

QUEENSLAND RACING COMMISSION OF INQUIRY

Commissions of Inquiry Act 1950

SUPPLEMENTARY STATEMENT PURSUANT TO SECTION 5(1)(d).

I, **WAYNE NORMAN MILNER** of c/- Level 10, 300 Adelaide Street, Brisbane, Queensland 4000, General Manager, do solemnly and sincerely declare as follows:

1. I refer to my previous statement dated 26 July 2013 and to the notice dated 10 October 2013 ("Notice") sent by the Commission to my solicitors informing me of potential adverse findings that may be made by the Commission.
2. My legal advisers will make written submissions to the Commission of Inquiry addressing the terms of reference, and the potential findings that may be made against me. This statement addresses factual matters.
3. I set out in this supplementary statement my response to the potential findings set out in the Notice, as far as I can in the limited time that the Commission has allowed me, and with the limited understanding I have of the allegations.
4. The Commission asserts in paragraph 1 of the Notice:

Mr Milner knew, or should have known, at all times during the period from 21 December 2009 until 30 April 2012 ("the relevant period") that:

- a) *Contour Consulting Engineers ("Contour") was not engaged in compliance with the Purchasing Policy of Queensland Racing Limited ("QRL") or Racing Queensland Limited ("RQL") (generally "the Purchasing Policy");*

Page 1

Signed:



**Supplementary Statement of
Wayne Norman Milner**

Taken by:



RODGERS BARNES & GREEN

Lawyers

Level 10, 300 Adelaide Street

BRISBANE QLD 4000

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Email: admin@rbglawyers.com.au

Ref: GWR:AKM:130250

- b) *on projects in which Contour was engaged in a project management role for QRL or RQL, Contour undertook or managed the procurement processes for engagement of other contractors for the projects but did not do so in compliance with the Purchasing Policy;*
- c) *QRL and RQL did not adhere to the Purchasing Policy during the relevant period:*
 - i) *at all; alternatively*
 - ii) *in respect of any infrastructure projects QRL or RQL undertook;*
- d) *there were no, or no adequate, other measures utilised by QRL or RQL to ensure that contracts awarded delivered value for money.*


5. I assume that the Commission is referring to the occasions on which Contour was engaged between 21 December 2009 and 30 April 2012. The Commission has not identified for me the specific engagements of Contour to which it is referring. I was generally aware some time after I joined the board of QRL that Contour had been engaged in respect of various projects, as that fact was brought to my attention as part of matters coming to the board of QRL and RQL for its directors' meetings. However, I point out the following:

- a. I only went onto the board of QRL at the end of 2009, and attended my first board meeting on 22 December 2009, so I had no part in any board involvement in decisions on any infrastructure works prior to that time;
- b. At the first board meeting I attended, the minutes of that meeting record that Mr Brennan gave an update on two existing projects. I could not possibly have formed any view of earlier engagements involving Contour;
- c. If there was a purchasing policy that was a guideline to be followed by QRL or RQL during the period for which I was a director then I would have expected that the senior executives and other staff of the company who were responsible for such matters would ensure compliance and advise the board if there was any non-compliance;


Signed:




- d. I am aware, as it has been brought to my attention when preparing this supplementary statement, that RQL had adopted a purchasing policy as an internal policy at the board meeting on 1 July 2010, for which the finance department managed by Adam Carter was responsible. I cannot recall voting on any board resolution to approve any earlier policy of QRL;
- e. I do not know whether the engagement of Contour was done in accordance with any purchasing policy of QRL or RQL. In any event, for the reasons that I explained in my earlier statement, I believe the ongoing engagement of Contour made sense because of their accumulated expertise and knowledge of the nature of the work that was required to be undertaken;
- f. QRL and RQL had an audit committee and had internal auditors whose task it was to check issues of compliance. I note that reference has been made by the Commission to a report of Deloitte dated June 2009. No further internal audit reports concerning the purchasing policy of either QRL or RQL have been referred to during the public sittings of the Commission. I therefore presume that the internal auditors did not detect any non-compliance with purchasing policies after June 2009. A copy of the report of Deloitte was not given to me during my time as a director. In any event it was a matter for the Finance Department.
- g. I cannot recall any issue of non-compliance with any purchasing policy being brought to the attention of the board by the auditors, the audit committee or Adam Carter who had responsibility for such matters within the management team of the company, during the time that I was a director.
- h. However, I am aware that in late 2011 when RQL was seeking to implement arrangements for funding the industry infrastructure plan, amendments were made to a purchasing policy so as to comply with the requirements of the government;
- i. I am surprised by the allegation, and potential finding, that I knew, or ought to have known that the QRL and RQL did not adhere to the purchasing policy "at all" between 21 December 2009 and 30 April 2012. As far as I can tell all of the evidence at the Commission has concerned the engagement of Contour and contractors for infrastructure projects. With the myriad of other activities carried


Signed:

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Taken by:



on in the ordinary course of the QRL and RQL businesses I would be extremely surprised if a purchasing policy was completely ignored for all aspects of the businesses. I did not know that the purchasing policy was not being adhered to at all, and nobody ever reported to me or the board of directors that was the case. If a purchasing policy applied during the relevant period, then Adam Carter's finance department had sufficient resources and staff to ensure a substantial level of compliance, and if there was systemic non-compliance then it should have been picked up by that department and the auditors and reported to the Audit Committee and the board. The Commission should direct its enquiries in this regard to Adam Carter.

- j. I believed that in relation to infrastructure work that was being carried out, there were tenders called for those works. The Board was, as far as I was aware, content to allow Contour to manage the tender processes. Only a few months after I started on the board, QRL engaged the services of Mark Snowden who had project management experience. I believe I was entitled to rely on the experience of such personnel to advise the board if any works that were being carried out were not at rates that were value for money.

6. The Commission asserts in paragraph 2(a) of the Notice that I:


a. failed to take, or cause QRL or RQL to take, steps to:

i. assess or have assessed the adequacy and integrity of, and adherence to, the Purchasing Policy;

ii. improve generally the adequacy and integrity of, and adherence to, the Purchasing Policy;

iii. address the matters listed at (1)(a) to (d) of the Notice.

7. In answer to those allegations, I repeat my comments in paragraph 3 above. In the absence of anything being brought to my attention, as a director, by either senior management or by the audit committee, or by the internal auditor, I did not consider that it was part of my function, or duty, to take the steps that I am accused of not taking.


Signed:


Taken by:



8. The Commission asserts in paragraph 2(b) of the Notice that I *failed to comply with QRL and RQL's respective Codes of Conduct, in relation to supporting and voting in favour of the motion to dismiss Ms Watson from the Board of RQL on 6 December 2010*. I refute that assertion.

9. My solicitors have informed me that during the public hearings of the Commission, Senior Counsel Assisting the Inquiry questioned witnesses on the basis that the act of copying the letter that Ms Watson wrote to Mr Bentley on 30 October 2010 to the Minister and the Office of Racing was the sole reason for dismissing Ms Watson from the board. That assertion is wrong, and potentially misleading to those witnesses who were asked the questions. While copying the letter to the Minister and the Office of Racing displayed a lack of unity on the Board, my concern (and I believe the concern shared by others on the board from my discussions with them during board meetings) was the breach of confidentiality committed by Ms Watson in discussing aspects of the plan with others outside of the board and actively trying to lobby against the parts of the plan that she did not agree with. I addressed this in my earlier statement. In this regard, the following facts should be noted:
 - a. Annexed and marked "**WNM 1**" is a copy of the minutes of the board meeting of RQL held on 5 November 2010. Under the heading "Strategic Plan", it was stated: "The plan is currently before Government and the leaking of parts of the Strategic Plan to the Courier Mail is most unfortunate and has been counter-productive. The Chair advised that he had scheduled a meeting with the Premier and the Minister to seek permission to release the Plan. The releasing of the Plan will allay many fears of the stakeholder."


 - b. In those minutes, on page 2 there is a reference to a matter that was discussed *in camera*, which was the discussion of the matter involving the conduct of Ms Watson. From the pages discussing the conduct of Ms Watson (which were sent to Ms Watson as mentioned below), the following appears:
 - i. "Ms Watson advised that she had changed her mind and was now acting on the wishes of an undisclosed number of greyhound stakeholders who were lobbying to have the Asset Plan changed so as to Logan development would replace Deagon as the headquarters of greyhound racing."


Signed:

Taken by:



- ii. "Mr Ryan advised Ms Watson that the Board had been given a strict warning on confidentiality of Board matters prior to receiving the complete Asset Plan documentation."
 - iii. "Mr Milner advised that he had a telephone call with a Mr Felgate, with whom he had previous dealings, on 4 November 2010, following a report that Ms Watson was seeking support through greyhound trainers to lobby the Minister to reject the Asset Plan, in particular, the headquarters for greyhounds being located to Deagon. Mr Milner advised that Mr Felgate had confirmed that Ms Watson had telephoned him and sought his help to lobby the Minister to de-rail the Asset Plan and have the greyhound headquarters developed at Logan. Mr Milner tabled a file note of his conversation with Mr Felgate (copy attached)."
 - iv. My file note stated: "I was advised by the caller that Ms Watson had telephoned Mr Paul Felgate (ex greyhound board member) and sought his assistance in the following matters: (A) Lobby the Minister for Racing to stop the Deagon Greyhound facility and revert to Logan. (B) Enlist a number of trainers of greyhounds to write to the Minister (as per above)" ... "Mr Felgate volunteered that he had been approached by Ms Watson in recent times to 'agitate against Deagon proposal".
 - v. "Ms Watson admitted that she had in fact telephoned Mr Felgate and had sought his support to lobby the Minister for the reinstatement of Logan as the headquarters of greyhounds".
 - vi. "The Chairman asked if Ms Watson knew a Sue Burly who has been a regular contributor to websites, and who had recently made comments that were critical of Board decisions and the Asset Plan. Ms Watson confirmed that Sue Burley is a long time supporter of hers (Ms Watson), and Sue Burley could correspond in any way she chose."
 - vii. Various members of the board expressed further comments about Ms Watson as noted in the extract.
- c. It should be obvious from the above that it was not just the sending of the letter to the Minister and the Office of Racing that was the concern.


Signed:

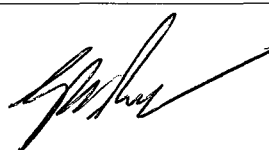
Page 6

Taken by:



- d. The process that the board adopted was to allow Ms Watson a reasonable opportunity to respond to the concerns and put her case. Annexed and marked "**WNM 2**" is a copy of the notices, letter and papers that were issued to Ms Watson on 9 and 10 November 2010. Relevantly, it states that the reasons for the action were discussed at the Board Meeting on 5 November 2010. The notice does not say that the sole reason for seeking Ms Watson's removal from the Board was her copying of the letter to the Minister and the Office of Racing. The pages setting out the material referred to in (b) above were sent to Ms Watson under cover of the letter of 10 November 2010.
- e. Susan Moriarty & Associates acted for Ms Watson in preparing a submission. Annexed and marked "**WNM 3**" is a copy of the submission made by Susan Moriarty & Associates on behalf of Ms Watson dated 29 November 2010. In that submission, Ms Moriarty referred to the board minutes referred to above but, in simplifying her description of the reasons discussed in the board meeting, she summarises the reason as being only the letter copied to the Minister and the Office of Racing. That simplification does not deal with all of the issues.
- f. Importantly, while Ms Moriarty, in responding to the matters in the extract of the board minutes referred to above, records a denial of any suggestion that Ms Watson passed confidential information to Ms Burley, she says nothing about the communications with Mr Felgate (which, as the board minutes record, Ms Watson admitted).
- g. Annexed and marked "**WNM 4**" is a copy of the minutes of the members meeting held on 6 December 2010. Relevantly, in response to a question by me, Ms Watson said, that this is how she interacted with the greyhound community and was only representing their views and this was her style of communication.
- h. When Ms Watson commenced her action against the board, the issue of her communications with Mr Felgate was clearly highlighted. See, for example, the summary of allegations in the proceedings (annexed and marked "**WNM 5**").


Signed:

Taken by: 

10. I believe that the process that we adopted in dealing with this issue was fair. Ms Watson was informed of the reasons for the views formed by the board, she was given a reasonable opportunity to respond, she did respond and was given ample opportunity to put her case.
11. In the Notice, I am accused of breaching RQL's Code of Conduct in the way that we dealt with this issue. For the reasons outlined above, I refute that suggestion. Further, I note that clause 3.2 of the Code of Conduct states that "*A Board Member shall act independently and not in the interests of any sectional interests.*" In my opinion, Ms Watson, by her own admission, and on the facts that are beyond dispute, acted in breach of that requirement.
12. The Commission asserts in paragraph 2(c) of the Notice that in relation to Cooper Grace Ward's advice of 18 November 2008 ("the Grace advice"), after 21 December 2009, I:
- a. *failed to cause QRL or RQL, and Product Co, to seek the advice of senior counsel, or other formal legal advice, as to the correctness or otherwise of the Grace advice;*
 - b. *failed to take any other relevant action.*
13. I refute that allegation because I did not believe that there was any need to take any further action in that regard. As far as I am aware, the issue was considered by the board long before I joined the board of QRL, RQL or Product Co. The matter of whether the deductions being made by Tatts from the Product Fee was not raised in my time on the board. I do not consider that I was obliged, when joining the board, to revisit matters that had occurred before my tenure unless they were raised for consideration by the board whilst I was a member.
14. The Commission asserts in paragraph 2(d) of the Notice that when omitting to act as specified at 2(c) of the Notice, I:
- a. *knew that Mr Bentley had a conflict of interest as a result of his being Chairman of QRL, subsequently RQL, and at the same time being a director of Tattersalls Limited, subsequently Tatts Group Limited ("Tatts"); and*


Signed:

Taken by: 

- b. *knew that Mr Bentley considered the Grace advice to be incorrect and that this view favoured the interests of Tatts over those of QRL and subsequently RQL and Product Co; and*
- c. *was influenced by Mr Bentley's view.*

15. In relation to those allegations, I say that I knew that Mr Bentley had a potential conflict of interest because of his directorship of Tatts, and his Chairmanship of the board of directors of QRL and RQL. I also knew that if the board of QRL or RQL wished to discuss the deduction of race fields fees from the product fee, Mr Bentley would have an actual conflict and ought withdraw from any such discussion, and not be involved in making any decisions by QRL or RQL that may also affect Tatts.

