

So you want to leave the allegation in?---I will leave the allegation in.

Can you provide further substantiating evidence?---I can provide documentation from Austel, that sent me a letter, stating the fact that my phones were listened to. A little bell used to ring every time somebody used to ring me. That bell used to ring for 3 months on end. I have come up with other evidence that Telecom still hasn't been able to answer and it's called a malicious trace call, an MTC, that was on my line 3 months or 2 months after apparently Telecom told the Federal Police that that other device, which was called an MTC, was taken off my line. So I don't know whether the second one is also - what would you say - a bugging device or whatever. I can't verify that. But I know a malicious call trace - - -

If I may interrupt, you said in relation to that second point that you could come up with evidence to that effect?

---Well, I can come up - - -

What sort of evidence?---It's clearly in the submission that there is evidence. It's written by Telecom and it states that - where it is, I'm not quite sure now. It clearly states that, "Mr Smith's phones for 3 months from June to August 1993, a little bell used to" - it doesn't say it like that, but that's how I see it. But it does - a machine device rang and the technician used to go and listen and make sure the phones were okay or whatever and then go about his work. Now, I have spoken to this Telecom technician. I have sent him a letter. I have spoken to my local police for every time I have contacted him because I knew that Telecom would say I'm

should be able to come up with and tell me what - you
know - - -

If I can stop you there. That's not the point of this hearing
today?---No, fair enough. Like I said - - -

I'm trying to ensure that all the materials available in
support of your claim is put before Telecom and before
me?---All right, okay.

Any further material that you believe is relevant to
substantiate your allegation in relation to unlawful
phone tapping should be supplied to me by 14 October?
---Right.

MR BENJAMIN: Mr Arbitrator?

THE ARBITRATOR: Yes.

MR BENJAMIN: I'm sorry.

THE ARBITRATOR: I was going to ask you if you had any further
questions in relation to that item.

MR BENJAMIN: Just in respect of item 4 of the schedule 1 at
p.2, Mr Smith has not provided any further details in
respect of that particular question. So I take it then
that he has nothing further to - - -

THE ARBITRATOR: The particular question being?

MR BENJAMIN: In respect of Detective Superintendent Penrose.

MR BLACK: There has been an allegation that Detective
Superintendent Penrose says that the Plummers' telephone
was allegedly unlawfully tapped?---I believe Telecom is
playing on words - the word "illegally tapped" - it's
like asking me - I'm not a - - -

THE ARBITRATOR: Sorry, if I can interrupt both of you, the
issue here is that in your answers - your answer to
question 24, you indicate that you were told something
by Detective Superintendent Penrose?---Yes.