
TRANSCRIPT OF PROCEEDINGS

INDEPENDENT COMMISSION OF INQUIRY INTO QUEENSLAND POLICE
SERVICE RESPONSES TO DOMESTIC AND FAMILY VIOLENCE

COMMISSIONER: HER HONOUR JUDGE DEBORAH RICHARDS

COUNSEL ASSISTING: RUTH O'GORMAN QC
ANNA CAPPELLANO

Court 17, Level 4, Brisbane Magistrates Court,
363 George Street, Brisbane.

Wednesday, 13 July 2022

1 COMMISSIONER: Yes.

2

3 MS O'GORMAN: Good morning, Commissioner. This morning
4 will be a shorter day. Shortly I'll call Witness A to give
5 his evidence. After that Senior Constable Sinclair-Ford,
6 who wasn't available yesterday, is available to give his
7 evidence. A third witness, James Treanor, who was on the
8 list for today, isn't going to be called. The parties have
9 agreed that his statement can be tendered and none of the
10 parties require him for any further questioning. So in
11 those circumstances we don't propose to call him this
12 morning.

13

14 COMMISSIONER: All right. Thank you.

15

16 MS O'GORMAN: Unless any of the parties have anything to
17 raise I propose to call Witness A. I'll call him,
18 Witness A.

19

20 <WITNESS A, affirmed:

21

22 MS O'GORMAN: Commissioner, I've just been reminded that
23 you did make an order to prohibit publication of certain
24 matters in relation to this witness, namely his identifying
25 details. I just place that on the record in case there is
26 anyone in the courtroom from the media who wasn't here on
27 Monday when that order was made.

28

29 COMMISSIONER: Yes, and I have also ordered that it not be
30 live-streamed.

31

32 MS O'GORMAN: And the proceedings are not being
33 live-streamed at this time.

34

35 COMMISSIONER: Yes.

36

37 <EXAMINATION BY MS O'GORMAN:

38

39 Q. Thank you. [REDACTED], you've provided a statement to us
40 which includes your present occupation and identifying
41 details which have been redacted in the statement that is
42 going to be tendered to the public book, but you've seen
43 that statement?

44 A. I have, yes.

45

46 Q. All right. Thank you. I'm going to ask you some
47 questions this morning about your experiences as a police

1 officer and as a result of your experiences as a police
2 officer your observations of the cultural issues at the
3 station at which you've worked in the course of your career
4 that impact on the QPS ability to respond to and
5 investigate domestic and family violence?

6 A. Yes.

7
8 Q. Firstly, can I confirm that you undertook your studies
9 at the Police Academy from about mid-2013 through until
10 mid-2014?

11 A. Yes, there was a period of three or so months where
12 I was doing station duty at another location, but I studied
13 there between those time periods.

14
15 Q. All right. Now, can you recall - and if it's too long
16 ago and you can't please just say so - what training you
17 received in relation to domestic and family violence whilst
18 you were at the academy?

19 A. Yes. So we had four phases. There was phase 1,
20 phase 2, skills phase and phase 3, and those to the best of
21 my recollection were divided equally throughout the six
22 months in terms of the time devoted to the phases. Phase 3
23 was the final phase, and that included some training in
24 relation to domestic and family violence and mental health
25 responses amongst other things.

26
27 Q. And at the time that you were at the academy was any
28 of that training online or based on online learning
29 products?

30 A. I recall that we completed online learning products,
31 but it was - like, I was at the academy five days a week.
32 It was face-to-face training.

33
34 Q. All right. So your recollection is that it was
35 primarily face-to-face?

36 A. Yes.

37
38 Q. Did it involve scenario-based training or assessments?

39 A. Yes, we did scenario-based assessments and training.

40
41 Q. And do you recall whether during the course of that
42 face-to-face training any outside consultants who were
43 victim survivors came and shared any lived experiences with
44 the cohort?

45 A. I don't recall them, sorry.

46
47 Q. That's all right. Now you graduated in mid-2014. You

1 then spent six months at one particular station before
2 moving to the station where you were then based since 2015?

3 A. Yes.

4

5 Q. And you remained based there in an operational sense
6 until I believe the end of last year?

7 A. So I worked my last shift in early February this year.

8

9 Q. Early February this year, thank you?

10 A. Yes.

11

12 Q. So about six years at that particular station?

13 A. Yes.

14

15 Q. While you were at that station, as I understand it,
16 you undertook both general duties and worked within the
17 vulnerable persons unit based at the station?

18 A. Yes.

19

20 Q. Can you give us a sense of what time period you were
21 based in the vulnerable persons unit?

22 A. Yes. So I came to the station I work at now either at
23 the very end of 2014 or at the start of 2015, and I spent
24 until 2017 in general duties policing, and I spent about a
25 year long period between 2017 and 2018 in the station's
26 vulnerable persons unit [REDACTED],
27 and I then moved back into general duties policing for a
28 year. So that's 2018/2019. Then in 2019 I returned to the
29 vulnerable persons unit [REDACTED]

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36 Q. All right. The first time that you went to the
37 vulnerable persons unit in 2017, was that because you
38 expressed a wish to be there or were you simply placed
39 there?

40 A. No, it was an expression of interest. There had been
41 a station wide email that went out that I responded to.

42

43 Q. And what was it about the vulnerable persons unit that
44 made you interested in being and working there?

45 A. I had always enjoyed domestic violence and mental
46 health work and that was going to be the focus of the unit.

47

1 Q. Up until that point in time, that is when you started
2 at the vulnerable persons unit and from the time that you
3 were working at the station more generally, are you able to
4 give us a sense of how much of your time was taken up
5 responding to domestic and family violence calls for
6 service in the community?

7 A. Sorry, can you repeat the first part of that question?

8

9 Q. Sure. So from the time that you started at the
10 station until 2015, until you started the VPU in 2017 --

11 A. Yes.

12

13 Q. How much of your time was taken up responding to
14 domestic and family violence incidents?

15 A. It was a lot. It's a very high volume area for
16 domestic violence calls for service, and I think it's
17 probably also reflected in the fact that that was an
18 interest of mine. So I tended to accumulate a lot of that
19 work. But it was our bread and butter. I'd hazard a guess
20 that maybe 40 per cent of the workload was
21 domestic violence.

22

23 Q. Okay. I'm going to turn to your statement now because
24 you've provided the Commission with information about the
25 sorts of attitudes that you've heard expressed over recent
26 years at the station that you work at in relation to
27 domestic and family violence, and I'll just ask you some
28 questions about the matter that you raise in that
29 statement. Do you have a copy of it with you?

30 A. Yes.

31

32 Q. Great. I'll work through the statement and if you
33 want to have regard to what you've written there --

34 A. I'm allowed to open it and look at it.

35

36 Q. Of course you can, yes. By all means?

37 A. Thanks.

38

39 Q. So I'm looking at page 2 now where you start to talk
40 about the attitudes that you've seen expressed at the
41 police station. Can I confirm that in respect of this part
42 of your statement you're not talking about attitudes that
43 you heard expressed back in 2015 which stopped; you're
44 talking about attitudes that you've heard and seen
45 expressed in recent times up until when you were last there
46 in February of this year; is that right?

47 A. Yes, it's been continual.

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Q. Now, one of the things that you say is that you, on a daily basis, hear day room banter that minimises domestic and family violence and dehumanises survivors. Some of the comments that you've described having heard are things like "domestic violence is just foreplay" or "she's too ugly to be raped" or "she deserved it". Are there other comments along those lines that you can recall hearing in recent times?

