

INDEPENDENT COMMISSION AGAINST CORRUPTION**STATEMENT IN THE MATTER OF: Op: AERO****PLACE:** Independent Commission Against Corruption**NAME:** Philip Vickery**ADDRESS:** Independent Commission Against Corruption**OCCUPATION:** Investigator**TELEPHONE NO:** 0282815999**DATE:** 5th August 2019**States: -**

1. This statement made by me accurately sets out the evidence which I would be prepared, if necessary, to give in Court as a witness. The statement is true to the best of my knowledge and belief, and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false or do not believe to be true.

2. I am 61 years of age.

3. I am an investigator with the Independent Commission Against Corruption (ICAC) and presently the case officer for Operation AERO which is an investigation into allegations concerning funding donations contrary to the Election Funding, Expenditure and Disclosures Act 1981.

4. About 3.40pm on 6 August 2018, Senior Investigator Kane and I attended Wu International Investments Pty Ltd at Suite 2 No. 38B Albert Avenue, Chatswood.

Sensitive

Signature



Witness




STATEMENT IN THE MATTER OF: Op: AERO
NAME: Philip Vickery

Whilst there, Senior Investigator KANE and I spoke with the manager director, Alex WOOD aka Alex WU. Mr WOOD amongst other matters was spoken to about the computers that Steve TONG and Quanbao LIAO used whilst working at WU International Investments Pty Ltd. Mr WOOD indicated that the Toshiba laptop sitting on the table we were seated at in the boardroom was the computer that Steve TONG used and the computer that Quanbao LIAO used was still in the office.

5. About 9.40am on 8 August 2018, Senior Investigator Kane and Smith attended Wu International Investments where a Section 22 Notice was served on Alex WOOD for the computers used by Steve TONG and Quanbao LIAO. As a result of this order, Alex WOOD identified and handed to ICAC investigators a laptop sitting on the boardroom table as the computer used by Steve TONG. Shortly after, Alex WOOD left the room and returned with a Personal Computer he identified as being used by Quanbao LIAO.
6. That same day, I caused the laptop computer identified as being used by Steve TONG to be entered into ICAC Property as a Toshiba Satellite Notebook Computer P50T-B Serial No. 8E075197S. This property was given Property Reference No. E18/0093-AS-02-014/PR-0001. I also caused for the personal computer identified as being used by Quanbao LIAO to be entered into ICAC Property as HP Pavilion Desktop All-In-One computer Model No. 24-B015A

Sensitive

Signature 

Witness 

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Serial Number 8CC63512T3. This property was given Property Reference No.
E18/0093-AS-02-014/PR-0002.

7. Sometime later, I caused for both aforementioned computers to be forensically
examined by Electronic Evidence Analyst Martin FREWEN.

Sensitive

Signature 

Witness 



INDEPENDENT COMMISSION
AGAINST CORRUPTION
NEW SOUTH WALES

Independent Commission Against Corruption Act 1988 (Section 22)

NOTICE TO ATTEND AND PRODUCE **DOCUMENTS**

Alex Wu (aka Wood)
Wu International Investments Pty Ltd
Suite 2, 38B Albert Avenue
CHATSWOOD NSW 2067

You are required to attend and produce:

- to Phil Vickery, Investigator of the Independent Commission Against Corruption ("ICAC");
- at Wu International Investments Pty Ltd, Suite 2, 38B Albert Avenue, CHATSWOOD;
- forthwith, or at such later time as agreed to by Investigator Phil Vickery

the document(s) and/or other thing(s) described in the Schedule to this Notice.

You are required to produce the document(s) and/or other thing(s) for the purposes of an investigation the ICAC is conducting.

This requirement may be satisfied by some other person(s) acting on your behalf.

FAILURE TO COMPLY

It is an offence under s.83 of the ICAC Act without reasonable excuse to refuse or fail to comply with this Notice.

DISCLOSING INFORMATION ABOUT THIS NOTICE

YOU MUST NOT DISCLOSE INFORMATION ABOUT THIS NOTICE INCLUDING THE EXISTENCE OF THE NOTICE WHICH IS LIKELY TO PREJUDICE THE INVESTIGATION TO WHICH IT RELATES.

You may disclose information about this Notice:

- to an employee, agent or other person in order to obtain information to comply with the Notice **if you have directed** the employee, agent or other person not to inform the person to whom the information relates about the matter;
- to obtain legal advice or representation in relation to the Notice; or
- for the purpose of, or in the course of, legal proceedings.

It is an offence under s.114 of the ICAC Act to disclose information about this Notice that is likely to prejudice the investigation to which it relates.

