

Sept copy 12/12/08



QUEENSLAND POLICE SERVICE  
STATEMENT OF WITNESS



Occurrence #: \_\_\_\_\_

Statement no.: \_\_\_\_\_ Date: 11/12/2008

**Statement of**

Name of witness: MURRAY, Shara Louise

Date of birth: 11/11/1976 Age: 32 Occupation: Company Secretary / Corporate Counsel

**Police officer taking statement**

Name of police officer: WAKERLEY, Suzanne Marie

Rank: Detective Senior Constable Reg. no.: 10681

Region/Command/Division: State Crime Operations Command Station: Fraud and Corporate Crime Group

**Statement:**

Shara Louise MURRAY states:

1. I am a single woman, 32 years of age and I reside at an address known to police. I am currently employed as the Company Secretary and Corporate Counsel for Queensland Racing Limited (QRL). I have been employed in this position for three years. My qualifications include a Bachelor of Law, Bachelor of International Business, Graduate Diploma in Legal Practice, Masters of Law and Graduate Diploma in Commercial Transactions and I am currently studying Project Management.
2. In my current position as Corporate Counsel I give legal advice to the Board of QRL and to the COM, Malcolm Tuttle. My role is also the Corporate Counsel and Company Secretary for Sunshine Coast Racing Pty Ltd, which is a joint venture between the Sunshine Coast Turf Club Inc and QRL, so I look after that Company as well. I manage the Legal Compliance Department, which also manages WorkCover. I am also the Rehabilitation Co-ordinator for QRL for the jockeys. I do some contracts, agreements, deeds, and any legal documentation for QRL. From time to time, external solicitors are engaged to advise. I'm also doing Project

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**CONTINUED STATEMENT OF: MURRAY, Shara Louise**

Management for the synthetic track in Toowoomba. I am also the Senior Sexual Harassment Officer for QRL.

**Queensland Racing Limited**

3. I became Company Secretary of QRL because QRL had just been granted their Control Body License through the Office of Racing, through the Government, so my job was to get all of that process through and be ready for 1 July in 2006.
  
4. QRL is a public company limited by guarantee and governed by the Corporations Act so we are obliged have a Constitution. When I commenced at QRL the QRL Constitution had been drafted by Solicitor David Grace of Cooper Grace Ward solicitors. As a part of our control body license, QRL was required to conduct consultation throughout the State of Queensland with all stakeholders. Stakeholders reviewed the Constitution, submissions were made and then we had to redraft it and then give that to the Minister for a final approval. The Membership of the Company consists of Class A and Class B Members.

**Class A Members**

5. Class A Members includes Metro TAB clubs, other TAB Clubs, Queensland Country Racing Committee (QCRC), the Australian Trainers Association – the Queensland Branch, Thoroughbred Breeders Association of Queensland, Thoroughbred Race Owners Association of Queensland, Queensland Jockeys Association, and the Queensland Bookmakers Association. The Constitution also allows that if other people form a stakeholder group, they can be admitted to Class A Membership in accordance with the Constitution.

**Class B Members - Queensland Racing Limited Board of Directors**

6. Whoever sits on the Board of Directors of QRL are Class B Members so they have two roles. They have the role of Director and the role of a Member. There are five Directors on the Board. Bob Bentley, who's the Chairman, Bill Ludwig, Bill Andrews, Michael Lambert and Tony Hanmer. At Class B Member Meetings the five Members can vote as Members.

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**CONTINUED STATEMENT OF: MURRAY, Shara Louise**

7. The roles of the QRL Board are explained in the Racing Act, the QRL Constitution, and the Corporations Act. QRL holds a Control Body Licence to 2012. Prior to 2012, QRL must reapply for a further Control Body Licence. There is no guarantee that the Government will give QRL a further Control Body License. Another entity may come in and fulfil all the criteria to apply for the Control Body Licence, and may receive it.
  
8. I rarely see Bill Ludwig at Deagon as he is a board Member and does not work full time out of this office. Bill Ludwig has full time employment with the Workers Union. I see Bill Ludwig when he attends board meetings, and I have seen him here when there has been Queensland Country Racing Committee (QCRC) Meetings.
  