A. Things like "I can see why he does it to her. If I was in his position I'd do that." "I don't know what I would do if I was in his position." I'm just trying to think. "Rape is just surprise sex."

Q. Now, how many of the people, and I don't mean in exact number, but by way of proportion, how many of the people in your station would express those sorts of views?

A. Probably like the more misogynistic, egregious remarks maybe 50 per cent.

Q. Okay?

A. But in terms of the people that will laugh along to that kind of behaviour it's like upwards of 90, 95 per cent. Like, most people.

Q. In terms of the people who you've heard make those comments I take it from what you've just said about people laughing along that they're not comments made to you in a private capacity one to one?

A. No.

Q. They're comments made publicly?

A. Yes, they're comments that are made in the day room. Sorry.

Q. That's okay. I think we have some tissues if you wouldn't mind?

A. I have preloaded.

Q. And if you need a break, [REDACTED], you just let me know. In terms of the distribution of whether those comments are made by people who are generally younger or generally older within your station, are you able to give us a sense of whether it is older people who are saying those things and they're not being expressed by younger people?

A. Yes. There's a broad spectrum of ages and backgrounds of people that make the remarks. But I find that some of

1 the younger officers will not buy into that behaviour or
2 won't react to it. But a lot of the - but the majority of
3 I don't know more seasoned officers or officers who are
4 longer in their career, like career police, they're worse
5 with respect to the kind of stuff they say and the degree
6 with which they'll buy into those kinds of day room
7 discussions.

8
9 Q. Finally in relation to these sorts of comments that
10 you've been talking about, in your observations is there a
11 distinction between the rank levels of the people who are
12 making these comments? Are they more senior in rank or
13 less senior in rank?

14 A. Some of the particularly bad ones tend to be more
15 senior conny sergeant level, sometimes senior sergeant
16 level, although I'm isolated to a degree from that level of
17 the hierarchy.

18
19 Q. And why is that?

20 A. Because we have one senior sergeant OIC who lives in
21 his own office and sort of people come in to his office,
22 he'll come out for, like, shift hand overs and to talk to
23 staff. But he's more isolated from the day room than the
24 operational police are.

25
26 Q. All right. I see. You talk in your statement also of
27 having known several male officers who exhibit perpetrator
28 behaviour. Firstly, are you talking about police officers
29 whose behaviour you've observed within the station?

30 A. Yes.

31
32 Q. And can you give us a sense of what you mean by that?

33 A. Well, I've known several male officers who when
34 talking about their partners or their ex-partners, when
35 things begin to go badly in their relationships they'll set
36 up - or they'll paint an image of their partner or
37 ex-partner that is of basically like a deranged crazy
38 person and they'll say, "She's got really serious mental
39 health issues. Like, everything's happening because she's
40 crazy." They'll talk about the ways in which they can
41 utilise their knowledge of the law to influence family law
42 court outcomes or the aggrieved's willingness to proceed
43 down that pathway through fear that they have more
44 knowledge than she does about how to navigate the legal
45 process with respect to Family Court and even like
46 domestic violence applications. What else was there? And
47 just like red flags for coercive control are really evident

1 in the way they talk about their day-to-day relationships.

2

3 Q. And what would they be, if you can give us some
4 examples of things you've heard?

5 A. Things like controlling finances, controlling what
6 their partner wears in certain context, emotional abuse.

7

8 Q. Have you seen or heard from any police officers at
9 your station who themselves consider themselves to be the
10 subject of domestic and family violence?

11 A. Yes, I can think of a couple.

12

13 Q. And have they made complaints, to your knowledge?

14 A. Yes, I believe that both did.

15

16 Q. What about people at your station who have been
17 accused of perpetrating domestic and family violence?

18 A. Those are the same people.

19

20 Q. They're the same people --

21 A. Yes.

22

23 Q. That have been both - said that they have been
24 aggrieved and have also been alleged to have been the
25 perpetrator?

26 A. Yes.

27

28 Q. All right. Now, in relation to the allegations of
29 their conduct amounting to them as perpetrator to your
30 knowledge do you know whether those police officers were
31 stood down from their duties?

32 A. Yes, I believe that while matters were proceeding
33 through court they were stood down from operational duties.

34

35 Q. Were they still coming to the station and working?

36 A. Yes, I know that there were periods of time that they
37 were absent from the office. But my understanding is that
38 on some of those occasions it was leave that they had
39 taken.

40

41 Q. Okay.

42 A. I couldn't tell you for certain whether there were
43 periods where they were stood down completely from full
44 duties. I didn't have that kind of knowledge.

45

46 Q. And do you know whether in either case orders of a
47 permanent nature were made in respect of those two

1 officers?

2 A. Yes, one of them.

3

4 Q. And do you know whether while they were on the
5 permanent order they returned to operational duties or not?

6 A. Not sure.

7

8 Q. Okay.

9 A. Sorry, may I ask - not ask but with respect to the
10 perpetrator behaviour there was like one particularly bad
11 incident. I can't remember if it was 2017/2018, but it was
12 when I was in the vulnerable persons unit for the first
13 time and one of the other members of the vulnerable persons
14 unit who had had kind of cross order stuff going on with a
15 partner said really angrily, "I'll kill her" in reference
16 to his ex-partner.

17

18 Q. And was that said publicly or just to you?

19 A. It was in, like, the meal room and I was the only
20 person present at the time. I don't know whether anyone
21 passing through the hallway would have heard. Nobody said
22 anything to me. So presumably it was just myself that
23 heard.

24

25 Q. That's the incident that you mention in paragraph 6
26 I think of your statement?

27 A. Yes.

28

29 Q. And in respect of which you made a complaint or a
30 report about it to a senior officer?

31 A. Yes.

32

33 Q. As I apprehend from your statement you didn't hear
34 that anything was done in relation to that?

35 A. No.

36

37 Q. Okay.

38 A. That officer continued to work their shift and I never
39 heard anything about the outcome.

40

41 Q. Okay. You also speak in that part of your statement
42 about police officers in your station using derogatory
43 language when speaking about women?

44 A. Yes.

45

46 Q. And you've indicated there reference to at least one
47 middle manager at your station referring to clients,

1 colleagues and his wife as sluts and bitches behind their
2 backs?

3 A. Yes.

4

5 Q. How common is it at your station to hear that sort of
6 language about women or is it just that one --

7 A. No, it's not just that one. It's common. Less so in
8 relation to people's partners, although there are those
9 elements I talked about earlier with respect to the
10 perpetrator behaviour. That's definitely what happens in
11 relation how they speak about their partners. But for most
12 people when they're using that kind of language it's in
13 reference to victim survivors and it's in reference to some
14 of their female colleagues. Generally male police talking
15 about their female colleagues as sluts and bitches. But
16 there's like - I could go on for ages about the kind of
17 name calling that goes on. Like, do you want me to give
18 you some more examples?

19

20 Q. If you have some?

21 A. Yes. We have a "Cunty McCunt face", "cunt". Like
22 "fucking bitch", "fucking slut", "mole". What else?

23

24 Q. [REDACTED], these sorts of words, are they used in a joking
25 way to the female officer's face or --

26 A. No, it's generally behind their backs and behind the
27 backs of the clients who aren't in the office with us.

28

29 Q. Okay. You mention also having observed what you
30 consider to be entrenched racism within your station.

31 A. Yes.

32

33 Q. And you refer to comments such as "the ATSI's are out
34 of control" or "what do we expect, he's a savage," that
35 kind of thing. Again within your station how common would
36 an expression of those sorts of attitudes be? Can you give
37 us a sense of that?

