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**DRAFT**

**GERANIUM REPORT**

**REPORT OF INVESTIGATION OF AN ISSUE ALLOCATED UNDER  
SECTION 40 TO OF THE AUSTRALIAN FEDERAL POLICE ACT 1979**

***RESTRICTED CIRCULATION***

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s 47F

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## SUMMARY TABLE OF CONTENTS

<b>A. EXECUTIVE SUMMARY .....</b>	<b>1</b>
<b>B. INTRODUCTION.....</b>	<b>2</b>
<b>B.1 Allocation of issues for investigation .....</b>	<b>2</b>
<b>B.2 Overview of Investigation.....</b>	<b>6</b>
<b>B.3 Relevant governance documents .....</b>	<b>9</b>
<b>C. MR JABBOUR'S ROLE AND RESPONSIBILITIES IN THE RELEVANT PERIOD .....</b>	<b>9</b>
<b>D. ISSUES THE SUBJECT OF INVESTIGATION.....</b>	<b>11</b>
<b>E. UNAUTHORISED RELEASE OF CONFIDENTIAL AFP INFORMATION.....</b>	<b>11</b>
<b>E.1 Overview of investigative steps.....</b>	<b>11</b>
<b>E.2 Findings in relation to circumstances and conduct.....</b>	<b>12</b>
<b>E.3 Findings in relation to breach.....</b>	<b>35</b>
<b>E.4 Categorisation of character of conduct issue .....</b>	<b>35</b>
<b>E.5 Categorisation of conduct as misbehaviour.....</b>	<b>35</b>
<b>F. INDEX OF APPENDICES .....</b>	<b>36</b>

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**A. EXECUTIVE SUMMARY**

1. Pursuant to s 40TO of the *Australian Federal Police Act 1979* (the **AFP Act**) a number of allegations concerning former Deputy Commissioner Ramzi Jabbour were referred for investigation. This report relates to Operation Geranium, one of the allegations the subject of referral. Operation Geranium is a Part V investigation into an alleged leak of highly sensitive information by then Deputy Commissioner Mr Jabbour to former AFP Commissioner Mr Keelty in circumstances where it is alleged that Mr Keelty leaked the information to Mr Roberts-Smith, one of the subjects of the covert investigation.
2. Mr Jabbour resigned from the Australian Federal Police (AFP) during the currency of the investigation citing the best interests of the AFP s 47F. Notwithstanding Mr Jabbour's resignation, having regard to the nature of the issues raised and Mr Jabbour's seniority in the AFP, the completion of the investigation is warranted in all of the circumstances.
3. s 47E(c), s 47E(d)  
s 47E(c), s 47E(d) In respect of the allegation concerning the unauthorised release of confidential AFP information I found that the allegations were not substantiated. The material that I reviewed in order to reach my conclusion continues to be highly sensitive. s 47E(c), s 47E(d)  
s 47E(d), s 47E(c)
4. The purpose of this report is to set out the investigative steps, factual findings and conclusions as to the character of the alleged conduct in respect of the allegation concerning the unauthorised release of confidential AFP information (the **Geranium**

**Report**). In view of the sensitive nature of the information I recommend that the Commissioner restrict dissemination of this report.

5.

s 47E(c), s 47E(d)

**B. INTRODUCTION**

**B.1 Allocation of issues for investigation**

6. Pursuant to s 40TO of the AFP Act issues relating to the conduct of former Deputy Commissioner Ramzi Jabbour were allocated to me for investigation by the Commissioner of the AFP under Part V of the AFP Act. The instruments of allocation are dated 14 June 2019 and 3 September 2019 and are reproduced in **Appendix 1**. Having regard to s 40TO of the AFP Act, I have included in **Appendix 2** a statement of my qualifications and experience.
7. The investigation concerns a series of separate episodes involving Mr Jabbour spanning the period from about early 2016 to about March 2019. At all relevant times Mr Jabbour was an AFP Appointee holding the position of Deputy Commissioner Capability. On occasions in the period, he was performing higher duties acting in the position of Commissioner.
8. On 5 March 2019, Mr Jabbour was informed by the Commissioner that he had been granted ongoing miscellaneous leave with pay and was directed to commence leave. Mr Jabbour was told that he was directed to take leave because the Commissioner considered it appropriate and in the interests of all parties that Mr Jabbour not be at work while serious allegations against him were investigated by the Australian Commission for Law Enforcement Integrity (ACLEI) and the AFP's Professional Standards unit (PRS). The Commissioner met with Mr Jabbour and informed him that a number of serious allegations giving rise to professional conduct issues had been made against him including variously relating to abuse of office, misbehaviour and potential instances of criminality. The Commissioner subsequently confirmed this in



writing.<sup>1</sup> The Commissioner confirmed in his letter that he had not pre-judged the allegations and that as part of the investigation Mr Jabbour would be afforded an opportunity to respond to the allegations. The Commissioner also expressly acknowledged that Mr Jabbour may find the period of absence from work difficult and encouraged him to use the AFP's welfare services.

9. On 7 March 2019, AFP employees were informed in an email from the Commissioner that Mr Jabbour was on leave and that a conduct-based investigation was underway. The email referred to rumours and speculation in the workplace and specifically stated that Mr Jabbour's leave was to ensure there would be no inferences concerning the integrity of the investigation and in no way indicated a finding or presumption of guilt.<sup>2</sup>
10. A joint investigation into the allegations made against Mr Jabbour was conducted by the ACLEI and the PRS.
11. As a result of that investigation, on 1 June 2019 a brief of evidence was prepared for the Commonwealth Director of Public Prosecutions (CDPP) in relation to some of the issues that had been the subject of the joint investigation. The allegation in relation to the unauthorised disclosure of confidential information was not the subject of the referral to the CDPP.
12. As a further result of that investigation, the Integrity Commissioner formally communicated evidence to the Commissioner pursuant to s 146 of the *Law Enforcement Integrity Commissioner Act 2006* (Cth) (LEIC Act). In referring the evidence to the Commissioner, the Integrity Commissioner was satisfied that it may justify terminating Mr Jabbour's employment or initiating disciplinary proceedings against him. The referral by the Integrity Commissioner was the genesis of the present investigation.
13. During the currency of the present investigation, Mr Jabbour resigned from the AFP and his resignation was accepted by the Governor General on or about 7 August 2019.

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<sup>1</sup> Letter Commissioner Colvin to Deputy Commissioner Jabbour dated 5 March 2019.

<sup>2</sup> Email Commissioner Colvin to All-AFP-Staff dated 7 March 2019 at 2.53pm.

