

My time with Racing Queensland Limited (RQL) was acting as a consultant from February 2010 to June 2011. From July 2011 to June 2012 I was employed by RQL as project Director of the Industry Infrastructure Plan (IIP). My responses will be restricted to these time frames only.

## **1. CONTRACT MANAGEMENT AND FINANCIAL ACCOUNTABILITY**

### **1.1 (a) Policies;**

We created a document called the Purchasing Policy (PP) from which all procurement of services was to be followed.

### **(b) Processes;**

The process is clear within the PP of how to tender the work out. The PP also contained special conditions for circumstances where the tender process could be circumvented.

### **(c) Guidelines;**

As above

### **(d) Measures;**

As above

1.2 In the actions I was involved in the policies, processes, guidelines and measures were adhered to.

1.3 Contour were utilised in the early stages of the IIP to ascertain costings and design for feasibility purposes on the proposed projects. This work was not tendered out but did follow the PP (which I do not have a copy to refer to). The board of RQL ratified this decision.

In the case of the Mackay project Contour were engaged without a tender process as the facility faced the risk of being shut down due to safety issues. The PP allows for this.

In relation to the Beaudesert project Contour went ahead with detailed design of the infrastructure without my permission as Project Director, this is supported by a number of emails etc sent to Contour to prevent them from undertaking this work without permission. In this particular situation Contour invoiced RQL approximately \$280,000 for this work. I refused to approve payment of these invoices and made it clear in the Project Control Group (PCG) that they were not to be paid. Adam Carter allowed this payment to be made without referring it back to the PCG. This is evident in the minutes of the PCG.

- 1.4 (a) In my opinion each contract with Contour was underpinned by procurement practices.
- (b) (i) Correct
- (ii) Correct
- 2.1 (a) Correct
- (b) Correct
- 2.2 (a) No board members were part of the PCG, although Bob Bentley did attend most PCGs.
- (b) The CEO Malcolm Tuttle made the decision as to which RQL personnel were to be included on the PCG. I disputed this selection via email which was acknowledged but not addressed.
- 3.1 I cannot comment on this as I am not familiar with RQLs corporate governance and the Racing Act. The Company Secretary, Senior Counsel and the CEO who were all part of the PCG advised at the meetings that all executives were acting correctly.
- 3.2 As above
- 3.3 (a) Correct – as per the PP
- (b) Correct – as per the PP
- 3.4 I cannot comment on the terms of employment of other employees. My contract did contain these terms.
- 4.1 The PP covered the oversight by these individuals. The relevant portions of the PP relating to this were prepared by the Company Secretary and the Senior Counsel.
- 5 EMPLOYMENT CONTRACTS: TUTTLE, ORCHARD, BRENNAN, REID**
- I had no involvement or knowledge of the contents of the employment contracts of these four employees.
- 6 QUEENSLAND RACE PRODUCT CO LIMITED and TATTS GROUP**
- I had no involvement with this matter.
- 7 FUNDS TRANSFER IN FEBRUARY 2012: QUEENSLAND GOVERNMENT TO RACING QUEENSLAND LIMITED INFRASTRUCTURE TRUST ACCOUNT**
- 7.1 It was my responsibility as Project Director to prepare and lodge the relevant Business Cases (BC) for each of the proposed projects under the IIP. The BCs were prepared and lodged via the Office of Racing (OR). They were

approved by Treasury, the appropriate Funding Deeds (FD) were prepared and executed and the funds relating to the expenditure for the 2012/2013 financial year were transferred to RQL. These funds were then invested in interest bearing accounts under Adam Carter's responsibility.

7.2 As above

7.3 I was not aware of any influence by directors. I attended meetings with the Minister, the Chairman of RQL a board member of RQL (Mr Bill Ludwig) and the OR where the projects were discussed.

**8 ANY OTHER RELEVANT MATTERS**


As the events raised were over a year ago and I have not had any access to any RQL documentation since June 2012 I have provided this information to the best of my knowledge. I personally was not involved with the projects of Caloundra, Rockhampton and Toowoomba and cannot comment on these.

I did however attend numerous meetings and PCGs where I constantly voiced my concerns of the practices by employees of RQL which were in breach of the PP in their dealings with Contour. If I had access to RQL documentation I could demonstrate my frustration in relation to these matters.

During these occasions I argued that Contour was not to receive any preferential treatment and the engagement of consultants was to be as per the PP. In these discussions both Malcolm Tuttle and Paul Brennan expressed an obligation by RQL to give the work to Contour as Contour had carried out previous work for RQL.

  
Mark Snowden

31/7/13 Beaudesert

  
**Karen Michelle Dickson**  
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