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2 **THE WITNESS WITHDREW**

3  
4 MR STOLJAR: Commissioner, the next witness is Mr Craig  
5 Ferguson McGregor.  
6

7 **<CRAIG FERGUSON McGREGOR, affirmed:** [2.10pm]

8  
9 **<EXAMINATION BY MR STOLJAR:**

10  
11 MR STOLJAR: Q. Your name is Craig Ferguson McGregor?

12 A. That's correct.

13  
14 Q. You are a resident of Victoria?

15 A. That's correct.

16  
17 Q. And you have prepared a witness statement in these  
18 proceedings?

19 A. I have.

20  
21 Q. This was a statement that you prepared with your  
22 solicitors and you've attached some documents. I'll hand  
23 you a folder of documents and provide a copy for the  
24 Commissioner.

25 A. Thank you.

26  
27 Q. Mr McGregor, your solicitors prepared a folder that  
28 contained your statement and numbered tabs 1 through to 14  
29 inclusive, but the pages weren't numbered, so we've  
30 prepared a version that has numbered pages throughout.

31 A. Okay.

32  
33 Q. You won't have seen that particular folder, so just  
34 glance through and make sure that nothing has gone astray  
35 with the tabs or anything like that.

36 A. It appears to be the same.

37  
38 Q. You had a couple of corrections of your statement. If  
39 you go to paragraph 13, this is a small point but you have  
40 omitted the words "of the" after the words "the records" in  
41 the first line of paragraph 13?

42 A. Yes, correct.

43  
44 Q. In paragraph 26, the third line, before the letters  
45 "MYOB", you wish to insert the word "detail"?

46 A. Yes.  
47

1 Q. And likewise in paragraph 28, in the third line, prior  
2 to the words "records of transactions", you wish to insert  
3 the word "detailed"?

4 A. That's correct.

5

6 Q. Save for those changes, are the contents of your  
7 statement dated 16 June 2014 true and correct?

8 A. They are.

9

10 MR STOLJAR: Commissioner, I'd ask that Mr McGregor's  
11 statement and the folder of materials that accompanies it  
12 be admitted into evidence.

13

14 THE COMMISSIONER: Yes, they may be admitted into  
15 evidence.

16

17 **#STATEMENT OF CRAIG FERGUSON McGREGOR DATED 16/6/2014**

18

19 THE COMMISSIONER: Do you want the accompanying documents  
20 to be separately marked?

21

22 MR STOLJAR: It may be appropriate, Commissioner, if for no  
23 other reason than in paragraph 3 they are so identified.

24

25 THE COMMISSIONER: Yes. The documents to which  
26 Mr McGregor has referred in his statement will be described  
27 as McGregor MFI1.

28

29 **MFI#1 FOLDER OF MATERIALS ACCOMPANYING**  
30 **MR McGREGOR'S STATEMENT**

31

32 MR STOLJAR: Q. Mr McGregor, you are a radiographer by  
33 profession?

34 A. Yes.

35

36 Q. You were in November 2012 elected secretary of the  
37 Victorian No 3 Branch?

38 A. That's correct.

39

40 Q. When you took over that position, you've described  
41 some issues that you had with respect to the records; you  
42 deal with that at paragraph 12 and following of your  
43 statement. Without delving into it in great detail, is the  
44 short point that, as you sit here today, you, or the  
45 No 3 Branch has not got a complete set of records for the  
46 period leading up to the merger?

47 A. That's correct, yes, we're missing significant

1 portions of our records.

2

3 Q. In paragraph 29, you describe the No 3 Branch  
4 receiving a notice to produce from this Commission and you  
5 say there you then made attempts to comply with that notice  
6 to produce, as a result of which you searched so much of  
7 the No 3 Branch records as were available to you?

8 A. Yes.

9

10 Q. You have attached some correspondence that you then  
11 had with Mr Brown at the National Office concerning results  
12 of those searches. I take you firstly to page 68 behind  
13 tab 6 of MFI1.