38 A. It's pretty common. Like, a lot of our shifts involve
39 policing Caucasian people. The majority of our offenders
40 are Caucasian identified. On a shift where we happen to be
41 policing Aboriginal identified people it can just be as
42 much as, like, one job that will trigger day room
43 discussions about how "the ATSI's are out of control and,
44 you know, these communities, this is what they're like.
45 How do we respond to this?" There's no culture. We don't
46 see any culture. You know, it's like this narrative of
47 like this group of people are destroyed culturally.

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Q. In terms of those sorts of attitudes expressed in relation to First Nations people again do you observe there to be any kind of distinction between older people in your station and younger people and the willingness to engage in that kind of discussion?

A. It's been a cross-section. I couldn't say that it's any particular age bracket. Like, I've worked with young people that will drive along the street and point out the boongs and the coons and criticise their appearance and their activities when they're just living their lives.

Q. And you're talking about being out in a crew car?

A. Yes.

Q. With a colleague making those sorts of comments to you?

A. Yes.

Q. All right. In terms of practices that you've observed at your station over time, and I'm talking about recently, you speak about police officers turning away survivors from reporting at the front counter. Can I ask you what opportunity you've had in recent years to observe that sort of thing happening?

A. Yes. So we've had two police stations in the time that I've worked. The first station was very small. The front counter was very close to the day room. You could hear a lot of the conversations that took place. But my experience is observing - like, generally the counters are personed by an admin officer, and then they will receive the initial information, the basic details of the complaint that the person wants to make, and then that will get relayed back to police if they're close to the admin desk or in the day room itself. Often what I have observed is police saying, "Well, why aren't they calling us when this is happening? We can't do anything now that it's already happened. Like, I'm not taking that report. They need to call us." Then what will happen is the admin officer will either go and feed that information to the person or the police officer who's on counter themselves or someone who is delegated to deal with it will speak to the person themselves and provide that advice, that, "You need to call us when it happens."

Q. All right. On those occasions have you seen the person who's wanting to make the complaint dig in and

1 insist that a statement be taken or have they left the
2 station upon being told that a statement or the complaint
3 won't be taken?

4 A. Occasionally I've seen victim survivors dig their
5 heels in. But then if they become loud they're warned in
6 relation to public nuisance offences and that's usually
7 enough for them to leave the station.

8

9 Q. Have you seen that happen on more than one occasion?

10 A. Yes.

11

12 Q. All right. What about when people come in and want to
13 make a complaint and a complaint has actually been taken by
14 a police officer on that day? Have you also seen that
15 happen?

16 A. I have. When there have been either quite substantial
17 injuries or there's evidence that they can provide in the
18 form of, like, recordings of abusive and threatening phone
19 calls or text messages, when there's that evidence that
20 would be considered by police to be, like, incontrovertible
21 in a sense, then action is more likely to be taken than
22 when somebody is coming to the counter saying, "These
23 horrific things have happened to me, but I don't have
24 anything to offer you other than what I say has happened."

25

26 Q. And in cases where a complaint is then taken from that
27 person where does that happen within your police station?

28 A. So with the station we have now they're either in a
29 private room or they are in, like, a little alcove near
30 some of the interview offices. That's not as private but
31 it's quiet generally, or on occasion it's taken out the
32 front of the station or in the foyer itself.

33

34 Q. Okay. You say in your statement that on occasions
35 over the years you've been cold shouldered by colleagues
36 who had become angry when you've added additional
37 information to DV reports.

38 A. Yes.

39

40 Q. Can you explain to us firstly how that happens, that
41 you can add additional information to a DV report?

42 A. Yes. So often it happens when, like, a victim
43 survivor calls up to enquire about, like, the status of
44 something or - sorry, like the status of their complaint,
45 and it's happened on several occasions where they've been,
46 like, you know, "And when he did this to me, like, when he
47 punched me or strangled me or whatever" I have looked

1 through the report - sorry, "not strangled me, but grabbed
2 me around the neck," I've looked through the report and
3 I've seen that that's not been in the report and I've kind
4 of queried, "Did you mention that to the police that went
5 out that night? Like, did you say that," or if it has been
6 from the front counter, like, "Did you tell them that," and
7 they've said, "Yeah, of course I did. I told them
8 everything that had happened," and the report is either,
9 like, really vague where it will say there's, like, a
10 physical altercation which could mean anything or the room
11 was in, like, a state of disarray, for example, which could
12 mean that it was messy or potentially structural damages as
13 some aggrieved have indicated to me. So I've then put,
14 like, an entry into the report just clarifying what they
15 had called and disclosed, and then the officer responsible
16 for that report I've been approached several times and been
17 asked, "Why can't you just speak to me about this in
18 person? Why can't you - or email me or something," and
19 quite, you know, angry about it.

20

21 Q. So when you say you enter those details that you're
22 told over the telephone by an aggrieved in those
23 circumstances are you talking about going back and
24 interfering with the QPRIME entry originally made or are
25 you saying you just enter in that you've received a phone
26 call and received these details?

27 A. So either as an occurrence enquiry log entry or as a
28 supplementary report.

29

30 Q. All right. Have you ever had the experience of
31 observing what is in fact a domestic and family violence
32 incident being entered as a street check?

33 A. All the time. That's hyperbole. Frequently, yes.

34

35 Q. Could you give us an example of how that might occur?

36 A. So often police will be called to attend, like, a
37 street disturbance or a disturbance dispute, it's like a
38 315 or a 313, and whether there are relevant relationships
39 between the parties won't be disclosed on the job card.
40 Either the person didn't set it, the operator didn't ask
41 the question, we don't even know who the involved parties
42 are. So we'll go to that job and then once at the job
43 there is a tendency for police to not ask the questions
44 necessary to ascertain the relationship between the parties
45 or if a relationship is disclosed there officers err
46 towards not asking questions relevant to the
47 domestic violence incident that has taken place and wanting

1 to wrap it up as the finalisation code for a disturbance
2 dispute or street disturbance and just putting it in a
3 street check where there's no, like, complaints forthcoming
4 from the parties.

5

6 Q. We understand that there might have been a service
7 wide announcement essentially made some time ago to advise
8 officers not to or be wary of entering information as a
9 street check when in fact it should be a domestic and
10 family violence incident. Have you seen the sorts of
11 things that you've just described in recent times?

12 A. Yes.

13

14 Q. All right.

15 A. Yes. The effect of that announcement was essentially
16 to - for the police that I work with and whose behaviours
17 I observe was to let them know that their street checks are
18 being monitored and if they're going to put on a street
19 check it better not contain a relevant relationship or the
20 details, you know, of domestic violence that occurred; it
21 needs to be vague.

22

23 Q. And have you seen these sorts of things happen with
24 your own eyes?

25 A. Yes.

26

27 Q. Or are you talking about things that you sense happen
28 within the station?

29 A. It is things that I see with my own eyes and things
30 that police talk about amongst themselves in the day room.

31

32 Q. Have you ever had the experience of going to a
33 domestic and family violence incident and wanting to take
34 certain action or write it up a certain way and have the
35 person who was your partner at the time tell you that you
36 can't or shouldn't?

