

Australian Government Independent Parliamentary Expenses Authority

# ASSURANCE REVIEW MEMORANDUM - [2022/004]

Mr Andrew Laming: Travel, including family reunion travel.

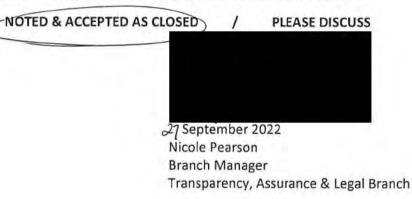
# Date: 6 September 2022

To: Nicole Pearson Branch Manager, Transparency, Assurance & Legal

# RECOMMENDATION

It is recommended that you:

i. Note the contents of this assurance review, and accept the matter as closed.



Prepared by:



Assurance Officer, Audit & Assurance Transparency, Assurance & Legal Branch **Reviewed by:** 



Assistant Director, Audit & Assurance Transparency, Assurance & Legal Branch

One Canberra Avenue, Forrest ACT 2603 • Telephone 02 6215 3000 Internet www.ipea.gov.au



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# SCOPE

1. The scope for the assurance review is for use of COMCAR and Cabcharge within Sydney, Melbourne and Brisbane, and scheduled commercial flights taken by Mr Laming, his spouse and his two children in April 2022.

# PURPOSE

2. This assurance review aims to determine whether the dominant purpose of travel undertaken by Mr Andrew Laming within Sydney and Melbourne, from Melbourne to Brisbane and within Brisbane during the relevant periods, was parliamentary business as defined in the legislation, and that the definition of family reunion travel was met.

# BACKGROUND

- 3. Prior to an election, IPEA regularly reviews the use of work expenses by parliamentarians in marginal seats, as well as those that have not been preselected or that have indicated their intention to leave parliament.
- 4. IPEA's travel data, media articles and social media posts are used in these assessments.
- 5. In accordance with IPEA's protocol on dealing with misuse of parliamentary work expenses, a Preliminary Assessment into Mr Laming's travel commenced on 17 May 2022.
- 6. A review of Mr Laming's travel data for April indicated that he had used parliamentary resources to travel from Melbourne to Brisbane on 10 April 2022, including flights for his spouse and two children.
- 7. In accordance with IPEA's protocol on dealing with misuse of parliamentary work expenses, an Assurance Review into Andrew Laming's travel commenced on 18 May 2022.
- 8. IPEA obtained data in relation to travel for Mr Laming covering the relevant period. (Attachment 1).
- 9. Expenditure information was obtained from the Assurance Power BI Travel Calendar dashboard.
- 10. A review of Mr Laming's travel data for April indicated that he had used parliamentary resources to travel from Melbourne to Brisbane on 10 April 2022, including flights for his spouse and two children.
- 11. Parliamentary resources were also used to travel within Sydney on 5 and 6 April 2022, within Melbourne on 6 April 2022, and from Brisbane Airport to his home on 10 April 2022.
- 12. Commercial flights, Cabcharge and COMCAR use from both MMR and the dashboard was examined.
- 13. A search on relevant media/social media articles was undertaken. (Attachment 2).

# LEGISLATIVE FRAMEWORK

- 14. The relevant legislative framework is:
  - Parliamentary Business Resources Act 2017
  - Parliamentary Business Resources Regulations 2017 (section 98)

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- Parliamentary Business Resources (Parliamentary Business) Determination 2017
- Parliamentary Business Resources (Commonwealth Transport) Determination 2017
- 15. The principles based legislative framework imposes a number of obligations on parliamentarians in relation to their use of public resources. In summary, parliamentarians are personally responsible and accountable for their use of public resources. They must be prepared to publicly justify their use of public resources for conducting their parliamentary business and must act ethically and in good faith in using, and accounting for the use of, those resources. Specifically, a parliamentarian must not claim public resources unless they are claimed for the dominant purpose of conducting their parliamentary business.
- 16. "Parliamentary business" has the meaning given by section 6 of the PBR Act. Activities that fall within the four duty streams of parliamentary business are set out in the Parliamentary Business Determination as "parliamentary duties", "electorate duties", "party political duties", and "official duties".
- 17. Under section 6 of the *Parliamentary Business Resources Regulations 2017* (the Regulations), a family member of a member travels for *family reunion purposes* if:
  - (a) the member is travelling within Australia for the dominant purpose of conducting the member's parliamentary business; and
  - (b) the family member travels to accompany or join the member; and
  - (c) the travel by the family member is for the dominant purpose of facilitating the family life of the member's family.
- 18. Under section 98 of the Regulations:

A member must give any claim forms or other compliance information required by the Administrator to:

- (a) the Administrator; or
- (b) a person nominated by the Administrator

The Commonwealth is not liable to provide public resources prescribed by this instrument in relation to which a member has failed to provide compliance information as required by this section.

# ANALYSIS

- 19. A letter was sent to Mr Laming on 18 May 2022 asking what the nature of his parliamentary business was relating to the use of scheduled commercial flights, COMCAR and Cabcharge during the relevant period (Attachment 3).
- 20. A response was received by Mr Laming on 19 May 2022 outlining the details of the travel, but no supporting evidence was provided (Attachment 4).
- 21. A second letter was sent to Mr Laming on 20 May 2022 requesting that he provide evidence to support his claims (Attachment 5).
- 22. Mr Laming responded on 20 May 2022 advising that his previous response was his final response to the matter (Attachment 6).

