

263

QUEENSLAND
CRIME AND MISCONDUCT COMMISSION IN THE MATTER OF:

Crime and Misconduct Act 2001
Section 82

OP GRAND

EXHIBIT No. 263
..... CLERK

ATTENDANCE NOTICE
(MISCONDUCT INVESTIGATION,

To: Mr Soheil Abedian
Of: Sunland Group
Level 14, 50 Cavill Avenue
Surfers Paradise
QLD 4217

I, **ROBERT MARTIN NEEDHAM**, Chairperson of the Crime and Misconduct Commission [the 'Commission'] require you to attend, until excused, at a Commission hearing for the purposes of a misconduct investigation —

At: 10:00 am
On: Monday 10 October 2005
To be conducted at: Crime and Misconduct Commission
Level 3 Terrica Place
140 Creek Street (Cnr Creek and Adelaide Streets)
Brisbane, QLD 4000

to give evidence relating to matters specified in the Schedule to this Notice;

DATED this day of September 2005

ROBERT NEEDHAM
Chairperson
Crime and Misconduct Commission

The postal address of the Crime and Misconduct Commission is:

GPO Box 3123
BRISBANE QLD 4001

Facsimile No. (07) 3360 6333
Telephone No: (07) 3360 6060

The business address of the Crime and Misconduct Commission is:

Terrica Place
3rd Floor
140 Creek Street
BRISBANE QLD 4000

The Case Officer is: Kenneth Bemis

SCHEDULE

1. Your knowledge of cases of alleged or suspected official misconduct by councillors of the Gold Coast City Council, concerning:
 - a) False or misleading statements of candidates for the Gold Coast City Council election in March 2004 with respect to details of any association with other candidates or entities;
 - b) Electoral bribery with respect to the Gold Coast City Council election in March 2004;
 - c) Returns about election gifts with respect to the Gold Coast City Council election in March 2004;
 - d) Declaring and dealing with conflicts of interest or material personal interests since the Gold Coast City Council election in March 2004;
 - e) Any criminal offence involving the performance of their functions since the Gold Coast City Council election in March 2004; and

2. Your knowledge of any related cases of alleged or suspected official misconduct by other persons.

INFORMATION TO ADDRESSEE

GENERALLY

YOU MUST COMPLY WITH THIS ATTENDANCE NOTICE

Failure to attend in compliance with this attendance notice, or to continue to attend as required by the presiding officer until excused from further attendance, without reasonable excuse, constitutes an offence which carries a maximum penalty of 85 penalty units or 1 year's imprisonment.

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 FAIL TO ATTEND

Pursuant to section 168 of the *Crime and Misconduct Act 2001* (Q), on application to a judge of the Supreme Court, a warrant may be issued for your arrest.

LEGAL REPRESENTATION

You may be legally represented at a Commission hearing.

IF THIS NOTICE REQUIRES YOU TO PRODUCE A STATED DOCUMENT OR THING

You must **bring** the stated document or thing to the Commission hearing, if the stated document or thing is in your possession. 'In your possession' includes in your custody or control.

You must **produce** the stated document or thing to the Commission hearing, unless you have a reasonable excuse. A claim of privilege, other than legal professional privilege, is not a reasonable excuse. However, a claim of legal professional privilege is not a reasonable excuse if you have the authority to waive the privilege and you do so waive it, or the privilege is waived by a person having authority to waive it.

ALLOWANCES FOR WITNESS

A person attending a Commission hearing under an attendance notice is entitled to be paid the allowances and expenses that would be payable if the person were appearing as a witness in a hearing before a Magistrates Court.

