

OLOUGHLINS - Tony Fuller

From: OLOUGHLINS - Tony Fuller
Sent: Friday, 28 May 2004 8:00 PM
To: 'info@murraychambers.com.au'
Subject: attention Brian Hayes QC - URGENT

Brian,

Thank you for your letter of 26 May 2004.

The Archbishop and David Cappo readily acknowledge the correctness and the soundness of your advice, but the Archbishop is intent on providing a copy of your advice to all of the affected families, their advisers and to selected media next Wednesday 2 June 2004.

In the course of discussions about that process, the question arose as to whether in publishing that advice which includes paragraphs 77 to 80 inclusive detailing a probable criminal offence of sexual abuse of a child we would be breaching the Evidence Act (I think section 71 or thereabouts) which prohibits the publication of any material which might identify a victim of child sexual abuse. If that is the case then we must, of course, delete any reference to Mrs REDA and her daughter by name.

Would you please let me have your advice on that point at your earliest convenience, and, in particular, whether simply deleting their names is sufficient compliance.

Regards
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