

Investigation Progress Report

IRG Meeting Date: 20 December 2006
 File Number: 03/01056
 Complainant Details: AWH
 Respondent Details: Dr John Phillip Rolleston
 Complaint Received: 10 July 2006
 Assessment Decision: 20 July 2006

Conditions or Suspension: N/A

Investigation Officer: Angela O'Gorman – allocated 09/08/2006
 Investigation Manager: Robert Beetson
 Legal Advisor (if applicable): N/A at this stage.

1. Conduct Description

Mr AWH has alleged that Dr Rolleston sexual assaulted him every time he attended his rooms for medical consultations in the 1970s. At this stage, Mr AWH has stated that Dr Rolleston would pull his pants down and masturbate Mr AWH.

2. Background

Mr AWH first complained about Dr Rolleston in 2003. As the Commission was unable to obtain a statutory declaration and further and better particulars from Mr AWH the investigation was discontinued.

The likelihood of the Commission obtaining sufficient evidence to warrant a prosecution remains remote due to the significant delay in making the complaint, the length of time since the alleged sexual assaults occurred.

3. Not within scope of investigation

Mr AWH's unspecified allegations from 2003 that Dr Rolleston also sexually assaulted his brother and sister in the 1970s.

4. Findings to date

Dr Rolleston was invited to provide a written response to this complaint, but has not responded. The Commission contacted him on 22/09/2006 and he categorically denied all allegations of misconduct. He confirmed that he had a practice in St Ives between 1969 - 1979. He does not have any particular recall of the AWH children or their family.

Mr AWH did attempt to provide further particulars, however, his recollections are poor and lack detail.

Arrangements are to be made to fly Mr AWH down to Sydney for the purpose of a sexual assault interview.

5. Investigation actions and critical decisions since last report.

The Commission consulted with the NSW Medical Board on 10/10/2006. On 08/11/2006, following a meeting of the full Conduct Committee, the Commission was advised the NSW Medical Board is of the opinion that Mr ^{AWH} should be interviewed. Interview not arranged due to leave and other priorities.

A telephone message was left for Mr ^{AWH} on 14/12/2006 requesting a return call to discuss interview arrangements.

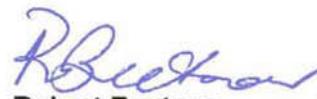
6. Investigation actions proposed

Action	Date
Arrange interview	10/01/2007
Take statement, subject to complainant's availability.	31/01/2007

7. Recommendations/Comments by the IRG



Angela O'Gorman
Investigation Officer
14 December 2006



Robert Beetson
Team Manager

15.12.06.