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W608 23/96 MC-B2

NEW SOUTH WALES STATE CORONER'S COURT

CORONER: E W HAND

TUESDAY 8 AUGUST 1995

5

INQUEST INTO THE DEATH OF CRISPIN WILSON DYE

PART HEARD

10

Sergeant Van Der Weegen assisting the Coroner  
Mother and brother of the deceased appear

NP128 appears

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CORONER: Mrs Dye and Brenton as you are aware Sergeant Gibson took ill yesterday and he's unable to be here and rather than adjourn it till he comes back at some future date, we have country witnesses and of course Brenton is from Queensland, and so we'll continue on and Sergeant Van Der Weegen will continue the matter.

20

<SCOTT JOHN NEILSON  
SWORN AND EXAMINED

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VAN DER WEEGEN: Q. For the record could you please state your full name, your occupation and your address please?

A. My name is Scott John Neilson, I am Postal Delivery Officer and I live at [REDACTED] Ramsgate.

30

Q. I show you a two page statement.

CORONER: Can I just ask you something. Sergeant have you got the bound copies, I'd rather you show his statement in that because they are already tendered.

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VAN DER WEEGEN: Yes.

CORONER: They're already exhibit 1, that bound copy.

40

VAN DER WEEGEN: Q. I show you a copy of a statement. Is that the statement that you gave the police in relation to the matter before the Court?

A. Yes, it is.

45

Q. And have you had an opportunity to read through that statement prior to giving evidence today?

A. Yes, I have.

50

Q. Has that statement been signed by yourself as true and correct?

A. Yes, it has.

Q. Is there anything in that statement that you wish to add or detract?

55

A. There is just one thing. In paragraph 6 it says "they ran west into Goulburn Street.". They actually ran west into Arnold Place was the name of the street, not Goulburn

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Street.

VAN DER WEEGEN: Perhaps the witness could be supplied a pen to make that necessary amendment.

5

CORONER: Yes. Just change it and just initial it please Mr Neilson.

VAN DER WEEGEN: Q. Mr Neilson you've described three persons in your statement. Did you see the face of any of those persons?

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A. No, I didn't.

Q. Since that day have you seen any other persons that are similar in appearance to the persons that you've described in this statement?

15

A. No, I haven't.

Q. If I could ask you to look in the Court today is there any person that you can identify or have seen previously?

20

A. No.

<WITNESS RETIRED AND EXCUSED

<JEREMY BARNABAS LARKINS  
SWORN AND EXAMINED

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VAN DER WEEGEN: Q. For the record could you please state your full name, your occupation and your address please?

A. Jeremy Barnabas Larkins, I'm a Theatrical Consultant and I live at [REDACTED] Bondi Junction.

30

Q. I show you a statement, a statement before you, is that the statement that you supplied to police in relation to this matter before the Court?

35

A. Yes, it is.

Q. Have you had an opportunity to read through that statement prior to giving evidence today?

A. No.

40

Q. Perhaps if you could read through that statement to yourself?

CORONER: Well perhaps we might shorten that.

45

Q. Is that your signature on the bottom of that and did you sign the statement at the time?

A. Yes.

50

VAN DER WEEGEN: Q. Is there anything you wish to add or detract to that statement?

A. No.

Q. At the time you were working as the assistant manager of the Courthouse Hotel, is that correct?

55

A. Yes.

Q. How would you describe the sobriety of Mr Dye on that

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occasion?

A. He was highly intoxicated.

Q. How long have you worked in the liquor industry?

A. For seven years, six years as a supervisor. 5

Q. From your experience you have observed numerous persons under various states of intoxication?

A. Indeed. 10

Q. And what symptoms did Mr Dye exhibit to you which formed the opinion that he was well affected?

A. Complete lack of motor co-ordination, very - I don't know the word to describe it, he wasn't very lucid and just his general motions and body language was that of someone who was intoxicated. 15

Q. Was he in the company of any other person at the time?

A. No. 20

Q. Just one further question Mr Larkins. Did Mr Dye exhibit any aggressive behaviour, or how would you describe his demeanour?

A. He wasn't aggressive whatsoever, he was actually one of the few people that are quite happy if you like when they're intoxicated. He was quite happy to leave the hotel when asked to do so. 25

CORONER: Q. Did he leave on his own?

A. Yes. 30

<WITNESS RETIRED AND EXCUSED

<MICHAEL RICHARD TRAVINSKI  
SWORN AND EXAMINED 35

VAN DER WEEGEN: Q. For the record could you please state your full name, your occupation and address please?

A. It's Michael Richard Travinski, [REDACTED] Paddington and I'm a Waiter. 40

Q. I'll just show you a statement. Is that the statement that you supplied to the police in relation to this matter before the Court?

A. Yes, it is. 45

Q. Is that your signature that appears at the base of that page?

A. Yes. 50

Q. And indeed each page of that statement?

A. Sorry.

Q. Each page of the statement, is your signature present?

A. Yeah. 55

Q. And was that statement made by you true and correct?

A. Yes, it is.

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- Q. Is there anything you wish to add or detract from that statement?  
A. No, there isn't.
- Q. How long had you known Mr Dye prior to this evening? 5  
A. Off and on just from when I worked at the Bellevue Hotel, so about a year and a half.
- Q. The last time you saw him how would you describe his demeanour? 10  
A. Reasonably intoxicated.
- Q. Was he in the company of any other person when you last saw him?  
A. Yeah, Peter Snelling. 15
- Q. Did you know this person Peter Snelling?  
A. Yes, I did.
- Q. Mr Travinski I'll just ask some clarifying questions in relation to when you saw Mr Dye at the Bellevue Hotel. Do you recall when you saw him there? 20  
A. Yeah.
- Q. How would you describe his state of sobriety at that stage? 25  
A. Not bad, just like I mean he was just merry I'll put the word.
- Q. And when you last saw him his condition had become more so intoxicated? 30  
A. Yeah, that's correct.
- Q. Do you recall what time you saw Mr Dye at the Bellevue?  
A. At the Bellevue, well I served him dinner so all evening until we shut, which would have been about twelvish, because we shut about twelvish, or elevenish, or something, when he left. 35
- Q. And you say the next time you saw him was what time? 40  
A. I'd say it'd be about 1.30, two I think it was.
- Q. So some two hours afterwards?  
A. Yes. 45
- <WITNESS RETIRED AND EXCUSED
- <PETER HIDDEN SNELLING  
SWORN AND EXAMINED 50
- VAN DER WEEGEN: Q. For the record could you please state your full name, your occupation and address please?  
A. Peter Hidden (?) Snelling, Hotel Bar Manager, [REDACTED], Paddington. 55
- Q. I'll show you a copy of a statement. Is that a copy of the statement you gave the police in relation to this matter before the Court?  
A. Yes.

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- Q. Is that your signature that appears at the bottom of each page?  
A. Yes.
- Q. Was that signed by yourself as true and correct? 5  
A. Yes.
- Q. Is there anything you wish to add or detract from that statement?  
A. No. 10
- Q. Prior to last seeing Mr Dye how long had you known Mr Dye for?  
A. A few years, about three, three and a half years I guess. 15
- Q. On this night how would you describe his demeanour or appearance the last time you saw him?  
A. The last time, fairly intoxicated. 20
- Q. Where was that?  
A. At the Flinders Hotel in Darlinghurst.
- Q. Do you know what time it was?  
A. Around 3am perhaps. 25
- Q. Had you seen him earlier that night?  
A. Yes, at the Bellevue Hotel.
- Q. What time was that? 30  
A. He got there for dinner early evening, perhaps eightish, I'm not sure.
- Q. How would you describe his state of sobriety when he left the Bellevue? 35  
A. I don't actually recall him leaving at this point but he'd had dinner so I was in a different section of the hotel.
- CORONER: Q. I see in your statement at paragraph 8 you say "I regarded Crispin as pretty street wise about the area we were in.". Are you inferring from that saying that he used to make sure that he didn't walk in the wrong places where he could be assaulted or anything? 40  
A. He knew the area very well and we quite often drank late at night and we were always very aware of the dangers of that area late at night. 45

<WITNESS RETIRED AND EXCUSED

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<DAVID ANTHONY WALKER  
SWORN AND EXAMINED

- VAN DER WEEGEN: Q. Can you please state your full name, your occupation and address please? 5  
A. David Anthony Walker, I'm a Student and I live at [REDACTED], Maroubra.
- Q. I show you a series of statements, one dated 23 December, it's a three page statement. Is that the first statement you gave to the police in relation to this matter before the Court? 10  
A. Yes.
- Q. And is that your signature that appears on the base of that statement? 15  
A. Yes.
- Q. It's been signed by you as being true and correct? Is there anything you wish to add or detract to that statement? 20  
A. No, not without reading it, no.
- Q. And I show you a second statement dated 24 December? 25  
A. Yes.
- Q. Is that a further statement you gave to the police in relation to the matter before the Court?  
A. Yes.
- Q. And it's also been signed by yourself as being true and correct? 30  
A. Yes.
- Q. Is there anything you wish to add or detract from that statement? 35  
A. No.
- Q. The final statement dated 30 December, is there a copy of that statement there? 40  
A. Yes there is.
- Q. Is that also a further statement that you gave to the police in relation to this matter before the Court? 45  
A. Yes it is.
- Q. And that also has your signature at the base of that statement?  
A. No, there's no signature.
- Q. Perhaps if it is true and correct if you could append your signature to the base of that statement? In your statement, the first statement, you've described a person or persons. Have you seen any of those persons since that night? 50  
A. No, I have not. 55
- Q. If I can ask you to look around the Court today, is there anyone that is familiar to you or you can identify?  
A. No.

