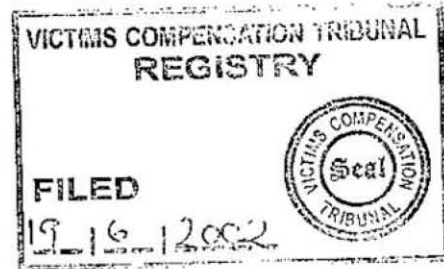


IN THE VICTIMS COMPENSATION TRIBUNAL  
AT SYDNEY  
NEW SOUTH WALES



Number: 73140

Appellant: REDACTED as next friend of BXA

### GROUND OF APPEAL

The Appellant appeals to the Tribunal against the determination of the compensation assessor made on 7 May 2002, on the following grounds:-

1. That the Assessor erred in finding no act of violence.
2. That the Assessor erred in not making an award for compensation.

### FULL PARTICULARS

The Appellant relies on the following particulars to support the appeal:-

1. The Appellant was a minor at the time of the sexual assaults and at the time of disclosure. She is now aged 14. It is unrealistic to expect that a child would make a disclosure voluntarily, appropriately and within reasonable times. The Appellant's evidence was consistent with her interview with the investigating officer.
2. The Assessor failed to have proper regard to the supporting evidence submitted on the behalf of the Appellant.
3. Whilst it can be conceded that the defendant is a man of previously good character, his failure to make any admissions, and his wife's denial to the allegations by the victim, should not be taken into account as he was facing serious charges and a jail sentence.
4. Full submissions to be provided before the Call-over.

Dated this 7th day of June, 2002

At Fairfield

Signed ..... *CR* .....

Solicitor for the Appellant

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