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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 2.00PM

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.

THE COMMISSIONER: Yes, Mr Robertson.

MR ROBERTSON: Mr Wood, in response to the direction the Chief Commissioner made this morning you've had delivered to the Commission four pieces of paper. Is that right?---*Yep.*

10 And so when you say, when you referred to a diary this morning, is it right that you simply handwrite out on pieces of paper the particular things that are arranged to be done on particular days. Is that right?---*Yes.*

And have you looked at these four pieces of paper that have been delivered here today?---*I have had a look.*

And have you identified a record of the meeting that you referred to this morning?---*Yes.*

20 And according to that record, what date was the meeting that you've identified by reference to your handwritten diary?---*3 April it was.*

And that was a meeting at which who attended?---*There were four people altogether.*

And who are those four people?---*One of them being myself and Ernest Wong, Craig Muming, someone by the name Craig Muming.*

30 Who is that?---*It's a friend from a consultancy company.*

What's the name of that consultancy company?---*Chinese Australian Consultancy Company.*

Can you just give me the name again, please, Mr Wood? Was that a Mr – is that a Munnings or a Mooney, what was the name?---Muming.

Do you know how to spell that?---M-u-m-i-n-g, just like that. Yeah.

40 Who was the fourth person at the meeting?---*Kenny Zhan.*

What was discussed at the meeting?---*We, in the meeting, we discussed about the future development of the company, our Wu, Wu International, and the work that we should do after the election. Ernest Wong, now being a solicitor, said that he can, being a lawyer, said he can assist us if we have any, assist us with our business if there is any that he can assist with as a solicitor, as a lawyer.*

So are you saying you've now engaged Mr Wong as a lawyer for Wu International, are you?---*No.*

Well, then why was Mr Wong at a meeting that was discussing the future development of Wu International?---*He ask if we have, we have been, we have experienced any difficulties or challenges which his law firm can assist us with.*

10 Who arranged the meeting that you've just been mentioning?---*Craig Muming made an appointment for me.*

Who invited Mr Wong?---*Craig Muming invited him to come.*

Does Craig know Mr Ernest Wong?---*Yes.*

Did Craig explain to you why he wanted Mr Wong to attend the meeting? ---*No.*

20 When is the last time you had contact with Mr Wong? Was it at that meeting or at some other time?---*I saw him for the last time in an overseas meeting at the end of June, 2019.*

Where overseas were you in June 2019?---*In Pintang district, Fujian Province, P-i-n-t-a-n-g, Fujian spells F-u-j-i-a-n.*

Is that the last time you've had any contact with Mr Wong? For example have you contact him by WeChat, telephone, email or in some other way? ---*That was the last time and nothing since.*

30 THE COMMISSIONER: When you were in China with Mr Wong, did you have a discussion with him about the subject matter of this investigation? ---*No.*

Did Mr Wong say anything at all to you about the investigation?---*No.*

Is that no a truthful no?---*Absolutely.*

Of course.

40 MR ROBERTSON: You have discussed this investigation with Mr Wong before though, haven't you?---*No, no.*

Never a single word of discussion about this investigation? Come on, seriously?---*I can only say that to my recollection, no.*

Mr Wood, you worked in Mr Wong's office with him, didn't you?

THE INTERPRETER: Pardon?

MR ROBERTSON: You worked with Mr Ernest Wong in his Parliament House office, didn't you?---*Yes.*

You had an access card to Parliament House that Mr Wong arranged. Correct?---*Yes.*

10 You had access to Mr Wong's office and the Parliament House at a time where you knew that the Electoral Commission was conducting an investigation. Correct?---*Yes.*

You're not seriously suggesting that in all of that time you had no discussion with Mr Wong about the Electoral Commission's investigation or this Commission's investigation. Seriously?---*No, never discussed. When I worked in his office I worked for one or two hours as a volunteer only and we have never discussed about it.*

20 Looking at websites. Is that right?---*To do translation as well from English into Chinese, some documents.*

THE COMMISSIONER: But you discussed Mr Wong's – sorry – you discussed Mr Tong's concern about having been asked to sign a donation form, didn't you?---*No.*

