

**Royal Commission  
into the Management of Police Informants**

**STATEMENT OF TIMOTHY JOHN CARTWRIGHT**

1. My full name is Timothy John Cartwright. I am presently a self-employed consultant.
2. I make this statement in response to a request from the Royal Commission into the Management of Police Informants. This statement is produced to the Royal Commission in response to a Notice to Produce.
3. In the course of preparing this statement, I had access to my diaries, emails and various documents shown to me by my legal representatives.

**Detail your educational background and employment history, including progression through the ranks and roles assigned (Q1)**

4. I joined Victoria Police in 1974. Most of my early career was spent in the northern and western suburbs of Melbourne in operational roles in uniform, plain clothes, and as a detective.
5. I was promoted to Inspector in 1990, Chief Inspector in 1995, and Superintendent in 2000. I served in a number of policy roles as an Officer, undertook and led a number of significant organisational reform projects, and spent time on assignment in Scotland.
6. Between 2003 and 2008, I carried out the role of Divisional Superintendent in the CBD and Divisions in the north and west of Melbourne. The divisions varied in size between 250 and 700 employees.
7. In late 2008, I was appointed Assistant Commissioner, serving as a Regional Assistant Commissioner in two Regions between 2008 and mid-2011. The regions varied in size from between 1400 and 2700 employees.
8. I served as Acting Deputy Commissioner from mid-2011 to early 2012, taking the Crime and Operations Support role for this time.
9. I was formally appointed Deputy Commissioner in early 2012, taking the role of Deputy Commissioner (Regional Operations) from June 2012.
10. As Deputy Commissioner (Regional Operations) I was responsible for the day to day operational policing of Victoria, including the leadership of all general-duties policing. I carried responsibility for counterterrorism, transit policing, the Dog Squad, Mounted Branch, Airwing and Water policing. I had the organisational lead in the policing of family violence and of all major events and emergency management.

11. I also chaired a number of internal committees dealing with high profile issues that required control, judgement and decision making at the highest levels of Victoria Police.
12. I served as Acting Chief Commissioner from late December 2014 until my retirement in mid-2015.
13. I hold a Bachelor of Arts (Criminal Justice Administration) and a Graduate Diploma in Public Policy.
14. In the course of my career with Victoria Police I also undertook a range of national and international police executive courses.

**Detail your involvement or association, including the period of such involvement or association, with any investigation which had dealings in any way with Ms Gobbo (Q2)**

15. Between mid-2011 and my retirement in mid-2015, I held several roles as Acting Deputy Commissioner, Deputy Commissioner, and Acting Chief Commissioner. I will address specific relevant roles and actions chronologically in this statement. I have adopted a chronological, rather than thematic, approach to provide some context about the environment in which events occurred.
16. By reason of the roles I held between 2011 and 2015, I was a sworn member of Executive Command over this time. Executive Command consisted of the Chief Commissioner, the three Deputy Commissioners and the two unsworn Executive Directors.
17. Executive Command met formally around once a month, with an agenda, circulated papers, and minutes. The meetings would consider papers relating to significant organisational reviews, such as the Comrie Review. Executive Command also met less formally to discuss events of significance, as part of the day to day conduct of Victoria Police, which likely included discussion about Ms Gobbo at times.
18. Early in this period, I became aware of the very real threat to Ms Gobbo's safety. In any discussions around matters relating to Ms Gobbo, regardless of the nature of my involvement, the duty to protect her was at the front of my mind.

*Acting Deputy Commissioner*

19. Between mid-2011 and early 2012, I held the position of Acting Deputy Commissioner, Crime and Operations Support. In that position, my responsibilities included management of:
  - (a) the Crime Department;
  - (b) the Covert and Intelligence Department;

