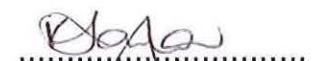


I, **Noel Vincent Brosnan** of [REDACTED] make oath and say as follows,

1. I was appointed a member of the Queensland Country Racing Committee (QCRC) representing the Leichardt Area in mid 2005.
2. At the August 2007 meeting of QCRC, I was appointed a Class A representative for the QCRC to fill the position left vacant when Dr Tony Fitzgerald did not seek reappointment to QCRC. The other representative was Mr Gary Peoples. The Constitution provided for QCRC to have two Class A representatives.
3. In May 2008, as a Class A representative for QCRC, I received a letter dated 30 April 2008 from Ms Shara Murray, the legal counsel for QRL. The letter outlined a Notice of General meeting of QRL which was to be held on 30 May 2008 to amend the Constitution in certain ways. On 1 May 2008, I received another letter from Ms Murray which contained a variance to the original proposal, in particular Clause 17.9 of the Constitution.
4. On 8 May 2008, I received an email from Mr McHarg, the Class A Authorised Representative of all Class A members, calling a meeting of all Class A representatives for 19 May 2008 to discuss and vote on the proposed changes to the Constitution.
5. On about the same date, I spoke to Mr McHarg by phone and told him that I was principally opposed to the constitutional change which extended the current term of the existing QRL Directors. I advised him that I was going to Darwin and would not be contactable on 19 May 2008 and wished to record through him my opposition to the proposed change.
6. A third letter dated 12 May 2008 was received from Ms Murray which proposed further variations to the constitution.
7. While in Darwin (I do not have a record of the date), I received a phone call from Mr Peoples and he advised me that we would have to do a proxy vote for the Class A representatives meeting and that Mr Tim Ferrier, a Brisbane solicitor had agreed to attend the meeting as our proxy. I contacted Ms Murray and arranged for a proxy form to be emailed to me in Darwin. The proxy form was completed by me and faxed to Ms Murray.
8. On 16 May 2008, an email was received by me advising of the cancellation of the QRL general meeting and the Class A representatives meeting
9. On 28 July 2008, I received an email from Ms Murray advising of a meeting of



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Deponent

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Class A representatives on 6 August at 10.15am at Deagon to appoint a new Class A authorised representative as Mr Mc Harg was overseas.

10. I subsequently spoke to Ms Murray to enquire about the QRL General meeting to be held on 6 August 2008 as I had not received any notice of that meeting. Ms Murray advised me that QRL had received a QCs opinion to the effect that an amendment to the Constitution required a vote of the Class A members and not the Class A representatives.
11. I advised Ms Murray that I had not received any correspondence other than her letters relating to the meeting that was to have been held on 19 May. Ms Murray advised that as it was the Class A members and not the representative that would be voting, the notice of meeting would have been sent to the Chairman of the QCRC together with details of the business to be considered at the meeting.
12. I advised Ms Murray that I, as a member of QCRC, had not received anything relating to the meeting. Ms Murray advised that she would let Mr Ludwig know that we had not received any notice. I was not contacted by the Chairman.
13. The next information I received was by way of a press report which indicated that a QRL vote had been taken and that the outcome was 14 to 1 in favour of the amendments to the constitution. I also learned from the press report that QCRC had voted in favour of the amendments. At no time did I attend any meeting which considered the appointment of a proxy to vote for QCRC at the meeting of Class A members of QRL on 6 August 2008.
14. At a subsequent teleconference of the eight QCRC members, all members indicated that no one had been contacted with details of the General Meeting and that no one had been asked to sign a proxy form. To my knowledge, the QCRC never appointed or authorised Mr William Ludwig to act as proxy of QCRC nor to vote in favour of the proposed resolution to amend the constitution of QRL at the meeting of Class A members on 6 August 2008.

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Signed and sworn by Noel Vincent Brosnan at Townsville this¹⁵.....day of August 2013 before me

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Justice of the Peace (Qualified)