16. However, at no time did I know that Mr Bentley had any view in relation to the 'Grace advice'. The Grace advice did not come to my attention whilst I was a director of QRL or RQL. Mr Bentley and I did not discuss it. I did not ascertain Mr Bentley's views about the Grace advice from any other person in either organisation, so I could not possibly have known whether Mr Bentley agreed with it or not. I certainly was not swayed or influenced by any view of Mr Bentley because he did not tell me of any view he held in that regard.

17. The Commission asserts in paragraph 2(e) of the Notice that in relation to the employment terms of Mr Tuttle, Mr Orchard, Mr Brennan and Ms Murray ("the four executives"), I:

- a. *at the RQL Board meeting on 5 August 2011, voted in favour of the approval of amendments to the employment terms of the four executives which were not in the best interests of RQL; and*
- b. *on 28 March 2012, at the RQL Board meeting on that day, voted in favour of the resolution instructing Mr Carter to make payments to the four executives in accordance with the amended employment terms.*


Signed:

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Taken by:



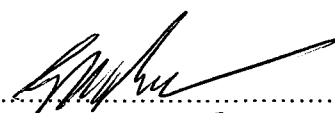
18. In relation those allegations, I admit that I voted in favour of the approval of amendments. However, for the reasons I explained in my earlier statement, I believed that agreeing to the terms was in the best interests of RQL. I admit that I voted in favour of the resolution on 28 March 2012 instructing Mr Carter to make payments to the four executives. However, I point out that the particular resolution stated that "The Chair tabled a letter from BDO Kendalls confirming the calculations produced by Mr Carter and subsequently confirmed by Mr Brad Ryan as being correct in accordance with executive contracts. BDO further confirmed all matters were in order from an audit prospective. The Board RESOLVED to instruct Mr Carter to make payment." In the circumstances where we had the calculations checked by the auditors, I considered that it was entirely appropriate to pass the resolution.

19. I strongly deny that during my time as a director of QRL and RQL I did not act with integrity, or in good faith. I consider that each of the decisions to which I was party (as a director of either QRL or RQL) was made in the best interests of that company.

And I make this solemn declaration conscientiously believing the same to be true and by virtue of the provisions of the *Oaths Act 1867*.

SIGNED AND DECLARED)
at Brisbane)
on: 19 October 2013)
in the presence of:)


.....

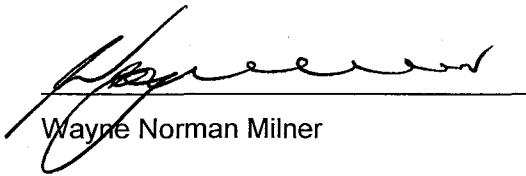

.....
Solicitor / Justice of the Peace

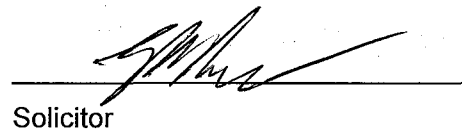
QUEENSLAND RACING COMMISSION OF INQUIRY

Commissions of Inquiry Act 1950

ANNEXURE

Annexure 'WNM 1' to the Supplementary Statement of **WAYNE NORMAN MILNER** signed 19
October 2013 at Brisbane.


Wayne Norman Milner


Solicitor

**Annexure to Supplementary Statement of
Wayne Norman Milner**

RODGERS BARNES & GREEN
Lawyers
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Ref: GWR:AKM:130250

WNNM 1



Minutes of
RQL
Board Meeting



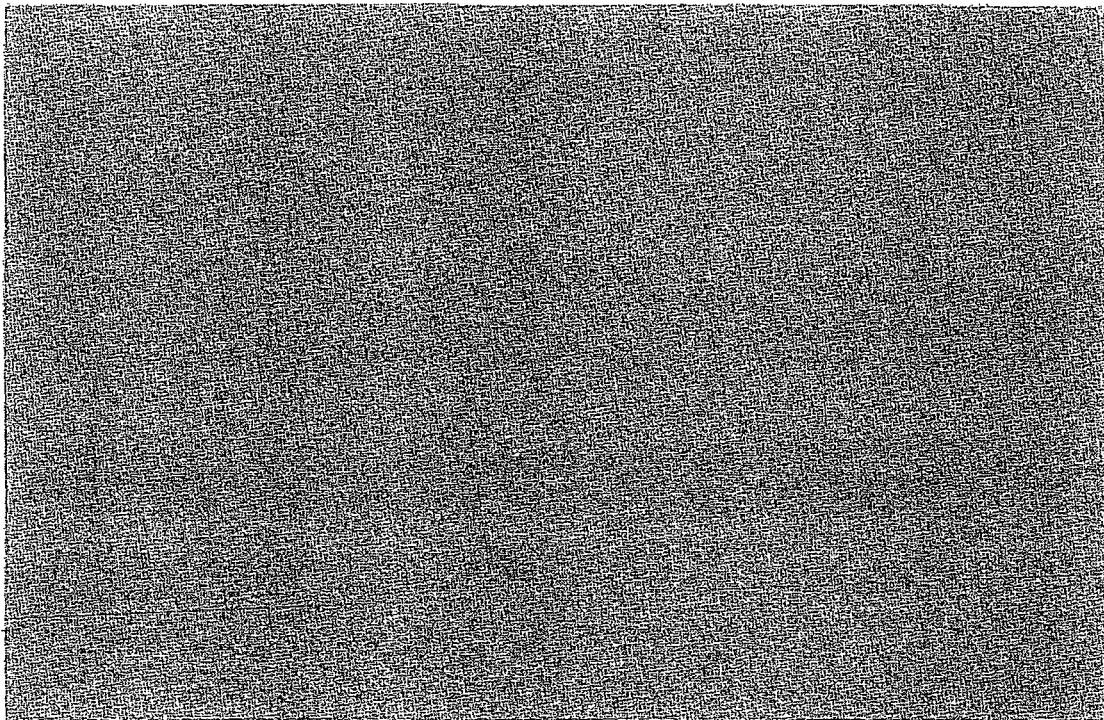
Friday, 5 November 2010

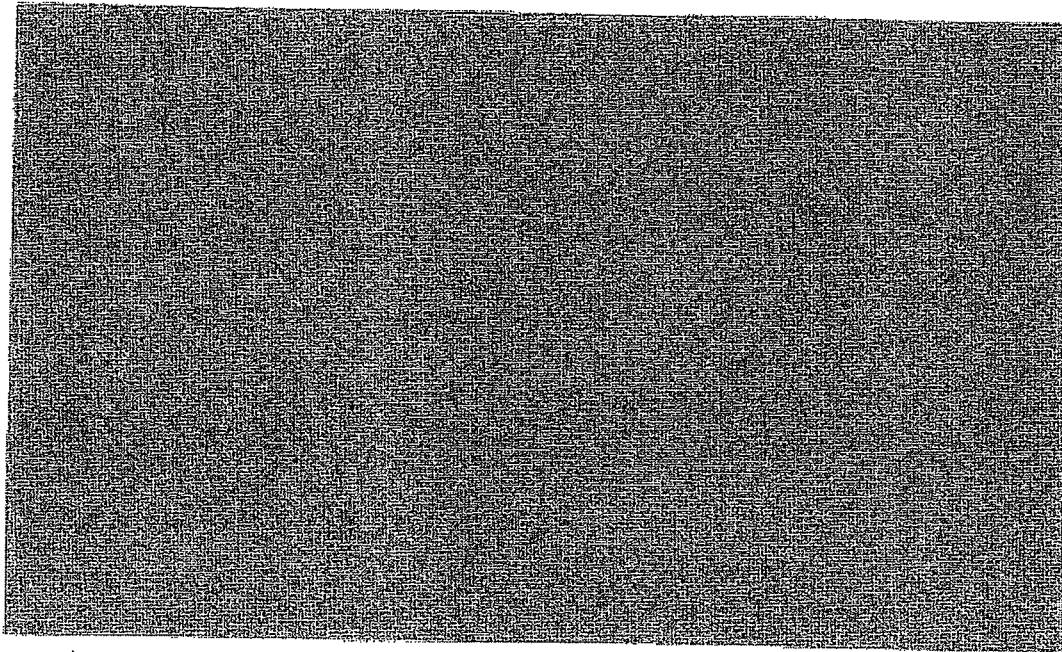
Board Room, Racing Queensland
Racecourse Road, Deagon

Meeting Commenced at 9:00am
Meeting Concluded at 2:30pm

Board Directors Present:	Bob Bentley Tony Hanmer Bob Lette Bill Ludwig Wayne Milner Bradley Ryan Kerry Watson	- Chairman - Deputy Chairman
In attendance:	Malcolm Tuttle Adam Carter Jamie Orchard Paul Brennan Shara Murray Ron Mathofer	- Chief Executive Officer - Chief Finance Officer - Director, Integrity Operations - Director, Product Development - Senior Corporate Counsel/Company Secretary - Business Analyst
Minutes:	Debbie Toohy	- Board Secretary

The Chairman opened the Meeting at 9:05am.