- (c) the Legal and Prosecutions Department; and
  - (d) Forensics.
20. I cannot recall when I was first briefed about Human Source 3838. However, on reflection and after reviewing documents shown to me in the course of preparing this statement, I believe it is likely that I was briefed shortly after taking up as Acting Deputy Commissioner. I do not recall the details of this briefing. I think it is likely that I was informed that HS3838 was Ms Gobbo when I was first briefed, but I cannot state this with certainty.
21. I did not know, or know of, Ms Gobbo prior to taking the role as the Acting Deputy Commissioner. It is possible that HS3838 was mentioned in discussions prior to this date, but I have no recollection of this occurring.
22. Early in my tenure as Acting Deputy Commissioner, on a specific date that I do not recall, I had a conversation with Assistant Commissioner Pope and then Assistant Commissioner Ashton about Ms Gobbo. One of them said to me words to the effect that it was not a question of if Ms Gobbo was killed, but when. I have a clear recollection of this conversation, because it was a serious and concerning statement made by senior officers within Victoria Police. That statement guided my decision-making in relation to matters connected to Ms Gobbo.
23. In addition to the general duty to protect life, I believe that Victoria Police had a more specific duty of care owing to Ms Gobbo. As I saw it, our primary mission was to protect her. I was guided in my decision-making by asking what would protect her and what would be best for her safety.
24. As Acting Deputy Commissioner at this time, I did carry overall executive responsibility for major investigations, including those in which Ms Gobbo was involved. It is probable that these investigations were discussed by the Executive Command at a high-level. I did not have any direct, day to day responsibility for any specific investigations in which Ms Gobbo was involved.
25. In July 2011, the Driver Taskforce was established to investigate the death of Carl Williams, a crown witness in the prosecution of Paul Dale, who had been charged in relation to the murders of Terrence and Christine Hodson. Later, Taskforce Driver also assumed responsibility for the management of the investigation and prosecution of Mr Dale, following the closure of Taskforce Petra.
26. I was the Executive Sponsor of the Driver Taskforce. I did not routinely attend meetings of the Steering Committee. Instead, I was regularly briefed by the Taskforce Chair.
27. In September 2011, I confirmed the arrangements for the management and oversight of the Driver Taskforce. The Driver Taskforce was to be overseen by a Steering Committee consisting of:

- (a) the Assistant Commissioner Crime (Chair);
  - (b) Assistant Commissioner Covert and Intelligence;
  - (c) Assistant Commissioner Ethical Standards Division (ESD);
  - (d) Superintendent Operations Tasking and Coordination (Crime); and
  - (e) Inspector, Driver Taskforce.
28. On 7 October 2011, I was made aware that Witness F, who I knew to be HS3838, had alleged that the Petra Taskforce had mismanaged certain funds.<sup>1</sup> I was also made aware that, at the request of the Director of the Office of Public Integrity (the **OPI**), Chief Commissioner Overland had directed that an audit be undertaken of expense claims made by Petra Taskforce members in connection with their management of Ms Gobbo. The issue came to my attention when the OPI sought an update on the progress of the audit.
29. Prior to the OPI request for an update, I was not aware of the allegations, nor the audit. It emerged that the audit had not been completed. I subsequently directed the AC ESD to conduct the audit and to report to me by 14 October 2011.<sup>2</sup>
30. In the course of preparing this statement, I was informed that there is a record of me attending a meeting on 10 October 2011, at 1630 hours, with AC Ashton, AC Pope and Mr McRae about "Witness F". I do not independently recall that meeting and other than noting that the meeting was about "Witness F" I cannot comment on what was discussed.
31. On 24 October 2011, I met with AC Pope and AC Ashton. They informed me that, in a recorded telephone conversation with her handlers, Ms Gobbo had alleged that she had been in a personal relationship with AC Pope going back some time. AC Pope strongly denied the allegations. I directed AC Ashton to have the recorded telephone conversation transcribed. AC Pope offered to swear an affidavit confirming his denial of the allegations, and I agreed that he should do so. I also indicated that I would report the matter to the OPI.
32. My initial response to the allegation was to view it from a policing investigations perspective: I had limited information, which was third hand, and needed to know the specifics and extent of the allegation before determining what further steps to take and by whom those steps should be taken.
33. Consequently, that same day, I sent a memorandum to the AC Crime, directing him to take certain actions in relation to the allegations. In the course of preparing this statement, I was

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<sup>1</sup> GLA.0003.0011.0687.

<sup>2</sup> VPL.0100.0264.0006.

