

SCHEDULE

1. All documentation, including information contained upon any computer or computer disk or other electronic storage medium, held by you or that is otherwise in your possession or under your control, recording the relevant details required by Chapter 5 Part 8 of the *Local Government Act 1993* including details of any gift, donations, services, benefits or funds (hereinafter collectively referred to as "gifts") you requested, were provided, or received, directly or indirectly, from any person or entity related to the Gold Coast City Council elections of 27 March 2004 including but not limited to:
 - Correspondence (including email correspondence);
 - Invoices, receipts, remittance advices or similar documents evidencing gifts you requested, were provided, or received; and
 - Statements of account held with any financial institution evidencing gifts you requested, were provided, or received.

2. All files, memoranda, presentations, documents, notes, note books, meeting notes and other records of meetings, emails, correspondence, letters, letters of engagement, diary entries and records, advertisements, promotional material, advices, advertising strategies and records, invoices and records of payment by you (or any other party) and any other documentation whether in printed form or in any other form, including information contained upon any computer or computer disk or other electronic storage medium held by you or that is otherwise in your possession or under your control:
 - Relating to your candidacy or to your election campaign, or the candidacy of another candidate or the election campaign of any group of candidates as defined by section 426 of the *Local Government Act 1993*, in relation to the Gold Coast City Council elections of 27 March 2004;
 - Relating to your dealings with any of the following: Lionel Barden; the Lionel Barden Commonsense Campaign Fund; the Lionel Barden Common Sense Trust; the Common Sense Trust; the Lionel Barden Trust; the Power and Robbins Trust; Mandra Pty Ltd trading as Quadrant; Hickey Lawyers; Great Southern Land G.M.B.H.; Ray Group Pty Ltd; Gregory Phillips; Sunland Group Limited; Phil Sullivan; Fish Development Pty Ltd; Devine Ltd; Rapcivic Contractors Pty Ltd; Roche Group Pty Ltd; Villa World Limited; Ingles Group (QLD) Pty Ltd; Blue Sky Capital Pty Ltd; and Stockland Development Pty Ltd; or any person or entity associated with the aforementioned persons or entities in relation to the Gold Coast City Council elections of 27 March 2004; and
 - That may indicate the nature and extent of the association between yourself and David Power, Ron Clarke, Raymond William Hackwood, Robert La Castra, Edward (Ted) Shepherd, Sue Robbins, Jan Elizabeth Grew, Grant James Pforr, Brian Philip Rowe, Robert Molhoek and Greg Betts in respect of the possible nomination and election of any of those persons at the Gold Coast City Council elections of 27 March 2004.

3. A written statement of information detailing all donations, gifts, services, benefits or funds (hereinafter collectively referred to as "gifts") you or your campaign committee requested, were provided, or received either directly, or indirectly through another person or entity, and whether or not requested, or provided, or received wholly by yourself or in conjunction with others, from any person or entity related to the Gold Coast City Council elections of 27 March 2004 including but not limited to:

- The identity of the person or entity who provided gifts, including the identity of any third person or entity involved in the distribution or eventual provision of the gifts to yourself;
- The nature of the gifts you requested, were provided, or received. For example whether the gift was monetary, in-kind, or the provision of service;
- The amount, or market value, of any gifts you requested, were provided, or received; and
- The date you requested, were provided, or received any gifts.

