

PERTH CASINO ROYAL COMMISSION

WITNESS STATEMENT OF
TIMOTHY ANDREW ROBERTS

I, Timothy Andrew Roberts of [Contains sensitive information] say
as follows:

1. On 11 July 2021, I was served with a summons (via my solicitor) to appear before the Perth Casino Royal Commission.
2. The summons included a list of questions and I make this statement in response to those questions.
3. I was a non-executive director of Burswood Limited from 7 October 2005 to 5 June 2019.
4. I was not a director of any other entity within in the Crown Group. Specifically, I have never been a director of Crown Resorts Limited, Crown Melbourne Limited, Burswood Nominees Limited or Burswood Resort (Management) Limited.
5. My responses below are based on my general recollection without having refreshed my memory by reference to documents I may have seen during my time as a non-executive director of Burswood Limited.

Your role

Question 1: *The date of your appointment and (if applicable) resignation as a director of Burswood Limited.*

I repeat paragraph 3 above.

Question 2: *The circumstances by which you came to become a director of Burswood Limited.*

My brother, Andrew Roberts, was on the Burswood Limited board prior to me. He was appointed as a director on 9 November 2004 and resigned effective as at 7 October 2005 (being the same day that my tenure commenced). Having similar experience to Andrew in the areas of construction and development at the time that he resigned, I replaced him.

Question 3: *Whether you sat on any committees of the board of Burswood Limited or working groups during your tenure as a director. Provide details of the committees and working groups, including its duration, purpose, composition and reporting lines.*

I did not sit on any committees or working groups during my tenure as a director.

Question 4: *Whether you held any other positions or roles within the Crown Group¹ during your tenure as a director and, if so, the nature and content of the position(s) or role(s).*

I did not hold any other positions or roles within the Crown Group during my tenure as a director.

Qualifications and expertise

Question 5: *Your qualifications, expertise and experience generally*

I was born in Western Australia on 23 September 1970 and resided in Western Australia until June 2017 and I now reside in Queenstown, New Zealand. I attended Christ Church Grammar School from grade 1 to 12 and then joined my family's business, Multiplex in 1988 as a trainee.

I was groomed and mentored by Multiplex's management and executives' (construction, property, legal / compliance, fund management and finance) providing me an in-depth knowledge in construction, development, corporate finance, property & diverse general investment, facilities management, funds management and governance over 20 years. I have completed a Business Management Program at the University of Western Australia (Graduate School of Management) and have completed numerous development programs both internally and externally including a Company Director Course.

I subsequently played a key role in the transformation of Multiplex from a construction contractor to a large international integrated property business, with operations in:

- Property development
- Property investment
- Property funds management
- Property facilities management

In September 2003 Multiplex was converted to a public company and in December 2003 it listed on the Australian Stock Exchange as Multiplex Group which was taken over in October 2007 by Brookfield Asset Management. I was an executive director of Multiplex Constructions Pty Ltd from 1997 and Multiplex Group from 2003 until 2007. I served as the Group's Head of Property Development from 2003 to 2007.

¹ In this schedule, "Crown Group" means Crown Resorts Limited and any subsidiary of Crown Resorts Limited.

From 2007, as Founder and Chairman the Warburton Group, I have managed significant and diverse private investments, including interests in property, infrastructure, mining, aviation, agriculture, aquaculture, private and listed equities, and hedge funds.

I am, or have ceased to be, a director, of over 300 Australian Companies including:

- a non-executive director of Burswood Limited
- a non-executive director Mineral Resources Limited

Other appointments include:

- Patron of the Perth Symphony Orchestra
- Patron of North Cottesloe Surf Lifesaving Club
- on the Board of Trustees of the Children's Telethon Institute.

I hold Airline Transport Pilots licences for both fixed wing aircraft & helicopters.