37 A. Yes.

38

39 Q. In those cases is it someone more senior or more
40 junior to you?

41 A. It can be both. Sometimes more junior police will
42 have the perception that they're more senior by virtue of
43 their age or maybe experience in a particular area of
44 policing. Generally the more senior by rank officers are
45 the ones sort of taking control and being, like, "I don't
46 think we should do this." Generally though at least at the
47 jobs I go to if I want to take a certain course of action

1 I just say, "Look, it's all mine. I'll do all the
2 paperwork. You just do you, chill out, and I'm happy to
3 deal with this," and then at least it's going to get dealt
4 with.

5
6 Q. All right. How difficult is it when someone that
7 you're working with tries to tell you not to take certain
8 action or not to write something up a certain way? How
9 difficult is it to stand up to that?

10 A. I find it difficult. Like, I definitely have a
11 reputation at my station as somebody who's very interested
12 in DV, who likes to investigate it to the fullest extent.
13 There's, like, even the first years that have come through
14 that I've realised have been briefed about me because
15 within a couple of months of working they're joking about,
16 like, "Hey, there's a DV at this address," and I'll be
17 looking on the thing going, "I can't see it anywhere," and
18 then they're laughing going, "It's a cafe we're going to."
19 Like, yes. So I find it difficult to have the
20 conversation, but I've found ways to work around that so
21 that I can get the outcome that we need.

22
23 Q. All right. You mention in your statement having
24 observed some police officers deliberately not respond to a
25 domestic and family violence call for service. How does
26 that manifest? What have you seen happen that demonstrates
27 that?

28 A. Yes, so, like, I have had experiences of getting into
29 the police car at the start of the shift and we use iPads
30 now to view our jobs and usually there will be a bunch of
31 at least code 3 jobs that have been queued ready to be
32 taken. Often the first in queue would be a DV job. So
33 I'll go to attach to that. I tend to do more sitting than
34 driving. My colleagues don't like the way I drive because
35 I'm a slow driver. So I tend to do more of the iPad stuff
36 than the driving. So I'm often seeing the screen, I'll go
37 to attach a DV and the officer sitting in the driver's seat
38 when I'm telling them what job we're going to, they've
39 interjected and gone, "No, no, no, no, fuck that, we're not
40 doing this job. That's a code 3. One of the over crews
41 can pick them up. There's three crews on. Let's go to
42 this suburb. I've got an inquiry that I want to do there"
43 or, "No, we're going to do patrols in this area that's
44 different" in the hope that (a) we won't pick up the job
45 ourselves but (b) the Police Communication Centre will see
46 that we're further away from the job than other crews and
47 be less likely to direct us to attend the job.

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Q. And is this in circumstances where the other job that you might be going to is of code 3 or lesser, not where there's a code 2 that you've been called to more urgently?

A. No, generally a code 2 unless it's an immediate response, but it's for the code 3s and then maybe even the code 4s as well where there have been multiple attempts maybe to make contact with the parties and they've been unsuccessful so that's why they get downgraded.

Q. One of the things that you talk about in your statement is your observations that at least to some extent police officers within your station don't consider domestic and family violence to be a gendered issue. Can you tell us about that? What have your observations been in that regard?

A. There are often day room discussions, like, particularly with the more recent coverage about gendered violence in the media where police that I work with will express views that - it's like a complete rejection of all the administrative and evaluative data. They say, like, that the reason why there isn't an even like fifty-fifty split by gender that's reported to us is because men are too afraid to report; like, men are too afraid to report and that's the reason. Then, like, I've tried several times to counter that with, like, there's a lot of underreporting from women. There are a lot of scared women who aren't able to come forward either. And there's just like a total rejection of that.

Q. What about attitudes that you've heard expressed, if any, about vexatious complaints in the context of family proceedings?

A. Yes. That's like a very - again, that's another frequent day room discussion where this myth gets brought up about - especially in relation to police applications but also in relation to the private applications that come through for service, "She's just trying to screw him over in Family Court. Like, there's no evidence other than - there's no evidence other than what she is saying. They're going through a separation, which we know is when a lot of domestic violence occurs, but they're going through a separation and she's just trying to screw him over," and that's a very frequent conversation and one that has been reinforced in recent years by the Police Union.

Q. You mention police officers deliberately not making

1 enquiries that might reveal an incident as a domestic and
2 family violence matter. I think we've already touched on
3 that. It's, as I understand it from your statement,
4 manifested by police officers not making those questions or
5 enquiring of parties when they attend to a disturbance; is
6 that what you're referring to there?

7 A. Sorry, can you repeat the question?

8

9 Q. In that part of your statement are you talking about
10 police officers not enquiring of people at a disturbance as
11 to the nature of their relationship to establish if it is
12 domestic violence or not?

13 A. Is that going back to what we were talking about
14 before?

15

16 Q. Yes. That's what you're covering?

17

18

19 Q. All right. You mention observing some officers
20 refusing to act when evidence supports an application on
21 the balance of probabilities, in your view. Do you have
22 any observations about whether all police officers at your
23 station understand what the standard of proof is in
24 relation to taking out a domestic and family violence
25 application?

26 A. I think the majority, the vast majority, of police
27 understand that they must prove on the balance of
28 probabilities that domestic violence has occurred and that
29 a relevant relationship does exist and the parties need
30 protection. But there is a spectrum of, like, thresholds
31 that different police will use that well exceed the balance
32 of probabilities that determine whether or not they'll
33 choose to take action. So often, unless there is evidence
34 outside of the aggrieved's often a very credible version
35 and her or their willingness to attend a police station,
36 fearful, crying, to report whatever they have or to ask for
37 police service, unless there is that extra evidence outside
38 of that version I see a lot of reluctance to take any kind
39 of action.

40

41 Q. All right. You mention also the difficulties with the
42 ideal victim typology and the sorts of attitudes that you
43 observe in relation to people who don't fit that mould?

44

45

46 Q. Can you tell us about some things that you've observed
47 in relation to attitudes that a victim should present a

1 certain way?

2 A. Yes. So, I mean, to police any person, irrespective
3 of whether they have criminal history or not, who - sorry,
4 not irrespective of whether they have criminal history. If
5 they have criminal history, they're a grub. If they have
6 mental health issues, they're a spoon. If they are a drug
7 user or have substance abuse issues they're a drunk or a
8 druggie. If they don't conform to whatever the officer's
9 standards of duty are, if they're not basically Rapunzel in
10 a tower, if they're demanding police action quite
11 assertively, I've noticed a real tendency to kind of push
12 back against what that victim wants and is asking for and
13 not take action.

14

15 I notice that the people who are more likely to get
16 their 51/52 per cent balance of probabilities out are the
17 people who come in, like, well dressed, they're very
18 articulate, they're tertiary educated, they're Caucasian,
19 they are not a drug user, they don't have a criminal
20 history, they don't have visible substance abuse issues,
21 they're kind of presenting as the ideal victim essentially,
22 and those are the people that I see that are more likely to
23 be believed and to have their versions taken seriously.

24

25 Q. You talked about police officers using words like
26 "grubs" and "spoons"?

27 A. Yes.

28

29 Q. How frequently do you hear that sort of language?

30 A. All the time. You're more likely to hear "grub" than
31 "offender". You're more likely to hear "spoon" than a
32 person experiencing vulnerability or a person with mental
33 health issues. It's part of the vocabulary of policing we
34 were learning at the academy.