4. A written statement of information detailing:

- Your dealings with any of the following: Lionel Barden; the Lionel Barden Commonsense Campaign Fund; the Lionel Barden Common Sense Trust; the Common Sense Trust; the Lionel Barden Trust; the Power and Robbins Trust; Mandra Pty Ltd trading as Quadrant; Hickey Lawyers; Great Southern Land G.M.B.H.; Ray Group Pty Ltd; Gregory Phillips; Sunland Group Limited; Phil Sullivan; Fish Development Pty Ltd; Devine Ltd; Rapcivic Contractors Pty Ltd; Roche Group Pty Ltd; Villa World Limited; Ingles Group (QLD) Pty Ltd; Blue Sky Capital Pty Ltd; and Stockland Development Pty Ltd; or any person or entity associated with the aforementioned persons or entities in relation to the Gold Coast City Council elections of 27 March 2004;
- The nature and extent of the association between yourself and David Power, Ron Clarke, Raymond William Hackwood, Robert La Castra, Edward (Ted) Shepherd, Sue Robbins, Jan Elizabeth Grew, Grant James Pforr, Brian Philip Rowe, Robert Molhoek and Greg Betts in relation to the possible nomination and election of any of those candidates at the Gold Coast City Council elections on 27 March 2004;
- Your dealings with, and knowledge of, Paul Wesley Brinsmead and/or Hickey Lawyers in relation to the receipt of funds and/or the disbursement of funds by Paul Wesley Brinsmead and/or Hickey Lawyers that were received and/or disbursed for the benefit of the election campaign of yourself, a group of candidates, or any other candidate in respect of the Gold Coast City Council elections of 27 March 2004;
- The date that you announced you would be a candidate for the Gold Coast City Council elections of 27 March 2004;
- The date that you nominated as a candidate for the Gold Coast City Council elections of 27 March 2004;
- The name and residential and business address of each member of your campaign committee (as defined by s 426 of the *Local Government Act 1993*) for the Gold Coast City Council elections of 27 March 2004; and
- Any accounts held with any financial institution (including account number, account name and financial institution) that were used by you, your campaign committee, (as defined by s 426 of the *Local Government Act 1993*), any member of your campaign committee or any person acting for you or your campaign committee in relation to your campaign for the Gold Coast City Council elections of 27 March 2004.

INFORMATION TO ADDRESSEE

GENERALLY

YOU MUST COMPLY WITH THIS NOTICE

Failure to comply with this notice, without reasonable excuse, constitutes an offence which carries a maximum penalty of 85 penalty units or 1 year's imprisonment.

An offence is not committed if the information, document or thing—

is **subject to privilege**;

OR

is a **secret process of manufacture** applied by you solely for a lawful purpose.

Privilege, in the context of a misconduct investigation, means -

(i) legal professional privilege; or

(ii) public interest immunity; or

(iii) parliamentary privilege

and includes a claim on the ground of confidentiality. "Confidentiality" means a ground recognised at law that giving an answer, or disclosing a communication or document, would be a breach of an oath taken or statutory or commercial obligation or restriction to maintain secrecy.

By complying with this notice, **YOU DO NOT**—

contravene a provision of an Act or law imposing a statutory or commercial obligation or restriction to maintain secrecy in relation to the information, document, or thing;

OR

incur any civil liability in relation to the information, document or thing.

SHOULD YOU HAVE A CLAIM OF PRIVILEGE

The commission officer is to consider the claim. The commission officer may withdraw the requirement in relation to which the claim is made OR may advise you that you may apply to or be required to attend before the Supreme Court to establish the privilege under section 196 of the *Crime and Misconduct Act 2001* (Q).

IF

a claim is made in relation to a document or thing you are required to give or produce to the commission;

AND

the document or thing is in your possession or you acknowledge the document or thing is in your possession;

AND

the commission officer does not withdraw the requirement;

THE COMMISSION OFFICER MUST REQUIRE YOU TO IMMEDIATELY SEAL THE DOCUMENT OR THING [the "SEALED EVIDENCE"] AND GIVE IT TO THE COMMISSION OFFICER FOR SAFE KEEPING.

YOU MUST IMMEDIATELY SEAL THE DOCUMENT OR THING UNDER THE SUPERVISION OF THE COMMISSION'S REPRESENTATIVE. [A failure to do so constitutes an offence which carries a maximum penalty of 85 penalty units or 1 year's imprisonment.]

YOU AND THE COMMISSION'S REPRESENTATIVE MUST IMMEDIATELY DELIVER THE SEALED EVIDENCE TO A REGISTRAR OF THE SUPREME COURT TO BE HELD IN SAFE CUSTODY.

The Registrar is to keep the sealed evidence in safe custody until—

(a) application is made to a Supreme Court judge to decide the claim of privilege;

OR

(b) the end of 3 court days after the day on which the document or thing is given to the registrar, if an application has not been made under paragraph (a);

OR

(c) the registrar is told by the person and the commission representative that agreement has been reached on the disposal of the sealed evidence.

If an application is made to a Supreme Court, the Registrar is to dispose of the sealed evidence in the way ordered by the judge.

If an application is not made by the end of 3 court days after the day on which the document or thing is given to the Registrar, the Registrar is to return the sealed evidence to you.