Put it this way, you discussed Mr Steve Tong sometime after 25 March, 2015, on more than one occasion concerning the donation question, didn't you?---*No.*

30 But you discussed the issue about him going to Parliament House. In fact, you help arrange for him to be driven to Parliament House, isn't that right? ---*That's true.*

So you arrange for one of Wu International's employees to pick Mr Steve Tong up from his home in one of the company's cars, then drive him and take him into Parliament House, didn't you? You arranged for him to do all of those things.---*Yes.*

40 And did all of that and made those arrangements to assist Mr Tong and – I withdraw that. You made those arrangements, firstly, at the request of Mr Wong, didn't you?---*No.*

How did it come about that one of your employees in one of your company's cars picked Mr Tong up and drove him from the outer suburbs to the city into Parliament House? How did all that come about?---*I asked Mr Tong if he needed help. He said yes. So I helped drive him there.*

Well, that's a complete lie, isn't it? That's a complete lie, isn't it? ---*Respectable Commissioner Peter, this is not a lie.*

10 You know that it was Ernest Wong who spoke to you about getting Steve Tong to go and see him in the city, that's the way it came about, wasn't it? And before you answer, Mr Wood, and I'll put the question again in a moment, you should be aware of the fact that the Commission has already obtained a good deal of information – some of it's already been in this public inquiry – as to exactly what happened about Mr Tong's visit to Parliament House, and how it came about, and what happened at the meeting between Mr Tong and Mr Wong. I just make you aware of all of that so that you don't fall into the trap, deliberately or otherwise, of lying about this aspect of the matter. Do you understand?---(No Audible Reply)

So, sorry, so making you aware of what we know about this visit, I've given you fair warning to answer truthfully your knowledge about it too. So there are three people involved. There's Ernest Wong, Mr Tong, and you. All right? Understand? Did you understand what I've just said in English? ---Yes, I do.

20 Yes, all right. I'll put it again, and you listen very carefully, and you answer this truthfully. You know how this meeting was arranged, don't you, for Mr Tong to be taken into Parliament House? You know how that visit was organised, don't you?---I have made an arrangement but at the end they went to the Parliament House and I learnt about it only afterwards.

30 You knew from the start that Mr Ernest Wong wanted to speak to Steve Tong. You know that because he asked you to arrange to get Mr Tong into Parliament House to see him. Now, that is the truth, isn't it?---*I did arrange for the meeting, it was not Mr Wong who arranged for the meeting, but the location has been changed and I came to know that it has been changed to the Parliament House only at a later stage.*

Mr Ernest Wong asked for this meeting with Mr Steve Tong, didn't he, and you know that?---*I do not know about that.*

You do know. You do know, don't you, the answer to that, and the answer is Ernest Wong requested you to arrange for Steve Tong to be picked up by one of your employees and taken to Parliament House?---*I can honestly say that I did arrange for the meeting. That's all I can say.*

40 At the request of Ernest Wong.---*He didn't, not at his request, he did not require, request or require me to arrange for this meeting, no.*

That is a complete lie, that answer, isn't it?---*This is a fact. I didn't lie.*

And you know that Mr Ernest Wong wanted to talk to Steve Tong about the donation matter, don't you?---*I really didn't know.*

In answering that question you continue to lie, don't you?---*I am not and I have no intention to. Basically I'm answering the questions truthfully.*

MR ROBERTSON: Why did you arrange the meeting, then, if it was not at Mr Wong's request?---*After Dr Liao died the matter has become more complicated and serious. I don't know what happened so I want to arrange for Mr Tong to meet with Mr Wong. If Mr Tong is willing to meet up then I would, then I would make the arrangement.*

10 THE COMMISSIONER: And what would Ernest Wong do to help Steve Tong in relation to the death of Dr Liao?---(No Audible Reply)

What would be the purpose of that?---*I wanted to have things clarified, to find out what exactly what went wrong at the donation, with the donation.*

MR ROBERTSON: So, Mr Wood, are you saying it was your idea for there to be a meeting between Mr Wong and Mr Tong?---*Yes.*