35

36 Q. I understand that you have been called a spoon
37 whisperer for your work with people with mental health?

38 A. Yes.

39

40 Q. Is that something that's been said to your face?

41 A. Yes.

42

43 Q. By police officers at your station?

44 A. Yes, by a sergeant.

45

46 Q. All right. Reciprocal violence, you mention that in
47 your statement as not always being acknowledged as such.

1 A. Yes.

2

3 Q. I apprehend from that part of your statement that
4 you're talking about where there are injuries visible on
5 one party that person might be misapprehended as being the
6 aggrieved in circumstances where the violence is actually
7 not demonstrative of domestic and family violence itself?

8 A. Yes. So sort of the DVs where there's been a physical
9 altercation, again a physical altercation, what happened,
10 and both of the parties might have sustained injuries at
11 it, and then we're looking at the party that has sustained
12 the most significant injuries in that particular incident
13 and then, despite the previous reports in QPRIME nominating
14 that person with - that person who has the least amount of
15 injuries as the aggrieved, we are choosing to look at that
16 incident on face value and go, "Well, this history has
17 happened. But on this occasion you're the perpetrator."
18 But we're not asking the questions about what actually
19 happened for this violence to occur.

20

21 I've gone to incidents that have been like this where
22 when you really delve down into it the aggrieved, the
23 person with the least severe injuries there, is saying, "He
24 was standing over me. I'm absolutely terrified when he
25 does this. He gets right up in my face and he intimidates
26 me. This has been happening for years and years and today
27 was the day that I just lost it," and they're the person
28 who ends up with an order.

29

30 Q. How difficult is it for police officers to get to the
31 bottom of what's actually going on in a relationship when
32 you're called to a domestic and family violence call for
33 service? I mean, I understand that some cases might be
34 clear cut. Are some others far more complex?

35 A. Some are complex. Some are complex. But in
36 particular it's those cases that are really complex
37 that - and often there will be repeat calls for service
38 cases - it's those cases that are very complex that police
39 are choosing not to delve into what's actually going on.

40

41 Q. All right. You mention in your statement receiving an
42 email sent by the Police Commissioner in late 2021
43 seemingly in response to the release of the Women's Safety
44 and Justice Taskforce recommendations for a Commission of
45 Inquiry that said that she did not believe there were
46 widespread cultural issues affecting the way police
47 investigate domestic and family violence. As a recipient

1 of that email, given your experiences at your police
2 station over six years, how did that make you feel?

3 A. I was devastated. It's so clear to me that - sorry.
4 It's so clear to me that some of the core business that
5 happens in my station, it's misogyny and it's
6 dehumanisation, and it is negligence. That just said to me
7 that either the Commissioner has no insight into these
8 issues or we know and we're not going to do anything about
9 it because we are the police and we're always right. I'm
10 sorry to be so emotional, but that was the most
11 disappointing email I've ever received.

12
13 Q. All right. And in terms of moving forward and how
14 things might be better are you in a position to think of
15 even one or two things that occur to you as being likely to
16 result in some positive change?

17 A. Oh, God. The misogyny is just so wild, and that
18 underpins our attitudes to female victim survivors, and
19 we're a male dominated organisation.

20
21 Q. Will training help? Is it something that you consider
22 that more training in relation to domestic and family
23 violence will help?

24 A. Yes, we need significantly better training. Because a
25 lot of these beliefs the police have are myths. You only
26 have to do three weeks of, like, a grad cert in DV practice
27 to be presented with all of that evidence to know that
28 you're beliefs are actually incorrect. There needs to be
29 more training. We need to be co-locating with DV services
30 so that the victim survivors who feel safe with those DV
31 services have the option of going to police that are
32 trusted and who are passionate about dealing with
33 domestic violence within the same facility so that they
34 don't have to front up to the police station where they're
35 not going to be listened to or taken seriously by the
36 police that don't want to deal with domestic violence.

37
38 Q. And finally what about co-responder models? In your
39 view and given things that you've learnt over the years do
40 you think that there is some merit in continuing to follow
41 that?

42 A. I think it could be helpful. But you're bringing a DV
43 service worker into the culture of policing, and I feel
44 that that would potentially be very difficult for the
45 worker working with police.

46
47 Q. All right. [REDACTED], you just mentioned the grad

1 certificate in domestic violence. Is that a reference to
2 the grad certificate offered by one of the universities?

3 A. I think there's one at QUT. There's one at CQ
4 University.

5
6 Q. And have you done either of those?

7 A. No, I commenced one this year and with this stuff
8 going on I didn't feel like it was the best time for me to
9 be doing that degree.

10
11 Q. All right. I understand. Thank you. Those are the
12 questions that I have for you, [REDACTED]. Thank you.

13
14 COMMISSIONER: Are you right to continue or do you want a
15 break?

16 A. No, I'm good. Sorry.

17
18 COMMISSIONER: That's all right.

19 A. Just feeling feelings.

20
21 COMMISSIONER: That's all good. Mr Hunter, do you have
22 any questions? I notice you didn't comply with the
23 practice guideline with this one.

24
25 MR HUNTER: I had expected to cross-examine this witness
26 at the conclusion of the examination of my colleagues.

27
28 COMMISSIONER: Why? He's not your witness.

29
30 MR HUNTER: Precisely. But the witness has given evidence
31 about matters that bear directly upon my client and the
32 service, and I would like to cross-examine in light of
33 matters that are brought out by any of my colleagues.

34
35 COMMISSIONER: All right. Do you have any objection to
36 that, Ms O'Gorman?

37
38 MS O'GORMAN: No.

39
40 COMMISSIONER: You're going to say the same thing,
41 Mr McCafferty?

42
43 MR McCAFFERTY: A slightly different variant from
44 yesterday, Commissioner, you'll be pleased to know perhaps.
45 I wouldn't mind taking instructions just on one aspect.
46 I can't imagine it will take long.

47

1 COMMISSIONER: All right. I know what you're talking
2 about, and I might just point out I am aware of a Senate
3 inquiry where certain matters were put to that inquiry.
4

5 MR McCAFFERTY: Yes.
6

7 COMMISSIONER: Which basically reflects the comment that
8 was made by this witness. So by all means take enquires,
9 but I'm aware of the evidence that was given at that
10 inquiry. We might deal with you, Ms Hillard.
11

12 MS HILLARD: Your Honour, we didn't provide notice to
13 cross-examine, but there are a couple of discrete
14 questions, maybe only 15 minutes worth, if I may ask some
15 questions.
16

17 COMMISSIONER: Yes. So perhaps you might come to the
18 front.
19

20 **<EXAMINATION BY MS HILLARD:**
21

22 Q. Witness, Counsel Assisting referred to you as [REDACTED].
23 Is that all right if I use your first name?
24

25 A. Yes.
26

27 Q. Can I just say that I'm speaking to you and asking
28 these questions from the perspective from Women's Legal
29 Service, who service women across the entire state, and
30 I have no knowledge of your station and where the station
31 actually is; okay? And I don't need to know.
32

33 Just in respect of some of the perceptions of women
34 generally across the state of Queensland have you observed
35 when the women attend police stations that you speak about
36 and they get turned away, were their details obtained on
37 those occasions; for example, the DV occurrence, entry
38 report or a log that's meant to be made, was that ever made
39 in those cases?
40

41 A. There is often no notation when people attend the
42 front counter. We've certainly received emails from
43 the officer in charge saying that, "Someone alleges DV at
44 the front counter, a report needs to be made." But I have
45 definitely seen the case where people are turned away or
46 there's been discussion about, "I'm not going to do
47 anything with this, but should I put it on as a street
48 check?" "No, don't do that because then if there's an
49 audit you're going to be made to report the DV."
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Q. And of the percentages of the ones where - are you able to say a percentage of the ones that you see that have been turned away, how many there have been no details taken?