14 A. Yes.

15

16 Q. This is an email that you sent to Mr Brown on 23 April  
17 2014?

18 A. Yes.

19

20 Q. You had spent about three weeks or so, or staff at the  
21 No 3 Branch had spent about three weeks or so looking for  
22 documents so as to comply with the notice to produce issued  
23 by the Commission?

24 A. That is correct.

25

26 Q. And you said in your email to Mr Brown:

27

28 *The following information is sent to you in*  
29 *compliance with Resolution NE 57/214 ...*

30

31 Just pausing there. NE 57/214, does "NE" stand for  
32 "National Executive"?

33 A. It does.

34

35 Q. And was this a resolution, in substance, to the effect  
36 that any employee or officer of the HSU who became aware of  
37 any potential corruption should bring that issue to the  
38 attention of the National Office?

39 A. The National Office, to Fair Work, to the  
40 Royal Commission and, if appropriate, to the police.

41

42 Q. You said in the second paragraph:

43

44 *It is my expectation that you, in your*  
45 *capacity as Acting National Secretary, will*  
46 *with due regard for fair and proper process*  
47 *ensure that this information is dealt with*

1                   *appropriately.*

2

3           A.    Yes.

4

5           Q.    And then, as you've just indicated, you make reference  
6           to the National Executive and the like. You mention the  
7           relevant police force. Were you aware on 23 April 2014  
8           that the Victorian police had recently concluded a two-year  
9           investigation into activities or allegations concerning  
10          Ms Jackson?

11          A.    I was aware that they had.

12

13          Q.    And they had decided, in effect, not to take further  
14          action?

15          A.    Yes.

16

17          Q.    And, indeed, Detective Jenkins of the Victorian police  
18          had returned to the No 3 Branch some six boxes of  
19          documents?

20          A.    That's correct.

21

22          Q.    And these were among the document that you searched  
23          for the purpose of complying with the notice to produce?

24          A.    That's right.

25

26          Q.    Then you say:

27

28                   *This information, which I will forward as*  
29                   *individual emails with multiple*  
30                   *attachments, has been uncovered during our*  
31                   *investigations ...*

32

33                   And then you send three separate emails dealing with  
34                   the points that are identified in numbered paragraphs 1, 2  
35                   and 3 at the base of your email?

36          A.    That's correct.

37

38          Q.    If you come to page 69, dealing with the NHDA, you  
39          say:

40

41                   *... we noticed that a significant sum of*  
42                   *money had been deposited ... into an*  
43                   *account referred to as the NHDA.*

44

45                   *We contacted the bank regarding this matter*  
46                   *and were informed ... that the account*  
47                   *belonged to an unincorporated Association.*

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When you say that, are you referring to the document at page 90?

A. That's correct, from Trevor Ellis to Mr Neil Bowker, the email.

Q. Mr Ellis is an employee of the Commonwealth Bank of Australia?

A. That's correct.

Q. Mr Bowker is your finance officer?

A. Yes, that's correct.

Q. And Mr Ellis says to Mr Barker that the name of the account is National Health Development and it is an unincorporated association. Did you do a search?

A. We did a search and didn't uncover any information, in terms of we did an ASIC search.

Q. Because Mr Ellis suggests that a search be carried out. When did you do the search?

A. I can't remember exactly, but on or about the same day as we got correspondence from Mr Ellis.

Q. Is this the case, that you knew as at 23 April 2014 when you wrote to Mr Brown that there was no unincorporated association by the name National Health Development Account?

A. I'm not sure whether - I mean, the search didn't reveal whether there was an association or not. I mean the only information we had was that money had been transferred to the National Health Development Account and the bank had told us that it was an unincorporated association and, beyond that, we could find no further information.

Q. You knew that no unincorporated association was coming up with the name National Health Development Account. Did that suggest to you that there was no such incorporated association?

A. I am not aware of how these things work, whether unincorporated associations regularly returned as part of a search.

Q. You say:

*Given that there is no information pertaining to this account ...*

1  
2 That is information relating to the purpose of the  
3 NHDA et cetera:  
4

5 *... and given the fact that it is not part*  
6 *of an incorporated body, it would appear to*  
7 *be the case that members' money was*  
8 *illegitimately syphoned off during the*  
9 *period 2004 - 2011.*

10  
11 A. Where is that?

