



ETHICS COMMITTEE

REPORT NO. 198

MATTER OF PRIVILEGE REFERRED BY THE REGISTRAR ON 16 OCTOBER 2019 RELATING TO AN ALLEGED FAILURE TO REGISTER AN INTEREST IN THE REGISTER OF MEMBERS' INTERESTS

Introduction and background

1. The Ethics Committee (the committee) is a statutory committee of the Queensland Parliament established under section 102 of the *Parliament of Queensland Act 2001* ('the POQA'). The current committee was appointed by resolution of the Legislative Assembly on 15 February 2018.
2. The committee's area of responsibility includes dealing with complaints about the ethical conduct of particular members and dealing with alleged breaches of parliamentary privilege by members of the Assembly and other persons.¹ The committee investigates and reports on matters of privilege and possible contempts of Parliament referred to it by the Speaker, the Registrar, or the House.
3. This report concerns a referral from the Registrar regarding a possible contempt of Parliament by the Member for Broadwater, Mr David Crisafulli MP for failing to declare interests on the Register of Members' Interests.

The referral

4. On 15 October 2019, the Leader of the House, Hon Yvette D'Ath MP wrote to the Registrar (the Clerk of the Parliament) alleging that the Member for Broadwater, Mr David Crisafulli MP, failed to declare, within the required timeframe, that he was director of Revalot Pty Ltd on the Register of Members' Interests ('the Register'). It was further alleged that he failed to declare, whatsoever, that he was secretary of Revalot Pty Ltd.
5. The Leader of the House also noted a property at Lannercost had recently appeared on the Member for Broadwater's statement of interests, and queried if it had been declared within the required time frame.
6. Subclause 14 of Schedule 2 of the Standing Orders sets out the procedure to be followed when a member alleges another member has failed to comply with the Register requirements. Under these procedures, members must make allegations in writing to the Registrar.
7. The Standing Orders stipulate that the Registrar must refer any allegation regarding the Register to the committee.
8. On 16 October 2019, the Registrar referred the allegation to the committee in accordance with subclause 14 of Schedule 2 of the Standing Orders.

¹ *Parliament of Queensland Act 2001* s 104B.

9. The Clerk also wrote to the Member for Broadwater, notifying him of the allegation and referral to the committee.

Obligations when considering allegations

10. Subclause 15 of Schedule 2 of the Standing Orders outlines the obligations on the committee with respect to an allegation referred by the Registrar:
- (1) *The Ethics Committee must consider each allegation referred to it, and for that purpose, may—*
- (a) give each member concerned the opportunity to be heard; and*
 - (b) obtain information from such other persons, and make such inquiries, as it thinks fit; after which it may—*
 - (c) make a report to the Legislative Assembly; and*
 - (d) with the report, recommend the action that should be taken in relation to the matter.*
- (2) *The Ethics Committee must not make a report unless—*
- (a) it has given the member against whom the allegation has been made the opportunity—*
 - (i) to be heard; and*
 - (ii) to make written submissions; and*
 - (b) it has given the person that the member nominates the opportunity to be heard.*

Definition of contempt

11. Section 37 of the POQA defines the meaning of ‘contempt’ of the Assembly as follows:
- (1) *“Contempt” of the Assembly means a breach or disobedience of the powers, rights or immunities, or a contempt, of the Assembly or its members or committees.*
- (2) *Conduct, including words, is not contempt of the Assembly unless it amounts, or is intended or likely to amount, to an improper interference with—*
- (a) the free exercise by the Assembly or a committee of its authority or functions; or*
 - (b) the free performance by a member of the member’s duties as a member.*
12. Standing Order 266(24) and the POQA section 37 (example 7) make it clear that failing to keep an accurate statement of interests can be a contempt of Parliament.
13. Standing Order 266(24):
- Contravening the requirements and orders imposed by the operation of the Parliament of Queensland Act (see also Examples 7 and 8 s 37 Parliament of Queensland Act and s 58 Criminal Code).*
14. POQA section 37 (example 7) states that a contravention of section 69B(1), (2) or (4) of the POQA is an example of a contempt.
15. Section 69B of the POQA states:

Statements of interests

- (1) *A member must, within 1 month after taking the member’s seat, give to the registrar the following statements—*
- (a) a statement of the interest, as at the date of the election, of the member (a statement of interests (member));*
 - (b) a statement of the interest, as at the date of the election, of which the member is aware of each person who is a related person of the member (a statement of interests (related persons)).*
- (2) *A member must, within 1 month after becoming aware of a change in the particulars contained in the last statement of interests given by the member, notify the registrar in writing of the change.*
- ...
- (4) *A member must not give to the registrar a statement of interests or information relating to a statement of interests the member knows is false or misleading in a material particular.*

16. A breach of the Register requirements will not always be a contempt of Parliament. Subclause 18 of Schedule 2 of the Standing Orders sets out the requirements for a finding of contempt:

A member who—

- (a) knowingly fails to give a statement of interests to the Register as required*
- (b) knowingly fails to notify the Registrar of a change of details contained in a statement of interest; or*
- (c) breaches s 69B(4) of the Parliament of Queensland Act 2001,²*

is guilty of a contempt of the Parliament and may be dealt with accordingly.

The committee's proceedings

17. The committee has established proceedings for dealing with privileges references, which ensure procedural fairness and natural justice is afforded to all parties. These procedures are set out in chapters 44 and 45 of Standing Orders. The committee is also bound by instructions regarding witnesses, at Schedule 3 to Standing Orders.
18. The standard of proof in determining a contempt is the balance of probabilities. This is a lower standard than the 'reasonable doubt' standard required for criminal matters. However, a very high order of proof on the balance of probabilities is required to find a contempt, consistent with the test applied in relation to misconduct charges at common law. In the leading High Court authority in the area, *Briginshaw v Briginshaw* (1938) 60 CLR 336, Latham CJ at 343-344 stated: 'The standard of proof required by a cautious and responsible tribunal will naturally vary in accordance with the seriousness and importance of the issue'.
19. The committee wrote to the Member for Broadwater inviting a submission addressing the elements to be established in the alleged contempt, and again alerting him to a committee precedent. The committee also sought a submission from the Clerk of the Parliament as Registrar.
20. Both parties responded and the committee found it had sufficient information to deliberate on the allegations.
21. The committee has previously considered references concerning an alleged failure to register an interest. In accordance with the procedures of past committees, the committee applied the following *two separate tests* to determine if the Member for Broadwater was guilty of contempt:
- 1. Whether the matter required disclosure; and
 - 2. If yes, has the non-disclosure resulted in a contempt?
22. The committee considered the three allegations separately. The first allegation being that the Member for Broadwater failed to declare he was director of Revalot Pty Ltd within the required timeframe; the second allegation being that he failed to declare whatsoever that he was secretary of Revalot Pty Ltd; and the third allegation being that the Member for Broadwater failed to declare a property at Lannercost within the required timeframe.

Alleged contempt 1: Late declaration of directorship of Revalot Pty Ltd

Did the matter require disclosure?

23. The purpose of the Register is to place on record any pecuniary or other relevant interests of a member which may give rise to a conflict of interest or a perception of a conflict of interest between a member's private interests and the public interest. The Register seeks to provide information which might be thought by others to affect a member's public duties, or to influence their speeches or votes in the Legislative Assembly.³

² Section 69B(4) of the *Parliament of Queensland Act 2001* provides that a member must not give to the Registrar a statement of interests or information relating to a statement of interests the member knows is false or misleading in a material particular.

³ Schedule 2 – Registers of Interests, *Standing Rules and Orders of the Legislative Assembly*: Effective from 31 August 2004 (as amended at 15 February 2019).

24. Under subclause 7(5)(a) of Schedule 2 of the Standing Orders, a member must disclose if they are a shareholder, or officer, or have controlling shares in any company:

A statement of interests required to be given by a member must contain the following details—

a) in respect of any company in which the member or a related person is a shareholder or officer or has controlling interests in shares—

(i) the name of the company (if the company is a listed company, the Company code is sufficient;

(ii) the nature of any office held...[underlining added].

25. In Schedule 2 of the Standing Orders, 'officer' is defined as a director or secretary of a company. This is consistent with the accepted statutory definition in section 9(a) of the *Corporations Act 2001*.
26. In her letter to the Registrar, the Leader of the House provided a copy of *ASIC Current and Historical Extract* for Revalot Pty Ltd which shows that on 2 April 2019, the Member for Broadwater was registered as director and secretary of Revalot Pty Ltd.
27. The Leader of the House also provided extracts from the Register that showed as at 23 August 2019, being director and secretary of Revalot Pty Ltd did not appear on the Member for Broadwater's statement of interests.
28. In his submission to the committee, the Member for Broadwater stated that he submitted an update to his statement of interests to the Clerk on 23 August 2019 to indicate his directorship of Revalot Pty Ltd. This was outside the one month requirement in the Standing Orders.
29. Being director of Revalot Pty Ltd was clearly an interest that required disclosure within one month of Revalot Pty Ltd being incorporated.

If the matter required disclosure, has non-disclosure resulted in contempt?

