

**Oaths Act 1867**

**Statutory Declaration**

**QUEENSLAND  
TO WIT**

I, **RAY DARYL ANDERSON**, of [REDACTED], in the State of **Queensland** do solemnly and sincerely declare that in response to the Notice of Requirement To Give Information In A Written Statement to the **Queensland Racing Commission of Inquiry** dated 16<sup>th</sup> July 2013 in regard to the relevant Schedule

1.1

(a) Not having been privy in any way to the policies of the Relevant Entities in respect of the procurement, contract management and financial accountability of the Relevant Entities during the relevant period, I am unable to provide any information to the Inquiry.

(b) Not having been privy in any way to the processes of the Relevant Entities in respect of the procurement, contract management and financial accountability of the Relevant Entities during the relevant period, I am unable to provide any information to the Inquiry.

(c) Not having been privy in any way to the guidelines of the Relevant Entities in respect of the procurement, contract management and financial accountability of the Relevant Entities during the relevant period, I am unable to provide any information to the Inquiry.

(d) Not having been privy in any way to the measures which were used to ensure contracts which were awarded delivered value for money of the Relevant Entities in respect of the procurement, contract management and financial accountability of the relevant entities during the relevant period, I am unable to provide any information to the Inquiry.

1.2 Not having been privy in any way to the policies, processes, guidelines and measures or their application by the Relevant Entities during the relevant period, I am unable to provide any information to the Inquiry.

1.3 As a member of the committee of the Toowoomba Turf Club from September 2000 to 01 April 2010 I am aware of the Club entering into an agreement with Queensland Racing (QRL) for QRL to develop and construct a synthetic track and associated infrastructure at Clifford Park Racecourse in the 2008/09 period. I have no specific memory of the details of any final written, signed agreement, or whether such an agreement was in fact executed. I have no knowledge of any details or events surrounding any contractual arrangements between the Relevant Entities and Contour Consulting Engineers Pty Ltd in regard to this project.

### 1.3 (contd.)

I have no knowledge of any events surrounding any other contractual agreements between the Relevant Entities and Contour Consulting Engineers Pty Ltd (Contour) including those contracts where Contour was contracted to manage contracts on behalf of the Relevant Entities.

### 1.4

(a) Not having been privy in any way in respect of any contracts entered into between the Relevant Entities and Contour, I am unable to provide any information as to whether each contract was underpinned by procurement practices.

(b) Not having been privy in any way in respect of any contracts entered into between the Relevant Entities and Contour, I am unable to provide any information as to whether, for each contract, payment policies and processes were either implemented or were adhered to.

### 2.1

(a) Not having been privy in any way to the management policies of the Relevant Entities during the relevant period, I am unable to provide any information to the Inquiry, including whether they were in place or ensured integrity or were adhered to.

(b) Not having been privy in any way to the management processes of the Relevant Entities during the relevant period, I am unable to provide any information to the Inquiry, including whether they were in place or ensured integrity or were adhered to.

(c) Not having been privy in any way to the management guidelines of the Relevant Entities during the relevant period, I am unable to provide any information to the Inquiry, including whether they were in place or ensured integrity or were adhered to.

(d) Not having been privy in any way to the workplace culture and practices of the Relevant Entities during the relevant period, I am unable to provide any information to the Inquiry, including whether they were in place or ensured integrity or were adhered to.

### 2.2

(a) I have no knowledge of the involvement of the boards or members of the boards of the Relevant Entities in the exercise of functions of the executive management team.

(b) I have no knowledge of the involvement of the boards or members of the boards of the Relevant Entities in the exercise of functions of other key management personnel, including the company secretary and those involved in integrity matters.

- 3.1 I have no knowledge of the corporate governance arrangements of Racing Queensland Limited in the relevant period.
- 3.2 (a) I have insufficient knowledge in order to form or express an informed opinion as to whether Racing Queensland Limited and its Officers operated and acted with integrity.
- (b) I have no knowledge in order to form or express an informed opinion as to whether Racing Queensland Limited and its Officers operated and acted in accordance with the company's constitution.
- (c) I have no knowledge in order to form or express an informed opinion as to whether Racing Queensland Limited and its Officers operated and acted in the best interests of the company.
- (d) I have insufficient knowledge in order to form or express an informed opinion as to whether Racing Queensland Limited and its Officers operated and acted in the best interests of the racing industry.
- (e) I have no knowledge in order to form or express an informed opinion as to whether Racing Queensland Limited and its Officers operated and acted consistently with policies made pursuant to section 81 and 83(2) of the *Racing Act 2000* by the Relevant Entities which were current during the Relevant Period.
- (f) I have no knowledge in order to form or express an informed opinion as to whether Racing Queensland Limited and its Officers operated and acted consistently with legislation including the *Racing Act 2000* and the *Corporations Act 2001*.
- 3.3 (a) As I have no first-hand knowledge of the policies, rules and procedures within Racing Queensland Limited during the relevant period, I am unable to provide information as to whether they were in place to identify and manage conflicts of interest.
- (b) As I have no first-hand knowledge of the policies, rules and procedures within Racing Queensland Limited during the relevant period, I am unable to provide information as to whether they were in place to minimize the risk of directors and executives improperly using their position and information for personal and financial gain.
- 3.4 I have no knowledge as to within Racing Queensland Limited during the period, whether there were in place terms of employment in contracts restraining former directors and executives from seeking employment with Racing Queensland Limited's contractors and suppliers.
- 4.0 In regard to the Funds Transfer in February 2012: Queensland Government to Racing Queensland Limited Infrastructure Trust Account (paragraph 3(g) of the Terms of Reference):
- 4.1 I have no knowledge of any events surrounding the approved transfer of funds by the Queensland Government to the Racing Queensland Limited Infrastructure Trust Account in February 2012, except in regard to any information that has been widely circulated in the public domain.

4.2 I have no knowledge of the basis upon which the transfer of funds was made, except in regard to any information that has been widely circulated in the public domain.

4.3 I have no knowledge as to whether any influence was exercised by directors of Racing Queensland Limited in relation to having the transfer made, except in regard to any information that may have been widely circulated in the public domain.

5.0 5.1 I am not aware of any other matter relevant to the Commissioner's Terms of Reference.

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

  
[Signature of person making the declaration]  
Declarer

Taken and declared before me at Toowoomba this 31<sup>st</sup> day of July  
2013, before me.





[signature]  
Justice of the Peace/~~Commissioner for Declarations~~

**David Henry Barnes Giesemann**  
B.Com(Acc), FCPA JP(Qual),  
Dip FS (Financial Planning)