

**ASSISTANT COMMISSIONER'S BRIEFING PAPER**

**SUBJECT:** Arrest of [CDF] charged with Unlawful Sexual Intercourse with a Person under 14 years of age and Indecent Assault. (AP 11/W61626).

**BACKGROUND:**

At about 1323 hours on Friday 20 August 2010, Christies Beach Patrol Team members Jones / Birt were tasked to the [REDACTED], [REDACTED], regarding allegations of an Indecent Assault committed against a student at the school.

Police were advised that a six year old child, ([CDI]) had revealed via his teacher that his bus driver had acted inappropriately. In particular the child revealed that the suspect in this matter, [CDF] ([REDACTED] 1954) had shown him his penis and made him touch his penis.

Subsequently, South Coast LSA Criminal Investigation Branch, Family Violence Investigation Section members Millman / Dunlevey attended at the School and spoke with the School Principal, [REDACTED] and Class Teacher, [REDACTED]. It was established that the victim [CDI] was a member of a Special Education Class due to [CDI] suffering; 'Global Communication Disability'. (Meaning he is language expression delayed.)

Police (Millman / Dunlevey) established that six (6) children aged from 6 years to 8 years were regularly conveyed to and from this School on a bus driven by [CDF]. All these children are special needs students suffering from a variety of intellectual issues.

Principal [REDACTED] advised that a Child Abuse Report Line (CARL) notification had been made and the Department of Education and Children's Services (DECS) had been advised and [CDF] had been suspended from driving the bus on the 'School Run'.

Parents of [CDI], [CDH] and [CDG] attended at the School and were advised of the allegations. Whilst police members Millman / Dunlevey were speaking with parents of [CDI] they were advised by [REDACTED] that [CDF] had returned to the School and was collecting the students as per his normal duties.

Millman and Dunlevey arrested [CDF] in the car park of the School and subsequently conveyed him to the Christies Beach Police Station where he was interviewed and subsequently charged with Unlawful Sexual Intercourse with a

Person under 14 years of age and Indecent Assault. [CDF] denied the allegations put to him by police. [CDF] was subsequently granted Police Bail by the Police Bail Authority with the following conditions;

- 1) *not to leave the State*
- 2) *to reside at his nominated home address*
- 3) *\$1000 surety*
- 4) *Not to attend within 500 metres of the [REDACTED]*
- 5) *Not to attend any school / primary or secondary.*
- 6) *not to contact, associate, approach, or contact either directly or indirectly any child under 17 years of age (except for [REDACTED] whilst he is in the presence of [REDACTED] [REDACTED].*

The bus driven by [CDF] was conveyed to the Christies Beach Police Station where South Coast LSA CIB Crime Scene Investigator, Brevet Sergeant Woods carried out a forensic examination of the vehicle.

On the evening of Friday 20 August, 2010, South Coast LSA CIB members attended at [CDF]'s home address of [REDACTED] Woodcroft and pursuant to the authority of a General Search Warrant, seized two computers and a camera which have been lodged at the Christies Beach Police Station Property Room, for forensic examination. PPMS number 11/B90760 refers.

Sexual Crimes Investigation Branch was contacted and advised and are fully aware of the incident and have been assisting local South Coast LSA CIB Family Violence Investigation Section members. [CDF] has already been added to the ANCOR Register as a Person of Interest, pending conviction.

It has been established that [CDF] drives on contract for [REDACTED] [REDACTED]; they are based at [REDACTED], Bowden. [REDACTED], owner of the company, has been advised by Millman of the circumstances surrounding the arrest of [CDF] and that [CDF] has bail conditions preventing him having contact or communicating with children. [REDACTED] advised that [CDF] had been removed from all duties where he may come into contact with children.

South Coast LSA CIB Family Violence Investigation Section investigators have identified all six (6) children conveyed by [CDF] and that all or some of these may also be victims of offences committed by [CDF]. As such and in full consultation with Child Protection Services (CPS), further CARL notifications have been made and arrangements are being made for CPS to interview all children. These interviews will be conducted in co-operation with CPS, South Coast LSA CIB and Sturt LSA CIB Family Violence Child Abuse Detectives at dates to be advised by CPS.



The [REDACTED] is offering support to both students and parents involved. [REDACTED], Principal of the school, advises that the school does not want the media advised of the incident for fear of identifying both the students and the school. This is further supported by the parents of all children involved who fear that a media release may identify their children. Parents fear it may cause embarrassment to the children, who as it is, at times, struggle to cope with their respective mental and physical medical conditions.

Officer in Charge of the South Coast Local Service Area, Superintendent Ryan liaised directly with the SAPOL Media Section seeking advice about releasing details of this arrest to the media. After consultation with SAPOL's media advisor, the O/C Media Section suggested that a media release should not be submitted. This advised was provided in part due to the likelihood of identifying victims. The wishes of the parents of the victims and the school were also a consideration. Police have no information to suggest there are outstanding victims and the suspect has been removed from the environment that attributed to this alleged offending.

At about 4.30 p.m. on Tuesday 24 August, 2010, Detectives Millman and Tank served a Section 66 notice; subject to the Child Sex Offenders Registration Act, upon [CDF] at the Christies Beach Police Station.

Contact: Detective Chief Inspector Paul Greathead  
Telephone: 8392 - 9066  
Ref: A/C SOS request  
Date: 25 August 2010

Approved

Madeleine Glynn  
ASSISTANT COMMISSIONER  
SOUTHERN OPERATIONS SERVICE

26 August 2010