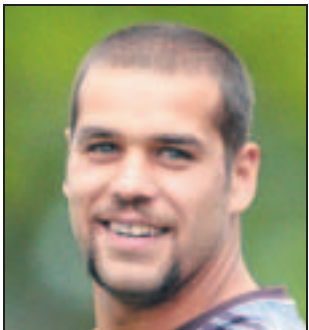


# Herald Sun

**INSIDE  
TODAY**


## Giant of the AFL

HAWTHORN superstar Lance Franklin could be paid by the AFL outside the salary cap if he leaves for Greater Western Sydney.

The AFL would consider making Franklin an ambassador as it did with rugby league converts Israel Folau and Gold Coast recruit Karmichael Hunt.

But the league would not enter into an arrangement with Buddy and the Giants until after he had committed to the new franchise.

Mark Robinson reports, Back Page



## More charges

ACCUSED killer Adrian Bayley has been charged with raping two women before the alleged rape and murder of Jill Meagher (above) last year.

Sex crimes squad detectives yesterday charged Mr Bayley, 41, with the alleged rape and false imprisonment of the women in separate attacks on April 5 in Elwood and July 15 in Balaclava. It takes to three the number of rapes Mr Bayley has been accused of since Ms Meagher's alleged rape and murder.

Report, Page 8

## LIB MPs SLAM BAILLIEU

**THE CHIEF  
ADVISER**

**THE  
PARTY BOSS**

# PREMIER'S MEN PROBED

**NEW TAPE**  
 Sir Ken Jones blasts  
 Simon Overland  
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James Campbell

THE Baillieu Government has plunged deeper into crisis as Liberal MPs admit they are "despairing" over the Premier's handling of the secret police tapes.

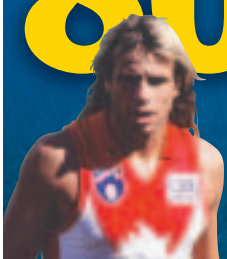
Liberal MPs said last night Ted Baillieu's decision to refer his right-hand man, Tony Nutt, to the corruption watchdog — but keep him on as his chief adviser — was a mistake.

The *Herald Sun's* revelations of a secret payout and job help for a former adviser forced Mr Baillieu to refer Mr Nutt and party boss Damien Mantach to IBAC.

Mr Baillieu emerged from crisis talks to deny he was aware of the payout or the offer from Mr Nutt.

Reports, Pages 4-7

## 80s FOOTY DVD


**GREAT  
MARKS**
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GOALS**
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PLAYERS**

**TOKEN  
PAGE 2**

\*Conditions apply



# Cabinet in crisis

## Premier's IBAC move may be too clever by half

TED Baillieu's decision to dropkick the Nutt-Weston-Mantach affair to IBAC yesterday must have seemed like a clever move.

By making the debate about Tony Nutt and Damien Mantach's assistance to Tristan Weston a question of legality — instead of, say, propriety — the Premier probably hoped to shut down debate on the matter.

By referring it to IBAC, he no doubt hoped to give himself first-mover advantage.

Because, no doubt even as the Premier was speaking to the media yesterday afternoon, staff in the office of Opposition Leader

**“The move is fraught with political danger for the Government and has gone down like a lead balloon with some members of his Cabinet**

Daniel Andrews were hunched over their computers, straining to listen to audio, as they drafted their own letter to the anti-corruption body.

But the move is actually fraught with political danger for the Government and has gone down like a lead balloon with some members of his Cabinet.

First, because there will be immense pressure on Mr Baillieu's new corruption body to show that the “all sorts of constraints and controls” Mr Nutt said the Government planned to put in place to stop IBAC “rampaging around the place doing pretty much what they want to anyone” haven't left it toothless.

Second, the Premier has now set the bar low for

**James Campbell**



COMMENT

future references to IBAC. Indeed, it is hard to imagine a scandal that won't meet the threshold.

Moreover, referring the problem to IBAC doesn't solve the ongoing problem that the police crisis tapes have exposed to the world; namely, that some people simply do not believe the Deputy Premier's assurances that he did not lie to the Office of Police Integrity and Parliament — and at least one of them is sitting on the same side of the House as he is.

Nor can IBAC fix the fact that Victorians have been given a glimpse of the withering contempt that the Premier's senior adviser appears to hold for Peter Ryan's political abilities.

The Deputy Premier is not a humble man and now knows the Premier's man thinks he “can go over the top when it needs to be calm” and treated his parliamentary secretary “like s--t”.