12  
13 Q. The third paragraph, page 69.

14 A. That was my speculation. My understanding was that --

15  
16 Q. You accept it's speculation, do you?

17 A. Well, my understanding is that --

18  
19 Q. Do you accept it's speculation?

20 A. Well, one thing I know for certain is that the NHDA is  
21 not a union bank account.

22  
23 Q. What information did you have available to you when  
24 you made this allegation to Mr Brown?

25 A. That members' money had been transferred from a cheque  
26 account. That cheque account was regularly used for the  
27 day-to-day operation of the branch and put in to another  
28 account over which the union had no oversight or control.

29  
30 Q. Had you checked through the bank records for the  
31 period 2004 to 2011 before you made the allegations?

32 A. We had four copies of minutes, some two lots from '99,  
33 one lot of minutes from 2009, one lot of minutes from 2010,  
34 and those were the minutes we looked at. We'd put out  
35 a notice to members suggesting that if they had minutes  
36 could they please return them to the branch. So as far as  
37 I was able, yes, I did.

38  
39 Q. I will show you a bundle of minutes and other  
40 documents. The notice to produce that you were issued by  
41 the Commission sought the production of all BCOM minutes,  
42 do you remember that?

43 A. The second notice to produce?

44  
45 Q. The second one, yes, last Friday, and this is when you  
46 produced?

47 A. That is correct.

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Q. I take it this is the totality of the minutes to which you had access when you made the statement that you make in the third paragraph of your email?

A. Yes.

Q. You hadn't seen Mr Agostinelli's audit file?

A. I had contacted Mr Agostinelli and asked for that audit file and it had not been forthcoming, so I had not seen it.

Q. In the bundle that I've just provided you, the pages aren't numbered, but if you come through to minutes of the meeting of 11 February 2009, just travel through the bundle, on the third page of those minutes there is a heading, "Finance Report"?

A. Yes.

Q. It says:

*The Secretary gave a report on branch finances.*

Did you make any inquiries as to what sort of documents were given to BCOM before you made your allegation in the third paragraph of your email?

A. No. That was the information I had, that there was a branch finance report. I don't know the details of that report.

Q. And the same applies, if you keep going through to the very last page of the bundle, you didn't make any inquiries about those reports?

A. No, I didn't.

MR STOLJAR: Commissioner, could the bundle of BCOM minutes that I have just handed the witness be marked for identification.

THE COMMISSIONER: Yes, that will be known as McGregor MFI2.

**MCGREGOR MFI#2 BUNDLE OF BCOM MINUTES**

MR STOLJAR: Q. You say in the fourth paragraph of your email that there had been clumsy attempts to hide the account and the sums deposited into it. Do you see that?

1 What were you talking about there?

2 A. We had received emails from Iaan Dick with Excel  
3 spreadsheets and therein some alterations had been made to  
4 those spreadsheets which I believe were used for the  
5 preparation of the audited financial report for Fair Work,  
6 where the sum of money equating to the amount that was  
7 transferred to the NHDA account was removed from the branch  
8 income. So there was - I can't remember the exact figure  
9 but it was income - other income of the branch minus the  
10 sum that was transferred to the NHDA, and that was my  
11 summation.

12  
13 Q. There may be reference to this on page 85. First of  
14 all, who prepared the document beginning on page 85?

15 A. That was prepared by Neil Bowker, the financial  
16 officer.

17  
18 Q. If you go to the heading "2005-06", the second dot  
19 point, it says:

20  
21 *Comparison year ...*

22  
23 And then some further information.

24 A. Yes.

25  
26 Q. And you identify a discrepancy. When you say  
27 "the report", you mean the report of Mr Dick? Is that at  
28 the end of the second dot point?

29 A. The report that was supplied to the Fair Work  
30 Commission.

31  
32 Q. That would be the audited accounts?

33 A. Yes.

34  
35 Q. Did you check with Mr Dick what that was about?

