

APK24

1. Can't say too much because you are all important witnesses - cannot influence or be seen to influence.

2. Agree with what you've been told subject to 1 aspect

- There is 1 incident that I would like to (*incomplete sentence*)
  - Relates to CEN [ ] and CEH [ ]
- We have asked for more info because if we can proceed - we

want to.

BUT - there is a catch

3. - Must call all the witnesses  
- A jury cannot understand or put into context

4. Explain hearsay usual: (i) call victim they give evidence

But

Can use in some circumstances the person (you) to say what you were told.

5. Minimum: (1) Before you can say what you told by child

- (i) child must be available to be called
  - (ii) child must know difference between truth and lie
- and be able to explain that to Judge  
(iii) (*unintelligible*)

Therefore we must be able to say: you have told us

- (i) He can give evidence
- (ii) You will let him be cross-examined if Judge says cross-examination is appropriate.

25/7/11 -<sup>CEP</sup> and <sup>CEO</sup> - with VB and IDP - Steve Albon arrives late

- Agree Re TNE [tender no evidence] other charges but - 1 other incident - worth further investigation.

(i) Can't discuss facts or evidence: can't contaminate or put you in a position where could be suggested you have been.

(ii) Charge <sup>CEN</sup> and 1 other - intertwined with each other: 1 act : Sexual Act.

(iii) Need most children to be able to give evidence. : available/capable.

(iv) Will they allow him to give evidence : Truth/lie  
: examination - available and capable. -  
May not be asked questions about what happened but some examination is likely.  
: cross examination - available and capable. May not be any cross-examination but if they can convince court then there will be.

(v) If decide not to allow him to give evidence - confidential. I won't tell other parents.  
- let us know within the week.

(vi) Don't (*have high*) expectations /false hope  
But I want to review 1 charge. No guarantee will proceed but worth considering.

(vii) If Judge says: Not satisfied then won't be able to call him or call parents / teacher etc. re what he said. Law is way round hearsay rules, but, strict conditions apply.

(signed) 25/7/11

25/7/11<sup>CEF</sup> and <sup>CEE</sup>  
As above.

(signed)

CDH and CDG 25/7/11 VB, IDP and SA

: As per other discussions

: Inform : New charge CEN and CEH

: Four Corners - I say : Up to you what you say but please keep new charge confidential until it has happened in court.

: Unlikely CDI will be called - They understand why and accept this.

(signed) 25/7

CEQ 25/7 : VB IDP SA

- : CEQ couldn't pass tests re answering to satisfy His Honour that he knows difference between truth and lie.

- will be able to answer : Name, Age, School  
: Nothing else though.  
: Echolalic

: - explain re other things as per CEN / CDH & CDG

- Takes notes. No questions at end.

- Unlikely CEQ will be called but ask whether they willing to allow him to be called. : examination and cross- examination.

(signed) 25/7

CEI and CEJ

- As above.

- CEI - concerned about "system"  
- protection of children.

- Will get back to us re CEH giving evidence.

(signed) 25/7

T/A CEU

- As per others

- Has notes of things CET has said. We to get those.

(signed) 25/7