

18/10 2013 12:23

#0419 P.001/006

- AB29 -



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## Facsimile Transmission Cover Sheet

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To: Detective Senior Sergeant Glyn Baker

Position: \_\_\_\_\_

Organisation: Child Sex Squad

Facsimile: [REDACTED]

From: Kate Thompson

Position: Solicitor

Telephone: [REDACTED]

Date: 18 October 2013

Subject: DPP v Lord

No. of pages including this one: 6

Message: Please see letter and material following

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18/10 2013 12:23

#0419 P.002/006

OUR REFERENCE  
201113619  
YOUR REFERENCE  
DATE  
18 October, 2013



**OFFICE OF THE DIRECTOR  
OF PUBLIC PROSECUTIONS**

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Detective Senior Sergeant Glyn Baker  
Child Abuse Squad

[www.odpp.nsw.gov.au](http://www.odpp.nsw.gov.au)

ABN 27445680335

By facsimile: [REDACTED]

Dear Detective Senior Sergeant Baker

**Re: DPP -v- LORD.J  
CASES No. 201113619**

I refer to the above matter.

Please find enclosed the following:-

- Print out from the Court computer system 'Justice link' regarding orders made on 25.10.11
- Non publication order dated 29.11.11
- Non publication order dated 7.12.11

In addition, the following notes are recorded on the DPP file regarding non publication orders:-

- Central Local Court 7 February 2012: "non pub order to continue"
- Central Local Court 9 August 2012:

"...Defence asks that non publication orders continue re complainant's accused and centre. Member of the press interjects that they were not aware of order in place. Magistrate hands down papers for the parties to check.

Matter stood down.

Re mentioned after parties checked papers.

Defence advise that order in place as of 7.12.11 expired on 16.12.11. Only the statutory protections in place re the complainants. Defence request that material tagged on the Court file be handed back as there is no basis for it to be there [statement of facts and criminal history] DPP does not object. Magistrate notes that it may have been tendered on the Non publication order however there is no reason for it to be on the Court file and hands it back to the DPP.

DPP requests a non publication order in relation to the complainants and any material that may identify them, this includes the Centre where the offences took place. Magistrate provides opportunity for the press to submit. Indicated from member of ABC that they will seek to challenge this on the next occasion.

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Non publication order made

No publication of any material that may tend to identify child alleged to be victim of offences that includes name of organisation where the offences said to be committed.

Interim AVO continued

s/o for mention on 23 August 2012

- Central Local Court 23 August 2012: DPP did not seek continuation of interim order. Noted the statutory protections afforded by s15A *Children (Criminal Proceedings) Act* 1987 and s578A *Crimes Act*
- Sydney District Court 9 November 2012: His Honour Judge King made the following order:  
Non publication order on the names of the victims and any material that could identify them.

I confirm that recourse should be had to the Court papers / transcript for the official recording of any orders made.

Yours faithfully

**Solicitor for Public Prosecutions**

per 

Kate Thompson



New South Wales  
JusticeLink

#### Listing Details

Heard at: 25/10/2011

by: Local Court Magistrate Bartley;

Sutherland

Local Court - Crime

2011/00339116-001, 2011/00339116-002, 2011/00339116-003,  
2011/00339116-004, 2011/00339116-005, 2011/00339116-006,  
2011/00339116-007

Local Court      Mention      R v 09:30 S  
Magistrate Bartley (Police)      JL AM      MINUTES

#### View Outcome Text

Date of Listing: 25 Oct 2011 before Local Court Magistrate Bartley at Local Court - Crime, Sutherland

#### Appearances:

LORD, JONATHAN LUKE (JL), Accused, Bramble, For/With (Solicitor)  
NSW Police, Prosecuting Authority, Willert, For/With (Solicitor)

2011/00339116-001 / Actual offence - Aggravated Indecent Assault-T1 / 46250840  
2011/00339116-002 / Actual offence - Aggravated Indecent Assault-T1 / 46250840  
2011/00339116-003 / Actual offence - Aggravated Indecent Assault-T1 / 46250840  
2011/00339116-004 / Actual offence - Aggravated Indecent Assault-T1 / 46250840  
2011/00339116-005 / Actual offence - Aggravated Indecent Assault-T1 / 46250840  
2011/00339116-006 / Actual offence - Aggravated Indecent Assault-T1 / 46250840  
2011/00339116-007 / Actual offence - Aggravated Indecent Assault-T1 / 46250840

This matter is listed for Mention (Police) on 10 November 2011 9:30 AM before the Local Court - Crime at Sutherland.

