

SENATE STANDING COMMITTEE ON LEGAL AND CONSTITUTIONAL AFFAIRS
AUSTRALIAN FEDERAL POLICE

Question No. 87

Senator Xenophon asked the following question in writing, following the hearing on 19 October 2009:

What documentation was provided to the Australian Federal Police by Customs regarding its initial investigation (and any other investigation) into Mr Allan Kessing?

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

On 1 June 2005, the Australian Customs and Border Protection Service (ACBPS) formally referred the matter to the Australian Federal Police (AFP) in accordance with provisions of the *Commonwealth Fraud Control Guidelines 2002*, via then Minister for Justice and Customs, the Hon Chris Ellison MP. The referral documents, in general, advised the AFP of the details of two internal reports produced by the ACBPS and included media articles which contained information outlined in those reports. The referral documentation also included a list of ACBPS employees who had access to the leaked reports. This list included Mr Allan Kessing.