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- 23. A third letter was sent to Mr Laming on 1 July 2022 advising him of his obligations to provide IPEA with information under section 98 of the Regulations. Under regulation 98 of the Regulations, Mr Laming is obliged to provide compliance information in relation to the use of public resources as required by IPEA. If this information is not supplied, the Commonwealth is not liable for the business resources accessed (Attachment 7).
- 24. Mr Laming responded on 1 July 2022 and referred to the concluded audit earlier in 2022. He failed to address IPEA's ongoing assurance questions regarding current matters (Attachment 8).
- 25. A fourth letter was sent to Mr Laming on 7 July 2022 advising that the audit had concluded and that he was still required to answer IPEA's questions in relation to the current assurance matter. He was also advised that he would be liable for travel costs if he did not respond (Attachment 9).
- 26. As no response was received, a fifth letter was sent to Mr Laming on 24 August 2022 with invoices attached for the relevant travel (Attachment 10).
- 27. Mr Laming sent two further responses on 24 August 2022 in relation to the audit (Attachments 11 & 12).

# CONCLUSION

28. As Mr Laming has not provided a response to this Assurance Review with the requested information, invoices have been raised for the relevant expenses. A penalty of 25 per cent has also been applied under the provisions of section 38(1) of the Act.

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Amount (GST excl.	Arrival Time	Arrival Date	Arrival Location	Departure Time	Departure Date	Departure Location	Work Expense
\$162.1	12:30 PM	05/04/2022	Sydney CBD	11:15 AM	05/04/2022	Mascot	COMCAR
\$24.9	1:49 PM	05/04/2022	Redfern		05/04/2022	Sydney CBD	Cabcharge
\$26.0	3:05 PM	05/04/2022	Sydney CBD		05/04/2022	Surry Hills	Cabcharge
\$17.9	10:45 PM	05/04/2022	Chippendale		05/04/2022	Sydney CBD	Cabcharge
\$60.3	8:19 AM	06/04/2022	Mascot	7:55 AM	06/04/2022	Chippendale	COMCAR

Work Expense	Departure Location	Departure Date	Departure Time	Arrival Location	Arrival Date	Arrival Time	Amount (GST excl.)
Cabcharge	Melbourne Airport	06/04/2022		St Kilda	06/04/2022	1:00 PM	\$83.39
Travel Provider – QANTAS Andrew Laming	Melbourne	10/04/2022	2:20 PM	Brisbane	10/04/2022	4:30 PM	\$1,361.59
Travel Provider – QANTAS spouse	Melbourne	10/04/2022	2:20 PM	Brisbane	10/04/2022	4:30 PM	\$1,361.59
Travel Provider – QANTAS Dependent child	Melbourne	10/04/2022	2:20 PM	Brisbane	10/04/2022	4:30 PM	\$1,361.59
Travel Provider – QANTAS Dependent child	Melbourne	10/04/2022	2:20 PM	Brisbane	10/04/2022	4:30 PM	\$1,361.59
Cabcharge	Brisbane Airport	10/04/2022	-	Ormiston	10/04/2022	7:00 PM	\$78.62

# Attachment 2

...



Two decades ago, wrangled fellowships with me and now lead our profession. One of us took a road less travelled. Finally reunited, we compared notes on the health system, COVID and of course politics.

...



د 1 comment 1 share کې Share

Andrew Laming is at The Dustin Martin School of Fend Off Brilliance and Footballing Greatness. 9 April - Melbourne, VIC - 3

The great one immortalised (top left)



08 16

. 🖒 Like

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From:	
To:	
Cc:	
Subject:	
Date:	
Attachme	nts:

Assurance Assurance Review - Mr Andrew Laming [SEC=OFFICIAL] Wednesday, 18 May 2022 10:45:00 AM First Letter - Andrew Laming - 18 May 2022.pdf Attachment A - Andrew Laming - 18 May 2022.pdf Image001.png

# SEC=OFFICIAL

# Dear Mr Laming,

Please find **attached** correspondence from the Independent Parliamentary Expenses Authority in relation to travel you have undertaken.

Should you wish to discuss this matter, please do not hesitate to contact me on (02) 6215 3000 or assurance@ipea.gov.au.

#### Yours sincerely

#### Nicole Pearson

Branch Manager, Transparency, Assurance and Legal Independent Parliamentary Expenses Authority

Assurance

T: 02 6215 3000 |

SEC=OFFICIAL



Australian Government

Independent Parliamentary Expenses Authority

18 May 2022

Mr Andrew Laming PO Box 8024 Cleveland, QLD, 4163

Email:

Dear Mr Laming

#### Assurance Review of travel expenses

The Independent Parliamentary Expenses Authority (IPEA) has responsibility under the Independent Parliamentary Expenses Authority Act 2017 to review work expenses accessed by parliamentarians.

IPEA is undertaking an Assurance Review of Commonwealth-funded travel expenses incurred by you in relation to travel:

- within Sydney on 5 and 6 April 2022;
- within Melbourne on 6 April 2022;
- from Melbourne to Brisbane on 10 April 2022 for yourself, your spouse and your children; and
- within Brisbane on 10 April 2022.

Attachment A details your Commonwealth-funded travel within the relevant periods. We have set out questions for your response to assist in our review. Where we have asked about the nature of your parliamentary business, please provide copies of documentation to support your response, such as diary notes, invitations or media reporting.

Division 2 of the Parliamentary Business Resources Act 2017 (the PBR Act) sets out the principles parliamentarians are to apply when utilising public resources.

'Parliamentary business' has the meaning given by section 6 of the PBR Act. Activities that fall within the four duty streams of parliamentary business are set out in the *Parliamentary Business Resources (Parliamentary Business) Determination 2017*.

