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NSW Police Force

9 May 2023

Mr Enzo Camporeale
 Director, Legal
 Special Commission of Inquiry into LGBTIQ hate crimes
 GPO Box 5341
 SYDNEY NSW 2001

By email: [REDACTED]

Dear Mr Camporeale

Special Commission of Inquiry into LGBTIQ hate crimes – Request for further information pursuant to Summons No. NSWPF86

We refer to:

- ∞ summons No. NSWPF86, issued to the Commissioner of NSW Police (**Commissioner**) dated 17 April 2023 (**Summons**), with a return date of 27 April 2023;
- ∞ our letter dated 27 April 2023 which drew the Inquiry's attention to paragraphs 8 to 13 of the statement of Detective Sergeant Neil Sheldon dated 16 March 2023 and advised that no additional information in respect of the exhibits is available (**Letter**);
- ∞ your letter dated 1 May 2023 requesting further information and clarification for two matters (**Request for further Information**).

Response to Request for Further Information

We respond to the two questions contained within the Request for further Information which were:

- a) The basis of source of the information contained in the UHT review document; and
- b) The nature and status of a "review" completed by participants of a Homicide Course at the Goulburn Police Academy, including the significance of the document being "certified".

The basis of source of the information contained in the UHT review document

Our Office is instructed that the source or basis of the comments, '*fired bullets*' and '*examined and retained by the ballistics unit*' cannot be confirmed. Advice has been sought from the Principal Tutor of the Homicide Investigators Course, who confirmed that students were provided with the original investigative files to complete reviews. The reasoning for this process cannot presently be determined as there are no current members of the UHT who were members of the UHT at the relevant time.

On Page 3 of the review document at **SCOI.02706_0003** (host document id, **SCOI.02706_0003**) there is reference to the investigation file - **REPO/B/2001/103 (Review Document)**. This investigative file was provided to the Inquiry on 02 June 2022 pursuant to Summons NSWPF10.

It remains unclear how the conclusion of '*fired bullets*' and '*examined and retained by the ballistics unit*' was reached. On pages 7 and 8 the Review Document there is a comment made, regarding the weapon used: "*there were no cartridge cases and fired projectiles were recovered*"

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from the scene". In addition, as part of the response provided to the Inquiry pursuant to Summons NSWPF10, the Inquiry was provided with the Ballistic Case File for the WAINE investigation. There is no comment in the casefile of projectiles or fired cartridge casings being located and/or examined.

The nature and status of a "review" completed by participants of a Homicide Course at the Goulburn Police Academy, including the significance of the document being "certified"

Our Office is instructed that the significance and/or meaning of the term '*certified*' in relation to the review document cannot be accurately explained. Both Detective Senior Constable McDONALD and Detective Inspector JARRETT are no longer members of the NSWPF. There are no current members of the UHT who were members of the UHT at the time of that specific review document. In addition, the term '*certified*' is not used in any current UHT processes, documents or Standing Operating Procedures (SOPS).

Yours sincerely



Patrick Hodgetts
A/Director – Crime Disruption and Special Inquiries Law
Office of the General Counsel
NSW Police Force