Question 6: *Your qualifications, expertise and experience specifically in relation to:*

- (a) *casino operations generally;*
- (b) *risk management in relation to casino operations generally;*
- (c) *in particular, and, in the context of casino operations:*
 - (i) *AML/CTF risk management;*
 - (ii) *problem gambling risk management;*
 - (iii) *electronic gaming machine risk management;*
 - (iv) *junket operations risk management;*
 - (v) *marketing in foreign countries, in particular China;*
 - (vi) *vulnerability of operations to criminal infiltration/ association risk management.*

At the time of my appointment I did not have qualifications, expertise or experience specifically relating to casino operations. Throughout my tenure as director of Burswood Limited the executive team briefed, or presented to, the board on at least some of the matters listed in question 6 and my recollection is that the board saw policies and briefing details in the board pack addressing at least some of those matters. In regard to AML/CTF, I recall that a program was introduced in about 2007 which was administered by Josh Preston, Burswood's AML/CTF Compliance Officer. In regard to other areas of risk management, Burswood operated with an Executive Risk Compliance Committee (ERCC) that comprised of the Burswood CEO, CCO, COO and other management that undertook the risk management review and reported this to the Burswood Board. There were also half yearly audit and risk reports undertaken by the company's external auditors, EY's.

Question 7: *What training or induction, if any, you were given at the time [of] appointment as a director of Burswood Limited:*

- (a) *generally;*
- (b) *in relation to matters referred to in 6(a)-(c) above.*

Upon my appointment as a director of Burswood Limited, I familiarised myself with the regulatory nature of the business and, in particular, the relevant legislation. I recollect considering the *Casino (Burswood Island) Agreement Act (State Agreement)* and its regulations. I attended a meeting with a Burswood employee (whose name I cannot now recall) which lasted approximately half a day and provided an overview of the business, along with various policies and procedures. I cannot now recall the detail of the matters referred to in 6(a) to (c) above covered in that induction meeting.

Question 8: *What training, if any you were given during your tenure as a director of Burswood Limited:*

- (a) *generally;*
- (b) *in relation to matters referred to in 6(a)-(c) above.*

I do not now recall what (if any) training (generally or relating to matters referred to in 6(a) – (c) above) I received.

Governance

Question 9: *Your understanding of your responsibilities as a director of Burswood Limited.*

I understand my responsibilities of undertaking a role as a director in Burswood Limited and the duties in accordance with the Corporations Act 2001 (Cth) including:

- to act in the best interests of the company/its shareholders as a whole;
- being earnest and diligent and acting in good faith and in the company's best interests;
- declaring any personal conflicts of interest;
- having an understanding of Burswood Limited's business;
- that the company remained solvent and kept and filed proper financial records;
- to not use any of Burswood Limited's information to gain an unfair advantage for myself or others.

My role as a director of Burswood Limited also required me to:

- prepare for, attend and engage in board meetings and discussions with other directors;

- deal with (including questioning) the senior management of Burswood Limited concerning aspects of the business if I thought necessary to do so;
- receive independent advice on matters if I felt necessary to do (although I did not have occasion to do so during my tenure as director).

Question 10: *Whether and to what extent Crown Resorts Limited, Crown Melbourne Limited or any other entity within the Crown Group, influenced or directed the manner of governance of Burswood Nominees Limited.*

Crown Resorts Limited (formerly Crown Limited) was the ultimate holding company of Burswood Nominees Limited. As such, it had an interest in ensuring that policies and procedures were followed across the group, including by the Burswood group of companies. My recollection is that the executive team briefed the board of Burswood Limited to the effect that some of the policies and procedures used at Crown Melbourne were well drafted and effective and they would be incorporated into the policies and procedures of the Burswood group of companies as part of their continuous improvement program. I do not know if this was as a result of a direction from Crown Limited or simply a matter of shared learnings across the Group.

Question 11: *The risk management system applicable to the activities of Burswood Nominees Limited.*

I do not now recall whether there was a separate risk management system for Burswood Nominees Limited. What I can recall is that, during my time as director of Burswood Limited, risks associated with the activities of Burswood Nominees Limited were included in the legal and compliance reports provided to the Burswood Limited board and which I recall were compiled by the ERCC along with external auditor's reports.

