

**BEFORE THE INDUSTRIAL RELATIONS COMMISSION  
OF NEW SOUTH WALES IN COURT SESSION**

**IRC of 3124/2000**

**VALDA JUNE KERRISON**

Applicant  
and

**TECHNICAL AND FURTHER  
EDUCATION COMMISSION**

Respondent

**AFFIDAVIT IN SUPPORT OF  
APPLICATION**

Deponent: Valda Kerrison

Date: September 2002

**Filed by**

Valda Kerrison

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On the \_\_\_\_\_ day of September 2002, I  
Valda June Kerrison of Unit 5, 71 Probert  
Street, Newtown, NSW, TAFE teacher,  
MYOB appointed trainer, say on oath

- 1 While working in TAFE I tape-recorded some meetings.
- 2 These meetings have assumed importance in the Commission's hearings of this case .
- 3 They were not put in during the hearing because I do not have legal advice or resources to run the case effectively.
- 4 This greatly disadvantages my case and evidence.
- 5 The respondents have abundant resources and have brought many people to court to testify against me, I am under-resourced.
- 6 My attempt to bring Ms Loza to testify regarding her purported retirement was disallowed. Therefore no- one has spoken in court on my behalf of my case.
- 7 The case dates back to at least 1993 and the issues have accumulated through more than 8 years and incidents occurred. Documentary exhibits are dated from 1993 through to recent years.
- 8 TAFE have public money allocated to them to address their internal issues, but by allowing them to accumulate their impact has increased exponentially.
- 9 Even the Minister in Attachments 11 and 12 of Ex 3 in 1997 was telling me to wait, and this was before more actions in 1998 as in Exs 35 and 3 Attachment 13.
- 10 This serves the respondent because they have the resources to mount a case the size of this - I do not, nor has any of the many legal firms I have approached through the years been willing to.
- 11 In the Administrative Decisions Tribunal it was estimated that at least many hundreds of thousands of dollars had been spent through the years, if not in the millions, as TAFE refused to address the issues.

- 12 TAFE now mount their case to the Commission and in doing so acknowledge that they know they have a case to answer. But they have refused to address the issues in the past, and joked about it as in Ex Ex 4 Attachments "5" and "6".
- 13 At no time has TAFE attempted to settle. They bring their issues to court where I am seriously disadvantaged.
- 14 I do not have the strength or expertise to address all of the allegations now made against me.
- 15 During the hearing, it was all that I could do to present the case to the best of my ability, preparing and re-wording questions at night to prepare for the next day and working from memory of what had previously been said in court, I only obtained transcripts after the hearing. I progressively became exhausted and abandoned material.
- 16 Without legal training I made mistakes, evidence was under-utilised and often omitted because I did not know how to be effective. Cross-examining TAFE's witnesses was extremely difficult because there were so many of them to back each other up, but only my testimony for my case.
- 17 TAFE managers have benefited because they enabled themselves avoid the issues, and accumulate more until there are now so many that some will not ever be looked at.
- 18 I have just been informed that I should have sought to have the tapes admitted into evidence to support my case, that without this I could be disbelieved and findings recorded against me.
- 19 One tape is of a meeting with Ms Elizabeth McGregor on 13 September 1994 at which time Ms McGregor referred to the content of a meeting I had with Ms McGregor and Ms O'Sullivan on 8 September 1994. I ask that I be allowed to present this evidence because I believe this would substantiate my testimony that Ms O'Sullivan threatened me with danger in relation to using TAFE's Enterprise Agreement Grievance Policy.
- 20 The other tape is of a meeting with Mr Mike Quinn and Ms Gail Robison on 10 April 1995. The transcript of that meeting is MFI 6. I ask that I be allowed to present this evidence because it would substantiate that I had no OH&S issues to answer.
- 21 In addition I ask that my affidavit material in Ex 85 regarding possible fabrication of evidence by the respondents be reinstated.
- 22 I ask that costs for this be paid for by TAFE because to claim to teach other people how to act on OH&S and other matters, then for TAFE individuals to come to court with their outrageous claims accumulated unaddressed through these years the respondent should be penalised for making a mockery of TAFE education.

**SWORN** By the Deponent     )  
 At Sydney                         )  
 Before me:                         )

On the                                 day of September in the year two thousand and two.

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 Solicitor/Justice of the Peace   Deponent