- shown a draft of this memorandum.<sup>3</sup> I understand that a signed copy has not been located, but my recollection is that it was sent. The directions to the AC Crime contained in the draft memorandum accord with my recollection.
34. At 5:00pm that day, I briefed Acting Chief Commissioner Lay about the allegations.<sup>4</sup> I have no independent recollection of doing so, but briefing the Chief Commissioner on matters such as this would have been my normal practice. I have also viewed a copy of an email dated 24 October 2011 from me to AC Ashton,<sup>5</sup> noting that I had advised the Acting Chief Commissioner and the AC ESD of the allegations and attaching a draft memorandum about the allegations.<sup>6</sup>
35. On 25 October 2011, AC Pope suggested that Ms Gobbo's allegation should be tabled at the next Driver Taskforce Steering Committee meeting.<sup>7</sup> I agreed that this was an appropriate course of action. I directed AC Ashton to ensure that it was covered in the routine briefing and steering committee minutes. I subsequently saw a transcript of the conversation in which Ms Gobbo made the allegations, though I cannot recall precisely when this occurred.
36. On about 29 October 2011, AC Ashton sent me an email in which he stated that the transcript confirmed that Ms Gobbo had made the allegation, informed me that AC Pope had stood aside from the Driver Taskforce Steering Committee until the matter had been investigated and that Ms Gobbo had made another oral statement that she intended to make a complaint to Acting Chief Commissioner Lay.<sup>8</sup> To my memory, the nature and detail of the proposed complaint was never elaborated, but the original conversation inferred that Ms Gobbo was concerned that AC Pope was involved in decision making affecting her.
37. At the time, I understood that the allegation was that the sexual relationship had occurred many years earlier, that AC Pope did not have any ongoing personal or professional interactions with Ms Gobbo and that AC Pope had intended to deny the allegations on oath by way of the affidavit. I judged that it was appropriate to review the transcript to understand the precise nature of the allegations before determining what further steps were required.
38. On Sunday 30 October 2011, I contacted Paul Jevtovic (Deputy Director of OPI) and advised him of the allegations made by Ms Gobbo.<sup>9</sup> We had a further discussion on Monday, 31 October 2011, as to the status, and arranged for me to meet with him and the OPI Director, Michael Strong on the Wednesday. From my diary notes, I think that Mr Jevtovic was in Perth at the time of the contact, returning on the Tuesday, which was Cup Day.<sup>10</sup>

<sup>3</sup> GLA.0005.0003.0183; GLA.0005.0003.0184.

<sup>4</sup> VPL.0100.0013.0053 at 0101.

<sup>5</sup> VPL.6019.0060.9975; VPL.6019.0060.9976.

<sup>6</sup> GLA.0005.0003.0183 with attachment GLA.0005.0003.0184.

<sup>7</sup> VPL.0002.0002.0076.

<sup>8</sup> GLA.0003.0007.0419.

<sup>9</sup> VPL.0005.0220.0001.

<sup>10</sup> VPL.0005.0220.0001.

39. In my notes about these discussions, I have noted that I advised AC Ashton, and AC Pope, of this intention, and as at 30 October 2011, I was yet to view the transcript of Ms Gobbo's conversation.<sup>11</sup>
40. On about 31 October 2011, I was copied into an email from AC Pope to Mr McRae attaching an affidavit in which AC Pope denied the allegations. My diary records that I received the affidavit on 2 November 2011.<sup>12</sup> This may reflect that I received a physical copy on 2 November 2011, or possibly that I accessed the email of 31 October 2011 on 2 November 2011 (noting that 1 November 2011 was a public holiday).
41. On 2 November 2011, I received a copy of legal advice that had been prepared by barrister Gerard Maguire. I made a handwritten notation on the advice which reads "By hand 2/11/11".<sup>13</sup> I do not know why the advice took more than one month to reach me, and I do not recall the circumstances in which it came to my attention, nor who hand delivered it.
42. On 2 November 2011, I met with Mr Jevtovic and Mr Strong and discussed the claim made by Ms Gobbo.<sup>14</sup>
43. I have noted and recall that I was informed of the circumstances in which I was required to report the allegations, including the need to have a "reason to believe" that an officer was "guilty of serious misconduct" under section 86L(2A) of the *Police Regulation Act 1958* (Cth). The OPI advised me to consider whether the allegations against AC Pope met that threshold. On that basis, no report was made to OPI at that time, and I formed the view that I needed to seek legal advice as part of my considerations. I also needed more detail from Ms Gobbo.
44. In the course of preparing this statement, I was shown a diary entry made by Acting Chief Commissioner Lay which indicates that I briefed him on 2 November 2011. I do not have a corresponding diary entry. However, Mr Lay's diary entry reads in part "1. Witness F and OPI discussion regarding possible allegations". I believe that this is a reference to my meeting with Mr Jevtovic and Mr Strong. I do not recall the meeting, and I do not recall whether I briefed Mr Lay about Mr Maguire's advice at this meeting.
45. On 3 November 2011, I sought advice from Mr McRae in relation to the application of s 86L(2A) of the *Police Regulation Act 1958* (Vic) as it related to Ms Gobbo's allegations against AC Pope. To facilitate the provision of this advice, I sent Mr McRae a copy of the transcript in which the allegation was made.<sup>15</sup> I caused that transcript to be redacted to ensure that the identity of the human source and AC Pope were kept confidential. I had in mind that Mr McRae might share