30. Subclause 18 of schedule 2 of the Standing Orders sets out when a failure to comply with the Register will be a contempt of Parliament:

A member who—

*(a) **knowingly** fails to give a statement of interests to the Register as required*

*(b) **knowingly** fails to notify the Registrar of a change of details contained in a statement of interest; or*

(c) breaches s 69B(4) of the Parliament of Queensland Act 2001,⁴

is guilty of a contempt of the Parliament and may be dealt with accordingly [emphasis added].

31. The committee considers that inclusion of the word 'knowingly' is distinguishing intentional from inadvertent acts. The key to satisfying this element is knowledge of wrongdoing.
32. Committee precedent for contempt cases places a very high test on the knowledge element. Applying the knowledge element to the facts of this matter, the committee determined it would have to be satisfied that the Member for Broadwater *knew* that failing to notify the Registrar that he was director of Revalot Pty Ltd was in breach of the requirements for registration, and proceeded regardless of that knowledge.
33. The Member for Broadwater stated in his submission that he did not believe he had to disclose his interest in Revalot Pty Ltd, including that he was director, prior to the company purchasing a property at Lannercost.
34. The Member for Broadwater explained that Revalot Pty Ltd was established as a corporate trustee for a private superannuation fund, solely to purchase the property at Lannercost. Therefore, although Revalot Pty Ltd was incorporated on 2 April 2019, the Member for Broadwater was of the belief it did

⁴ Section 69B(4) of the *Parliament of Queensland Act 2001* provides that a member must not give to the Registrar a statement of interests or information relating to a statement of interests the member knows is false or misleading in a material particular.

not require disclosure until the property purchase was finalised. Until the purchase of the property, Revalot Pty Ltd was essentially dormant.

35. Acting on this mistaken belief, the Member for the Broadwater added his interest in Revalot Pty Ltd, acknowledging that he was director, on 23 August 2019 (within one month of the settlement of the property in question on 26 July 2019).
36. The Member for Broadwater concedes he has since received advice contrary to his belief and understands that he should have disclosed his interest in Revalot Pty Ltd immediately upon the company being incorporated and registered with ASIC on 2 April 2019.
37. The Member for Broadwater unreservedly apologised for his mistaken belief in his submission to the committee. The committee welcomes and appreciates this apology.
38. Precedent has determined there is a positive obligation on members to familiarise themselves with the requirements of the Register. Ethics Committee's Report No. 139 states:

The committee takes the view that there is a positive obligation on all members to familiarise themselves with the requirements of the Register and if in any doubt to seek assistance from the Clerk as Registrar.⁵

39. The Member for Broadwater was under a positive obligation to be aware that being director of Revalot Pty Ltd was an interest that required disclosing within one-month of incorporation.
40. Despite this positive obligation, the committee finds that the Member for Broadwater had no knowledge of wrongdoing, a requirement of subsection 18, schedule 2 of the Standing Orders.
41. The committee found that the fact the Member for Broadwater did register his interest as director of Revalot Pty Ltd, albeit late, is also evidence towards there being no dishonest intent. This interest was registered in accordance with his mistaken belief around the timing requirements of such a disclosure, not in response to allegations being made.
42. Further, there is no allegation that the late disclosure was intended to, or did, create a personal advantage for the Member for Broadwater. That is, there was no suggestion of any material issue eventuating from the interest either prior, or subsequent to the Member's disclosure.

Alleged contempt 2: Failure to declare the Member for Broadwater was secretary of Revalot Pty Ltd

Did the matter require disclosure?

43. As outlined in paragraphs 23-25 being secretary of a company is an interest that requires disclosing.
44. The Member for Broadwater argues that as the definition in the *Corporations Act 2001* and the Standing Orders do not draw any distinction between the two roles, there is no substantive difference in disclosing one, but not the other.
45. The committee considers that if the Parliament's intention was for the role of secretary to not warrant disclosure in accordance with the Standing Orders, the definition of an officer in the Standing Orders would differ from the accepted statutory definition in the *Corporations Act 2001*, and omit any reference to secretary. The explicit inclusion of secretary in this definition indicates it is an interest that must be disclosed.
46. The committee finds that being secretary of Revalot Pty Ltd was an interest that required disclosure in accordance with the Standing Orders, and the Member for Broadwater failed to do this.
47. The Member for Broadwater also argued that there is no prompt on Form 3 (Change of Details for Member or Related Persons) to input that he was secretary of Revalot Pty Ltd under subclause 7(5)(c). The relevant part of Form 3 reads:

Schedule 2, subclause 7(5)(c) – trustee or director of private superannuation fund

⁵ Ethics Committee, *Matter of privilege referred by the Registrar on 19 March 2013 relating to an alleged failure of a member to register interests in the Register of Members' and Register of Related Persons' Interest and a Matter of Privilege referred by the Speaker on 4 June 2013 relating to an alleged deliberate misleading of the House by a member*, [Report No. 139](#).

48. The committee believes that the Member for Broadwater was under a mistaken belief that his interests in Revalot Pty Ltd should have been solely disclosed under subsection 7(5)(c), as a private superannuation fund. The committee is of the understanding that Revalot Pty Ltd is a corporate trustee for a private superannuation fund.
49. As such, Revalot Pty Ltd, as a corporate trustee, is an incorporated company and therefore the Member for Broadwater's interest in Revalot Pty Ltd should have also been declared under *subclause 7(5)(a)(ii) – Company officeholder* on Form 3.

If the matter required disclosure, has non-disclosure resulted in contempt?

50. As per paragraph 38, the Member for Broadwater was under a positive obligation to be aware that being secretary of Revalot Pty Ltd was an interest that required disclosing.
51. Unlike the directorship of Revalot Pty Ltd that was disclosed, albeit late, that the Member for Broadwater was also secretary of Revalot Pty Ltd had not been disclosed, and remained undisclosed when the committee was assessing the matter.
52. It remained undisclosed even after the committee contacted the Member for Broadwater alerting him to the allegations. This non-disclosure was because the Member for Broadwater remained of the belief that being secretary was an interest that did not require disclosing, as per his arguments in paragraphs 44-48.
53. The committee looked to precedent to support its consideration of whether the Member for Broadwater's failure to register that he was secretary of Revalot Pty Ltd should constitute a contempt.
54. In a matter considered by a predecessor committee, the issue of whether being director and secretary of a corporation required disclosure was considered.⁶ In that case, the former Member for Indooroopilly, Mr Emerson, had failed to declare his roles as director and secretary of Merson Investments Pty Ltd. This was despite Mr Emerson declaring his interest in Merson Investments Pty Ltd under other categories in the Register.
55. Once Mr Emerson was alerted to this requirement, he immediately amended his statement of interests to reflect that he was a director and secretary of Merson Investments Pty Ltd.
56. In that matter, the committee found that the failure to register the interest was inadvertent, and because Mr Emerson had not knowingly failed to register that he was director and secretary that no contempt had been committed and no further action was required to be taken by the House.
57. The committee wrote to the Member for Broadwater on 20 December 2019, alerting him to the precedent report and informing him that his interpretation of the Standing Orders was incorrect, and that his role as secretary of Revalot Pty Ltd was one that required disclosure.
58. Later that same day, the committee received confirmation from the Registrar that the Member for Broadwater had updated his statement of interests to reflect that he is secretary of Revalot Pty Ltd. The committee therefore considers no further action is required to be taken in relation to the matter.
59. It should be noted that the Member for Broadwater has disclosed he is director and secretary of Revalot Pty Ltd under subclause 7(5)(c) of his statement of interests. While the committee considers this information best placed under subclause 7(5)(a), the committee respects that the Registrar has responsibility for the Register in accordance with schedule 2 of the Standing Orders.
60. The committee finds that the Member for Broadwater has made a fulsome declaration, notwithstanding that it is under a different subclause than the committee anticipated.

Alleged contempt 3: Failure to declare a property at Lannercost

61. In her initial correspondence with the Registrar, the Leader of the House queried whether a property at Lannercost that appeared on the Member for Broadwater's statement of interests in August 2019 had been declared within the one-month time frame.

⁶ Integrity, Ethics and Parliamentary Privileges Committee, *Matter of Privilege Referred by the Registrar on 25 February 2010 Relating to an Alleged Failure by a Member to Register an Interest in the Register of Members' Interests*, [Report No. 104](#).

62. In his submission to the committee, the Member for Broadwater stated the property in question settled on 26 July 2019, and that he updated his statement of interests on 23 August 2019.
63. This was confirmed by the Clerk in his submission to the committee.
64. The committee therefore concludes that the Member for Broadwater registered his interest in the property at Lannercost within the required time frame and no further consideration of this matter is required.