9. I feel that the QRL board are extremely passionate about racing. I sit in board meetings on occasions and they do have debates about things. For example, board directors may argue on a date for country racing, they don't just do it for the benefit of themselves; they do what's best for the racing industry.
  
10. QRL pays for a lot of people to come down to have a say in terms of country racing forums. The recent forums in October 2008 were about prize money, the new QTS which is the camera 50 photo finish, and other things like that.

**Queensland Country Racing Committee**

11. The Racing Act is presently the only Act governing the QCRC. Part 5 of the Racing Act 2002, Division 1, applies which starts from section 61 and goes to section 77. Anything to do with the QCRC would be contained within those sections. The only time I have gone to those sections in the Racing Act is to update it from the Racing Amendment Bill, when I drafted model rules for the QCRC.
  
12. My understanding was that the QCRC were going solely by the Racing Act and that there were no documents, like Constitutions, model rules and things like that. Because of this lack of documentation, I drafted a document of model rules which I put forward to the QCRC

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CONTINUED STATEMENT OF: MURRAY, Shara Louise

however I assume this was never accepted by the QCRC as I never heard anything of it after I put it forward. This was in 2006.

13. Under the Constitution of QRL, the only time it speaks of the QCRC is as a Class A Member. It doesn't state who needs to sit or who are the Representatives or anything and there is no mention regarding the appointment of the Chairman to the QCRC.
14. The Constitution allows the QCRC to have two Member Representatives to sit as a Class A Member. The QCRC is a Class A Member and along with the other Class A Members, have nominated Member Representatives. For example, out of eight 'Other TAB Clubs', they have four Member Representatives, so those four Member Representatives aren't representing their clubs as an individual, but representing eight clubs as a group. 'Metro Tab Clubs', which is QTC, BTC, have two Member Representatives and QCRC; according to the Constitution has two Member Representatives.
15. I have no direct role with the Queensland Country Racing Committee (QCRC). My dealings have only been with the two QCRC Member Representatives Noel Brosnan and Gary Peoples. This has only been when a Class A Member Representative meeting has been scheduled or when there has been a requirement to send them any information. My other dealings have been with the Chairman Bill Ludwig and the country liaison officer, Col Truscott, who is employed by QRL. I do not know the other Members of the QCRC, not even by name.
16. I deal with Paul Brennan as Racing Services Manager, when other issues arise from time to time where we work together. An example was when I was asked to attend the Queensland Country Racing forum which was attended by all managers. This was in case there were any legal questions, but as it turned out I wasn't asked anything in the two days.
17. As far as the structure of the QCRC goes, I know that there are eight associations and they meet a couple of times a year, but I have only attended 1 QCRC meeting.

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**CONTINUED STATEMENT OF: MURRAY, Shara Louise**

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**Chairman of the Queensland Country Racing Committee**

18. I am aware that Bill Ludwig is the Chairman of the QCRC and it is my understanding his appointment to this position was through the Racing Act, where a Board Director of QRL is appointed as the Chairman of the QCRC. He was already appointed as Chairman prior to my starting at QRL. I am unaware of what Mr. Ludwig's total responsibilities are as the Chairman of the QCRC, as it is not set out in the Racing Act.
19. Section 68 of the Racing Act at subsection 3 states 'a person nominated by the Thoroughbred Control Body', so Queensland Racing Limited, 'must be a Member or Director of the control body other than its Chairperson', and then subsection 4 says 'a person nominated by the thoroughbred control body is the Chairperson of the Committee'.
20. My understanding is the Chairman always signs off on everything with the QCRC. Whilst I'm not aware of this role being written somewhere, in my experience, the Chairman always signs off on letters, on documents, and everything is always addressed to him. For example, when the ACCC do authorisations, it was addressed to him as the Chairman of QCRC. He always signs off.
21. I have been present in board meetings where Bill Ludwig's gone into bat for the QCRC. He is passionate about country racing and doesn't get paid to sit as the Chairman of the QCRC. He didn't get paid to go on eleven forums, he didn't get paid to go to a two day forum, he has his own full time job to do as Secretary of the Workers Union and he's a board director of WorkCover and things like that, he's got a whole lot of other things to do, so to me he's not getting a benefit out of going two weeks travelling through north Queensland and getting into little planes and everything like that. He's not a young man, so to me I don't feel there's any benefit for him, he does it because he's passionate about racing and he's from the country.