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<sup>11</sup> VPL.0005.0220.0001.

<sup>12</sup> VPL.0005.0220.0001.

<sup>13</sup> VPL.0100.0013.0053 at .0104 to 0116.

<sup>14</sup> VPL.0005.0220.0001.

<sup>15</sup> VPL.0005.0003.2938.

the transcript with other members of his team for the purpose of preparing the advice, and I did not want Ms Gobbo's identity further disclosed.

46. On 3 November 2011, I met with AC Ashton and Mr McRae. We discussed Mr Maguire's advice. I took notes of that meeting that were later compiled into a typed document.<sup>16</sup> I later added some further handwritten notes to the typed record of this meeting.<sup>17</sup> Among other things, we discussed Mr Maguire's advice, and the concern that Ms Gobbo was acting as a legal adviser to one of the accused in a pending AFP matter for a large scale drug importation. I was tasked with discussing appropriate governance with AC Pope while Mr McRae was to consider the requirement for disclosure to the prosecution in the drug importation matter. It was also noted that AC Pope was to remain recused from the Driver Steering Committee until further determination about the need for an investigation into Ms Gobbo's claims, or until any investigation was completed.
47. On 4 November 2011, I was copied to an email from AC Ashton to AC Pope, Detective Senior Sergeant Buick and officers of the CDPP in relation to the prosecution of Paul Dale. In that email AC Ashton confirmed that it was the position of Victoria Police that the committal of Mr Dale should proceed only on the basis of the counts that did not rely on Ms Gobbo's evidence.<sup>18</sup>
48. I was not directly involved in the CDPP prosecution of Mr Dale. AC Ashton briefed me from time to time in relation to the safety implications for Ms Gobbo. To the best of my recollection, I did not have a role in the decision not to call Ms Gobbo as a witness in that prosecution. It was normal practice for those reporting to me to talk to me about decisions that they had made or were making, and I believe that it was in this capacity that AC Ashton provided me with briefings from time to time.
49. I have been informed in the course of preparing this statement that there are documents which suggest that on 8 November 2011, I met with AC Ashton and Mr McRae about AC Ashton's decision that Ms Gobbo should not be a witness in the Dale Prosecution, and that AC Ashton later telephoned me about the CDPP's decision to withdraw Ms Gobbo as a witness. I do not recall this meeting or that call, and I do not have a corresponding diary note.
50. However, I recall that during this period AC Ashton informed me of his decision that Ms Gobbo would be withdrawn as a prosecution witness. I was comfortable with AC Ashton's decision because I had been focussed on ensuring her safety. In terms of matters directly affecting Ms Gobbo, the only decisions I was comfortable with were decisions that advanced that cause, provided that our actions did not create a risk of harm to someone else. This concern was quite separate to the broader issues that were raised by Ms Gobbo's involvement with Victoria Police.

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<sup>16</sup> VPL.0002.0002.0065.

<sup>17</sup> VPL.0100.0013.0053 at 0099.

<sup>18</sup> VPL.0005.0013.1226.