Question 12: *The management structure applicable to the activities of Burswood Nominees Limited*

The best I can now recall is that there were some directors common to both Burswood Limited and Burswood Nominees Limited. Otherwise, I cannot recall the management structure applicable to the activities of Burswood Nominees Limited.

Question 13: *The employer of each person within the management structure of Burswood Nominees Limited.*

My recollection of the structure of the Burswood group of companies is that Burswood Resort (Management) Limited was the employer.

Question 14: *Whether and to what extent persons within the management structure of Burswood Nominees Limited were influenced, directed or accountable to Crown Resorts Limited, Crown Melbourne Limited or any other entity within the Crown Group in the performance of their duties and responsibilities.*

I repeat my answer to question 10.

Question 15: *Whether and to what extent Burswood Limited influenced or directed the manner of governance of Burswood Nominees Limited.*

I do not now recall Burswood Limited directing the manner of governance of Burswood Nominees Limited. As for influence, that occurred in the sense that Burswood Nominees Limited was a subsidiary of Burswood Limited and some of the directors of Burswood Nominees Limited sat on the board of Burswood Limited. Moreover, my recollection is that the executive team reported to Burswood Limited with respect to all aspects of the Burswood group of companies and that it was the Burswood Limited board that made the primary decisions for the group.

Question 16: *The demarcation of roles and responsibilities as between the board of Burswood Nominees Limited, on the one hand, and the management of Burswood Nominees Limited as delegate of the board, on the other.*

I do not now recall the demarcation of roles and responsibilities as between the board of Burswood Nominees Limited, on the one hand, and the management of Burswood Nominees Limited as delegate of the board, on the other.

Question 17: *Whether and to what extent the assets of Burswood Nominees Limited, including the casino licence, have been used as security for the debts of any other company or entity within the Crown Group.*

The best I can now recall is that throughout Crown Resorts Limited's ownership, there were cross collateral facilities in place and, while I cannot now recollect specifically the assets that were subject to the security, my recollection is that generally, all assets associated with Burswood Limited were secured in some form.

Question 18: *The risk management system applicable to Burswood Limited.*

The best I can now recall is that there were formal risk management systems in place, but I cannot now recall any details other than the ERCC administered the risk management systems and reported this to the Burswood board. The board received accounting and legal and compliance reports covering the risks applicable to Burswood Limited and the measures in place to deal with them.

There was also independent audit reports provided to the board that dealt with risks. A risk matrix and associated risk register was used to assess risks in Burswood Limited's activities.

Question 19: *The management structure applicable to Burswood Limited.*

I repeat my answer to question 12. Further, the next layer of management was the CEO, legal and compliance officer, CFO/secretary and COO. Each had their own management team.

Question 20: *The employer of each person within the management structure of Burswood Limited.*

I repeat my answer to question 13.

Question 21: *Whether and to what extent persons within the management structure of Burswood Limited were influenced, directed or accountable to Crown Resorts Limited, Crown Melbourne Limited or any other entity within the Crown Group in the performance of their duties and responsibilities.*

Further to my answer to question 10, Crown Resorts Limited, as the ultimate holding company of Burswood Limited, had an interest in, and therefore had an influence on, the activities of Burswood Limited. For example, Burswood Limited had careful regard to and, where appropriate, adopted various matters such as branding, vision, policies and procedures by way of shared learning across the group. Having said that, I cannot recall any occasion where Burswood Limited was directed by any other entity within the Crown Group with respect to the performance of its responsibilities and duties.

Question 22: *The demarcation of roles and responsibilities as between the board of Burswood Limited, on the one hand, and the management of Burswood Limited as delegate of the board, on the other.*

The executive team was responsible for the day to day operations and reported/answered to the board. This included the risk management for Burswood which was undertaken by the ERCC.

Question 23: *The risk management system applicable to Burswood Resort (Management) Limited.*

I do not now recall whether there was a separate risk management system for Burswood Resort (Management) Limited. Otherwise I repeat my answer to question 18.