~08/08/95

6 WALKER (VAN DER WEEGEN)

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Q. Did you know Mr Dye on this night?

A. No, I didn't.

Q. Do you recall him leaving the hotel?

A. I vaguely recall it, yes.

5

Q. Well to the best of your recollection are you able to describe what state of sobriety he was in?

A. From my recollection he was very, very drunk.

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<WITNESS RETIRED AND EXCUSED

<BRENTON WILSON DYE  
SWORN AND EXAMINED

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VAN DER WEEGEN: Q. For the record could you please state your full name, your occupation and address please?

A. Brenton Wilson Dye, Carpenter and I reside at [REDACTED], ..(not transcribable).. in Northern Queensland.

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Q. I show you a statement. Is that the statement you supplied the police in relation to this matter before the Court?

A. Yes it is.

25

Q. And it's been signed by yourself as true and correct?

A. Yes.

EXHIBIT #7 STATEMENT OF BRENTON WILSON DYE TENDERED,  
ADMITTED WITHOUT OBJECTION

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CORONER: Q. Apart from the Frequent Flyer card and other cards there was nothing else in that envelope?

A. No, it was just containing those cards, that was all.

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<WITNESS RETIRED AND EXCUSED

< [NP128]  
SWORN AND EXAMINED

40

VAN DER WEEGEN: Q. Would you please state your full name, your occupation and address please?

A. [NP128].

Q. And your address?

A. [REDACTED] Labourer, [REDACTED] Dubbo.

45

CORONER: Q. Now [NP128] you are not obliged to answer any questions which may tend to incriminate you in any offence, you understand that?

A. Yes.

50

Q. Do you wish to answer questions?

A. Yes.

55

VAN DER WEEGEN: Q. Now [NP128] I take you back to--

CORONER: Do we have some ERISP - are they in that volume or this one.

~08/08/95

7 WALKER (WEEGEN) RTD  
DYE (WEEGEN) RTD [NP128] (WEEGEN)

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VAN DER WEEGEN: Q. NP128 I take you back to 14 June last year, 1994. Do you recall being interviewed by way of a video recorder and audio recorder at the Kempsey Police Station?

A. Yes.

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Q. The interview that was conducted and the questions that were asked of you are the answers you gave at that time true and correct?

A. No well--

10

Q. They're not?

A. No.

Q. Do you recall the interview?

A. Yes.

15

Q. And do you recall what state of mind you were in at the time of the interview?

A. Yeah I was stoned, because I smoke pot, and I was coming - I had a hangover from the night before and I was under a bit of pressure and--

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Q. When you say pressure what do you mean by pressure?

A. They were just telling me that if I don't tell them a story they're not going to let me go. And because I was stoned and that at the time I just told them a lie, a story.

25

Q. Well the story you told them you were in Sydney on a particular date in December--

A. Yeah.

30

Q. --that is 23 December?

A. Yeah.

35

Q. And you witnessed an assault take place, is that correct?

A. Yeah, that's the story I told them, but not - the actual area I never - they just placed it in the actual area.

40

Q. Do you recall witnessing an assault at all in Sydney when you were there?

A. Yeah but it was prior to the assault that happened, it was just a little scuffle that I seen.

45

Q. Do you recall what date that was?

A. It could've been - see like I said I smoke pot, my memory is gone, but when I come down after I told the story I realised that I was in Moree two weeks before it happened.

50

Q. The question I asked you was do you recall what date the assault was that you witnessed in Sydney that you told the police?

A. Yeah it was about three weeks before Christmas.

55

Q. And do you recall where that assault took place that you witnessed?

A. In Bourke Street, down from Oxford Street, in between Woolloomooloo and Oxford Street, Paddington.



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- Q. Can you describe the nature of the assault to the Court?  
 A. No, I was blind drunk when I seen it myself so I--
- Q. Do you recall how many persons were in the vicinity?  
 A. No, I don't. 5
- Q. Well what do you recall about the assault?  
 A. Not very much because I was stoned.
- Q. Is there anything at all that you can recall about the assault?  
 A. No. 10
- Q. Well you can recall the assault occurred around Bourke Street, do you recall what time of the day it was?  
 A. About - no I couldn't tell you mate, my memory's gone. 15
- Q. Was it night or day?  
 A. I don't know, I couldn't tell you. 20
- Q. Do you recall where you were immediately prior to this assault taking place?  
 A. No, I don't remember.
- Q. Do you recall what you did afterwards?  
 A. I don't remember. 25
- Q. Now in the interview you gave to the police on 14 June you were fairly specific in relation to times, dates and location, do you agree with that?  
 A. No, I don't know, it just happened, they just put it in there I think, I don't know. 30
- Q. In fact you were interviewed twice in relation to this assault that you say you saw?  
 A. Yeah. 35
- Q. Do you recall that?  
 A. Pardon. 40
- Q. Do you recall being interviewed a second time in relation to this assault?  
 A. Yeah, down in Sydney, I was interviewed in Kempsey then Sydney. 45
- Q. And do you also agree that you - do you recall being interviewed the following day at Kempsey by other police from Sydney?  
 A. Yes. 50
- Q. And do you also agree that--  
 A. And I was telling them the same story as what I told the original story, the lies, but then when I finally come down and snapped out of being stoned and my hangover I realised that I was in Moree and that's when I denied everything to them. 55
- Q. Well would you agree that the interview on the following day at Kempsey that you would have come out of your state of

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being stoned?

A. No sometimes it takes a couple of days to recover.

Q. Well do you recall what you had prior to being interviewed on the first occasion by the police, what you took? 5

A. Took.

Q. What drug you used?

A. Yeah, a cannabis head off a plant. 10

Q. How did you administer that, how did you take that?

A. Smoked it through a joint, with Tally-hos.

Q. How many joints did you have? 15

A. I could have had about three or four.

Q. Three or four?

A. Yeah, three or four joints. I don't know mate, I couldn't tell you, just a lot. 20

Q. When did you start to feel out of it, well come down from it?

A. When I realised that I wasn't at the - in Sydney a day before Christmas, I was in Moree. 25

Q. Did you understand the seriousness of why the police--

A. Yeah, yeah that's why I just want to say I know I lied and because of my memory I'm just very sorry I lied and made a big hassle out of it. 30

Q. Well you knew that it was serious enough for police to come up from Sydney on the second day to interview you again?

A. Yeah. 35

Q. And you've had time to think about it more and--

A. Yeah I did tell them when they were up there, I denied everything but they wanted to interview me again down Sydney for some reason, because of what I said. 40

Q. Can I put this to you, that initially you adhered to or you agreed with your previous story that you were there witnessing the assault when they interviewed you the second time on the next day, is that right? 45

A. Yeah because I was still coming down, yeah.

Q. And then later on in the interview--

A. I was still - yeah. 50

Q. --you said that you weren't too sure, is that right?

A. Yeah, and that's when I was starting to snap out of it.

Q. So it wasn't until the end, or getting towards the end of that second interview that you started to come to? 55

A. Yeah, and realised.

Q. Now where do you say you were on 22 December 1993?

A. In Dubbo.

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Q. In Dubbo?

A. In Moree sorry.

Q. In Moree?

A. Yeah.

5

Q. And you say that you have witnesses here to support your story that you were in Moree at that time?

A. Yes.

10

Q. And they're here today to give evidence?

A. Yes they are, yep.

Q. And that's [1324]?

A. [1324].

15

Q. [1323]?

A. Yeah.

Q. [1326]?

A. Yes.

20

Q. And [1325]?

A. Yeah.

25

Q. Do you know [1322]?

A. Yeah.

Q. Is he your uncle?

A. Yes.

30

Q. Did you do some work for him in Sydney as an apprentice bricklayer?

A. No, that was for [1335].

35

Q. [1335]?

A. Yeah.

Q. When was that?

A. I've worked for him on and off, like I just worked for him six months recently and before that it was just before Christmas I think.

40

Q. When did you work for [1335]?

A. Just before Christmas I think, yeah about--

45

Q. In Sydney?

A. --yeah about on the 11th, in the eleventh month.

Q. The eleventh?

A. Month.

50

Q. Month?

A. Yeah.

55

Q. November?

A. Yeah, that one.

Q. Well what would you say if I said to you that [1335]

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[1335] said to the police that you were working with him up until 22 December?

A. I'd say I don't remember because I smoke pot.

Q. So is it possible that you may have been working with [1335] up until 22 December but you just can't remember?

A. No it's not possible because I'm sure that I was in Moree more than three days before Christmas, I know was there before - two weeks before Christmas.

Q. But you just said that you can't be sure because of your pot smoking state?

A. Yeah but I can be sure that I was in Moree two weeks before Christmas.

Q. Is this from your own recollection or what other people have told you?

A. My own recollection.

Q. How did you get back to Moree?

A. Train.

Q. Train?

A. Yeah.

Q. Do you recall what day you left?

A. It was about two weeks before Christmas, something like that, I can't recall.

Q. How did you purchase the ticket?

A. I got one of my little friends to buy the ticket at Redfern so it'd be cheaper.

Q. Do you know the name of this friend?

A. Yeah, [170].

Q. Do you know what day he bought the ticket?

A. It was about two weeks before Christmas, something like that, no I don't know the specific date.

Q. Do you know what name he bought it under?

A. Yeah, [NP128 alias].

Q. Do you know why he would have bought the ticket under that name?

A. Yeah, so he wouldn't have to use his own name and get pinched.

Q. Well why couldn't he use your name?

A. Because I'm eighteen and he's only twelve or something like that, or that's how old he was at the time.

Q. Well there's no reason why he couldn't have bought the ticket under your name?

A. Yeah because then with my ID it says I'm twenty one, but it would've been a concession and you have to be fifteen to get a concession.