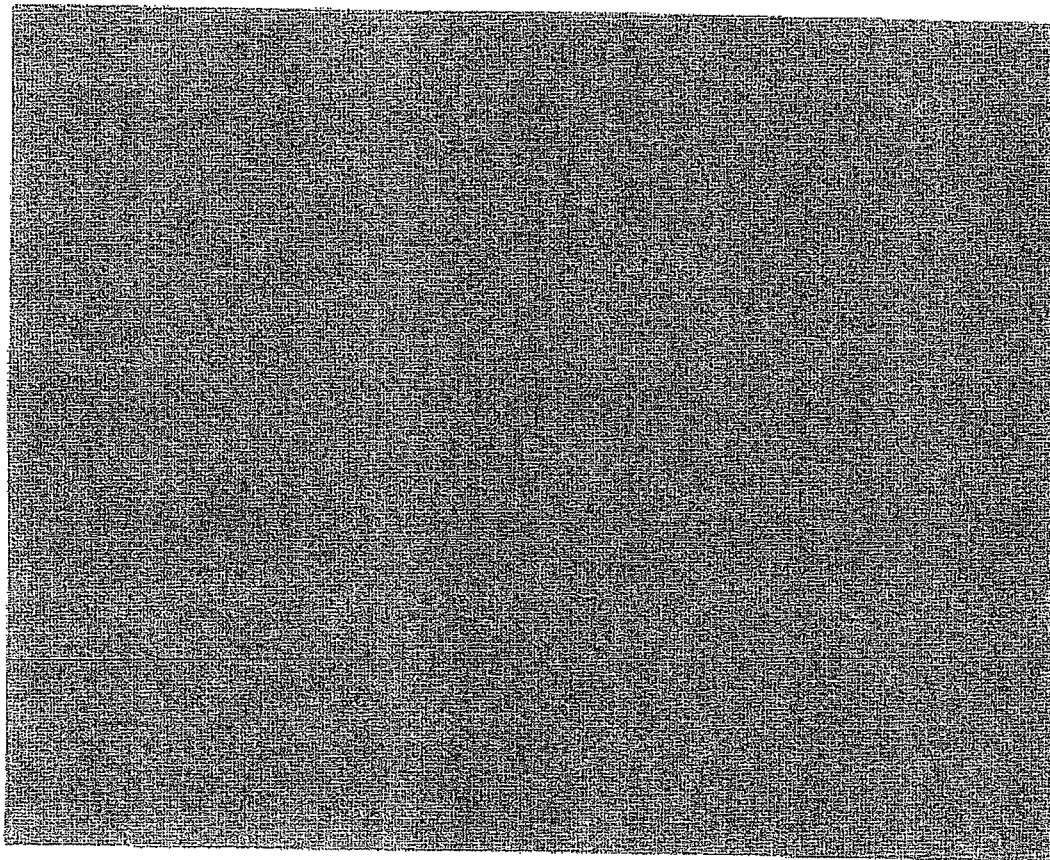


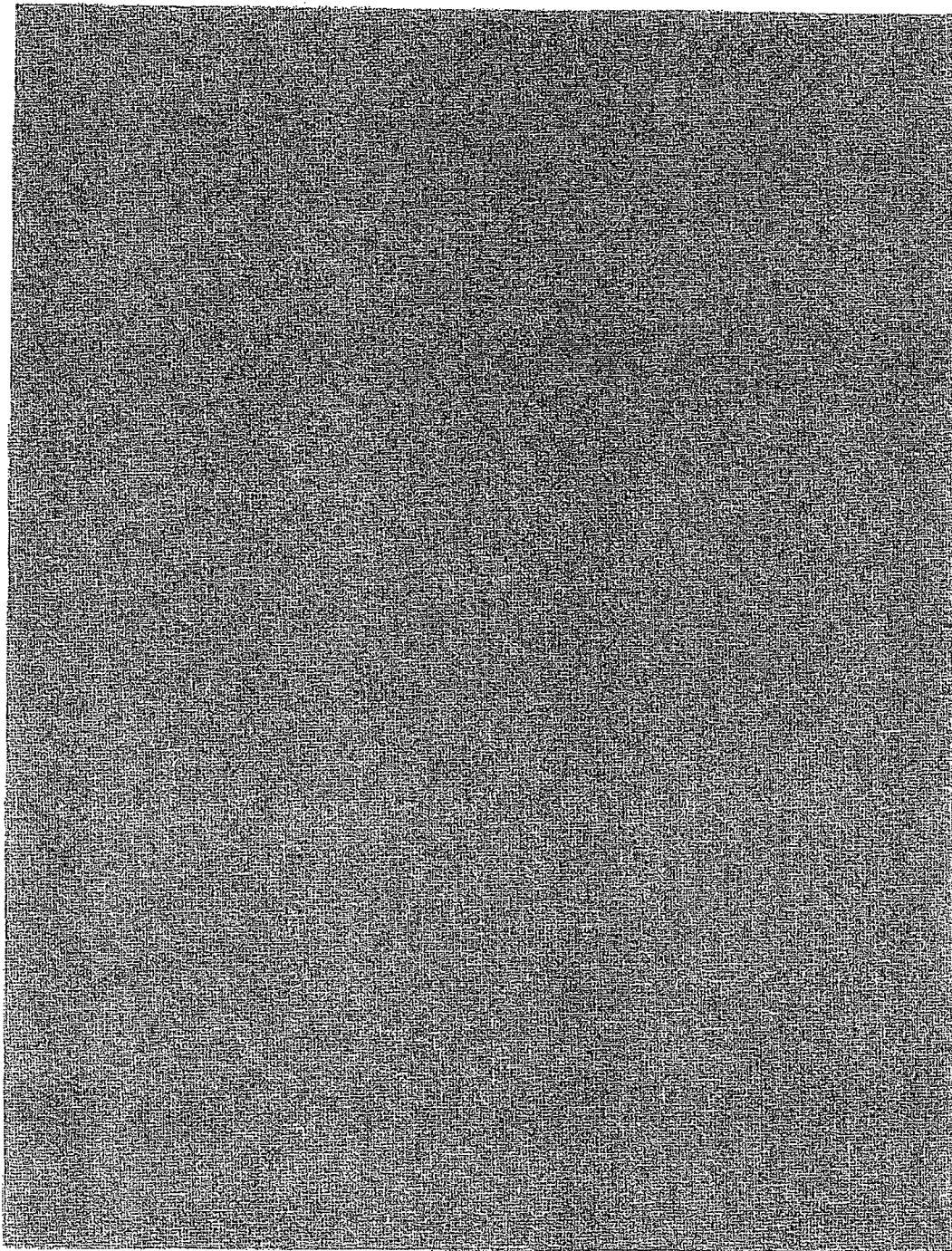


The Chairman advised the meeting that there was a matter he wished to consider in camera and requested all executives leave the meeting.

A proceeding of a detailed account of the meeting is an attachment and sealed.

The General meeting resumed at 10:00am.