Conclusion

65. The committee finds that being director and secretary of Revalot Pty Ltd were both interests that the Member for Broadwater was under an obligation to disclose.
66. While the Member for Broadwater was late registering his interest as director of Revalot Pty Ltd, and initially failed to register his interest as secretary, the committee determines these failures were not undertaken knowingly.
67. The committee also believes it is important to note that the interest itself was not material to any perceived or actual conflict of interest. That is, there was no allegation the Member for Broadwater's failure to disclose his interests in Revalot Pty Ltd was, or could be, used to his personal advantage.
68. Once alerted to his misunderstanding of the requirements of the Register, the committee considers that the Member for Broadwater took appropriate steps in both apologising and rectifying his statement, and that no further consideration of the matter is required.
69. The committee takes this timely opportunity to remind all members of the positive obligation upon them to familiarise themselves with the requirements of the Register and if in any doubt to seek assistance from the Clerk as Registrar; and to carefully complete, and regularly review their statement of interests.

Conclusion

On the information before it, the committee finds that on the matter of privilege in relation to the Member for Broadwater, that while there was a breach of the requirements of Schedule 2 of Standing Orders, the elements which would have to be satisfied for that breach to constitute a contempt of Parliament are not made out.

Recommendations

The committee recommends that no finding of contempt be made against the Member for Broadwater and that the House take no further action in relation to these allegations.



Joe Kelly MP
Chair

February 2020

Membership — 56th Parliament

Mr Joe Kelly MP, Chair
Member for Greenslopes

Mr Tim Nicholls MP, Deputy Chair
Member for Clayfield

Ms Nikki Boyd MP
Member for Pine Rivers

Ms Leanne Linard MP
Member for Nudgee

Mr Mark McArdle MP
Member for Caloundra

Mr Ray Stevens MP
Member for Mermaid Beach

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15 November 2019

Mr Joe Kelly MP
Chair, Ethics Committee

By email: ethics@parliament.qld.gov.au

Dear Mr Kelly

Thank you for your letter of 31 October 2019. I regret that I was unable to provide a response to you sooner, however owing to the email being sent by a staff member, rather than from the Ethics Committee's email account, your important message was overlooked. Following receipt of a telephone call, I have urgently provided you with this material within 24 hours.

I do not believe I have committed a Contempt of the Assembly and I have **attached** submissions to assist the Committee in dealing with these matters.

I support the important role of the Members' Register of Interests to ensure that any possible, real or perceived conflicts of interest are brought to the public's attention and are managed or avoided properly.

Despite the late registration of my interest in Revalot Pty Ltd, I can assure the Committee that from the time of registration with ASIC, until the purchase of the property at Lannercost, the company did not have any assets, nor any business interests, that could possibly have given rise to any real or perceived conflict of interest with my duties as a Member of Parliament.

I unreservedly apologise for not declaring my interest in Revalot Pty Ltd sooner.

Please let me know if the Committee requires any additional submissions or evidence from me.

Yours sincerely



DAVID CRISAFULLI MP
SHADOW MINISTER FOR ENVIRONMENT,
SCIENCE AND THE GREAT BARRIER REEF;
SHADOW MINISTER FOR TOURISM
MEMBER FOR BROADWATER

INTRODUCTION

1. In order to determine whether a Contempt has been committed in this matter, the Committee first ought to consider the purpose of the Members' Register of Interests. In report number 149 *Matter of privilege referred by the Registrar on 16 June 2014 relating to an alleged failure to register an interest in the Register of Members' Interests*, the Committee said at [29]:

The purpose of the Register of Members' Interests is to place on record any pecuniary or other relevant interests of a member which may give rise to a conflict of interest or a perception of a conflict of interest between a member's private interests and the public interest. The register seeks to provide information which might be thought by others to affect a member's public duties, or to influence their speeches or votes in the Legislative Assembly. The Preamble contains numerous statements that indicate the intention of the register of interests is for disclosure.

2. The matters required to be included on the Members' Register of Interests are limited to those items expressly included in section 5 of Schedule 2 to the Standing Orders. Certain items and details are specifically excluded in section 7(1).
3. It naturally follows that disclosure is most critical where an interest exists that could be said to give rise to a conflict of interest with a Member's duties and role.
4. By way of background, earlier this year, the neighbouring property to my parents' farm at Lannercost became available for sale ("**the Property**"). I decided to purchase the Property using my superannuation. I established a private Superannuation fund through Revalot Pty Ltd ("**the Fund**") to conduct this purchase. Upon purchase of the Property, I declared the interest in the Property (as well as the Fund) within one month as required. The purchase settled on Friday 26 July 2019 and I sent an email to the Clerk, with a Change of Details form to update my entry in the Members' Register of Interests on Friday 23 August 2019. The Fund was not active until this purchase. The Property is the only asset of the Fund.
5. A copy of the Change of Details form I emailed to the Clerk on 23 August 2019 is attached to these submissions.
6. I submit that I have declared all relevant interests, and while I will amend my declaration to include my role as Secretary, there are no matters outstanding that could give rise to a Contempt of the Assembly.

PREVIOUS FINDINGS OF THE ETHICS COMMITTEE

7. The Ethics Committee has previously determined that there are two separate tests to be considered:
 - a. Whether the matter required disclosure; and
 - b. If yes, has the non-disclosure resulted in a contempt?

ISSUE ONE – DIRECTORSHIP OF REVALOT PTY LTD

8. On 23 August 2019, I requested the Clerk to amend my entry in the Members' Register of Interests. I completed the form to the best of my knowledge by ticking the box next to Schedule 2, Subclause 7(5)(c) "Trustee or Director of private superannuation fund." As I have stated above, I was under the impression that until the Property purchase was complete, the Fund was inactive. I therefore considered that my declaration responsibility became enlivened only upon the operational commencement of the Fund, and not before. Before the Property settled, I thought that I had nothing to declare.
9. However, having now had the benefit of advice, I accept that my view was incorrect and I should have declared my interest in the Fund within one month of registration. I unreservedly apologise for my misunderstanding.
10. To the second test, I submit that I did not knowingly fail to notify the Clerk of my changed interests. Prior to the Property purchase settling, I did not consider that I had any interest in the Fund to declare. For all practical purposes before the Property purchase, the Fund was inactive. The Fund had no assets and no liabilities. I note the Attorney-General's complaint does not contain any suggestion of a deliberate failure to declare this interest. I always intended to declare the Fund and the Property.

ISSUE TWO – SECRETARY OF REVALOT PTY LTD

11. While for the purposes of being fulsome in my declaration, I will amend my entry to include my role as Secretary of the Fund, I do not believe that this was a matter that required disclosure.
12. The purpose of the Members' Register of Interests is to give information about possible conflicts of interest that could arise. Having declared that I am a director of the Fund, no possible additional conflict could arise from my secondary role as Secretary. The Members Register of Interests is not intended to be an exhausting list of all facts about a Member, its purpose is to identify interests that may give rise to a real or perceived conflict of interest.
13. Secondly, I note the Attorney-General has included the definition of the word "Officer" from Section 9 of the *Corporations Act 2001* which refers to both, and either, the role of Director and Secretary. This is the same as the definitions contained in Schedule 2 of the Standing Orders which states: "*“officer”, in relation to a company, means— (a) director or secretary of the company...*" given that both definitions conflate the two roles and draw no distinction

between them, I submit there is no substantive difference to disclosing one but not the other role in the same company. I submit that a conflict could only arise with the assets or operations of a company, not the different roles in a company. I do not believe there is any material difference between holding one office and holding two simultaneous positions of Director and Secretary.

14. Finally, I note the Change of Details form does not include a box and line to be ticked for secretary of a private superannuation fund, the form only contains a line for director, which I ticked. If the Committee is minded to proceed with this issue, I submit the format of the Change of Details form should be reconsidered.

15. To the second test, I submit that I did not knowingly fail to notify the Clerk of my changed interests. Prior to the Property purchase settling, I did not consider that I had any interest in the Fund to declare. For all practical purposes before the Property purchase, the Fund was inactive. The Fund had no assets and no liabilities. I note the Attorney-General's complaint does not contain any suggestion of a deliberate failure to declare this interest. I always intended to declare the Fund after the Property settlement and until I received the Committee's correspondence, I believed that I had declared all relevant interests by declaring my role as Director.

ISSUE THREE – LANNERCOST SUGAR FARM OWNED BY REVALOT PTY LTD

16. The Property purchase settled on 26 July 2019 and I provided the Clerk with a Change of Details form on 23 August 2019. I submit that I have declared my interest in respect of the Property, in accordance with Standing Orders.

CONCLUSION

17. I have assured the Ethics Committee that while the Fund was undeclared, it held no assets or liabilities, nor operated any business that could have given rise to a real or potential conflict of interest with my duties as Member.

18. I have explained why the Fund was not declared sooner, and I now accept that my understanding was incorrect. I have apologised unreservedly for my misunderstanding.

19. I submit that there are no reasonable grounds for the Ethics Committee to find that I have committed a Contempt of the Assembly.



**LEGISLATIVE ASSEMBLY OF QUEENSLAND
CHANGE OF DETAILS
MEMBER / MEMBER'S RELATED PERSON(s)
FORM 3**

Standing Rules and Orders of the Legislative Assembly
Schedule 2—Registers of Interests
Version: Effective from 14 February 2018

PARTICULARS OF *MEMBER / *MEMBER'S RELATED PERSON(s)	
*Circle which is applicable	
MEMBER'S SURNAME	CRISAFULLI
OTHER NAMES	DAVID FRANK
ELECTORATE	BROADWATER

CHANGE OF DETAILS OF REGISTRABLE INTERESTS

Note: Members should refer to the notes on the back page before completing this form

TICK THE APPROPRIATE CATEGORY TO BE CHANGED. COMPLETE THE REQUIRED DETAILS OF THE CHANGE ON PAGE 2.