Question 24: *The management structure applicable to Burswood Resort (Management) Limited.*

I do not now recall the detail of the management structure applicable to Burswood Resort (Management) Limited. The best that I can now recall is that Burswood had Gaming, F&B / Entertainment, Support Services and HR Departments. Burswood management was supported by the

Crown Group in respect to such things as finance, marketing, IT, hotel marketing and reservations and international activities.

Question 25: *The employer of each person within the management structure of Burswood Resort (Management) Limited.*

I repeat my answer to question 13.

Question 26: *Whether and to what extent persons within the management structure of Burswood Resort (Management) Limited were influenced, directed or accountable to Crown Resorts Limited, Crown Melbourne Limited or any other entity within the Crown Group in the performance of their duties and responsibilities.*

I repeat my answer to question 24.

Question 27: *The demarcation of roles and responsibilities as between the board of Burswood Resort (Management) Limited, on the one hand, and the management of Burswood Resort (Management) Limited as delegate of the board, on the other.*

I do not now recall the demarcation of such roles and responsibilities.

Question 28: *The entities associated with the organisation and conduct of gaming operations at the Perth Casino, and the relationship between those entities and Burswood Nominees Ltd.*

My recollection is that Burswood Limited was the parent company of Burswood Nominees Limited. Burswood Nominees Limited was the casino licence holder. Burswood Resort (Management) Limited was the employer and the subsidiary of Burswood Nominees Limited.

Question 29: *Whether you were aware of cl 22.1 (r) and cl 22.1 (ra) of the Casino Agreement between Crown Melbourne Ltd and Victorian Commission for Gambling and Liquor Regulation and, if so:*

- (a) whether those clauses were ever discussed by or with the board of Burswood Limited or Burswood Nominees Limited during your tenure as a director;*
- (b) how those clauses were interpreted by, and applied to, the operations of Burswood Limited and Burswood Nominees Limited.*

I do not now recall being aware of cl 22.1 (r) or cl 22.1 (ra) of the Casino Agreement between Crown Melbourne Ltd and Victorian Commission for Gambling and Liquor Regulation.

Question 30: *The phrases 'risk appetite' and 'risk tolerance' are commonly used in risk management aspects of corporate governance. Acknowledging that the reach and understanding of those phrases*

is of relatively recent origin, please explain your understanding of the approach and attitude of Burswood Limited, Burswood Nominees Limited and Burswood Resort (Management) Limited to risk appetite and risk tolerance:

- (a) at the commencement of your tenure as a director; and*
- (b) whether it changed from time to time during your tenure.*

My understanding of 'risk appetite' is the level for risk that a company is prepared to accept in the execution of its business objectives. My understanding of 'risk tolerance' is the amount of loss that a company is prepared to accept with an investment decision.

I do not now recall there being a set approach or attitude of Burswood Limited to risk appetite and risk tolerance at any time during my tenure as director.

The best I can now recall is that at the commencement of my tenure as director of Burswood Limited, I considered that Burswood Limited had a level of risk appetite and risk tolerance commensurate to its operations. There was nothing that I became aware of that caused me any concern that its business objectives compromised Burswood Limited's proper governance. There was no discernable change to Burswood Limited's general approach and attitude to risk appetite and risk tolerance during my tenure, other than there were significant investments in property infrastructure to increase the company's business.

Question 31: *The historical structure and operation of the 'International Commission Business' (as defined in the Casino (Burswood Island) Agreement) or other junket business of the Perth Casino, including as to:*

- (a) its financial model;*
- (b) management responsibility;*
- (c) marketing;*
- (d) the provision of credit or gratuities;*
- (e) the identification and management of risks.*

The best I can now recall is that I knew that the International Commission Business was defined in the State Agreement by reference to junket operations and international premium players. However, I do not now recall any specifics relating to it other than to say that Burswood Limited's board received reports that included risks to in the International Commission Business, particularly with respect to risk.

Question 32: *The oversight exercised by the board of Burswood Nominees Limited as to the structure and operation of the International Commission Business or other junket business of the Perth Casino.*

I do not now recall the oversight exercised by the board of Burswood Limited (or Burswood Nominees Limited) as to the structure and operation of the International Commission Business or other junket business of the Perth Casino.