Please provide a written response via email to <u>assurance@ipea.gov.au</u>, by close of business on 25 May 2022, or advise us prior to the date if you need more time.

Should you wish to discuss this matter, please contact me on 02 6215 3000.

Nicole Pearson Branch Manager, Transparency, Assurance & Legal Independent Parliamentary Expenses Authority One Canberra Avenue, FORREST ACT 2603

> One Canberra Avenue, Forrest ACT 2603 • Telephone 02 6215 3000 Internet <u>www.ipea.gov.au</u>



# Attachment A

# Andrew Laming Assurance Review of travel expenses

Work Expense	Departure Location	Departure Date	Departure Time	Arrival Location	Arrival Date	Arrival Time	Amount (GST excl.)
COMCAR	Mascot	05/04/2022	11:15 AM	Sydney CBD	05/04/2022	12:30 PM	\$162.1
Cabcharge	Sydney CBD	05/04/2022		Redfern	05/04/2022	1:49 PM	\$24.91
Cabcharge	Surry Hills	05/04/2022		Sydney CBD	05/04/2022	3:05 PM	\$26.09
Cabcharge	Sydney CBD	05/04/2022		Chippendale	05/04/2022	10:45 PM	\$17.91
COMCAR	Chippendale	06/04/2022	7:55 AM	Mascot	06/04/2022	8:19 AM	\$60.30

Work Expense	Departure Location	Departure Date	Departure Time	Arrival Location	Arrival Date	Arrival Time	Amount (GST excl.)
Cabcharge	Melbourne Airport	06/04/2022		St Kilda	06/04/2022	1:00 PM	\$83.39
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Travel Provider – QANTAS Spouse	Melbourne	10/04/2022	2:20 PM	Brisbane	10/04/2022	4:30 PM	\$1,361.59
Travel Provider – QANTAS Dependent child	Melbourne	10/04/2022	2:20 PM	Brisbane	10/04/2022	4:30 PM	\$1,361.59
Travel Provider – QANTAS Dependent child	Melbourne	10/04/2022	2:20 PM	Brisbane	10/04/2022	4:30 PM	\$1,361.59
Cabcharge	Brisbane Airport	10/04/2022		Ormiston	10/04/2022	7:00 PM	\$78.62

# Attachment A

# Andrew Laming Assurance Review of travel expenses

- 1. What was the dominant purpose of your travel to Sydney on 5 and 6 April 2022?
- 2. With reference to the definition given by section 6 of the PBR Act, what was the nature of your parliamentary business in Sydney on 5 and 6 April 2022?
- 3. What was your dominant purpose of your travel to Melbourne from 6 to 10 April 2022?
- 4. With reference to the definition given by section 6 of the PBR Act, what was the nature of your parliamentary business in Melbourne from 6 to 10 April 2022?
- 5. Please advise whether your family's travel expenses meet the three part test in section 6 of the Parliamentary Business Resources Regulations 2017:
  - You were travelling for the dominant purpose of conducting your parliamentary business;
  - Your family was travelling to accompany or join you; and
  - Your family's travel was for the dominant purpose of facilitating family life.

From:	Andrew Laming
To:	Assurance
Subject:	Re: Assurance Review - Mr Andrew Laming [SEC=OFFICIAL]
Date:	Thursday, 19 May 2022 2:15:47 PM
Attachments:	image001.png

Dear IPEA,

The Sydney leg (5,6/4/2022) comprised meetings in a Parliamentary capacity with the Australian Society of Ophthalmologists. The Melbourne leg encompassed vehicle travel to a two-day event (8,9/4/2022) in regional Victoria in my electorate capacity, given my involvement through Stronger Communities funding in re-establishing post-COVID, a successful model for a similar regional community event in Bowman. The dependents' return travel was accompaniment/facilitation of family life. Additional incidental meetings were held in both locations and I am prepared to publicly justify the benefits and value for money of the journey.

My current priority remains obtaining independent assessment of the 2019 IPEA travel assurance/audit decision.

From: Assurance Sent: 18 May 2022 10:44 To: Cc: Assurance Subject: Assurance Review - Mr Andrew Laming [SEC=OFFICIAL] SEC=OFFICIAL

Dear Mr Laming,

Please find attached correspondence from the Independent Parliamentary Expenses Authority in relation to travel you have undertaken.

Should you wish to discuss this matter, please do not hesitate to contact me on (02) 6215 3000 or <u>assurance@ipea.gov.au</u>.

Yours sincerely

Nicole Pearson

Branch Manager, Transparency, Assurance and Legal Independent Parliamentary Expenses Authority

T: 02 6215 3000 |

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From:	Assurance
To:	Andrew Laming
Cc:	Assurance
Subject:	RE: Assurance Review - Mr Andrew Laming [SEC=OFFICIAL]
Date:	Friday, 20 May 2022 9:54:16 AM
Attachments:	image004.png
	Mr Andrew Laming - 20 May 2022.pdf

# SEC=OFFICIAL

# Dear Mr Laming

Thank you for your response. Please find **attached** further correspondence from the Independent Parliamentary Expenses Authority in relation to this matter.

Should you wish to discuss this matter, please do not hesitate to contact me on (02) 6215 3000 or at assurance@ipea.gov.au.

#### Yours sincerely

#### Nicole Pearson

Branch Manager, Transparency, Assurance and Legal

Independent Parliamentary Expenses Authority

T: 02 6215 3000 |

SEC=OFFICIAL

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Australian Government

Independent Parliamentary Expenses Authority

20 May 2022

Mr Andrew Laming PO Box 8024 Cleveland, QLD, 4163

Email:

Dear Mr Laming

Assurance Review of travel expenses

Thank you for your email response of 19 May 2022 in relation to travel expenses incurred by you in April 2022.