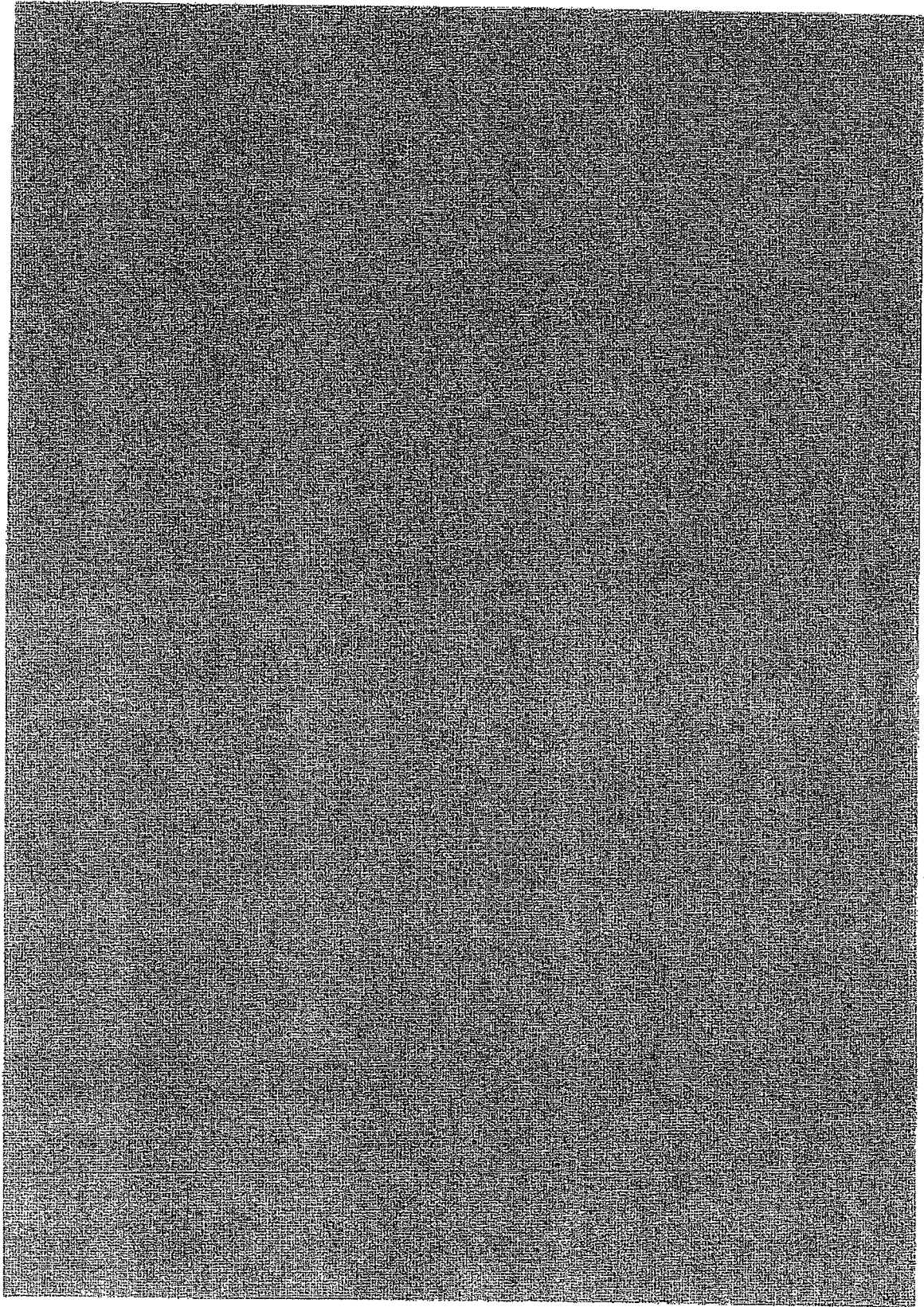


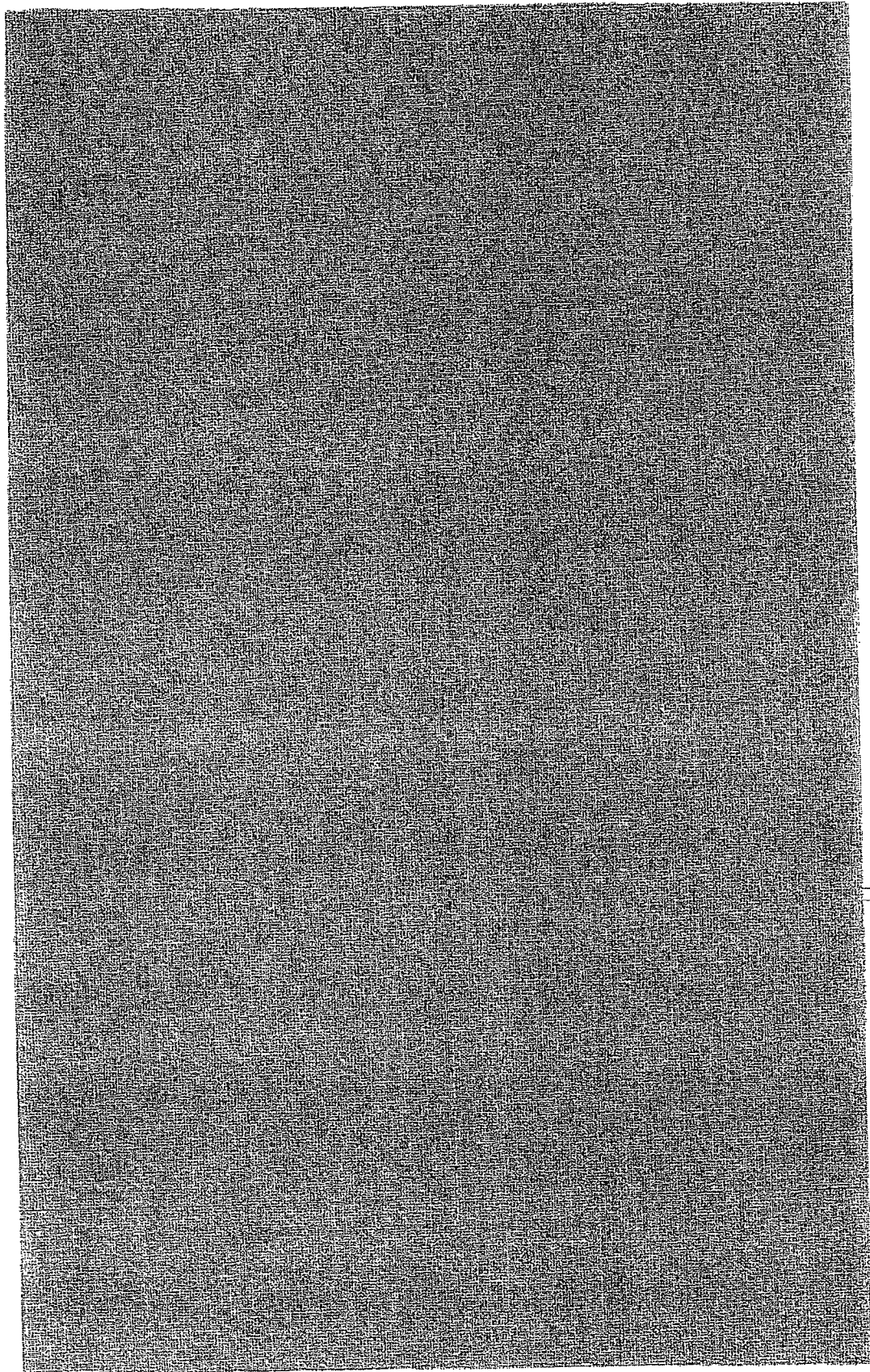


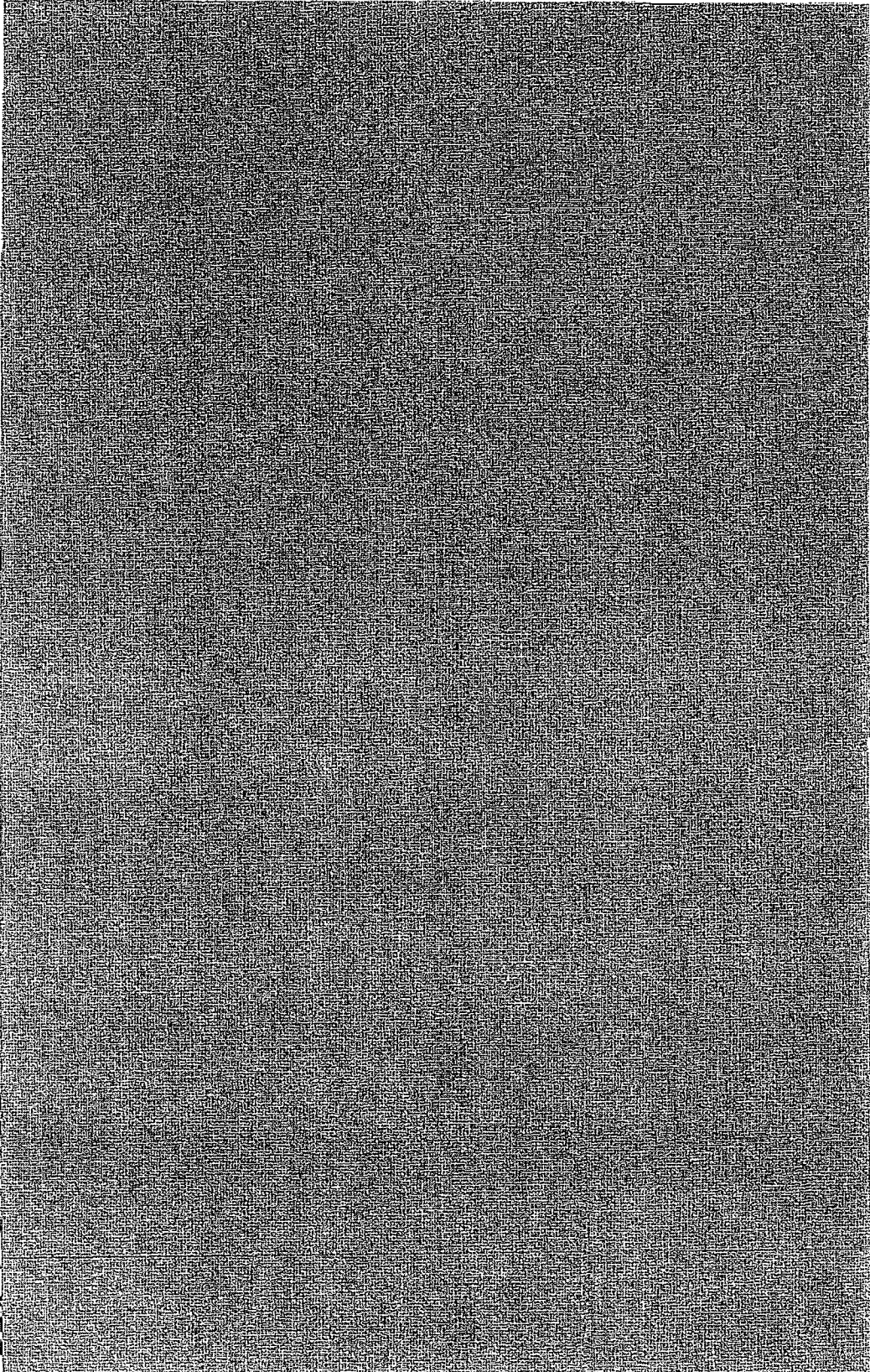
Strategic Plan

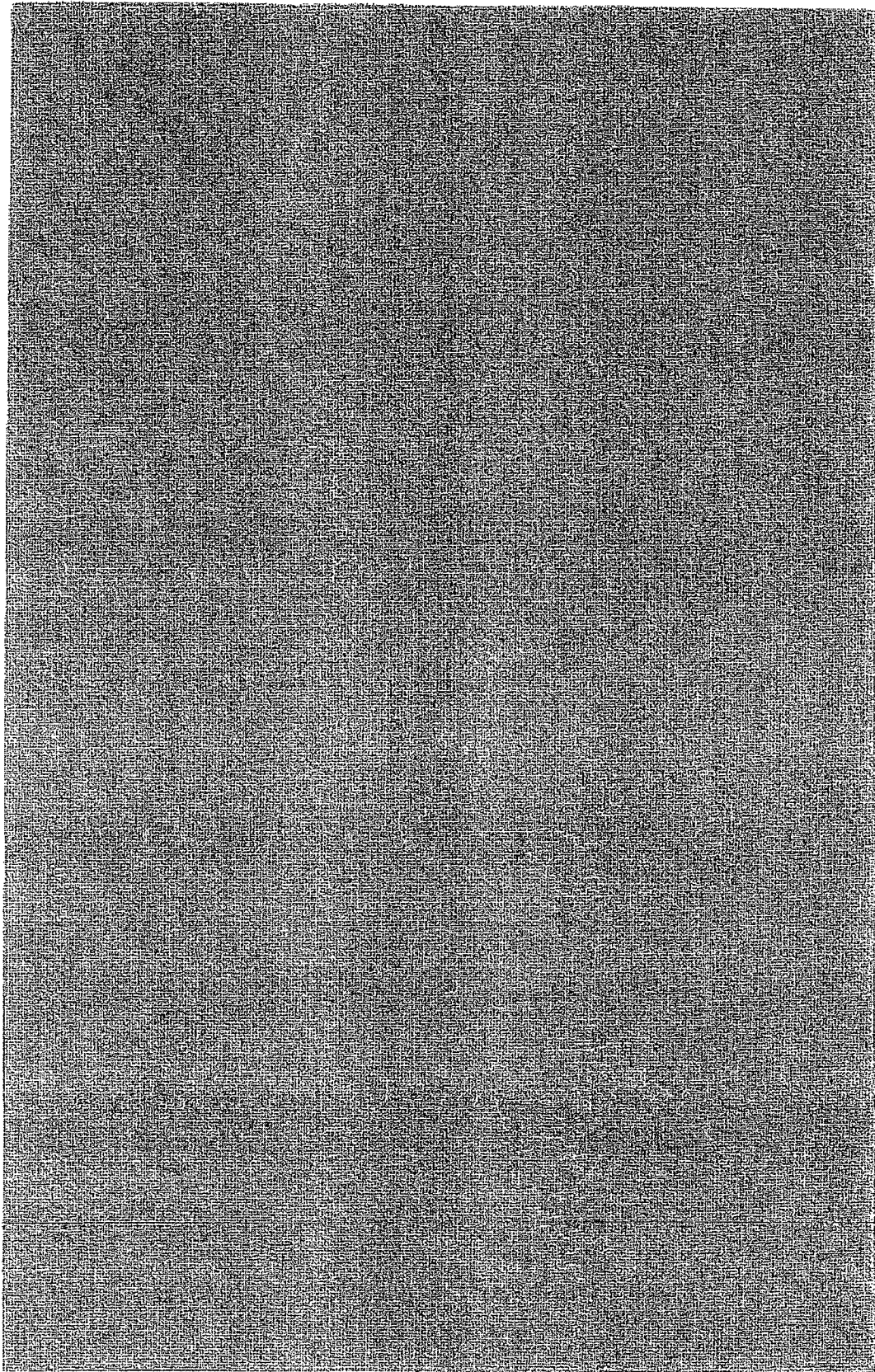
The plan is currently before Government and the leaking of parts of the Strategic Plan to the Courier Mail is most unfortunate and has been counter productive. The Chair advised that he had scheduled a meeting with the Premier and Minister to seek permission to release the Plan. The releasing of the Plan will allay many fears of the stakeholder.