OATH OF SERVICE

SERVICE OF DOCUMENTS UNDER THE *CRIME AND MISCONDUCT ACT 2001*

I, Detective Senior Sergeant Laurence Brett Paul

of Crime and Misconduct Commission, Adelaide Street, Brisbane

do swear that on the 28th day of September 2005

I served the said Soheil Abedian

with the attached notice by:

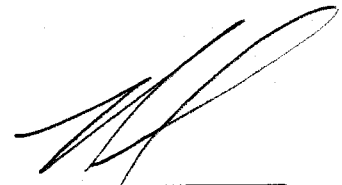
leaving the original of the attached notice for the named individual at Level 14, 50 Cavill Avenue, Surfers Paradise. This address is the last known place of business of the named individual; .

Signed and sworn by the Deponent at Brisbane

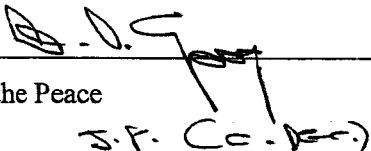
this 28th day of September 2005

before me: DAVID LOSHE 80017

)
)
)
)
)
)
)



Deponent



S.P. (C.C. Ref.)

Justice of the Peace

STATEMENT OF CRAIG GRANVILLE TREASURE

I, **Craig Granville Treasure**, Company Director, will say:

1. I am a director of Sunland Group Limited ("SGL") and have authority on behalf of SGL to make this statement.
2. In response to the Notice to Discover dated 12 August 2005 and served on SGL, I respond as follows.
3. In relation to the matters set out in paragraph 1 of the schedule, the relevant documents are:
 - A.
 - (i) Undated invitation on behalf of Councillor Ted Shepherd to a function on 12 November 2003
 - (ii) A cheque and remittance advice drawn on SGL account with Westpac Banking Corporation at Surfers Paradise in the State of Queensland in favour of Ted Shepherd Campaign Account, 20 October 2003
 - B.
 - (i) Email from Brian Ray to Heidi Walsh (SGL), 14 January 2004
 - (ii) Cheque and remittance advice in favour of Hickey Lawyers Trust Account, 28 January 2004
 - C.
 - (i) Email from Heidi Walsh to Pauline Drewson (SGL), 27 May 2004
 - (ii) Cheque and remittance advice in favour of Max Christmas Campaign Fund, 27 May 2004
 - (iii) Letter Max Christmas to SGL attaching receipt, 28 May 2004
 - D.
 - (i) Tax invoice from Quadrant to SGL, 1 November 2004
 - (ii) Remittance advice, 15 November 2004
4. Copies of these documents are **attached**.
5. In response to paragraph 2, the following information is provided in relation to each group of documents identified above.

Group A

6. In or about the end of October 2003 and on behalf of SGL, I accepted an invitation to attend a function organised on behalf of Councillor Ted Shepherd in connection with his campaign for re-election as a member of the Gold Coast City Council. The company chose to make a donation to the campaign in the sum of \$2,000. A cheque in that amount in favour of Ted Shepherd

Campaign Account was drawn on the company's account with Westpac Banking Corporation Surfers Paradise dated 20 October 2003.

Group B

7. Following a discussion between the late Brian Ray and the joint managing director of SGL, Soheil Abedian, SGL agreed to make a general donation in favour of candidates standing for election at the forthcoming Gold Coast City Council. The cheque which was drawn in favour of Hickey Lawyers Trust Account as requested by Mr Ray was not in support of any particular candidate; SGL had no information about the identity of any candidate or candidates who might ultimately benefit from the general donation. The cheque in the sum of \$10,000 was drawn on the company's account with Westpac Banking Corporation at Surfers Paradise.

Group C

8. On 27 May 2004, cheques were drawn on the company's account with Westpac Banking Corporation as follows:
 - (a) Max Christmas Campaign Fund in the sum of \$3,000; and
 - (b) Gary Baildon Campaign Fund in the sum of \$18,000.
9. Subsequently, a letter was received from Max Christmas dated 28 May acknowledging receipt of the cheque and thanking the company for its donation.

