



## Special Commission of Inquiry into LGBTIQ hate crimes

28 September 2023

Michael Fuller  
Address known to the Inquiry

By email: [REDACTED]

Dear Mr Fuller,

### Special Commission of Inquiry into LGBTIQ hate crimes: Supplementary Statement of Sgt Steer

I refer to our correspondence in relation to the above Inquiry, specifically:

- My letter of 22 August 2023, offering you an opportunity to provide a statement to the Inquiry by 4 September 2023 or written submissions by 5 October 2023 in relation to the issues covered in Public Hearing 2 of the Inquiry;
- My letter of 18 September 2023, advising that the deadline to provide a statement had passed and that the Inquiry was proceeding on the basis that you did not wish to provide a statement;
- Your email of 21 September 2023, advising that, based on the evidence adduced before the Inquiry to date, you did not wish to provide a statement to the Inquiry;
- My letter of 21 September 2023, enclosing a copy of the third statement of Sergeant Geoffrey Steer dated 19 September 2023 (“**the third Steer statement**”) and requesting a response by 10:00am on 25 September 2023 as to whether you maintained the position that you did not wish to provide a statement;
- Your email of 26 September 2023, providing clarification on certain matters raised by the third Steer statement;
- Your text message and voicemail to me on 26 September 2023; and
- Our telephone conversation on 27 September 2023.

### The third Steer statement

The third Steer statement has already been tendered into evidence as Exhibit 6, Tab 518 and published on the Inquiry’s website in a form containing privacy redactions applied by the Inquiry. This occurred in circumstances where:

- The third Steer statement was served on all interested parties on 20 September 2023.
- The third Steer statement was tendered into evidence at the recommencement of Public Hearing 2 at 10:00am on 21 September 2023. At that time, the legal representatives for the NSW Police Force (“**NSWPF**”) requested that the third Steer statement not be published on the Inquiry’s website

## Special Commission of Inquiry into LGBTIQ hate crimes

---

pending their further consideration of any claims for non-publication of information in the statement.

- On 21 September 2023, the NSWPF and all other interested parties were invited to make any applications for non-publication of information in the statement by noon on 22 September 2023.
- On 21 September 2023, the third Steer statement was provided to you by email and was accompanied by my letter requesting clarification as to whether you remained unwilling to provide a statement. A copy of that email is **enclosed** for reference.
- As at noon on 22 September 2023, neither the NSWPF nor any other interested party advised the Inquiry that it wished to make a non-publication in respect of the third Steer statement, or that it otherwise objected to the publication of the third Steer statement in that form.
- The third Steer statement was published on the Inquiry's website at the outset of the public hearing at 10:00am on 26 September 2023.

Neither the NSWPF nor any other interested party has sought for Sergeant Steer to be called to give further oral evidence.

As per my previous correspondence, if you wish to provide a statement or a submission to the Inquiry in light of the information contained in the third Steer statement, it remains open to you to do so by no later than **5:00pm on Thursday, 5 October 2023**.

### **Your relationship to the Inquiry**

The conduct of NSWPF officers in relation to the identification, investigation and reporting of bias crimes is central to the Inquiry's focus. It is inevitable that, as the former Commissioner for Police at relevant times, you are referred to in materials tendered before the Inquiry. The Inquiry is not obliged to contact every person referred to in such materials.

### **Representation before the Inquiry**

In correspondence with the Inquiry, the Office of the General Counsel ("**OGC**") of the NSWPF indicated that their office may be unable to represent you in this Inquiry due to a perceived potential conflict of interest. The OGC advised the Inquiry in late August 2023 that it was seeking urgently to conference with you to ascertain whether it was able to represent you. The Inquiry has not since received any further correspondence from the OGC on this matter.

Accordingly, I recommend that you contact Ms Katherine Garaty (Director, Crime Disruption & Special Inquiries Law, OGC NSW Police) by email at [REDACTED] or by mobile on [REDACTED]

Yours faithfully,



Enzo Camporeale  
Director, Legal

**Solicitor Assisting the Inquiry**

Encl (1)