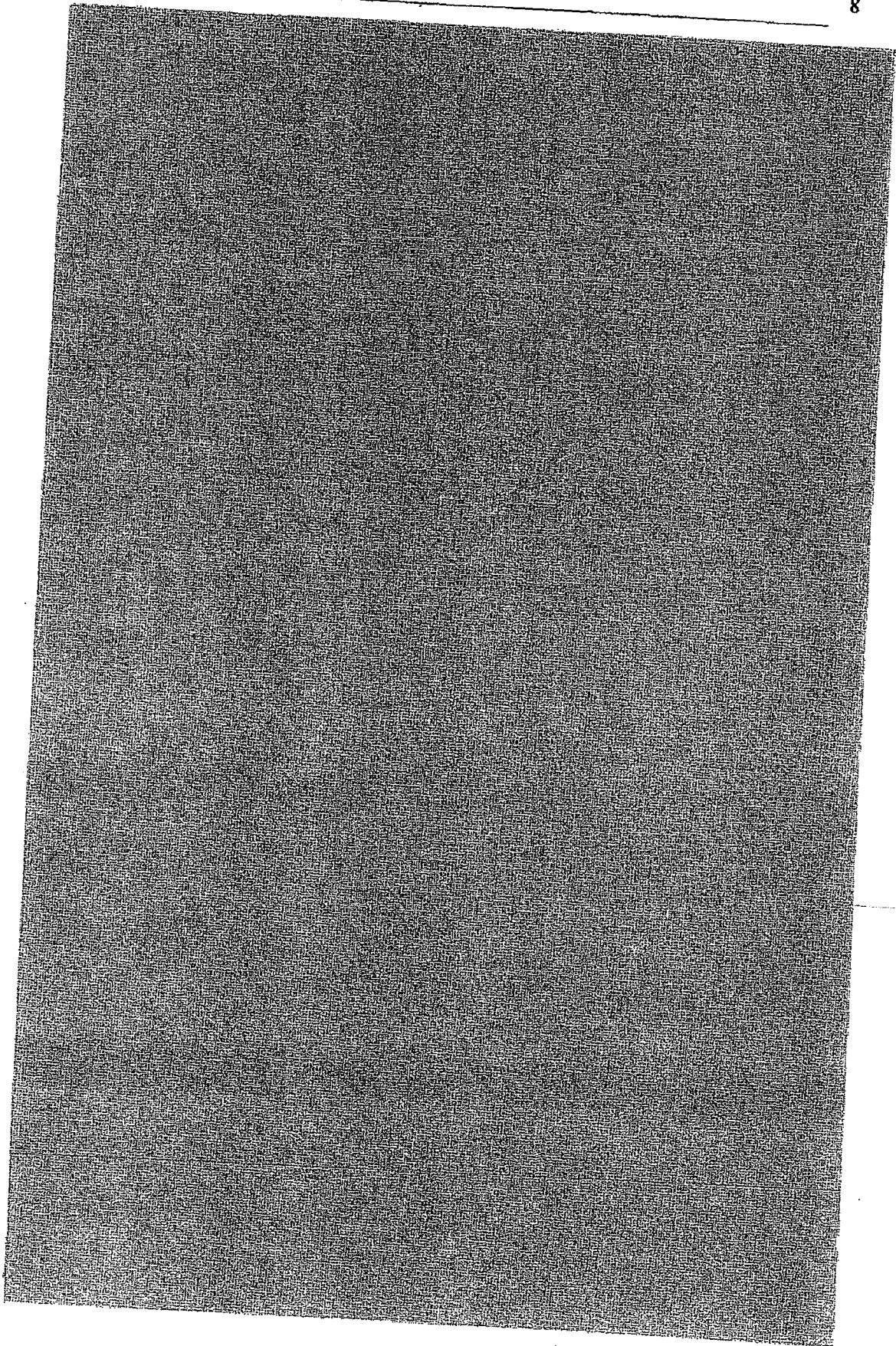
This was **NOTED** by the Board

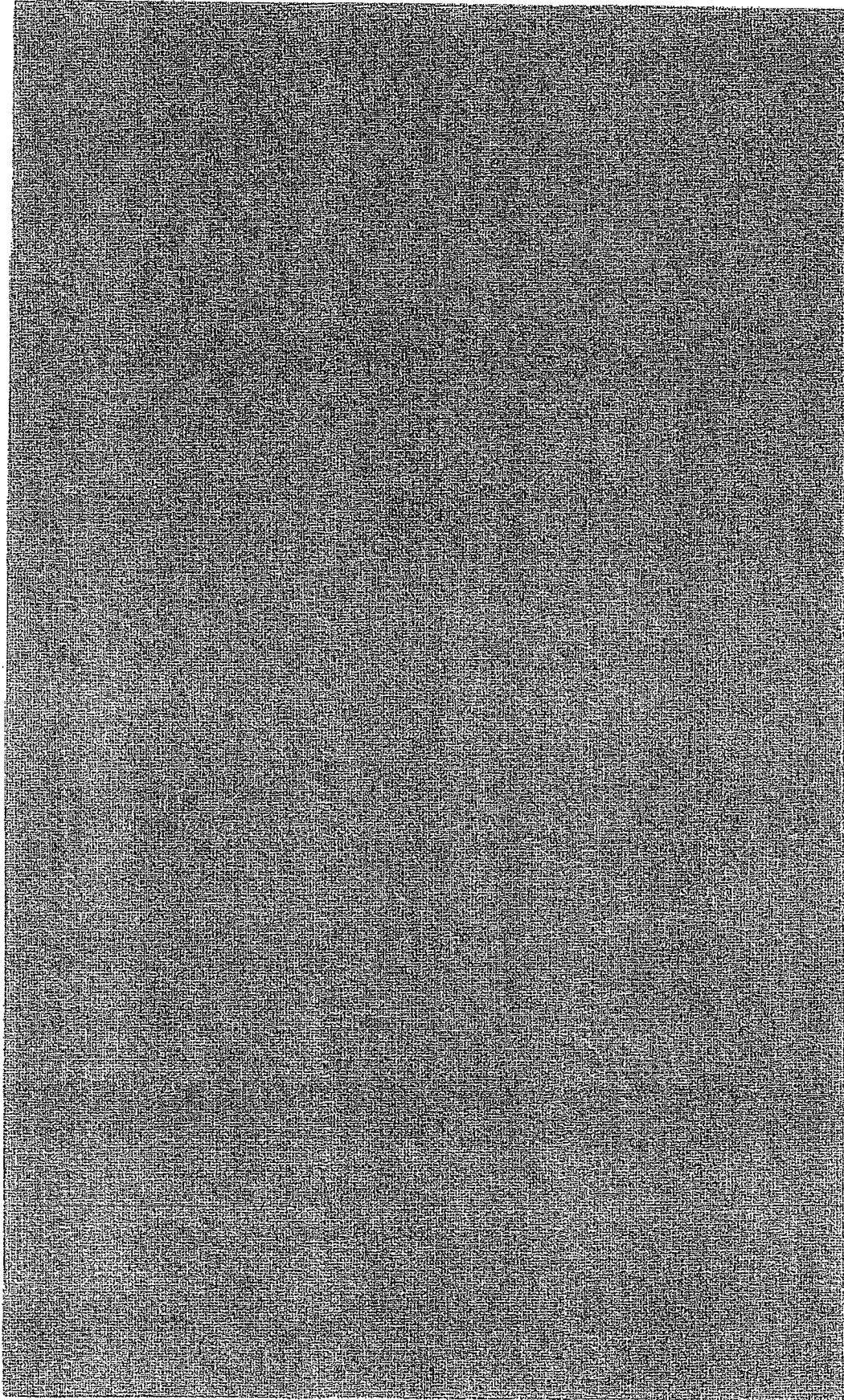


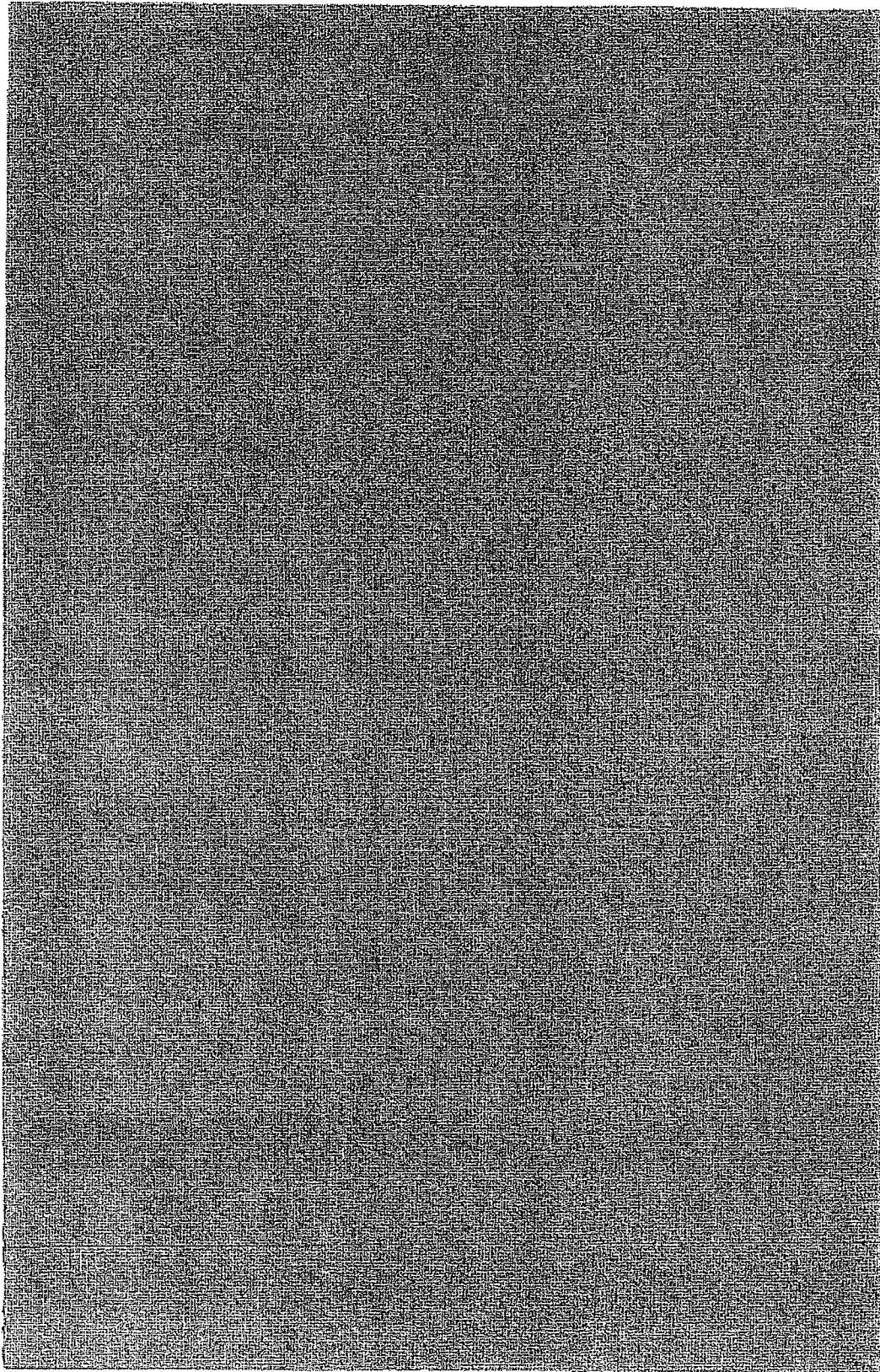


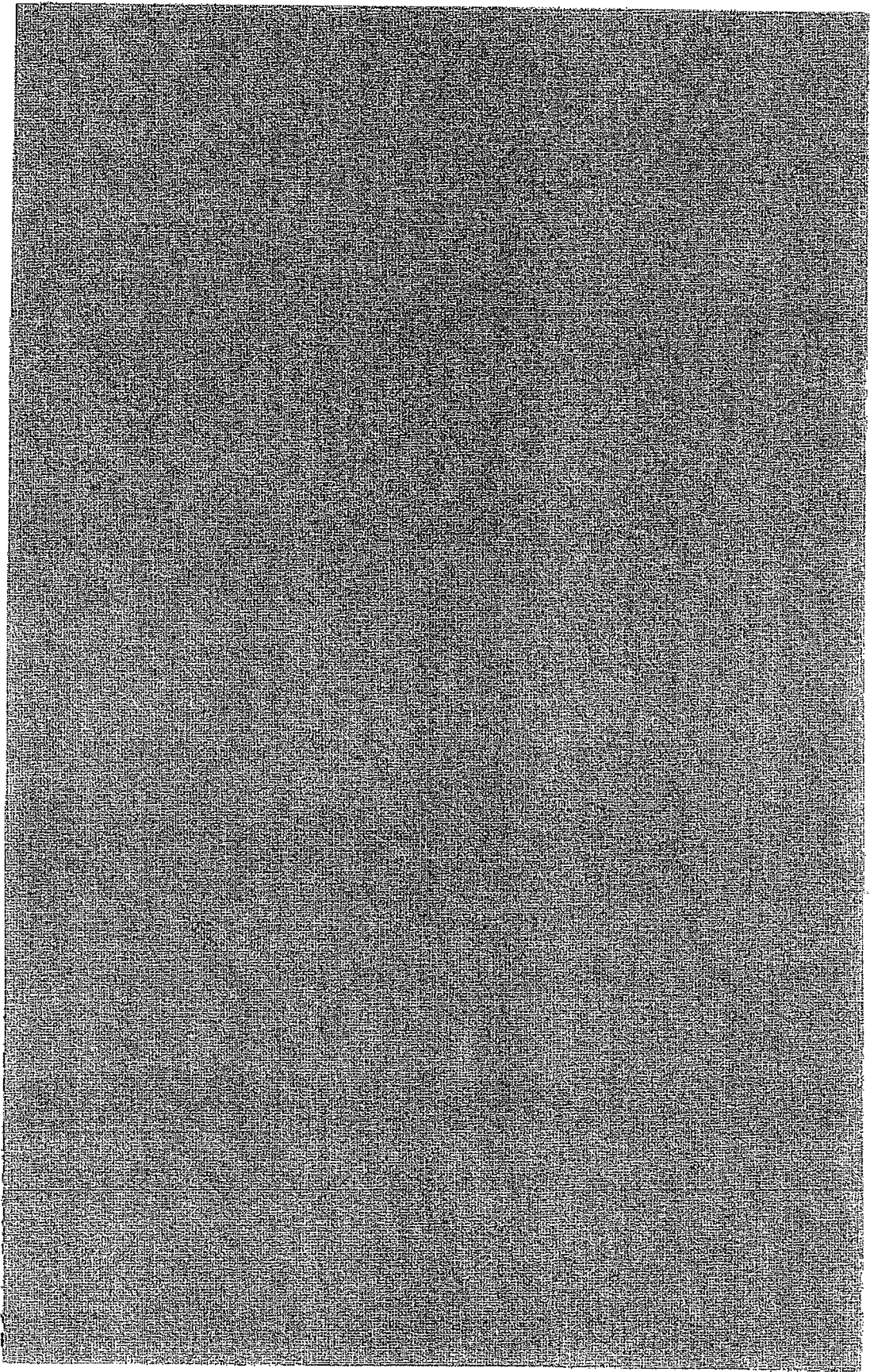


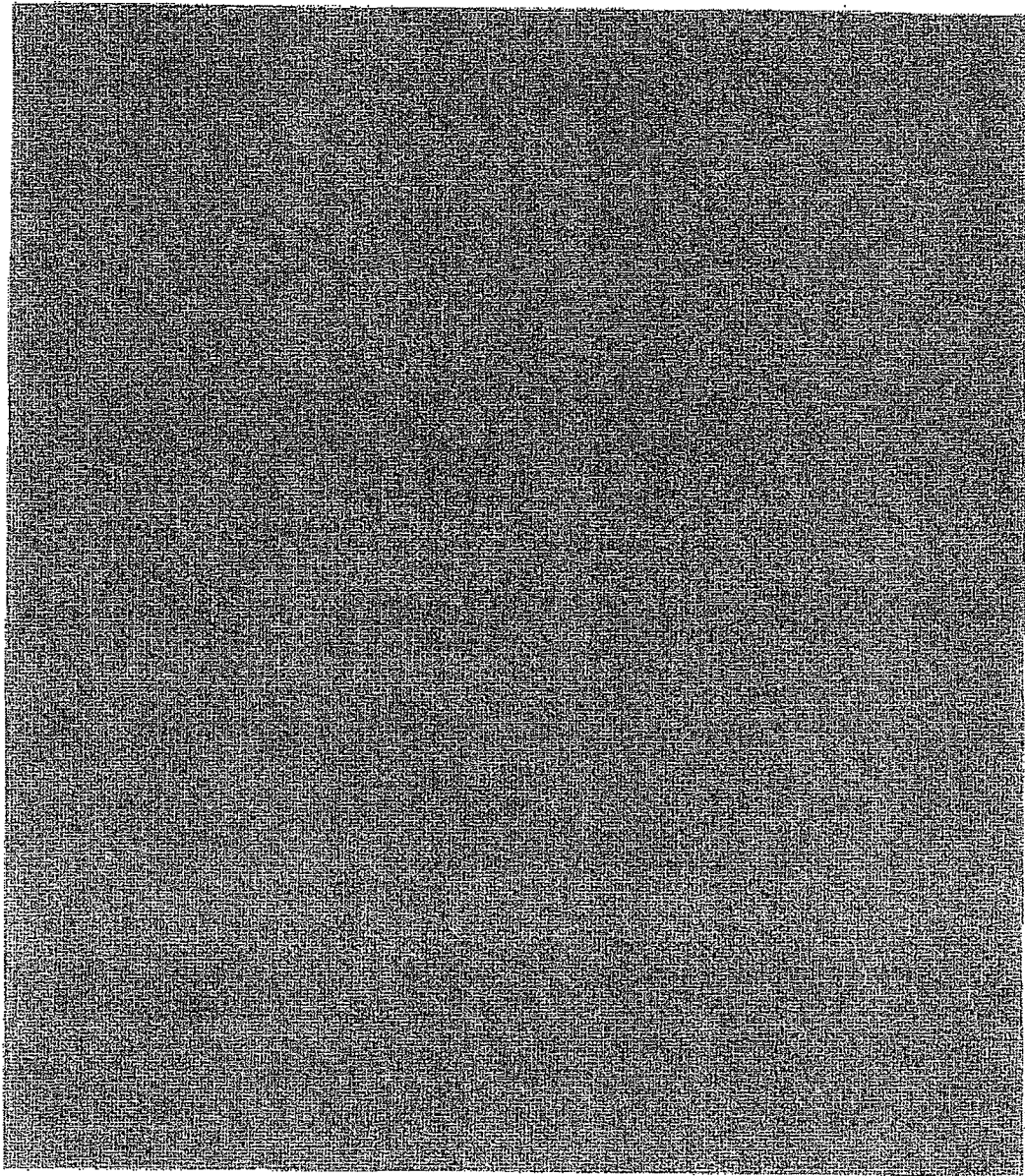








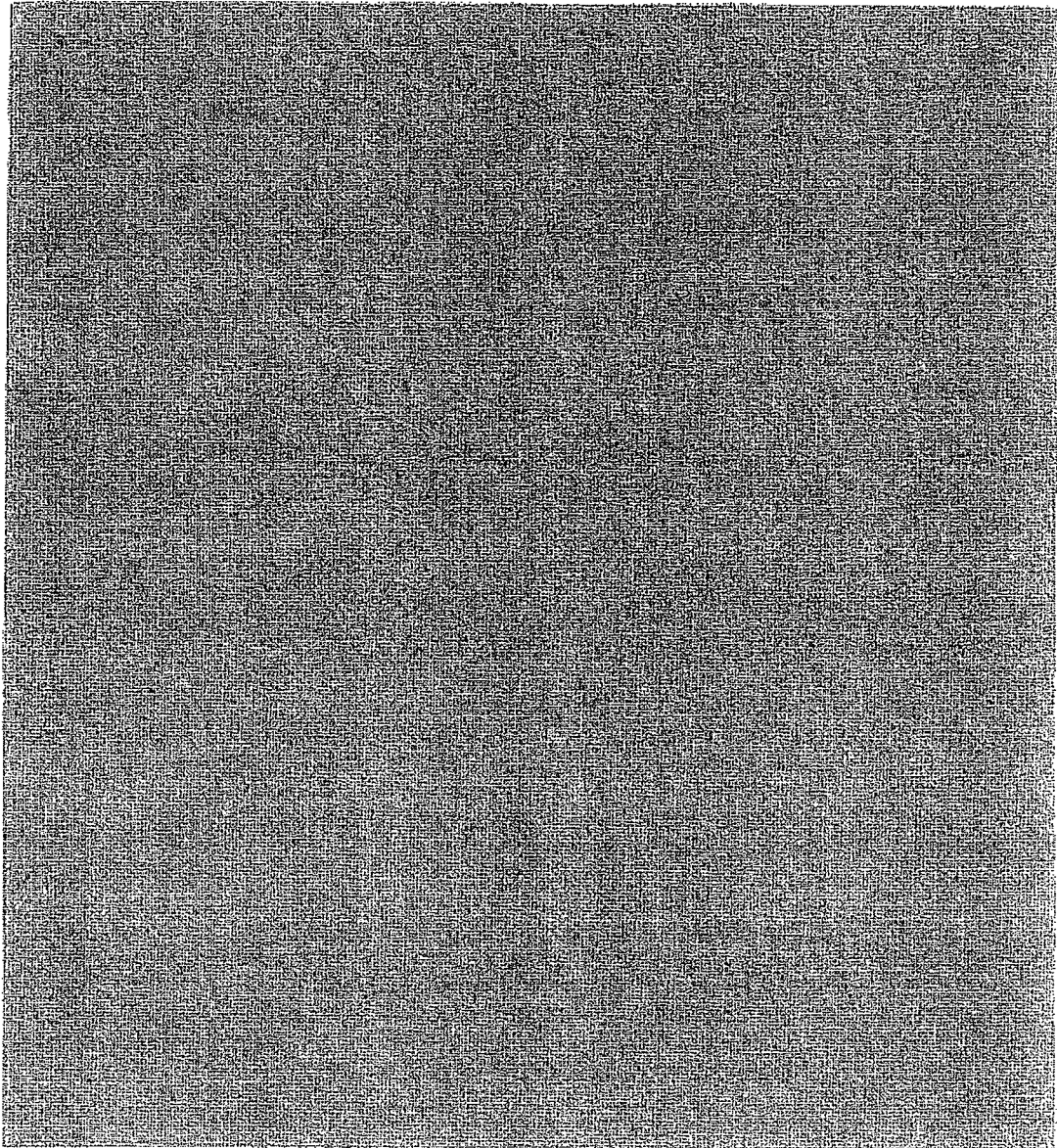




Confirmed as a true record.

R G Bentley
Chairman

Dated... 8... 12... /2010

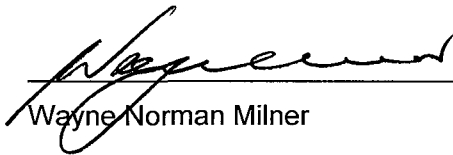


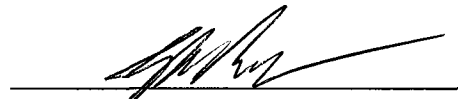
QUEENSLAND RACING COMMISSION OF INQUIRY

Commissions of Inquiry Act 1950

ANNEXURE

Annexure 'WNM 2' to the Supplementary Statement of **WAYNE NORMAN MILNER** signed 19
October 2013 at Brisbane.


Wayne Norman Milner


Solicitor

**Annexure to Supplementary Statement of
Wayne Norman Milner**

RODGERS BARNES & GREEN
Lawyers
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Brisbane QLD 4000
Tel: + (61 7) 3009 9300
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Email: admin@rbglawyers.com.au
Ref: GWR:AKM:130250



NOTICE

TO: Ms Kerry Watson

Email: kerryleew@bigpond.com

Dear Ms Watson

I advise you that the Company has today received a notice intending to move a motion for your removal from office as a Director of the Company at a General Meeting. A copy of the notice is attached.

The reasons for the action were discussed at the Board Meeting on 5 November 2010.

You are entitled to make a written statement which the Company will circulate to members entitled to vote at the meeting. Your statement will be circulated by the Company provided it is given to me in sufficient time, is no more than 1,000 words long and is not defamatory.

If you wish to make a written statement for circulation to the members please ensure that I have it by no later than 30 November 2010 at 4.00pm.

You are entitled to have the written statement sent to members and to speak to the motion at the meeting a notice of which will be sent to you shortly.

Dated: 9 November 2010


.....
Shara Murray
Company Secretary

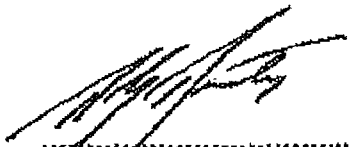


NOTICE

TO: The Company Secretary
Racing Queensland Limited
Racecourse Road
Deagon Qld 4017

I, **ROBERT BENTLEY**, being a member of the Company give notice that I intend to move a motion at a meeting of members of the Company to be called by the Company "that Kerry Watson be removed from office as a Director of the Company".

Dated: 9 November 2010



RG BENTLEY



RACING QUEENSLAND LIMITED
(ACN 142 708 874)



MEMBERS MEETING

Racetrack Road
Deagon Qld 4017
Telephone - (07) 3869 9712 Facsimile - (07) 3269 9043
Email smurray@queenslandracing.com.au

**NOTICE OF MEMBERS
MEETING**

**Monday, 6 December 2010
at 11:30am
Racing Queensland
Board Room
Deagon**

Agenda

Motion for the removal of Ms Kerry Watson from office as a director of the Company.

By order of the Board

A handwritten signature in black ink, appearing to read "Shara Murray".

**Shara Murray
Company Secretary
9 November 2010**



**RACING
QUEENSLAND**

Racing Queensland Limited
Level 25, 112, 780 St
Riverside Rd Brisbane QLD 4000
PO Box 63 Sandgate QLD 4017
T 07 4909 9777
F 07 4909 5001
E info@racingqueensland.com.au
W www.racingqueensland.com.au

10 November 2010

Ms Kerry Watson
Unit 5
132 Bryants Road
SHAILER PARK QLD 4128

By E-mail: kerryleew@bigpond.com

Dear Ms Watson

I refer to your letter of 9 November 2010.

As stated in the notice, the motion is for your removal from office as a director of Racing Queensland Limited. That will be considered at the meeting to take place on 6 December 2010 as set out in the notice of meeting also sent to you yesterday.

The Company will meet the reasonable expenses you incur in responding to the proposed motion as required by its Constitution.

A copy of the relevant parts of the minutes of the meeting on 5 November 2010 is attached.

These are Board documents and are confidential. You receive them in your capacity as a director of the Company. You may show them to a legal practitioner for the sole purpose of obtaining legal advice for yourself in this matter. Neither you nor the legal adviser is at liberty to show the document to any other person.

Section 183 of the *Corporations Act 2001* (Cth) prohibits the use of any information obtained by you because you are a director of the Company for any improper purpose which might result in an advantage being obtained by you or someone else or the Company suffering a detriment.

Section 184 makes it an offence to do so recklessly or dishonestly with the intent of a gain by you or someone else or a detriment to the Company.

Yours faithfully

Shara Murray
Company Secretary

The Chairman advised the Board that he required an *in camera* session with the full Board and asked the RQL Executive Members to retire from the meeting at 9:05am.

The Chairman opened the session by confirming that Directors had received the letter written by Ms Watson to the Chairman dated 30 October 2010, which was cc'd to the Executive Director of Racing, Mr Mike Kelly and the Minister Responsible for Racing, Hon Peter Lawlor MP, the correspondence from Greyhounds Australasia, Greyhounds Victoria and Greyhounds Western Australia, in addition to the e-mail from RQL's Company Secretary advising the Board that Ms Watson was notified by e-mail on 1 November 2010 that the Chairman would be requiring Ms Watson to explain her conduct in forwarding a copy of a letter of complaint to the Minister and the Executive Director of Racing.

All Board Directors acknowledged that they had received the correspondence. Mr Lette advised the Chairman that he had not read the Greyhounds Australasia correspondence.

The Chairman asked Ms Watson to explain to the Board why she had cc'd the letter of complaint addressed to the Chairman to the Government and the Racing Minister when by her own admission; she had been party to the decision and voted in favour of proceeding with the Strategic Asset Plan (Asset Plan).