36 A. No, I didn't check with Mr Dick.

37  
38 Q. Did you check the underlying records that had been  
39 supplied to Mr Dick for the purposes of his audit for that  
40 year?

41 A. Did I check them for?

42  
43 Q. Did you check to see whether that was some issue with  
44 the underlying records or was it something that Mr Dick had  
45 done in the preparation of his audit? Did you try and  
46 satisfy yourself as to whether it was one or the other?

47 A. I am not an accountant but I spoke to the finance



1 officer and he - I'm not sure I understand your question.

2

3 Q. The proposition that the item NHDA has been dropped  
4 from expenses is in relation to some information in the  
5 final audited accounts; correct?

6 A. Yes.

7

8 Q. So if something has been dropped, it may have been  
9 dropped by Mr Dick in the preparation of his audit?

10 A. Yes.

11

12 Q. Or changed or re-categorised?

13 A. Yes.

14

15 Q. Or it may be that information was supplied to him in  
16 some form which did or didn't have it, but it may be an  
17 issue about what was given to Mr Dick, or it may be  
18 something that Mr Dick did, but you don't know one way or  
19 the other?

20 A. So the records are comparative in the Fair Work  
21 audited statement. So the one year's transactions are  
22 repeated the next year for the purposes of making  
23 a comparison, and so in the initial year the NHDA sum was  
24 displayed. When the comparison was made the next year,  
25 that line item had been dropped and there was no  
26 explanation in the report as to why that had happened. But  
27 my understanding is that those records should remain  
28 identical to the way they were presented in the previous  
29 year.

30

31 Q. You say in the next paragraph of your email:

32

33 *Reference to the account was removed,*  
34 *presumably by Holt, Jackson and Dick, from*  
35 *the Branch's financial reports ...*

36

37 A. That's back in my email?

38

39 Q. Yes, page 69.

40 A. Yes.

41

42 Q. By "Holt", you mean Ms Jane Holt?

43 A. Yes.

44

45 Q. Did you check with Ms Holt as to whether she had made  
46 these changes?

47 A. No, I didn't.

1  
2 Q. Did you check with Ms Jackson?  
3 A. No, I didn't. This --  
4  
5 Q. I thought you were concerned with fair process and the  
6 like?  
7 A. Well, this was a preliminary email to Mr Brown saying  
8 this is something we will need to look into.  
9  
10 Q. These matters then received wide publicity; is that  
11 right?  
12 A. That's correct.  
13  
14 Q. Did you supply this information to someone from the  
15 newspapers?  
16 A. I did.  
17  
18 Q. You knew when you supplied the information that  
19 nothing had been put to Ms Holt for her comment before you  
20 supplied it?  
21 A. That's correct.  
22  
23 Q. And it hadn't been put to Ms Jackson for her comment  
24 before you supplied it?  
25 A. That's correct.  
26  
27 Q. It hadn't been put to Mr Dick, for that matter, for  
28 his comment before you released it to the newspapers?  
29 A. That's correct.  
30  
31 Q. Or for that matter, Mr Agostinelli; is that right?  
32 A. That is correct.  
33  
34 Q. And you appeared on quite a number of media outlets on  
35 30 April and the following days discussing these matters  
36 and you hadn't at that time, again, given any of the people  
37 affected an opportunity to explain their position, had you,  
38 Mr McGregor?  
39 A. I believe that the --  
40  
41 Q. Had you, Mr McGregor?  
42 A. I hadn't - no, I hadn't. I believe that the  
43 journalists contacted them and asked them to comment before  
44 anything was published.  
45  
46 Q. Indeed you contacted - you released this information  
47 to the media before you supplied it to the Commission in

1 answer to the notice to produce; is that right?

2 A. That's correct.

3

4 Q. If you come back to paragraph 3 --

5 A. Of page 69?

6

7 Q. Yes. When you initially answered my question about  
8 it, you described it as your speculation; remember that?

9 A. Yes.

10

11 Q. And then I asked you to confirm that it was  
12 speculation and you didn't give me a clear answer one way  
13 or the other, and I'm asking you again: that's really just  
14 your speculation, isn't it, Mr McGregor?