More seriously for Mr Baillieu, Cabinet ministers were last night saying openly that having the Premier's private office under IBAC investigation was “politically unsustainable”.

Even before Mr Baillieu made his dramatic move yesterday afternoon, senior backbenchers were already describing the mood in the party room as “extremely volatile”.

The danger to Mr Baillieu is that his actions yesterday have made his situation much worse.



Under siege: Premier Ted Baillieu yesterday.



**TRISTAN WESTON**



Media call: Ted Baillieu outlines his IBAC decision.





# over Ted's mess

## 10 QUESTIONS THE BAILLIEU GOVERNMENT MUST ANSWER

**1** How can the Premier's office function with its most senior employee under investigation by the state's anti-corruption body?

**2** How could Premier Ted Baillieu not have known about the promises Mr Nutt was making to Mr Weston?

**3** Does Mr Baillieu think the offers being made to Mr Weston by Mr Nutt of assistance in finding a job were appropriate?

**4** Why was Mr Nutt not stood aside pending the IBAC inquiry?

**5** Can the public have any confidence in the powers of IBAC to investigate, given Mr Nutt's claims that the Government enforced "checks" on IBAC to ensure it did not ruin people's reputations?

**6** Did Peter Ryan lie to the public, the OPI or the Parliament over what he knew about Tristan Weston's actions?

**7** Was the \$22,500 paid to Tristan Weston designed to buy his silence?

**8** Were any taxpayer funds used to pay out Mr Weston's contract, given Mr Nutt's pledge to explore "some mechanisms" for him?

**9** Why did Mr Nutt tell Mr Weston that if everything died down, Premier Ted Baillieu would offer Mr Weston's friend Bill Tilley a return to the job of parliamentary secretary?

**10** Why was the payment of \$22,500 to Mr Weston kept secret from the Liberal Party's administration committee?

Crisis talks: Tony Nutt is seen through a window at the Premier's office on Sunday night.



### Herald Sun

At the very least, Tony Nutt, the Premier's chief of staff, should be made to step aside until an IBAC investigation is complete.

FULL EDITORIAL,  
PAGE 28

DAMIEN  
MANTACH

## Liberal ministers in despair over Baillieu's loyalty

James Campbell and  
Matt Johnston

LIBERAL MPs including Cabinet ministers were in open despair last night at Premier Ted Baillieu's handling of the secret police crisis tapes.

One minister said last night the situation was "politically unsustainable". "You can't have the Premier's office being investigated by IBAC," the minister said.

Mr Baillieu fronted the media yesterday to say he was referring the explosive material published in yesterday's *Herald Sun* to the state's anti-corruption commission.

"In terms of the matters that were raised today, I was unaware of these conversations," he said.

Mr Baillieu said the recordings raised questions about his chief of staff Tony Nutt, Liberal Party state director Damien Mantach and Deputy Premier Peter Ryan's former adviser, Tristan Weston.

The move came after a day of silence from the Government following yesterday's revelations that Mr Nutt had promised to find Mr Weston work — after Mr Weston quit in the wake of an OPI report into the split between top cops Simon Overland and Sir Ken Jones — and that Mr Mantach authorised \$22,500 to be paid to Mr Weston.

Mr Baillieu did not stand aside Mr Nutt pending a possible Independent Broad-based Anti-corruption Commission inquiry, or criticise the \$22,500 payment.

"I have great confidence in Tony Nutt," he said.

Liberal Party sources said yesterday that there was widespread anger against Mr Mantach for authorising the payment, apparently without informing the party's administration committee.

"What do you think this will do for our fundraising?" a Cabinet minister said.

The *Herald Sun* has been told yesterday's Cabinet meeting discussed the crisis in detail, but Mr Baillieu did not inform his ministers that he planned to refer material involving the most senior member of his office to the IBAC.

Earlier in the day rumours spread throughout the Liberal Party that a move could be made against Mr Baillieu's leadership as early as this morning.

Liberal MPs will meet at 8.30am today for a rare "Liberals-only" meeting — without their Coalition partners the Nationals.

Senior MPs said that while rumours were rife, no one at this point was planning a move against Mr Baillieu.

But one backbencher

### THE IBAC EXPLAINED

- The Independent Broad-based Anti-corruption Commission is charged with preventing and investigating serious corrupt conduct and police personnel misconduct
- Authority extends across the Victorian public sector, including MPs, the judiciary, statutory authorities and state and local government
- Its establishment by the Baillieu Government allowed for the Office of Police Integrity to be dissolved

described the atmosphere as "extremely volatile" and a Cabinet minister said it was not beyond possibility that Mr Baillieu would be "tapped on the shoulder" by the end of the week.