51. While I cannot say with any certainty when I became aware that Ms Gobbo had been a registered human source, it would probably have been soon after my commencing as Acting Deputy Commissioner in July 2011, and no later than when I received the email of 7 October 2011 about Ms Gobbo's allegation that the Petra Taskforce had mismanaged certain funds. I do not think I understood the extent of Ms Gobbo's activity as a registered human source until the provision of advice through the Bendigo Steering Committee around 30 April 2014.
52. On 10 November 2011, Mr Dale was committed to stand trial on 14 charges. I sent an email that day to Detective Superintendent Fryer, AC Ashton, AC Pope, Superintendent Sheridan and Superintendent Guenther in which I thanked them for their work and noted that "as always the protection of life is paramount in decision making".<sup>19</sup> That statement reflected my approach to Ms Gobbo: that the protection of her life was paramount in our decision-making.
53. On 11 November 2011, I received an email from Mr McRae in which he forwarded the advice I had sought in relation to the application of s 86L(2A) of the *Police Regulation Act 1958 (Vic)*.<sup>20</sup> On the basis of that advice, I formed the view that there was no basis to make a complaint about the allegation Ms Gobbo had made against AC Pope and that no further action was required in relation to the allegation itself. I also noted the VGSO advice that the perception of a conflict of interest could be appropriately managed if AC Pope had no further involvement in the Driver Steering Committee or in relation to Ms Gobbo personally. As AC Pope had stood aside from the Driver Steering Committee and would recuse himself from decision-making in relation to Ms Gobbo personally, I was satisfied that this recommendation had been met and that no further action was required.
54. On or around 11 November 2011, I made a note in my diary about Ms Gobbo's allegation in relation to AC Pope.<sup>21</sup> I do not recall making this entry, but it appears to be a record of my thought process about how to respond to the allegation and the matters that needed to be considered.
55. In mid-November 2011, I had a discussion with the Sworn Executive. I referred to this discussion in an email to AC Ashton, AC Pope and Mr McRae and described it as being with the "sworn executive".<sup>22</sup> I do not recall who specifically was present - normally it would be the Chief Commissioner and the three Deputy Commissioners, but I cannot say who was present on this occasion. The discussion was about a review of the Victoria Police Human Source Handling Policy and, in particular, Victoria Police's handling of Ms Gobbo. This was the review that AC Ashton had proposed in response to Mr Maguire's advice. I supported the conduct of such a review. My recollection is that the sworn executive also supported the undertaking of such a review.

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<sup>19</sup> VPL.6112.0066.9117.

<sup>20</sup> VPL.0002.0002.0063.

<sup>21</sup> VPL.0005.0222.0001.

<sup>22</sup> VPL.0100.0001.0493 at .0530.



56. There was some discussion among the sworn executive about the appropriate person to conduct that review.<sup>23</sup> A decision was made to engage former Chief Commissioner Neil Comrie. Ultimately, Mr Comrie was approached. AC Pope was allocated the task of preparing a proposal to assist CC Lay to brief Mr Comrie on what was required.
57. On 21 November 2011, I was copied to an email from AC Pope to Superintendent Shane Patton, to which AC Pope attached a draft proposal for the proposed review.<sup>24</sup> On 22 November 2011, I was copied to an email from CC Lay to AC Pope in which CC Lay indicated that he had spoken to Mr Comrie and that Mr Comrie was open to helping Victoria Police with the proposed review.<sup>25</sup>
58. On 22 November 2011, I received an email from DS Fryer, providing me with advice about the consequences of a suppression order being lifted that would have permitted the media to name Ms Gobbo in connection with the prosecution of Mr Dale. I forwarded that advice to CC Lay and noted that "I am satisfied that we have taken all reasonable steps to protect her, including a [REDACTED] three weeks ago to again offer witness protection".<sup>26</sup>
59. At that time, it was unusual for me to be directly involved in matters concerning a witness. WITSEC matters were generally only elevated to me where a recommended course of action was outside established policy or financial delegation, or where existing policy did not adequately address the relevant circumstance. I was being briefed about matters connected to Ms Gobbo because the circumstances were unusual. We had a witness who faced an extreme threat to her life, but who was not in the witness protection program (**WPP**).
60. On 27 November 2011, I sent a memorandum to the AC ESD and the Chief of Staff to CC Lay notifying them that I had determined that I had no basis on which to proceed with the allegation made by Ms Gobbo against AC Pope and requesting that I be notified immediately of any further complaint made by Ms Gobbo about a serving senior officer (other than myself).<sup>27</sup> On 18 December 2012, I had a discussion with DSS Buick in which I informed him of my actions, decisions and rationale. I made a handwritten note of that discussion on a copy of my letter to the AC ESD and Chief of Staff to the Chief Commissioner. I had that discussion with DSS Buick because he had taken the initial report and might not have understood that I had received the allegation, taken legal advice and determined a course of action. I formed the view that he should understand the action I took and my rationale for taking it.
61. In addition to the memorandum to the AC ESD and the Chief of Staff to the Chief Commissioner, I made a detailed note about why I declined to take any further action on the allegation.<sup>28</sup> I made

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<sup>23</sup> VPL.0100.0001.0493 at .0530.