Notwithstanding Mr Jabbour's resignation, having regard to the nature of the allegations and Mr Jabbour's seniority and executive role during the relevant period, the completion of the investigation is warranted in all of the circumstances.

14. The Terms of Reference, with which I have been directed by the Commissioner to comply pursuant to s 40VB(5) of the AFP Act, state that the purpose of the present investigation is to make:
- (a) findings of fact in relation to the circumstances of the allegations;
  - (b) conclusions as to whether the facts as found give rise to breaches of the AFP Code of Conduct as outlined in the Commissioner's Order on Professional Standards (CO2);
  - (c) conclusions as to whether the facts as found constitute conduct issues, namely category 1, 2 or 3 conduct or corrupt conduct as defined in the AFP Act, the LEIC Act and the AFP Categories of Conduct Determination 2013;<sup>3</sup> and
  - (d) recommendations as to whether the facts as found constitute misbehaviour within the meaning of section 22 of the AFP Act.
15. A copy of the Terms of Reference are reproduced in **Appendix 3**.
16. The Terms of Reference require me to first, make findings of fact in relation to the matters in subparagraphs 14(a) and (b); second, determine in respect of any conduct issues found, how such issues should be characterised for the purposes of the AFP ACT, the LEIC Act and the AFP Categories of Conduct Determination; and finally to make "recommendations" as to whether the facts found constitute "misbehaviour" for the purpose of s 22 of the AFP Act. With respect to the last task I note that although the Terms of Reference in relation to this task are expressed in terms of making "recommendations" that based on clarification provided by Detective Superintendent Goldsmid and consistently with the preceding tasks that I am required to assess whether the facts found constitute "misbehaviour" within the meaning of s 22 of the

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<sup>3</sup> The relevant definitions of the various categories of conduct is discussed further within.

AFP Act but not to make recommendations in relation to the action consequential thereon that may be taken by the Commissioner and/or the Governor-General.<sup>4</sup>

17. The Governor-General may terminate the appointment of a Deputy Commissioner “by reasons of misbehaviour”.<sup>5</sup> The AFP Act does not provide a definition of “misbehaviour”. “Misbehaviour” must be read in the context. Section 22 requires a causative connection between conduct constituting “misbehaviour” and the act of termination by use of the phrase “by reason of.” The act of termination is triggered “by reason of” the misbehaviour. This qualifies the conduct which would amount to “misbehaviour” in section 22 as being misbehaviour that is such as to warrant termination. While “misbehaviour” generally may encapsulate a broader range of conduct or behaviour than “Category 3 conduct” or “corrupt conduct” (as those terms are used and defined in the AFP Act and the Australian Federal Police Categories of Conduct Determination 2013) less serious forms of “misconduct” are unlikely to satisfy the causative element of section 22. For example, the concept of “misbehaviour” may encapsulate Category 2 conduct but depending on the circumstances, an isolated finding of Category 2 conduct may not be such as to warrant termination of a Deputy Commissioner’s appointment.
18. In making findings of fact in this investigation I must be satisfied on the balance of probabilities, having regard to the relevant principles outlined in *Briginshaw v Briginshaw* (1938) 60 CLR 336 and embodied in s 140 of the *Evidence Act 1995* (Cth).
19. In addition, I am required by s 40TQ(2)(b) of the AFP Act to consider whether the information obtained in the course of the investigation raises an AFP practices issue.<sup>6</sup> Any AFP practices issues will be addressed in a separate report in order to restrict dissemination of this report beyond that which is strictly necessary.
20. This report of my investigation when finalised will be provided to the Commissioner pursuant to s 40TU(1)(b)(ii) of the AFP Act. In accordance with the obligations imposed under s 40ZA of the AFP Act both this draft report and the final report when

<sup>4</sup> s 47E(c), s 47E(d)

<sup>5</sup> s 22(1) AFP Act.

<sup>6</sup> See ss 40RI, 40RJ, 40TQ, 40TW and 40TX of the AFP Act.

available must be kept secret and confidential. This report and the final report are prescribed information for the purpose of the secrecy provisions of s 60A.

**B.2 Overview of Investigation**

21. For the purpose of the investigation I have been provided with material which was gathered during the course of joint ACLEI/AFP investigations, namely Operation Geranium.

22. In the course of the investigation I have conducted directed interviews with the following people:

- (a) s 47E(c), s 47E(d)
- (b) s 47E(c), s 47E(d)
- (c) Neil Gaughan, Deputy Commissioner;
- (d) Nigel Ryan, Commander;

and voluntary interviews with Commissioner Andrew Colvin and Michael Keelty, former Commissioner (2001 – 2009).

23. s 47E(c) s 47E(d)  
s 47E(c), s 47E(d) s 46(b), s 47E(c), s 47E(d)  
s 46(b), s 47E(c), s 47E(d)

24. Broadly described, the investigation concerns allegations that Mr Jabbour unlawfully released highly sensitive operational information and on a number of occasions improperly used AFP resources and his official position for the benefit of himself and others.

25. As this investigation is to be conducted concurrently with any criminal prosecution, I have, in accordance with the Terms of Reference, considered the potential interaction between this investigation and any criminal prosecution of Mr Jabbour. I have considered the potential impact on any criminal proceedings against Mr Jabbour of

the use of the coercive powers against Mr Jabbour in this investigation. I refrained from compelling Mr Jabbour (before he resigned his position) to attend a directed interview. In lieu of using the coercive powers available to me and in light of considerations of procedural fairness in this investigation, Mr Jabbour has been invited to provide information on a voluntary basis. Mr Jabbour has been informed that should he choose not to provide information or be interviewed on a voluntary basis, no adverse inference will be drawn against him in this investigation. At this stage, Mr Jabbour has not availed himself of the opportunity to provide a voluntary statement or participate in a voluntary interview. To be clear, I draw no adverse finding or inference from Mr Jabbour's decision not to provide a written statement or participate in a voluntary interview.

26. It is convenient next to briefly summarise relevant communications with Mr Jabbour and his solicitors in relation to the present investigation.
27. By letter dated 26 July 2019 Commander Ryan, Manager PRS, provided Mr Jabbour with particularised allegations which are the subject of investigation. The particularised allegations are reproduced in **Appendix 4**. Mr Jabbour was also invited to attend for an interview in relation to the allegations. By letter dated 1 August 2019, Chris Goldsmid, A/Commander, provided Mr Jabbour's solicitors with copies of the materials referred to in the Particulars, namely Commissioner's Orders numbered CO2, CO3 and CO9 and the AFP National Guideline on Information Management in response to a request received from them.
28. By letter dated 1 August 2019, Mr Jabbour through his solicitors indicated a willingness to participate in a voluntary interview but said that it was inappropriate for any such interview to take place until potential criminal charges had been resolved.
29. By letter dated 7 August 2019, Mr Jabbour was again invited to participate in a voluntary interview and/or respond in writing to the allegations. Mr Jabbour was informed that regardless of whether he participated in a voluntary interview or provided a voluntary statement, he would in any event, be afforded an opportunity to provide, should he choose to do so, a written response before the draft report was finalised.