Question 33: *What, if any, investigations or enquiries have been undertaken by the board of Burswood Limited or Burswood Nominees Limited, and when, to ascertain whether the Perth Casino's International Commission Business or other junket business was vulnerable to criminal infiltration or may have been used to facilitate money-laundering.*

I do not now recall what specific investigations or enquiries were undertaken by the board of Burswood Limited or reported to that board as having been carried out by Burswood Nominees Limited to ascertain whether the Perth Casino's International Commission Business or other junket business was vulnerable to criminal infiltration or may have been used to facilitate money-laundering. I repeat my comments per question 11.

Question 34: *What, if any, investigations or enquiries have been undertaken by the board of Burswood Limited or Burswood Nominees Limited, and when, into the arrests of employees of the Crown Group in China, and into any potential effects of those arrests on the International Commission Business or other junket business of the Perth Casino.*

The best I can now recall is that the CEO, Mr Barry Felstead, provided a briefing during a Burswood Limited board meeting soon after the arrests of Crown's employees in China. My recollection of the briefing is that Crown's employees may have been detained illegally and that their arrests were a result of the Chinese Government's crackdown in regard to its nationals gambling in foreign jurisdictions. My recollection is that in subsequent board meetings the CEO provided regular updates to the effect that Crown's employees were subsequently charged with gambling promotion offences and that Crown was doing its utmost to assist in their release and welfare. My recollection is that the said employees were subsequently released some months later under a plea arrangement by which they pleaded guilty and released based on time served. It was my understanding from briefings to the board that the arrests were politically motivated and that the employees had no other alternative to being released unless they agreed to plead guilty to these charges. Throughout this period, I recollect that Crown advised that they had placed a moratorium over the junket business for Chinese nationals.

AML

Question 35: *The nature and content of Burswood Nominees Limited's systems, policies and procedures to identify and manage the risks of the Perth Casino operations being used as a vehicle to facilitate money-laundering.*

Burswood Limited had in place systems, policies and procedures to identify and manage the risks of the Perth Casino operations being used as a vehicle to facilitate money-laundering. I do not recall whether Burswood Nominees Limited had separate systems, policies and procedures of that nature. I recollect that, within the Board packs, there were reports in regard to AML compliance. I recall the AML/CTF officer was Josh Preston. Initially this was a Perth based appointment but subsequently evolved into a Crown Group appointment. I do not recollect when that happened. I do not now recall any detail as to the nature of the systems, and procedures.

Question 36: *The management responsibility within Burswood Nominees Limited for identifying and managing money-laundering risks.*

I repeat my answer to question 35.

Question 37: *The oversight exercised by the board of Burswood Nominees Limited as to the development and implementation of, and compliance with, its systems, policies and procedures to identify and manage the risks of the Perth Casino operations being used as a vehicle to facilitate money-laundering.*

I repeat paragraph 4 and my answers to question 6 and 35.

Question 38: *Your knowledge and understanding of any response of Burswood Nominees Limited, Crown Resorts Limited, Burswood Limited and (or) Burswood Resort (Management) Limited to public allegations of money laundering through the Perth Casino and the Melbourne Casino, infiltration of the Perth Casino and the Melbourne Casino by organised crime and associations between Crown and organized crime made at or around the following times:*

(a) *September 2014: Four Corners "High Rollers – High Risk? Australian casinos and the threat posed by organised crime".*

I do not now recall having seen the program and do not now recall any discussions in regard to it at a Burswood Limited board meeting. I do not now recall what, if any, response was made.

(b) *October 2017: Allegations tabled in Federal Parliament by Mr Andrew Wilkie MP.*

I do not now recall reading or holding any discussions in regards to allegations tabled to Federal Parliament by Mr Wilkie at a Burswood Limited board meeting. I do not now recall what, if any, response was made.

(c) April – July 2018: Guardian (allegations of EGM tampering).

I do not now recall reading the article and do not now recall holding any discussion about it at any Burswood Limited board meetings and do not recall what, if any, response was made.