20 And can I tell you that both Kenny Zhan and Mr Steve Tong have given evidence to this Commission inconsistent with what you've just said. Do you say both of them are lying, do you?---*They have their own versions but I'm telling my own version according to my belief.*

Kenny Zhan is one of your employees. Correct?---*Yes.*

He is also your cousin. Is that right?---*Yes.*

Is he a citizen of Australia?---*He's a PR.*

30 He has permanent residency of this country. Is that right?---*Yes.*

Do you know whether Mr Zhan knows Mr Wong?---*Yes.*

How does he know Mr Wong?---*In the community as well.*

Have you arranged any meetings between Mr Wong and Mr Zhan?---*No.*

THE INTERPRETER: Zhan is spelt Z-h-a-n or Z-h-a-n-g?

40 MR ROBERTSON: Z-h-a-n.

THE INTERPRETER: Okay.

THE WITNESS: *No.*

THE COMMISSIONER: But you know it was him who drove Mr Steve Tong to Parliament House, don't you, your cousin?---*I came to know afterwards.*

MR ROBERTSON: The meeting that you arranged with Mr Wong and Mr Tong, how did you communicate with Mr Wong to arrange it, did you send him an email or did you call him or how did you contact him?---*I asked Ken, Mr Ken, Kenny Zhan to make, to contact and make arrangement.*

So are you saying you didn't speak to Mr Wong directly about the matter?
---*That's right.*

10 THE COMMISSIONER: Do I understand you to say that the purpose of this meeting at Parliament House with Mr Steve Tong was, had something to do with the death of Dr Liao?---*It's not this matter, it's brought about by that.*

Sorry, say - - -

THE INTERPRETER: "It's brought, it was brought about by that."

20 THE COMMISSIONER: I couldn't hear you again. It wasn't - - -?

THE INTERPRETER: "It was brought about by that."

THE COMMISSIONER: It was brought about. All right. What was the purpose of the meeting that you organised between Mr Wong and Mr Steve Tong?---*I let, I, the purpose was to let them clarify about the donation, for the, for 12 March, 2015.*

30 Oh, so it did have something to do with the donation question, is that right?
---*Yes, that was my intention when I asked for, when I arranged for them to meet up.*

And what was it about the donation issue that made you organise this meeting between Mr Wong and Mr Steve Tong?---*The, in relation to whether, why Steve Tong said that he, his name was fraudulently used, why he did sign on the form for the donation. I wanted them to get to the bottom of it.*

40 And why did you ask Mr Wong, why did you choose Mr Wong to explain that to, or deal with that with Mr Tong?---*Because the form was sent back. The form for the donation was sent back to him.*

Sent back to who?---*Sent back to Ernest Wong.*

How do you know that?---*Mr Liao, Dr Liao was asked in, in September, 2016, and I ask him who asked, and he said I asked Dr Liao.*

How do you know the form was sent back to Ernest Wong?---*I asked Dr Liao, he told me so.*

Yes.

MR ROBERTSON: Can we have, please, MFI 17, PDF page 3 ready? And before that's brought up, I think you agreed this morning, Mr Wood, that you regard Mr Steve Tong as an honest man, is that right?---*Yes.*

10 Can we have MFI 17, PDF page 3 on the screen? What Mr Steve Tong writes in this email to you is honest and true, do you agree?---*I do not, I do not know whether is true, it was true or not.*

Well, you know that Mr Tong's name was used to donate money to the Labor Party, don't you, so you know that part's true, do you agree?---*I cannot ascertain, I do not know whether someone has fraudulently used his name for a donation.*

Have a look at numbered paragraph 3 about half the way down the page.

20 THE INTERPRETER: Number 3 or paragraph 3? My apologies.

MR ROBERTSON: The one with the number 3 next to it about halfway down the page. You know that Mr Tong didn't agree for his name to be used for a donation, don't you?---*Not true.*

Are you saying Mr Tong was lying in this email. Is that right?---*I believe he was lying.*

30 THE COMMISSIONER: But he's an honest man, you said. Why would an honest man lie to you?---(Speaks Mandarin)

Stop making speeches. What's he saying?---*He's never lied to me, so our relationship has been good, but in relation to this matter I don't know what was true or what was not true. Why he signed for it, why he made the donation.*

MR ROBERTSON: Are you trying to change your evidence again? You told me that Mr Tong was lying in this email. Is that your evidence?---(Speaks Mandarin)

40 I'm going to stop you again otherwise we're going to be here for another three weeks. Do you say that Mr Tong is lying in this email to you, yes or no?---*I think they were predominantly lies from him.*

THE COMMISSIONER: Did you reply to this email?---*No, I haven't replied to him in any way.*

You didn't speak to him about his email?