30. By letter dated 15 August 2019, Mr Jabbour through his solicitor, confirmed that he had resigned and asserted that he had done so in the best interests of the AFP s 47F(1) s 47F(1) Mr Jabbour's solicitors queried whether Mr Jabbour's resignation brought the administrative investigation to an end.
31. I am informed that there was a delay in responding to Mr Jabbour's solicitors' letter because s 47F(1)
32. By letter dated 15 October 2019, the AFP confirmed to Mr Jabbour's solicitors that the present investigation was continuing. A further invitation was extended to Mr Jabbour to participate in a voluntary interview or provide a voluntary statement. s 47F(1)
33. At the present time a response has yet to be received to this letter.
34. It has recently been confirmed that the CDPP will pursue criminal charges against Mr Jabbour in relation to two of the matters which were referred as a result of the ACLEI investigation.<sup>7</sup> On 7 November 2019, Mr Jabbour entered pleas of not guilty in relation to both charges. The criminal proceedings are reported to be next in Court in January 2020.<sup>8</sup>
35. s 47E(c), s 47E(d)
36. This Geranium Report will not be provided to Mr Jabbour for the reasons outlined below.

<sup>7</sup> ABC news article dated 16 October 2019 "Ex-AFP officer faces charges over gun possession and alleged abuse of public office". <https://www.abc.net.au/news/2019-10-16/afp-officer-fighting-abuse-of-public-office-charges/11606844>.

<sup>8</sup> <https://www.canberratimes.com.au/story/6479688/former-senior-officer-pleads-not-guilty-to-abuse-of-public-office-firearm-charge/>.

**B.3 Relevant governance documents**

37. Extracts of the AFP governance documents relevant to this investigation are reproduced in **Appendix 5**. A list of abbreviations used to describe the relevant governance documents in this report is also included in Appendix 5.
38. Extracts of the relevant Commonwealth legislation is reproduced in **Appendix 6**. Appendix 6 also has the definitions of the categories of conduct referred to in the Terms of Reference.

**C. MR JABBOUR'S ROLE AND RESPONSIBILITIES IN THE RELEVANT PERIOD**

39. During the period from February 2016 to March 2019, Mr Jabbour held the position of Deputy Commissioner, Capability and on occasions he performed higher duties acting as Commissioner.
40. In 2018, Mr Jabbour was acting as Commissioner during the following periods: 4-12 March 2018, 19-20 March 2018, 9-31 July 2018, 4-10 August 2018 and 12-14 December 2018. At times when Mr Jabbour was acting as Commissioner, he took an active interest in PRS matters, both individual PRS investigations and PRS processes more generally.
41. As a Deputy Commissioner, Mr Jabbour was part of the executive leadership of the AFP. He reported directly to the Commissioner. He was one of four Deputy Commissioners each of whom were responsible for different areas s 47E(c), s 47E(d)

s 47E(c), s 47E(d)

42. Mr Jabbour was responsible for the Capability Group which consisted of Technology and Innovation (AFP's Information and Communication Technology (ICT) area), Specialist Operations (Intelligence and Forensics), and Support Capability (Tactical, Surveillance and Covert). The Capability Group delivers the bulk of the AFP's specialist and technical services, including forensics, intelligence, ICT, operational and secure communications, specialist responses, AFP Operations Coordination Centre, telephone interception and police technical capabilities. As Deputy



Commissioner Capability he chaired the Capability Committee which was responsible for providing advice and assurance to the Commissioner and the Executive Board on the current and future capabilities required to support the AFP's vision and strategic priorities.

43. As a Deputy Commissioner, Mr Jabbour was an AFP appointee<sup>9</sup> and obliged to comply with the professional standards of the AFP:<sup>10</sup>
- (a) As an AFP appointee, Mr Jabbour was required to be aware of and comply with the AFP's professional standards and integrity framework, and to maintain the highest level of professional standards both in his official and private capacities.<sup>11</sup> Further, as an AFP appointee in a supervisory position, Mr Jabbour was required to ensure his team members were aware of and complied with the AFP's professional standards and integrity framework.<sup>12</sup>
  - (b) Upholding the AFP Core Values is fundamental to an AFP appointee's commitment to the professional standards of the AFP. The AFP Core Values are integrity, commitment, excellence, accountability, fairness, trust and respect.<sup>13</sup>
  - (c) Adhering to the AFP Code of Conduct<sup>14</sup> is fundamental to complying with the professional standards of the AFP.<sup>15</sup>
  - (d) Under the AFP Code of Conduct, AFP appointees must comply with the Australian law (including state and territory law) and any instruments made under a law. In addition to compliance with Australian law, AFP appointees must comply with Commissioner's Orders pursuant to section 39 of the Act.<sup>16</sup> Legal instruments and obligations established under legislation prevail to the extent of inconsistency with AFP governance instruments.

<sup>9</sup> s 4 AFP Act and s 3 Commissioner's Order 2 (CO2).

<sup>10</sup> s 40RC AFP Act and s 3 CO2.

<sup>11</sup> s 6.2 CO2.

<sup>12</sup> s 6.3 CO2.

<sup>13</sup> s 7.1 CO2.

<sup>14</sup> Set out in s 8 of CO2.

<sup>15</sup> s 8.1 of CO2.

<sup>16</sup> s 9.2 CO2.



- (e) AFP appointees are required to comply with mandatory compliance requirements within an AFP governance instrument.<sup>17</sup>

**D. ISSUES THE SUBJECT OF INVESTIGATION**

- 44. This investigation concerns the unauthorised release of confidential AFP information and is structured under the following subheadings:

- (a) Overview of investigative steps;
- (b) Findings of fact in relation to circumstances and conduct;
- (c) Findings in relation to breach;
- (d) Categorisation of character of conduct issue; and
- (e) Categorisation of conduct as misbehaviour.