Q. So you bought the ticket under another name so you could

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get a concession?

A. Yeah, so I can get it cheaper.

Q. Do you recall contacting your grandfather for a loan of money to purchase a ticket? 5

A. Yeah.

Q. Do you recall what date that was?

A. That was about two weeks before Christmas too, I can't recall the specific date. 10

Q. And did he supply you with the money to buy the ticket?

A. Yeah.

Q. Do you know how much that was? 15

A. I think it was \$80.00, or \$60.00 he gave me.

Q. When you arrived in Moree how did you get home?

A. From Moree to the house. 20

Q. From the station to your place?

A. I walked.

Q. You walked?

A. Yeah. 25

Q. You didn't catch a taxi did you?

A. No, never had any money.

Q. How far is your place from the station? 30

A. That's why I went up there to work. Uh.

Q. How far is your place from the railway station?

A. About six kilometres or something like that. 35

Q. And how long did it take you to get there?

A. Half an hour, something like that, I had a bag with me so.

Q. Was the train on time or was it running late? 40

A. I'm not sure, I never looked at the time, I wasn't worried about the time.

Q. Was there anyone there--

A. I just-- 45

Q. --to meet you at the station?

A. --to walk home. Eh.

Q. Was there anyone there to meet you at the station? 50

A. No, there wasn't.

Q. And who greeted you when you arrived home?

A. My Aunty [1324] and Uncle [REDACTED]. 55

Q. Was anyone else there?

A. And their kids, [REDACTED] and [REDACTED].

Q. How long did you remain in Moree for?

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A. A couple of months, a couple of months.

Q. A couple of months?

A. Yeah.

5

Q. When did you leave Moree?

A. I'm not sure.

Q. Did you--

A. About - when I got caught in Kempsey it was about a couple of weeks before that I left Moree I think, or a month before that.

10

Q. Did you leave Moree at any other time prior to your leaving for Kempsey?

A. No.

15

Q. Did you return to Sydney at any stage?

A. No.

20

Q. On the night that you say you witnessed this assault were you with anyone?

A. No.

Q. Are you sure about that?

A. Yeah.

25

Q. Were you able to identify these persons that you saw that night?

A. No.

30

Q. Did you report this to the police what you saw?

A. No.

Q. Where did you stay when you were in Sydney?

A. Woolloomooloo.

35

Q. Did you stay with anyone?

A. Yeah, my cousin [REDACTED] and [1341] at [1341] [1341]'s.

40

Q. How long did you stay with them for?

A. I don't know, I can't remember.

Q. Did you stay anywhere else other than there when you were in Sydney?

A. Yeah, at Bondi Beach.

45

Q. Who were you with at Bondi?

A. My grandfather.

50

Q. How long did you stay with your grandfather for?

A. A couple of weeks, I don't know, I'm not sure.

Q. Well where were you staying just before you left Sydney to go back to Moree?

A. Woolloomooloo.

55

Q. Who were you staying with at Woolloomooloo?

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A. 1341.

Q. Was anyone there to see you off at the railway station when you returned to Moree?

A. No. 5

Q. Did you travel with anyone on the train to Moree?

A. No, myself.

Q. And you left on your own? 10

A. Yep.

Q. How did you get from Woolloomooloo to the railway station?

A. I think I might've - I don't know, I think I might've caught a cab, I'm not sure, or caught a train. 15

Q. So you say you had money to catch a cab from Woolloomooloo to Central Railway Station but you didn't have enough money to catch a cab from Moree to your place when you arrived? 20

A. No.

Q. Well how did you get from Woolloomooloo to Central?

A. I told you, I don't remember. 25

Q. You just said you might have caught a taxi?

A. Yeah I could have caught a taxi, I could have caught a plane, I could have caught anything, I don't know mate I can't remember. 30

Q. Well what sort of state were you in when you got on the train, were you stoned?

A. I was whacked out of my head, I was stoned out of my head. 35

Q. So were you--

A. I'm always stoned out of my head that's why I don't remember nothing. 40

Q. Were you also stoned when you arrived in Moree?

A. No.

Q. You weren't?

A. No. That's how come I remember that I walked from the station home. 45

Q. Do you recall how much you had to take prior to getting on the train at Moree - at Sydney to go to Moree?

A. No. 50

Q. You don't? Well how stoned were you?

A. I don't know, about that stoned, I don't know mate.

Q. Well as stoned as you were on the night that you witnessed this assault? 55

A. Yeah I was just stoned, I was just stoned, I couldn't remember, stoned enough not to remember what I was doing.

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Q. Were you as stoned as you were on the day you were interviewed by the police at Kempsey?

A. No, I wasn't that stoned.

Q. You weren't that stoned?

A. No.

5

Q. So how long does it take to travel on the train from Sydney to Moree?

A. I think nine hours it took or something like that.

10

Q. So are you saying that you weren't stoned when you arrived in Moree?

A. No.

15

Q. So it only took you nine hours to come to as you say?

A. Yeah, like I said I wasn't - I never had as much, I mightn't have had as much, I don't know.

Q. Are you stoned now?

A. No.

20

Q. You're not?

A. No.

25

Q. So you're able to understand the questions and know what I'm saying?

A. Yeah.

Q. So how long were you in Sydney prior to you leaving or returning to Moree?

A. I don't know, I can't remember.

30

LUNCHEON ADJOURNMENT

< NP128  
ON FORMER OATH

35

VAN DER WEEGEN: Q. NP128 prior to lunch I asked you how you were able to pay for the ticket to Moree and you said that your uncle gave you the \$80.00, is that correct?

A. Grandfather.

40

Q. Your grandfather?

A. Yeah.

45

Q. Now if I was to put to you that in answer to question 42 in the second record of interview on 15 June you answered to the police "How did you pay for the ticket?" and you said you were working at the time, do you recall that, some holiday pay?

A. Yeah.

50

Q. Do you recall that?

A. Yeah, could have been.

55

Q. Could have been, well--

A. Yeah.



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Q. --which is correct?

A. Yeah.

Q. Is that the fact--

A. Yeah, that's what I said to them at the time. 5

Q. Well how did you pay for the ticket, was it what you earned or what you were given by your grandfather?

A. I don't know. 10

Q. You don't know? Also before lunch I asked you whether the assault that you witnessed in Sydney you were with anyone and you answered no, do you recall that question?

A. Mm. I don't know. 15

Q. Well if I was to put to you that in answer to question 24 of the first interview on 14 June you said you were with [1327], do you recall that?

A. Yeah. 20

Q. Well were you in fact with [1327] on the day that you witnessed this assault?

A. No that was - no that was a lie story I told.

Q. A lie story? 25

A. Yeah about - when they first interviewed me up Kempsey that's when I said I was with [1327].

Q. Well [NP128] is it the fact that you witnessed an assault that you told the police occurred on 23 December and later said that that was a lie-- 30

A. Mm.

Q. --or is it the fact that you witnessed an assault that occurred two to three weeks earlier? Which is correct? 35

A. I don't know mate, I don't wish to answer that question thank you.

Q. Did you witness any assault whatsoever during the month of December in Sydney? 40

A. No, not that I can recall.

Q. Not that you recall?

A. No. 45

Q. Well earlier in your evidence you said that you did and it was two to three weeks earlier?

A. Yeah.

Q. Than the one you originally said on the 23rd, is that correct? 50

A. I don't know, I don't understand you mate.

Q. Well let's take it piece by piece. You originally gave a record of interview to the police on 14 June stating that you witnessed an assault take place on 23 December in Sydney, correct? 55

A. I can't understand you, I need my solicitor, I need a solicitor, I can't understand you mate.

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Q. Well NP128 you had no difficulty understanding me before lunch?

A. Yeah I know.

Q. Well what's the situation now, what's changed? 5

A. I just can't remember, my mind's going even more blank, I don't know.

Q. Well have you had anything-- 10

CORONER: NP128 I'll give you the warning again, you're not obliged to answer any questions which may tend to incriminate you in any offence.

WITNESS: Okay then, well I won't answer any questions. 15

VAN DER WEEGEN: Q. Any questions, any further questions?

A. No.

CORONER: That's it Sergeant. Mrs Dye I explained to you yesterday morning what the situation was. He has answered some questions but he's now deciding not to answer any further questions, there's nothing we can do about it, do you understand that. 20

WITNESS: It's just that I don't understand him properly and if I had a solicitor I'd know my solicitor might-- 25

CORONER: Well why didn't you get a solicitor here in the first place. 30

WITNESS: I thought I wouldn't need one really, and I tried to get Aboriginal Legal Aid but they said I need to be charged to get a solicitor. 35

CORONER: Yes. Well are you prepared to continue answering questions if you can understand them.

WITNESS: Yeah, okay, fine. 40

VAN DER WEEGEN: Q. Now you say that you had to ask your grandfather for some money for the train fare, do you recall that?

A. Yeah. 45

Q. And do you agree that you also had a fairly heavy marijuana habit, do you agree with that?

A. Yeah, not really heavy just I use it because it controls my asthma as well. 50

Q. And in fact you said that you had used some prior to getting on the train in Sydney to go Moree?

A. Yeah, to relax myself when I get on the train.

Q. Now if you're having trouble paying for a train ticket and you're having to ask your grandfather for the money for a train ticket how is it that you're able to afford marijuana? 55

A. I don't know, sometimes I buy marijuana.

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Q. Well how do you buy it, with money?