Bail Not Applied for - Refused (BNAFR)

Estimated duration: 5 Minutes

Non-Publication order - part-heard.

2011/00339116-001 / Actual offence - Aggravated Indecent Assault-T1 / 46250840  
2011/00339116-002 / Actual offence - Aggravated Indecent Assault-T1 / 46250840  
2011/00339116-003 / Actual offence - Aggravated Indecent Assault-T1 / 46250840  
2011/00339116-004 / Actual offence - Aggravated Indecent Assault-T1 / 46250840  
2011/00339116-005 / Actual offence - Aggravated Indecent Assault-T1 / 46250840  
2011/00339116-006 / Actual offence - Aggravated Indecent Assault-T1 / 46250840  
2011/00339116-007 / Actual offence - Aggravated Indecent Assault-T1 / 46250840

The Offender JONATHAN LUKE LORD has made no application for Bail. The Court therefore refuses bail.

2011/00339116-001 / Actual offence - Aggravated Indecent Assault-T1 / 46250840  
2011/00339116-002 / Actual offence - Aggravated Indecent Assault-T1 / 46250840  
2011/00339116-003 / Actual offence - Aggravated Indecent Assault-T1 / 46250840  
2011/00339116-004 / Actual offence - Aggravated Indecent Assault-T1 / 46250840  
2011/00339116-005 / Actual offence - Aggravated Indecent Assault-T1 / 46250840  
2011/00339116-006 / Actual offence - Aggravated Indecent Assault-T1 / 46250840  
2011/00339116-007 / Actual offence - Aggravated Indecent Assault-T1 / 46250840

Until further order, make suppression order and non-publication order in the terms of s.7(a) prohibiting the publication or other disclosure of information tending to reveal the identity of, or otherwise concerning any party to, or witness in, these proceedings, or any person who is related to or otherwise associated with any party to or witness in these proceedings.

**NON-PUBLICATION ORDER<sup>1</sup>****DPP v Jonathan LORD ("ZZ")****H46250840****H45781736****APPREHENDED DOMESTIC VIOLENCE ORDER APPLICATION****11/323565****INTERIM NON-PUBLICATION ORDERS MADE 29.11.11**

1. That there be no publication of any information tending to reveal the name of the accused Jonathan LORD.
2. That the proceedings be listed as DPP v ZZ.
3. That there be no publication of the name "Caringbah YMCA Child Care Centre".
4. That there be no publication of the specific acts alleged against the accused contained in the Police Facts, Apprehended Domestic Violence Order Application, Court Attendance Notices or other documents filed with the court.
5. The Interim Orders are in force until 5pm on Monday 5.12.11 or further order of the court.

**ON THE GROUNDS**

1. Publication may prejudice the investigation of the matter and proper administration of justice, particularly the investigation of further complaints (s8 (1) (a)).
2. The order is necessary for the protection of the accused (s8 (1) (c)).

**OTHER ORDERS**

1. A written application for non-publication or suppression orders with supporting evidence or information must be filed and served with the court and the ABC by 4pm Friday 2.12.11.
2. The application is listed for hearing at 930am Monday 5.12.11.

**NB THE COURT ALSO NOTES THE PROVISIONS OF s578A CRIMES ACT AND s15A CHILDREN (CRIMINAL PROCEEDINGS) ACT 1987.**

LCM Favretto  
Central Local Court  
29.11.11

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<sup>1</sup> Court Suppression and Non-Publication Orders Act 2010

**NON-PUBLICATION & SUPPRESSION ORDERS<sup>1</sup>****DPP v Jonathan LORD ("ZZ")****H46250840****H45781736****APPREHENDED DOMESTIC VIOLENCE ORDER APPLICATION****11/323565****SUPPRESSION ORDER MADE 7.12.11**

1. An order pursuant to s7 (1) (b) that there be no publication or disclosure of the specific acts alleged against the accused contained in the Police Facts, Apprehended Domestic Violence Order Application, Court Attendance Notices or other documents filed with the court.
2. The Order is in force until 5pm on Friday 16 December 2011.

**ON THE GROUNDS**

1. The order is necessary because publication may prejudice the investigation of the matter and the proper administration of justice, particularly the investigation of further complaints (s8 (1) (a)).

**NB THE COURT ALSO NOTES THE PROVISIONS OF s578A CRIMES ACT  
AND s15A CHILDREN (CRIMINAL PROCEEDINGS) ACT 1987.**

**LCM Favretto  
Central Local Court  
7.12.11**

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<sup>1</sup> Court Suppression and Non-Publication Orders Act 2010