Another minister said there had been plenty of chatter yesterday morning, after the *Herald Sun* stories and a poor Newspoll published in *The Australian*.

Mr Baillieu said he would not comment on polls, but

**I have great confidence in Tony Nutt**

Premier TED BAILLIEU

the information revealed about his chief of staff's conversations was a "matter of public importance".

"I am writing today to the IBAC commissioner to provide him with the information that appears in the *Herald Sun* ... in regard to Mr Nutt, Mr Mantach and Mr Weston, so that he can consider whether there is a need to assess this information," Mr Baillieu said.

"I haven't listened to the tapes and I haven't read all the transcripts.

"The point of providing this information to the IBAC commissioner is to allow him to make that assessment as to whether there's any need for any further consideration."

Opposition Leader Daniel Andrews said the revelations were astounding and raised new questions about Deputy Premier Ryan.

He said it was hard to believe Mr Weston acted alone, while the Premier's chief of staff was "off trying to find sweetheart deals, and organise payment of hush money to Tristan Weston".

Mark Knight, Page 27



# Labor attacks Deputy Premier

Annika Smethurst, Michelle Ainsworth and Matt Johnston

THE State Opposition has launched a new attack on Deputy Premier Peter Ryan after secret tapes of the police command crisis were revealed.

Opposition Leader Daniel Andrews addressed waiting media while Premier Ted Baillieu's Cabinet met to discuss the explosive new recordings.

He said Mr Ryan's evidence to the Office of Police Integrity had been called into question.

"I think this casts Peter Ryan in an appalling light — not even the Premier's chief of staff believes Peter Ryan when he said he knew nothing, and that Tristan Weston was a rogue," Mr Andrews said.

Mr Andrews said the recorded conversation spoke volumes as to the "dysfunctional nature of this Government".

"I don't think anybody accepts that Peter Ryan knew nothing, but if you take him at his word, I say a bloke who knows nothing has no business being the Police Minister in this state," he said.

He said the Premier must explain why he continued to have confidence in Mr Nutt, who had offered to help Mr Weston find a job.

"Why were they (the Liberals) organising a job for him?" Mr Andrews said.

"If he is as inappropriate in his actions as the Deputy Premier has said, why were they organising cash payments for him?"

Labor anti-corruption commission spokeswoman Jill Hennessy said any inquiry that might be held by IBAC should be transparent.

She said IBAC reports were sent to the Premier's office and he must ensure it was made public.

"If IBAC investigates, IBAC can just provide a report back to the Premier — will he release it? Will the public ever be given reassurance that this matter has been properly investigated?" she said.

It is not clear whether any IBAC probe will extend to whether the Premier and Deputy Premier knew of hush money and a plot against former police chief Simon Overland.

Mr Ryan was nowhere to be seen yesterday while senior government ministers dodged waiting media as they arrived at Treasury.

## Recorded telephone conversations between Sir Ken Jones and Tristan Weston in May 2011

### Conversation 1

**Ken Jones:** ...gone in a few weeks time, no one would have been none the wiser. His career's (Simon Overland) in a massive s...t-storm. And now he's struggling to try and justify it.

**Tristan Weston:** Yeah, well he's got no, he's got no, I think he's probably sitting there thinking 'what can I do, what can I do to justify this? I know, I'll hint at something nefarious going on but I won't provide any details because of privacy reasons or whatever.'

**KJ:** Well he daren't, he daren't. Because there's nothing there. You know, he's being investigated, you and I know that for an absolute fact!

**TW:** Hmm, yeah.

**KJ:** But he's going to have his OPI dogs on me, there's no doubt about that.

...

**KJ:** Well I hope they're not stupid enough to get suckered into you know, stretching the law, breaking it. I really do.

**TW:** Well I wouldn't, put it past, anything past these blokes because...

**KJ:** No.

**TW:** ...he's desperate to maintain power...

**KJ:** Well, he's got it, he's got it. I've gone. (inaudible) ... he just needs to sit down and shut up. I just wish he would. And then we could, these things would then play out anyway.

...

**TW:** But the Government can't sit on its hands forever on this though, eventually they'll have to commit themselves to yes, we're supporting party A or party B, and ...

**KJ:** They don't have to support me any more, I've gone, but they should at least give me the dignity of an interview.

...

**KJ:** Well, I wouldn't even say that (inaudible) it's just only fair we speak to senior players when they leave government service.