Ms Watson advised that she had changed her mind and was now acting on the wishes of an undisclosed number of greyhound stakeholders who were lobbying to have the Asset Plan changed so as the Logan development would replace Deagon as the headquarters of greyhound racing. Ms Watson addressed the issues that were the content of her letter of complaint, without recognising the issue of acting improperly and actions prejudicial to the Company.

The Chairman advised that the Asset Plan was formulated by expert consultants in conjunction with the Executive Members of RQL. Consultation was carried out with a number of stakeholders on individual projects. The Asset Plan could not have been progressed if wide spread consultation was undertaken due to the necessity to seek funding from Government prior to any announcement. The Chairman reminded Board Directors that the Asset Plan was presented in full at a Board Meeting on the 24 September 2010. The meeting was attended by RQL's Consultant, Mr Mark Snowden, who carried out a complete briefing and power point presentation. At the conclusion of the meeting, each Board Director was provided with the full documentation for their detailed evaluation and comment for the next Board Meeting convened on 28 September 2010.

The Board Meeting of 28 September 2010 debated Board Directors' comments and these comments were duly recorded in the Board Minutes, which were confirmed on 5 November 2010. Ms Watson voted in favour of the RQL Board recommending the Asset Plan to Government. Ms Watson acknowledged that she had comprehensively read the documentation.

Mr Hanmer advised the Board that if Ms Watson had any reservations, then the Board Meeting was the forum to express her dissatisfaction, not breaking Board confidentiality and expressing her views in the manner she adopted.

The Chairman advised the Board that he required an "in camera" session with the full Board and asked the RQL Executive Members to retire from the meeting at 9:05am.

The Chairman opened the session by confirming that Directors had received the letter written by Ms Watson to the Chairman dated 30 October 2010, which was cc'd to the Executive Director of Racing, Mr Mike Kelly and the Minister Responsible for Racing, Hon Peter Lawlor MP, the correspondence from Greyhounds Australasia, Greyhounds Victoria and Greyhounds Western Australia, in addition to the e-mail from RQL's Company Secretary advising the Board that Ms Watson was notified by e-mail on 1 November 2010 that the Chairman would be requiring Ms Watson to explain her conduct in forwarding a copy of a letter of complaint to the Minister and the Executive Director of Racing.

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Mr Hanmer advised the Board that if Ms Watson had any reservations, then the Board Meeting was the forum to express her dissatisfaction, not breaking Board confidentiality and expressing her views in the manner she adopted.

Mr Ryan advised Ms Watson that the Board had been given a strict warning on confidentiality of Board matters prior to receiving the complete Asset Plan documentation.

Mr Milner advised the Board that the documents provided full and ample disclosure and there was sufficient time between receiving the document and the Board Meeting to make a decision and to make a valued judgement on the Asset Plan. Mr Milner further noted that Ms Watson had voted in favour of the Asset Plan proceeding without amendment. However, Mr Milner advised that this was not the issue at hand. The issue of concern was Ms Watson breaching Board confidentiality and acting in a manner prejudicial to the interests of the Company.

The Chairman advised Ms Watson that the Board was the forum to discuss these issues and if she felt that her views were not being considered, then her dissent could be recorded and she could have any matters raised at subsequent Board Meetings. This had been previously advised to all Board Directors.

Ms Watson did not offer any further explanation for her actions.

Mr Milner advised that he had a telephone call with a Mr Felgate with whom he had previous dealings, on 4 November 2010, following a report that Ms Watson was seeking support through greyhound trainers to lobby the Minister to reject the Asset Plan, in particular, the headquarters for greyhounds being located to Deagon. Mr Milner advised that Mr Felgate had confirmed that Ms Watson had telephoned him and sought his help to lobby the Minister to de-rail the Asset Plan and have the greyhound headquarters developed at Logan. Mr Milner tabled a file note of his conversation with Mr Felgate (copy attached).

Ms Watson admitted that she had in fact telephoned Mr Felgate and had sought his support to lobby the Minister for the reinstatement of Logan as the headquarters of greyhounds.

Mr Lette advised the Board, in particular, Ms Watson, that this behaviour was unacceptable and Directors should not discuss Board matters outside the Board. Board decisions once taken must be respected.

The Chairman raised the matter of the Greyhound Australasia Board correspondence rejecting the RQL Board nomination of the Chairman as the Qld Principal Director.

Ms Watson advised she had attended this meeting and the nomination was discussed in detail at the Greyhounds Australasia Board Meeting. Mr Hanmer asked for an explanation as to why this nomination was rejected, as the reasons stated in the letters were not relevant and what involvement did Ms Watson have in the decision. In particular, could she address the reference to a statement as to why RQL was replacing their experienced greyhound Director with a thoroughbred person.

Ms Watson declined to make further comment.

The Chairman asked if Ms Watson knew a Sue Burly who has been a regular contributor to web sites, and who had recently been making comments that were critical of Board decisions and the Asset Plan.

