

Statutory Declaration
OATHS ACT 1900, NSW, EIGHTH SCHEDULE

I, Lei MO, do solemnly and sincerely declare as follows:

1. This declaration is made in anticipation of a summons being issued upon me pursuant to s 35(1) of the *Independent Commission Against Corruption Act 1988* ("the Act") requiring me to appear at the public inquiry which is being conducted for the purposes of the Commission's investigation code named "Operation Aero" ("the public inquiry").
2. The declaration is produced to the Commission in anticipation of formal notice being given by the Chief Commissioner pursuant to s 35(4A), excusing me from attending in answer to the summons.
3. The declaration is made and produced to the Commission under objection and only to the extent that a declaration is made by the Chief Commissioner pursuant to ss 37 and 38 of the Act in respect of the information provided herein.
4. On 30 July 2019, I was served with a summons to appear and give evidence at the public inquiry by email.
5. On the weekend of either the 10th or 17th of August 2019, I attended the Emperor's Garden Restaurant at about 3:00 pm. I had gone there to purchase "moon cakes" from the bakery after receiving a telephone call from a person I know by the name of "Sister Ming" one or two days before. Sister Ming works at Emperor's Garden. Sister Ming invited me to come down to the restaurant in the telephone conversation I had with her. She did not mention Ernest Wong. She said: "Brother Ray, come over for afternoon tea and pick up some moon cooks".
6. When I subsequently went to the Emperor's Garden Restaurant, I went inside the restaurant and spoke with a number of my former colleagues, including Sister Ming.

7. A short time after arriving, Sister Ming said: "Wong Kwok Chung is upstairs having 'tea' (yum cha). He would like to see you. He is in room 3". Wong Kwok Chung is Ernest Wong's Chinese name.

8. I hesitated but then said, "okay", and went upstairs.

9. I was concerned about meeting Ernest Wong, as I had been advised by my lawyer that I should not speak with any of the persons who were being investigated by the Commission. However, I felt that I could not say "No".

10. I was unaware that Ernest Wong was at the restaurant. If I had known he was at the restaurant and wanted to see me, I would not have gone to the restaurant. I would have been too scared, given what my lawyer told me.

11. I went upstairs by myself.

12. Ernest Wong was by himself in room 3, sitting at a table.

13. From the number of plates on the table, I assumed that he had been there with a number of other people.

14. I did not sit down.

15. Ernest Wong said: "I know you have been summoned to give evidence at the public hearing. I've read the answers you have given online. There is no problem with your answers. However, there may be a problem with the forms".

16. When he mentioned "forms", I understood that Ernest Wong was referring to the Electoral Commission disclosure forms I had signed.

17. I did not understand what he meant when he said he had read my answers "online".

18. When he said there was "no problem" with my answers, I understood him to mean the answers I had previously given to the Commission in private.

19. Ernest Wong then said: "Don't worry about it. Just remember what you have already told them".

20. I replied: "Mmm".

21. When I said "Mmm" I meant "okay".

22. I understood from the conversation that Ernest Wong wanted me to continue with the lie about the donations.

23. The conversation was very brief.

24. I was very scared at this time. I was scared of Ernest Wong and I felt I could not say "No" to his face.

25. I then went downstairs and took some moon cakes from the bakery and left.

26. I was not very surprised that Ernest Wong was present at the restaurant. When I was working at the restaurant he came 2 or 3 times a week at a minimum. However, I thought that Jonathan Yee would also be there, as he was the person who had previously given me instructions about what I was to say in relation to the subject of political donations.

27. When I attended the restaurant on this occasion, I did not see Jonathan Yee, Valentine Yee, Wei Shi or Teresa Tam. However, I did see Patricia Sui and May Ho Yee. Patricia Sui and May Ho Yee were in the cashier's area. I had a brief conversation with them but did not discuss the investigation or my meeting with Ernest Wong.

28. This was the first and only time I met with Ernest Wong in relation to the subject of political donations.

and I make this solemn declaration conscientiously believing the same to be true, and by virtue of the provisions of the *Oaths Act 1900*.

Declared at: Sydney on 2 October 2019
[place] [date]
x [signature]
[signature of declarant]

in the presence of an authorised witness, who states:

I, TARAN RAMRAKHA, a BARRISTER,
[name of authorised witness] [qualification of authorised witness]

certify the following matters concerning the making of this statutory declaration by the person who made it: [** please cross out any text that does not apply*]

1. ~~*I saw the face of the person OR *I did not see the face of the person because the person was wearing a face covering, but I am satisfied that the person had a special justification¹ for not removing the covering, and~~
2. ~~*I have known the person for at least 12 months OR~~ *I have confirmed the person's identity using an identification document and the document I relied on was

DRIVER LICENCE NO.

[describe identification document relied on]

[signature]
[signature of authorised witness]

2/10/19
[date]

¹ The only "special justification" for not removing a face covering is a legitimate medical reason (at September 2018)

Statutory Declaration
OATHS ACT 1900, NSW, EIGHTH SCHEDULE

I, Wei Neng Zhou, do solemnly and sincerely declare that

1. I am a qualified interpreter in Mandarin. My qualification to interpret is "Certified Interpreter" in English and Mandarin, issued by the National Accreditation Authority for Translators and Interpreters. I am competent to interpret between the English language and the Mandarin language.

2. On 2 October 2019 I attended Denman Chambers, located at Level 7, 185 Elizabeth, Sydney, NSW, with Taran Ramrakha (Barrister) and Lei Mo (the declarant) for the purpose of providing interpreting services to enable the declarant to make a statutory declaration.

3. I spoke to the declarant in the Mandarin language and I established that this is his customary language.

4. Before the declarant signed the statutory declaration, I truly interpreted, to the best of my skill and ability:

- the contents of the statutory declaration (annexed and marked 'A') which were read aloud to the declarant by the Barrister;
- the relevant warnings and advice provided to the declarant by the Barrister; and
- the questions that the Barrister asked the declarant.

5. Before the declarant made the statutory declaration, I truly interpreted, to the best of my skill and ability, the declarant's responses from Mandarin to the English language.

6. I do not have a personal relationship with the declarant.

7. Other than payment for professional services, I receive no financial or other benefit from the matters to which the declarant's statutory declaration relates.

and I make this solemn declaration conscientiously believing the same to be true, and by virtue of the provisions of the *Oaths Act 1900*.

Declared at: Sydney on 2 October 2019
[place] [date]

X
[signature of declarant]

in the presence of an authorised witness, who states:

I, TARAN RAMRAKHA, a BARRISTER,
[name of authorised witness] [qualification of authorised witness]

certify the following matters concerning the making of this statutory declaration by the person who made it: [** please cross out any text that does not apply*]

1. ~~*I saw the face of the person OR *I did not see the face of the person because the person was wearing a face covering, but I am satisfied that the person had a special justification¹ for not removing the covering, and~~
2. ~~*I have known the person for at least 12 months OR~~ *I have confirmed the person's identity using an identification document and the document I relied on was NSW MULTICULTURAL NSW CARD (D)

[describe identification document relied on]


[signature of authorised witness]

2 October 2019.
[date]

¹ The only "special justification" for not removing a face covering is a legitimate medical reason (at September 2018)