In our original correspondence of 18 May 2022 we requested that where asked about the nature of your parliamentary business, you provide copies of documentation to support your response, such as diary notes, invitations or media reporting.

In order for IPEA to conduct its review of your use of expenses, please provide this supporting documentation, via email to <u>assurance@ipea.gov.au</u> by close of business on 25 May 2022, or advise me prior to the date if you need more time.

Should you wish to discuss this matter, please contact me on 02 6215 3000.

Yours sincerely

Nicole Pearson Branch Manager, Transparency, Assurance & Legal Independent Parliamentary Expenses Authority One Canberra Avenue, FORREST ACT 2603

> One Canberra Avenue, Forrest ACT 2603 • Telephone 02 6215 3000 www.ipea.gov.au



From:	Andrew Laming
To:	Assurance
Cc:	Assurance
Subject:	Re: Assurance Review - Mr Andrew Laming [SEC=OFFICIAL]
Date:	Friday, 20 May 2022 10:03:35 AM
Attachments:	image004.png

Thank you.

Please accept yesterday's response as my final correspondence regarding this matter.

# Get Outlook for iOS

From: Assurance Sent: Friday, May 20, 2022 9:54:14 AM To: Andrew Laming Cc: Assurance Subject: RE: Assurance Review - Mr Andrew Laming [SEC=OFFICIAL] SEC=OFFICIAL

Dear Mr Laming

Thank you for your response. Please find attached further correspondence from the Independent Parliamentary Expenses Authority in relation to this matter.

Should you wish to discuss this matter, please do not hesitate to contact me on (02) 6215 3000 or at assurance@ipea.gov.au.

Yours sincerely

Nicole Pearson

Branch Manager, Transparency, Assurance and Legal

Independent Parliamentary Expenses Authority

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# SEC=OFFICIAL

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Subject: Re: Assurance Review - Mr Andrew Laming [SEC=OFFICIAL] Dear IPEA,

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My current priority remains obtaining independent assessment of the 2019 IPEA travel assurance/audit decision.

From: Assurance <<u>Assurance@inea.gov.au</u>> Sent: 18 May 2022 10:44 To:

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Independent Parliamentary Expenses Authority

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or

From:	Assurance
To:	
Cc:	Assurance
Subject:	RE: Assurance Review - Mr Andrew Laming [SEC=OFFICIAL]
Date:	Friday, 1 July 2022 12:51:39 PM
Attachments:	image001.png
	IPEA to Mr Andrew Laming - Assurance Review Third Letter - 1 July 2022.pdf
	Attachment A - IPEA Fact Sheet - Statutory Audit Function.pdf

# SEC=OFFICIAL

Dear Mr Laming

Thank you for your response.

Please find **attached** further correspondence from the Independent Parliamentary Expenses Authority in relation to this matter.

It is important that you read the correspondence and respond.

Should you wish to discuss this matter, please do not hesitate to contact me on

at <u>assurance@ipea.gov.au</u>.

Yours sincerely

Nicole Pearson

Branch Manager, Transparency, Assurance and Legal Independent Parliamentary Expenses Authority

SEC=OFFICIAL

From: Andrew Laming Sent: Friday, 20 May 2022 10:03 AM To: Assurance Cc: Assurance Subject: HPE CM: Re: Assurance Review - Mr Andrew Laming [SEC=OFFICIAL] Thank you. Please accept yesterday's response as my final correspondence regarding this matter. Get <u>Outlook for iOS</u>

From: Assurance <<u>Assurance@ipea.gov.au</u>>

Sent: Friday, May 20, 2022 9:54:14 AM

To: Andrew Laming

Cc: Assurance <<u>Assurance@ipea.gov.au</u>>

Subject: RE: Assurance Review - Mr Andrew Laming [SEC=OFFICIAL]

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From: Assurance <<u>Assurance@ipea.gov.au</u>> Sent: 18 May 2022 10:44

# То

Cc: Assurance <<u>Assurance@ipea.gov.au</u>>

Subject: Assurance Review - Mr Andrew Laming [SEC=OFFICIAL]

SEC=OFFICIAL

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Australian Government

Independent Parliamentary Expenses Authority

30 June 2022

Mr Andrew Laming 64-66 Kinross Road THORNLANDS 4164 QLD

Email:

Dear Mr Laming

# **Outstanding Assurance Matter**

On 18 May 2022, I wrote to you to advise IPEA was undertaking an Assurance Review of Commonwealth-funded travel expenses incurred by you in relation to travel:

- within Sydney on 5 and 6 April 2022
- within Melbourne on 6 April 2022
- from Melbourne to Brisbane on 10 April 2022 for yourself, your spouse and your children
- within Brisbane on 10 April 2022.

In that correspondence, I set out questions for your response to assist in our review. I requested that where asked about the nature of your parliamentary business, you provide copies of documentation to support your response, such as diary notes, invitations or media reporting.

On 19 May 2022, you responded to our questions with the information about your parliamentary business, but you did not provide any supporting documentation.

On 20 May 2022, I wrote to you again requesting that you provide supporting documentation, such as diary notes, invitations or media reporting, to assist IPEA in conducting its review of the travel expenses.

On 20 May 2022, you advised that your previous response, of 19 May 2022, was your final correspondence regarding this matter.

Under section 98 of the *Parliamentary Business Resources Regulations 2017*, you are obliged to provide compliance information in relation to the use of public resources as required by IPEA. If this

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information is not supplied, the Commonwealth is not liable for resources accessed, and an invoice may be raised.