THE INTERPRETER: Pardon?

THE COMMISSIONER: This email on the screen, 16 May, 2017?

THE INTERPRETER: What was your question, Your Honour?

THE COMMISSIONER: You didn't speak to him after you received this email of 16 May, 2017, about the email and what he was saying in it?
---(Speaks Mandarin)

10

What did he, what's he saying now?---*No, I haven't spoken to him but I spoke to Dr Liao and Dr Liao said he would speak to Tong.*

But this letter was addressed to you. You didn't reply by email. Is that right, you didn't reply?---*No.*

Did you write a letter in reply?---No.

20

You didn't speak to the man directly about what was troubling him as referred to in this email? Did you speak to him about this?---*I did not speak to him about it.*

It's addressed to Alex Wu. That's you, isn't it?---*Yes.*

30

If this man was raising all these concerns, saying, in effect, "I've been taken for a ride, somebody's used my name, I never made a donation," he's accusing you of lying in this email, and you don't even respond. That's amazing. Can you give an explanation as to why you didn't even acknowledge or reply to his email in writing, verbally, or in any other way?
---*I did not give him any reply, but I spoke to Dr Liao, and Dr Liao said he will speak to Mr Tong, and he will help him.*

This is a man who at the time you received it you held respect for. Yes or no?---*Yeah, I do hold him with high regards.*

You knew him to be diligent and reliable, yes or no?---*Yes.*

40

And when you received this email, you knew he was an honest man, yes or no?---(No Audible Reply)

Yes or no?---*Yes, he is honest.*

You could see that he was raising very serious matters in this email. You could see that, couldn't you?---*I can't tell whether it's a serious matter or not, or how serious it was.*

You knew that what he was writing about was a very serious matter. Correct? Yes or no?---(No Audible Reply)

Yes or no?---(No Audible Reply)

Why are you sitting there not answering? Yes or no to that question?
---*To him it was a serious matter.*

To you it was apparent that he was raising a very, a number of serious matters.---(Speaks Mandarin)

10 No, just stop there, stop there.---Okay.

What's he said so far?---*This question's when he told me - - -*

Listen, listen here to this question.---Okay.

You know that he was raising a number of serious matters in this email to you, personally addressed to you, don't you? Yes or no?---*Yeah, that's right, they are quite serious.*

20 And in it he said, at the end of the second paragraph from the top, "You lied." You see those words he's written? "You lied." That's you. Alex Wu or Alex Wood. He's saying, "You lied." Do you see that? Do you see those words? Do you see those words?---*Yes.*

And you didn't even respond to this man you respect, who's diligent, reliable, and honest, accusing you of lying. You didn't even respond to that. Why? Why did you not reply and say, that is wrong, I didn't lie?---(Speaks Mandarin)

30 All right. Stop it there. What have we got so far?---*Because he truly made a mistake and he had heart problems, I know he had bad health, I don't want to argue with him and that's why I chose not to respond, but I did speak to Dr Liao and ask him of his opinion and Dr Liao said he would help him deal with it.*

Is that the only reason that you didn't have the courtesy to reply and say, I don't lie, I didn't lie to you? Is that the only reason, because he had heart trouble or had some health issues?---*Yes, and that was how I handled the matter.*

40

But your normal practice is that if you receive an email from somebody addressed to you personally, you normally do reply to emails addressed to you. Is that right?---*Normally if it wasn't someone I respect and not someone I trust then I would sue the person. I will find a solicitor and sue him.*

But if you receive an email from somebody who you respect, regard as a diligent reliable employee who's an honest man, you would always respond to such a person's email wouldn't you, normally?---(No Audible Reply)

Are we going to get an answer from you?---(Speaks Mandarin)

Just yes or no?---*I never - - -*

10 Why are you pausing? It's either yes or it's no. Which of those two is it?
---(Speaks Mandarin)

Yes or no?---*Because I'm still thinking about the question, I want to - - -*

Okay. Answer it now. Yes or no?---Okay, no.