(d) July 2019: 60 Minutes and Fairfax Media (money laundering and criminal infiltration).

I do not now recall seeing the 60 Minutes program. I was not a director of Burswood Limited in July 2019.

(e) September 2020: ACLEI release of the Operation Angove Report.

I do not now recall reading the report and was not aware of it prior to the mention of it in the list of topics attached to the summons. I was not a director of Burswood Limited as at September 2020.

Question 39: *What, if any, investigations or enquiries have been undertaken by the board of Burswood Limited or Burswood Nominees Limited, and when, to ascertain whether any bank accounts of Riverbank Investments Pty Ltd or any other bank accounts maintained with respect to the Perth Casino operations may have been used as a vehicle to facilitate money-laundering.*

I do not now recall being aware of any bank accounts of Riverbank Investments Pty Ltd nor can I recollect that such accounts were discussed at any Burswood Limited meetings that I attended.

Question 40: *Whether you know or suspect that any bank accounts maintained with respect to the Perth Casino operations, other than a bank account of Riverbank Investments Pty Ltd, may have been used as a vehicle to facilitate money-laundering.*

I do not now recall knowing or personally suspecting that any bank accounts maintained with respect to the Perth Casino operations had been or were being used as a vehicle to facilitate money-laundering.

Question 41: *Whether any of Burswood Nominees Limited, Crown Resorts Limited, Burswood Limited and (or) Burswood Resort (Management) Limited, or any other company in the Crown Group, received or assisted in receiving payments at any hotel forming part of the Perth Casino complex, or at any other part of the Perth Casino complex, from international customers using a credit or debit card (ordinarily a China Union Pay (CU) card), with the funds received then being made available for gaming.*

I do not now recall ever being aware that Burswood Limited or any other company in the Crown Group received or assisted in receiving payments at any hotel forming part of the Perth Casino complex, or at any other part of the Perth Casino complex, from international customers using a credit or debit card (ordinarily a China Union Pay (CUP) card), with the funds received then being made available for gaming.

Taxes and fees

Question 42: *What, if any, investigations or enquiries have been undertaken by the board of Burswood Limited or Burswood Nominees Limited, and when, to ascertain whether there had been any underpayment of tax to the State of Western Australia by Burswood Nominees Ltd with respect to the operation of the Perth Casino.*

I do not now recall any specific investigations or enquires undertaken by the board of Burswood Limited or reported to that board as having been undertaken by Burswood Nominees Limited. My recollection is that Burswood Limited board packs provided audited financial statements which, amongst other financial reports, recorded that the required taxes had been paid and this was further supported by a compliance advice signed off by internal legal counsel.

Question 43: *What, if any, investigations or enquiries have been undertaken by the board of Burswood Limited or Burswood Nominees Limited, and when, to ascertain whether there has been any underpayment of licence fees to the GWC by Burswood Nominees Ltd with respect to the operation of the Perth Casino.*

I do not now recall any specific investigations or enquires undertaken by the board of Burswood Limited or reported to that board as having been undertaken by Burswood Nominees Limited. As per my answer to question 42, assurance was provided by the executive team and the audited reports that appropriate fees and taxes had been paid.

Question 44: *Whether, at any time, in determining the 'Casino Taxable Revenue' (as defined in the Casino (Burswood Island) Agreement) of the Perth Casino the cost of goods or services provided as gratuities or loyalty program rewards to gaming patrons have been deducted on the basis that they are 'winnings'?*

I do not now recall whether this ever occurred.

Problem gambling

Question 45: *What, if any, investigations or enquiries have been undertaken by the board of Burswood Limited or Burswood Nominees Limited, and when, to ascertain the nature and extent of problem gambling at the Perth Casino.*

Problem gambling initiatives and policies were discussed, endorsed and implemented at Burswood Limited meetings as part of the risk management matters reported to the board. The extent and nature of problem gambling was discussed, and continuous improvement programs were discussed and implemented on an ongoing basis. Based on the advice of management and respective reports, my understanding was that problem gambling was relatively benign and Burswood Limited was well focused on addressing problem gambling. This was one area where Crown provided considerable assistance to Burswood in regard to Problem Gambling Programs and Initiatives.