**TW:** An exit interview, yeah.

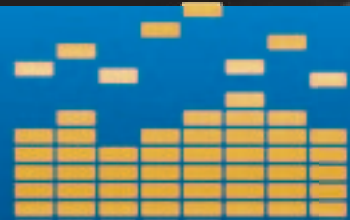
**KJ:** Something like that. To actually just put him on notice a bit.

...

**TW:** If I don't speak to Peter (Ryan) tonight I'll be definitely speaking with him tomorrow.

**KJ:** Cheers.

**TW:** And that's the first question I'm going to be asking him. 'Why haven't you spoken to the bloke and asked him yourself?'



**NOW LISTEN TO ALL THE TAPES ONLINE**  
heraldsun.com.au

## OPI not corrupt, says former director

Michelle Ainsworth, Matt Johnston and Annika Smethurst

VICTORIA'S present and former corruption-fighting bodies have defended themselves from attacks made in the secret police crisis tapes.

Former Office of Police Integrity director Michael Strong came out swinging after one tape included Premier Ted Baillieu's chief of staff, Tony Nutt, saying the body acted like the "Stasi".

"It's an outrageous slur, not only on me ... a terrible slur on my very dedicated staff, whom I admire enormously still," Mr Strong told ABC Radio.



Mr Baillieu yesterday referred the tape scandal to the newly formed Independent Broad-based Anti-corruption Commission, after Mr Nutt said it faced "all sorts of constraints and controls" to ensure reputations were not automatically destroyed during investigations.

A spokesman for IBAC, Phil Buckley, said the new corruption buster was

charged with the "identification, investigation and exposure of serious corrupt conduct, and police personnel misconduct".

The referral was made after Mr Strong spoke out for the first time since he left the now-defunct body.

"I have no problem with anyone investigating what happened at the OPI. I have nothing to hide. I believe me and my staff acted with

complete integrity, so if anyone wants to explore that they're very welcome to," Mr Strong said.

"Mr Nutt, who is the Premier's chief of staff, the most senior man or woman in the Premier's office, appears to be alleging that the OPI under my leadership was corrupt and that it fitted people up.

"What that means is allegedly we made allegations and findings against people knowing those allegations and findings were false, that's what fitting people up means.

"That, I assume, is the basis of the allegation that the OPI under my leadership was corrupt ... now

that is all outrageous."

In the secret tapes, revealed yesterday, Mr Nutt said the OPI was steeped in a "cowboy, Stasi, bizarre, no judgment, just-fit-people-up" culture under the leadership of Mr Strong.

"(You) would have noticed that with IBAC we've put in all sorts of constraints and controls to ensure that the kind of generalised allegation and automatic destruction of people's good name has been much more severely constrained ... and we're going to have all sorts of supervising mechanisms so that they're not unchecked and rampaging around the place," Mr Nutt said.



**Transparency:** Hennessy.



Side by side:  
Simon Overland  
and Peter Ryan at a  
parliamentary hearing  
in May 2011.

## Recordings highlight Sir Ken's fury

# Weston: I'll talk to Ryan

James Campbell

PETER Ryan's adviser, Tristan Weston, repeatedly told Sir Ken Jones he'd bring his minister into the loop as Sir Ken was being marched out of the Victoria Police Centre in May 2011.

In two telephone conversations — which were digitally recorded and have now been obtained by the *Herald Sun* — Mr Weston tells an angry and upset Sir Ken he will raise his concerns with Mr Ryan.

The pair also criticised then-chief commissioner Simon Overland, with Sir Ken saying: "He'll get his day one day. Something will get him."

Mr Weston replies: "It's coming, it's just a shame that it's taken so long."

The conversations give the first public insight into how Sir Ken — who has repeatedly refused to make any comments about his departure — was feeling as he was forced out the door by Mr Overland, who had accused his former deputy commissioner of leaking information.

In one of the conversations, Sir Ken — who had resigned but planned to work for another six weeks before he completed his duties — laments that Mr Overland was "going to have his OPI dogs on me, there's no doubt about that".

In the conversation, Mr Weston — apparently refer-

ring to the mammoth struggle between Sir Ken and Mr Overland — says the Government can't "sit on its hands forever though, and eventually they'll have to commit themselves to, yes, we're supporting party A or party B".

He also says he'll discuss the dispute with Mr Ryan.

"If I don't speak to Peter tonight, I'll be definitely

"we made a deal. We made a deal".

Mr Weston promises to raise it with Mr Ryan: "All right, leave this with me. I'll speak to Peter."

Twice more he says he will raise Sir Ken's concerns with Mr Ryan.

In an apparent reference to the Ombudsman's investigation into Mr Overland, Sir Ken says: "Wait for the Ombudsman, I think that's going to do him."