**E. UNAUTHORISED RELEASE OF CONFIDENTIAL AFP INFORMATION**

**E.1 *Overview of investigative steps***

- 45. Operation Geranium is a Part V investigation into an alleged leak of highly sensitive information by Mr Jabbour to former AFP Commissioner Mr Keelty in circumstances where it is alleged that Mr Keelty then leaked the information to Mr Roberts-Smith, one of the subjects of the covert investigation.
- 46. After an exhaustive review of the material provided to me from the joint ACLEI/PRS investigation and the additional information gathered in the course of this investigation I have concluded that the evidence which is available to me does not permit a finding in accordance with the principles in *Briginshaw* that Mr Jabbour was the source of the information that Mr Keelty is alleged to have disclosed to Mr Roberts-Smith.
- 47. As I understand it, the material that I have reviewed in order to reach this conclusion continues to be highly sensitive. To the extent that it is possible to do so, my reasons

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<sup>17</sup> s 9.1 CO2.

are expressed in terms that avoid granular detail of the sensitive information to which I have had regard in making my findings of fact. I have adopted this course in order to minimise the risk that as a result of this report, further sensitive information is at risk of unauthorised disclosure.

48. Mr Jabbour was informed<sup>18</sup> that if established, the conduct the subject of this part of the investigation could constitute a breach of section 29 of the AFP Regulations and sections 8A.3, 8.8, 8.10 and 8.11 of the AFP Code of Conduct. He was further informed that, if established, the conduct could breach the Commissioner's Order 9 and therefore would constitute a failure to comply with the PSF and the AFP National Guideline on Information Management.
49. Mr Jabbour was informed that if the above breaches are established, the conduct could constitute Category 3 conduct or corrupt conduct and or misbehaviour.
50. In addition to the materials provided to me from the ACLEI/PRS joint investigation I have conducted directed interviews with s 47E(c), s 47E(d) Deputy Commissioner Gaughan and Commander Ryan. I also conducted interviews with Commissioner Colvin and Mr Keelty on a voluntary basis. s 47E(d), s 47E(c)
- s 47E(d), s 47E(c) s 46(b), s 47E(c), s 47E(d)
- s 46(b), s 47E(c) s 47E(d)

## ***E.2 Findings in relation to circumstances and conduct***

51. The sensitive information that is at the heart of this investigation is that in late May/early June 2018, the Inspector General Australian Defence Force (IGADF) had referred to the AFP for investigation three events giving rise to war crimes alleged to have been committed in Afghanistan in April 2009 and September 2012.
52. This information, or the gist of it, is alleged to have been disclosed by former Commissioner Keelty to Mr Roberts-Smith, who was one of the subjects of the investigation. Mr Keelty is alleged to have obtained the information from Mr Jabbour.
53. s 47E(c), s 47E(d)

<sup>18</sup> AFP Letter particularising the allegations against Mr Jabbour dated 26 July 2019.

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s 47E(c), s 47E(d)

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s 47E(c), s 47E(d)

58. Mr Keelty retired from his position as Commissioner of the AFP in 2009. Mr Keelty has maintained regular contact with senior AFP officers since he retired his position as Commissioner. He describes himself as having had, and continuing to have, a relationship in the nature of being a mentor for a number of AFP members since he left the AFP.
59. During the period that Mr Keelty was Commissioner, Mr Colvin served for a time as Mr Keelty's Chief of Staff, finishing in the role in about 2008. Mr Colvin went on to become National Manager, High Tech Crime and then a Deputy Commissioner. In mid 2009 to 2010 he was overseas for a 12-month period. He was appointed as Commissioner in 2014. Upon completion of his 5-year term, he recently retired as Commissioner in October 2019. Mr Keelty was a friend, a former colleague and an occasional sounding board for Commissioner Colvin.

s 47E(c), s 47E(d)

s 47E(c), s 47E(d)

60. Mr Keelty describes himself as having an ongoing mentoring role to Mr Jabbour. He says that he has had a mentoring relationship with Mr Jabbour since Mr Jabbour was first appointed as Deputy Commissioner. He says that he mentored Mr Jabbour at Commissioner Colvin's request.

s 47E(c), s 47E(d), s 47F

s 47E(d), s 47E(c), s 47F

s 47E(c), s 47E(d), s 47F

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s 47E(c), s 47E(d)

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64. Mr Keelty also had longstanding relationships with investigative journalists, Nick McKenzie and Chris Masters. They were the investigative journalists who were responsible for breaking the various stories in relation to the allegations of war crimes by Australian soldiers in Afghanistan and the various inquiries and reports into those allegations. Mr Keelty met with these journalists to discuss Mr Roberts-Smith on at least one occasion, 17 July 2018. It is not known if Mr Keelty had discussed Mr Roberts-Smith with the journalists on any other occasion. Mr Keelty only referred to the one occasion. This is discussed further below.
65. Mr Keelty has had a number of public and private engagements since his retirement from the AFP, several of these engagements are of contextual relevance to the present investigation.
66. Mr Keelty's post AFP work includes various work he had done for the Australian government or its agencies. He describes himself as having ongoing strategic relationships with senior politicians at federal and state level.
67. In about 2016, Mr Keelty was undertaking a particular review of the Australian Defence Forces at the request of the Chief of Defence Force s 47E(c), s 47E(d)

s 47E(d), s 47E(c)

68. s 47E(d), s 47E(c)

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21 s 47E(c), s 47E(d)  
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69. A media search reveals s 47E(c), s 47E(d)  
s 47E(c), s 47E(d) that the following articles were published:
- (a) On 13 October 2016, article titled “Australia's special forces’ alleged war crimes under investigation”<sup>23</sup>. The article refers to a Supreme Court judge has begun hearing allegations of war crimes committed by Australian soldiers during the war in Afghanistan.
  - (b) On 15 October 2016 article titled “War crime allegations uncovered during inquiry into SAS, commandos yet to be referred to AFP”.<sup>24</sup> It was reported that the AFP says it is yet to receive any referrals about alleged war crimes from secretive defence inquiry examining special forces. Further, that the ABC revealed this week that Justice Brereton is helping the IGADF as he conducts a review of Australia's elite soldiers. Finally, that the inquiry heard from one serving commando regarding the unlawful execution of a POW.
70. General Sengelman, who took over command of the Special Air Service Regiment (SAS) in December 2014, is reported to have issued a memo in May 2015,<sup>25</sup> to SAS members in which he described three incidents which were of concern. He stated that the incidents were symptomatic of “a gradual erosion of leadership and accountability across the full span of command responsibilities”. He expressed concern that the SAS was “no longer holding itself to account”. He urged SAS members to write to him personally about concerns they may have.
71. Responses to General Sengelman’s memo led to the appointment of Dr Samantha Crompvoets, defence consultant, to prepare a confidential report in 2016. Fairfax media claims to have seen Dr Crompvoets’ report and it is quoted in the media articles published in mid 2018. Fairfax media also claims to have been briefed by serving and ex defence department personnel.

<sup>23</sup> ABC News online <https://www.abc.net.au/news/2016-10-13/australias-special-forces-alleged-war-crimes/7927914> [video expired].