That's your stock answer. Now - - -

20 MR ROBERTSON: The reason you didn't respond to this email was that the contents of it were true and you knew it to be true. Do you agree?
---(Speaks Mandarin)

No, I don't want another speech. I'm going to put the question again. The reason you didn't respond to the email on the screen was that the matters stated were true and you knew them to be true. Do you agree or not?
---*That's not true and I know them to be not true. To me they were not truthful.*

30 THE COMMISSIONER: What's not truthful about them? What part of that email is not truthful?---Okay. Okay. *Number 1, when responding to number 1, I do not know such donation. If he did not know about the donation, why would he sign for it?*

Don't comment. What other parts of it are not truthful?---*Number 2, he said, "Ah, you, or your company used my name for the donation." This is not true and impossible.*

40 Anything else?---*Number 3, using his name to do the donation, he has read the terms before he signed on it. Why did he say that, it say otherwise when he has already signed for it?*

Have you now answered my question? Anything else untruthful in that?
---*Number 4, whether or not he has paid, I do not know about that.*

Do you have any other comment to make on the email?---*Number 5, whether he has the capacity to make that donation, I do not know.*

MR ROBERTSON: I tender the email on the screen, email from Mr Tong to Mr Wu, 16 May, 2017, 6.22pm.

THE COMMISSIONER: Yes, that email will be admitted. It'll become Exhibit 310.

#EXH-310 – EMAIL FROM STEVE TONG TO ALEX WOOD (AKA WU) ON 16 MAY 2017 AT 6:22PM

10 MR ROBERTSON: Mr Wood, are you sad that Dr Liao is dead?
---*Respectable Mr Robertson and Mr Commissioner, I was very, very sad.*

Do you feel guilty that he's dead?---*Not guilty.*

THE COMMISSIONER: You know the reason he left in his suicide note for taking his life, don't you?---*I saw it, I came to know when I saw it after his death.*

MR ROBERTSON: Have you read his two suicide notes, one to his wife
20 and his daughter, and one to his wife, have you read those?---(Speaks Mandarin)

THE COMMISSIONER: Well, have you or have you not?

MR ROBERTSON: Have you read them?

THE COMMISSIONER: Have you read them? That's all you're being asked.---*He left it at his office desk, yes, I have.*

30 MR ROBERTSON: Have you read the two suicide notes?---*If it was, was written, left at his desk, yes, I have read them.*

I'm going to hand you a copy. I won't put this up on the screen, Chief Commissioner, for what I would hope are obvious reasons. I'll give one to my friend who appears. You have seen both of the two pages that I've just given you?---*Yes, he left them at his office desk.*

And you've read both of those two suicide notes before I gave them to you today. Is that right?---*Yes.*

40 When you read those notes, did that make you sad?---*Very, extremely sad.*

You know that Dr Liao was feeling under lots of pressure before he committed suicide. Do you agree?---*I do not know whether he was under a lot of stress or not. The day he died or around that time he appeared like normal, he would still talk and chat and I can't tell that he was under a lot of stress or not.*

Dr Liao met with Mr Ernest Wong in the days leading up to his death. Is that right?---*I really don't know about that.*

You knew that Dr Liao was due to give evidence before this Commission on the Monday after he committed suicide. Correct?---*He did have a leave application, he did make a leave application but I don't know exactly what for.*

10 No. He told you that he was coming to this Commission, didn't he?---*He had not told me.*

And you told him that he should stick to the story that he had earlier told. Correct?---*No.*

You said the same thing to Mr Steve Tong before he was due to give evidence before this inquiry in a private session. Do you agree?---*No.*

20 Do you deny that on your oath, do you?---(No Audible Reply)

Do you deny that you said to Mr Tong, "Just stick to what you had said earlier and it will be fine?"---*Yes, I'm denying having said so to him.*

