

PHIL WALKER GIPA APPLICATION – VIDEOS MARCH & APRIL 2018 PARTS 1 – 5

SEEKING KPMG BUSINESS CASE ON FORCED COUNCIL AMALGAMATIONS

1. PHIL WALKER GIPA APPLICATION – INTRODUCTION VIDEO PART 1 (16:44)

SEEKING KPMG BUSINESS CASE ON FORCED COUNCIL AMALGAMATIONS 19 MARCH 2018

<https://www.youtube.com/watch?v=TSGvt2pWYHo>



Pittwater resident Phil Walker has brought a GIPA (freedom of information) application for the KPMG 'Business Case' and source documents used by the Baird/Berejiklian Government to force council amalgamations, including that of Pittwater. He argues that the

Government has waived Cabinet privilege over source KPMG documents by publicly releasing and relying on a short form KPMG summary report and merger proposals that directly named those sources.

Walker also alleges that the Premier's Department has failed to carry out adequate searches.

This is the first (Part 1) of a number of videos that will follow this case through to completion.

2. PHIL WALKER GIPA APPLICATION – CABINET-IN-CONFIDENCE VIDEO PART 2 (13:29)

SEEKING KPMG BUSINESS CASE ON FORCED COUNCIL AMALGAMATIONS 19 MARCH 2018

<https://www.youtube.com/watch?v=Fx5JabpsDFc>



Pittwater council and many other good local councils were destroyed in the Government's attack on local democracy and its failed forced amalgamation agenda.

The Government based its case for destroying 78 councils across NSW on a summary KPMG report

containing final figures with nominated sources, alleging financial benefits from mergers.

The Government refuses to release these KPMG sources, including the 'Business Case' and 'merger impacts and analysis', on the basis of 'Cabinet-in-confidence'.

However, to date they have released over 40 KPMG documents to Phil Walker in this GIPA application, all stamped 'Cabinet-in-confidence'. They have waived their privilege over those documents. Are they not also by their actions deemed to have waived any claim of 'Cabinet-in-confidence' over KPMG source documents?

Shouldn't the Government publicly release these kind of documents anyway, whether it is over forced amalgamations, moving the Powerhouse, building stadiums or light rail or motorways? Doesn't the public interest, fairness and transparency demand it?

This is the second (Part 2) of a number of videos that will follow this case through to completion.

3. PHIL WALKER GIPA APPLICATION – PREPARATION VIDEO PART 3 (7:46)

SEEKING KPMG BUSINESS CASE ON FORCED COUNCIL AMALGAMATIONS 26 MARCH 2018

<https://youtu.be/HGIUCQVD1w8>



Phil Walker was in court on 26 March at a directions hearing before the Tribunal. Issues arose relating to representation, the scope of the application and evidence to be called for the hearing.

In Hyde Park afterwards, a discussion ensued between Phil Walker and Phil Jenkyn

about the preparation needed for the hearing, affidavit evidence about surrounding circumstances and KPMG reports, and generally about the conduct of the Department and Government.

A Government hiding KPMG source material while at the same time spruiking billions of dollars of alleged benefits from the KPMG report is a low act and a complete disgrace.

Those who fight for the public interest should never be seen by governments as the enemy.

This is the third (Part 3) of a number of videos that will follow this case through to completion.

4. PHIL WALKER GIPA APPLICATION – THE HEARING VIDEO PART 4 (14:43)

SEEKING KPMG BUSINESS CASE ON FORCED COUNCIL AMALGAMATIONS 10 APRIL 2018

https://www.youtube.com/watch?v=-e1_c4LTcn8



Hearing day arrived at NCAT on 10 April 2018. The Crown witnesses cross-examined by Phil Walker revealed inadequate searching for KPMG documents. Walker's evidence included the affidavit of Phil Jenkyn, who was not cross-examined.

The Applicant is to file a further written submission by 17 April and the Crown by 15 May. The case will then await decision.

Evidence uncovered through GIPA legislation and at NCAT will be helpful in Pittwater getting its council back.

This is the fourth (Part 4) of a number of videos that will follow this case through to completion.

5. PHIL WALKER GIPA APPLICATION – THE MODEL LITIGANT VIDEO PART 5 (7:47)

SEEKING KPMG BUSINESS CASE ON FORCED COUNCIL AMALGAMATIONS 17 APRIL 2018

<https://www.youtube.com/watch?v=NoNoh6lw-H0>



Phil Walker today filed his final submission. After the Crown files its submission the case will await decision. The Department and the Government have an obligation to act as a “model litigant”, that is to have the highest standards in dealing with citizens, to be in full accord with the principles of equity and good conscience,

to ascertain the law and obey it, and where a matter is before a court, to assist the court to arrive at a proper and just result.

The Government's actions in hiding the KPMG source documents and refusing to reveal them has exhibited the lowest standards imaginable for a government, its conduct is clearly unconscionable, it has treated citizens with total disrespect, and has done everything it can before the courts to deny a proper and just result.

This is the fifth (Part 5) of a number of videos that will follow this case through to decision.

All 5 Videos appear in John Illingsworth's [pittwaterpathways](https://www.youtube.com/watch?v=NoNoh6lw-H0) under Playlists 'Your Legally Enforceable Right' <https://www.youtube.com/playlist?list=PLor69SMXRyYcFS8hKqONaoD-VSgl5Ao8R>