<sup>24</sup> VPL.6131.0011.7059; VPL.6131.0011.7060.

<sup>25</sup> VPL.0100.0001.0493 at .0531.

<sup>26</sup> VPL.6022.0061.7385.

<sup>27</sup> VPL.0002.0002.0056.

<sup>28</sup> VPL.0002.0002.0059.

a comment on the nature of the conversation between Ms Gobbo and DSS Buick, the likelihood of Ms Gobbo recalling the events in the way that she had alleged and AC Pope's sworn denial.

62. My intention was that, notwithstanding my view that no action needed to be taken, the VGSO advice in relation to the potential conflict of interest should continue to be followed. It was my intention that AC Pope would not sit on the Driver Steering Committee and would not be directly involved in any decision-making about Ms Gobbo. My reading of the VGSO advice was that AC Pope did not need to be totally excluded from matters that related to Ms Gobbo but could not be involved in decision-making functions. I do not have any recollection of discussing that with AC Pope directly, and I have no specific note of doing so.
63. I had no concern with AC Pope preparing a draft of the terms of reference for the Comrie Review. The terms of reference were to be (and were) reviewed by a group of senior Victoria Police officers with significant experience and who were well placed to raise any issues or concerns about the appropriateness of the terms of reference. However, having re-read VGSO's advice in preparing this statement, I can see that it would have been more prudent to exclude AC Pope from the Comrie review altogether to avoid any perception of a conflict of interest.
64. On 20 January 2012, I was copied to an email from AC Pope to Mr McRae which attached draft terms of reference for the review to be undertaken by Mr Comrie.<sup>29</sup>
65. In January 2012, I was permanently appointed to the position of Deputy Commissioner. At that time, AC Ashton was also appointed to the position of Deputy Commissioner. From January 2012, there was a transitional period during which DC Walshe remained in the position of Deputy Commissioner. In this period, I did not have a specific portfolio.
66. I had involvement in matters connected to the establishment of the Comrie Review, such as reviewing the terms of reference and approving various financial management delegations.
67. I have no recollection of any other specific involvement with matters connected to Ms Gobbo during 2012. It is likely that I was given a copy of the Comrie Review, though I have no specific recollection of the circumstances in which I received it. As noted above, in June 2012 I was allocated the Regional Operations portfolio. I was responsible for the day to day operational policing of Victoria, including the leadership of all general-duties policing. In this position, I had no direct responsibility for any matters connected to Ms Gobbo until early 2013. However, I would have continued to receive some advice as a member of Executive Command.

#### **Operation Loricated is established**

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<sup>29</sup> VPL.6019.0023.6258; VPL.6019.0023.6259.

68. In January 2013, Operation Loricated was established to implement Recommendation 1 of the Comrie Review.
69. I was appointed as the Executive Sponsor for Operation Loricated. The Executive Sponsor is accountable for the delivery of the operation, including ensuring appropriate resourcing, identifying barriers to successful completion of the operation and providing a broad organisational overview.
70. An Executive Sponsor also acts as an immediate point of contact where existing policy is inadequate for emergent circumstances, where a particularly difficult decision is required, or the consequences of a decision will be particularly challenging. In such cases the Executive Sponsor provides an accessible point of guidance without the need for a formal or extensive background briefing. The appointment of an Executive Sponsor also gives Victoria Police comfort that high-profile matters are being monitored by an accountable officer.
71. Throughout the course of 2013, I received regular briefings about the work of Operation Loricated. I was not involved in its day to day operations.
72. The tasks undertaken by Loricated members were voluminous and challenging. An enormous amount of written and audio material was to be recovered, securely stored, analysed and then classified into themes. By my understanding there were thousands of documents to be dealt with, going back to around 2005. Each interaction with Ms Gobbo was to be considered, and what, if anything had been done with the information provided by her had to be tracked. This took an enormous amount of effort. This had to occur in a confidential manner, and the identity of Ms Gobbo protected in the tracking of the information provided.
73. The process of reconstructing the file and analysing the data also had to be done carefully. It was a large project, and it required time to get it right.
74. My recollection, which is consistent with the minutes of an Operation Loricated Steering Committee meeting that took place on 6 June 2013,<sup>30</sup> is that by June 2013 the key risks had started to emerge, and that the DPP had been briefed on the emergent risk that past trials might have been affected by breaches by Ms Gobbo of legal professional privilege. The minutes of the meeting of 6 June 2013 record that there was discussion and agreement by the Steering Committee that the project team should complete their objective in accordance with the terms of reference, this material should then be analysed and then any relevant matters would be presented to the DPP or IBAC. The minutes also record that this would result in a "complete picture" of the events being revealed at the one time, but that an exception to this would be if a clear and serious issue arose that required immediate intervention / notification to a relevant individual / organisation.