That's another lie you're telling to this Commission. Do you agree?
---(Speaks Mandarin)

30 I'm not asking – Mr Wood, I'm not asking for another speech, I'm saying that you have just lied to this Commission by denying that you said to Mr Tong words to the effect of, "Just stick to what you had said earlier, then it will be fine." Do you agree that you were lying when I asked you that?
---(No Audible Reply)

Are you lying or are you not lying? It's a simple question, Mr Wood.
---(Speaks Mandarin)

No, no, no, I'm - - -

THE WITNESS: *I'm so confused now. I really have no intention to lie.*

40 MR ROBERTSON: Let's be very clear about it. You said to Mr Tong in November of last year that before this Commission he should just stick to what he had said earlier, then it will be fine. Do you agree that you said words to that effect to Mr Tong or not?---*I didn't, yes, I deny having said those words.*

Chief Commissioner, in light of the evidence that's arisen this morning, in my submission you should issue a notice under section 22 of the Independent Commission Against Corruption Act requiring Mr Wood to

produce the computer in respect of which there were emails from Dr Liao. You'll recall that Mr Wood gave evidence to the effect that he looked at a computer other than his usual computer and he was able to see the email account of Dr Liao. It's conceivable that there's evidence on that computer that's relevant to this investigation and in my submission an appropriate course is the issue of a notice returnable forthwith.

THE COMMISSIONER: Yes.

10 MR ROBERTSON: I provided as you know a draft form of notice to that effect. It's drafted deliberately so in quite broad terms, but it should in my submission be issued and served on the basis that if a smaller number of documents and things can be produced in order to achieve the forensic purpose of finding the emails which may be relevant for this investigation, it should be within the investigator's remit to request and require production accordingly.

THE COMMISSIONER: Yes. Have you the form of the section 22 notice there?

20

MR ROBERTSON: I hand up a suggested form.

THE COMMISSIONER: Thank you. Mr Wood, you are going to be required, under a notice addressed to the proper officer of Wu International Investments Pty Ltd, to produce items described in the schedule to the notice. You will see that the schedule refers to all computers, laptops and other electronic devices on which any emails sent or received by the following persons are stored or from which any such emails are capable of being retrieved. The names of the persons are Dr Liao and yourself.

30

---*Understand.*

Now, the notice will require production of those items forthwith – that means today, in effect. In order to facilitate or make easier compliance by you – or the proper officer of the company, who I take to be you – the Commission is prepared to have its own officers attend at the premises of Wu International, and if on examination, or if you, with your assistance, the computer, if there's only one, or more than one, that has emails concerning Dr Liao, which he may have sent to you, for example, or you might have sent to him, about the matters of this investigation, then it won't be
40 necessary to produce all the computers or all the laptops and the other electronic devices. So what I'm saying is, to make this an effective, an easier exercise, are you prepared to allow the Commission officers to come onto the premises, with your assistance, to find the computer that's relevant – or if there's more than one device, the devices – so that it won't disrupt your company's operations?---(No Audible Reply)

Are you prepared to cooperate in that way, to find the relevant emails so as to avoid having to have all the computers removed from your premises, and other devices?---*I'm happy to cooperate.*

COMMISSIONER'S DIRECTION: PURSUANT TO SECTION 22 OF THE INDEPENDENT COMMISSION AGAINST CORRUPTION ACT, THE WITNESS IS REQUIRED TO PRODUCE FORTHWITH ALL COMPUTERS, LAPTOPS AND OTHER ELECTRONIC DEVICES ON WHICH ANY EMAILS SENT OR RECEIVED BY DR LIAO AND THE WITNESS ARE STORED OR FROM WHICH ANY SUCH EMAILS ARE CAPABLE OF BEING RETRIEVED.

THE COMMISSIONER: All right. Ms Li, do you want to be heard on this? I've read the relevant provisions of the schedule, which requires production of the items I've indicated. Your client says he will cooperate, so that the intention would be for officers of the Commission this afternoon to go to the premises, try and identify the relevant emails, and have them downloaded. It seems to me that that would be in the interest of all parties the better way of going in order to minimise having to take too many computers and devices from the premises, which might disrupt the operations of Wu International. So, is there anything you want to say or be heard on?

