

**Part 2a: Total Receipts – amendment recommended**

Original entry	Total receipts as per Request for Amendment lodged 11 August 2015	\$21 354 927
Amended entry	Amended total receipts recommended per this report	\$21 314 947

**Amounts of more than \$12 100 received**

Individual receipts exceeding the threshold were under-disclosed in the Entity's 2012-13 annual disclosure return.

On 11 August 2015, the Entity lodged an amendment of individual receipts exceeding the threshold. The AEC considers a second amendment is required to accurately reflect individual receipts exceeding the threshold. The amendments made by the Entity on 11 August 2015 and the recommended second amendment are set out in the table below.

**Part 3: Amounts of more than \$12 100 received – amendments lodged 11 August 2015**

<i>Name</i>	<i>Address</i>	Amounts as per return lodged 23/09/2013 \$	Amounts per amendment lodged 11/08/2015 \$	Receipt Type
Australand	PO Box 1216 WEST LEEDERVILLE WA 6901	23 100	63,250	Other Rec
Australian Building & Construction (BLF)	16 Campbell Street Bowen Hills QLD 4000	0	15 000	Other Rec
BCITF	PO Box 746 WEMBLEY WA 6913	1 467 689	2 676 019	Other Rec
Cannington Carousel Centre	1382 Albany Hwy Cannington WA 6107	0	34 451	Other Rec
CBUS	Level 28 Casselden Place, 2 Lonsdale St MELBOURNE VIC 3003	50 000	110 000	Other Rec
Ceilcon	303 Selby St OSBORNE PARK WA 6017	83 903	326 415	Other Rec
CFMEU Nat Office	PO Box Q235 QVB PO SYDNEY NSW 2000	13 455	76 775	Other Rec
CSI Pty Ltd	1 Sleat Rd Applecross WA 6153	0	23 500	Other Rec
Delta Corp	218 Campersic Rd HERNE HILL WA 6056	62 028	123,927	Other Rec
Fremantle Constructions	94 Norma Cres KNOXFIELD VIC 3180	20 097	172,098	Other Rec
Global Integrated Resources	PO Box 608 BALCATTWA WA 6021	432 060	1,134,610	Other Rec
H&B Equipment	PO Box 608 BALCATTWA WA 6021	64 350	192,489	Other Rec

**Part 3: Amounts of more than \$12 100 received (continued)  
– amendments lodged 11 August 2015**

<b>Name</b>	<b>Address</b>	<b>Amounts per return lodged 23/09/2013 \$</b>	<b>Amounts per amendment lodged 11/08/2015 \$</b>	<b>Receipt Type</b>
Hertel Modern	PO Box 3144 MALAGA WA 6944	21 288	64,930	Other Rec
JLT P/L	GPO Box E201 PERTH WA 6841	132 000	228,800	Other Rec
Pro-build	49 Labouchere Rd SOUTH PERTH WA 6151	130 900	130 900	Other Rec
Macquarie Bank	235 St George's TCE, PERTH WA 6000	0	6,000,000	Other Rec
Slater & Gordon	32 Saint Georges Terrace PERTH WA 6000	0	36,185	Other Rec
Westpac Bank	45 Royal Street East Perth WA 6004	0	373,913	Other Rec

**Part 3: Amounts of more than \$12 100 received – amendment recommended**

<b>Name</b>	<b>Address</b>	<b>Amounts per Amendment lodged 11/08/2015 \$</b>	<b>Amended receipts amount recommended per this report \$</b>	<b>Receipt Type</b>
		<i>Original entry</i>	<i>Amended entry</i>	
Downer EDI Engineering Power Pty Ltd	PO Box 159 CANNING VALE WA 6970	0	18 227	Other rec
Pro-build	49 Labouchere Rd SOUTH PERTH WA 6151	130 900	467 423	Other Rec
Westpac Bank	45 Royal Street East Perth WA 6004	373 913	573,913	Other Rec

**Total Payments**

Total reportable payments by the Entity were under-stated in the Entity's 2012-13 annual disclosure return. An amendment of the figure reported for total payments in the Entity's 2012-13 disclosure return was lodged by the Entity on 11 August 2015, as set out below. No further amendment of this amount is required. A full breakdown of the amended amount can be viewed at *Attachment D*.

**Part 4: Total Payments - amendment lodged 11 August 2015**

Total payments as per Annual Disclosure Return lodged 23 September 2013	\$14 442 912
Total payments as per Request for Amendment lodged 11 August 2015	\$22 405 170

**Total Debts**

Total reportable debts of the Entity were under-stated in the Entity's 2012-13 annual disclosure return. An amendment of the figure reported for total debts in the Entity's 2012-13 disclosure return was lodged by the Entity on 11 August 2015, as set out below. No further amendment of this amount is required. A full breakdown of the amended amount can be viewed at *Attachment E*.

**Part 5: Total Debts – amendment lodged 11 August 2015**

Total debts as per Annual Disclosure Return lodged 23 September 2013	\$ 0
Total debts as per Request for Amendment lodged 11 August 2015	\$315 323

**Debts of more than \$12 100**

Individual debts exceeding the threshold were under-disclosed in the Entity's 2012-13 annual disclosure return.

On 11 August 2015, the Entity lodged an amendment of individual debts exceeding the threshold. The AEC considers a second amendment is required to accurately reflect individual debts exceeding the threshold. The amendment made by the Entity on 11 August 2015 and the recommended second amendment are set out in the tables below.

**Part 6: Debts incurred of more than \$12 100 - amendment lodged 11 August 2015**

Name	Address	Amount	
Australian Taxation Office	Locked Bag 1936 Albury NSW 1936	\$216 272	New

**Part 6: Debts of more than \$12 100 - amendment recommended**

Name	Address	Amount	
Jeremy Kirk SC	Eleven Wentworth 180 Phillip Street SYDNEY NSW 2000	\$37 583	New
MacLean Legal Pty Ltd	580 Hay St, Perth WA 6000	\$18 194	New

Based on the records examined, it is the AEC's opinion that to ensure full compliance with the Act, the issues noted above should be remedied without delay by the lodgement of a request for amendment to the 2012-13 annual disclosure return for the Entity.

The AEC acknowledges lodgement by Mr Buchan of an amended annual disclosure return on 11 August 2015 following correspondence with the AEC. The AEC recommends the lodgement of a second request for amendment without delay in order to remedy all of the issues noted in this report.

## Conclusion

Based on the records examined, the AEC is of the opinion that the 2012-13 annual disclosure return for the Entity lodged with the AEC on 23 September 2013 complied with the requirement under s.314AEA(1) of the Act to lodge a return for an associated entity within 16 weeks after the end of the financial year.

In view of the issues identified during the investigation, the AEC is of the opinion that Mr Buchan did not comply with the obligations under s.314AEA, 314AC and 314AE of the Act in that he failed to lodge a complete and accurate 2012-13 annual disclosure return for the Entity.

AEC staff have recommended to Mr Buchan and his staff, regarding the disclosure requirements of the Act:

- accounting for full, rather than net, transactions for the purposes of ensuring disclosure of all inflows and outflows of cash
- maintenance of records for gifts in kind received by the Entity
- improvement of the accounting system to include transaction identification
- preparation of supporting records for future annual disclosure returns in a manner consistent with easy identification of all transfers between the entity's bank accounts and of all individual receipts and debts above the threshold.

This report is issued following opportunity for comment by the Entity on the draft compliance investigation report.

4

Tim Courtney  
Acting First Assistant Commissioner  
Australian Electoral Commission

27<sup>th</sup> November 2015