- ☐ Schedule 2, subclause 7(5)(a)(i) — Shareholdings* or controlling interests in shares in companies
- ☐ Schedule 2, subclause 7(5)(a)(ii) — Company officeholder
- ☐ Schedule 2, subclause 7(5)(a)(iii) and (iv) A and B — Shareholdings* or interests in shares in company where any company listed in 7(5)(a)(i) above is a private company
- ☐ Schedule 2, subclause 7(5)(a)(iv) C and D — The investments or beneficial interests of subsidiary companies of private companies listed
- ☐ Schedule 2, subclause 7(5)(b) — Family or business trusts or nominee companies
- ☐ Schedule 2, subclause 7(5)(b) — Investments or beneficial interests of trusts or nominee company listed in 7(5)(b) above
- ☒ Schedule 2, subclause 7(5)(c) — Trustee or director of private superannuation fund
- ☐ Schedule 2, subclause 7(5)(d)(i) to (iii) — Interests in partnerships
- ☐ Schedule 2, subclause 7(5)(d)(iv) — Assets or beneficial interests in partnerships listed in 7(5)(d)(i) to (iii)
- ☐ Schedule 2, subclause 7(5)(e) — Interests in real estate
- ☐ Schedule 2, subclause 7(5)(f) — Liabilities over \$19,000.00, excluding liabilities listed under the definition of "liability" in Schedule 2(1), which are NOT required to be registered
- ☐ Schedule 2, subclause 7(5)(g) — Debentures, managed funds, or similar investments
- ☐ Schedule 2, subclause 7(5)(h) — Savings or investment accounts with banks, building societies, credit unions and other institutions
- ☐ Schedule 2, subclause 7(5)(i) — Gifts received valued at over \$950.00, excluding gifts listed under the definition of "gift" in Schedule 2(1), which are NOT required to be registered
- ☐ Schedule 2, subclause 7(5)(j) — Sponsored travel or accommodation received
- ☐ Schedule 2, subclause 7(5)(k) — The source of any other income over \$950.00 per annum, including the income of a private company, or a trust in which the member or related person has an interest

* Note: It is unlawful, under the *Interactive Gambling (Player Protection—Disqualified Persons) Regulation 1999*, for a member of the Legislative Assembly to hold prohibited shares in a licensed interactive provider.



Queensland Parliamentary Service

THE CLERK OF THE PARLIAMENT

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George Street
Brisbane Qld 4000
email: ClerksOffice@parliament.qld.gov.au
www.parliament.qld.gov.au

Our Ref: A510263

25 November 2019

Mr Joe Kelly
Chair
Ethics Committee

ethics@parliament.qld.gov.au

Dear Mr Kelly

I refer to your letter of 31 October 2019 in relation to the complaint against the Member for Broadwater under section 14 of Schedule 2 of the *Standing Rules and Orders of the Legislative Assembly*.

You have asked for information on any advice that I may have provided to the Member for Broadwater in respect of the matter.

For completeness, I attach for the Committee's information, the following items from the register and other records and give the following additional advice:

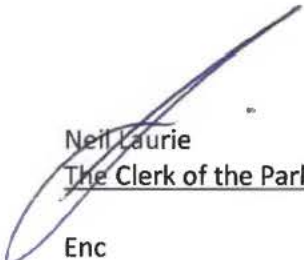
- Email dated 12 March 2018 from the Broadwater Electorate Office to the registerofinterests email account titled "Subject: Broadwater – David Crisafulli MP (Register of Interests)". Included in the attachment was a Form 1 outlining the Member for Broadwater's initial interests for the 56th Parliament.
- Email dated 29 March 2018 acknowledging receipt of Forms received on 12 March 2018 from Sandy Musch, Executive Secretary to the Clerk and Petitions Officer to Broadwater Electorate Office and Member.
- Email dated 6 June 2019 from Prudence Berry (Electorate Officer, Broadwater Electorate Office) to the registerofinterests email account titled "Subject: As attached". The attachment was a Form 3 Changing the Member for Broadwater's interests.
- Email dated 7 June 2019 acknowledging receipt of Form received on 6 June 2019 from Sandy Musch, Executive Secretary to the Clerk and Petitions Officer to Broadwater Electorate Office and Member.
- Email dated 10 July 2019 from the Broadwater Electorate Office to the registerofinterests email account titled "Correct particulars Form 4". The attachment was a Form 4 confirming the Member for Broadwater's interests prior to the 2019 annual report.
- Email dated 10 July 2019 acknowledging receipt of Form received on 10 July 2019 from Sandy Musch, Executive Secretary to the Clerk and Petitions Officer to Broadwater Electorate Office and Member.
- Email chain commencing 23 August 2019 with an email from David Crisafulli to Neil Laurie titled "Register of interest – Crisafulli" which is forwarded to the <registerofinterests> email account. The attachment is a Form 3 Changing the Member for Broadwater's interests. I note that the Member states in his email "Sincere thanks for your assistance this week with this".

I have a note from my Secretary to me at 9.14am on 21 August 2019 which states "David Crisafulli called, will catch you in the chamber". This was a sitting day. I have a vague recollection of seeing the member that day. My recollection is that member was wanting to confirm the manner a declaration should take of a purchase of a sugar cane property via a self-managed superannuation fund. The member may have already had a Form 3 completed or partially completed, as it is often my practice to either fill out the Form with the Member or email the Member the manner of the declaration. However, in this case I can find no record of any follow-up email or other record by me on or around 21 August 2019.

- On 26 August during the course of a text message trail relating to an entitlement matter, the Member stated "Just checking that you received my update to members register I sent late on Friday?" to which I confirmed it had been received.
- Emails dated 30 August 2019 from the Executive Secretary to the Deputy Clerk (Acting as Secretary to the Clerk) to the Broadwater Electorate Office and the Member acknowledging receipt of form.

I trust the above assists the Committee.

Yours sincerely



Neil Laurie
The Clerk of the Parliament

Enc

Sandy Musch

From: Broadwater Electorate Office
Sent: Monday, 12 March 2018 3:33 PM
To: registerofinterests
Cc: Sandy Musch
Subject: Broadwater - David Crisafulli MP (Register of Interests)
Attachments: Form 1 Broadwater.tif; Form 2 Broadwater.tif

Follow Up Flag: Follow up
Flag Status: Completed

Good Afternoon

As requested, please find attached completed copies of Form 1 & Form 2 of the register of interests for Mr David F Crisafulli, Member for Broadwater. Please advise if you require anything else.

Kind regards,

Alec Pokarier | Electorate Officer
Office of David Crisafulli MP
State Member for Broadwater
Shadow Minister for Environment, Science and the Great Barrier Reef, Shadow Minister for Tourism



David **CRISAFULLI** MP
Member for **Broadwater**

57 Brisbane Road, Labrador Qld 4215 ☎ 07 5560 6100
broadwater@parliament.qld.gov.au davidcrisafulli.com.au
Crisafulli4Broadwater @DavidCrisafulli david_crisafulli





LEGISLATIVE ASSEMBLY OF QUEENSLAND
STATEMENT OF INTERESTS OF A MEMBER
FORM 1

Standing Rules and Orders of the Legislative Assembly
Schedule 2—Registers of Interests
Version: Effective from 14 February 2018



PARTICULARS OF MEMBER	
MEMBER'S SURNAME	CRISAFULLI
OTHER NAMES	DAVID FRANK
ELECTORATE	BROADWATER

REGISTRABLE INTERESTS
NOTE: Members should refer to the notes on the back page before completing this form

Schedule 2, subclause 7(5)(a)(i) — Shareholdings* or controlling interests in shares in companies

NAME OF COMPANY (Company code is sufficient for listed company)

Example—AMP, Telstra, XYZ Pty Ltd

Azzurro Consulting Pty Ltd
Crisafulli Financial Services

Schedule 2, subclause 7(5)(a)(ii) — Company officeholder

NAME OF COMPANY

Example—ABC Holdings Private Co Pty Ltd

Azzurro Consulting Pty Ltd
Crisafulli Financial Services

NATURE OF OFFICE HELD

Example—Director

Director
Beneficiary

Schedule 2, subclause 7(5)(a)(iii) and (iv) A and B — Shareholdings* or interests in shares in company where any company listed in 7(5)(a)(i) above is a private company

Note: Schedule 2, subclause 7(1) provides that the number or monetary value of shares is NOT required to be specified.