<sup>24</sup> ABC News online <https://www.abc.net.au/news/2016-10-15/australian-defence-force-war-crime-allegations-not-with-afp/7934952>.

<sup>25</sup> <https://www.smh.com.au/politics/federal/abdul-s-brother-went-out-to-buy-flour-he-never-came-home-20180607-p4zk38.html>

72.

s 47E(c), s 47E(d)

73. The October 2016 media articles did not disclose the names of the soldiers that were the subject of the allegations. The pseudonym or nickname “Leonidas” was used to describe the alleged acts of one particular soldier.

74. Mr Roberts-Smith appears to have been first named in connection with the allegations in around October 2017 when journalist Chris Masters published his book “No Front Line” and a series of Fairfax media articles were then published by Nick McKenzie<sup>27</sup> and Chris Masters<sup>28</sup> as well as the ABC.<sup>29</sup>

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s 47E(c), s 47E(d), s 47F

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s 47E(c), s 47E(d), s 47F

s 47E(c), s 47E(d), s 47F

s 46(b), s 47E(c), s 47E(d), s 47F

s 46(b), s 47E(c), s 47E(d), s 47F

<sup>26</sup> s 47E(c), s 47E(d)

<sup>27</sup> <https://www.smh.com.au/national/the-fog-of-war-and-politics-leads-to-controversy-over-afghan-war-mission-20171019-gz47xx.html>

<sup>28</sup> <https://www.smh.com.au/lifestyle/in-afghanistan-a-split-second-decision-separates-life-and-death-20171005-gyv7v6.html>

<sup>29</sup> <https://www.abc.net.au/news/2017-10-26/not-unaustralian-to-investigate-special-forces-in-afghanistan/9085648>

<sup>30</sup> s 47E(c), s 47E(d), s 46(b)



77. Mr Roberts-Smith joined the Seven Network in 2012 and has held various positions with Seven West Media since that time. In addition to his employment with Seven West Media, Mr Roberts-Smith has received material support<sup>31</sup> from Mr Stokes in relation to the allegations relating to war crimes and the diverse legal sequelae of those allegations.

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s 47E(c), s 47E(d), s 47F

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s 47E(c), s 47E(d), s 47F

80. Mr Keelty said, that the request for him to reach out to Mr Roberts-Smith occurred sometime in about May 2018.<sup>37</sup>

s 47F

<sup>31</sup> For example, one of Seven West Media's senior internal lawyers is part of Mr Roberts-Smith's private defence team.

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s 47E(c), s 47E(d)

s 47F

81. It is Mr Keelty's interaction with Mr Roberts-Smith that was the occasion on which it is alleged that Mr Keelty conveyed sensitive information to Mr Roberts-Smith concerning a covert AFP investigation which concerned, *inter alia*, Mr Roberts-Smith. Mr Keelty met with Mr Roberts-Smith in person in this period on two occasions - first on 15 June 2018 and second on 10 July 2018.

s 46(b), s 47E(c), s 47E(d)

s 46(b), s 47E(c), s 47E(d)

s 46(b), s 47E(c), s 47E(d)

s 47E(c), s 47E(d)

s 47E(c), s 47E(d)

82. The background to the AFP investigation of potential war crimes is as follows.

83.

s 47E(c), s 47E(d)

84.

s 47E(c), s 47E(d)

<sup>38</sup> s 47F

<sup>39</sup> s 47E(c), s 47E(d)

85.

s 47E(c), s 47E(d)

86.

s 47E(c), s 47E(d)

87.

88.

89. Media articles concerning the alleged war crimes appear in Fairfax media written by Nick McKenzie and Chris Masters on 7 June 2018, 8 June 2018, 9 June 2018, 11 June 2018, 12 June 2018 and 14 June 2018. A number of these articles include commentary about what steps will be taken to investigate any alleged war crimes that the IGADF inquiry find to be substantiated. Reference is made to the AFP in this regard.

90.

s 47E(c), s 47E(d), s 38

s 46(b), s 47E(c), s 47E(d), s 38

s 46(b), s 47E(c), s 47E(d), s 38

s 47E(c), s 47E(d), s 38

40  
41

s 47E(c), s 47E(d)

s 47E(c), s 47E(d)

s 47E(c), s 47E(d), s 38

91.

s 47E(c), s 47E(d)

92.

s 47E(c), s 47E(d)

93.

s 47E(c), s 47E(d)

94.

s 47E(c), s 47E(d)

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	s 47E(c), s 47E(d)	s 46(b), s 47E(c), s 47E(d)
	s 46(b), s 47E(c), s 47E(d)	s 47E(c), s 47E(d)
	s 47E(c), s 47E(d)	
95.	s 47E(c), s 47E(d), s 47F(1), s 38	
96.	s 47E(c), s 47E(d), s 38	
97.	s 47E(c), s 47E(d), s 38, s 47F	
98.		
99.	s 47E(c), s 47E(d), s 38	

100.

s 47E(c), s 47E(d), s 46(b)

s 47E(c), s 47E(d), s 46(b)

s 47E(c), s 47E(d)

s 47E(c), s 47E(d)

101.

s 46(b), s 47E(c), s 47E(d)

s 46(b), s 47E(c), s 47E(d)

s 38, s 47E(c), s 47E(d)

s 38, s 47E(c), s 47E(d)

102.

s 47E(c), s 47E(d), s 38

103.

s 47E(c), s 47E(d)

104. Mr Keelty did contact Deputy Commissioner Gaughan and they arranged to speak at 12:30pm on Wednesday 20 June 2018.

s 47E(c), s 47E(d)

s 47E(c), s 47E(d)

s 47E(c), s 47E(d)

105.

s 47F

s 47F Mr Keelty advised that:

- (a) Mr Roberts-Smith was in a 'world of hurt' at the moment about allegations arising from SAS actions in Afghanistan;
- (b) He (Keelty) had spoken with 'Jeff' s 47E(c), s 47E(d) from the military enquiry and was concerned about the public nature of the enquiry and that there were a lot of disaffected people involved, internal security issues and potential for these people to go to the media;
- (c) Mr Roberts-Smith was hurt, devastated and felt targeted as a result of the enquiry as he had been the face of the ADF;
- (d) Out of concern he (Keelty) called Mr Jabbour and asked if the AFP was involved, as he was concerned about the AFP's interests as they need to be protected; and
- (e) Mr Keelty stated that Jabbour did not provide any information on the matter. Keelty further stated that he had intentions of speaking to Mr Roberts-Smith and advising him that if he was approached by the AFP, he should be cooperative.

