

IN THE MATTER OF:

**THE SALVATION ARMY**

and complaint by:

**GRAHAM RUNDLE**

**BRIEF TO COUNSEL TO ADVISE**

COUNSEL:

**MR PAUL D'ARCY**  
Owen Dixon Chambers  
DX 92  
Melbourne  
\$ 200

*Advice given in  
conference  
D'Arcy  
Ode  
24.7.2009*

**NeveTT ford**  
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Enclosures:

1. Copy signed statement by Graham Rundle.
2. Copy signed statement by Major David Osborne.
3. Copy signed statement by Major Ian Huxley.
4. Copy statement (unsigned) by Major Alan Laurens.

**Memorandum to counsel**

Instructing solicitors act on behalf of the Salvation Army in respect of a complaint by Graham Rundle of physical and sexual abuse that allegedly occurred at the Eden Park Boys Home during the 1960s. The Salvation Army have set up a process whereby any complaints of maltreatment or misconduct are investigated in a caring and compassionate way with a view to paying compensation in appropriate circumstances.

It has come to our attention that Graham Rundle apparently had never complained to the police about the actions of Mr Keith Ellis as he apparently believes that Mr Ellis is now deceased.

The Salvation Army instruct us that Mr Keith Ellis resides in South Australia and is a member of the Salvation Army and a regular churchgoer.

Naturally, the Army are most concerned to ensure that it could never be suggested that they had gotten in the way of a police matter. Specifically the Salvation Army has sought advice as to the following:

1. Is the Salvation Army obliged to inform the police concerning the allegations made by Graham Rundle?
2. Should the Salvation Army encourage Rundle to inform the police about this matter?
3. Is the Salvation Army free to continue to deal with the complaint by Rundle on an informal, and internal basis with a view to paying compensation?

If counsel has any further queries or requires a conference, please do not hesitate to contact Philip Brewin of instructing solicitors.

3 July 2001

P H Brewin