Group D

10. Some time in October 2004, the company received a request from Tony Hickey of Hickey Lawyers for assistance in payment of expenses incurred in relation to the Gold Coast City Council election generally on behalf of candidates supported by the Lionel Barden Trust Fund.
11. The company was informed that Quadrant had incurred a number of expenses on behalf of the Fund in relation to the campaign, which remained unpaid.
12. Shortly after that, I was contacted by someone I believe to be an employee of Quadrant, although I do not now recall their name, who repeated this request for assistance with payment of expenses incurred by Quadrant.
13. I said that the company would consider the request if it received information about the expenses, in writing.
14. The invoice which is document D1 was received shortly after that conversation, at or about the beginning of November 2004. The invoice for \$7,700 was approved for payment on 3 November.
15. Subsequently, the amount of \$7,700 was remitted by telegraphic transfer from the company's account with Westpac Banking Corporation to Quadrant in accordance with the particulars set out on the document which is D2.

In general

16. All of these payments were made by the company as donations, either to the particular campaign fund to which they were directed or more generally in support of candidates standing for election to the Gold Coast City Council.
17. In response to paragraph 3 of the Notice, the documents previously described and the information relating to those documents provided in the preceding paragraphs comprise all of the documents in the possession or under the control of the company and all of the information which is either

personally known to me or which, having made due enquiry within the company, I have been able to identify as relating to the company's financial dealings with any of the persons or entities nominated in the Notice.

DATED 29th day of August 2005.


CRAIG GRANVILLE TREASURE

INDEX OF DOCUMENTS

1.	Invitation on behalf of Councillor Ted Shepherd to a function on 12 November 2003	undated
2.	A cheque and remittance advice drawn on SGL account with Westpac Banking Corporation at Surfers Paradise in the State of Queensland in favour of Ted Shephered Campaign Account	20 October 2003
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4.	Cheque and remittance advice in favour of Hickey Lawyers Trust Account	28 January 2004
5.	Email from Heidi Welsh to Pauline Drewsen (SGL)	27 May 2004
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7.	Letter Max Christmas to SGL attaching receipt	28 May 2004
8.	Tax invoice from Quadrant to SGL	1 November 2004
9.	Remittance advice	15 November 2004

(K)

A 2000 by [unclear] 10/10/03

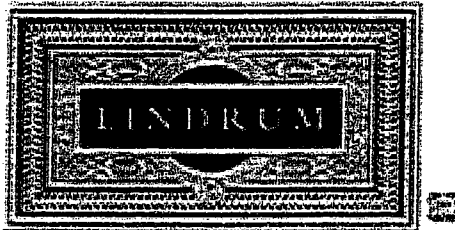
(C) To [unclear]

INVITATION

DONATION
How much
per person

**COUNCILLOR TED SHEPHERD
DIVISION 9 GOLD COAST CITY COUNCIL**

requests the pleasure of your company at a special tasting of premium



LINDRUM WINES
Featuring Jan Lindrum

WOODCHOPPERS INN
Railway Street, Mudgeeraba
(Selected Premium Wines will be available for purchase at discounted prices)

WEDNESDAY 12th NOVEMBER 2003

5.30pm to 7.30pm

DONATION · \$40 per person

**Proceeds to support the re-election of
Cr Ted Shepherd
in the March 2004 GCCC elections**

Lucky Door prizes of Lindrum Wines

RSVP: PO Box 322, Mudgeeraba 4213 by Monday 10th November
Contact Sue Shepherd · 5530 2261 or Nicola Russ · 0408 936505

Name: CLARK TREASURE - SUNLAND GRAP LIMITED
Address: PO Box 1301, SURFERS PARADISE Q 4217

- I will be attending the fundraising function and enclose my cheque.
 I will not be able to attend the function but enclose my donation.

