

Lawyer *F Bandigo*

8 April, 2014

D/C Cartwright (Chair), Director Legal Services (Fin McRae),
Fontana, Stephen; Linford, Tracy; McRae, Findlay; Leane, Stephen; Stevenson, Dean

Governance

Overview of the role of the Steering Committee

- Assess performance and implementation against
 - Comrie Review -
 - Loricated (Recommendation 1 of Comrie) -
 - Robinson Review -
- Oversee the protection and management of 3838
- Co-ordination of interaction with other agencies and stakeholders
 - IBAC
 - DPP
 - Legal Services Commissioner
 - *DHS*
- Oversee and coordinate any legal actions, including;
 - Suppression
 - Civil litigation
 - Other inquiries

Wed update

For Discussion

- Safety of 3838 ✓
- On-going management and interaction ✓
- Assessment of [redacted] ✓

DHS

Suppression Order:

*Judgement next with
Hearing in 30 days*

Form of final order and restrictions on us
Assessment of next Court hearing

Investigator

Stakeholders:

*Direction hearing on the Pa Hoodsons
Boris Bueck*

IBAC
DPP

Community Reassurance and media

FOR include conflict of interest
Mandatory Advice is not here "likely"
£ 28 May make @ report to Secretary
- formalise advice, risk assess

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Completed/Archived Action Item Register

Reference	Date	Action	Responsible	Status
AI 1	06/03/15	Seek written document from Comm DPP re used of Witness F evidence	Fin McRae	Closed
AI 2	06/03/15	Draft letter to IBAC to close off issues	AC Leane	Closed
AI 3	06/03/15	Prepare closure report for this IBAC report	AC Leane Fin McRae	Closed
AI 4	06/03/15	Prepare closure report to cover Witsec and outstanding corruption allegations	AC Linford	Closed
01/2015	20/03/15 18/06/15 09/09/15	Prepare formal letter to Witness F offering payment for home security SF has prepared formal letter to witness to go out in the next couple of weeks. SF advised that letter has been present to Witness F.	AC Fontana	Closed
02/2015	20/03/15	Prepare report regarding any change in threat level to Witness F	D/Insp Campbell (A/Insp Cornford)	Closed
03/2015	20/03/15	Set meeting for discussion of interim report	AC Linford	Closed

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04/2015	20/03/15	Report on how many PSC Op Loricated IRs are left and how long for completion	A/AC Arthur	Closed
05/2015	29/04/15 18/06/15 26/09/15	TL to arrange formal threat assessment for Witness F SF reports that Threat Assessment has been completed and threat level has not changed. JC to follow up and provided out of sessions to committee members. Ongoing. TL reported that Threat Assessment has been completed and distributed to committee members	AC Linford	Closed
06/2015	29/04/15	FM to ask VGSO to follow up on Google search naming Witness F FM advised VGSO has rectified matter. Closed	Fin McRae	Closed
07/2015	29/04/15 18/06/201	FM to advise on what has happened to legal information from Contact Reports FM advised filed into 4 themes and will be triaged	Fin McRae	Closed
08/2015	18/06/15	SF to explore [REDACTED] being contact point for Witness F	AC Fontana	Closed

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	09/09/15	Committee discussed need to long term management and welfare plan. AI was closed and replaced with AI 10/2015 for SF to provide options for the long term management and welfare of Witness F.		
09/2015	18/06/15 09/09/15	GA to arrange meeting with himself and FM with IBAC prior to next meeting (09/2015) to discuss A/AC Graeme Arthur is has been replaced as AC PSC by A/AC Rust. Meeting yet to occur. FM to arrange meeting with FM & CR to attend IBAC and provide overall assessment.	A/AC Rust	Closed
10/2015	09/09/2015	SF to provide options for the long term management and welfare of Witness F.	AC Fontana	Closed
11/2015	09/09/2015	FM to brief CR on Operation Bendigo and advise CR that Supt Frewin is responsible for completion of Operation Bendigo final report.	Fin McRae	Closed
01/2016	07/01/2016 26/7/2016	BG to report back advising outcome of analysis and investigation of PSC Loricated IRs. Due to the absence of BG this AI was carried over.	AC Guerin	Closed

