

OUR REFERENCE

DIRECTOR'S CHAMBERS

YOUR REFERENCE

DATE

29 March 2004



Ms L Clare
 Director of Public Prosecutions
 Level 5 State Law Building
 50 Ann Street
 BRISBANE QLD 4000

Dear Ms Clare

I refer to your letter dated 19 December 2003 and the material provided for consideration of whether the prosecution of Scott Volkens should be reviewed.

Upon receipt of your request I instructed Deputy Senior Crown Prosecutor, Ms Margaret Cunneen to advise. Her advice was provided to me on 26 March 2004 and a copy is enclosed for your information. I agree with that advice.

Accordingly I advise as follows. In my opinion:

1. there is not sufficient new evidence of such quality as to justify the recharging of Mr Volkens in respect of any of the original allegations;
2. there are no reasonable prospects for a conviction in respect of any new allegations.

The material provided is returned herewith.

Yours sincerely

N R Cowdery AM QC
Director of Public Prosecutions

*insufficient
 evidence provided
 to justify recharging*