

SENATE STANDING COMMITTEE ON LEGAL AND CONSTITUTIONAL AFFAIRS
AUSTRALIAN CUSTOMS AND BORDER PROTECTION SERVICE

Question No. 99

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

Was any attempt made to speak to Mr Kessing by ACBPS before the matter was referred to the Australian Federal Police?

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

No. The investigation surrounding the disclosure of information was undertaken by the Australian Federal Police (AFP). As previously advised, the letter referring the matter to the AFP incorporated a chronology of events leading to the publication of an article in *The Australian* on 31 May 2005. The chronology made reference to Mr Kessing as having been involved in the production of the report. Customs and Border Protection's Internal Affairs Unit did not undertake an independent investigation of Mr Kessing.