

SENATE STANDING COMMITTEE ON LEGAL AND CONSTITUTIONAL AFFAIRS  
AUSTRALIAN FEDERAL POLICE

**Question No. 48**

**Senator Xenophon asked the following question at the hearing on 8 February 2010:**

Why was Mr Kessing not asked questions by the AFP before the prosecution was launched against him?

**The answer to the honourable senator's question is as follows:**

On 6 September 2005, the Australian Federal Police executed search warrants in accordance with Section 3E of the *Crimes Act 1914* (Cth) at two residential premises associated with Mr Allan Kessing. Upon completion of the search warrant execution Mr Kessing was offered the opportunity to participate in a taped record of interview. Mr Kessing declined the opportunity to do so.