**The Special Resolution to Amend the Constitution**

22. In this instance relating to the proposal to amend the Constitution it was the Class B Members that were requesting the amendments. I became aware of the special resolution to amend the

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Constitution in about March 2008. I informed David Grace as QRL legal advisor. I knew the basis of the special resolution to amend the Constitution was to extend the term of the board to 2012. Under the Constitution, as of January/February next year, for seven months I'm going to be flat out doing election preparation. I expect to be in election mode for nearly seven months of every year. This will incur an anticipated cost of between fifty and one hundred thousand dollars per annum on the industry each year. It is also very time consuming and as a result of the present situation, the current board may change in its composition next year.

23. Under the Constitution two Directors will need to retire next year and they can then go in for re-election. They will need to go through the selection process and have to have a consultant. I feel legally this particular selection process is flawed, because even though it comes right down to the end of it, and you've got consultation of Class A, Class B, they actually have a recruitment consultant who does the shortlist. This means the Class A's and Class B's don't have a say in terms of short listing and will just get notification that this is your shortlist. After they've had their votes and if neither party can agree, I am the person that has to basically pull a straw out of a hat, which determines who goes on the board. I have spoken to the Office of Racing in relation to this system and they agree that it is correct that I pull a straw out of a hat if an agreement can't be reached.
24. Under the Constitution seven months prior to the conclusion of the initial term, a direct selection process starts and I've got to go through this every year. This is the reasoning behind the proposed resolutions.
25. I am unaware of which two Members will retire at this stage. The board will hold a group discussion and decide which two are going to retire, then the next year another two will retire and then the following year one and by then it will be end of our control body licence so you may have a whole new board at the expiry of the Control Body Licence, or if they've been short listed and selected, again the same board.
26. At the moment, the board also has current major projects going on and an example of this is the synthetic tracks in Toowoomba and Bundall, the Deagon development, and a merger

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**CONTINUED STATEMENT OF: MURRAY, Shara Louise**

between two clubs. It would be easier to complete these changes if approval were given for the amendments to the Constitution to extend the term of the current board Members. David Grace settled the amendments of the special resolution.

27. The current Constitution board Members are in a remunerated position and at this stage have declined a recommendation of an independent consultant for a pay rise. If there was to be an increase in board fees, the increase would need to be approved by the Class A Members in General Meeting. If the amendments to the constitution had been passed it would mean that the board Members would hold their position until 2012 and ultimately, they would be remunerated until that date.
28. In relation to a Constitutional vote and a meeting to be held in relation to this matter, I would be required to give a notice as per the Constitution, and do the notice of meeting and send everything out to everyone. The board would let me know what proposal they want to make and then I would notify everyone. It is not just the board, it's the Class B and A's who can also request to have a general meeting called. At an Annual General Meeting Members can attend, but the only people who can vote or make comment or anything like that is the Authorised Representatives of Class A and Class B Members.
29. It is not often that a General Meeting would be held. Annual General Meetings are held annually. Under the Corporations Act, at an Annual General Meeting, they can ask questions directly to the company itself, in relation to the governance of the Board, can ask questions directly to the auditor in terms of the financials. The items that are discussed at the Annual General Meetings are financial matters, and governance of the Company.

**Cancelled Meeting scheduled for 30 May 2008**

30. A meeting was initially proposed for the 30<sup>th</sup> of May 2008 which I was involved in organising. This was subsequently cancelled because I sent everything out and wasn't aware of a particular clause in the Constitution. I had posted everything overnight express to and when material is mailed you require receipts. Because of this, the time frame of allowing 28 days prior to the meeting had not been met. Further to this, we had received feedback from

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**CONTINUED STATEMENT OF: MURRAY, Shara Louise**

Queensland Turf Club through a meeting with them, and they had said they felt it needed a further review. After the meeting at Cooper Grace Ward with Queensland Turf Club, Chairman, CEO and their Solicitor, I cancelled the 30 May 2008 meeting.