Question 46: *The nature and content of Burswood Nominees Limited's systems, policies and procedures to identify and manage the risks of problem gambling at Perth Casino.*

I do not now recall the specific content of the policy. The best I can now recall is that the executive team reported to Burswood Limited that a policy from Crown Melbourne was shared as part of the continuous improvement program and this was incorporated into the policies for Burswood Nominees Limited.

Question 47: *The management responsibility within Burswood Nominees Limited for identifying and managing the risks of problem gambling at the Perth Casino.*

I do not now recall whether the management responsibility within Burswood Nominees Limited for identifying and managing the risks of problem gambling was specifically reported to Burswood Limited. The best I can now recall is that the Burswood Limited board received regular reports from the legal and compliance officer that dealt with problem gambling.

Question 48: *The oversight exercised by the board of Burswood Nominees Limited as to the development and implementation of, and compliance with, its systems, policies and procedures to identify and manage the risks of problem gambling at the Perth Casino.*

I do not now recall what systems, policies and procedures were in place in this regard. The best I can now recall is that the Burswood Limited board received regular reports from the legal and compliance officer that dealt with problem gambling.

Question 49: *What, if any, requests have been made of either Burswood Limited or Burswood Nominees Limited by third parties to conduct research into any aspect of problem gambling by*

reference to the Perth Casino or by utilizing information about the Perth Casino operations, and any responses to such requests.

I do not now recall any such request during my time as a director of Burswood Limited.

Electronic Gaming Machines

Question 50: *From 2004, the structure and operation of Burswood Nominees Limited's electronic gaming machine business at the Perth Casino, including as to:*

- (a) its financial model;*
- (b) management responsibility;*
- (c) marketing.*

I do not now recall the structure and operation of the electronic gaming machine business at the Perth Casino with respect to its financial model, management responsibility and marketing. The best I can now recall is that the electronic gaming machine business was a significant part of Crown Perth's business and that, during my tenure as director, the number of electronic gaming machines at Crown Perth was increased. I also recall that electronic gaming machine business was the subject of regular reports to the board which also included manufacturers updates in respect to product development.

Question 51: *The oversight exercised by the board of Burswood Nominees Limited as to the structure and operation of its electronic gaming machine business.*

Apart from my answer to question 50, I do not now recall the oversight exercised by the board of Burswood Nominees Limited as to the structure and operation of its electronic gaming machine business.

Question 52: *The nature and content of Burswood Nominees Limited's systems, policies and/or procedures for seeking authorisation from the GWC for games to be played on electronic gaming machines.*

The best I can now recall is that it was reported to Burswood Limited from time to time that Burswood Nominees Limited was seeking, or had obtained, authorization from the GWC for electronic gaming machines.

Question 53: *What, if any, investigations or enquiries have been undertaken by the board of Burswood Limited or Burswood Nominees Limited, and when, to ascertain the nature and extent of problem gambling at the Perth Casino associated specifically with electronic gaming machines.*

I can only comment in respect to Burswood Limited. Other than my answer to question 45, the best I can now recall is that there were some initiatives that were implemented to control problem gambling on electronic gaming machines. I do not now recollect the nature of these initiatives.

Question 54: *The nature and content of Burswood Nominees Limited's systems, policies and procedures to identify and manage the risks of problem gambling at the Perth Casino associated specifically with electronic gaming machines.*

I repeat my answer to question 46.

Question 55: *The management responsibility within Burswood Nominees Limited for identifying and managing the risks of problem gambling at the Perth Casino associated specifically with electronic gaming machines.*

I repeat my answer to question 47.

Question 56: *The oversight exercised by the board of Burswood Nominees Limited as to the development and implementation of, and compliance with, its systems, policies and procedures to identify and manage the risks of problem gambling at the Perth Casino associated specifically with electronic gaming machines.*

I do not now recall the oversight exercised by the board of Burswood Nominees Limited as to the development and implementation of, and compliance with, its systems, policies and procedures to identify and manage the risks of problem gambling at the Perth Casino associated specifically with electronic gaming machines.