If the requested supporting documentation is not provided via email to <u>assurance@ipea.gov.au</u> by **Thursday 7 July 2022**, IPEA will raise an invoice for the relevant travel expenses. A factsheet about IPEA's Statutory Audit Function is attached (Attachment A) and further information is available on IPEA's website, at <u>ipea.gov.au/assurance-audit</u>.

Should you wish to discuss this matter, please contact me on

Yours sincerely



# Nicole Pearson

Branch Manager, Transparency Audit & Legal Independent Parliamentary Expenses Authority One Canberra Avenue, FORREST ACT 2603

> One Canberra Avenue, Forrest ACT 2603 • Telephone 02 6215 3000 Internet www.ipea.gov.au



# FACT SHEET – STATUTORY AUDIT FUNCTION

October 2020

IPEA audits parliamentarians' work expenses and the travel expenses of their staff under cotion 12 of the *Independent Parliamentary Expenses Authority Act 2017* (IPEA Act). IPEA may make a ruling in relation to travel expenses and allowances under section 37 of the Parliamentary Business Resources Act 2017 (PBR Act).

Preliminary Assessment	Assurance Review	Audit	Post-Payment Checks
A Preliminary Assessment is generally confidential and establishes if further review is necessary.	An Assurance Review determines if there has been a misuse of a parliamentary business resource.	An Audit may commence for two main reasons: 1. As the outcome of an Assurance Review	Post-Payment Checks are ongoing systematic testing of expense use through regular sampling of transactions. This covers
A Preliminary Assessment is conducted where use of work expense(s) (for example, identified through direct contact: third party renording or media)	IPEA assesses the use of the parliamentary business resource against the legislative framework to determine:	<ol> <li>As a systematic and comprehensive examination of the use of a specific category of a parliamentary business resource against the</li> </ol>	<ul> <li>a range of expenses such as:</li> <li>business class travel</li> <li>short term self-drive hire cars</li> </ul>
indicates a matter requires review.	Was there misuse?	legislative framework, potentially by all	desirable destinations
Preliminary Assessments review information held or accessible by IPEA	If the answer is YES, IPEA considers if an Audit, referral or administrative action is appropriate.	pamamentarians ano/or MOP(S) Act employees. Where an Audit results from an Assurance Dovision.	<ul> <li>accompanying family</li> <li>travel adjacent to public/school holidays.</li> </ul>
to determine the threshold question of:	An Audit is considered when:	the Macquarie Dictionary definitions of these terms are considered:	Referring to the Australian Federal Police
<ul> <li>Has a parliamentary business resource been used?</li> </ul>	<ul> <li>or substantial misuse</li> <li>IPEA's statutory information-gathering powers may be required to obtain all the required</li> </ul>	<ul> <li>Substantial: "of ample or considerable amount, quantity, size etc."</li> <li>Systemic: "affecting an occurring activity of the statement of th</li></ul>	IPEA may refer a matter to the AFP at any
If the answer is YES, an Assurance Review follows.	<ul> <li>There may be an educative benefit in publishing IPEA's findings.</li> </ul>	Where an educational purpose or benefit is	point during the Assessment, Keview or Audit process, where compelling prima facie evidence of fraud or other criminal conduct is identified.
Potential pathways:	Referral to the AFP is considered when there is evidence of serious fraud or other criminal conduct.	The decision to publish is made on a case-by-case basis.	
	Potential pathways:	Potential pathways:	Making a Ruling
<ol> <li>Kelerral to more appropriate agency</li> <li>Assurance Review</li> </ol>	<ol> <li>No further action</li> <li>Administrative remedial action, including penalty</li> <li>An IPEA initiated Ruling or Audit</li> <li>Referral to the AFP</li> </ol>	<ol> <li>No further action</li> <li>Administrative remedial action, including penalty</li> <li>An IPEA initiated Ruling or Audit</li> <li>Referral to the AFP</li> </ol>	Rulings are made and finalised by the Members, including where they are, requested by a parliamentarian, recommended by an Assurance Review or Audit.

Email: enquiries@ipea.gov.au

Website: ipea.gov.au Phone: (02) 6215 3000

OT

From:	Andrew Laming
To:	Assurance
Cc:	Assurance
Subject:	Re: Assurance Review - Mr Andrew Laming [SEC=OFFICIAL]
Date:	Friday, 1 July 2022 1:28:28 PM
Attachments:	image001.png

The previous Audit was a fabricated conclusion, arrived at by omitting hard copy evidence in IPEA's possession from the final report.

This was pointed out in the draft stage and IPEA bizarrely elected to evade those constructive queries. The entirety of the Audit turned on the omissions.

It is also clear that the process was activated two years later for political purposes, just 48hours after adverse media; all of which has been found to be baseless.

I won't be bullied into dropping concerns regarding IPEA conduct by the immediate opening a new process.

The March 2022 Audit is now subject to appeal and I again ask IPEA to account for why the following evidence of Parliamentary travel to the Hobart conference address as early as June 11 2019 was excluded from Audit:

- conference registration, evening event booking, flight bookings, non-refundable accommodation bookings and hard copy invitation to attend, available from the convenor upon request.