Mr Ryan commented that he was concerned that basic Board rules of confidentiality had been broken and that going forward it will be difficult to have confidence that Board deliberations will be confidential and decisions taken not be undermined.

Mr Millner advised that he had real concerns over Ms Watson's performance as a Director and questioned her general ability to handle the demands of a Director of a control body. Mr Millner advised that he found the latest breaches of Director Protocols totally unacceptable and Ms Watson's demonstrated lack of understanding of the seriousness of her actions. The telephone conversation with Mr Felgate certainly demonstrated that with all the discussion on Board confidentiality Ms Watson did not intend to conform.

Mr Millner commented that RQL has a difficult enough task in managing the industry, without a Board that lacks confidentiality.

The Board **RESOLVED** the following:

- (a) the Chairman to instruct the Company Secretary to prepare a Notice of Meeting to be convened not less than 28 days from today's date to consider what action, if any, against Ms Watson
- (b) the Meeting to consider further whether Ms Watson has acted in a manner prejudicial to the Company and the Queensland racing industry, and the Board noted
- (c) that the Chairman had advised Ms Watson of her rights in this matter.

Moved by Mr Bob Bentley Seconded by Mr Tony Hanmer.

Motion Carried.

Ms Watson was asked to rejoin the meeting at 9:55am.

The Chairman informed Ms Watson that there did not appear to be any Director able to bring forward any justification for her conduct and there was no demonstrated recognition by her of the seriousness of her actions.

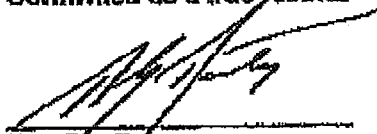
The Chairman advised Ms Watson that the Board had considered the material and explanation and the Board was not satisfied that Ms Watson had acted in the best interests of the Board and that Ms Watson's actions are prejudicial to the interests of the Company and the Queensland racing industry.

The Chairman informed Ms Watson that the matter will be considered at a Meeting to be convened not less than 28 days from today's date, to consider what action, if any, it will take in relation to her recent conduct. A formal Notice of Meeting will be issued by the Company Secretary, in accordance with RQL's Constitution and the *Corporations Act 2001* (Cth). The Chairman advised Ms Watson that she may, at her discretion, submit a written statement of not more than 1000 words to the Company Secretary, seven days prior to the next Board Meeting.

The Chairman inquired of Ms Watson if she fully understood the situation and the Board's position on this matter. The Chairman further inquired of Ms Watson that she

understood that she could make a written submission to the Board. Ms Watson confirmed that she understood the situation and her rights.

Confirmed as a true record.



R G Bentley

Chairman

Dated 29.1.11/2010

Diary Note Racing Queensland Ltd

4th November, 2010

Attention Chairman Mr Bentley.

I received a phone call on Wednesday the 3rd November in relation to the Greyhound Industry and in particular to the actions of RQL Board Member Ms Kerry Watson.

I was advised by the caller that Ms Watson had telephoned Mr Paul Feigate (Ex Greyhound Board Member) and sought his assistance in the following matters:

- A) Lobby the Minister for Racing to stop the Deagon Greyhound facility and revert to Logan.
- B) Enlist a number of trainers of greyhounds to write to the Minister (as per above).

I had met Mr Feigate previously in my role as Chairman of Brisbane Turf Club and took the opportunity to telephone him today (850am). I had a general discussion with Mr Feigate on the state of the Greyhound Industry in Queensland and in particular the potential Deagon development.

Mr Feigate volunteered that he had been approached by Ms Watson in recent times to "agitate against Deagon proposal".

Wayne Milner

QUEENSLAND RACING COMMISSION OF INQUIRY

Commissions of Inquiry Act 1950

ANNEXURE

Annexure 'WNM 3' to the Supplementary Statement of WAYNE NORMAN MILNER signed 19
October 2013 at Brisbane.


Wayne Norman Milner


Solicitor

Annexure to Supplementary Statement of
Wayne Norman Milner

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Susan Moriarty & Associates



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Email admin.susanmoriarty@bigpond.com ABN 44 035 477 040

29 November 2010

Ms Shara Murray
Company Secretary
Racing Queensland Ltd ACN 142 786 874
PO Box 63
Sandgate Qld 4017

BY FAX: 3269 9043

Dear Company Secretary

Submission re Kerry Watson

We act for Ms Kerry Watson, a director of the company Racing Queensland Limited. Within this response I am making written submissions on behalf of my client and as invited by the board.

The matter concerns an upcoming meeting of directors on 6 December 2010 to remove Ms Watson from the board. Our client was informed of the meeting by a letter dated 9 November 2010 from you as company secretary following your receipt of a formal Notice that day endorsed by the chairman Mr Bob Bentley. The notification stated "*the reasons for the action were discussed at the Board Meeting of 5 November 2010*". Ms Watson replied seeking inter alia "*a copy of either the Minutes of the meeting of 5th November 2010 or a list of the complaints that are the basis for the motion*". On 10 November 2010 the company secretary provided "relevant parts" of the board minutes in question - which record that the proposal to remove Ms Watson was for the fact that she had copied the Minister for Racing and a senior public servant into a letter she wrote on 30 October 2010 to Mr Bentley questioning the company's Strategic Asset Plan vis-à-vis its potential detriment to greyhound racing.

The gravamen of the extract of the minutes and notice to my client is that Ms Watson breached her fiduciary obligations to the company, thereby causing detriment to the company.

Your letter dated 9 November 2010 provides our client with a period of 21 days in which to submit a written statement for circulation to the Board.

I am instructed to make the following submissions for circulation.

Submissions

Firstly and unarguably, Ms Watson is in a fiduciary role as a director of Racing Queensland Limited (RQL). The law in Australia is that the fiduciary duties of a director are owed to the company as a whole and not to individual shareholders, creditors, employees or the community. In certain circumstances however fiduciary obligations may extend to stakeholders, such as where negotiations are on foot for a sale of assets or in relation to an undertaking which would affect shareholders' interest in the company. RQL came about by statute as an amalgamation of Queensland Racing, Harness Racing Queensland and Greyhounds Queensland. Ms Watson chaired Greyhounds Queensland, and ex officio was appointed by government as a board member of RQL. Her letters of 31 December 2009 and 7 January 2010, to senior bureaucrat Mr Mike Kelly and the Queensland Treasurer respectively, unequivocally establish that Greyhounds Queensland supported the then proposed amalgamation only on conditions and safeguards favourable to the greyhound racing industry. The fiduciary obligations which bind Ms Watson are to both the company (RQL) itself and to the stakeholders in greyhound racing, formerly the constituent stakeholders of Greyhounds Queensland. In that regard she is in an analogous position to a director of a company within a group. In the High Court case *Walker v Wimborne* (1976) 137 CLR 1 Mason J pointed out that such transaction must be viewed according to the criterion of the interests of the company in the group which is about to participate in the transaction. Superior courts in Australia have thereafter considered this issue of potentially coexisting and divergent fiduciary obligations – such as in *Orrong Strategies Pty Ltd v Village Roadshow Ltd* [2007] VSC 1; *Brunninghausen v Glavanics* [1999] NSWCA 199; *Equiticorp Finance Ltd v Bank of New Zealand* (1993) 32 NSWLR 50; and *Hudson Investment Group Limited v Australian Hardboards Limited and Ors* [2005] NSWSC 716 – the latter case *inter alia* recognising the classic statement from *Hindle v John Cotton Ltd* (1919) 56 Sc LR 625 that: “Where the question is one of abuse of powers, the state of mind of those who acted, and the motive on which they acted, are all important, and you may go into the question of what their intention was, collecting from the surrounding circumstances all the materials which genuinely throw light upon that question of the state of mind of the directors so as to show whether they were honestly acting in discharge of their powers in the interests of the company or were acting from some bye motive, possibly of personal advantage, or for any other reason.” RQL in insinuating a breach of fiduciary duties should be aware that the prevailing law maintains that fiduciary duties can operate in more than one direction. Ms Watson is a beneficiary of that legal position. She was appointed as a director because of the need by government to ensure the Board comprehensively reflected the different stakeholders involved in the racing industry generally. Ms Watson did not breach her fiduciary obligations to the company in providing a copy of that correspondence to the relevant Minister and departmental official.

Furthermore the minutes record that when Mr Bentley sought to replace Ms Watson as the RQL-nominated member on the Greyhounds Australasia board, that board rejected his nomination. That executive slight evidences that in the view of the national controlling body Ms Watson represented greyhound stakeholders of such sufficiency as to give rise to a

fiduciary duty owed to them. The minutes also infer that Ms Watson passed confidential information to a greyhound identity, Ms Sue Burley. That is denied. For whatever reason that and other information seems to have been made public without the involvement, directly or indirectly, of Ms Watson – a recent example is the mentioning in Parliament last week of this issue (*ie* the proposed removal of Ms Watson from the board). The minutes also record a scenario of some directors collegiately comforting themselves during the board meeting that they had for some time held reservations about Ms Watson's competence as a director. That is nothing other than, in my client's submission, a blatant retrospective confession created to suit the occasion. It is also defamatory and discriminatory.

Secondly, on a related point, the minutes infer that by providing a copy of the correspondence to the Minister and senior bureaucrat my client caused detriment to the company – indeed Mr Hanmer states Ms Watson put “*the entire Industry Asset plan at risk*”. This is a preposterous allegation against my client for what she has done. RQL is no ordinary company. It is inchoate, created by Parliament, a monopoly controlling body created by statute to manage codes of racing, funded by direct government injection or from a betting stream only made lawful by Parliament. Its members were appointed by the government. It is required by statute to make certain reports to the Minister. Less than four (4) months after its commencement one of its board members – the person specifically appointed by the Minister for her representation of the interests of greyhound racing – copies to the Minister and his senior bureaucrat, and not wider, a letter she wrote to the chairman questioning the company's Strategic Asset Plan vis-à-vis its potential detriment to greyhound racing! This is hardly subversive stuff. Ms Watson did not divulge commercial-in-confidence material of a trading entity, go public with secret information, nor collude with a competitor against the interests of the company. She copied the *Racing Minister* into something of great importance to *greyhound racing* where she had been appointed to represent greyhound racing! Her actions were explicable, done in good faith for the best interests of the industry she represented, and she did not cause detriment (commercially or publicly) to the company. She did not even seek a response from the Minister or bureaucrat; she merely factored them in on her query to the chairman.

Thirdly, the removal of Ms Watson would constitute a breach of paragraph 7(j) of the *Anti-Discrimination Act (Qld) 1991* which prohibits discrimination on grounds of political belief or activity. The question would be whether she was treated less favourably by RQL than if she had not engaged in the activities which she believes constitute “political activities”. The answer must unequivocally be yes, as the notice, subsequent letter and minutes concern the sending, by Ms Watson, to the Minister for Tourism and Fair Trading Mr Peter Lawlor MP (whose portfolio includes racing), and to the Queensland government's Executive Director of Racing, a “cc” copy of her letter to RQL's chairman. The creation, executive membership and operations of RQL have been – and regrettably continue to be – the subject of spirited parliamentary (*ie* political) debate. The ‘less-favourable treatment’ is already her proposed removal as a director.¹ The situation before us is much more however than a complaint to a local politician of perception of being a victim of government policies, it is a referral to the relevant Minister of a *prima facie* breach of one of the fundamentals under which Parliament created a new amalgamated racing control body. In our submission, RQL was and is irrevocably enmeshed in the political process. It is my belief, as a practitioner specialising in

¹ In that regard her (existing and proposed) treatment can be distinguished from that in *CPS Management Pty Ltd & Ors v Equal Opportunity Board & Ors [1991] VR 107*, where the Supreme Court of Victoria held that a discussion with a politician, without more, is not capable of characterisation as a political activity.

this field for over a decade (and as someone involved in the political process on the creation of the legislation) that a reference to the Human Rights and Equal Opportunity Commission would be accepted and that a finding would be made that RQL had discriminated against Ms Watson on grounds of political belief or activity by removing her from office.

Conclusion

The above completes my submissions to the board for its consideration and in relation to its proposed action to remove Ms Watson as a director of RQL. Please be advised that the above submissions are made on a without prejudice basis. Should the mooted action be taken against Ms Watson she fully reserves her rights to take appropriate action/s against RQL and its directors without further notice to the Board. If you wish to meet with my client and I on a without prejudice basis before the meeting to discuss the proposed action, please advise me accordingly.

Yours sincerely



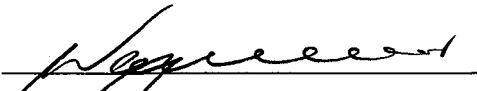
SUSAN MORIARTY
Principal

QUEENSLAND RACING COMMISSION OF INQUIRY

Commissions of Inquiry Act 1950

ANNEXURE

Annexure 'WNM 4' to the Supplementary Statement of WAYNE NORMAN MILNER signed 19
October 2013 at Brisbane.


Wayne Norman Milner


Solicitor

Annexure to Supplementary Statement of
Wayne Norman Milner

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**Minutes of
RQL
Member's Meeting**

Monday, 6 December 2010

**Board Room, Racing Queensland
Racecourse Road, Deagon**

**Meeting Commenced at 11:35am
Meeting Concluded at 12:05pm**

Members Present:	Bob Bentley Tony Hammer Bob Lette Bill Ludwig Wayne Milner Bradley Ryan Kerry Watson	(Via telephone)
In attendance:	David Grace Shara Murray	- Cooper Grace Ward Lawyers (by invitation) - Senior Corporate Counsel/Company Secretary
Minutes:	Debbie Toohy	- Board Secretary

Notice of Meeting was read in full.