15 A. That's right.

16

17 Q. You said that you'd attempted to obtain the audit file  
18 from Mr Agostinelli. When did you do that?

19 A. I can't remember exactly. I phoned Mr Agostinelli mid  
20 last year and spoke to him about that and I sent him  
21 follow-up emails requesting information.

22

23 Q. Emails, more than one?

24 A. Yes, more than one.

25

26 Q. Where do I find that in your statement, Mr McGregor?

27 A. Paragraph 26.

28

29 Q. Yes. You make reference to tab 2. Is that the only  
30 place? Have a look at 27.

31 A. Yes, page 27 is communication between Mr Dick and  
32 myself.

33

34 Q. I'm sorry, I was referring to paragraph 27 of your  
35 statement.

36 A. Paragraph 27, yes.

37

38 Q. As I understood your evidence a moment ago, you said  
39 that you had made an oral request of Mr Agostinelli to  
40 provide you with the audit documents and then you sent him  
41 a number of follow-up emails. Does that accurately  
42 summarise your evidence a few minutes ago?

43 A. Yes.

44

45 Q. Where do I find reference to your oral request of  
46 Mr Agostinelli for the records in your witness statement?

47 A. It is not there.

1  
2 Q. You made a request of him, did you?  
3 A. Yes, I did.  
4  
5 Q. When was that?  
6 A. It was middle of - I can't recall exactly.  
7  
8 Q. The middle of what? Last week? Last year?  
9 A. It was some months ago. It would have been more than  
10 six months ago.  
11  
12 Q. I'm sorry?  
13 A. Several months ago. More than six months ago.  
14  
15 Q. I see. So it had nothing to do with the notice to  
16 produce the Commission issued to you on or about 31 March  
17 2014?  
18 A. No. We were attempting to locate as many documents as  
19 we could. The reason I was contacting at that point was to  
20 see if he had copies of the branch committee minutes which  
21 we were lacking.  
22  
23 Q. Then you said you sent him an email. Is that behind  
24 tab 2, is it, page 12?  
25 A. Yes, that's correct.  
26  
27 Q. You've included an email of 8 April 2014 to  
28 Mr Agostinelli?  
29 A. Yes.  
30  
31 Q. You say there:  
32  
33 *I refer you to the GPFR ... 2009-10.*  
34  
35 Is that General Purpose Financial Report?  
36 A. That's correct.  
37  
38 Q. You refer to note 16 and you raise a question about  
39 that at the bottom of the page. On the next page you say  
40 you refer to note 13, which is a reference to Australia  
41 Bringing Hope Incorporated?  
42 A. Yes.  
43  
44 Q. You say that's problematic?  
45 A. Yes.  
46  
47 Q. And you asked Mr Agostinelli to respond?

1 A. Yes.  
2  
3 Q. You don't say anything in there about getting hold of  
4 the audit file, do you?  
5 A. No.  
6  
7 Q. You don't say anything in there about getting hold of  
8 the branch - the BCOM minutes, do you?  
9 A. No, I don't.  
10  
11 Q. Is that the only email you sent to Mr Agostinelli  
12 since 31 March 2014?  
13 A. I would need to check my records.  
14  
15 Q. You don't refer to any other email on 8 April, do you?  
16 A. In my witness statement, I don't believe so.  
17  
18 Q. In the email of 8 April you don't refer to some other  
19 email you have sent to him and say, you know, "I'm" --  
20 A. No, I don't.  
21  
22 Q. So coming back to your page 69, that's sent on  
23 23 April 2014. On 8 April, you sent an email to  
24 Mr Agostinelli asking two specific questions about the  
25 accounts, and do you say that you sent an email between  
26 8 April and 23 April asking for the audit file? You sent  
27 Mr Agostinelli an email to that effect, is that your  
28 evidence?  
29 A. Where are you referring to in my statement?  
30  
31 Q. I took you to your email at tab 2?  
32 A. Yes.  
33  
34 Q. That is dated 8 April 2014 and that is on page 12?  
35 A. Yes.  
36  
37 Q. If you come through to page 69, there's an email of  
38 23 April 2014 to Mr Brown?  
39 A. Yes.  
40  
41 Q. What I'm asking you is did you send an email - well,  
42 is your evidence that you sent an email between 8 April and  
43 23 April to Mr Agostinelli asking him for a copy of his  
44 complete audit file?  
45 A. No, that's - I mean I sent the email to Mr Agostinelli  
46 on 8 April.  
47

