

IN THE FIRST CLASS MAGISTRATE'S COURT OF FIJI
CRIMINAL JURISDICTION
SUVA

CRIMINAL CASE NUMBER 2036 OF 2006

AFFIDAVIT

I, JALE OSISAYA BABA of 45 Batiki Street, Vatuwaqa make oath and say as follows :-

1. *THAT I made a statement to the Major Fraud Unit of the Police on the 7th October 2006 and now wish to state categorically that that statement was on the advice of my partner Mohammad Salamat Ali to deny everything. In so doing, I was not being totally truthful.*
2. *I have known of Peter Clarence Foster for several years. He first became known to me during the 2001 election when he was a financier behind Dr Tupeni Baba and the New Labour Unity Party.*
3. *I was responsible, in my capacity as campaign manager for SDL, to ensure Peter Foster's criminal history was widely published in the Fijian media. I did this in the strive to win the election for SDL. The information was readily available off the internet.*
4. *His criminal history was reported daily in the television and newspapers and by the time of the election there would not have been a person who watched Fiji TV One news, or read the daily newspapers, that did not know that Peter Foster had been labeled a conman and jailed in Australia, the USA and England. As a result of the bad publicity we created, he was subsequently refused entry by the Department of Immigration to return to Fiji.*
5. *I want to state that Peter Foster never gave me the alleged forged Police record that referred to him having only one criminal conviction for drink driving.*
6. *Peter Foster did give me what I will call an "authentic police record" that was titled Queensland Police Criminal history. It was at JJ's hotel in Suva that he gave it to me in an A4 size envelope, with instructions that I hand it to my business partner, Mohammad Salamat Ali.*
7. *I opened the envelope and saw a one page sheet, printed on both sides on blue paper. On one side it said, "Queensland Police Service" and on the other side it listed his criminal convictions. It listed several convictions.*
8. *I handed this document to my partner, Mohammad Salamat Ali.*
9. *Mohammad Salamat Ali was under extreme pressure from partners to invoice fortnightly to bring money into the company.*

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10. I would subsequently learn from him, Mohammad Salamat Ali, that he submitted a forged certificate to expedite the approval process for Peter Foster's work permit.
11. I can believe that Mr Ali did this so that he could bill Peter Foster for a success fee on approval of the permit.
12. I have no doubt that Peter Foster would not, in my opinion, have agreed to such an action as he would be aware that his criminal history was known to the public and government departments and trying to conceal it would be futile.
13. I believe that Peter Foster had no knowledge whatsoever that this was done and the perpetrator of this illegal activity would be best known to Mohammad Salamat Ali.
14. I have not been paid or offered any remuneration for this affidavit.

SWORN by the said JALE OSISAYA BABA)
 at Suva on the 21 December)
 2006 after the contents hereof were read over)
 to him in the English language and he)
 appeared to understand the meaning and)
 effect thereof.)


JALE O. BABA

A COMMISSIONER FOR OATH

Witnessed by
 Ereivatu A. Niumetiarua


