

MR ROBERTSON: I'll just wait for it to be confirmed that the public stream has ended. Mr Maguire, what I'd like you to reflect on is an answer that you gave to a question that I asked you in the public session, the public inquiry, namely, whether the close personal relationship that you had with Ms Berejiklian in fact started in 2015 or 2016 or whether it in fact at least started at some earlier point in time. Now, I accept that these are the kind of things that develop over time.---Yes.

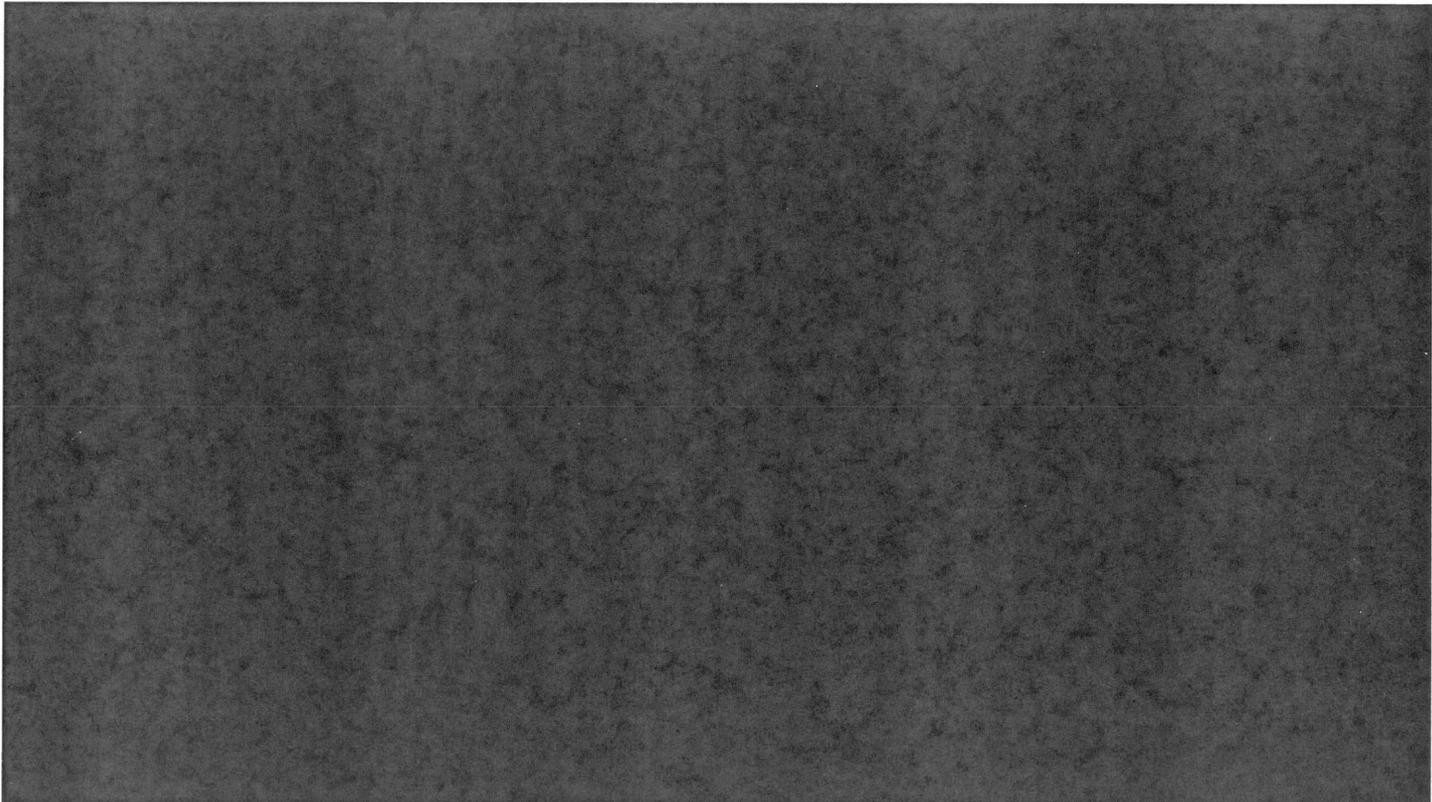
10 But what I want you to reflect on or what I'd like you to reflect on is whether it's at least possible that a close personal relationship, a close emotional attachment and close relationship between you and Ms Berejiklian may in fact have been on foot at some time prior to 2015. ---Yes.