31. In this instance I had sent the notice of meeting to Noel Brosnan and Garry Peoples as the Class A Member Representatives for the QCRC. I remember talking to Noel Brosnan, because he's also a Solicitor, and we went through and discussed the Constitution and things like that. Noel Brosnan is of the opinion that Class A Members have no say anyway, so he didn't particularly care.
32. Basically the conversations I had with the majority of Class A Members and also that I had with Noel and Garry was to the effect that I had the notice of meetings sitting here in front of me and I just read through it with them and told them the changes. I didn't draft the changes so I could only read what I was given so I explained that this was the proposal. They asked me questions and I provided them the information as contained in the notice.
33. I understand that they were on a fishing trip in Darwin when I initially sent the forms out and that's when I had the conversations with them over the phone. It is not my position to ask and I do not recall them offering whether or not they were in favour or opposed to the special resolution.
34. I think that I faxed a proxy form to Noel Brosnan at his son's house in Darwin. I was requested by Detectives to check my email for a message sent to the email address of sdfarrandis@bigpond.com, which I have done and have found no messages sent to that address. I do not recall ever receiving a faxed proxy form from Noel Brosnan and/or Gary Peoples and do not have a fax copy in any of my files.

**Meeting of the Class A Members scheduled for 6 August 2008**

35. My understanding was that there would be a new selection process which David Grace had sought QC advice on so as to make sure that each Member had a say on extending the initial term to the term of the control body licence. The advice David Grace received from the QC,

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**CONTINUED STATEMENT OF: MURRAY, Shara Louise**

the Members would vote individually in a Class A Meeting and at the General Meeting through its Authorised Representative. I acted accordingly. For the May 2008 Meeting I sent material to the 13 Member Representatives , and for the August 2008 Meeting, it was necessary to send material to the Members so that they could arrange to vote at the Class Meetings through proxies, then at the General Meetings through the Authorised Representatives .

**The Application of Proxies**

36. I am aware of Section 11.2 of the Constitution. I am aware that David Grace received advice from a Queens Counsel in relation to the voting by proxy under the Constitution.
37. At a Class A Members meeting each of the class A Members, have a vote however because they are organisations, and an organisation cannot vote, proxies need to be completed, via that organisation. Representatives of each organisation attend, but it's up to those organisations as to whom they appoint as proxies.
38. A Class A Member representative could still be appointed as a proxy but this doesn't always occur. For example, I think it was the Trainer's Association. Pat Duff, who is a Member representative for the Trainer Association attended that meeting. But when I sent the proxy form to the Trainer's Association, they sent the proxy form back and appointed a completely different person, that being Bob Bentley.
39. A Class B Member could potentially also vote as a Class A Member if they were appointed as a proxy as was the case with the Trainers Association who appointed a Class B Member in Bob Bentley to vote on their behalf. A proxy is the only way a Class B Member could vote as a Class A Member. The proxies given were directed so that the holder of the proxy had no discretion as to how to vote. The proxy must vote in the manner directed and not otherwise.
40. The person who can sign a proxy is dependant on the organisation. For example, the Bookmakers Association is actually a company. So, when they send their proxy in, they need a Director and a Company Secretary to sign off on their proxy. An incorporated association

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**CONTINUED STATEMENT OF: MURRAY, Shara Louise**

may only require, according to their model rules and Constitution, just one person to sign off on the proxy. It may require the President or Secretary; it depends on each entity or each association.

41. Section 14(a) of the Constitution states a proxy must be in writing under the hand of the appointer or the appointer's attorney duly Authorised in writing, where if the appointee is a corporation either under seal or under the hand of an officer. My understanding is that the hand of the appointer who could sign off on a proxy form would either be the Chairman, the CEO, or whoever is stated under the model rules, or under the Constitution. For the QCRC, I assume this would be the Chairman. I don't believe it's written anywhere.
42. In the instance of the Class B Member meeting on 6 August 2008, the five Class B Members appointed proxies in case they fell off a ladder the day before, or something like that and they couldn't attend.

