



PERTH CASINO ROYAL COMMISSION

111 St Georges Terrace,
PERTH WA 6000

PRACTICE DIRECTION 7 EXHIBITS AND DOCUMENTS TO BE RELIED UPON BY THE PCRC

INTRODUCTION

1. This Practice Direction relates to the conduct of the Royal Commission into the affairs of Crown Casino Perth and related matters (**PCRC**) and sets out general guidance in relation to the use of documents by the PCRC and processes for the tender of documents by the interested parties.
2. This Practice Direction should be read in conjunction with the *Royal Commissions Act 1968* (WA) (**Act**) and the Commission issued under the Public Seal of the State of Western Australia establishing the PCRC on 5 March 2021, including the terms of appointment (**Terms of Reference**).
3. This Practice Direction may be varied or replaced at any time. The PCRC may depart from this Practice Direction if it considers it appropriate to do so.
4. In this Practice Direction the word 'document' means any record of information, and includes:
 - (a) anything on which there is writing; or
 - (b) anything on which there are marks, figures, symbols or perforations having a meaning for persons qualified to interpret them; or
 - (c) anything from which sounds, images or writings can be reproduced with or without the aid of anything else; or
 - (d) a map, plan, drawing or photograph.

DOCUMENTS RECEIVED BY THE PCRC

5. In the course of its inquiry the PCRC has collected a body of documents from interested parties and members of the public as well as publicly available materials.
6. The documents that the PCRC may rely on in its Final Report to the Governor are:
 - (a) documents and other things admitted into evidence as exhibits;
 - (b) written submissions from members of the public and interested parties;
 - (c) transcripts and recordings of examinations;
 - (d) the Bergin Report and the report of the Victorian Royal Commission into the Casino Operator and Licence;
 - (e) transcripts of the Bergin Inquiry and the Victorian Royal Commission into the Casino Operator and Licence;
 - (f) oral submissions; and
 - (g) publicly available materials, including but not limited to academic writings.

EXHIBITS

7. The PCRC has provided lists of exhibits admitted during the phases of the inquiry focussed on the regulatory framework and suitability. The PCRC will provide lists of exhibits admitted during the remediation and experts phase when the hearings have concluded. The PCRC will also provide a list containing any documents in addition to those referred to in the preceding sentences that may be relied on in the Final Report that are not already exhibits. The PCRC will give to interested parties as much notice of that as circumstances permit.
8. On or before 19 November 2021 an interested party may provide a list of documents that they have not previously tendered or used in a hearing and that they now wish to tender, with:
 - (a) the document or documents in a form that complies with [Practice Direction 3](#); and
 - (b) short submissions on the relevance of the documents to the terms of reference; and
 - (c) any application for a non-publication order in respect of those documents.
9. On or before 26 November 2021 the interested parties may make any application for a non-publication order in respect of a document that one of the other interested parties has sought to tender.
10. On or before 3 December 2021 the PCRC will provide to interested parties:
 - (a) a composite list of:
 - (i) the documents that have been admitted into evidence; and
 - (ii) the documents that have been tendered by interested parties.
 - (b) rulings on applications for non-publication orders and the rejection of the tender of a document in a list referred to in par 8.
11. After 19 November 2021 and for the remainder of the term of the PCRC, including in conjunction with the provision of submissions:
 - (a) interested parties can only tender further documents with leave; and
 - (b) any application for leave should be made in the manner set out in par 8.
12. The processes described in pars 7 to 12 will be dealt with on the papers unless the PCRC otherwise directs.