106.

s 47E(c), s 47E(d)

s 47E(c), s 47E(d)

A media article was published on 14 June 2018, which referred to threats to witnesses in the IGADF inquiry and

42

s 47E(c), s 47E(d)



stated that “making such a threat is a criminal offence and Defence has referred the matter to police”.<sup>43</sup>

107. Commander Ryan took a diary note of the call. At the end of his diary note, he recorded that Deputy Commissioner Gaughan had “stated he had no knowledge of the matters apart from 3 letters investigation that was already publicly known.”

s 47E(c), s 47E(d)

108. On 8 June 2018, 12 days before the call between Mr Keelty and Deputy Commissioner Gaughan, an article had been published which referred to General Sengelman’s 2015 memo to the SAS in which he was reported to have referred to three concerning matters involving the SAS in Afghanistan. One of which involved an SAS soldier who had been caught stealing explosives, another involved an SAS soldier who had been arrested for armed robbery and a third where a soldier had lost weapons.

s 47E(c), s 47E(d)

109.

s 47E(c), s 47E(d)

110.

<sup>43</sup> <https://www.smh.com.au/politics/federal/witnesses-at-war-crimes-inquiry-subject-to-mafia-style-threats-20180614-p4zlgz.html>.

s 47E(c), s 47E(d)

s 46(b), s 47E(c), s 47E(d)

s 46(b), s 47E(c), s 47E(d)

111.

s 47E(c), s 47E(d)

s 47E(c), s 47E(d)

In any

event following this call Deputy Commissioner Gaughan and Commander Ryan briefed the Commissioner and steps were taken to initiate a referral to ACLEI which was hand delivered on 21 June 2018.

s 47E(c), s 47E(d)

s 47E(c), s 47E(d)

112.

s 47E(c), s 47E(d)

s 46(b), s 47E(c), s 47E(d)

s 46(b), s 47E(c), s 47E(d)

s 38(b), s 47E(c), s 47E(d)

s 38(b), s 47E(c), s 47E(d)

s 47E(c), s 47E(d)

s 47E(c), s 47E(d)

113.

s 47E(c), s 47E(d)

s 47E(c), s 47E(d)

s 38, s 47E(c), s 47E(d)

s 38, s 47E(c), s 47E(d)

s 47E(c), s 47E(d)

s 47E(c), s 47E(d)

114.

s 47E(c), s 47E(d)

115.

116. On 10 July 2018, Mr Keelty met with Mr Roberts-Smith again. s 47E(c), s 47E(d)

s 47E(c), s 47E(d)

s 47E(c), s 47E(d)

117. On 17 July 2018, Mr Keelty met with Nick McKenzie and Chris Masters, journalists, at the Sheraton in Sydney. He says that the journalists warned him that as an eminent Australian he should be careful about supporting Mr Roberts-Smith and that there was substance to the stories they had been publishing. By his own account, receiving this information gave Mr Keelty cause to pause in relation to his contact with Mr Roberts-Smith.
118. Over the period 10 August 2018 to 13 August 2018, a number of media outlets ran stories on Mr Roberts-Smith and allegations of his involvement in war crimes in Afghanistan, an extra-marital affair and a subsequent assault of the woman involved in that affair. The media articles quoted then Prime Minister Malcolm Turnbull as acknowledging that he was aware of a police investigation into Mr Roberts-Smith and allegations of the domestic assault.

119.

s 47E(c), s 47E(d), s 38

s 47E(c), s 47E(d), s 38

120.

s 47E(c), s 47E(d), s 47F(1), s 38

121.

s 47E(c), s 47E(d), s 38

122.

s 47E(c), s 47E(d), s 38

123.

s 47E(c), s 47E(d), s 38, s 47F

124.

s 47E(c), s 47E(d)

125.

s 47E(c), s 47E(d)

126.

s 47E(c), s 47E(d)

127.

s 47E(c), s 47E(d), s 38

(a)

(b)

(c)

(d)

s 47E(c), s 47E(d), s 38

(e)

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(f)

s 47E(c), s 47E(d), s 38

128.

s 47E(c), s 47E(d)

129. I have been unable to conclude on the *Briginshaw* standard that Mr Jabbour was the source of the sensitive information that Mr Roberts-Smith says he received from Mr Keelty.

130.

s 47E(c), s 47E(d)

s 47E(c), s 47E(d)

s 38, s 47E(c), s 47E(d)

s 38, s 47E(c), s 47E(d)

s 46(b), s 47E(c), s 47E(d)

s 46(b), s 47E(c), s 47E(d)

s 46(b), s 47E(c), s 47E(d)

s 47E(c), s 47E(d)

s 47E(c), s 47E(d)

131.

s 47E(c), s 47E(d)



s 47E(c), s 47E(d)

132. Based on the whole of the material available to me, I am not satisfied that Commissioner Colvin or Deputy Commissioner Gaughan were the sources of Mr Keelty's knowledge of the referrals.

s 47E(c), s 47E(d)

s 47E(c), s 47E(d)

**E.3 Findings in relation to breach**

133. As I am not satisfied on the balance of probabilities that Mr Jabbour was the source of the information which Mr Roberts-Smith says he obtained from Mr Keelty, I make no finding of breach in relation to this part of the investigation.

**E.4 Categorisation of character of conduct issue**

134. Had I been satisfied that the allegation was made out, then I would have regarded it as a Category 3 conduct issue and a serious corruption issue.

**E.5 Categorisation of conduct as misbehaviour**

135. Had I been satisfied that the allegation was made out, then I would have regarded it as conduct constituting misbehaviour that would enliven the discretion reposed in the Governor-General to terminate Mr Jabbour's appointment.

Dated:

**E A Cheeseman SC**  
New Chambers

D INFORMATION –E  
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**F. INDEX OF APPENDICES**

1	Instrument of Allocation
2	Relevant Qualifications and Experience of Investigator
3	Terms of Reference
4	Particularised allegations
5	Extracts of Relevant Provisions from AFP Governance documents
6	Extracts of provisions from relevant Commonwealth Legislation, AFP Categories of Conduct Determination