**Preparation for the Meetings of the 6<sup>th</sup> of August 2008**

43. David Grace had sought external QC advice and drafted the notice of meetings and settled the Constitutional amendments and drafted all relevant documents and sent them to me for me to send out. We decided to set the date for the meetings as the 6<sup>th</sup> of August 2008 having accounted for 28 days prior and a couple of extra days in case anything happened. I attended to the necessary arrangements for the meetings.
44. When I received the notice of meetings and documents from David Grace I arranged for them to be forwarded by the Director of Integrity, Jamie Orchard. This was because I was to be away that day. Jamie Orchard did the notice of service, some were emailed and some were hand delivered. I received these documents which consisted of letter to Class A Members, letter to Class B Members, notice of meeting to Class A Members, notice of meeting to Class B Members, notice of general meeting, proxy form for Class A Members at a class meeting, proxy form for Class A Members at general meeting, proxy form for Class B Members at class meeting and proxy form for Class B Members at general meeting, declaration of directors and ASIC declaration.

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CONTINUED STATEMENT OF: MURRAY, Shara Louise

45. The documents were sent via email with attachments consisting of a proxy form drafted by David Grace which includes the wording to be signed as 'provided by your governing document'. A governing document is their Constitution, or their model rules.
46. When sending material to an organisation I send it to the top two people. For example with BTC, QTC, the CEO and Chairman received the material. With the QCRC I normally send material to the Chairman Bill Ludwig and Country Liaison officer Col Truscott. For this second meeting I arranged for these two people to receive the notice of meeting.
47. Col Truscott organises meetings and does secretarial work for the QCRC. I recall that he spoke to me and I said that I understood that the Chairman of the QCRC was going to be doing regional tours and that the Chairman would be looking after it. Mr Truscott is neither a Class A or Class B Member but I expected he would pass on the notice to Members of the QCRC and I faxed the documents to him as the Committee.
48. I have previously sent Bill Ludwig and Col Truscott correspondence in relation to the QCRC as they are the Chairman and Secretary respectively. I can recall on one occasion I received correspondence from the ACCC in relation to consulting with stakeholders about an issue to an authorisation application. The ACCC sent the correspondence to me as Company Secretary of QRL and also addressed the same correspondence to Bill Ludwig as Chairman of QCRC.
49. I was asked by Detectives to check my email for a message received from Col Truscott on 11 July 2008. I did locate a message from him on this date however I didn't reply and actually don't remember getting it at the time. It may have been an oversight and wasn't intentional.
50. Col Truscott is employed and Bill Ludwig is a Director of QRL. If Members of the QCRC were not notified on this issue then perhaps they should give me additional contacts. Presently, and as I referenced in disseminating this material, I refer to a list which has the names of the top two people of each organisation. On this list, the names for the QCRC are Ludwig and Truscott.

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CONTINUED STATEMENT OF: MURRAY, Shara Louise

51. The majority of the A Class Members are not companies and as such didn't require two signatures. Quite a few had two signatures however some of them only had one, like the Jockey Association. The only proxy form which had the same person nominated to act as the proxy, also acting as the signatory, was the QCRC proxy signed by Bill Ludwig and which nominated Bill as the first proxy and myself as the second.
52. I can recall more than forty-eight hours prior to the meeting on the 6<sup>th</sup> August 2008, Bill Ludwig came into my office and handed me a completed proxy form. I can recall this because Bill Ludwig had a meeting here that day. I don't recall the exact date but it would probably be whatever date is on the proxy form. I was nominated as the second proxy for the QCRC and the vote was in favour of the amendments. I was never consulted by Members of the QCRC regarding this and if required, would have voted as directed by the proxy form. If a proxy was not directed then I would have telephoned and ascertained how I was to vote. I'm not carrying my vote, it's not my opinion.
53. I think it was Mackay Turf Club who I had a telephone conversation with and I believe it was Ian Joplin who asked me who they should appoint. I told him that was something that he needed to speak his committee about, that as an organisation they could appoint whoever they wanted to appoint to carry the vote of their organisation and that's where I left it.
54. My understanding is that when Bill Ludwig gave me the proxy he was voting according to the views of the Queensland Country Racing Committee and that he had obtained that view from going through the two week, eleven forums and had spoken to what he felt was a greater variety of people in terms of Country Racing.
55. I remember that when Bill Ludwig actually came in he asked Debbie Toohey to type up a proxy form for him as he didn't have it on him. It appears that Debbie has left out the wording 'To be signed as provided by your governing document'.