Mr Weston again urges Sir Ken to defend himself from Mr Overland's attacks.

"I'm not lowering myself to his level," Sir Ken says.

"But where I draw the line is if he says anything publicly. Because I won't be talking about him. I'll be talking about the hundreds of millions of dollars, the people who've died and the (edited by the *Herald Sun* for legal reasons)."

Mr Weston also reassures Sir Ken he does not believe Mr Ryan had notice that he was to be asked to finish duties immediately.

"I'd be very disappointed if he consulted and got support for this with the minister," Sir Ken says.

"Peter would not agree to that ... Peter has too much character, integrity for that," Mr Weston replies.

Sir Ken also says there are better ways for him to leave, such as a "nice send-off with the minister or something, and a cup of tea".

**Sir Ken laments that Mr Overland was 'going to have his OPI dogs on me, there's no doubt about that'.**

speaking with him tomorrow," Mr Weston says.

Sir Ken replies: "Cheers", to which Mr Weston says: "And that's the first question I'm going to be asking him: 'Why haven't you spoken to the bloke and asked him yourself?'"

In the second phone call, Sir Ken appears furious that he has just been ordered out of the office by Mr Overland.

He tells Mr Weston he won't speak out against Mr Overland publicly because

**Phone calls:**  
Former Victorian  
deputy police  
commissioner  
Sir Ken Jones.

### Conversation 2

**KJ:** He (Simon Overland) won't be able to kick me when I'm not around the office any more, so.

**TW:** This man is a disgrace.

**KJ:** Oh, I tell you what.

**TW:** This man has zero integrity at all.

**KJ:** None at all, I mean he's f.....g lied to me last night about what we were going to do, what we were going to say and he's just gone and, the way he did it (inaudible) ...

**TW:** What did he just walk in and say "clean your desk out" or something did he?

**KJ:** More or less, brought a lawyer in with him. (Inaudible) ...

...

**KJ:** People say you get the police force you deserve.

**TW:** But Ken, you don't have to be a punching bag forever. There's nothing wrong with standing up and defending yourself.

...

**KJ:** Well, we made a deal, we made a deal.

**TW:** But he breaks his word every five minutes.

...

**KJ:** Wait for the Ombudsman. I think that's going to do him.

...

**KJ:** ... I will draw the line is if he says anything publicly. But we don't want that. Because I won't be talking about him. I'll be talking about the hundreds of millions of dollars, the people who've died, (deleted for legal reasons). I'll be talking about that. I won't talk about him.

**TW:** All right leave this with me. I'll speak to Peter, I'm ...

**KJ:** He's out of control. He's out of control.

**TW:** ... I'm appalled.

**KJ:** I'd be very disappointed if he consulted and got support for this with the minister. Because I'm due to work here for six more weeks and I've got things I should be doing.

**TW:** Well, I certainly don't know about it, but he does talk privately to Peter but I don't, Peter would not agree to that ...

...

**TW:** ... and I'll take this up with Peter.

**KJ:** But ah, it's another immaturity and irresponsible if he hasn't actually run this by the Government ...

**TW:** I will find out.

**KJ:** I could be more of an angry (inaudible) ... just go out now outside the front of his building and call for the media ...

...

**KJ:** He should not be talking about getting rid of someone like me without talking to the Government, the Government, he shouldn't do it.

**TW:** Peter is, has too much character, integrity for that ... he wouldn't stand for that sort of business.



### Letten Property Schemes NOTICE OF POSSIBLE DISTRIBUTION

In February, March and July 2010, the Federal Court of Australia appointed Receivers to certain investment properties and businesses which had been promoted for public investment by companies, particularly LGH Administration Pty Ltd and LGH Holdings Pty Ltd, associated with Mr Mark Letten ("Letten Property Schemes").

The Receivers of the Letten Property Schemes notify all Investors and other claimants that they intend to declare an interim distribution. It is not yet clear what amount, if any, will be available for distribution.

Investors and other claimants who have not yet submitted a Formal Proof of Claim Form or Investment Confirmation Form to the Receivers are required to do so on or before 25 March 2013 to participate in the interim distribution. Investors and other claimants who do not submit a claim by this date will be excluded from the benefit of the interim distribution.

Investors and other claimants who have previously submitted a Formal Proof of Claim Form or an Investment Confirmation Form are not required to resubmit either of these forms.

A copy of the claim form and instructions can be obtained at [www.kpmg.com.au/lettenproperty](http://www.kpmg.com.au/lettenproperty).

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