A. Yeah, with money that I work for.

Q. Well where do you get the money from?

A. I work for it. Or on the social. 5

Q. Well how much did you earn when you - sorry?

A. Or when I get the social security benefit.

Q. Well how much did you earn when you were working as a bricklayer? 10

A. I don't know.

Q. Did you get paid for working as a bricklayer?

A. Yeah. 15

Q. You don't know how much money you got?

A. What on a weekly basis.

Q. On a weekly basis? 20

A. Yeah we got about three hundred and fifty on a weekly basis.

Q. Was that in the hand or before tax?

A. That's after - in the hand, after tax. 25

Q. And with that \$350.00 how would you spend that? Did you have to pay rent or board?

A. Yeah I paid some board to . 30

Q. How much board did you pay to ?

A. I don't know.

Q. You don't know?

A. I just spend money easy, I could have - I spend that easy. 35

Q. You spend money easy?

A. Yeah. 40

Q. Well did you have to pay any electricity or telephone--

A. No.

Q. --or gas?

A. No. 45

Q. Did you have to use the money for fares, bus fares, train fares to get around? How did you get to work?

A. Yeah just train fares and buses, trains and buses. 50

Q. How did you get to work each day?

A. Bus and train.

Q. Where was work, where did you work?

A. I was working at - where was I working at that time. 55

Q. Mosman?

A. Yeah, I was working at Mosman then.

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- Q. So you had to catch a bus and train across to Mosman?  
A. Yeah.
- Q. From Woolloomooloo?  
A. Yeah. 5
- Q. How much did that cost you each day?  
A. I think two dollars for the train and two dollars for the bus, something like that. 10
- Q. What about meals, how much did you pay for meals each day?  
A. About five dollars or ten dollars.
- Q. Each meal or a day?  
A. No, just a day. 15
- Q. And entertainment, any money for entertainment?  
A. Yeah just going out, just - yeah just going out a few times, on Friday and Saturday nights. 20
- Q. Where would you go out?  
A. Probably up the Cross or somewhere.
- Q. To hotels?  
A. No, not - yeah, hotels. 25
- Q. Nightclubs?  
A. Yeah. 30
- Q. And would you - how much would you spend on - did you buy alcohol when you went out?  
A. Yeah, just a couple of drinks.
- Q. How much would you spend on alcohol a night?  
A. I couldn't say, probably \$20.00 or something like that. 35
- Q. And how much--  
A. Thirty dollars. 40
- Q. And what else did you spend your money on?  
A. Just whatever you need to live I suppose.
- Q. Well would you agree that you were short of cash at times?  
A. At what time was that. 45
- Q. Well to ask your grandfather for some money to catch a train back to Moree you were short of cash weren't you?  
A. Yeah. 50
- Q. So are you saying that you had no money saved?  
A. Yeah, that's true.
- Q. And how much money did you actually have when you had to ring up your grandfather?  
A. I don't know, I don't wish to answer that question, I don't know. 55

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Q. Is it the fact that you don't understand the question or you don't wish to answer the question?

A. I don't understand it.

Q. Well at the time you rang your grandfather for money for the train fare to Moree-- 5

A. Yeah.

Q. --did you have any money yourself on you?

A. Yeah I think I could have had \$50.00 or something on myself, yeah. 10

Q. And were you using the money for buying marijuana at any time during that period?

A. No, I only had a little smoke before I left. 15

Q. What, on the day you left on the train?

A. Yeah, yeah, to relax me on the train.

Q. And did you buy that?

A. Yeah. 20

Q. How much did that cost you?

A. Ten dollars I think.

Q. So you were able to afford \$10.00 to buy marijuana and at the same time you had to ask your grandfather for money for the train fare?

A. Yeah that's all right because he's my grandfather. He told me if I ever need money just ask him so I asked him. 30

Q. How much did the train fare cost you?

A. I don't know.

Q. You don't know?

A. I think it was \$26.00. 35

Q. So you say you had some change from the \$80.00 your grandfather gave you?

A. Mm. 40

Q. Is it possible that you used the change to buy your marijuana, or used it for some other purpose?

A. I don't know mate, I can't understand you because I know that you're trying to balls me up, that's why, and I reckon I'd be better with a solicitor. Because that's why I told the story to the police up Kempsey because they were pressuring me and I get scared and that's why I just told the story. 45

Q. You've already been told you don't have to answer any questions and I'm not pressuring you, I'm merely asking you questions and you can either answer them or you don't wish to answer them?

A. Yeah well just keep asking questions and I'll just tell you which ones I don't want to answer. 50

Q. Okay. Do you recall telling the police in the first record of interview on 14 June that you travelled up to

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Moree on 24 December?

A. No I never told them that but they kind of put it into my head when I was sitting there.

Q. Well if I could refer to question 27, the first record of interview, would you like to have a look at it? 5

A. No, it's okay.

Q. The police asked you "How do you know that it was that day?" and you said "Because it was the day before Christmas.". Do you know what day Christmas falls each year? 10

A. Yeah.

Q. What day? 15

A. 25 December.

Q. It's a fairly well known date isn't it? Most people know what they're doing around Christmas time each year don't they? 20

A. No, not when you're celebrating and having fun with Christmas time, you're having a drink and that.

Q. Well is it the fact that you wanted to get back to Moree in time for Christmas? 25

A. Yeah, my mother was up there and that's the only family I had, I never had any family down Sydney, my mother was up Moree, I had to get up there for Christmas to be with some family. 30

Q. Is it the case that you did travel up on Christmas Eve to Moree?

A. No it was the case that I travelled up two weeks before.

Q. Well how are you so sure of that date? 35

A. Because I know that I was working two weeks because I know that I wanted to save some money to buy some Christmas presents and that, and I know that I was working and thinking about that, I remember that. 40

Q. In relation to the assault that you described to the police in the first record of interview on 23 December do you agree that you were fairly specific in relation to what you saw and where you were prior to the assault and who you were with and-- 45

A. No.

Q. You don't agree with that?

A. I don't wish to answer that question. 50

Q. Did you ever consider when you were short of money, for marijuana or for any other purpose, to rob people of money?

A. No.

Q. You've never considered that? 55

A. No.

Q. Have you ever robbed anyone of any money?

A. No I just--

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CORONER: You don't have to answer that question.

WITNESS: No I don't wish to answer that question.

VAN DER WEEGEN: Q. NP128 would you agree that your intake of marijuana affects your memory of events? 5

A. I don't wish to answer that question.

Q. Is it possible that you were present at the time of this assault that you say took place on 23 December? 10

A. No it is not possible.

Q. But you just can't remember because of the marijuana that you had at the time? 15

A. No it's not possible.

Q. It's not possible?

A. I do remember I was in Moree and I wasn't in Sydney.

Q. Was there ever an assault that you witnessed during the month of December in Sydney? 20

A. No I was just telling a story because I was under pressure, that's all.

Q. So when you say that the time that you saw the assault was not the time that you saw it two to three weeks earlier you're now saying that there wasn't an assault at all? 25

A. That I seen, no, there wasn't, it was only a bullshit story that I told.

Q. So what you said in the witness box earlier in your evidence is a lie? 30

A. About what.

Q. About witnessing this assault two to three weeks earlier? 35

A. No I was telling you about the story that I told them that I witnessed, that's what I was saying.

Q. So you're saying that everything you said in relation to witnessing an assault is a story? 40

A. Yeah.

Q. It never happened?

A. No, it never happened. 45

Q. Then why did you tell the police about it?

A. Because I was - like I said they was telling me they wouldn't let me go if I never told them a story and I was in the room for a couple of hours talking to them and so I just told them a story so they can - so I can be out that day, and I - and that's all. 50

Q. Well if NP128 if all you said was that you weren't there and that you only witnessed an assault-- 55

A. Yeah but like I said--

Q. --what did you have to fear?

A. --I was scared, I was scared at the time.

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Q. Why?

A. Because my - I just - I was scared.

Q. Why? Why were you scared?

A. Of the police hassling me, they could have bashed me or something, I've been - like down Woolloomooloo where I live we've had to go to Aboriginal Legal Aid and that for being bashed by police and that's why I get scared when they try to harass me or something, I don't know.

5

10

Q. Well you weren't bashed on this occasion were you?

A. Yeah because that's why I told the story.

Q. Well NP128 you agree that you've got nothing to fear in this Courtroom have you?

15

A. No.

Q. Then what's the fact, what's the truth, did you witness an assault or not?

A. No I don't wish to answer that question.

20

Q. NP128 do you wear glasses?

A. Yeah.

Q. Why do you wear glasses?

25

A. I had cataracts over my eyes, corneal ulcers, and they just left scars over each eye, one eye is worse than the other.

Q. Do you have to wear glasses to read or to see things in general? When do you wear them?

30

A. I'm supposed to be wearing them all the time but I only wear them when I'm reading and watching TV.

Q. So you don't wear them in the street, is that what you say?

35

A. No.

Q. Do you have trouble seeing things when you're in the street?

40

A. Yeah. Excuse me. You've got to take into account that they told me that I was at - I done something and that and that's why I couldn't remember, that's why they had me scared that I really did do it or something the way they were going on.

45

Q. Well NP128 --

A. They were pressuring me saying "Look we know that, we've got a witness to say that we seen you there". And then straight all the - I was stoned and under pressure I just told them a bullshit story, because of that reason.

50

Q. Well I put to you NP128 that in both records of interview it was never put to you that you were the offender in this matter, do you agree with that?

55

A. Yes - no - I don't wish to answer that question.

Q. In fact all that was put to you was the fact that they were asking you questions in relation to what you knew about



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the matter, do you agree with that?