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CONTINUED STATEMENT OF: MURRAY, Shara Louise

56. I am unaware if Bill Ludwig ever spoke to any of the committee Members in relation to the Constitution change while at these forums. As chairman, Mr Ludwig chairs the meeting and my understanding is that he should take to the committee anything QRL sends to him, which he believes is necessary for the committee to decide. Class A Members are organisations or groups, not an individual person.
57. I did not at the time find it strange that QCRC had nominated Bill Ludwig as its proxy, as I knew he would be there on the day of the meeting and all other committee Members for the Queensland Country Racing Committee are scattered all over Queensland and would have had to pay their own way to attend the meeting. On previous occasions, when we have had Class A Member representative meetings, the persons representing QCRC, Gary Peoples and Noel Brosnan have attended by way of telephone conferencing.
58. Bill Ludwig travelled all throughout Queensland for two weeks some time prior to the 6 August 2008 meeting with other QRL Members including Bob Bentley, Col Truscott and Paul Brennan. It is not my responsibility to talk to Bill Ludwig about such issues, that's between him and his Country Racing.
59. This is the first vote at class meeting that QRL has had and therefore, the first time proxies have had to be appointed. I wanted to make sure that everything was perfect. I received all the proxies and scanned them and emailed them directly to Carly Cameron at Cooper Grace Ward to ensure that they were all completely correct. I was advised that the Bookmakers proxy was incorrect. I didn't realise that they were a Corporation and thought they were an Association which means just the President could sign off. Carly Cameron of Cooper Grace Ward advised me that they are actually a company and I needed to contact them and advise them that as a company, they needed a Director and a Company Secretary to sign off. So I contacted them again and advised them the proxy was invalid, and they needed to get two people to sign off on it. For example when I signed a document for Queensland Racing Limited, as a company, I need a Director and a Company Secretary to sign off. Both Carly Cameron and David Grace of Cooper Grace Ward raised the issues of proxies signed by one person. I advised them that I had received assurance from the organisation that the persons signing had the authority.

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**CONTINUED STATEMENT OF: MURRAY, Shara Louise**

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60. After Cooper Grace Ward advised me that all the proxies were correct I put the hard copies of the proxies in plastic sleeves in a folder. After I had done the minutes of the actual meetings, my assistant put them all in the company register for me. No one outside of Cooper Grace Ward lawyers saw the proxies prior to the scheduled meeting on 6 August 2008 and the door to my office is locked.
61. It was necessary to also hold a Class A Member representative meeting on 6 August 2008 prior to the Class A Members meeting. This was in order to elect a new Authorised Representative for Class A Members, as the then appointed representative, Bob McHarg was overseas. In this instance, I sent a notice of meeting to the Class A Member Representatives, this being Noel Brosnan and Garry Peoples for the QCRC. I recall speaking to Noel Brosnan by phone who said there was no point him being hooked up to the meeting. Garry Peoples was to attend via telephone conference.
- Meetings of the 6<sup>th</sup> of August 2008**
62. I can recall that on the 6<sup>th</sup> day of August 2008, there was a Class A Member representative meeting, a Class A Members meeting, a Class B Members meeting and then a General Meeting. The General Meeting was to have the Authorised Representatives of the Class A and B Members to carry the vote. These meetings were all held at our Deagon office.
63. From memory I think there was general discussion about the Constitution in the first meeting, what was going on, and I later detailed this in a report to the Minister. I made no details of general discussions in the minutes; the minutes only included the decisions. I recall that Neville Stewart did ask Gary Peoples if he had any concerns, or any queries, and he raised country race day issues. I remember this because everyone wondered why he was raising these issues when there was the issue of the Constitutional amendments were to be voted on at the next meeting.
64. I am sure that Garry Peoples would have known there was to be a vote on the Constitution. I have spoken to him on the phone and talked to him about the proposed amendments. I have not detailed this in my file notes but recall that I sent him an email on 28 July 2008. He asked

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**CONTINUED STATEMENT OF: MURRAY, Shara Louise**

about his role in relation to the meeting and I told him his role was to vote on someone to replace Mr McHarg. This was his role as a Class A Member representative, I wasn't trying to keep him out of a meeting, but his role and the reason why I was contacting him was as a Class A Member Representative and that was the only purpose that I contacted him.