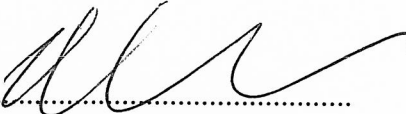
Please note:

- (a) To ensure the ICAC is able to correctly reference the document(s) and/or thing(s) you provide in response to this Notice, please **complete and include the attached Property Delivery Advice form** with the document(s) and/or thing(s) required to be produced by this notice. If you wish to change your property disposal/return instructions, address and contact information provided on the Property Delivery Advice form, you will need to advise the ICAC by contacting Property Services on **(02) 8281 5999** or via email at **property@icac.nsw.gov.au**
- (b) If the document(s) and/or other thing(s) required to be produced by this notice tends to incriminate you, **and you object to production at the time**, neither the fact of the requirement nor the document(s) and/or other thing(s) itself (if produced) may be used in any proceedings against you (except proceedings for an offence against the *Independent Commission Against Corruption Act 1988* and certain disciplinary proceedings as provided for by section 114A). The document(s) and/or other thing(s) can be used for the purposes of the investigation to which it relates.
- (c) The ICAC shall set aside the requirement if it appears to the ICAC that any person subject to the requirement has a ground of privilege whereby, in proceedings in a court of law, the person might resist a like requirement and it does not appear to the ICAC that the person consents to compliance with the requirement.
- (d) The person must however comply with the requirement despite:
 - (i) any rule which in proceedings in a court of law might justify an objection to compliance with a like requirement on grounds of public interest, or
 - (ii) any privilege of a public authority or public official in that capacity which the authority or official could have claimed in a court of law, or

(iii) any duty of secrecy or other restriction on disclosure applying to a public authority or public official.

If you have any questions about this notice please telephone Phil Vickery on (02) 8281 5999.

Date:  August 2018


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The Hon. Peter Hall QC
Chief Commissioner

SCHEDULE

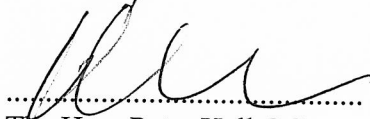
The following items in the possession, custody or control of Wu International Investments Pty Ltd:

1. All computers, laptops and other electrical devices, including mobile phones, utilised by the following persons between 1 January 2015 and the date of service of this Notice:

a. Mr Quanbao (Leo) LIAO

b. Mr Steve TONG

Date: ¹⁷ August 2018



 The Hon. Peter Hall QC
 Chief Commissioner

OFFICE USE ONLY	
This page and the preceding <u>3</u> pages is a true copy of the notice that was served:	
by: <u>Michael William Kane</u> (full name of serving officer)	
at: <u>8/8/2018 9:40 am</u> pm	
on: <u>Alex Wu @ Alex Wood</u> (subject individual)	
at/by: <u>served personally</u> (place/method of service)	
The following documents were also provided at the time of service/execution:	
<input checked="" type="checkbox"/> Property Delivery Advice form	
<input type="checkbox"/> other (specify)	
<u>M.W. Kane</u> (signature of serving officer)	<u>8/8/2018</u> (date of endorsement)

This is page 1 of the schedule to the Notice to Produce Documents addressed to Wu International Investments Pty Ltd.

PROPERTY DELIVERY ADVICE

To: Senior Property Officer
 Property Services
 Independent Commission Against Corruption
 Level 7/255 Elizabeth Street
 SYDNEY NSW 2000

Please **complete and include this Property Delivery Advice** with the document(s) and/or thing(s) you are required to produce by this notice

Email: property@icac.nsw.gov.au

The enclosed document(s) and/or thing(s) ("the property") are produced by me in compliance with a notice to produce documents, Ref: E 18/0093/AS-02-014.

(please select one of the following options)

- ☐ I require the ICAC to provide me with a receipt for the property produced.
- ☐ I do not require the ICAC to provide me with a receipt for the property produced.

Disposal/Return Instructions

If the property produced by me is no longer required by the ICAC for the purpose of an investigation to which it is relevant, including a proceeding arising from such an investigation: (please select one of the following options)

- ☐ I authorise the ICAC to destroy all of the property without providing further notice to me.
- ☐ I require the ICAC to return the property to me by arranging it to be delivered to the address mentioned below.
- ☐ (indicate here alternative disposal/return instructions below)

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Property contact information

Address for return of property:

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Email:@.....

Telephone: (.....)

Other:

If I wish to change my property disposal/return instructions, address and contact information, I will advise the ICAC by contacting Property Services on (02) 8281 5999 or via email at property@icac.nsw.gov.au.

.....
 (sign above)

.....
 (date)

.....
 (print name)