1 Q. Yes.  
2 A. And then I don't - well, I'm not sure, but I don't  
3 believe I sent another email to him between then and the  
4 23rd.  
5  
6 Q. So you get the notice to produce on 31 March. On  
7 8 April, you send an email to Mr Agostinelli, you don't  
8 think you sent another one after 8 April but before  
9 23 April, and then on 23 April, you send the email to  
10 Mr Brown. Is that the sequence of events?  
11 A. I believe so.  
12  
13 Q. So the position is that as at 23 April, you hadn't  
14 asked Mr Agostinelli for a copy of his audit file?  
15 A. I had previously asked him for - in my phone  
16 conversation, I believe, for all information that he had  
17 relating to the branch.  
18  
19 Q. Was this telephone conversation in about March 2013?  
20 A. I believe it was earlier than that.  
21  
22 Q. Earlier than March 2013?  
23 A. Yes.  
24  
25 Q. So it was in, what, 2012?  
26 A. No, sorry, 2013. I thought you said 2014. It was  
27 approximately then, yes, that's correct.  
28  
29 Q. 2013?  
30 A. Yes.  
31  
32 Q. Did you discuss with Mr Brown the fact that you were  
33 going to go to the media with these allegations prior to  
34 you doing it?  
35 A. I had had some discussions with Mr Brown regarding the  
36 media.  
37  
38 Q. Did you tell Mr Brown that you were going to go to the  
39 media with these allegations prior to you doing it?  
40 A. I don't think so. I can't recall exactly.  
41  
42 Q. Are you involved in giving instructions to lawyers  
43 about proceedings in the Federal Court against Ms Jackson?  
44 A. I have had discussions with lawyers about those  
45 matters, yes.  
46  
47 Q. With the lawyers?

1 A. Yes.  
2  
3 Q. Are you giving the instructions or is someone else?  
4 A. I'm not giving instruction.  
5  
6 Q. You know that in those proceedings allegations have  
7 now been made against Ms Jackson about the NHDA?  
8 A. Yes, I do.  
9  
10 Q. Do you know whether anyone has obtained the audit file  
11 from Mr Agostinelli?  
12 A. I'm not aware of that.  
13  
14 Q. Could you come to page 94 of your statement. This  
15 relates to payments to a fund called IR21?  
16 A. Yes.  
17  
18 Q. That is also a matter that you brought to the  
19 attention of Mr Brown on 23 April?  
20 A. Yes.  
21  
22 Q. At page 102, you raise the issue of AB HINC?  
23 A. Yes.  
24  
25 Q. And you say in the second - well, you refer to  
26 a donation of 5,000 and you say:  
27  
28 *AB HINC is purportedly Australia Bringing*  
29 *Hope ...*  
30  
31 Do you see that?  
32 A. Yes.  
33  
34 Q.  
35 *We have contacted the organisation and they*  
36 *do not recognise the bank account and know*  
37 *nothing of the fund raiser.*  
38  
39 A. Yes.  
40  
41 Q. You are suggesting, aren't you, in this email that  
42 money had been recorded in the accounts having been donated  
43 to a charitable organisation working to alleviate third  
44 world poverty when, in fact, the money had been used for  
45 a political donation? Is that the nub of your point?  
46 A. Well, I mean I was somewhat confused in that there was  
47 - the invitation specifically referred to AB HINC and the

1 corresponding date and sum of money in the Fair Work report  
2 referred to Australia Bringing Hope. So there were  
3 questions around that.  
4