Please make all cheques payable to the Ted Shepherd Campaign A/C

\$2000

Westpac Banking Corporation

046636

SURFERS PARADISE 3168 GOLD COAST H'WAY QLD

SUNLAND GROUP LIMITED

ABN 65 063 429 532

PAY THE SUM OF *****Two thousand dollars and no cents

DATE 20-10-03

TO THE ORDER OF TED SHEPHERD CAMPAIGN A/C

\$ *****2,000.00

NOT NEGOTIABLE

For and on behalf of Sunland Group Limited

⑈046636⑈ 034⑈216⑈ 11⑈6761⑈

Sunland Group Limited ABN 65 063 429 532
Level 14, 50 Cavill Avenue, Surfers Paradise Qld 4217

PO Box 1301 Surfers Paradise Queensland 4217 Australia
Telephone 07 5592 0042 Facsimile 07 5592 1470

REMITTANCE ADVICE

046636

20-10-03 20.10.03

DONATION TED SHEPH	2000.00	.00	2000.00
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OFFICE COPY

046636

20-10-03

46636

2000.00

.00

2000.00

Heidi Welsh

From: Brian Ray [BRay@raygroup.com.au]
Sent: Wednesday, 14 January 2004 11:19 AM
To: Heidi Welsh
Subject: GCCC ELECTION CAMPAIGN

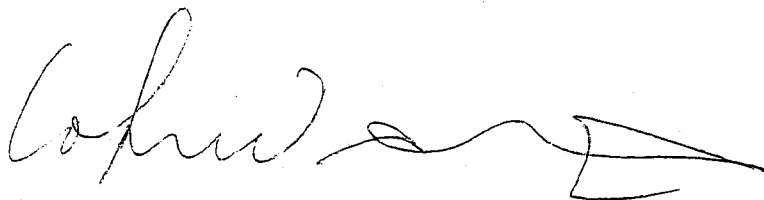
Soheil

Following our recent conversation re donation to the Gold Coast City Council election campaign, would you mind now forwarding a cheque for \$10,000 to Hickey Lawyers Trust Account.

Many thanks.

Brian

O.K. TO PAY



27.01.04

1675 05 610150

67907



Westpac Banking Corporation
SURFERS PARADISE 3168 GOLD COAST HWY QLD

047907

ABN 65 063 429 532

PAY THE

28-01-04

DATE

AMOUNT OF *****Ten thousand dollars and no cents

NOT NEGOTIABLE

*****10,000.00

\$

TO THE ORDER OF

HICKEY LAWYERS TRUST ACCOUNT
Commonwealth Bk 064-430 10559695
GCMC, QLD 4217

For and on behalf of Sunland Group Limited

⑈047907⑈ 034⑈ 216⑈ 11⑈ 6761⑈

Sunland Group Limited ABN 65 063 429 532
Level 1 Cavill Avenue, Surfers Paradise Qld 4217

PO Box 1301 Surfers Paradise Queensland 4217 Australia
Telephone 07 5592 0042 Facsimile 07 5592 1470

REMITTANCE ADVICE

047907

3-01-04	28.1.043	GCCC ELECTION CAMP	10000.00	.00	10000.00
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OFFICE COPY

047907

28-01-04	47907		10000.00	.00	10000.00
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Pauline Drewsen

From: Heidi Welsh
Sent: Thursday, 27 May 2004 1:35 PM
To: Pauline Drewsen
Subject: Cheques Please

Pauline

I don't have any paperwork, therefore sending the email.

Soheil has asked for the following 2 cheques please:

1. Gary Baidon Campaign Fund - \$18,000.00
2. Max Christmas Campaign Fund - \$3,000.00

Any chance they can be done today, as I am not here tomorrow and they would like to pick them up as soon as possible.

Thank you and let me know if you have any queries.

Heidi Welsh
 PA TO SOHEIL ABEDIAN

SUNLAND GROUP
 Level 14 Fifty Cavill Avenue
 Surfers Paradise Queensland 4217
 AUSTRALIA
 Tel: 61 7 5592 0042
 Fax: 61 7 5592 1470
 www.sunlandgroup.com.au

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PAM Act

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©.TC.