20 And so doing the best you can, when do you think the relationship developed into something that could be fairly described as a close personal relationship as distinct from a friendship?---Oh, I don't know that I could put a date on it. We, we were always good friends and slowly over time the, the relationship developed. I, I couldn't tell you when it started.

I'm not suggesting for a moment that there's some magic date - - -?---Yes.

- - - that you can identify, but would it be fair to say that you were in a close personal relationship with Ms Berejiklian in calendar year 2014?---Yes.

What about 2013?---Yes.



**<DARYL WILLIAM MAGUIRE, on former affirmation [2.22pm]**

MR ROBERTSON: Mr Maguire, the Commission is presently in a private session within the public hearing. I'm going to show you a redacted page of the session immediately before lunch yesterday that was held in private.  
---Yes.

10 It's page 1714. You recall I asked you certain questions, including for you to reflect on certain questions that I asked you in the public session. And can I ask you to draw your particular attention towards the bottom of the page.---Yes.

Line 24 or thereabouts.---Yes.

I said, "But would it be fair to say that you were in a close personal relationship with Ms Berejikian in calendar year 2014?" And you say, "Yes." Do you see that there?---Yes.

20 "What about 2013?" You say, "Yes." Do you see that there?---I see that.

Now, obviously that's from your perspective. From your perspective the relationship was a close personal relationship on those two dates that you there identify. Do you agree?---I see that. But '14 was clearer in my mind. '14/15.

30 So is it right that at least from your perspective, you were in a close personal relationship with Ms Berejikian in calendar year 2014, is that right?---I originally said '15 and I lean towards '15 still, or late '14. That was, that's my recollection, somewhere there.

As I said in the private hearing, obviously enough there's not a magic date when these things happen.---No.

But would you agree that, at least in calendar year 2014, from your perspective - - -?---Yes.

40 - - - you were in a close personal relationship with Ms Berejikian?---I couldn't describe it as, as that, as I could more in '15. But we had a relationship in '14, but I would call a very close personal relationship definitely developed into '15.

I'd like you just to reflect on that answer and reflect on 2014 in particular.  
---Yes.

And whether the answer that you've given on the page here, whether that still remains your recollection or whether, as it were, you're seeking to clarify that evidence.---Well, I, I just can't be clear. I really don't have a

firm recollection of, of the, the, the date you're, that you're seeking. But somewhere in there, our close, personal relationship began.

At least from your perspective, were you in a close, personal relationship with Ms Berejiklian at some time in calendar year 2014?---At some time.

And to be clear, that's obviously from your perspective. That's the only way you can answer that particular question, is that right?---Yes, yes.

10 Just pardon me for a moment. That's the examination that I propose to perform in private.

THE COMMISSIONER: Thank you, Mr Robertson. Mr Moses, did you want to ask any questions?

MR MOSES: I have no questions of Mr Maguire. Thank you, Commissioner.

20 THE COMMISSIONER: Thank you, Mr Moses. Mr Harrowell?

MR HARROWELL: No questions.

THE COMMISSIONER: Very well. Does that conclude the private hearing?

MR ROBERTSON: If you just pardon me for a moment, may I just be excused from the bar table just briefly?

30 THE COMMISSIONER: Yes.

MR ROBERTSON: That's all I propose to deal with in private, if it pleases the Commission.

THE COMMISSIONER: Very well. We'll just adjourn the private hearing briefly and resume the public hearing. I mean, can we just turn on the live stream, or do we actually have to physically adjourn?

40 MR ROBERTSON: I think we can just turn on the live stream. I can see some people nodding and open the door, obviously enough.

THE COMMISSIONER: Very well.

**SHORT ADJOURNMENT**

**[2.26pm]**