A. No, I don't.

Q. You say that you were staying with [1341] just before you left Sydney to go to Moree? 5

A. Yeah.

Q. Is she available to - when was the last time you saw [1341]? 10

A. I don't know.

Q. You don't know?

A. No.

Q. Would she be able to support your evidence in relation to leaving Sydney on that day? 15

A. I don't know--

Q. Was she present when you left?

A. I don't wish to answer that question. 20

Q. So again [NP128] I ask that anything that you've said in relation to this assault that you've witnessed is in fact a total story, you totally made it up, is that correct? 25

A. No I don't wish to answer that question.

Q. [NP128] would you agree that you asked your grandfather for the purchase of a ticket on 15 December? 30

A. Yeah it could have been then, yeah I think so.

Q. Yet you say that you told the police that you caught the train on 5 December to Moree? 35

A. Yeah like I said at the time when they were interviewing me I was under pressure and stoned and I just said anything just to get out of - get away from them, that's all.

Q. Do you recall when [170] purchased a ticket for you? 40

A. Yeah like I said before about - I think it was two weeks before Christmas.

Q. How much longer after he purchased the ticket for you did you actually leave on the train? 45

A. I left that night.

Q. That night?

A. Yeah.

Q. So it was the same day he purchased the ticket for you? 50

A. Yeah.

Q. [NP128] I put to you that you were in Sydney on 23 December? 55

A. Yeah.

Q. Is that correct?

A. No it's not.

Q. I put to you that you were present at the time that

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Mr Dye was assaulted, the deceased?

A. No, it's not correct.

Q. It's not correct?

A. No.

5

Q. And I put to you that you were actually taking part in the assault upon Mr Dye, is that correct?

A. No that is not correct.

10

<WITNESS RETIRED

< [1341]

SWORN AND EXAMINED

15

VAN DER WEEGEN: Q. For the record could you please state your full name, your occupation and address please?

A. [1341], [REDACTED], Moree, I'm an Aboriginal Liaison Officer for [REDACTED].

20

Q. I show you two statements. The first statement is dated 15 June 1994. Is that a copy of the statement you gave police in relation to this matter before the Court?

A. Yes.

25

Q. Is that your signature that appears at the base of each statement?

A. Yes.

Q. Is that true and correct?

A. Yes.

30

Q. Is there anything you wish to add or detract from that statement?

A. Only that later on I looked through one of my diaries and I found the date that [NP128] did arrive in Moree.

35

Q. And I think you made a second statement, and I'll show you the second statement on 5 July?

A. Yeah.

40

Q. Is that the further statement you gave the police in relation to this matter before the Court?

A. Yeah.

45

Q. And again is that your signature that appears on the bottom of each page?

A. Yes.

Q. Does that in fact clarify what you've just stated in relation to the diaries?

A. I can't see here the date what he come down on.

50

Q. I show you a diary, Central Region Aboriginal Lands Council, and I show you entries on 11 December. Is that in fact the entry that you wrote in on that day in relation to Jay arriving in Moree?

A. Yes, it is.

55

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EXHIBIT #8 CENTRAL REGION ABORIGINAL LANDS COUNCIL DIARY  
TENDERED, ADMITTED WITHOUT OBJECTION

- Q. [1341] what did you use that diary for other than--  
A. That was just my home diary, I always keep one every year. 5
- Q. Did you write appointments or future dates?  
A. Yeah, appointments, birthdays, anything in it. 10
- Q. Was it normal for you to record significant events on particular days?  
A. Yeah, I always did it.
- Q. And that diary was for the year of 1993 was it? 15  
A. Mm.
- Q. And you made that entry on that day, or--  
A. Yeah. 20
- Q. --later?  
A. No, I always do on that day.
- Q. On the day?  
A. I mean it might happen that morning but I always write it in that day. 25
- Q. Where did you first see [NP128] when he arrived in Moree, where were you?  
A. I was asleep and he woke me up knocking at the front door. 30
- Q. He woke you up?  
A. That's right. 35
- Q. Do you recall what time it was?  
A. It was in the morning, I don't know, going on to seven I think it was.
- Q. Was he with anyone? 40  
A. No.
- Q. Do you know how he got to your place?  
A. Well he said he'd walked. 45
- Q. Do you know his uncle [1335]?  
A. I hadn't seen him for years.
- Q. Do you know that [NP128] was in Sydney prior to returning to Moree? 50  
A. Yeah.
- Q. Do you know how long he was in Sydney for?  
A. Years. 55
- Q. A year?  
A. No years.
- Q. Years. So when was the last time you saw [NP128] prior to

W608 23/96 MC-C1

him arriving back on the 11th?

A. It would've been October.

Q. October, the same year?

A. The same year, yeah, because I was in Sydney for the football knockout and he come to Dubbo for a ride with me. 5

Q. So where did you see him, at Dubbo?

A. No here, in Sydney. 10

Q. Where, sorry?

A. In Sydney here.

Q. In Sydney?

A. Yeah. 15

Q. Did you make an entry in your diary in relation to that?

A. I don't know, it could be there somewhere.

Q. But would you agree that that's a fairly significant event? 20

A. No well I didn't have it with me then.

Q. You didn't have it with you?

A. No. 25

Q. So you didn't post script it?

A. No well I didn't carry it around with me, it was only things that happened at home mainly. 30

Q. Only things that happened at home?

A. Mm. If I would have thought of it I'd probably took it.

Q. Sorry?

A. If I'd have thought of it I probably would have took it. 35

Q. When did you become aware that the police were interviewing [NP128] in relation to this matter?

A. Not until Detective Gabb (?) showed up at work. 40

Q. Do you know when that was?

A. No.

Q. Some time in the middle of the year, last year, the middle of last year? 45

A. Yeah-- ..(not transcribable)..

CORONER: She's got a point Sergeant, that diary is only tendered for the purpose of that particular day. 50

VAN DER WEEGEN: Yes your Worship.

Q. When [NP128] returned to Moree did he obtain employment at any stage?

A. For one particular reason and they're going right through it. 55

Q. Sorry?

A. The diary.

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Q. Do you recall the question?

A. No, sorry.

Q. When NP128 returned to Moree did he obtain employment at any stage? 5

A. Yeah he was a cotton chip.

Q. A cotton chipper?

A. Mm. 10

Q. How long was he working there for?

A. Well it all depends, usually during cotton it rains most of the time, so it all depends when they can get work.

Q. And how long did he stay in Moree for? 15

A. He was there till February.

Q. Do you know how he came to obtain that employment as a cotton chipper?

A. You go and ask people. 20

Q. I'm sorry?

A. You go and ask whoever is working.

Q. So you just go around and ask the growers whether they require any chippers? 25

A. Yeah.

Q. Did you have any cause to accompany NP128 to the social security office in Moree after he arrived? 30

A. I can't think whether I did. I cannot recall whether I did or not.

Q. Do you know whether he ever attended the social security office after he arrived in Moree prior to him obtaining employment as a cotton chipper? 35

A. I don't know.

<WITNESS RETIRED AND EXCUSED 40

< 1323

SWORN AND EXAMINED

VAN DER WEEGEN: Q. For the record could you please state your full name, your occupation and address please? 45

A. 1323, I reside at [REDACTED], Tamworth.

Q. I show you a two page statement. Do you have that statement? Is that the statement that you gave to the police in relation to this matter before the Court? 50

A. Yes.

Q. Is that your signature that appears at the base of that statement? 55

A. Yes.

Q. Is that statement true and correct?

A. Yeah.

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Q. Is there anything you wish to add or detract from that statement?

A. No.

Q. Nothing? Now I take you to paragraph 6 of your statement that you just said is true and correct, I'll read it out to you; "I recall that NP128 arrived on the train from Sydney about 7pm in the evening. I remember that because NP128 had caught a taxi to my sister 1339's house and she drove NP128 around to where I was at [REDACTED], Moree.". Is that correct? 5 10

A. Yeah, that evening, yeah.

Q. How do you know he caught a taxi?

A. Well he said he caught a taxi ..(not transcribable).. 15

Q. He said he caught a taxi?

A. Yeah, see I wasn't at my sister's place at the time.

Q. So you didn't actually see him arrive? 20

A. No.

Q. But this is just what he told you?

A. Yeah. 25

Q. Are you sure that's what he told you?

A. Yeah.

Q. And you say it was in the evening?

A. Yeah because I didn't come home from work see till late that day. 30

Q. Do you know how long he spent at his aunty's place prior to--

A. Just that day, just that day and he came up that evening to where I was. 35

Q. So was it a matter of an hour, a short time after he got off the train that you saw him?

A. Oh I don't know because he was in the car with my sister, they just were driving around everywhere just seeing the family when he arrived, she just. 40

Q. Well if I was to put to you that 1339 said that he came up in the morning, would that be correct? 45

A. Could yeah--

Q. But you didn't see him till the evening?

A. Yeah. 50

Q. So are you saying that he was with your aunty during the day?

A. Yeah.

Q. Prior to him-- 55

A. Oh yeah I don't know you see I was at work that day and I didn't see him - I didn't know he was in town till that evening so--

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- CORONER: Q. What time did you go to work that morning?  
 A. About 3, 4 o'clock in the morning till three in that evening and then by the time we come back in town it was about five, a couple hours travelling and then - and like it's a distance from where I was to where [1339] lives on the other side of town, be about 6 k's. 5
- VAN DER WEEGEN: Q. You say in your statement you were working for [1325], is that correct?  
 A. Yes. 10
- Q. Were you working with him under your real name--  
 A. No.
- Q. --or any other name? 15  
 A. Another name.
- Q. Another name?  
 A. Yeah. 20
- Q. What name was that?  
 A. I think I took to [1323].
- Q. [1323]?  
 A. ..(not transcribable).. yeah. 25
- Q. And do you say that [NP128] commenced work with you with [1325] after he arrived?  
 A. Yes. 30
- Q. Do you know whether he was working under any other name?  
 A. Yeah [NP128] was too.
- Q. Sorry?  
 A. [NP128] was working under another name too. 35
- Q. What name was that?  
 A. I think it was [NP128 alias] or something.
- Q. [NP128 alias]? 40  
 A. Or something like that.
- Q. And do you know what date [NP128] commenced work with [1325]?  
 A. I don't know because I was up there earlier than [NP128], seeing it was about two weeks after I arrived he arrived so we sort of planned our Christmas in Moree and his birthday falls on the twenty seventh so we were planning his party at the same time at me sister's place-- 50
- Q. What date did you arrive in Moree?  
 A. It was around about November I think I started work there.
- Q. November, can you try and remember what date exactly? 55  
 A. No idea on the date, no because, because we worked the - like [1324] said it rains but it wasn't raining the 4 weeks before Christmas because we worked the whole straight through run before Christmas sort of and [NP128] was working

W608 23/96 GK-D1

with us all that time.