7/05/2004



ABN 65 063 429 532

Westpac Banking Corporation

SURFERS PARADISE 3168 GOLD COAST H'WAY QLD

049685

PAY THE SUM OF **Pay:** *****Three thousand dollars and no cents

DATE 27-05-04

NOT NEGOTIABLE

\$ *****3,000.00

TO THE ORDER OF **MAX CHRISTMAS CAMPAIGN FUND**

For and on behalf of Sunland Group Limited

⑈049685⑈ 034⑈216⑈ 11⑈6761⑈

Sunland Group Limited ABN 65 063 429 532
Level 14, 50 Cavill Avenue, Surfers Paradise Qld 4217

PO Box 1301 Surfers Paradise Queensland 4217 Australia
Telephone 07 5592 0042 Facsimile 07 5592 1470

REMITTANCE ADVICE

049685

27-05-04	27.5.04	DONATION	3000.00	.00	3000.00
----------	---------	----------	---------	-----	---------

OFFICE COPY

049685

27-05-04	49685		3000.00	.00	3000.00
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Max

Max CHRISTMAS

5th Floor
Promenade on Orchid
18-22 Orchid Avenue
Surfers Paradise
Queensland 4217
PO Box 392
Surfers Paradise
Queensland 4217
Telephone: 61 7 5588 0600
Fax: 61 7 5539 0267

From Max Christmas

28 May 2004

Personal

Mr Soheil Abedian
Managing Director
PO Box 1301
Surfers Paradise Qld 4217

Dear Soheil

Just a short note to thank you for your generous support to my election campaign for Division 7 Gold Coast City.

Unfortunately, the result from the March Council election was not the favourable one we were hoping for.

I was disappointed with the loss, but believe I served the city well following my election as Councillor in 2001.

A receipt for your donation is attached herewith and your support is greatly appreciated.

Yours sincerely



MAX CHRISTMAS

Original

RECEIPT

Date 28/5/04

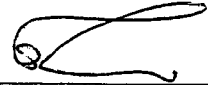
Received from SUNLAND GROUP LTD

The sum of THREE HUNDRED DOLLARS

Being for DONATION TO FUND

MAX CHRISTMAS CAMPAIGN FUND

\$ 3,000.00



Signature

QUADRANT



specialists in property, retail, leisure and tourism advertising

East Quay Corporate Park
34 Glenferrie Drive, Robina, Queensland 4226
P.O. Box 98, Robina, Queensland 4226, Australia.

Phone: (07) 5578 9433

Fax: (07) 5578 9466

E-mail: info@quadrant.com.au

Web: www.quadrant.com.au

TAX INVOICE

ABN: 25 066 754 100

Client: Sunland Group Limited
Level 14 Fifty Cavill Avenue
Surfers Paradise, Queensland 4217

Invoice No: 0491
Date: 1/11/04

Attention: Craig Treasure

Job Desc: Marketing Recommendations

As above

\$7,000.00

Sub Total: \$7,000.00

Service Fee: 700.00

TOTAL: \$7,700.00

*Donation in
Kind
of*

*Discussed SA
OK To Pay
3/11/04*

SUNLAND GROUP LIMITED
Level 14
50 Cavill Avenue
Surfers Paradise QLD 4217
ABN: 65 063 429 532



REMITTANCE ADVICE

QUADRANT
P.O. BOX 98
ROBINA QLD 4226

Fax: 55789466

Vendor Code **QUADRANT**
Reference No. **5014088**
Payment Date **15/11/2004**
Payment Amount **\$7,700.00**

Date	Invoice	Original Amount	Retention Held	Amount Paid
01/11/2004	491	7,700.00	0.00	7,700.00
			Total	7,700.00

This remittance is to advise that payment of the invoice(s) detailed above will be made by Electronic Funds Transfer to your nominated bank account:
BSB: **124001** Account No: **10614208**
The funds will be available after the date of this remittance.