A. It's probably hard for me to say because often I'll see the conversation, but I won't necessarily see the outcome of what, if anything, ends up on the computer. So I'm not, like, watching - sorry, I'm not, like, behind that officer's back watching what they do. So I don't know whether I could adequately answer that question.

Q. In respect of some of your answers about the police in your observation tend to believe the women where there might be physical injuries or they might have a recording or text message for proof and things like that when they turn up at the station, can I ask you about when people turn up and make a rape complaint at the station, for example, which is often only word on word anyway. Do they get met with a different response or the same response?

A. It's probably a bit different with respect that the officer taking the complaint will consult with the criminal investigations branch and often the victim survivor will end up speaking to a member of the criminal investigations branch. I've certainly had several instances where a rape has been alleged and a victim survivor is very much wanting to make a complaint and then at the conclusion with the discussion they have with detectives or plainclothes officers they're no longer wishing to make a complaint.

Q. That's specialist CIB detectives outside of your station or within your station?

A. They are in our station.

Q. And in respect of people being turned away, for example, in comparison to childhood sexual abuse or sexual abuse that might be current, when they attend at the police station do they get met with the same kind of responses, being sent away?

A. I would say it's generally a more compassionate response for childhood sexual abuse or institutional sexual abuse.

Q. Or current sexual abuse?

A. Within an intimate relationship? Yes, then, no, the same attitudes toward DV generally apply. That's when you get the remarks about, you know, "surprise sex" and "she

1 deserved to be raped" and that kind of stuff.

2
3 Q. I won't ask you too many questions around the
4 derogatory language and things like that, but I do have
5 just one question about what you observed, the interactions
6 of the police and the way that they speak at your
7 particular station. In respect of the matters that you
8 have observed have you seen anything that would amount to
9 sexual harassment or would be offensive by male officers in
10 your station towards or in the presence of female officers?

11 A. Yes.

12
13 Q. And do you know if any of those things have been
14 complained about?

15 A. I think a lot of it just gets ignored. It's quite
16 pervasive. Like, it's casual and I think that female staff
17 have sort of learnt to shrug it off. Yes, I can think of a
18 few instances where remarks were made about male officers
19 wanting to see more cleavage and stuff like that.

20
21 Q. Towards other female officers?

22 A. Yes, towards female officers. I'm just trying to
23 think of a couple of other ones. It just all blurs. Yes,
24 just kind of harassing about, "I'd take you on a date,"
25 like, not even asking, just kind of being, like, "I'd have
26 that," and then obviously you've got the locker room
27 banter, so to speak, that happens in the presence - outside
28 of the presence of women, and that's very much - it can be
29 quite graphic what male police will say they'd like to do
30 to their colleagues.

31
32 Q. Highly sexualised banter you're talking about?

33 A. Very, yes.

34
35 Q. In respect of your work in the VPU did I understand
36 you correctly that you did work for a period of time in the
37 vulnerable persons unit?

38 A. Yes.

39
40 Q. Just can I clarify when you gave your evidence when
41 Counsel Assisting asked you about being cold shouldered by
42 several colleagues when you would amend or you would change
43 reports to properly reflect or you would add to reports,
44 can you elaborate on when you were working in the VPU
45 the - because you're expected to audit and you're expected
46 to review what officers have done.

47 A. Well, that was primarily done by DVL0s and DFVCs. So

1 I did not have a role personally of going through - I kind
2 of did, but for different reasons. For case management
3 reasons in 2017/2018, but then we moved into a more
4 investigative model in the 2018 onwards, and it was - there
5 was far less of that. I didn't do a lot of oversight, as
6 such, when I was looking over other officers' occurrences.
7 It was either the investigations that had come to me to
8 investigate or it was when aggrieveds called up wanting
9 updates and that kind of thing. But I can try to answer
10 your question.

11

12 Q. In respect of some of the questions that you were
13 asked about, attitudes toward a particular cohort of
14 complainant or aggrieveds, people with criminal history or
15 mental health, they might be on drugs, they might have a
16 history of alcohol abuse, what about cultural groups or
17 subgroups or people who are on visas?

18 A. Yes, I think some of the xenophobia towards Muslim
19 people was applicable to people on visas. I personally
20 didn't work with refugee families that I was aware of.
21 There were definitely some people - we had - because we
22 have quite a large, like, fruit-picker community and so
23 there's a lot of people working on visas and that, and we
24 had some I think Taiwanese and Chinese domestic violence
25 victims that were treated with a fair amount of derision
26 due to their inability to converse, like, conversationally
27 in English and, you know, essentially to work with police
28 without an interpreter.

29

30 Q. Were they expected to communicate and talk to the
31 police without an interpreter or would an interpreter
32 service be available? As I understand it, there's a 24/7
33 ability to get an interpreter at least on the phone at any
34 time.

35 A. Yes, my understanding is that the matters were
36 considered by police to be too time sensitive to be able to
37 access an interpreter and there was this real sort of
38 belief in our station that if you called the interpreter
39 service you weren't going to get an interpreter. So you
40 just had to do the best with what you got, basically.
41 I was never in a position personally where I couldn't take
42 an adequate version from somebody due to a language
43 barrier. But I was aware of the police in my station
44 talking about their experiences in that space.

45

46 Q. Were they sometimes one of the ones you tried to
47 assist the victims?

1 A. Sorry?

2

3 Q. The people who were from culturally and linguistically
4 diverse backgrounds who had those interpreter issues, you
5 said that you sometimes would do things to make sure they
6 were looked after. Did you try to assist some of those
7 people?

8 A. No, generally they were discussions I overheard, yes.

9

10 Q. In relation to reciprocal violence you were asked some
11 questions by Counsel Assisting. Can I just clarify was
12 there any difference between perceptions of the officers
13 you observed between reciprocal violence on a call-out or
14 reciprocal violence at a counter that's being reported?

15 A. I suppose on a call-out you're getting the most
16 contemporaneous versions generally from both parties, if
17 they're still there, whereas at the counter generally it's
18 one party attending. So in terms of when that reciprocal
19 violence has been alleged by someone attending the counter
20 often the police listening to that would be, like, "We
21 don't have the other side of the story. Who knows what
22 he's going to say," and often attempts weren't made to get
23 the other side of the story.

24

25 MS HILLARD: Thank you. Commissioner. Those were the
26 only questions I had. Thank you.

27

28 MR McCafferty: I was hoping for a very short break so
29 I can get those instructions in the old-fashioned manner.

30

31 COMMISSIONER: All right. Five minutes?

32

33 MR McCafferty: Thank you.

34

35 COMMISSIONER: We'll just stand down for five minutes.

36

37 **SHORT ADJOURNMENT.**

38

39 COMMISSIONER: Yes, Mr McCafferty?

40

41 MR McCafferty: No questions, thank you, Commissioner.

42

43 COMMISSIONER: Mr Hunter?

44

45 MR HUNTER: Nor from us, Your Honour.

46

47 MS O'GORMAN: I don't have any further questions in those

1 circumstances, Commissioner. Thank you.