# Get Outlook for iOS

To:

From: Assurance Sent: Friday, July 1, 2022 12:51:36 PM

Cc: Assurance Subject: RE: Assurance Review - Mr Andrew Laming [SEC=OFFICIAL]

# SEC=OFFICIAL

Dear Mr Laming Thank you for your response. Please find **attached** further correspondence from the Independent Parliamentary Expenses Authority in relation to this matter. It is important that you read the correspondence and respond. Should you wish to discuss this matter, please do not hesitate to contact me on at <u>assurance@ipea.gov.au</u>. Yours sincerely Nicole Pearson

Branch Manager, Transparency, Assurance and Legal Independent Parliamentary Expenses Authority

# SEC=OFFICIAL

From: Andrew Laming Sent: Friday, 20 May 2022 10:03 AM To: Assurance Cc: Assurance Subject: HPE CM: Re: Assurance Review - Mr Andrew Laming [SEC=OFFICIAL] Thank you. Please accept yesterday's response as my final correspondence regarding this matter. Get <u>Outlook for iOS</u> From: Assurance <<u>Assurance@ipea.gov.au</u>> Sent: Friday, May 20, 2022 9:54:14 AM To: Andrew Laming

Cc: Assurance <<u>Assurance@ipea.gov.au</u>>

Subject: RE: Assurance Review - Mr Andrew Laming [SEC=OFFICIAL] SEC=OFFICIAL

Dear Mr Laming

Thank you for your response. Please find **attached** further correspondence from the Independent Parliamentary Expenses Authority in relation to this matter.

Should you wish to discuss this matter, please do not hesitate to contact me on (02) 6215 3000 or at assurance@ipea.gov.au.

Yours sincerely

Nicole Pearson

Branch Manager, Transparency, Assurance and Legal Independent Parliamentary Expenses Authority

# SEC=OFFICIAL

From: Andrew Laming Sent: Thursday, 19 May 2022 2:16 PM

To: Assurance <<u>Assurance@ipea.gov.au</u>>

Subject: Re: Assurance Review - Mr Andrew Laming [SEC=OFFICIAL] Dear IPEA,

The Sydney leg (5,6/4/2022) comprised meetings in a Parliamentary capacity with the Australian Society of Ophthalmologists. The Melbourne leg encompassed vehicle travel to a two-day event (8,9/4/2022) in regional Victoria in my electorate capacity, given my involvement through Stronger Communities funding in re-establishing post-COVID, a successful model for a similar regional community event in Bowman. The dependents' return travel was

accompaniment/facilitation of family life. Additional incidental meetings were held in both locations and I am prepared to publicly justify the benefits and value for money of the journey.

My current priority remains obtaining independent assessment of the 2019 IPEA travel assurance/audit decision.

From: Assurance <<u>Assurance@ipea.gov.au</u>> Sent: 18 May 2022 10:44 To:

Cc: Assurance <<u>Assurance@ipea.gov.au</u>>

Subject: Assurance Review - Mr Andrew Laming [SEC=OFFICIAL] SEC=OFFICIAL

Dear Mr Laming,

Please find attached correspondence from the Independent Parliamentary Expenses Authority in relation to travel you have undertaken.

Should you wish to discuss this matter, please do not hesitate to contact me on (02) 6215 3000 or assurance@ipea.gov.au.

Yours sincerely

Nicole Pearson

Branch Manager, Transparency, Assurance and Legal Independent Parliamentary Expenses Authority

T: 02 6215 3000 |

SEC=OFFICIAL

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or

 From:
 Assurance

 To:
 Image: Comparison of the second of th

SEC=OFFICIAL

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SEC=OFFICIAL

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Cc: Assurance <<u>Assurance@ipea.gov.au</u>>

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Nicole Pearson

Branch Manager, Transparency, Assurance and Legal Independent Parliamentary Expenses Authority

T: 02 6215 3000 |

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# Nicole Pearson

Branch Manager, Transparency, Assurance and Legal

Independent Parliamentary Expenses Authority

T: 02 6215 3000 |

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Australian Government

Independent Parliamentary Expenses Authority

7 July 2022

Mr Andrew Laming

Email:

Dear Mr Laming

**Outstanding Assurance Matter** 

I wrote to you on 30 June 2022 in relation to an Assurance Review of your use of travel expenses between 5 and 10 April 2022. My letter noted that in your earlier correspondence on this Review you had not provided IPEA with the supporting documentation necessary for the conduct of the Review. I advised you of the obligations imposed upon parliamentarians by section 98 of the *Parliamentary Business Resources Act 2017*.

Your response of 1 July 2022 did not address the Assurance Review but raised matters pertaining to the earlier Audit of your use of business expenses between 21 and 27 June 2019. I will deal with those matters first.

On 3 March 2022, IPEA's acting Chief Executive Officer wrote to you enclosing a copy of the Draft Audit Report. You were invited to correct any factual errors and provide any further relevant evidence for consideration in relation to the draft findings. You responded in emails dated 16 and 23 March 2022. IPEA gave consideration to the contents of that correspondence and concluded that you had not identified factual errors or provided further relevant and material information. The Chief Executive Officer wrote to you on 24 March 2022 enclosing a copy of the final Audit Report and the Ruling of the Members of IPEA.

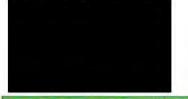
In subsequent emails to IPEA, you have spoken of obtaining independent assessment of the Audit and have indicated that the Audit is now subject to appeal. While judicial review of an audit outcome and a ruling may be available under section 39B of the *Judiciary Act 1903* – a matter on which you would need to seek independent legal advice – IPEA has not been advised of any review. Accordingly, IPEA currently regards this matter as closed.

> One Canberra Avenue, Forrest ACT 2603 • Telephone 02 6215 3000 Internet www.ipea.gov.au

In relation to the Assurance Review of your use of travel expenses between 5 and 10 April 2022, I again confirm that section 98 of the *Parliamentary Business Resources Regulations 2017* requires that a parliamentarian is obliged to provide IPEA with such compliance information as is required to determine that an expense has been incurred in accordance within the legislated provisions. Where compliance information as sought is not provided, section 98 specifies that the Commonwealth is not liable for the cost of resources accessed.