**Statement in the matter of R v Ramzi Jabbour**

**Name** Neil Anthony Gaughan  
**Occupation** Deputy Commissioner of the Australian Federal Police  
**Date**

---

**STATES:**

1. This statement made by me accurately sets out the evidence that I would be prepared, if necessary, to give in court as a witness. The statement is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I will be liable to prosecution if I have wilfully stated in it anything that I know to be false or do not believe to be true.
2. My full name is Neil Anthony Gaughan. I am the Deputy Commissioner of Operations (DCO) with the Australian Federal Police (AFP) located at AFP National Headquarters, Edmund Barton Building, 47 Kings Avenue Barton in the Australian Capital Territory (ACT).
3. I joined the AFP in January 1984 and have worked across a number of portfolios, nationally and within ACT Policing. I left the AFP in 1999 and returned in 2003 and was promoted to Commander in 2005 and Assistant Commissioner in 2009. In April 2018 I was appointed as the DCO and have held that position since.
4. I cannot recall the exact date, but it was during an occasion in 2018 when [REDACTED] s 47E(c), s 47E(d) [REDACTED] s 47E(c), s 47E(d) I was made aware of a referral from the Inspector-General of the Australian Defence Force (IGADF). [REDACTED] s 47E(c), s 47E(d) [REDACTED] s 47E(c), s 47E(d) I was made aware of the basis for the referral (*I was advised that it related to allegations Australian soldiers were involved in war crimes in Afghanistan and Victoria Cross recipient Benjamin Roberts-Smith was one of those soldiers identified. Another aspect related to leaks of the IGADF enquiry into those war crimes to the media*). I am aware that there was a media article from a journalist with the surname McKenzie regarding the IGADF enquiry and the allegations.
5. The matter was referred to the AFP's [REDACTED] s 47E(c), s 47E(d) team to investigate. I have had no involvement in the investigation since its referral apart from periodic verbal briefings [REDACTED] s 47E(c), s 47E(d)

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s 47E(c), s 47E(d)

6. When I was promoted in 2005, my professional relationship with Michael Keelty developed as he was the then Commissioner of the AFP. Mr Keelty retired in 2009 and my relationship with Mr Keelty has remained professional and contact has been through work forums. My contact with Mr Keelty since his retirement has been spasmodic. I have no social relationship with him and the only occasion I can recall meeting at a social function was last October at the AFP Legacy Ball.
7. Prior to Saturday 16 June 2018, I can't recall the exact date, I was briefed s 47E(c), s 47E(d) s 47E(d), s 47E(c) regarding a possible compromise of the s 47E(c), s 47E(d) investigation of the IGADF referral (the war crimes investigation). s 47E(c), s 47E(d) This briefing occurred face to face in my office in the Edmund Barton Building (*I was advised that the possible compromise may involve someone close to the AFP*).
8. On 16 June 2018, I was s 47E(c), s 47E(d) informed that the earlier advice I had been provided regarding the possible compromise of the investigation was confirmed). s 47E(c), s 47E(d)
- s 47E(c), s 47E(d)
9. Around 16 June 2018, I recall I had a discussion in my office with Deputy Commissioner Ramzi Jabbour about Mr Roberts-Smith. I cannot recall the exact date of the discussion s 47E(c), s 47E(d)
- s 47E(d), s 47E(c) (We discussed contact that had occurred between Deputy Commissioner Jabbour and Mr Keelty regarding Mr Roberts-Smith. This conversation was regarding Mr Roberts-Smith generally rather than any specific aspect and Deputy Commissioner Jabbour informed me that Mr Keelty may contact me.)

10.

s 47E(c), s 47E(d)

11. On 20 June 2018, I received a message from Mr Keelty that he wished to speak with me. I recall organising a time that I would be available for him to contact me. I cannot recall the time that I provided but my recollection is he called me on my mobile at the time I had arranged.

12.

s 47E(c), s 47E(d)

s 47E(c), s 47E(d)

I arranged for MPRS Ryan to be present during the call, which was conducted on speaker and from my recollection MPRS Ryan took notes.

13. Mr Keelty asked me a number of questions (*he was seeking information about allegations relating to the IGADF enquiry and an affair Mr Roberts-Smith had and the subsequent assault of the female involved in the affair*). He also advised me of certain information (*he advised me that he was supporting Mr Roberts-Smith, stating he was an Australian war hero and these were unfounded allegations and they have affected him and the allegations should be investigated carefully*).

14. I did not provide any information to Mr Keelty about any investigation into Mr Roberts-Smith or the IGADF enquiry. I just listened to what Mr Keelty had to say.

15. I have never met or had any contact with Mr Roberts-Smith.

16. I am aware there are senior AFP staff who have contact with Mr Keelty since his retirement with the AFP at a professional level, including Commissioner Andrew Colvin and fellow Deputy Commissioners Jabbour and s 47E(c), s 47E(d). I am not aware of any executive staff that have contact with Mr Keelty on a social level.

17.

s 47E(c), s 47E(d)

18.

s 47E(c), s 47E(d), s 47F

**PROTECTED**

s 47E(c), s 47E(d), s 47F

19. I read this statement before I signed it.

\_\_\_\_\_  
(Signature)

Neil Anthony Gaughan

Deputy Commissioner

Edmund Barton Building, Barton, ACT

(insert date)

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**Statement in the matter of R v Ramzi Jabbour**

**Name** Nigel Patrick Ryan  
**Occupation** Police Officer  
**Date** 14 March 2019

**STATES:**

1. This statement made by me accurately sets out the evidence that I would be prepared, if necessary, to give in court as a witness. The statement is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I will be liable to prosecution if I have wilfully stated in it anything that I know to be false or do not believe to be true.
2. My full name is Nigel Patrick Ryan. I am a Commander of Police with the Australian Federal Police (AFP) currently attached to Professional Standards, located at the Edmund Barton Building, in the Australian Capital Territory (ACT).

3.

4.

5.

s 47E(c), s 47E(d)



6. About 12.20pm on the 20<sup>th</sup> of June 2018, I was requested to attend the office of DC Gaughan in relation to an impending call about a sensitive matter.
7. About 12.30pm on that day I was present with DC Gaughan in his office when he received a telephone call on his mobile telephone from former AFP Commissioner Mick Keelty. I listened to the call between DC Gaughan and Mr Keelty and made notes at the time in relation to the content of the conversation.

8.

s 47E(c), s 47E(d), s 47F

s 47E(c), s 47E(d), s 47F

Mr Keelty stated that Victoria

Cross member Ben Roberts-Smith works for Mr Stokes. Mr Keelty further stated that Mr Roberts-Smith is in a world of hurt at the moment about allegations arising from SAS actions in Afghanistan. Mr Keelty had stated that he had spoken to someone named Geoff who was involved in a military enquiry about the matter. Mr Keelty stated that he was concerned about the public nature of the enquiry as there were a lot of disaffected people involved and there were internal security issues and the potential for these people to go to the media. Mr Keelty further stated that Mr Roberts-Smith was hurt, devastated and feeling targeted as a result of the military enquiry as he was the face of the ADF. Mr Keelty then stated that out of concern he had called DC Ramzi Jabbour and asked if the AFP was involved or not as he was concerned about the AFPs interests as they may need to be protected. Mr Keelty stated that DC Jabbour didn't provide any information on the matter. Mr Keelty further stated that he had the intention to speak to Mr Roberts-Smith and tell him if the AFP approached him he would need to be presenting himself as a co-operative individual. DC Gaughan told Mr Keelty that he had no knowledge of the matters apart from three letters relating to the investigation that were already publically known.

