

1 preparatory matters?---He was actually the interviewing
2 member and I corroborated him.

3 You were the corroborator?---He was - well he wasn't present
4 for the initial arrest and I did the initial two or three
5 minute interview on tape where rights are given and
6 suspended with another member, and at a later stage - - -
7 There was nothing substantive discussed in that first part of
8 the interview?---No.

9 That's the preparatory part of an interview if you like?---Yes.
10 There's a suspension at that time?---Yes.

11 Then the interview was conducted proper by Mr Rowe?---Yes.

12 With you as corroborator?---Yes.

13 Do you recall how long that record of interview was in terms of
14 its length of time, firstly?---I know that the entirety
15 of the interview went over a number of hours but there
16 was a number of breaks during the course of that.

17 Really? A number of hours but there were a number of breaks?
18 ---Yes.

19 I call for that record of interview.

20 (Discussion ensued.)

21 Record of interview aside, ^{Mr Cooper} was obviously offered, I'd
22 submit to you, an indemnity in relation to the matters
23 that he was giving information about, was he not?---It
24 wasn't in an official form but there were some
25 discussions in relation to that. The start of each
26 statement indicates that anything he provides us that we
27 were unaware of, he would not be - that statement could
28 not be used against him, so in that form, what you're
29 saying is correct.

30 If we go to a statement of 6 August 2006 for example. This is
31 a statement that you witnessed. For Your Honour's

1 could, as accurately as you could precisely what it was
2 he was saying to you?---Not if he went off on some
3 tangent that I - I was - not relevant to what that
4 statement was about. For an example, he might start
5 talking about some - he would go off and start talking
6 about all his different manufacturing processes. Well,
7 at that stage that wasn't relevant to this - this part of
8 the statement.

9 What was relevant was accurately and faithfully typed down as
10 being what it was precisely he was telling you?---Yes.

11 (Discussion ensued.)

12 It's easier if I do it now, Mr Flynn. Before you ever began
13 any record of interview, and that's the one that we've
14 come to understand as being the question and answer
15 section, that was the very first interview that took
16 place after his arrest, wasn't it?---Yes.

17 Before that very first process commenced, did ^{Mr Cooper} ask for
18 access to any legal adviser?---Yes, he did.

19 Was he given access to any legal adviser before that first
20 interview process, record of interview process took
21 place?---Yes, he was.

22 Can you tell us who that was?---Yes, it was Nicola Gobbo.

23 Before any statement, before that very first interview
24 happened, the record of interview, he was asked for and
25 given access to Miss Gobbla?---Gobbo.

26 Gobbo, is it?---Yes.

27 (Discussion ensued.)

28 On subsequent occasions when statements were taken, was a legal
29 representative for ^{Mr Cooper} also present?---No.

30 The only time that he sought and was given access, required
31 access to a legal representative, was before the very

1 first interview occurred?

2 HIS HONOUR: Would I be right in assuming she wasn't present
3 when he made the statements more than she just saw him
4 before he did?---She wasn't present for any of the
5 statements.

6 MR KOM: That's why I put my question. The only time that he
7 saw - was given access to her was before he made that
8 first record of interview?---Well, as I said, the
9 interview went over a number of hours, so I - I would
10 have to check to see whether there were more than one
11 call made, but - but that was it basically.

12 Was it necessary during the course of that first interview
13 which you say took place over a number of hours for - in
14 fact, did ^{Mr Cooper} ask for access to his legal adviser?
15 ---He asked for his - her - for his legal adviser at the
16 very moment he was arrested. Now, that - that - that was
17 at the scene. Now, initially that was denied in relation
18 to the search warrant, but by the time he was back at the
19 police station and before he was put in the formal
20 interview, he was able to - given access to a telephone
21 and made - rang his legal adviser.

22 She attended at the police station?---Yes.

23 Did she remain at the police station over the number of hours
24 that that first interview, record of interview process
25 took place?---I don't believe so, no.

26 Did he have access to or ask for access to - had any of the
27 breaks or any time during the time at which that first
28 record of interview commenced until it finally
29 concluded?---There's - he may have made further phone
30 calls at later stages, I - I would - I would have to
31 check, but certainly if he needed to contact her, he was

1 given that opportunity.

2 One last matter. Has ^{Mr Cooper} in terms of the statement that
3 I've been principally concerned about, which is paragraph
4 51 onwards, has he ever come back to you and said that
5 there's anything that's incorrect about that that he
6 seeks to amend or change since the time in which he
7 signed it on 6 August?---No, he has not.

8 HIS HONOUR: Thanks very much, Mr Flynn. I'm not certain, but
9 there's outside possibility that we might need you back
10 subject to what transpires with regard to the interview
11 that we've talked about, but with that proviso you're
12 excused from further attendance, you're free to go or
13 stay as you wish. You're aware there's an order for
14 witnesses out of court having been made and you
15 understand the import of that?---So I still have to
16 remain outside, sir.

17 No, you've given your evidence, but you shouldn't discuss your
18 evidence with any other potential witness?---Yes,
19 certainly, no.

20 Yes, thank you?---Thank you, Your Honour.

21 As I say, you're free to go or stay as you wish.

22 <(THE WITNESS WITHDREW)

23 (Discussion ensued.)

24 <PAUL DAVID ROWE, sworn and examined:

25 MR BARRY: Would you please state your full name and your rank
26 and your station?---Paul David Rowe, I'm a Detective
27 Senior Constable of Police currently attached to the
28 Purana Taskforce.

29 Mr Rowe, you made a number of statements in relation to the
30 three briefs in relation to this matter; is that right?
31 ---Yes.