

- 42 It is unnecessary to describe in detail all the evidence concerning the financial records found on Mr Tay's computer, including what appeared to be indebtedness of the appellant and a projected inflow from "Andrew". The appellant in his interview with the police said he was up to date with his rent.

### **Mr Tay's marriage and incipient relationship with Ms Jasmine Tan in Singapore**

- 45 Mr Tay was married. Records were produced and tendered of online discussions between him and a young woman in Singapore, Ms Jasmine Tan (no relation to the deceased Mr Tan). She was a former university friend of Mr Tay, and engaged to be married. The records revealed that they spoke every few days from mid June to early July 2003. They sometimes spoke for minutes and sometimes hours, discussing their daily lives, travel plans and desires to visit each other. The conversations involved terms of endearment, were sometimes flirtatious and occasionally sexual. On occasions Mr Tay makes clear his emotional and sexual attraction to Ms Tan. The contents implied that Tay had not had intimate sexual contact with Ms Tan. Records of conversations after 3 July were not produced at the trial; but a text message was sent by Ms Tan to Mr Tay's phone on 16 September that suggested they had remained in contact. The message was: "*Dear, pls reply if u r okay. U r makg mi very worried. Please!*" In a statement at the trial, Ms Tan explained that she sent the message after having seen the news on television that two Singaporean students had been killed in Sydney.

55 Mr Tay's laptop computer was last used at 10.16 am and Mr Tan's at 12.02 pm.

56 Both Mr Tay and Mr Tan had a lecture that day. Unusually, Mr Tay did not attend it. The evidence was that he always attended class. Mr Tan attended his midday lecture but arrived at least 15 minutes late. The walk from the unit (where his computer had been used at 12.02 pm) and the university was short. Student colleagues gave evidence that Mr Tan appeared somewhat dishevelled, distracted and tired.