NAME OF PRIVATE COMPANY Example—XYZ Pty Ltd	NATURE OF ACTIVITIES OF COMPANY Example—Sugar farming	INVESTMENTS, ASSETS OR BENEFICIAL INTERESTS OF COMPANY Example—Leasehold 7000ha, sugar farm, St George, plant and equipment for sugar farm, ANZ bank trading accounts x 3
Azzurro Consulting Crisafulli Financial Serv	Business & Government Strategy Sugar Farming Investment properties	BOA account / vehicle. Freehold 45 hectares (Elphinstone Park) Headley 600m ² , Culliver 1300m ² , Trebonne 2500m ² BOA accounts x 4

* Note: It is unlawful, under the Interactive Gambling (Player Protection—Disqualified Persons) Regulation 1999, for a member of the Legislative Assembly to hold prohibited shares in a licensed interactive provider.

Schedule 2, subclause 7(5)(a)(iv) C and D — The investments or beneficial interests of subsidiary companies of private companies listed above*

Note: Schedule 2, subclause 7(1) provides that the number or monetary value of shares and monetary value of investments or beneficial interests is NOT required to be specified.

NAME OF PRIVATE COMPANY <i>Example—XYZ Pty Ltd</i>	NAME OF SUBSIDIARY COMPANY OF PRIVATE COMPANY <i>Example—Green Waste Co Pty Ltd</i>	ASSETS OR BENEFICIAL INTERESTS OF SUBSIDIARY COMPANY <i>Example—Green Waste – sugar cane mulch business, plant and equipment, ANZ bank accounts</i>
nil		

Schedule 2, subclause 7(5)(b) — Family or business trusts or nominee companies

Note: Trustee of private (self-managed) superannuation funds is required to be registered under 7(5)(c) below

NAME (or description) OF TRUST OR NOMINEE COMPANY <i>Example—Black No 2 Family Trust</i>	NATURE OF ACTIVITIES OF TRUST OR NOMINEE COMPANY <i>Example—Property investment, share trading</i>	NATURE OF INTEREST OF MEMBER <i>Example—Director, trustee, beneficiary</i>
Crisafulli Family Trust	Property Investment	Beneficiary

Schedule 2, subclause 7(5)(b) — Investments or beneficial interests of trusts or nominee company listed in 7(5)(b) above

Note: Schedule 2, subclause 7(1) provides that the monetary value of investments or beneficial interests is NOT required to be specified.

NAME (or description) OF TRUST OR NOMINEE COMPANY <i>Example—ABC Holdings Private Co Pty Ltd</i>	INVESTMENTS OR BENEFICIAL INTERESTS OF TRUST OR NOMINEE COMPANY <i>Example—Shares in AMP, Telstra</i>
nil	

Schedule 2, subclause 7(5)(c) — Trustee or director of private superannuation fund

Note: Schedule 2, subclause 7(1) provides that the monetary value of investments or beneficial interests is NOT required to be specified

NAME (or description) OF FUND <i>Example—Black Family Superannuation Fund</i>	NATURE OF ACTIVITIES OF FUND <i>Example—Property investment, share trading</i>	INVESTMENTS OR BENEFICIAL INTERESTS OF THE FUND OF WHICH YOU ARE AWARE <i>Example—shares in AMP and Telstra</i>
nil		

Schedule 2, subclause 7(5)(d)(i) to (iii) — Interests in partnerships		
NAME (or description) OF PARTNERSHIP <i>Example—AB & CD Black</i>	NATURE OF ACTIVITIES OF PARTNERSHIP <i>Example—Management consultants</i>	NATURE OF INTEREST <i>Example—50% share</i>
nil		

Schedule 2, subclause 7(5)(d)(iv) — Assets or beneficial interests in partnerships listed in 7(5)(d)(i) to (iii)	
NAME (or description) OF PARTNERSHIP <i>Example—AB & CD Black</i>	ASSETS OR BENEFICIAL INTERESTS
nil	

Schedule 2, subclause 7(5)(e) — Interests in real estate			
Note: Schedule 2, subclause 7(1) provides that the full street address of property is <u>NOT</u> required to be specified.			
LOCATION (suburb or locality only, do not provide exact address) <i>Example—Carindale</i>	APPROX. SIZE <i>Example—400m²</i>	PURPOSE FOR WHICH PROPERTY IS USED/ INTENDED <i>Example—Investment unit or principal place of residence</i>	NATURE OF INTEREST <i>Example—Joint tenants or tenant in common or lease</i>
nil			

Schedule 2, subclause 7(5)(f) — Liabilities over \$19,000, excluding liabilities listed under the definition of "liability" in Schedule 2(1), which are <u>NOT</u> required to be registered	
Note: Schedule 2, subclause 7(1) provides that the financial amount of liabilities is <u>NOT</u> required to be specified.	
NATURE OF LIABILITY <i>Examples—Mortgage, Lease, Personal loan, Overdraft</i>	NAME OF CREDITOR <i>Example—Bank of Queensland</i>
Mortgage x 6 Overdraft x 1	Bank of Queensland

Schedule 2, subclause 7(5)(g) — Debentures, managed funds, or similar investments*Example—MLC managed fund*

nil

Schedule 2, subclause 7(5)(h) — Savings or investment accounts with banks, building societies, credit unions and other institutions**Note:** Schedule 2, subclause 7(1) provides that account numbers of, or financial amounts held in, the accounts are NOT required to be specified.**NATURE OF ACCOUNT***Example—Savings account*Bank of Queensland
Savings X 11**NAME OF INSTITUTION***Example—Suncorp*

Bank of Queensland

Schedule 2, subclause 7(5)(i) — Gifts received valued at over \$950, excluding gifts listed under the definition of "gift" in Schedule 2(1), which are NOT required to be registered**Note:** Schedule 2, subclause 7(1) provides that the monetary value of gifts are NOT required to be specified.**SOURCE OF GIFT***Example—ABC Co Pty Ltd*

nil

NATURE OF GIFT*Example—Laptop computer***Schedule 2, subclause 7(5)(j) — Sponsored travel or accommodation received****Note:** Schedule 2, subclause 7(1) provides that the monetary value of sponsored travel or accommodation is NOT required to be specified.**SOURCE OF CONTRIBUTION***Example—UK government*

nil

DESTINATION AND PURPOSE OF TRAVEL*Example—Travel to UK to present conference paper*

Schedule 2, subclause 7(5)(k) — The source of any other income over \$950 per annum, including private companies and trusts in which you have an interest

Note: Schedule 2, subclause 7(1) provides that the financial amount of any other income is NOT required to be specified.

Note: If you received any other income over \$950 from any source such as income from salary or wages (excluding as a member of the Legislative Assembly, (gross) rental income over \$950, or dividends from companies, you should list the source here.

Examples—Investment property; shareholdings

Rental income

Schedule 2, subclause 7(5)(l) — The nature of any other asset over \$9,500, excluding assets listed under the definition of "asset" in Schedule 2(1), which are NOT required to be registered

Note: Schedule 2, subclause 7(1) provides that the monetary value of assets is NOT required to be specified.

Note: If you have any other asset valued over \$9,500 you should list the asset here. You need not declare household and personal effects, motor vehicles that are not for investment purposes, loans to family members or industry superannuation

Schedule 2, subclause 7(5)(m) — Membership of any political party, trade or professional organisation; OR the name of any other organisation of which you are an office holder

Note: If you are a member of a political party, you should list that party here. You are not required to register that you are a patron of a community or sporting association.

Examples—ALP; Qld Law Society

LNP

Schedule 2, subclause 7(5)(m) — Any organisation or person to whom you made a donation of over \$950 during the reporting period

Note: Schedule 2, subclause 7(1) provides that the financial amount of donations is NOT required to be specified.

Examples—New Farm State School; sporting organisations

nil

Schedule 2, subclause 7(5)(n) — Any other interest (whether or not of a pecuniary nature) known to you that raises, appears to raise, or could foreseeably raise, a conflict between your private interest and your duty as a member

Note: Register here any relevant interest that does not fall within the above categories, but which you consider should be registered in keeping with the spirit of the Register's purpose.

Example— Member: body corporate management committee

nil



SIGNATURE OF MEMBER

12/3/18

DATE

NOTES

- (a) In completing this form, you should refer to *Schedule 2—Registers of Interests*, of the *Standing Rules and Orders of the Legislative Assembly*;
- (b) Schedule 2 sets out—
 - (i) the interests you are required to register;
 - (ii) the actual details you are required to include; and
 - (iii) definitions and interpretative provisions you will need to be aware of to complete this form properly.
- (c) It is unlawful, under the *Interactive Gambling (Player Protection—Disqualified Persons) Regulation 1999*, as amended by the *Interactive Gambling (Player Protection—Disqualified Persons) Amendment Regulation (No. 1) 2000*, for a member of the Legislative Assembly to hold prohibited shares in a licensed interactive provider, or to hold business or executive associate positions in a licensed interactive provider.
- (d) If there is insufficient space on the form you may attach additional pages. You must **sign** and **date** each additional page.
- (e) Do not leave any category blank. In completing this form, you should insert the word "NIL" where you have nothing to register.
- (f) Send the completed form (with the envelope marked CONFIDENTIAL) to—
The Registrar of Members' Interests
C/- The Clerk of the Parliament
Parliament House
BRISBANE QLD 4000

or scan to PDF and email to—

registerofinterests@parliament.qld.gov.au

Sandy Musch

From: registerofinterests
Sent: Thursday, 29 March 2018 10:24 AM
To: Broadwater Electorate Office; David Crisafulli
Subject: Broadwater Register of Interests Forms 1 & 2 - 12 March 2018
Attachments: BROADWATER.PDF; BROADWATER RP.PDF

On behalf of the Clerk of the Parliament, I acknowledge receipt of your

Form 1 (*Statement of Interests of a Member*); and

Form 2 (*Statement of Interests of a Member's Related Person*) received 12 March 2018

The forms have been filed on the appropriate registers.