If you and the commission representative give the registrar notice that an agreement on the disposal of the sealed evidence has been reached, the Registrar is to dispose of the sealed evidence in the way agreed.

WRITTEN STATEMENT BY ROXANNE SCOTT IN RESPONSE TO "NOTICE TO DISCOVER" BY QUEENSLAND CRIME AND MISCONDUCT COMMISSION DATED 12 AUGUST 2005

Item 1: Documentation regarding donations etc

All donations received for my election campaign were detailed in the "Local Government Election Gifts Form 2" submitted after the election. Please find attached:

- Copy of above return
- Email from Peter Lawlor's office confirming amount of contributions
- Statement from Quadrant confirming cost of services provided
- Suncorp Metway Account Statements confirming trust account donations

Item 2: Files etc relating to candidacy and dealings with listed persons.

I have attached examples of my stationery, brochure and business card. Please note that the business card is in a different style to the Quadrant material as I arranged these in 2003 prior to any knowledge of Quadrant.

My computer files for my candidacy were under one directory, which I have copied onto CD and enclosed. You will note that the 2003 flyers and the flyer I left when door-knocking were in two colour and designed by myself because when I did them, I had not anticipated any major donations to my campaign and was trying to keep costs to a minimum. (The door-knocking flyer was developed in 2003 but is dated Jan 2004 as I amended it for different areas that I door knocked). Also note that the "Southport Questionnaire" file that I developed in 2003 had "affix stamp here" for return mail in an effort to contain costs and I had also developed a "pledge form" to try to raise funds for my campaign.

Item 3: Written statement of donations

As per my Election Gifts Form 2 submitted after the election, donations received consisted of:

Name of Donor	Address of Donor	Date gift made	Amount or value of gift \$	Describe if gift in kind
Mal Chalmers Trust Account	1156 Gold Coast Hwy	11/1/2004	\$247.00	Promotional pens
"	"	14/1/2004	\$385.00	Car stickers
"	"	6/2/2004	\$4,368.00	
Hickey Lawyers Trust Account	Floor 6, Corporate Centre. Bundall Rd. Bundall	3/2/2004	\$7,000.00	
"		27/2/2004	\$3,000.00	
Quadrant		Feb/March 2004	\$18,673.72	Artwork, copywriting, web page, signage, printing, materials, letterbox drops, screen printing, various administration costs.
Peter Lawlor		23/3/2004	\$4849.66	Postage and printing

A full profit and loss statement that I prepared for the campaign is on the CD.

Item 4: Dealings with people listed

Dot point 1:

Lionel Barden – I first met Lionel at a Gold Coast Youth Commitment (GCYC) breakfast meeting at Palm Meadows shortly after he had returned from a trip to southern capitals to promote the Gold

Coast (unsure of date, possibly late 2002 and he may not remember me at that time). Around August 2003, I attended a breakfast meeting at the Robina Chamber of Commerce, which he Chaired. In November or December 2003, I became aware that some funding might be available for Council candidates from the business community as they were tired of the unprofessional behaviour of some of the Councillors. I can't remember if I knew Lionel Bardon was involved at this stage. From memory, I think it was later that I found out about his involvement (and I am still not entirely clear as to what role he played). I understood the contributions were in the form of a trust fund to prevent any impropriety or any perception of impropriety should candidates be elected to Council (i.e. it would be impossible to favour a donor in Council if you do not know his/her identity). Lionel also ran an information session for prospective candidates that I attended at Lakelands at Merrimac about a week prior to the election on how to man an election booth.

Hickey Lawyers – In February 2004, I received \$10,000 in campaign donations (in two instalments) through the trust fund with this law firm. In collecting these funds, I spoke only to the receptionist who handed me a cheque. (In my return, which asked for "Name" of donor, I initially listed Tony Hickey as I thought the return required the name of a person to contact but I later sent in an amendment that it was in fact a trust account and not Tony Hickey personally who provided the funds – see attached.)

Quadrant – My memory is that I initially contacted Quadrant because Bob La Castra had mentioned them to me. I received advertising assistance, provision of artwork, copywriting, signage, printing, materials, letterbox drops, screen printing and administrative support and advice through Quadrant which is detailed in the attached statement from that organization and the amount stated in my election return. In mid December I attended a meeting there with other candidates (who I had not previously met) and after that a few short meetings to organise the above items.