Question 57: *What, if any, investigations or enquiries have been undertaken by the board of Burswood Limited or Burswood Nominees Limited, and when, to ascertain whether there has been any tampering with or adjustment of electronic gaming machines at the Perth Casino to unfairly disadvantage patrons or to increase the risks of problem gambling associated with such machines.*

I do not now recall any investigations or enquiries undertaken by the board of Burswood Limited or reported to the board as having been undertaken by Burswood Nominees Limited. When I was a director of Burswood Limited, I understood the Perth Casino to be highly regulated and that each electronic gaming machine was approved by the GWC with appropriate safeguards in place.

Gaming and Wagering Commission and the Department²

Question 58: *Whether, how and/or to what extent management of the Perth Casino operations was given direction or guidance from the board of either Burswood Limited, Burswood Nominees Limited or any other entity within the Crown Group about when and how generally to communicate with the GWC or the Department about matters to do with the Perth Casino, either generally or in relation to specific subjects.*

The best I can now recall is that the CEO of Burswood Limited would provide a briefing to the board of Burswood Limited on the changes to the license conditions although no guidance or direction was given to Perth Casino operations by Burswood Limited about when and how generally to communicate with the GWC or the Department.

Question 59: *Whether, how and/or to what extent management of the Perth Casino operations, as a matter of general practice, informed the board of either Burswood Limited, Burswood Nominees Limited or any other entity within the Crown Group of the content of information that management:*

- (a) proposed to communicate to the GWC;*
- (b) had communicated to the GWC.*

The best I can now recall is that the Burswood Limited board was briefed by the CEO and information was contained in the board packs in regards to the status of the Casino license.

Question 60: *Whether, how and/or to what extent management of the Perth Casino operations was given direction or guidance from the board of either Burswood Limited, Burswood Nominees Limited or any other entity within the Crown Group about when and how to communicate with the GWC or the Department about the subject matter of any of the allegations identified in paragraph 14 of Chapter 3.1 of the Bergin Report.*

I have not read the Bergin Report.

Question 61: *In respect of the subject matter of each of the allegations identified in paragraph 14 of Chapter 3.1 of the Bergin Report whether, how and/or to what extent management of the Perth Casino operations informed the board of either Burswood Limited, Burswood Nominees Limited or any other entity within the Crown Group of the content of information that management:*

- (a) proposed to communicate to the GWC;*

² In this schedule, 'Department' means the Department of Local Government, Sport and Cultural Industries and its predecessors including the Department of Racing, Gaming and Liquor, and the Office of Racing Gaming and Liquor

(b) had communicated to the GWC.

I have not read the Bergin Report.

Question 62: *Your knowledge of any gifts or benefits, including hospitality, provided by the Crown Group, including by its officers or employees, to officers and employees of the Department, and members of the GWC.*

I do not now recall having any knowledge of any gifts or benefits, including hospitality, provided by the Crown Group, including by its officers or employees, to officers and employees of the Department, and members of the GWC.

Question 63: *Your knowledge of any personal relationships and friendships between employees and officers of the Crown Group on the one hand and employees and officers of the Department, or members of the GWC, on the other. Please specify when, to your knowledge, those personal relationships and friendships began and when you first became aware of them.*

I do not now recall having any knowledge of any personal relationships and friendships between employees and officers of the Crown Group on the one hand and employees and officers of the Department, or members of the GWC, on the other, other than what I have recently read in the West Australian newspaper.

Question 64: *The nature and content of Burswood Nominees Limited's systems, policies and/or procedures regarding integrity issues, including conflicts of interest, relevant to interactions with the GWC, including with individual GWC members, and/or the Department, including individual officers and employees.*

I do not now recall the nature and content of Burswood Nominees Limited's systems, policies and/or procedures regarding integrity issues, including conflicts of interest, relevant to interactions with the GWC, including with individual GWC members, and/or the Department, including individual officers and employees.

Contains sensitive information

Signed: _____

Timothy Andrew Roberts

Dated: 26 July 2021