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<sup>30</sup> VPL.0002.0001.0250.

75. While I was not present at that meeting, the minutes also record that I had directed that I be provided with a full briefing about these matters. I do not recall whether I received that full briefing, but I expect that it occurred. If so, it is likely that it was delivered by Assistant Commissioner Steve Fontana.
76. As was the case in late 2012, I had no direct involvement with the then current matters and relationships with Ms Gobbo. However, as a member of Executive Command, I would have received broad summary information of any significant new issues.

#### **Media publication of Lawyer X allegations – April 2014**

77. From 1 April 2014, I was acting Chief Commissioner while Ken Lay was absent for a short time.
78. On 1 April 2014, the Herald Sun published a series of articles that alleged that a lawyer had been recruited as an "informer" by Victoria Police. The Herald Sun referred to that person as "Lawyer X". "Lawyer X" was Ms Gobbo. Those articles generated significant public interest, and further articles were published in various media outlets in the coming days. These media articles created a risk to Ms Gobbo's safety and a risk of widely exposing her identity.
79. At 11am on 1 April 2014, I had a conversation with Assistant Commissioner Leane and Mr McRae. In the course of that conversation, Mr McRae informed me that he was to meet with the DPP and IBAC about Ms Gobbo's history with Victoria Police and "present issues". My recollection is that those "present issues" included the potential that Ms Gobbo had breached legal professional privilege in her dealings with Victoria Police. My diary notes for this meeting also note that Mark Galliot was to prepare a briefing for the Minister and that suppression orders were being considered.<sup>31</sup>
80. At 3:20pm on 1 April 2014, I met with Chief of Staff Bob Clegg, AC Fontana, AC Leane, Mr McRae, and Deputy Media Director Charlie Morton.<sup>32</sup> Among other things, Mr McRae reported that he had met with the DPP who had confirmed previous advice provided to Mr McRae about Ms Gobbo. I don't recall what specifically that advice was. We also discussed the potential suppression orders and Ms Gobbo's safety.
81. Later that day, at 6:30pm, I instructed Mr McRae to proceed with an injunction if at all possible, given concerns about Ms Gobbo's safety. It was also decided that WITSEC would again offer Ms Gobbo entry into the WPP.
82. On 2 April 2014, Mr McRae and I briefed the Minister for Police and, separately, the Shadow Minister for Police, about Ms Gobbo.<sup>33</sup> These meetings are recorded in my diary.

<sup>31</sup> VPL.0005.0013.0930 at 0930 only.

<sup>32</sup> VPL.0005.0013.0930 at 0930 only.

<sup>33</sup> VPL.0005.0013.0930 at 0939.

83. On 3 April 2014, I received a letter from Mr Stephen O'Bryan, IBAC Commissioner, in relation to Ms Gobbo.<sup>34</sup> In that letter, Mr O'Bryan asked for, among other things, information about a review undertaken by Victoria Police of criminal prosecutions in which 'Lawyer X' had acted for defendants. Shortly after receiving that letter I spoke with Mr McRae and asked him to prepare a response.
84. On 7 April 2014, I briefed CC Lay.<sup>35</sup> In the course of preparing this statement I was shown an email I sent to CC Lay on 6 April 2014 setting out an agenda to guide the briefing.<sup>36</sup> Among other things, I noted that AC Ashton could not have involvement in any discussions relating to Operation Loricated. My recollection is that this was because of his previous involvement in matters concerning that operation while he was at the OPI.
85. On 7 April 2014, I attended a meeting of the [REDACTED] Committee. I do not independently recall this meeting. In the course of preparing this statement, I was shown a copy of the minutes of that meeting, which bear my signature.<sup>37</sup> I have no reason to doubt that those minutes are accurate.
86. On 7 April 2014, I received an email from Detective Superintendent Walsh, summarising the outcome of a meeting that had taken place with Ms Gobbo that afternoon (following the [REDACTED] Committee meeting).<sup>38</sup> Among other things, DS Walsh noted that Ms Gobbo was to be provided with a letter outlining her formal rejection of the offer of witness security, advice outlining security measures and various support measures directed to assisting her to manage her personal safety.