MS LI: I think just to make it clear – so, if the computer's there, if you're able to identify one particular computer or two particular computers which have the correspondence that you're searching for, then all other electronic devices will remain?

THE COMMISSIONER: Correct. All right?

MS LI: Yes, that's fair. Ah hmm.

THE COMMISSIONER: Okay. Ms Li, can I just ask you one question, and you don't have to answer this, but it may facilitate when we resume on another occasion with your client. Have you been able to communicate adequately in English, the English language with your client?

MS LI: There are times when I do have to question Alex, well, sorry, Mr Wood, as to whether or not he's understood me. There have been moments where I've had my principal, who's not here at the moment – she's overseas, although she comes back today – to communicate on my behalf. So in the office, yes, I do actually have other staff who help. Other times, we do communicate in English.

THE COMMISSIONER: All right. Thank you. Very well.

MR ROBERTSON: Can I just deal with one matter, Chief Commissioner.

THE COMMISSIONER: Yes.

MR ROBERTSON: Mr Wood, I'm going to hand back the note on which you put Dr Liao's password and I'll just ask you to write down your password, please, for your email account. While that's happening can I just deal with some matters of housekeeping and logistics. Obviously enough Mr Wood will need to be recalled on another date. I don't intend to
10 continue with him tomorrow because that will cause some difficulties to the program.

THE COMMISSIONER: Yes.

MR ROBERTSON: I will call Mr Zhan tomorrow morning and I'll then proceed with Mr Cheah and then there will be a program for witnesses next week that will be published in short order, if that hasn't yet occurred.

THE COMMISSIONER: Thank you. I'll return the notice addressed to the
20 proper officer of Wu International and if we could get a copy for Ms Li as soon as possible.

MR ROBERTSON: And then can I ask the Commission to mark for identification the four pages of handwritten material that were produced in response to the requirement to produce a diary in relation to 2019.

THE COMMISSIONER: Yes. The four pages of handwritten material produced in response to the direction to produce the diary for 2019 will become MFI 18.
30

#MFI-018 – 4 PAGE DIARY ENTRIES PRODUCED BY ALEX WOOD UNDER SECTION 35(2)

THE COMMISSIONER: I'll return the notice to attend and produce documents. Are there any other matters?

MR ROBERTSON: Just pardon me for a moment. And perhaps if we
40 might mark for identification the note of the two passwords, which I think your associate presently has.

THE COMMISSIONER: Yes. The note handwritten by the witness, Mr Wood, setting out the passwords and details concerning the email account and his own, Mr Wood's own account, will be marked MFI 19.

**#MFI-019 – POST-IT NOTE HANDWRITTEN BY ALEX WOOD
CONTAINING TWO PASSWORDS**

MR ROBERTSON: And finally the two-page handwritten note which was previously marked for identification as MFI 13, being a note that Mr Wood brought when giving evidence on the last occasion, I tender that two-page note.

10 THE COMMISSIONER: Yes. The two-page note MFI 13 of Mr Wood referred to in evidence on the previous occasion will become MFI 20.

MR ROBERTSON: May it please the Commission.

THE COMMISSIONER: Sorry, are you tendering that or - - -

MR ROBERTSON: Yes, I am tendering it.

20 THE COMMISSIONER: I'm sorry. Exhibit 311.

**#EXH-311 – HANDWRITTEN NOTE PRODUCED BY ALEX WOOD
REGARDING FLIGHT DETAILS TO AND FROM CHINA
(PREVIOUSLY MFI-013)**

THE COMMISSIONER: Anything else?

30 MR ROBERTSON: Nothing else.

THE COMMISSIONER: Mr Wood, we're going to adjourn now and you'll be required to return to the Commission on a future date and your solicitor will be advised as to what date that will be. We're not in a position today to tell you what the date is but we will advise as soon as we're able to. Understand?---*Thank you.*

So you are still under summons but you are excused for today.

40 **THE WITNESS STOOD DOWN** **[3.19pm]**

AT 3.19PM THE MATTER WAS ADJOURNED ACCORDINGLY
[3.19pm]