



WESTERN  
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**Gazette**

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COMMISSION

appointing

ROGER KENNETH FREDERICK DAVIS

to be a Royal Commission

WESTERN AUSTRALIA  
P. M. Jeffery,  
Governor.  
[L.S.]

} By His Excellency Major General Philip Michael  
Jeffery, Officer of the Order of Australia, Military  
Cross, Governor of the State of Western  
Australia.

To: Roger Kenneth Frederick Davis:

By this Commission under the Public Seal of the State issued with the advice and consent of the Executive Council, I, the Governor—

- (1) appoint you to be a Royal Commission to inquire into and report on the following matters in respect of the Council of the City of Wanneroo, its Committees and Members during the period from 1 May 1986 to 30 June 1992—
  - (a) investigate whether any Councillor has failed to disclose any direct or indirect pecuniary interest in any matter before Council;
  - (b) investigate whether any Councillor has failed to advise Council that he/she was engaged as an agent or representative in respect to any matter before Council;
  - (c) whether any Councillor has received any direct or indirect reward as an inducement to vote for or against or to promote any matter before Council;
  - (d) whether any Councillor has been offered any inducement or reward by any person so as to influence that Councillor on any matter before Council;
  - (e) whether any Councillor has disclosed any information about any matter before Council to any outside person in a matter contrary to the Local Government Act or contrary to any direction or resolution of Council;
  - (f) whether any Councillor in the course of nominating for office has used an incorrect address;
  - (g) whether any expenditure by Council on Councillor personal expenses, travelling expenses, or entertainment expenses for Councillors or their guests was either not approved by Council resolution or exceeded what might be considered normal in local government in Western Australia;
  - (h) whether there is any evidence of an organised faction within Council which has promoted particular candidates or caucused regularly on matters before Council in a manner which might suggest that the principal objectives were the promotion of the personal interest of the members of the faction or their associates or friends, rather than the interest of the City or its ratepayers or for more general political purposes;
  - (i) whether any threats or intimidation have been made to any Councillor with a view to influencing their conduct or voting intention at Council or preventing them complaining to any relevant authority about any matter before Council;
  - (j) such other matters in respect of the exercise in performance of powers, functions and duties under the Local Government Act or other relevant statutes as may arise out of or be consequent upon or incidental to the inquiry into the matters set out in paragraphs (a) to (i);
  - (k) investigate the process followed by the City of Wanneroo leading to the construction of community amenities on Chichester Oval in Wanneroo.
- (2) declare that you are to report by 21 June 1996 and that you may publish interim reports.
- (3) declare that, by virtue of this Commission, you may in the execution of this Commission do all the acts, matters and things and exercise all the powers that a Royal Commission may lawfully do and exercise, whether under the Royal Commissions Act 1968 or otherwise.

- (4) declare that section 18 of the Royal Commissions Act 1968 applies to this Commission.
- (5) declare that without limiting the powers otherwise available to you—
- (a) in conducting the inquiry you are to seek to avoid prejudice to pending or prospective criminal proceedings in such manner as you think fit and, in particular, by taking evidence or otherwise proceeding in private, precluding the publication of evidence, or deferring the taking of evidence, where you consider any such course to be appropriate;
  - (b) you may, during the course of the inquiry, refer any matter to the Director of Public Prosecutions or another appropriate authority with a view to the institution of criminal proceedings, where you consider that delaying such action to the completion of your report would be undesirable.

Given under my hand and the Public Seal of the State at Perth on 12 March 1996.

By His Excellency's Command,

RICHARD COURT, Premier.

GOD SAVE THE QUEEN !



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