

Question on Notice
No. 960
Asked on 8 June 2007

MR FOLEY asked the Premier and Minister for Trade (MR BEATTIE) -

QUESTION:

With reference to *The Courier Mail's* article on 19 May 2007 which mentions the Heiner affair and in which it was claimed that the Lindeberg allegations had been investigated on many occasions without any findings of wrongdoing—

Will he (a) advise of these inquiries and when they were held, (b) when the relevant reports were tabled in Parliament (State/Federal), (c) confirm that all such inquiries had the jurisdictional authority and/or terms of reference to make definitive findings concerning the illegality or otherwise in respect of the Lindeberg allegations inter alia (eg. the destruction of the Heiner Inquiry documents), (d) supply a copy of the 6 January 1997 advice by the then Queensland Director of Public Prosecutions (DPP), Mr Royce Miller QC, to the Borbidge Queensland Government on the findings and recommendations of the October 1996 Morris/Howard Report in respect of the Lindeberg allegations and; if not, why not (e) seek, if necessary, authority to release the aforesaid 6 January 1997 DPP's advice from the Leader of the Opposition in order that it may be tabled in Parliament; and, if not, why not, (f) supply a copy of the April 2005 Queensland Government's report to Her Excellency the Governor first requested by her on 21 October 2003 regarding its handling and findings relating to the Lindeberg allegations; and, if not, why not and (g) confirm that the April 2005 Queensland Government's report to Her Excellency regarding its handling and findings relating the Lindeberg allegations was examined and endorsed by the Beattie Cabinet before transit to Government House; if so, on what date and if not, why not?

ANSWER:

The details of these inquiries are already on the public record and are readily available via parliamentary records.

Standing Order 115 of the *Standing Rules and Orders of the Legislative Assembly* prevent me from offering a legal opinion.

In relation to the advice provided by Mr R Miller QC to the former Borbidge Government, this matter has been exhaustively examined in a number of inquiries and investigations.

There is no convention which requires a Government to seek permission from previous Attorneys-General for the release of legal advice provided to them. Again, this advice to the former National Party Government has been exhaustively examined.

This report was provided to Her Excellency the Governor at her request. There is no constitutional provision or convention regarding the tabling of this report.

The report to Her Excellency the Governor was not considered by Cabinet prior to it being provided to Her Excellency, as this was not considered necessary.