Other organizations listed – No dealings.

Dot point 2:

David Power – I first met David Power several years ago (and most other Councillors) as I personally visited them all in relation to promoting my work. He and a few other Councillors attended the meeting at Quadrant in December.

Ron Clarke – I contacted Ron Clarke after I decided to run for Council and I met him and his wife Helen over a cup of coffee. I later ran into him at a few events relating to the elections. One such meeting was at a Mermaid Beach house in early October 2003 where a group was running several candidates in the elections under the banner of "Concerned Citizens" or "Concerned Ratepayers" (from memory) who were fighting against major rate hikes for asset rich but cash poor retirees on waterfront properties. Another meeting we both (independently) attended was a local group complaining about the lack of Council action at Loders Creek in January 2004. I attended his campaign launch at Evandale and he attended mine. No significant association other than that.

Ray Hackwood – I can't remember meeting Ray Hackwood personally at any time.

Robert La Castra – I met Bob when he first ran for Council as a group of people in my street organised by Judy Bradford got together to complain about the poor state of the park behind our properties. Otherwise, the same association as listed with David Power above in relation to my work. In addition, after I had decided to run for Council, I contacted and sought support from the Councillors I knew best through their community work – firstly Cr Grummit and then Bob La Castra. I also visited Cr Rickard as I had heard that he was aware of community concerns with past actions of Cr Crichlow. All were supportive and provided me with several further contacts. It was beginning to appear that Cr Crichlow had seriously burnt many bridges during her terms in Council and there were many people for me to follow up to seek support. Bob also gave me some useful tips in relation to promoting myself as a candidate and advised me in relation to publicity.

Ted Shepherd – I met Ted through my work several years ago. I can't recall whether or not he was at the meeting at Quadrant in December. I think he attended Lionel's information session at Lakelands.

Sue Robbins – I also met Sue through my work several years ago. Sue attended the meeting at Quadrant in December.

Jan Grew – I also met Jan through my work several years ago and knew her quite well.

Grant Pforr – I met Grant briefly at the meeting at Quadrant in December but didn't know him otherwise. He also attended the information session at Lakelands just prior to the election.

Brian Rowe – same as for Grant Pforr.

Robert Molhoek – I can't recall if he was at the Quadrant meeting or the Lakelands session or not. I really didn't know him until after he became a Councillor because I was actively supporting an opponent of his in the elections – Peter Keech (who worked in Peter Lawlor MP's office) particularly during pre-poll.

Greg Betts - same as for Grant Pforr but I'm not certain if he attended the Lakelands session or not.

Dot point 3:

I don't know Paul Brinsmead. Hickey Lawyers – already covered in dot point 1.

Dot point 4:

When Cr Crichlow was re-elected unopposed in 2000, I could not believe that no one had the fortitude to stand against such an unprofessional woman who never seemed to have a nice thing to say about anyone. At a Liberal Party event at a Surfers Paradise café around July 2003, someone (no one mentioned in the CMC "Notice to Discover") suggested that I should run for Council. I thought it over carefully and decided that I would run for Division 6 as I work there, I was known by several community organizations located there and because I felt Cr Crichlow presented a poor image for Gold Coast. I had photography done for the purpose of a campaign in August 2003 (see bank statement) and opened a special campaign account on 18 September 2003. My first public announcement was when Channel 9 Local News recorded me at the Information Seminar for prospective candidates held at Evandale by Dept Local Government and Planning (6 October 2003).

Dot point 5:

The date I nominated would be a matter of public record but I have no personal record of this. My campaign account shows a cheque for \$150 on 12 February 2004, which most likely relates to this nomination.

Dot point 6:

My campaign committee consisted of myself, my husband of 16 Elsemore Court Carrara and Stuart Hill of 18 Egerton Street, Southport. Early in the campaign a few Young Liberals had promised support and we had an initial meeting at my house in September 2003 and one did speak at my Campaign Launch on 20 October 2003 with others providing support on the day. However most of them ended up helping a Surfers Paradise candidate, Jim McAnally, as the election came closer.

Dot point 7:

Suncorp Metway statements attached.

DATED this 18th day of August 2005

Roxanne Scott

**Roxanne Scott
16 Elsemore Crt
CARRARA.**