Please find attached your statement of interests of a member and statement of interests of a related person.

Kind regards

Sandy Musch
Executive Secretary to the Clerk
Petitions Officer

QUEENSLAND PARLIAMENTARY SERVICE

Parliament House
Cnr George and Alice Streets Brisbane Qld 4000
07 3553 6451

<mailto:Sandy.Musch@parliament.qld.gov.au>

Petitions: petitions@parliament.qld.gov.au

Registers of Members' Interests: registerofinterests@parliament.qld.gov.au

Sandy Musch

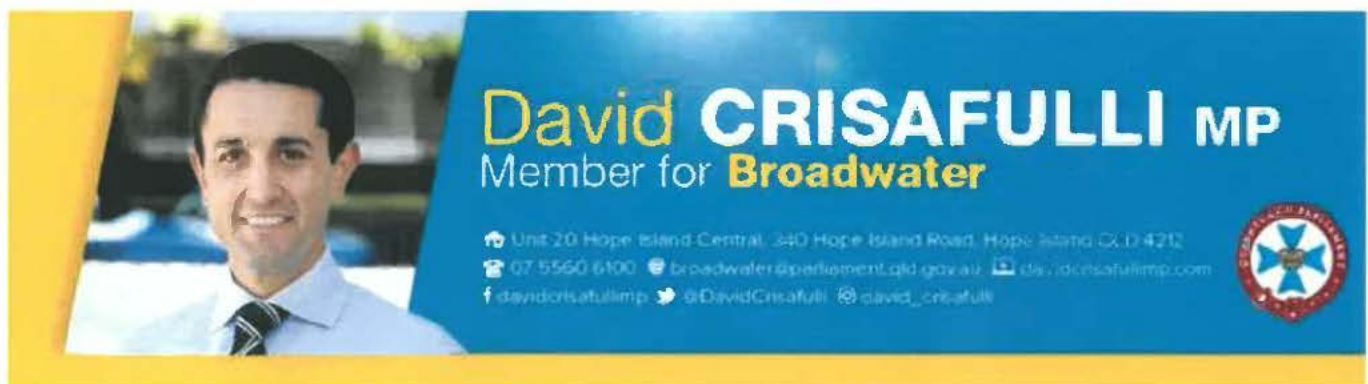
From: Prudence Berry
Sent: Thursday, 6 June 2019 3:31 PM
To: registerofinterests
Subject: As attached
Attachments: SBizhub C4519060615270.pdf

Hi Sandy,

Please refer to the attached form.

Kind regards,

Prue Berry
Electorate Officer
Office of David Crisafulli MP
State Member for Broadwater
Shadow Minister for Environment, Science and the Great Barrier Reef, Shadow Minister for Tourism



COPY



**LEGISLATIVE ASSEMBLY OF QUEENSLAND
CHANGE OF DETAILS
MEMBER / MEMBER'S RELATED PERSON(s)
FORM 3**

Standing Rules and Orders of the Legislative Assembly
Schedule 2—Registers of Interests
Version: Effective from 14 February 2018

See 06/06/19

PARTICULARS OF *MEMBER* *MEMBER'S RELATED PERSON(s)
*Circle which is applicable

MEMBER'S SURNAME
OTHER NAMES
ELECTORATE

CRISAFULLI
DAVID
BROADWATER

CHANGE OF DETAILS OF REGISTRABLE INTERESTS

Note: Members should refer to the notes on the back page before completing this form

TICK THE APPROPRIATE CATEGORY TO BE CHANGED. COMPLETE THE REQUIRED DETAILS OF THE CHANGE ON PAGE 2.

- ☐ Schedule 2, subclause 7(5)(a)(i) — Shareholdings* or controlling interests in shares in companies
- ☐ Schedule 2, subclause 7(5)(a)(ii) — Company officeholder
- ☐ Schedule 2, subclause 7(5)(a)(iii) and (iv) A and B — Shareholdings* or interests in shares in company where any company listed in 7(5)(a)(i) above is a private company
- ☐ Schedule 2, subclause 7(5)(a)(iv) C and D — The investments or beneficial interests of subsidiary companies of private companies listed
- ☐ Schedule 2, subclause 7(5)(b) — Family or business trusts or nominee companies
- ☐ Schedule 2, subclause 7(5)(b) — Investments or beneficial interests of trusts or nominee company listed in 7(5)(b) above
- ☐ Schedule 2, subclause 7(5)(c) — Trustee or director of private superannuation fund
- ☐ Schedule 2, subclause 7(5)(d)(i) to (iii) — Interests in partnerships
- ☐ Schedule 2, subclause 7(5)(d)(iv) — Assets or beneficial interests in partnerships listed in 7(5)(d)(i) to (iii)
- ☐ Schedule 2, subclause 7(5)(e) — Interests in real estate
- ☐ Schedule 2, subclause 7(5)(f) — Liabilities over \$19,000.00, excluding liabilities listed under the definition of "liability" in Schedule 2(1), which are NOT required to be registered
- ☐ Schedule 2, subclause 7(5)(g) — Debentures, managed funds, or similar investments
- ☐ Schedule 2, subclause 7(5)(h) — Savings or investment accounts with banks, building societies, credit unions and other institutions
- ☒ Schedule 2, subclause 7(5)(i) — Gifts received valued at over \$950.00, excluding gifts listed under the definition of "gift" in Schedule 2(1), which are NOT required to be registered
- ☐ Schedule 2, subclause 7(5)(j) — Sponsored travel or accommodation received
- ☐ Schedule 2, subclause 7(5)(k) — The source of any other income over \$950.00 per annum, including the income of a private company, or a trust in which the member or related person has an interest

* Note: It is unlawful, under the *Interactive Gambling (Player Protection—Disqualified Persons) Regulation 1999*, for a member of the Legislative Assembly to hold prohibited shares in a licensed interactive provider.

- ☐ Schedule 2, subclause 7(5)(l) — The nature of any other asset over \$9,500.00, excluding assets listed under the definition of “asset” in Schedule 2(1), which are **NOT** required to be registered
- ☐ Schedule 2, subclause 7(5)(m) — Membership of any political party, trade or professional organisation; **OR** the name of any other organisation of which you are an office holder
- ☐ Schedule 2, subclause 7(5)(m) — Any organisation or person to whom you made a donation of over \$950.00 during the reporting period
- ☐ Schedule 2, subclause 7(5)(n) — Any other interest (whether or not of a pecuniary nature) known to you that raises, appears to raise, or could foreseeably raise, a conflict between your private interest and your duty as a member

INDICATE THE REQUIRED DETAILS OF THE CHANGE

Note: Schedule 2, subclause 7(1) provides that you are **NOT** required to specify: the number or monetary value of shares; the monetary value of investments or beneficial interests; the full street address of property; the financial amount of liabilities, donations or other income; the account number of, or financial amounts held in, savings or investment accounts; or the monetary value of assets, sponsored travel, accommodation or gifts.

SUBCLAUSE	TICK AS APPROPRIATE			DETAILS See above for details to specify
	ADD	DELETE	VARY	
Examples— 7(5)(e) Real estate 7(5)(m) Donation	✓ ✓			Examples— Carina, 800m ² , investment unit, joint tenants Bulimba State School
7(5)(i) 7(5)(i)	✓ ✓			2 tickets Polo by the Sea - Star Entertainment 2 tickets Magic Millions Polo Star Entertainment

SIGNATURE OF MEMBER

DATE

NOTES

- (a) In completing this form, you should refer to *Schedule 2—Registers of Interests, of the Standing Rules and Orders of the Legislative Assembly*.
- (b) Schedule 2 sets out—
 (i) the interests you are required to register;
 (ii) the actual details you are required to include; and
 (iii) definitions and interpretative provisions you will need to be aware of to complete this form properly.
- (c) It is unlawful, under the *Interactive Gambling (Player Protection—Disqualified Persons) Regulation 1999*, as amended by the *Interactive Gambling (Player Protection—Disqualified Persons) Amendment Regulation (No. 1) 2000*, for a member of the Legislative Assembly to hold prohibited shares in a licensed interactive provider, or to hold business or executive associate positions in a licensed interactive provider.
- (d) If there is insufficient space on the form you may attach additional pages. You must sign and date each additional page.
- (e) Do not leave any category blank. In completing this form, you should insert the word “NIL” where you have nothing to register.
- (f) Send the completed form (with the envelope marked CONFIDENTIAL) to—
 The Registrar of Members’ Interests
 C/- The Clerk of the Parliament
 Parliament House
 BRISBANE QLD 4000
 or scan to PDF and email to—
registerofinterests@parliament.qld.gov.au

Sandy Musch

From: registerofinterests
Sent: Friday, 7 June 2019 9:47 AM
To: Broadwater Electorate Office; David Crisafulli
Cc: Prudence Berry
Subject: Broadwater Register of Interests Form 3 - 6 June 2019
Attachments: CRISAFULLI.pdf

On behalf of the Clerk of the Parliament, I acknowledge receipt of your Form 3 (*Change of Details – Member*) received 6 June 2019. The form has been filed on the register.