2

3 COMMISSIONER: Thank you very much for coming.

4 A. Thank you.

5

6 <THE WITNESS WITHDREW

7

8 MS O'GORMAN: Commissioner, I call the next witness,
9 Constable Andrew Sinclair-Ford.

10

11 <ANDREW SINCLAIR-FORD, sworn:

12

13 COMMISSIONER: Just before we start, I'm just being
14 reminded that the non-publication order yesterday I didn't
15 mark as an exhibit. So I'll mark that as exhibit B.

16

17 MS O'GORMAN: That's the one in respect of
18 Assistant Commissioner Kelly.

19

20 COMMISSIONER: Mark Kelly.

21

22 **EXHIBIT #B NON-PUBLICATION ORDER WITH RESPECT TO ASSISTANT**
23 **COMMISSIONER MARK KELLY**

24

25 <EXAMINATION BY MS O'GORMAN:

26

27 Q. Constable, I understand that you joined the QPS as a
28 member of intake 1 of 2022 on 10 January this year?

29 A. That's correct.

30

31 Q. All right. And you were inducted as a sworn officer
32 on 30 June 22?

33 A. Yes.

34

35 Q. Where are you stationed?

36 A. Karana Downs.

37

38 Q. All right. Have you since the time of your statement
39 attended any domestic and family violence calls for
40 services or incidents in the community?

41 A. I have attended one.

42

43 Q. All right. And how did that go?

44 A. It was a domestic violence other. It was a dispute
45 between a mother and a grown daughter. It was because the
46 daughter refused to go out and buy drugs for the mother
47 because she had just been paid. So there's no fear between

1 either of the party. The daughter was leaving to seek
2 alternative accommodation and nobody appeared to be in need
3 of protection.
4

5 Q. All right. You've been asked to provide a statement
6 in relation to the training that you received at the
7 Police Academy as one of the newest recruits to go through
8 that training. You've described it in your statement and
9 we understand that there were some online learning products
10 as part of that training; is that correct?

11 A. That's correct.
12

13 Q. How did you find that mode of learning?

14 A. I thought it was useful. There's an awful lot of
15 information to be taken in over a short period of time. As
16 a standalone product I would say it wouldn't be sufficient,
17 but it was augmented by face-to-face and classroom learning
18 and scenario based learning. So as a package I thought it
19 was excellent.
20

21 Q. And what about your classroom learnings and the
22 workshops that you engaged in? How did you find that
23 aspect of the training?

24 A. It's useful because, although we were a very, very big
25 intake - so we were one of the biggest intakes since 2012,
26 I believe - the classroom environment was useful, it was
27 instructive, it was very supportive, you could ask
28 anything. Basically they were building upon what we had
29 already had to learn as part of the OLPs. We also had
30 workbooks that we had to complete as well to test our
31 knowledge, which you had to present in the classroom, not
32 on a name and shame basis but participation. So I found
33 that to be very useful.
34

35 The scenario based training was building on that again
36 because we were in very small groups of just a sergeant and
37 eight recruits where we would take it in turns to be an
38 aggrieved, a respondent, a first response officer as in the
39 interviewing officer, and a co-responder. So we'd break
40 down at the end of each scenario, which were all video
41 recorded on our body-worn cameras. It would be broken down
42 and every single aspect of our interactions would be
43 examined as a whole but led by the sergeant as to how we
44 could improve what we got right, what we got wrong.
45

46 Q. You said in your statement that it was stressed to you
47 how incredibly important responding to domestic and family

1 violence in the community is. Were you also told how much
2 of your time you might expect to be spent in responding to
3 domestic and family violence?

4 A. Yes. It was stressed to us that it would be a large
5 part of our job and that it would take a long time. Each
6 time you deal with it it would take a significant part of
7 your working day. It's reassuring on my induction day in
8 my district, I'm in Ipswich district, the superintendent
9 came to speak to all 20 of the newly sworn officers in our
10 district and he told us explicitly it didn't matter what
11 the radio room are telling us, if we have a job to do we
12 will do it and we will complete it, and he will support us
13 in that.

14
15 Q. All right.

16 A. So that was very reassuring.

17
18 Q. Now, I know that you've only had one actual --

19
20 COMMISSIONER: Sorry, who was that? The district officer,
21 was it?

22 A. The district superintendent, Commissioner.
23 Superintendent Gus Kelly.

24
25 MS O'GORMAN: In your former career as a police officer in
26 the UK was a significant period of your time spent
27 responding to domestic and family violence?

28 A. No, to be honest. I feel that it was not as much
29 reported back then as it appears to be now. I did attend
30 many in the nearly eight years that I was a frontline
31 officer, but I don't recall it being such a huge part of my
32 working shift.

33
34 Q. You haven't, I take it, from your statement undertaken
35 any further domestic and family violence training of course
36 in the short time that you've been out in the field?

37 A. Actually I had training yesterday as part of my first
38 year constable training. I did a day's DFV training at
39 Yamanto.

40
41 Q. I'm sorry, I was told about that yesterday. What was
42 the training that you did? Which course?

43 A. DFV. So we had somebody from the domestic violence
44 unit for Ipswich who came in and did a day's presentation
45 and training to us.

46
47 Q. And so who was it, sorry? I don't need to know the

1 name, but what was the rank?

2 A. It was Senior Constable Angela Thompson.

3

4 Q. And that was a day long course?

5 A. Yes.

6

7 Q. Who else was there participating in it?

8 A. The other 19 first year constables from my intake who
9 are in Ipswich.

10

11 Q. Have you been trained in how to use the DV-PAF as part
12 of responding to domestic and family violence?

13 A. Yes.

14

15 Q. And have you been instructed into what standard of
16 proof applies if you are contemplating taking out a
17 domestic and family violence application?

18 A. Yes, it's a civil standard.

19

20 Q. All right. And what about if you're contemplating
21 investigating or charging a contravention of a
22 breach - sorry, a contravention of an order?

23 A. In which case it would be the criminal standard.

24

25 Q. All right. And what about domestic and family
26 violence support agencies in the area where your station is
27 based? Have you had the opportunity yet to be told which
28 agencies operate in that area that you might refer
29 aggrieveds to?

30 A. That was really a useful part of yesterday's training,
31 is that Senior Constable Thompson is the DVU officer or one
32 of the DVU officers for Ipswich. So she said, "Look this
33 is what we do. These are the people we work with. These
34 are for Ipswich" - I can't remember exactly which
35 organisation it is. But she told us the kinds of things
36 that are offered, such as seeking accommodation, giving
37 them telephones, helping them with additional security for
38 their premises if they don't feel the need that they need
39 to vacate their premises, helping them to clear malware out
40 of their electronic devices, so all this plethora of
41 information which was available which was really helpful to
42 me yesterday.

43

44 MS O'GORMAN: Thank you, Constable. Those are the
45 questions that I have. Thank you, Commissioner.

46

47 COMMISSIONER: You've been a solicitor for many years

1 I see from your statement?

2 A. Yes, Commissioner.

3

4 COMMISSIONER: And were you working as a solicitor?

5 A. Yes.

6

7 COMMISSIONER: Okay. So you'd be well aware how to fill
8 out a civil application?

9 A. Yes.

10

11 COMMISSIONER: Was there training at the academy about how
12 to prepare a civil application?

13 A. With regard to the PPN we were instructed how to
14 complete the PPN and the ancillary paperwork that goes with
15 it. That's as far as I can take that, Commissioner.

16

17 COMMISSIONER: All right.

18 A. Is there anything which you particularly require me to
19 answer?

20

21 COMMISSIONER: No, no, that's fine. The other thing I was
22 curious about was how much training did you get in relation
23 to First Nations?

