

PORTFOLIO COMMITTEE NO 2

INQUIRY INTO ROAD TOLLING

Questions on Notice: Ms Leilani Frew, NSW Treasury

Ms FREW: Consistent with the way that the Government and Treasury in the past has run major transactions, we generally undertake a scoping study which looks at the various options in terms of major transactions. In undertaking those scoping studies we bring on board advisers to assist with that. Goldman Sachs' role was to provide advice at looking at the different options in respect of potentially selling and interest in Sydney Motorway Corporation.

The Hon. DANIEL MOOKHEY: What did Treasury pay Goldman Sachs for that advice?

Ms FREW: I will have to take that one on notice because I do not have the exact amount on me, but the contract is published in accordance with all of our normal consulting contracts on the Treasury website.

ANSWER:

Goldman Sachs was paid the sum of \$143,000 plus GST.

The Hon. DANIEL MOOKHEY: There is a shareholder agreement?

Ms FREW: Yes, there is.

The Hon. DANIEL MOOKHEY: Is that public?

Ms FREW: I do not think so. I am not sure, sorry. I can come back to you on that.

ANSWER:

The Shareholders' Agreement is not public as it contains Cabinet and commercially sensitive information.

The Hon. JOHN GRAHAM: When the Sydney Motorway Corporation was provided with relief for one year from some of these reporting requirements, can you give the Committee some examples of what they will report on next year that they may not have reported on last year?

Ms FREW: Not at this time, but I can take that on notice.

ANSWER:

Following verification, the Committee is advised that SMC was not granted reporting relief. It must follow the same reporting requirements as companies set up under the *Corporations Act 2001* (Cth). This legislation requires SMC to lodge its annual reports with the Australian Securities and Investment Commission. SMC has complied with this requirement.

SMC must also comply with the reporting requirements for NSW Government businesses as set out in the *Reporting and Monitoring Policy for Government Businesses* (TPP05-2), which forms part of Treasury's Commercial Policy Framework (this policy is publicly available). One exemption SMC has under this Policy is that it is only required to report on a consolidated basis, not for each of its subsidiaries. This is consistent with the approach used for State Owned Corporations.

All these reporting requirements are captured in the Shareholders' Agreement for SMC. This document is not public as it contains Cabinet and commercially sensitive information.

The Hon. JOHN GRAHAM: If you could provide us with a list of the details about what will be reported on that would be helpful. When was that relief signed off?

Ms FREW: Just prior to the need to submit the 2015-16 statement of corporate intent. I can get you the specific date. I will take that on notice.

ANSWER:

As noted in the response for the question above, SMC was not provided relief from its reporting obligations at any time, and SMC has been in full compliance with its obligations under the *Corporations Act 2001 (Cth)* and the *Reporting and Monitoring Policy for Government Businesses* (TPP05-2).