Please find attached your updated statement of interests of a member.

Kind regards

Sandy Musch
Executive Secretary to the Clerk
Petitions Officer

QUEENSLAND PARLIAMENTARY SERVICE

Parliament House
Cnr George and Alice Streets Brisbane Qld 4000
+61 7 3553 6451

<mailto:Sandy.Musch@parliament.qld.gov.au>

Office of the Clerk: clerksoffice@parliament.qld.gov.au

Petitions: petitions@parliament.qld.gov.au

Registers of Members' Interests: registerofinterests@parliament.qld.gov.au

Connect with us on Social Media:



Sandy Musch

From: Broadwater Electorate Office
Sent: Wednesday, 10 July 2019 1:27 PM
To: registerofinterests
Subject: correct particulars form 4
Attachments: SBizhub C4519071013220.pdf

Please find attached Members completed form 4

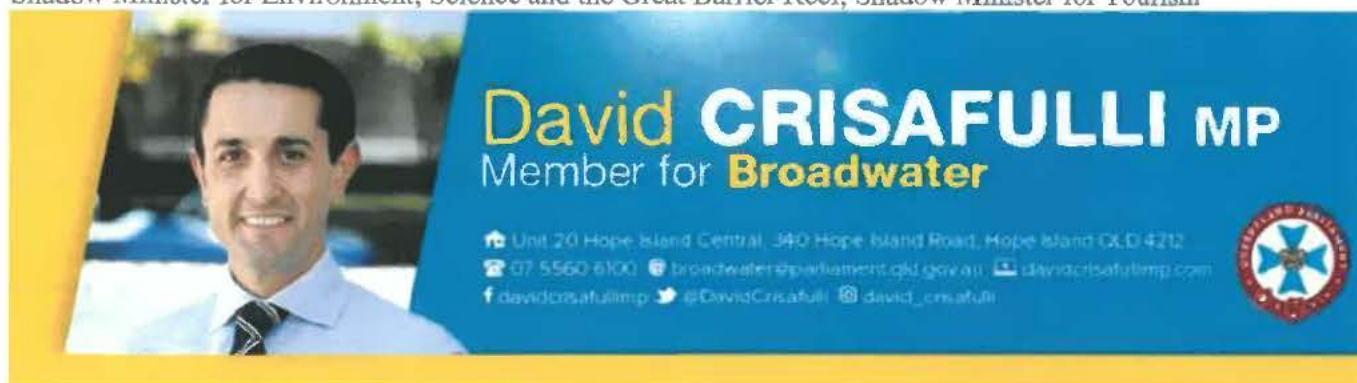
Genevieve

Media & Electorate Officer

Office of David Crisafulli MP

State Member for Broadwater

Shadow Minister for Environment, Science and the Great Barrier Reef, Shadow Minister for Tourism



COPY

10/07/19



LEGISLATIVE ASSEMBLY OF QUEENSLAND
CONFIRMATION OF CORRECT PARTICULARS
FORM 4

Standing Rules and Orders of the Legislative Assembly
 Schedule 2—Registers of Interests
 Version: Effective from 14 February 2018



PARTICULARS OF *MEMBER / *MEMBER'S RELATED PERSON(s)	
*Circle which is applicable	
MEMBER'S SURNAME	CRISAFULLI
OTHER NAMES	DAVID FRANK
ELECTORATE	BROADWATER

CONFIRMATION OF CORRECT PARTICULARS CONTAINED IN STATEMENT OF INTERESTS OF MEMBER / MEMBER'S RELATED PERSON(s)

Note: Members should refer to the notes on the back page before completing this form

- Members should CONFIRM that the particulars contained in the ATTACHED statement of interests are correct and sign Member's Certification "A".
- If any of the particulars require changing, members should register the necessary change(s) on page 2 of this form, and sign Member's Certification "B".

MEMBER'S CERTIFICATION	
A. NO CHANGE I certify that the particulars contained in the attached entry correctly reflects * my / my related person/s registrable interests. * <u>Cross out whichever is not applicable</u>	B. CHANGE TO REGISTER I certify that the particulars contained in the attached entry AND <i>Change of Details</i> form correctly reflects * my / my related person/s registrable interests. * <u>Cross out whichever is not applicable</u>
 SIGNATURE OF MEMBER	SIGNATURE OF MEMBER
09/07/19 DATE	DATE

Sandy Musch

From: registerofinterests
Sent: Wednesday, 10 July 2019 2:43 PM
To: Broadwater Electorate Office; David Crisafulli
Subject: Broadwater Register of Interests Form 4 Member - 10 July 2019

On behalf of the Clerk of the Parliament, I acknowledge receipt of your Form 4 (*Confirmation of Correct Particulars – Member; A. No Change*) received today, 10 July 2019. The form has been filed on the register.

Kind regards

Sandy Musch
Executive Secretary to the Clerk
Petitions Officer

QUEENSLAND PARLIAMENTARY SERVICE

Parliament House
Cnr George and Alice Streets Brisbane Qld 4000
+61 7 3553 6451

<mailto:Sandy.Musch@parliament.qld.gov.au>

Office of the Clerk: clerksoffice@parliament.qld.gov.au

Petitions: petitions@parliament.qld.gov.au

Registers of Members' Interests: registerofinterests@parliament.qld.gov.au

Connect with us on Social Media:



Sandy Musch

From: Neil Laurie
Sent: Monday, 26 August 2019 8:33 AM
To: registerofinterests
Subject: FW: Register of interest - Crisafulli
Attachments: 190822 Chnge of Details David Crisafulli.pdf; ATT00001.htm

Follow Up Flag: Follow up
Flag Status: Completed

From: David Crisafulli
Sent: Friday, 23 August 2019 7:23 PM
To: Neil Laurie
Cc: Broadwater Electorate Office
Subject: Register of interest - Crisafulli

Dear Clerk,

Please find an addition to my member's register of interest.

Sincere thanks for your assistance this week with this.

Regards

David Crisafulli

COPY



LEGISLATIVE ASSEMBLY OF QUEENSLAND
CHANGE OF DETAILS
MEMBER / MEMBER'S RELATED PERSON(S)
FORM 3

Standing Rules and Orders of the Legislative Assembly
 Schedule 2—Registers of Interests
 Version: Effective from 14 February 2018



26/8

PARTICULARS OF *MEMBER / *MEMBER'S RELATED PERSON(s)	
*Circle which is applicable	
MEMBER'S SURNAME	CRISAFULLI
OTHER NAMES	DAVID FRANK
ELECTORATE	BROADWATER

CHANGE OF DETAILS OF REGISTRABLE INTERESTS
Note: Members should refer to the notes on the back page before completing this form

TICK THE APPROPRIATE CATEGORY TO BE CHANGED. COMPLETE THE REQUIRED DETAILS OF THE CHANGE ON PAGE 2.

- ☐ Schedule 2, subclause 7(5)(a)(i) — Shareholdings* or controlling interests in shares in companies
- ☐ Schedule 2, subclause 7(5)(a)(ii) — Company officeholder
- ☐ Schedule 2, subclause 7(5)(a)(iii) and (iv) A and B — Shareholdings* or interests in shares in company where any company listed in 7(5)(a)(i) above is a private company
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- ☐ Schedule 2, subclause 7(5)(b) — Family or business trusts or nominee companies
- ☐ Schedule 2, subclause 7(5)(b) — Investments or beneficial interests of trusts or nominee company listed in 7(5)(b) above
- ☒ Schedule 2, subclause 7(5)(c) — Trustee or director of private superannuation fund
- ☐ Schedule 2, subclause 7(5)(d)(i) to (iii) — Interests in partnerships
- ☐ Schedule 2, subclause 7(5)(d)(iv) — Assets or beneficial interests in partnerships listed in 7(5)(d)(i) to (iii)
- ☐ Schedule 2, subclause 7(5)(e) — Interests in real estate
- ☐ Schedule 2, subclause 7(5)(f) — Liabilities over \$19,000.00, excluding liabilities listed under the definition of "liability" in Schedule 2(1), which are NOT required to be registered
- ☐ Schedule 2, subclause 7(5)(g) — Debentures, managed funds, or similar investments
- ☐ Schedule 2, subclause 7(5)(h) — Savings or investment accounts with banks, building societies, credit unions and other institutions
- ☐ Schedule 2, subclause 7(5)(i) — Gifts received valued at over \$950.00, excluding gifts listed under the definition of "gift" in Schedule 2(1), which are NOT required to be registered
- ☐ Schedule 2, subclause 7(5)(j) — Sponsored travel or accommodation received
- ☐ Schedule 2, subclause 7(5)(k) — The source of any other income over \$950.00 per annum, including the income of a private company, or a trust in which the member or related person has an interest

* Note: It is unlawful, under the *Interactive Gambling (Player Protection—Disqualified Persons) Regulation 1999*, for a member of the Legislative Assembly to hold prohibited shares in a licensed interactive provider.