Q. Is it possible that you arrived in Moree in December not November?

A. It could have been late November or 1 December, 5  
somewhere just within that--

Q. And you say that [NP128] arrived two weeks after you?

A. Yeah because-- 10

Q. How do you know that?

A. Well wherever I go it's never too far behind me, him and  
[1338], the other sons they're sort of - especially when  
I go home(?) travelling. 15

Q. Is it possible that he in fact arrived just before Christmas, in fact on the Christmas Eve--

A. No because he was working at least four weeks before Christmas, I was there four weeks, he would've been there about two or three weeks with us before Christmas because we work right through to maybe March, early March. 20

Q. Have you seen the diary that your sister keeps?

A. No we never look at each other's things. 25

Q. Sorry?

A. No I haven't seen it.

Q. Do you know that she keeps a diary?

A. She's always was one for writing. 30

Q. Did you see the entry that she put in, in relation to [NP128] arriving?

A. No I haven't seen it. 35

Q. Well in your statement in paragraph 5 you state that "My sister [1324] has a diary and she also has it written in what date [NP128] arrived at Moree."?

A. Because that was after the detectives came there to see each of us up there in Moree-- 40

Q. So you hadn't seen that entry until after the detectives--

A. Yeah I never even still seen it. 45

Q. You've never seen it?

A. No not until just then when--

Q. Well how do you know that she had a diary entry for that day? 50

A. Because she's always writing.

Q. Well did she tell you that she had written something in for that day or you just assumed--

A. No not until the detectives came and taken the book and she told me that they'd take - they took her diary book. 55

Q. So you only know that from what [1324] told you after the detectives arrived?



W608 23/96 GK-D1

A. Yeah that's all yeah.

<WITNESS RETIRED AND EXCUSED

< [1325]  
SWORN AND EXAMINED

5

VAN DER WEEGEN: Q. Would you please state your full name, your occupation and address please?

A. [1325], a rural contractor, [REDACTED], Moree.

10

Q. I show you a five page statement, is that the statement you gave to police in relation to the matter before the court?

15

A. Yep.

Q. Is that statement true and correct?

A. Yep.

20

Q. And that's your signature that appears at the base of each page?

A. Yeah.

Q. Do you recall what date [NP128] arrived back in Moree?

25

A. I don't recall the day that he actually arrived back in Moree but I, I - at the time of when Detective Knight and Detective Megan(?) came to Moree I - of the time that they asked me a question whether [NP128] was working for me at the time, yeah [NP128] was working for me at the time.

30

Q. Do you know what date he commenced employment with you?

A. Well I've got a wager book there if you'd like to, if you'd like to have a look at it it's in that brief case.

35

Q. Which brief case?

CORONER: Q. That's what we've got a copy of is it?

A. Yeah.

40

Q. Well in your statement [1325] you indicate that your records indicated that [NP128] commenced on 16 and 17 December--

A. Right.

45

Q. --1993?

A. Right.

Q. The twentieth through to and including 24 December 1993 and 6 and 7 January 1994, is that correct?

50

A. That'd be correct.

Q. Is that the only period that he worked for you?

A. That is the only period that he worked for me.

55

Q. And when did you put these entries in your wage book, was it at the time or some stage afterwards?

A. No my books are - I take it off my cheque butt, you know

~08/08/95

33 [1323] X (VAN DER WEEGEN)RTD  
[1325] X (VAN DER WEEGEN)

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I pay everybody by cheque, and then my accountant does the entries for me into the wage book.

Q. And so you didn't, you didn't actually make the entries yourself? 5

A. No I don't do any book work at all, all I do is sign the cheques and employ the people.

Q. So you're saying that your accountant put those dates in the wage book? 10

A. Yeah.

Q. Who's your accountant?

A. Glenn Goodwin at Moree. 15

Q. And--

A. Sorry can I just - either my accountant or my wife do them.

Q. And the information they go on is the date of the cheque butt-- 20

A. That's correct.

Q. --that you write out?

A. That's right. 25

Q. And do you have that, do you have your cheque book with you or--

A. Yeah. 30

Q. --cheque butt--

A. Yeah.

Q. --that you write the butt at the time you write the cheque-- 35

A. That's right.

Q. --or some stage afterwards?

A. No I do, I do, do the - well I wouldn't be able to keep any records if I didn't write the butt with so many people working for you. 40

Q. So you don't have a book or any other record that you write down the, the time that your people work at the time they do work? 45

A. Yeah I do I have a like a gang that works for me and - so this year I bought a new invention off a guy that invented a new mechanical machine and I don't spend much time with the chippers at all you know like they'd ring me up and say you know we need a - do you need any chippers, I say yeah I go to so and so, whatever and this guy would keep the records and he'd only probably see me on a Friday or whatever and, and I'd write the cheques out and give them to the ganger and then on this specific week that NP128 worked with me and I happened to spend a little bit of time in that place because we were running out of work with the machine just before Christmas because of the irrigation(?) part of the properties and I happened to be on the job for a bit of a time of that week in question, ..(not transcribable).. 55

60

W608 23/96 GK-D1

- Q. So when you say you just happened to be on the job that week, are you saying that you're not normally on the job?  
 A. Yeah - no--
- Q. Out in the field that is? 5  
 A. Yeah well I'm not normally on the job because I - we - I spend a hundred thousand dollars on, on a new mechanical machine which was a new invention, I was putting me heart and soul ..(not transcribable).. on. 10
- Q. Now what name was [NP128] employed under when he was working for you?  
 A. Well when I spotted him there on that day I, I happened to write the cheques out on that day on the - I think it was the twenty fourth and he was under the name of [NP128 alias]. 15
- Q. Is there any other person by that name in Moree?  
 A. No not that I know of.
- Q. Do you know why it was recorded under the name [NP128 alias]? 20  
 A. Well it would've - if - probably if I'd been on the job at the time when he would've - if I had been on the job at the time and knowing that he was out there he'd been working under the name of [NP128] because I know him - I've known him for a long time. 25
- Q. So you can't think of any other reason or any reason for him working under [NP128 alias]?  
 A. No. 30
- Q. Do you also know that his mother was working under another name--  
 A. Yes, yeah I know, yeah [I323] was working under [I323 alias] yeah. 35
- Q. Do you know any reason why she would work under that name and not her real name--  
 A. I don't know. 40
- Q. You don't know?  
 A. No.
- Q. Before each person commences employment with you [I325] you know that they have to complete an employment declaration form--  
 A. That's right. 45
- Q. --for the Tax Department, is that correct?  
 A. That's right. 50
- Q. And you retain a copy of that for your records?  
 A. Yeah.
- Q. Did you retain a copy of [NP128]'s?  
 A. Yeah I had the copies of everybody's, I pick - the guy that was running it, like running the chip, the manual chipping for me and I was running the, the mechanical side of it and he use to do it you know get all the, the declaration forms done. 60

W608 23/96 GK-D1

Q. Do you remember when the police asked you for a copy of that declaration form for NP128 alias that you said it had gone missing?

A. Yeah - no I - well I - at my place at the time when they'd come there I - as the detective know that I was painting the house and gear was everywhere and I, I searched ..(not transcribable).. but he wasn't the only one went missing. 5

Q. So how safely or how - where do you keep your records? 10

A. Oh well I'll either keep them at me accountant's office or my place in a filing cabinet.

Q. So is it possible for other persons to have access to the records-- 15

A. No.

Q. --or tamper with the records? 20

A. No.

Q. Can you think of any reason why it would go missing? 25

A. As I say I - get back to the question NP128 wasn't the only one missing.

Q. Well how many others were missing? 25

A. I couldn't tell you at the time I think the detective would have a photocopy of what was missing.

Q. Your brother 1326? 30

A. Yeah.

Q. Was he working for you? 35

A. I think at the time yeah.

Q. Was he working under any other name other than 35

1326?