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	05/08/2016	BG advised that the Operation Loricated report confirming completion of all PSC items was submitted out of sessions on 29/2/16 however hadn't been recorded in the next Steering Committee's meeting. The outcome of the report is that there we no serious criminal or discipline matters disclosed that could be further investigated and would have reasonable chance of resulting in criminal or discipline charges being preferred - Closed		
03/2016	23/03/2016	FM to follow up with obtaining statement from AC Fryer	AC Fontana	Closed
04/2016	02/06/2016 26/07/2016	FM, SF and CM to meet and work out an approach to confirm if Dowsley is in possession of a copy of the Kellam Report and if so, retrieval of same. Discussed that there is no legal basis to demand return of the Kellam Report if Dowsley was in possession however there is no forensic basis to believe that Dowsley is in possession of the report and herald Sun has an injunction to prohibit publishing any content of the report. Further discussed whether by approaching Dowsley could put 3838 at further risk by identifying that 3838 provided this information	Director McRae	Closed
05/2016	02/06/2016	CM to request the name of the	Cmdr Millen	Closed

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	26/06/2016	<p>lawyer who is to lodge an application to the Court of Appeal.</p> <p>No further action to be taken. The lawyer was now been identified at Zara Garde-Wilson</p>		
06/2016	26/06/2016	VicPol lawyers write to Herald Sun lawyers reminding them of injunction obligations	Director McRae	Closed
	05/08/2016	FM advised that Herald Sun has been contacted through lawyers at MCCD and asked for an undertaking not to publish anything articles relating to 3838 or that could divulged that identity of 3838		
07/2016	26/06/2016	Arrange risk assessment for 3838 if VicPol facilitated cutting contact between Karam and 3838.	AC Paterson	Closed
	05/08/2016	Discussion carried over to next meeting – A/AC Brigham not present		
	12/08/2016	<p>Update by PB. Cancellation may raise risk to 3838. PB to arrange a formal risk assessment and provide to the committee.</p> <p>PB advised that Karam had been able to make contact with 3838 due to being</p>		

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	17/08/2016	incarcerated with Barkho at Barwon Prison. Since Barkho has been moved no further calls from Karam to 3838 therefore requiring no further action.		
08/2016	26/07/16 12/08/2016 17/08/2016	<p>Arrange formal process for recording and dissemination of listening to Arunta calls so that privileged information is not divulged.</p> <p>SF advised procedures have been adopted. Formal process to be documented for next committee.</p> <p>SF tabled report from A/Supt Swain re listening to and process of quarantining Arunta calls .</p>	Cmdr Millen	Closed
09/2016	26/07/16 05/08/16	<p>Again offer 3838 to make application for Witsec. If 3838 refuses then make offer for interim protection in the form of [REDACTED] and [REDACTED]</p> <p>Offer has been made to 3838 to make application for Witsec. WPU attempting to engage 3838 – Complete</p>	Cmdr Millen	Closed
10/2016	26/07/2016 05/08/2016	<p>Re-engage DHHS with a referral re safety of children</p> <p>DHHS has been contacted in regards to the safety of 3838</p>	AC Fontana	Closed

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		children and discussions are ongoing.		
11/2016	12/08/2016	SF to advise if 3838's children were in vehicle when 3838 was intercepted for speeding	AC Fontana	Closed
	17/08/2016	SF advised Both 3838 and intercepting police say that 3838's children were not in the vehicle at the time.		
12/2016	12/08/2016	JC to create a table of all recommendations including Kellam, Robinson & Comrie Reviews	A/Insp Cornford	Closed
	17/08/2016	Action item clarified 3 separate reports regarding the acquittal of review recommendations (Comrie, Kellam and Robertson) to be assessed by steering committee to make sure all that can be done is being done.		
	12/09/2016	Reports present to Committee.		
13/2016	12/08/2016	SF to arrange for a document reporting historical & current safety issues	AC Paterson	Closed