Mr Bob Bentley spoke to the motion and in doing so confirmed all Members had received their notice of meeting stating the motion to be considered today.

Members confirmed that they had received the notice of meeting and the minutes of the Directors meeting of the Friday, 5 November 2010 and Ms Watson's written response dated 29 November 2010.

Ms Watson, on a question from Mr Bentley advised she had received all material and there was nothing further she required. Ms Watson confirmed that she had received all relevant material.

Ms Watson was asked to speak to the motion and invited to make any further submissions pertaining to the motion. Ms Watson advised the Members that she did not consider that she had breached any board protocol and in response to a question from Mr Millner, advised that *"this is how she interacted with the greyhound community and was only representing their views and this was her style of communication"*.

Mr Lette sought the Member's approval to adjourn the meeting so as the Members could discuss the matter in the absence of Ms Watson. Mr Bentley received approval from Ms Watson that the matter be further discussed in her absence.

Mr Bentley advised Ms Watson that prior to the Members seeking to discuss the matter in her absence, if there was any further comments she wished the Members to consider.

Ms Watson confirmed she had nothing else she wished to discuss or table.

MOVED Bob Lette
SECONDED Tony Hanmer

"That the meeting discuss the matter in the absence of Ms Watson."

MOTION CARRIED

Ms Watson left the meeting at 11:50am.

Mr Bentley asked the Company Secretary and the Board Secretary to leave the meeting.

Mr Lette advised the members that he considered the actions of Ms Watson as set out in the accompanying papers and previously discussed as improper and he could not condone her actions. However, he felt that the motion to remove Ms Watson was too harsh and it may prove unpopular in industry circles to have a Director removed at this point in time, in addition, some sections of the industry could see the removal as further marginalising the minor codes. Mr Lette advised he would vote against the motion.

Mr Bentley advised the meeting that he could not overlook the actions of Ms Watson and the breach of governance because of industry considerations or media opinion.

Mr Hanmer and Mr Milner advised that they did not agree with Mr Lette and Mr Hanmer confirmed that he had previously counselled Ms Watson over breaches of Directors conduct and the latest incident demonstrated that Ms Watson did not intend to comply with Board governance and protocol.

Mr Ryan advised the meeting that he had not changed his views and the actions of Ms Watson could not be "swept under the carpet".

Mr Hanmer advised that Ms Watson has voted in favour of the motion to support the industry infrastructure plan which she subsequently wrote in opposition to a situation which the Board had determined with her support.

Mr Ludwig advised that confidentially and accepting decisions taken was the key to proper Board behaviour and once a decision was debated and passed the result must be accepted. There has always been opportunity for alternative views and debate.

Mr Milner suggested that as the vote was likely to support the motion, that Ms Watson be given the opportunity to resign ahead of the vote being taken.

The Members agreed this course of action was acceptable.

Mr Bentley adjourned the meeting at 11:58am to discuss the matter with Ms Watson.

Ms Watson, after discussion with Mr Bentley declined the opportunity to resign ahead of a vote being taken.

Ms Watson returned to the meeting and Mr Bentley reopened the meeting at 12:00pm.

Mr Bentley advised the meeting that the matter was fully discussed and he intended to put the motion.

The motion was put: "The removal of Ms Watson from office as a Director of the Company"

For the motion

Mr Bradley Ryan
Mr Bill Ludwig
Mr Tony Hanmer
Mr Wayne Milner
Mr Bob Bentley

Against the motion

Mr Bob Lette

Motion carried

Meeting closed at 12:05pm

Confirmed as a true record.



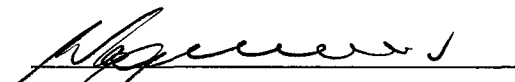
R G Bentley
Member – Racing Queensland Limited
Dated *24.1.12* 2010


QUEENSLAND RACING COMMISSION OF INQUIRY

Commissions of Inquiry Act 1950

ANNEXURE

Annexure 'WNM 5' to the Supplementary Statement of WAYNE NORMAN MILNER signed 19
October 2013 at Brisbane.


Wayne Norman Milner


Solicitor

Annexure to Supplementary Statement of
Wayne Norman Milner

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Ref: GWR:AKM:130250

AMENDED SUMMARY OF ALLEGATIONS

File No:	4231846
Complainant:	KERRY WATSON
Respondent 1:	RACING QUEENSLAND LIMITED
Respondent 2:	ANTHONY JOHN HANMER
Respondent 3:	ROBERT GEOFFREY BENTLEY
Respondent 4:	WAYNE NORMAN MILLNER
Respondent 5:	BRADLEY JOHN RYAN
Respondent 6:	WILLIAM PATRICK LUDWIG
Date complaint lodged:	14 FEBRUARY 2011
Date complaint accepted:	17 FEBRUARY 2011
Attribute/s:	POLITICAL BELIEF OR ACTIVITY
Area/s:	WORK, CLUB MEMBERSHIP AND AFFAIRS AND STATE LAWS AND PROGRAMS
Other Contraventions	REQUEST AND ENCOURAGEMENT OF CONTRAVENTION OF THE ACT, VICARIOUS LIABILITY

Respondent/s	Contravention and/or Attribute/Area	Summary of Allegations
RACING QUEENSLAND LIMITED	Political Belief/ Activity in Work, Club Membership and Affairs State Laws and Programs Vicarious Liability	The following statements are contained in an extract of the minutes of the meeting of the board and executive on 5 November 2011: Ms Watson had written a letter to the Chairman dated 30 October 2010, which was cc'd to the Executive Director of Racing, Mr Mike Kelly and the Minister Responsible for Racing, Hon Peter Lawlor MP... Mr Millner tabled a file note of his conversation with Mr Feigate which included "Ms Watson had telephoned Mr Paul Feigate (Ex Gryhound Board Member) and sought his assistance in the following matters: A) Lobby the Minister for Racing to stop the Deagon Greyhound facility and revert to Logan. B) Enlist a number of trainers of greyhounds to write to the Minister. The Chairman asked if Ms Watson knew Sue Burly who has been a regular contributor to web sites, and who had recently been making comments that were critical to the Board decisions and Asset Plan. On this basis on 9 November 2010 the Board of Racing Queensland resolved to call a Members Meeting to remove Ms Kerry Watson from office as director of the Company. At 5 November board meeting it was decided that a vote would be taken at a meeting of the board on 6 December 2010. A gala event – the public launch of the company's Strategic Asset Plan was held on 7 December 2010. Invitations were issued and the venue booked etc in advance of that 7 December 2010 launch. Kerry Watson was still a director until her removal on 6 December, Ms Watson was kept in the dark and knew nothing about the launch until it occurred. Clearly the directors, at least or especially all those who voted against her, had met and colluded – and agreed that they had the (intro-company political) numbers to remove Ms Watson at the meeting on 6 December 2010. On 6 December 2010 the Members Meeting of Racing Queensland Limited resolved to remove Ms Kerry Watson from office as director of the Company. Vicarious Liability for Robert Geoffrey Bentley, Wayne Norman Millner, Anthony John Hanmer, William Patrick Ludwig and Bradley John Ryan

Respondent/s	Contravention and/or Attribute/Area	Summary of Allegations
ANTHONY JOHN HANMER	<p>Political Belief/ Activity in Work, Club Membership and Affairs State Laws and Programs</p> <p>Request and encouraging contravention of the Act</p>	<p>Made comments that were minuted in RQL Board Meeting in the absence of the executive on 5 November 2011 and RQL Member's Meeting 6 December 2010 such as: Mr Hanmer advised the Board that if Ms Watson had any reservations, the Board Meeting was the forum to express her dissatisfaction, not breaking Board confidentiality and expressing her views in the manner she adopted.</p> <p>At 5 November board meeting it was decided that a vote would be taken at a meeting of the board on 6 December 2010. A gala event – the public launch of the company's Strategic Asset Plan was held on 7 December 2010. Invitations were issued and the venue booked etc in advance of that 7 December 2010 launch. Kerry Watson was still a director until her removal on 6 December, Ms Watson was kept in the dark and knew nothing about the launch until it occurred. Clearly the directors, at least or especially all those who voted against her, had met and colluded – and agreed that they had the (intro-company political) numbers to remove Ms Watson at the meeting on 6 December 2010.</p> <p>Voted in favour of the motion for "The removal of Ms Watson from office as a Director of the Company"</p>
ROBERT GEOFFREY BENTLEY	<p>Political Belief/ Activity in Work, Club Membership and Affairs State Laws and Programs</p> <p>Request and encouraging contravention of the Act</p>	<p>Made comments that were minuted in RQL Board Meeting in the absence of the executive on 5 November 2011 and RQL Member's Meeting 6 December 2010 such as: Asked Ms Watson to explain to the board why she had cc'd the letter of complaint addressed to the Chairman to the Government and the Racing Minister... asked if Ms Watson knew Sue Burly who has been a regular contributor to web sites, and who had recently been making comments that were critical to the Board decisions and Asset Plan. The Chairman advised Ms Watson that the Board had considered the matter and explanation and the Board was not satisfied that Ms Watson had acting in best interests of the Board and that Ms Watson's actions are prejudicial to the interests of the Company and the Queensland racing industry.</p> <p>At 5 November board meeting it was decided that a vote would be taken at a meeting of the board on 6 December 2010. A gala event – the public launch of the company's Strategic Asset Plan was held on 7 December 2010. Invitations were issued and the venue booked etc in advance of that 7 December 2010 launch. Kerry Watson was still a director until her removal on 6 December, Ms Watson was kept in the dark and knew nothing about the launch until it occurred. Clearly the directors, at least or especially all those who voted against her, had met and colluded – and agreed that they had the (intro-company political) numbers to remove Ms Watson at the meeting on 6 December 2010.</p> <p>Voted in favour of the motion for "The removal of Ms Watson from office as a Director of the Company"</p>

WAYNE NORMAN MILLNER	<p>Political Belief/ Activity in Work, Club Membership and Affairs State Laws and Programs</p> <p>Request and encouraging contravention of the Act</p>	<p>Made comments that were minuted in RQL Board Meeting in the absence of the executive on 5 November 2011 and RQL Member's Meeting 6 December 2010 such as: The issue of concern was Ms Watson breaching Board confidentiality and acting in manner prejudicial to the interest of the Company. That "this is how she interacted with greyhound community and was only representing their views and this was her style of communication". Voted in favour of the motion for "The removal of Ms Watson from office as a Director of the Company"</p> <p>At 5 November board meeting it was decided that a vote would be taken at a meeting of the board on 6 December 2010. A gala event – the public launch of the company's Strategic Asset Plan was held on 7 December 2010. Invitations were issued and the venue booked etc in advance of that 7 December 2010 launch. Kerry Watson was still a director until her removal on 6 December, Ms Watson was kept in the dark and knew nothing about the launch until it occurred. Clearly the directors, at least or especially all those who voted against her, had met and colluded – and agreed that they had the (intro-company political) numbers to remove Ms Watson at the meeting on 6 December 2010.</p> <p>Voted in favour of the motion for "The removal of Ms Watson from office as a Director of the Company"</p>
BRADLEY JOHN RYAN	<p>Political Belief/ Activity in Work, Club Membership and Affairs State Laws and Programs</p> <p>Request and encouraging contravention of the Act</p>	<p>Alleged Ms Watson "leaked confidential information outside the company" in reference to the letter Ms Watson had sent to the Chairman, Minister and senior public servant.</p> <p>At 5 November board meeting it was decided that a vote would be taken at a meeting of the board on 6 December 2010. A gala event – the public launch of the company's Strategic Asset Plan was held on 7 December 2010. Invitations were issued and the venue booked etc in advance of that 7 December 2010 launch. Kerry Watson was still a director until her removal on 6 December, Ms Watson was kept in the dark and knew nothing about the launch until it occurred. Clearly the directors, at least or especially all those who voted against her, had met and colluded – and agreed that they had the (intro-company political) numbers to remove Ms Watson at the meeting on 6 December 2010.</p> <p>Voted in favour of the motion for "The removal of Ms Watson from office as a Director of the Company"</p>
WILLIAM PATRICK LUDWIG	<p>Political Belief/ Activity in Work, Club Membership and Affairs State Laws and Programs</p> <p>Request and encouraging contravention of the Act</p>	<p>The content of the emails and the figures quotes are very close in detail to Ms Watson's cc'd letter to the Minister.</p> <p>At 5 November board meeting it was decided that a vote would be taken at a meeting of the board on 6 December 2010. A gala event – the public launch of the company's Strategic Asset Plan was held on 7 December 2010. Invitations were issued and the venue booked etc in advance of that 7 December 2010 launch. Kerry Watson was still a director until her removal on 6 December, Ms Watson was kept in the dark and knew nothing about the launch until it occurred. Clearly the directors, at least or especially all those who voted against her, had met and colluded – and agreed that they had the (intro-company political) numbers to remove Ms Watson at the meeting on 6 December 2010.</p> <p>Voted in favour of the motion for "The removal of Ms Watson from office as a Director of the Company"</p>