A. Well I didn't even know he was out there until as I say I was ..(not transcribable).. the mechanical stuff and people would ring up and say they're working, I think he was working under the name of - at the time I pay him in this Friday under the name of 1326 alias. 40

Q. 1326 alias? 45

A. 1326 alias.

<WITNESS RETIRED AND EXCUSED

< 1326

SWORN AND EXAMINED

VAN DER WEEGEN: Q. Could you please state your full name, your occupation and address please? 50

A. 1326.

Q. Your address? 55

A. ..(not transcribable).. [REDACTED], Moree.

Q. And your occupation?

A. Labourer.

W608 23/96 GK-D1

- Q. Now I show you a three page statement, is that the statement you made to - gave to the police in relation to this matter before the court? Is that your signature that appears at the bottom of each page of that statement? 5  
 A. Yeah.
- Q. And is that the statement you gave?  
 A. Yeah.
- Q. And is that true and correct? 10  
 A. Yes.
- Q. Is there anything you wish to add or detract from that statement?  
 A. No. 15
- Q. Were you working for your brother [1325] --  
 A. Yeah.
- Q. --at some stage? 20  
 A. Yes.
- Q. Were you working under your real name--  
 A. No. 25
- Q. --or another name?  
 A. [1326 alias].
- Q. You were working under [1326 alias] ?  
 A. Yeah. 30
- Q. How did you get paid [1326] ?  
 A. Cheque.
- Q. And was that paid weekly or fortnight? 35  
 A. Weekly.
- Q. Do you recall [NP128] working with you at some stage?  
 A. Yes. 40
- Q. Do you recall when?  
 A. No when we were chipping he was there then.
- Q. Sorry?  
 A. He was up there chipping, I don't recall what day he started or what day he finished but he was up there chipping at the time. 45
- Q. Well what period of time were you working with your brother?  
 A. Well doesn't start till around November/December so that's the time chipping season starts then. 50
- Q. And how long did you work for with him, with your brother?  
 A. Oh a month, two months I don't know. 55
- Q. Do you know how long [NP128] was working there for?  
 A. No.

W608 23/96 GK-D1

Q. And you don't know what period or time he arrived or when he left?

A. No.

<WITNESS RETIRED AND EXCUSED

5

< [1321]

SWORN AND EXAMINED

VAN DER WEEGEN: Q. [1321] could you please state your full name, your occupation and address please?

10

A. Beg your pardon?

Q. Can you please state your full name for the court? What is your full name?

15

CORONER: You might lead him Sergeant?

WITNESS: Yeah all right.

20

CORONER: Lead him through.

WITNESS: Yeah.

VAN DER WEEGEN: Q. Is your full name [1321]?

25

A. Yes.

CORONER: Q. Where do you live [1321]?

A. I live in Bondi Beach.

30

Q. What's your address?

A. [REDACTED].

Q. And you're retired are you sir?

A. Yeah I retired six years ..(not transcribable)..

35

VAN DER WEEGEN: Q. Now you're the grandfather of [NP128]?

A. Yes.

Q. And do you know that he was working in Sydney late 1993 at some stage?

40

A. What is that?

Q. Do you know that he was working and living in Sydney at some stage during late 1993?

45

A. He was working with my, with my other son.

Q. That's [1335] is it?

A. Yes [1335], [1335].

50

Q. And [1335]'s a bricklayer is that right?

A. Yes.

Q. And [NP128] was working as an apprentice or assistant bricklayer with [1335]?

55

A. Yeah.

Q. And do you know how long he was working with [1335] for?

A. Oh he working for a few months then they lay off on

~08/08/95

38

[1326] X (VAN DER WEEGEN) RTD [1321] X (VAN DER WEEGEN)

W608 23/96 GK-D1

Christmas, they lay off, they lay him off on Christmas time, before Christmas, about one month I think.

Q. Do you know exactly when they laid him off, what date?  
A. No I don't know. 5

Q. Do you recall him approaching you at some stage asking for money to purchase a train ticket back to Moree?  
A. He get his pay on Thursday and usually run out of money on Monday and Tuesday so he ask for a loan, some time I give him twenty dollar, sometimes ten dollar. 10

Q. I don't think this witness has identified his statement yet your Worship, I just show you a six page statement?  
A. Yeah. 15

Q. I show you a six page - a copy of a six page statement 1321 is that the statement that you gave to police in relation to this matter before the court? Is that your signature that appears at the bottom of that - the pages in that statement? 20  
A. Yes.

Q. And is that statement true and correct?  
A. Yeah the same is true. 25

Q. Is there anything you wish to add or detract from that statement?  
A. No. 30

Q. Now you say that NP128 approached you now and then asking for money?  
A. Yes--

Q. Do you recall him specifically asking you for money to catch a train back to Moree? 35

A. Yeah on a day, on two week before Christmas he ask me - he show me the ticket to go to Moree and he ask me about I think eighty dollar, something like that and so-- 40

Q. Did you give him that money?  
A. Yeah I saw the ticket is - and I went to the bank and get the money, they only allow to cash seventy dollar or a hundred and twenty dollar so I got seventy dollar out of the bank and I gave, gave him the money, I don't know I forgot how much money I gave to him. 45

Q. You say you actually saw the ticket?  
A. Yeah. 50

Q. You say you saw the ticket?  
A. Yeah I saw the ticket yes, on the same night, as going on the same night. 55

Q. The same night?  
A. Yeah. He ask me to took him to the station but I say I was busy, I'm too old to drive in the night so I didn't - he go by himself and he come and took the bags and some clothe, clothe and everything and he.

W608 23/96 GK-D1

Q. So do you know where he was leaving from?

A. Beg your pardon?

Q. Do you know where he was leaving from to go to the station? 5

A. No I didn't know, I didn't know, he left about 7 o'clock and he left, he left early, 6 o'clock when he come over to my place, some time six or seven and he left, I didn't go to the station with him. He asked me for - asked me to take him but I didn't go because I did never-- 10

Q. Did you know an [redacted] 170 ?

A. No I didn't know, I didn't.

Q. Was he with anyone when he asked you for the money for the ticket? 15

A. The ticket?

Q. Did he have anyone with him when he asked you for the money for the ticket? 20

A. Oh he show me the ticket and my daughter-in-law is there and she saw the ticket too--

CORONER: Q. No when he came and asked you for the money, was anyone with him? 25

A. I don't think so, I don't think so only my himself, yes.

Q. And did he tell you what time the train was leaving?

A. Oh he say it - I forgot it, he told me some might be 7 o'clock or might be one nearly the morning, there's two train there going, that's all I remember. 30

Q. [redacted] 1321 I'll show you a Westpac bank statement?

A. Yes. 35

Q. And I show you the entry that's highlighted, first of all do you agree that that's your bank statement or a copy of your bank statement?

A. Yeah that's the one here seventy dollars. 40

Q. And do you agree that the date indicated--

A. Yeah.

Q. --is 15 December?

A. Fifteen of - yeah that's about two week, about two week before Christmas the same day, yeah I - yeah that's the day-- 45

Q. So that's in fact the day you gave him the money?

A. No - beg your pardon? 50

Q. That's in fact the day you gave him the money?

A. That's the day I gave him the money because I seldom take money, seventy dollar or twenty dollar from the bank and this seventy dollar that's what I showed to doctor - to Sergeant Knight. 55

Q. And would you agree that - excuse me your Worship? Did [redacted] NP128 contact you at all when he arrived back in Moree?



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A. No not at all no.

Q. So when was the next time you saw **NP128** after that date?

A. Oh until he got another job with **I335**, I think it's  
this year, this year. 5

Q. This year?

A. Yeah he come back again.

Q. So he came back to Sydney this year? 10

A. Yeah so they work, they work for another three months or something--

Q. So after you saw him that day you didn't see him again until-- 15

A. No I didn't see him no--

Q. --this year?

A. --no. 20

Q. And I'll just clarify this with you, would you agree that according to this statement there's no other withdrawal made on that account until 5 January?

A. Yes I agree yeah. 25

<WITNESS RETIRED AND EXCUSED

DISCUSSION AS TO WITNESS **I70** BEING ON HIS WAY TO COURT

SHORT ADJOURNMENT 30

< **I70** SWORN AND EXAMINED

VAN DER WEEGEN: Q. Yes for the record could you please state your full name? 35

A. **I70**.

Q. Your address?

A. **[REDACTED]**, Woolloomooloo. 40

Q. Your occupation?

A. Oh--

Q. You're a student are you? 45

A. No I work.

Q. Where do you work?

A. **[REDACTED]**. 50

Q. How old are you?

A. Sixteen.

Q. Now do you recall on 8 September 1994 being interviewed by Detective Knight at Bidura Children's Court? 55

A. Yeah.

Q. And do you recall being asked your knowledge in relation to the purchase of a train ticket to Moree on behalf of

W608 23/96 GK-D1

[NP128]?

A. Yeah.

Q. And what's your knowledge of that, that ticket?

A. Did I buy it?

5

Q. Yes?

A. Yeah.

Q. When did you buy it?

A. I didn't - I don't know the date as - but it was at Redfern Station.

10

Q. Do you recall how much you paid for the ticket?

A. Fifty - I don't know I'm not sure.

15

Q. Did you purchase a ticket under [NP128]'s name or some other name?

A. Yeah some other name.

20

Q. What was that name?

A. [170 alias] I think--

Q. And the reason why [NP128] asked you to purchase the ticket was to get a concession is that correct?

A. Yeah.

25

Q. A cheaper fare?

A. Yeah.

30

Q. And the ticket was bought to go to Moree?

A. Yeah.

Q. Do you know what date the ticket was for?

A. No, no.

35

Q. You don't?

A. No I can't remember.

Q. Is it possible that the ticket could have been purchased to travel on 24 December, the day before Christmas?

A. I'm not sure.

40

Q. You're not sure?

A. It was awhile back, I'm not sure.

45

Q. Well when you bought the ticket did you give it to

[NP128]