65. My email to him on the 28<sup>th</sup> of July states that at the general meeting, the only vote will be cast by the Class A Member Authorised Representative and the Class B Member Authorised Representative in accordance with the quorum provisions of Clause 11.2 and the provisions of Clause 11 and 12.1 of the QRL constitution, and it was necessary to hold a Class A Member Representative meeting prior to the Class A Member meeting.
66. On that date firstly, we had a Class A Member Representative Meeting to appoint the new Authorised Representative. All persons present agreed to appoint Neville Stewart as the Class A Authorised Representative. If Bob McHarg was not overseas this meeting would not have been held. Garry Peoples attended by teleconference.
67. On the same date, shortly after this meeting we held the Class A Members meeting. At the commencement of this meeting I excluded Alan Parry of the Townsville Turf Club from this meeting as I was informed by our external legal team, Cooper Grace Ward, that if a person did not have a proxy, they were not entitled to attend the meeting. I am aware that Alan Parry had a letter of representation from the Townsville Turf Club not a proxy, under my understanding of the legal advice I received from David Grace, this was not a valid document as only proxies were acceptable documentation for the meeting, which had to be held with QRL, 48 hours prior to the meeting. I received this advice over the telephone. On receiving the Notice of representation from Alan Parry I did not seek further external legal advice. I then excluded Alan Parry from the meeting. I also told him that I was sorry but I couldn't allow him to stay in the room. He replied to me, "okay", I then gave him back his letter. I do not have a copy of this letter.

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CONTINUED STATEMENT OF: MURRAY, Shara Louise

68. At this Class A Members meeting, all the proxies were submitted and Debbie Toohey and I collected and counted the votes. I am aware that 75 percent or more had voted in favour of the amendments to the Constitution.
69. I voted as per the one proxy that I was given, and so did for example Mr Bentley who also had two proxies which he wasn't even aware of until I told him that he had two proxies. Wayne Milner also had two proxies. Some proxy forms were left open and their nominated proxy also attended the meeting and voted, this included the Gold Coast and QTC. The only vote against was the QTC.
70. Bill Ludwig was able to vote as a Class A Member only because he was nominated on the proxy form for the QCRC. The Constitution of QRL does not regulate the way in which Class A Member Representative meetings are to be run. I run these meetings as per how I would run any other meeting. The Constitution does need to be amended to fix those sorts of things.
71. At the conclusion of that meeting I then went to the third meeting which was the Class B Members meeting. I am aware that 75 percent or more had voted in favour of the amendments to the Constitution at this meeting as well.
72. A short time after this meeting Neville Stewart and Bob Bentley as the Authorised Representatives for Class A and B Members respectively, both attended the General Meeting and the resolution was carried as both Class A and B had voted in favour. I took hand written minutes of this meetings but it is not my practice to tape record any meetings.
73. I have maintained records relating to this process in working folders which I have provided to Police along with other relevant documentation to assist with their investigations.

\_\_\_\_\_  
S.L. MURRAY

(Witness's signature)

(Justice of the Peace (Qual.)/  
Commissioner for Declarations's signature)

(Police officer's signature)



**CONTINUED STATEMENT OF: MURRAY, Shara Louise**

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**Justices Act Acknowledgement**

**Justices Act 1886**

I acknowledge by virtue of section 110A (5) (c) (ii) of the Justices Act 1886 that:

- (1) This written statement by me dated 11/12/08 and contained in the pages numbered 1 to 20 is true to the best of my knowledge and belief; and
- (2) I make this statement knowing that, if it were admitted as evidence, I may be liable to prosecution for stating in it anything that I know is false.

.....Signature

Signed at .....this.....day of December 2008

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(Witness's signature)

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(Justice of the Peace (Qual.)/  
Commissioner for Declarations's signature)

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(Police officer's signature)