24 A. Particularly with regard to DFV, you're asking?

25

26 COMMISSIONER: Well, let's start with generally?

27 A. There were OLPs with regard to First Nations peoples,
28 I think. There were two, maybe three of them. I don't
29 recall any classroom led lessons with regard to that.
30 There may have been, but I just don't recall them at this
31 moment.

32

33 COMMISSIONER: That's all right. So I suppose it follows
34 then nothing in relation to domestic and family violence
35 and First Nations?

36 A. That was part of the DFV training, the prevalence of
37 it, their lack of willingness to report, and that was
38 emphasised again in yesterday's training. So I am aware of
39 it. That's as far as I can take it, Commissioner.

40

41 COMMISSIONER: All right. Okay. Thank you.

42

43 **<EXAMINATION BY MS HILLARD:**

44

45 Q. Constable, if I can just pick up on some of the
46 answers that you provided about your training that you did
47 just yesterday, the domestic and family violence training?

1 A. Yes.

2

3 Q. You spoke about there being I think your word was a
4 plethora of services available to access accommodation,
5 malware security and things like that for those
6 experiencing domestic and family violence. Can I ask you
7 this: were you communicated or was part of the training,
8 was it conveyed to you about the burden that is placed on
9 accommodation, ability to access any of those providers?

10 A. No, it wasn't. It was simply set out that - I think
11 what Senior Constable Thompson said was, "There's this
12 perception out there amongst GDs" - which is general duties
13 - "is that when you refer somebody for DV referral that it
14 all stops," and she said, "That's not the case," and that's
15 when she gave the example of the different types of help.
16 I only gave a snapshot of what she said because I can't
17 remember everything that she told me yesterday that are
18 available. But she didn't mention anything about the
19 difficulty of accessing.

20

21 Q. Would you think that the training would be more useful
22 and beneficial if, for example, it was conveyed and known
23 that many women have difficulty accessing emergency or
24 crisis accommodation or accommodation services, for
25 example? Would that affect your referral and consider the
26 safety?

27 A. I'm not sure that I can answer that simply because
28 I think each interaction has to be assessed individually.
29 If I were to know that there would be a real difficulty for
30 somebody to access alternative accommodation I can't really
31 say how that would alter how I would deal with something.
32 If that's something which is actually crucial then I think
33 I would just make enquiry as to how that individual could
34 be helped. It would have to be exhausted, so that line of
35 questioning would have to be exhausted. If that is
36 something which is essential to the safety of that
37 individual, then it would have to be tested. So not air
38 tested but you would have to exhaust the opportunities to
39 try and provide that service.

40

41 Q. Police don't place people in accommodation, though, do
42 they, if they're experiencing domestic violence?

43 A. No, they don't. But --

44

45 Q. Can I ask perhaps in this way: you had some training
46 about the risk assessments or the PAFs they're often
47 referred to?

1 A. Yes.

2

3 Q. Now, you were given probably a little pamphlet that
4 you put in your pocket when you go out?

5 A. A laminated card, yes.

6

7 Q. And there's been evidence generally about you're not
8 trained at the academy to have to specifically ask every
9 question that's on that document; is that correct?

10 A. There was a divergence of opinion between the two
11 sergeants that I had with regard to that particular aspect.
12 One sergeant said in your pocket notebook, "You must
13 record, you have to write down every number for category 1
14 and category 2 and either put a tick or a cross, and for
15 every tick or cross you've got to give a justification."
16 Another sergeant said, "Well, you know, you're there.
17 You're making the assessment. You put in your notebook
18 what category 1 indicia there are and what category 2
19 indicia there are." So there's one said, "Do everything
20 and tick and cross." The other one said, "Make an
21 assessment from what you can see and part of your
22 investigations as to which ones are there."

23

24 Q. And as part of the training that you've had so far,
25 and if I can just focus on the Queensland Police Service
26 training, not on your previous life experience training?

27 A. Yes.

28

29 Q. But based on the training that you've had so far what
30 use is to be made of that information once you enter it
31 into your notebook?

32 A. So that informs you as to - not inform, it's part of
33 the process. You do the PAF assessment. You ask the
34 aggrieved their fear level, and all of that is going to
35 build the picture as part of your investigation as to what
36 the most appropriate course of conduct is going to be, and
37 you also have to input that as part of the QPRIME
38 occurrence once you've made the decision to put on - a PPN
39 part of the process is to input that information, and
40 Angela Thompson made it clear yesterday that if it is not
41 there or it is not sufficiently in the paperwork you'll get
42 a request from her to say, "Hey, what's going on with this?
43 Why isn't this here or why isn't it recorded in sufficient
44 detail?"

45

46 Q. All right. So that's the follow-up information you
47 got yesterday; is that right?

1 A. Yes.

2

3 Q. In respect of the fear level and asking about fear,
4 bearing in mind you said at your training one said it seems
5 to be just entered, one says you have to justify, was it
6 conveyed to you yesterday that you have to ask fear level?
7 Why would you be asking fear level?

8 A. Maybe I wasn't clear. They always said you had to ask
9 the fear level. What I was talking about is recording how
10 you record your PAF assessment in your pocket notebook. We
11 are always asked - we're always told you must ask the fear
12 level of the aggrieved.

13

14 MS HILLARD: Thank you, Commissioner.

15

16 COMMISSIONER: I did mean to ask you how many days have
17 you spent at Karana Downs?

18 A. 12 days, Commissioner.

19

20 COMMISSIONER: Okay. Thank you.

21

22 MR McCAFFERTY: No questions, thank you.

23

24 MR HUNTER: No questions, thank you.

25

26 MS O'GORMAN: Might Constable Sinclair-Ford be excused?

27

28 COMMISSIONER: Yes, thank you very much,
29 Constable Sinclair-Ford. You are free to leave. Thank you
30 for coming in.

31

32 <(THE WITNESS WITHDREW)

33

34 MS O'GORMAN: Commissioner, the last witness for this
35 morning was to be James Treanor. As I indicated earlier
36 today, none of the parties require him for
37 cross-examination. In the circumstances, his statement has
38 been redacted slightly. The parties have seen it and are
39 content for it to be tendered in this form, and so I tender
40 his statement.

41

42 COMMISSIONER: You're tendering that separately?

43

44 MS O'GORMAN: Perhaps what I might do is tender it as part
45 of tender bundle C, which will then include the statement
46 of Witness A, Constable Sinclair-Ford and James Treanor.

47

1 COMMISSIONER: Thank you.

2

3 MS O'GORMAN: The other two statements have already been
4 provided to the parties and uploaded. So I'm just
5 providing you with one physical copy of James Treanor's
6 statement.

7

8 COMMISSIONER: Thank you. Exhibit 6.

9

10 **EXHIBIT #6 TENDER BUNDLE C**

11

12 COMMISSIONER: Those annexures have already been subject
13 to a non-publication order.

14

15 MS O'GORMAN: Yes, and they'll remain so.

16

17 COMMISSIONER: Yes.

18

19 MS O'GORMAN: They were all of the witnesses to be called
20 today, Commissioner.

21

22 COMMISSIONER: All right. We'll just adjourn until
23 10 o'clock tomorrow.

24

25 MS O'GORMAN: Thank you.

26

27 **AT 11.36AM THE COMMISSION WAS ADJOURNED UNTIL THURSDAY,**
28 **14 JULY 2022**

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