- ☐ Schedule 2, subclause 7(5)(l) — The nature of any other asset over \$9,500.00, excluding assets listed under the definition of “asset” in Schedule 2(1), which are NOT required to be registered
- ☐ Schedule 2, subclause 7(5)(m) — Membership of any political party, trade or professional organisation; OR the name of any other organisation of which you are an office holder
- ☐ Schedule 2, subclause 7(5)(m) — Any organisation or person to whom you made a donation of over \$950.00 during the reporting period
- ☐ Schedule 2, subclause 7(5)(n) — Any other interest (whether or not of a pecuniary nature) known to you that raises, appears to raise, or could foreseeably raise, a conflict between your private interest and your duty as a member

INDICATE THE REQUIRED DETAILS OF THE CHANGE

Note: Schedule 2, subclause 7(1) provides that you are NOT required to specify: the number or monetary value of shares; the monetary value of investments or beneficial interests; the full street address of property; the financial amount of liabilities, donations or other income; the account number of, or financial amounts held in, savings or investment accounts; or the monetary value of assets, sponsored travel, accommodation or gifts.

SUBCLAUSE	TICK AS APPROPRIATE			DETAILS
	ADD	DELETE	VARY	
<i>Examples—</i> 7(5)(e) Real estate 7(5)(m) Donation	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<i>Examples—</i> Carina, 800m ² , investment unit, joint tenants Bulimba State School
7(5)(c)(i) Director	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Revalot Pty Ltd as Trustee
(c)(ii)	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Self managed Super fund for agriculture
(c)(iii)	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Lannerlost (sugar farm) 25 hectares
	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	

SIGNATURE OF MEMBER

DATE

NOTES

- (a) In completing this form, you should refer to *Schedule 2—Registers of Interests*, of the *Standing Rules and Orders of the Legislative Assembly*.
- (b) Schedule 2 sets out—
 (i) the interests you are required to register;
 (ii) the actual details you are required to include; and
 (iii) definitions and interpretative provisions you will need to be aware of to complete this form properly.
- (c) It is unlawful, under the *Interactive Gambling (Player Protection—Disqualified Persons) Regulation 1999*, as amended by the *Interactive Gambling (Player Protection—Disqualified Persons) Amendment Regulation (No. 1) 2000*, for a member of the Legislative Assembly to hold prohibited shares in a licensed interactive provider, or to hold business or executive associate positions in a licensed interactive provider.
- (d) If there is insufficient space on the form you may attach additional pages. You must sign and date each additional page.
- (e) Do not leave any category blank. In completing this form, you should insert the word “NIL” where you have nothing to register.
- (f) Send the completed form (with the envelope marked CONFIDENTIAL) to—
 The Registrar of Members’ Interests
 C/- The Clerk of the Parliament
 Parliament House
 BRISBANE QLD 4000
 or scan to PDF and email to—
registerofinterests@parliament.qld.gov.au

Sandy Musch

From: registerofinterests
Sent: Friday, 30 August 2019 1:49 PM
To: David Crisafulli; Broadwater Electorate Office
Subject: FW: Broadwater Register of Interests Form
Attachments: Crisafulli.pdf

Follow Up Flag: Follow up
Flag Status: Completed

My apologies, I left an old subject line in. I confirm this is for Form 3 received 26 August 2019
Andrea

From: registerofinterests
Sent: Friday, August 30, 2019 1:47 PM
To: Broadwater Electorate Office <BROADWATER@parliament.qld.gov.au>; David Crisafulli
[REDACTED]
Subject: FW: Broadwater Register of Interests Form 3 - 6 June 2019

On behalf of the Clerk of the Parliament, I acknowledge receipt of your Form 3 (*Change of Details – Member*) received 26 August 2019. The form has been filed on the register.

Please find attached your updated statement of interests of a member.

Kind regards

Andrea Musch
Executive Secretary
Office of the Deputy Clerk
Ethics Committee
Committee of the Legislative Assembly
Commonwealth Parliamentary Association (Qld)

QUEENSLAND PARLIAMENTARY SERVICE
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EXTRACT OF MINUTES –

MATTER REFERRED BY THE REGISTRAR ON 16 OCTOBER 2019 RELATING TO AN ALLEGED FAILURE TO REGISTER AN INTEREST IN THE REGISTER OF MEMBERS' INTERESTS



Ethics Committee

Meeting No. 29

Thursday, 24 October 2019, 1:08pm

Committee Room 1, Parliamentary Annexe

Present

Mr Joe Kelly MP, Chair

Mr Tim Nicholls MP, Deputy Chair

Ms Nikki Boyd MP

Mr John-Paul Langbroek MP (substitute for Mr Ray Stevens MP under SO 202)

Mr Mark McArdle MP

Ms Leanne Linard MP

Apologies

Mr Ray Stevens MP

In attendance

Ms Bernice Watson, Committee Secretary

Ms Rebecca Meehan, Assistant Committee Secretary

Inquiry no. 12 – Crisafulli matter

Discussion ensued.

Resolved

That the Chair and Deputy Chair settle correspondence to be sent to the Member for Broadwater pursuant to Standing Order 270(1)(b) and the Clerk pursuant to Standing Order 270(1)(d) seeking information in relation to the matter.

Moved: Mr Kelly

Seconded: Mr Nicholls

EXTRACT OF MINUTES –

MATTER REFERRED BY THE REGISTRAR ON 16 OCTOBER 2019 RELATING TO AN ALLEGED FAILURE TO REGISTER AN INTEREST IN THE REGISTER OF MEMBERS' INTERESTS



Ethics Committee

Meeting No. 33

Thursday, 19 December 2019, 10.35am

Committee Room 1, Parliamentary Annexe

Present

Mr Joe Kelly MP, Chair
Mr Tim Nicholls MP, Deputy Chair
Ms Nikki Boyd MP
Mr Mark McArdle MP

Apologies

Ms Leanne Linard MP
Mr Ray Stevens MP

In attendance

Ms Bernice Watson, Committee Secretary
Ms Rebecca Meehan, Assistant Committee Secretary

Inquiry No. 12 – Crisafulli matter

Discussion ensued.

Resolved

That the committee send a letter to Mr Crisafulli in the terms agreed to.

Moved: Mr Kelly Seconded: Mr Nicholls

EXTRACT OF MINUTES –

MATTER REFERRED BY THE REGISTRAR ON 16 OCTOBER 2019 RELATING TO AN ALLEGED FAILURE TO REGISTER AN INTEREST IN THE REGISTER OF MEMBERS' INTERESTS



Ethics Committee

Meeting No. 36

Thursday, 6 February 2020, 1.06pm

Committee Room 1, Parliamentary Annexe

Present

Mr Joe Kelly MP, Chair
Mr Tim Nicholls MP, Deputy Chair
Ms Nikki Boyd MP
Ms Leanne Linard MP
Mr Mark McArdle MP
Mr Ray Stevens MP

In attendance

Ms Bernice Watson, Committee Secretary
Ms Rebecca Meehan, Assistant Committee Secretary

Inquiry No. 12 – Crisafulli matter

Discussion ensued.

Resolved

That the committee finds that while there was a technical breach of standing orders the elements of contempt in this matter are not established.

Moved: Mr Stevens Seconded: Ms Linard

Resolved

That the committee will not proceed to investigate the referral of the Member for Broadwater by the Registrar on 16 October 2019 and that the Secretariat prepare a draft report.

Moved: Mr Kelly Seconded: Mr Nicholls

EXTRACT OF MINUTES –

MATTER REFERRED BY THE REGISTRAR ON 16 OCTOBER 2019 RELATING TO AN ALLEGED FAILURE TO REGISTER AN INTEREST IN THE REGISTER OF MEMBERS' INTERESTS



Ethics Committee

Meeting No. 37

Thursday, 20 February 2020, 1.07pm

Committee Room 1, Parliamentary Annexe

Present

Mr Joe Kelly MP, Chair

Ms Nikki Boyd MP

Mr John-Paul Langbroek MP (substitute for Mr Tim Nicholls MP under SO 202)

Ms Leanne Linard MP

Mr Mark McArdle MP

Mr Ray Stevens MP

Apology

Mr Tim Nicholls MP

In attendance

Ms Bernice Watson, Committee Secretary

Ms Rebecca Meehan, Assistant Committee Secretary

Inquiry No. 12 – Crisafulli matter

Discussion ensued.

Resolved

That the committee adopt the Chair's draft report and authorises its tabling.

Moved: Mr Kelly

Seconded: Mr Stevens

Extracts certified correct on 20 March 2020

A handwritten signature in black ink, appearing to read "Joe Kelly".

Joe Kelly MP

Chair