Accordingly, if you do not by Friday 15 July 2022 provide IPEA with supporting documentation as specified in both my letters of 18 and 20 May 2022, I will raise an invoice for the relevant travel expenses.

Yours sincerely



Nicole Pearson Branch Manager, Transparency, Assurance and Legal Independent Parliamentary Expenses Authority

One Canberra Avenue, FORREST ACT 2603

X

One Canberra Avenue, Forrest ACT 2603 • Telephone 02 6215 3000 Internet <u>www.ipea.gov.au</u>



or

From:	Assurance
To:	the second second second second second second second
Subject:	HPE CM: Assurance Review - Mr Andrew Laming [SEC=OFFICIAL]
Date:	Wednesday, 24 August 2022 10:58:15 AM
Attachments:	image001.png
	Letter 5 - IPEA to Mr Laming - 24 August 2022.pdf
	Attachment A - Letter - IPEA to Mr Laming - 7 July 2022.pdf
	Attachment B - Invoice - Mr Andrew Laming 10013660 \$305 88.pdf
	Attachment C - Invoice - Mr Andrew Laming - Ref 3100001976.pdf

SEC=OFFICIAL

Dear Mr Laming

Please find **attached** further correspondence from the Independent Parliamentary Expenses Authority in relation to this matter.

Should you wish to discuss this matter, please do not hesitate to contact me on at <u>assurance@ipea.gov.au</u>.

Yours sincerely Nicole Pearson Branch Manager, Transparency, Assurance and Legal Independent Parliamentary Expenses Authority

SEC=OFFICIAL



Australian Government Independent Parliamentary Expenses Authority

24 August 2022

Mr Andrew Laming 64-66 Kinross Road THORNLANDS QLD 4164

Email:

Dear Mr Laming

Outstanding Assurance Matter - Assurance Review of Travel and Travel-related Expenses

On 7 July 2022, I wrote to you regarding the outstanding Assurance Review of Commonwealthfunded travel and travel-related expenses incurred by you and your family. These expenses are associated with travel within Sydney and Melbourne, from Melbourne to Brisbane and within Brisbane from 5 to 10 April 2022 (the relevant period).

In that letter (Attachment A), you were informed that if the requested information in relation to those travel arrangements was not provided to IPEA by 15 July 2022, an invoice would be raised for the relevant expenses. This communication followed repeated requests for that same information in IPEA's letters of 18 May 2022, 20 May 2022 and 30 June 2022.

Under regulation 98 of the *Parliamentary Business Resources Regulations 2017*, you are obliged to provide compliance information in relation to the use of public resources as required by IPEA. If this information is not supplied, the Commonwealth is not liable for the business resources accessed. As you have not provided a response to this Assurance Review with the requested information, invoices have been raised for the relevant expenses. A penalty of 25 per cent has also been applied under the provisions of section 38(1) of the Act.

The total amount owed in relation to this matter is \$8,128.02 and has been divided between two invoices:

- Attachment B is an invoice for \$305.88, representing COMCAR travel for the relevant period.
   Payment of this invoice is required by close of business on 7 September 2022.
- Attachment C is an invoice for \$7,822.14, representing all other travel expenses for the relevant period. Payment of this invoice is required by close of business on 21 September 2022.

One Canberra Avenue, Forrest ACT 2603 • Telephone 02 6215 3000 Internet <u>www.ipea.gov.au</u>

Should you wish to discuss this matter further, please contact me on

Yours sincerely



Nicole Pearson Branch Manager, Transparency, Assurance and Legal Independent Parliamentary Expenses Authority One Canberra Avenue, FORREST ACT 2603

> One Canberra Avenue, Forrest ACT 2603 • Telephone 02 6215 3000 Internet <u>www.ipea.gov.au</u>



Australian Government

Independent Parliamentary Expenses Authority

7 July 2022

Mr Andrew Laming

Email:

Dear Mr Laming

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Yours sincerely

Nicole Pearson

Branch Manager, Transparency, Assurance and Legal Independent Parliamentary Expenses Authority One Canberra Avenue, FORREST ACT 2603

> One Canberra Avenue, Forrest ACT 2603 • Telephone 02 6215 3000 Internet www.ipea.gov.au



Australian Government

TAX INVOICE



Department of Finance

Invoice To: Mr. Andrew Laming ABN 61 970 632 495

Document Date:	18.08.2022
Contact officer:	Accounts Receivable
Phone number:	
Fax number:	
Payment Reference:	2800037240
Customer No:	
Payment Due Date:	07.09.2022
On any correspondent please quote: 2	ndence, 800037240

Payment is required by the due date above, otherwise interest may be charged on any overdue amounts. If this invoice is not paid by the due date it may be referred to a debt collection agency.

Item Description		Net Amount	GST Amount	Total Amount
002 Recov	very of COMCAR trip 131293 05/04/22 very of COMCAR trip 131443 06/04/22 loading penalty	\$162.15 \$60.30 \$61.18	\$16.22 \$6.03	\$178.37 \$66.33 \$61.18

Total	Suppl	y:
-------	-------	----

\$283.63

\$22.25 \$305.88

Page: 1 of 1

1. Payment by Direct Debit

Please send remittance to accountsreceivable@sdo.gov.au

2.	Mailing	your	payment	
----	---------	------	---------	--

All cheques and money orders should be made payable to the Department of Finance.