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	12/09/2016 10/10/2016	Action item transferred to NP Submitted. Closed		
14/2016	12/08/2016 17/08/2016	JC to provide a summary of the governance of the committee Report outlining governance procedures of the committee tabled and endorsed.	A/Insp Cornford	Closed
15/2016	17/08/2016 12/09/2016 10/10/2016 11/11/2016	PB to arrange assessment of file by PB & FM to determine if there is need for further correspondence with IBAC Action item transferred to NP to arrange assessment of 3 x recommendation tables There is a need to compare current review with previous response to IBAC provided in June 2015. NP to determine true position of recommendations Review completed.	AC Paterson	Closed

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16/2016	17/08/2016 12/09/2016	FM to seek legal advice regarding when to notify 3838 regarding proceedings DPP has notified of intention to disclose and to notify 3838 of same	Director McRae	Closed
17/2016	12/09/2016 10/10/2016	Crime Command to submit a formal [REDACTED] on behalf of 3838 Submitted. Closed	A/AC Millen	Closed
18/2016	12/09/2016 10/10/2016	Arrange preparation of scenario planning for risks and treatment options relating to 3838 being informed of DPP's intention to disclose Completed. Closed.	AC Paterson	Closed
19/2016	11/11/2016 9/12/2016	NP to report back to steering committee on further refinement of Kellam report recommendations and the acquittal of Comrie and Robinson recommendations. FM advised he met with Supt Steve Gleeson on the Comrie recommendations and he has confidence that they have all been acquitted. Intention is to review the recommendations to see if anything else can be implemented. NP to report back at next meeting.	AC Paterson	Closed

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	11/04/2017	NP reported two outstanding recommendations had now been completed and a report sent to SP who had signed off on the acquittal of the recommendations as Chair of this Committee and as D/C Specialist Operations. A further review of the Comrie recommendations was conducted and two small issues identified have been addressed and signed off by SP. No further actions required.		
20/2016	11/11/2016 9/12/2016 11/04/2017	NP to draft holding lines re Kellam, Comrie and Robinson recommendations and distribute to steering committee out of sessions. FM Advised that NP has been in contact with the media although lines have not been distributed out of sessions to steering committee meeting. NP advised media holding lines have been developed, distributed and are now on file at MCCD if required. No further action required.	AC Paterson	Closed
21/2016	11/11/2016	NP to arrange PB to coordinate reconstruction of the Loricated chronology by VGSO and former Loricated	AC Paterson	Closed

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	9/12/2016	<p>member/s.</p> <p>Advice from FM is there is no 'gap' in the Loricated database but a gap in one of the secondary Excel tables. CO to seek a report from Supt Brigham to clarify the issue. Closed and replaced by Action Item 22/2016.</p>		
22/2016	9/12/2016 11/04/2017	<p>CO to seek a report from Supt Brigham to clarify the issue in regard to a 'gap' in the Excel table contained within Loricated database identified (refer 21/2016).</p> <p>Item further discussed. CO to respond to the issues out of sessions to SP by 26/04/2017.</p>	Carol Orfanos	Closed
23/2016	9/12/2016	<p>NP to arrange a report from WPU every meeting, outlining what has been done from the time 3838 was engaged noting exactly what has been done up until the next meeting.</p> <p>NP provided verbal update – engagement continues and there has been no change in the risk profile. Chair agreed to close this item and move to a standing agenda item – WPU update report to be provided at each meeting.</p>	AC Paterson	Closed

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24/2016	9/12/2016	FM to arrange a Bendigo Steering Committee planning workshop.	Director McRae	Closed
	11/04/2017	Planning workshop conducted on 14/02/2017.		
26/2016	11/04/2017	Instruct Peter Brigham and Damian Jackson to conduct an investigation into the loss of these documents from Tricarito Lawyers to determine any criminal offences or further risk to 3838.	AC Paterson	Closed