5 Q. You asked Mr Agostinelli about that on 8 April,  
6 page 12 of your statement? Really it is on page 13. On  
7 the top of page 13, you say to Mr Agostinelli - sorry, you  
8 ask him questions about what you describe as an interesting  
9 issue and you say:

10  
11 *The reference to Australia Bringing Hope*  
12 *Incorporated is problematic for us.*  
13

14 A. Yes.

15  
16 Q.  
17 *The MYOB file records this as a payment to*  
18 *a political party ... Do you have any*  
19 *notes ...*  
20

21 And Mr Agostinelli responds later the same day. On  
22 page 12, it says:

23  
24 *I will look into the donations and also*  
25 *the minutes separately.*  
26

27 A. Yes.

28  
29 Q. Had you heard from Mr Agostinelli further?

30 A. No.  
31

32 Q. Before 23 April? So you made the complaint at 102  
33 prior to hearing back from Mr Agostinelli about that?

34 A. As I said I previously contacted Mr Agostinelli and he  
35 had not got back to me and, again, I contacted him and he  
36 had not got back to me.  
37

38 Q. Well, on 8 April he wrote to you saying that he was  
39 going to get back to you. He said:

40  
41 *I will look into the donations and*  
42 *the minutes separately.*  
43

44 And you didn't wait for him to get back to you before  
45 23 April when you sent off this email to Mr Brown?

46 A. And, that's correct, he still hasn't got back to me.  
47



1 Q. And you then released this matter to the media as  
2 well?  
3 A. That's correct.  
4  
5 Q. And you did that before you'd provided the material to  
6 the Commission?  
7 A. Correct.  
8  
9 Q. Did you raise concerns with Mr Brown or anyone else  
10 about cash withdrawals or payments relating to Ms Jackson  
11 in the amount of \$220,000-odd?  
12 A. Yes.  
13  
14 Q. And did you release that information to the media as  
15 well?  
16 A. Yes.  
17  
18 Q. Were you in the Commission today listening to the  
19 evidence?  
20 A. Yes.  
21  
22 Q. Do you understand now that the figure of \$220,000-odd  
23 relates to honorariums and other payments with respect of  
24 BCOM meetings?  
25 A. That's the way they're recorded in MYOB, yes.  
26  
27 Q. And did you raise that issue with Ms Jackson, Ms Holt,  
28 Mr Dick or Mr Agostinelli before releasing it to the media?  
29 A. No, I didn't.  
30  
31 Q. What was your purpose in releasing information to the  
32 media?  
33 A. It seemed to me that there were some questions to  
34 answer around cash withdrawals and, as a member, that would  
35 be something that I'd be interested in, and I felt that the  
36 members should be apprised of that information. I did not  
37 make specific allegations. I just said there are questions  
38 to answer around this.  
39  
40 Q. Would it not be more appropriate to obtain information  
41 such as the audit file and put allegations to people for  
42 their comment before you release them publicly?  
43 A. I believe that journalists have a code of conduct and  
44 they attempt to do that work. I do not have the resources  
45 or the ability to do that. That was a decision I made in  
46 the best interests of the members.  
47

1 MR STOLJAR: Nothing further. Thank you, Commissioner.  
2  
3 THE COMMISSIONER: Yes. Mr McGregor, you are free to  
4 leave the witness box now. It may be that later on it will  
5 be necessary to come back because people represented may  
6 wish to ask you some questions.  
7 A. Thank you.  
8  
9 THE COMMISSIONER: But for now you are free to go.  
10  
11 <THE WITNESS WITHDREW  
12  
13 THE COMMISSIONER: Anything else to do this afternoon?  
14  
15 MR STOLJAR: No. The next witness was not scheduled until  
16 tomorrow morning, so it may be just convenient,  
17 Commissioner, to adjourn now until 10am.  
18  
19 THE COMMISSIONER: Yes. We will adjourn until 10am  
20 tomorrow morning.  
21  
22 AT 2.55 PM THE COMMISSION WAS ADJOURNED TO WEDNESDAY,  
23 18 JUNE 2014, AT 10AM  
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