



Senate Select Committee on Superannuation and Financial Services

Main Inquiry Reference (a)

Submission No. 201

(Supplementary to Submission Nos. 150 & 151)

Submittor: The Law Society of Tasmania
Ms Jan Martin
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Our ref: C11.1A:JMM/VMC

8 June 2001

Ms Sue Morton
Secretary
Select Committee on Superannuation
And Financial Services
Parliament House
CANBERRA ACT 2600

Dear Madam

SENATE SELECT COMMITTEE HEARING ON SOLICITORS' MORTGAGE SCHEMES

I refer to your letters of 30 May 2001 requesting certain documentation and information from the Society and I advise as follows in relation to each matter:-

- *Trust Account Inspection Reports prepared by the inspectors in respect of: Piggott Wood & Baker, Macquarie Law, Lewis Driscoll & Bull and McCulloch & McCulloch for the years 1996, 1997, 1998, 1999 and 2000*

Trust Account Inspection Reports and supporting records for Piggott Wood & Baker and Lewis Driscoll & Bull for the period 1996-2000 inclusive are ready for despatch to you. We are still awaiting advice from the Manager of McCulloch & McCulloch, Mr Peter Joyce in relation to the release of those records.

The Society has resolved to provide this documentation, subject to what follows, because the persons to whom these documents really belong have not objected. However, it should not be assumed that, by providing the documents the Society accepts that the Committee has any power to compel the Society to do so.

Before handing over the documents the Society insists that given the extremely sensitive nature of the materials provided, which contains names of investors and borrowers who have not had the opportunity to consent to the release of their personal investment details you give us an assurance that these documents will not be made public.

We seek this urgent assurance that these documents will remain confidential to the Committee and that the documents will not under any circumstances be made publicly available. Upon receipt of your assurance to that effect the documents will be despatched to you.

Trust Account Records for Macquarie Law are not held by the Society. It is possible that they became part of the firm's records which passed to the Manager at the time of his appointment.

- *Communications from Mr Dwyer and Mr Clark.*

We request that you specify what documents are required. We note from your letter of 30 May 2001 that the Committee has requested Mr Clark and Mr Dwyer to make submissions prior to the hearing and that once received and authorised for publication, those submissions will be forwarded to the Society for response. When we receive those submissions clearly we will be in a better position to consider your request.

- *List of Council members 1990 – 2001*

This information is attached.

- *List of Executive – Committee members 1990 – 2001*

This information is attached.

- *Chief Executive Officers 1990 – 2001*

This information is attached.

- *Names and addresses of Trust Account Inspectors of Piggott Wood & Baker, Lewis Driscoll & Bull, McCulloch & McCulloch and Macquarie Law 1996 – 2000 inclusive*

This information is attached.

- *Current Trust Account Inspectors*

This information is attached.

Yours faithfully


JAN MARTIN
EXECUTIVE DIRECTOR

Encl

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 ABN 79607763856

TRUST ACCOUNT INSPECTORS (involved in inspections of Lewis Driscoll & Bull or Andrew Hurburgh Macquarie Law or McCulloch & McCulloch or Piggott Wood & Baker for some period during 1996 -2000)

1. Mr Ken Preston
 1 Albert Street
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 Telephone: (02) 4784 2994
2. Ms Bridget McLaughlan
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 TAROONA TAS 7053

 Telephone: 0407 324 084
3. Mr Jeffrey Halliday
 Partner - Garity Hurd & Langdon
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 Telephone: (03) 6224 7533
4. Mr Lyn Cox
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 22 Elizabeth Street
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 Telephone: (03) 6237 7000
5. Mr Ross Byrne
 Partner - Moore Robsons
 30 Davey Street
 HOBART TAS 7000

 Telephone: (03) 6223 4799

List of Trust Account Inspectors 2001

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Mr Bob Stevens	Austin Stevens & Co	DX 70206	BURNIE	7320	6431 3933	6431 8668	North-west
Mr Rod Whitehead	Deloitte Touche Tohmatsu	DX 197	HOBART	7000	6237 7000	6237 7001	Statewide
Mr Steven Hemyk	Deloitte Touche Tohmatsu	DX 197	HOBART	7000	6237 7000	6237 7001	Statewide
Mr Lyn Cox	Deloitte Touche Tohmatsu	DX 197	HOBART	7000	6237 7000	6237 7001	Southern
Mr Ross Byme	Moore Robsons	30 Davey Street	HOBART	7000	6223 4799	6223 3659	Southern
Mr Michael Harris	Lorkin Dalpero & Harris	GPO Box 1178	HOBART	7001	6224 4844	6223 7212	Southern
Mr Danny McCarthy	Wise Lord & Ferguson	DX 144	HOBART	7000	6223 6155	6223 8993	Southern
Mr Ken Dean	KPMG	DX 70161	LAUNCESTON	7250	6337 3737	6337 3700	South & North
Mr Peter Dixon	Davem Dixon Chartered Acc	DX 70132	LAUNCESTON	7250	6331 5133	6331 3623	Northern
Mr Ian Wright	Garrott & Garrott	DX 70166	LAUNCESTON	7250	6323 1222	6331 2820	Northern
Mr Jeff Halliday	Garity Hurd & Partners	GPO Box 392D	HOBART	7001	6224 7533	6224 7544	Southern
Mr Peter Dawson	*Dawson Partners	GPO Box 1023	HOBART	7001	6224 4588	6224 3373	Southern

ADDITIONAL
Attachments
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