Mail payment together with this stub to:

Department of Finance

1 Canberra Avenue FORREST, ACT, 2603

3. Payment by Credit Card

Complete the following and return by mail or fax to (02) 6123 5379 Card Type: [] Mastercard [] Visa [] American Express

Card Number: Expiry	Date:
---------------------	-------

Name of Card Holder:\_\_\_\_\_ Signature:\_\_\_\_\_

Pmnt Amt:\_\_\_\_\_ Date:\_\_\_\_\_ Cust Ref: 2800037240

Australian Government

Independent Parliamentary Expenses Authority

# TAX INVOICE

Invoice To: Dr Andrew Laming MP Parliament House PO BOX 6022 CANBERRA ACT 2600

ABN 26 424 781 530	
Invoice Date: 22.08.2022 Phone number: Email: Payment Reference: 3100001976	
Customer No:	
Payment Due Date: 21.09.2022	
On any correspondence, please quote: 3100001976	

Payment is required by the due date above, otherwise interest may be charged on any overdue amounts. If this invoice is not paid by the due date it may be referred to a debt collection agency.

Item Description		Net Amount	GST Amount	Total Amount	
001	*Recovery of Airfare 10 Apr 22	\$1,361.59	\$136.16	\$1,497.75	
002	*Recovery of Airfare 10 Apr 22	\$1,361.59	\$136.16	\$1,497.75	
003	*Recovery of Cabcharge (service fee) 5 Apr 22	\$1.37		\$1.37	
004	*Recovery of Cabcharge 5 Apr 22	\$26.09	\$2.61	\$28.70	
005	*Recovery of Cabcharge 10 Apr 22	\$78.62	\$7.86	\$86.48	
006	*Recovery of Cabcharge (service fee) 6 Apr 22	\$4.58		\$4.58	
007	*Recovery of Cabcharge (service fee) 5 Apr 22	\$1.44		\$1.44	
008	*Recovery of Cabcharge 5 Apr 22	\$17.91	\$1.79	\$19.70	
009	*Recovery of Cabcharge 6 Apr 22	\$83.39	\$8.34	\$91.73	
010	*Recovery of Airfare 10 Apr 22	\$1,361.59	\$136.16	\$1,497.75	
011	*25 percent penalty loading between 5 Apr and 10 A	\$1,564.43	*	\$1,564.43	
012	*Recovery of Cabcharge (service fee) 10 Apr 22	\$4.32		\$4.32	
013	*Recovery of Airfare 10 Apr 22	\$1,361.59	\$136.16	\$1,497.75	
014	*Recovery of Cabcharge (service fee) 5 Apr 22	\$0.99		\$0.99	
	Continued on next page		Page: 1	of 2	

1. Payment by Direct Debit

Please send remittance to finance@ipea.gov.au

2. Mailing your payment

All cheques and money orders should be made payable to the IndependentParliamentary Expenses Authority. Mail payment together with this stub to:

IPEA

1 Canberra Avenue FORREST, ACT, 2603

#### 3. Payment by Credit Card

Complete the following and return by email to	finance@ipea.gov.au or contact the	PEA Help Desk on (02) 6215 3000	
Card Type: [] Mastercard [] Visa			
Card Number:	Expiry Date:	CCV :	
Name of Card Holder:	Signature:		
Payment Amount:	Date:		•

Australian Government

Independent Parliamentary Expenses Authority

# TAX INVOICE

Invoice To: Dr Andrew Laming MP Parliament House PO BOX 6022 CANBERRA ACT 2600

51

ABN 26 424 781 530

Document Date:	22.08.2022
Phone number:	
Email:	o 1 0 0 0 1 0 7 0
Payment Reference	: 3100001976
Customer No:	24 00 2022
Payment Due Date:	21.09.2022
On any corresponde quote: 3100001976	nce, please

Item Description	Net Amount	GST Amount	Total Amount
015 *Recovery of Cabcharge 5 Apr 22	\$24.91	\$2.49	\$27.40

Total Supply:

\$7,254.41

\$567.73

\$7,822.14

Or

From:	Andrew Laming
To:	Assurance
Subject:	Re: Assurance Review - Mr Andrew Laming [SEC=OFFICIAL]
Date:	Wednesday, 24 August 2022 11:03:10 AM
Attachments:	image001.png

Lets just see if your first matter stands up first.

# Get Outlook for iOS

From: Assurance

Sent: Wednesday, August 24, 2022 10:58:14 AM

To:

Subject: Assurance Review - Mr Andrew Laming [SEC=OFFICIAL]

# SEC=OFFICIAL

Dear Mr Laming

Please find **attached** further correspondence from the Independent Parliamentary Expenses Authority in relation to this matter. Should you wish to discuss this matter, please do not hesitate to contact me on at <u>assurance@ipea.gov.au</u>. Yours sincerely **Nicole Pearson** 

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From:	Andrew Laming
To:	Assurance
Subject:	Re: Assurance Review - Mr Andrew Laming [SEC=OFFICIAL]
Date:	Wednesday, 24 August 2022 11:07:06 AM
Attachments:	image001.png

I have repeatedly indicated that until your last assurance has survived external appeal, I will not be threatened or bullied by subsequent ones.

The 2019 process is before the Commonwealth Ombudsman and only when completely resolved will I provide comprehensive material I have at my disposal to justify the April 2022 travel.

This is not an invitation to further discuss the matter, but please can I remind you to crack on with my FOI request, relating to the so-called internal review.

#### Get Outlook for iOS

From: Andrew Laming Sent: Wednesday, August 24, 2022 11:02:08 AM To: Assurance Subject: Re: Assurance Review - Mr Andrew Laming [SEC=OFFICIAL] Lets just see if your first matter stands up first.

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