong told you. Do you agree?

THE INTERPRETER: Mr Wong?

MR ROBERTSON: Mr Wong.---*He did text me and phoned me and asked for the email address of Dr Liao, but what he wanted it for or in relation I did not know and neither do I know anything about the event.*

20 So you now admit, do you, that on 30 March, 2015, Mr Ernest Wong made contact with you and told you that he wanted to contact Dr Liao. Is that right?---*Yes. I think he tried to contact Dr Liao but he couldn't get him on the phone so he asked me for his email address, so he asked me for the email address.*

And that happened on 30 March, 2015. Do you agree?---*Yes.*

And you know that Mr Ernest Wong then sent two forms to Dr Liao to have signed. Correct?---*I didn't know at that time, I learnt about it afterwards.*

30 When do you say you learned about it?---*I only learnt about it in September 2016.*

That is false evidence. You knew about it in March of 2015. Do you agree? ---*I truly did not know.*

Mr Tong, Steve Tong, confronted you in April of 2015 when he had received a tax invoice from Country Labor. Do you agree?---*He didn't ask me about it, but whether or not he has asked Dr Liao, I'm, do not know.*

40 No, he spoke to you about it, Mr Wood, in April of 2015.---*I do not recall really.*

And he told you he was angry about it, didn't he?---*No, really not.*

And you said that the company and Dr Liao would take care of it, didn't you?---*No.*

In August of 2016, Mr Tong forwarded to you a letter that the Electoral Commission had sent him. Do you agree?---*It wasn't in my email account.

I have sent to you what I have already in my email account as to what has sent, or what I have been sent from Mr Tong.*

Listen carefully to my question. In August of 2016, Mr Steve Tong forwarded you a letter that he had received from the Electoral Commission. Do you accept that or not?---*Yeah, if, if there is such a record, yes.*

No. You received a letter from Mr Tong that he forwarded from the Electoral Commission in August of 2016. Answer the question, please.
10 ---*Well, then I would have received it.*

No, I don't want "would have", I want you to accept that you received a letter in August of 2016 from the Electoral Commission that Steve Tong forwarded to you. Do you accept that or not?---(Speaks Mandarin)

No, I'm going to stop you there, Mr Wood. I want you to direct yourself to the question. Do you understand? Do you understand, Mr Wood? Do you accept - - -

20 THE COMMISSIONER: Mr Wood, this question is capable of being answered directly and briefly. No speeches. Understand? This question will be put, and can be answered briefly, without any speeches. You understand?---(No Audible Reply)

MR ROBERTSON: Do you understand what the Chief Commissioner's just said?---*I understand.*

THE COMMISSIONER: Are you going to do that?---(No Audible Reply)

30 All right, you be on your best behaviour, now. Listen.

MR ROBERTSON: Mr Wood, did you receive a letter from the Electoral Commission in August of 2016 that Mr Tong forwarded to you?---*Yes, I have received it.*

And you told Mr Tong that you would take care of the matter, the subject of the letter. Do you agree?---*Can I have the interpreter to repeat?*

I'll repeat the question. When you received the letter in August of 2016 you told Mr Tong that you would take care of the matter, the subject of the letter. Do you agree?---*Mr Tong asked me for help, yes.*
40

And you agreed to give him help. Correct?---*I agreed to separate the private matter from the business matter and help him.*

You agreed to help Mr Tong. Do you agree?---*Yes.*

As at August of 2016 you knew that Mr Tong thought that his name had been fraudulently used for a donation. Do you agree?---*No.*

He told you in August of 2016 that his name had been fraudulently used for donation. Do you agree?---*I disagree.*

And he told you that he hadn't donated any money to the Labor Party in connection with the 2015 Chinese Friends of Labor event. Do you agree?
---*I do not know. I disagree.*

10

No. You know because you had a conversation with him in August of 2016. Agree?---*Even if we had conversation I was only comforting him, I did not know what had happened.*

No, I'm not asking about whether you were comforting him, what I'm saying is that Mr Tong made it very clear to you, at least by August of 2016, that he considered that his name had been fraudulently used by a donation. You accept that, don't you?---*I disagree.*

20

So are you denying that Mr Tong said to you at any time prior to or including in August of 2016 that he thought that his name had been used for a donation that he didn't make. Is that your honest evidence on your oath, is it?---*In September 2016 he denied it and he regretted it.*

Are you saying that by September of 2016 Mr Tong had made clear to you that his name had been used for a donation that he did not in fact make. Is that what you're saying?---*I don't know whether he had made a donation himself, that I don't know, but he definitely signed - - -*

30

No, no, no, no, stop, sorry, I'm going to stop the translator there I'm sorry.

THE COMMISSIONER: It doesn't answer the question.

MR ROBERTSON: I'm going to put the question again.

40

THE COMMISSIONER: Mr Wood, we're going to be here for a long, long time with you because you will not answer questions, you will avoid questions, you make speeches. I don't know how many times I have to say it to get it into your head, you are here under an obligation to be truthful, to cooperate with the Commission, not to lie, not to obstruct, not to interfere. Do you understand?---(No Audible Reply)

You do. You don't need that translated. You understand what I'm saying?
---Yep.

What am I saying? What am I saying to you?---Just yes and no and don't lie, tell the truth.

Yes, that's right. And not obstruct. Don't interfere with this Commission. Do you understand what I'm saying in English?---Ah hmm.

Right. Are you going to do that?---Yep.

Are you going to do that?---I try the best.

10 Yes. Well, you do your best, but you do your duty. You don't make speeches, you listen to the question, the point of the question and answer the point of the question. Do you understand?---Yep. I try the best. I take the point, okay.

You try your best.---Yeah.

You stop avoiding the question, won't you, stop avoiding the question? ---Yep, stop.

20 MR ROBERTSON: Mr Wood, I'm going to state a question. I'm then going to ask you whether you understand the question and I'm then going to ask you to answer the question. Do you understand?---Ah hmm. *Thank you, respectable Mr Robertson.*

My question is, by September of 2016 had Mr Tong told you that his name had been used for a donation that he did not make? I'll ask that question to be translated first and then we'll pause. Do you understand the question that was just translated to you?---*Understand.*

30 What is the answer to that question?---*I only came to know about it in September, 2016.*

So by September of 2016, you knew that Mr Tong thought that his name had been falsely used for a donation, is that right?---*Yes.*

Is that a convenient time?

THE COMMISSIONER: Yes. Adjourn until five past 2.00.

40 **LUNCHEON ADJOURNMENT**

[1.03pm]