9. About 12.40pm on that day the call ceased.

**Exhibit: I now produce the diary entry of that conversation on 20 June 2018**

10.

s 47E(c), s 47E(d)

s 47E(c), s 47E(d), s 47F



11.

12.

13.

s 47E(c), s 47E(d)

14. I read this statement before I signed it.

s 47E(c), s 47E(d), s 47F

(Signature)

Nigel Patrick Ryan  
Commander  
Professional Standards  
14 March 2019

s 47E(c), s 47E(d), s 47F

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s 47E(c), s 47E(d)

Date / Time	Particulars of Duties, Places Visited or Searched, Names of Persons Seen	Claims
20/6/18 1220	[REDACTED] Redacted in original	
	Attend DCO Gaughan's office following request as to impending call from Mick Keelty about a "sensitive matter"	
1230	[REDACTED] s 47E(c), s 47E(d), s 47F	
	[REDACTED] s 47E(c), s 47E(d), s 47F Conversation turned to Kerry Stokes & Ch7. Keelty stated that former VC member Ben Roberts-Smith works for Stokes. Keelty stated BLS in world of hurt atm about allegations arising from SAS actions in Afghanistan. Keelty had spoken to Geoff?? (military enquiry?) stated he was concerned about the public nature of the enquiry. There are a lot of disaffected people involved. Internal security issues & potential for these people to go to the media. Further discussion that BLS hurt, devastated, targetted as a result of enquiry as he has been the face of AFP. Keelty stated out of concern he called Ramzi Jabbour & asked if the AFP was involved or not as he was concerned about AFP interests as they need to be protected. Keelty stated that Ramzi didn't provide any information on the matter. Keelty further stated that he had intention to speak to BLS & tell him if AFP approached him he would need to presenting himself as a cooperative individual. DCO Gaughan had stated he had no knowledge of the matters apart from 3 letters investigation that was already publicly known.	
10	[REDACTED] Redacted in original	





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s 47E(c), s 47E(d), s 47F

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s 47E(c), s 47E(d)

**Statement in the matter of R v Ramzi Jabbour****Name** Andrew Alexander Colvin**Occupation** Commissioner of Police**Date** 4 April 2019.**STATES:**

1. This statement made by me accurately sets out the evidence that I would be prepared, if necessary, to give in court as a witness. The statement is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I will be liable to prosecution if I have wilfully stated in it anything that I know to be false or do not believe to be true.
2. My full name is Andrew Alexander Colvin. I am the Commissioner of Police with the Australian Federal Police (AFP), based at the Edmund Barton Building, Canberra in the Australian Capital Territory (ACT).
3. I have been a member of the AFP since 1990 and have worked across a number of portfolios and areas and on the 2<sup>nd</sup> of October 2014, I was sworn in as the Commissioner.
4. I cannot recall the exact date but in early 2018 I was made aware of a number of matters being investigated by the Inspector General of the Australian Defence Force (IGADF). The matters related to allegations against Defence personnel and the potential for matters to be referred to the AFP.
5. From the 28<sup>th</sup> of May until the 1<sup>st</sup> of June 2018, I was absent from the office. When I returned I was provided a brief by [REDACTED] s 47E(c), s 47E(d) regarding a matter that was to be referred to the AFP by the IGADF. During the briefing I was advised of certain information (*I was informed the matter related to allegations of war crimes committed in Afghanistan by defence personnel between 2009-2012*).
6. On the 7<sup>th</sup> of June 2018, I received a letter of referral from the Chief of the Defence Force, Air Chief Marshal Binskin. Given the seriousness and sensitive nature of the allegations the matter was forwarded to Deputy Commissioner Operations Neil Gaughan to allocate it to the [REDACTED] s 47E(c), s 47E(d) team. I cannot recall any further specific involvement in this matter, however, it is expected and normal that the relevant Deputy

Commissioner would keep me apprised of any issues or impacts as the investigation progressed.

7.

s 47E(c), s 47E(d)

8. I am aware of Benjamin Roberts-Smith as he is a Victoria Cross recipient. I have only met Mr Roberts-Smith once at an official function for Armistice Day in November 2018 and we were seated at the same table. I have not had any contact with him other than on this occasion.

9. I have known of former Commissioner Michael Keelty since the early 1990's when he returned to the AFP after a secondment to the National Crime Authority ~~and he returned~~ and was the Superintendent in the area that I was working at the time. Over the ensuing years our working relationship formed. When I was promoted to Assistant Commissioner I became Mr Keelty's Chief of Staff for 3 years and during this time our friendship formed.

10. Mr Keelty retired in 2009 and our relationship continued as friends as well as Mr Keelty being a mentor and providing me counsel if I required it. He is a good supporter of mine and I have the utmost respect and trust in him. This relationship has continued since I have been the Commissioner, he has been a sounding board and provided guidance to me on how he dealt with issues when he was the Commissioner.

11. Mr Keelty continues to be a mentor for me and provides me a viewpoint and context of the AFP from an outside perspective. I am also aware that Mr Keelty is a mentor / coach for Deputy Commissioner Ramzi Jabbour (DC Jabbour) as well.

12. My contact with Mr Keelty at times is sporadic and I may not hear from him for a few weeks and then it could be a number of text messages and calls in a short period of time. If he is in Canberra for work, and if we can, we will meet up. Our discussions are general conversations about family, friends and will involve discussing how I am going at work. I do not have any recollection of discussing the IGADF enquiry or Mr Roberts-Smith with him and I cannot imagine why I would have. It would not be unusual for us to discuss matters that are on the public record, however they would be contained to only what is publicly known.



13. I have known DC Jabbour since the early 2000's as our paths have crossed in a number of areas and we both have a joint interest in money laundering. I would describe him as a friend and a colleague. I have no knowledge of DC Jabbour's involvement in the IGADF enquiry and I would not see any specific reason that he would as this matter would be the responsibility of the Deputy Commissioner Operations.

14.

s 47E(c), s 47E(d)

15.

s 47E(c), s 47E(d), s 47F

16. I read this statement before I signed it.



(Signature)

Andrew Alexander Colvin  
Commissioner AFP 4947  
Canberra

Date 4 April 2019.

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s 47E(c), s 47E(d), s 47F

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s 47E(c), s 47E(d), s 47F