A. Yeah.

50

Q. --afterwards?

A. Yeah.

Q. Where did you give it to him?

A. As soon as I bought it.

55

Q. Was he there at the time that you bought it?

A. Yeah.

W608 23/96 GK-D1

- Q. And was the ticket to travel at the time you bought it or--  
 A. The next day.
- Q. --was it for some other time? 5  
 A. The next day.
- Q. The next day?  
 A. Yeah. 10
- Q. Do you know whether he in fact left--  
 A. Yeah.
- Q. --the next day?  
 A. Yeah. 15
- Q. How do you know that?  
 A. Because he wasn't around and he went, it was up then--
- Q. Well were you there at the station seeing him off? 20  
 A. No but he told me and where he was staying.
- Q. Well he said to you prior to him leaving where he was going to stay, is that correct?  
 A. Pardon? 25
- Q. Did he tell you prior to him leaving that where he was going to stay in Moree, is that correct?  
 A. Yeah he said he was going to his aunty's house. 30
- Q. So do I take it that after you gave him the ticket you didn't see him any more?  
 A. No we went back to where we were staying down Woolloomooloo and the he just - I left and went home, then the next day he went. 35
- Q. Well were you - you weren't there when he left though were you?  
 A. No. 40
- Q. So you didn't see him go?  
 A. No but then when they come and told me at the court he was up in Moree so where else could he be.
- Q. Right well you're only assuming that he got on the train the next day and left, is that correct? 45  
 A. Yeah well he did, where else could he go.
- Q. Well you didn't actually see him go did you?  
 A. No but he told me. 50
- Q. Well he told you when?  
 A. Mm?
- Q. When did he tell you? 55  
 A. Oh no I'm saying like you know where else could he be huh?
- Q. Well you don't know, all you know is where he was going,

W608 23/96 GK-D1

where he said he was going, it doesn't mean that he actually went there, do you agree with that? Do you agree that all you know--

CORONER: So he doesn't know whether he went or not. 5

VAN DER WEEGEN: Q. Do you agree that you've told Detective Knight when he spoke to you about the purchase of this ticket, that you were adamant that you bought the ticket some two to four weeks prior to Christmas? 10

A. I'm not sure man he was talking two years ago or something and--

Q. It was a long while ago, is that right? 15  
A. Yeah.

Q. How well do you know [NP128]?  
A. About seven years or more.

Q. Do you know how long he was staying in Sydney prior to him leaving for Moree? 20  
A. I think all of his life.

Q. All his life?  
A. What as he's lived in Sydney? 25

Q. Prior to going back to Moree on this occasion?  
A. Yeah he said about a month or something more, he said he was going back to see his family and that for Christmas. 30

Q. Did you hang out with [NP128] when he was in Sydney, did you go out with him at all?  
A. No just hung around the streets, you know what I mean, playing basketball and all that. 35

Q. Where did you live at this time?  
A. [REDACTED].

Q. Where's that?  
A. Just a couple of doors down from where he was staying. 40

Q. Right was that Woolloomooloo?  
A. Yeah.

Q. Were you staying with your brother at the time, [I327]? 45  
A. Me uncle.

Q. Who's your uncle? That's [I327] is it?  
A. Yeah. 50

Q. And did [NP128] go out with [I327] on occasions when he was down in Sydney?  
A. Oh no, I don't know because he was always to himself me uncle. 55

Q. So was [NP128] ever over at your place during that time he was in Sydney?  
A. Just in a day just walking around.

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Q. Was [1327] there at the time?

A. He was locked up, yeah he was locked up for awhile too.

Q. But at the time that [NP128] was in Sydney around November/December, was your uncle locked up at that stage or was he at home? 5

A. He OD'd man.

Q. I understand that and I sympathise with you in that respect but at this time-- 10

A. That was - just hang on a sec, that's when he was hanging around he wasn't around no more.

Q. Now - excuse me your Worship? This name that you purchased the ticket under, [170 alias], is that a totally fictitious name or is in fact that person exists? 15

A. Just made it up, yeah just made it up.

Q. Just made it up?

A. Yeah. 20

Q. At the time that you purchased the ticket were you required to produce a concession card or any identification?

A. No I just - he just asked my name and how old I was and that. 25

<WITNESS RETIRED AND EXCUSED

VAN DER WEEGEN: Your Worship at this stage I note the time, there is one further witness I wish to call, a Detective Redman who was an officer who conducted the initial interview with [NP128]-- 30

CORONER: He's up at Kempsey? 35

VAN DER WEEGEN: I believe he's working for Internal Security now--

CORONER: Is there any point in calling him? 40

VAN DER WEEGEN: Well your Worship I was merely going to call him to rebut the assertion by [NP128] that he was under--

CORONER: [NP128]'s story has got more holes in it than a sieve Sergeant, there's no point, there's no point in putting the police to further expense or the court to further expense and the family of holding it overnight just for that because I don't believe [NP128] at all in his story but unfortunately there is not sufficient evidence to tie him in with the murder. 50

VAN DER WEEGEN: Yes I appreciate that your Worship.

CORONER: And certainly I would like to - I've a bit to say about his alibi. 55

VAN DER WEEGEN: If that's your Worship's--

W608 23/96 GK-D1

CORONER: You know I mean I might - to use that phrase, more holes in it than a sieve, you know it's just unbelievable the alibis that are coming up for him.

VAN DER WEEGEN: In that case your Worship there's no further witnesses. 5

CORONER: Thank you. Mrs Dye do you wish to say anything to me before I give my-- 10

MRS DYE: Well I would just like to say how pleased I am in the way the police have handled the situation. It's just beyond our belief that they've gone to all this trouble--

CORONER: Yes they've gone to a lot of trouble. 15

MRS DYE: --with you know in that virtually at this point of time have yielded very little yet I do thank them and I understand the stress that they've been under as well as ourselves at this time, I thank them and them-- 20

CORONER: Thank you I'm sure they appreciate that. Brenton do you wish to say anything?

BRENTON DYE: I think what mum said-- 25

CORONER: Okay. NP128 do you wish to say anything?

NP128: I just want to say that for telling a bullshit story about what happened I'm sorry to all the police for all the hassle. 30

CORONER: Yeah but you see NP128 you've got so many different people telling us so many different alibis or times that you arrived from various places, I just can't believe anything you say and the evidence is that three people were seen around the body, you could fit the description of one of those people but nobody's able to be positively identified as being at the scene. The alibi given by you was that about two weeks before 23 December you went up to Moree. You said that 170 got you a train ticket in the name of 170 alias because he could get the ticket for a person under the age of fifteen. He certainly did get you the ticket but you see you - he certainly got a ticket in the name of 170 alias but he got it on 3 December according to the State Rail Authority records, 3 December. We have for a particular train on Friday 3 December 10.05 train, it even allocated a seat for 170 alias, Master 170 alias. Now 1321, your grandfather, has got you on 15 December asking him for money to go up to Moree and I have no doubt that it was 15 December that he gave you the money, it shows in his bank records. And then 1324 has got you arriving on 11 December, early hours of the morning, you walk from the station, yet 1323 has you arriving at 7pm at night-- 55

NP128: Yeah I know--

CORONER: --and you got a taxi.

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[NP128]: --all my family's stuffed up.

CORONER: Yeah they're all mucked up aren't they?

[NP128]: ..(not transcribable).. my family. 5

CORONER: [1325]'s got you on the work employment sheet 16 and 17 December and 20 to 24--

[NP128]: Yeah. 10

CORONER: --December under the name of [NP128 alias].

[NP128]: Yeah. 15

CORONER: Maybe that's true and maybe it isn't, I don't know but irrespective of all the discrepancies in your alibi the fact is that there isn't sufficient evidence to say you were at the scene-- 20

[NP128]: Yeah.

CORONER: --of this murder.

[NP128]: Yeah. 25

CORONER: But I'll say this, I just can't believe you at all in your evidence and I can't believe all the stories about your alibi. The only two pieces of real evidence about when the train ticket was to be bought was by your grandfather on 15 December and by the fact that the State Rail Authority issued in the name of [170 alias], whether that was for you or not I don't know on 3 December but certainly I find it very hard to accept that you weren't around Sydney on 23 December. You told the police different stories, you said you were under pressure, you were stoned. 30 35

[NP128]: Yeah.

CORONER: But for whatever reason it was you certainly told them different stories to what you tell us here today. So I just don't know where the truth lies but it seems to me that there's a lot of suspicion about the fact that you were involved in this but suspicion is not enough. But the fact that I bring in a finding on this matter today doesn't close the matter, if the police come up with any further evidence they can charge somebody. 40 45

[NP128]: Yes. 50

CORONER: Mrs Dye and Brenton look it's not a satisfactory ending for you because you don't know who did it.

MRS DYE: No. 55

CORONER: But I agree with you Mrs Dye the police have gone to a lot of trouble to try and solve this, they've done a lot of work and need to be commended for it but unfortunately you know suspicion is not enough and it would

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be very frustrating for them too not being able to solve it  
 but I'm sure they do appreciate what you said. But to you  
 and Brenton and to the rest of the family I offer the  
 sympathy of the court, it's hard enough to accept someone is  
 going to die when they're ill but when they die like this 5  
 it's very traumatic and it's traumatic for the family, and  
 then you had to sit here for two days listening to this, it  
 makes it all that much harder and we can understand how you  
 must feel about it. I will read out my finding to you, now  
 Mrs Dye a copy of my finding will be sent to you in the next 10  
 few days, what is your - are you still at Willoughby?

MRS DYE: Sorry?

CORONER: Do you still live at Willoughby, at Artarmon? 15

MRS DYE: ..(not transcribable)..

CORONER: What is your address? Have you got it? 20

VAN DER WEEGEN: Perhaps it could be written down your  
 Worship.

CORONER: Just so that they can send a copy. 25

NOW I FIND THAT ON 25 DECEMBER 1993 AT THE ST GEORGE  
 HOSPITAL, KOGARAH, CRISPIN WILSON DYE DIED OF THE EFFECTS OF  
 A HEAD INJURY INFLICTED ON 23 DECEMBER 1993 IN  
 CAMPBELL STREET, DARLINGHURST BY A PERSON OR PERSONS  
 UNKNOWN. 30

And as I have said, if the police come up with any further  
 evidence they can always charge somebody. Thank you very  
 much for your attendance. 35

oOo 40



