

Sensitive: Legal



NSW Police Force

22 June 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 – Production of documents pursuant to Summons No. NSWPF133

We refer to:

- a) summons No. NSWPF133, issued to the Commissioner of NSW Police (**Commissioner**) dated 20 June 2023 (**Summons**), with a return date of 22 June 2023; and
- b) your letter to us dated 20 June 2023 enclosing the summons (**Letter**).

The Summons and Letter are **enclosed** for convenience.

Production of documents

Our office is instructed of the following in regards to each of the categories of the Summons:

(a) Brief of evidence	NSWPF to produce documents in response to this category. We are instructed that a number of archive boxes that may have contained responsive material were destroyed due to water damage. Further that a responsive document (NPL.9000.0021.0004) was produced the Inquiry in response to summons no. NSWPF132 on 19 June 2023.
(b) Crime scene photographs and notes	Enquiries are underway with Forensic Evidence and Technical Services (FETS)
(c) Results of any forensic testing completed	NSWPF to produce documents in response to this category.
(d) EFIMS records	Produced to the Inquiry in response to summons no. NSWPF132 on 19 June 2023 (NPL.0182.0001.0002).

3471-5796-1508v1

OFFICE OF THE GENERAL COUNSEL

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A copy of an index listing the documents being produced is also **enclosed** with this letter. The documents will be produced electronically, with production being facilitated on the Commissioner's behalf by Corrs Chambers Westgarth.

Request for Extension

As stated above, our Office is instructed that searches are underway by FETS for documents responsive to Item 1(b) of the Summons. FETS do not expect to provide our Office with the records within the timeframe requested, and as a result, our Office will not be in a position to review and provide the material within the timeframe requested by the Summons. Accordingly, we would be grateful for an extension of time to comply with the Summons to Tuesday, 27 June 2023 and note that we will endeavour to provide the documents sooner if possible.

Confidentiality

We refer to Practice Guideline [2] dated 1 February 2023 issued by the Inquiry and your Letter.

Given the short period of time in which the Commissioner has had to respond to the Summons, we are not in a position to confirm whether any non-publication claims need to be made over the documents. As such, the documents are being provided on a confidential basis. We will endeavour to finalise our instructions on any protective orders sought over the documents as soon as possible. In the interim, we respectfully object to documents being published online, brought up on screen during the public hearings, or otherwise be received into evidence.

Yours sincerely



Katherine Garaty
Director – Crime Disruption and Special Inquiries Law
Office of the General Counsel
NSW Police Force