### Operation Bendigo

87. The events of early April 2014 highlighted a need to ensure the coordinated oversight of matters connected to Ms Gobbo. Operation Bendigo was established for this purpose. I was appointed to chair the Steering Committee.
88. On 8 April 2014, I chaired the first meeting of the Operation Bendigo Steering Committee.<sup>39</sup> Operation Bendigo had five terms of reference, as follows:
- (a) to oversee the protection and management of Ms Gobbo;
  - (b) to assess the performance implementation against:
    - (i) the Comrie Review;

<sup>34</sup> VPL.0015.0004.0001 at 0013-0014.

<sup>35</sup> VPL.0005.0013.0940.

<sup>36</sup> VPL.6019.0059.4815.

<sup>37</sup> VPL.0100.0058.5294 at 5294-5309.

<sup>38</sup> VPL.0100.0133.0010 at 0056.

<sup>39</sup> VPL.0005.0018.0090.

- (ii) Loricated (Recommendation 1 of Comrie Review);
    - (iii) the Robinson review into witness protection;
  - (c) coordination of interaction with others:
    - (i) IBAC;
    - (ii) DPP;
    - (iii) Legal Services Commissioner;
  - (d) oversee and coordinate any legal actions, including:
    - (i) suppression orders;
    - (ii) civil litigation;
    - (iii) other inquiries; and
  - (e) manage conflict of interest issues.
89. On 10 April 2014, CC Lay responded to Mr O'Bryan's letter of 3 April 2014.<sup>40</sup> By that letter, CC Lay made a formal notification pursuant to s 57(6) of the *Independent Broad-based Anti-Corruption Commission Act 2011* and requested that:
- (a) IBAC take primacy of the investigation into the media leaks that related to Ms Gobbo; and
  - (b) IBAC conduct a post implementation review of the recommendations contained in the Comrie Report.
90. By that letter, CC Lay also made a commitment that a "complete detailed chronology of the key issues and dates" would be provide to IBAC by 5 May 2014.
91. Accordingly, I established the Operation Bendigo Document Management Working Group. That Group was tasked with preparing a detailed chronology of the key issues regarding the management of Ms Gobbo by Victoria Police and with creating a framework for the governance of current and future documents relevant to Ms Gobbo.
92. The first meeting of the Operation Bendigo Document Management Working Group took place on or around 10 April 2014.

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<sup>40</sup> VPL.0005.0018.0101.

93. On 15 April 2014, Mr O'Bryan of IBAC responded to CC Lay's letter of 10 April 2014.<sup>41</sup> Among other things, Mr O'Bryan advised that:
- (a) Professional Standards Command should be left to continue its investigation into media leaks relating to Ms Gobbo, but that he would consider any specific requests for IBAC assistance; and
  - (b) he would be pleased to consider a post implementation review of the recommendation contained in the Comrie Report.
94. On 15 April 2014, I received an advice prepared by the VGSO as to whether Victoria Police had a mandatory reporting obligation to the Department of Human Services (DHS) in relation to the safety of Ms Gobbo's child in light of Ms Gobbo's decision to refuse to enter the WPP.<sup>42</sup>
95. After receipt of that advice I immediately:
- (a) directed Acting Assistant Commissioner Rod Jouning to:
    - (i) engage with DHS about likely actions by DHS where the making of a report was likely to heighten the risk;
    - (ii) to prepare a risk assessment as soon as possible, informed by DHS' informal advice; and
  - (b) noted that the decision on reporting rested with me.
96. Acting AC Jouning met with officers from DHS on 17 April 2014. In response, DHS immediately met with Ms Gobbo. The results of those interactions were recorded in an email from DS Walsh dated 18 April 2014 and, more formally, in a briefing note prepared by Acting AC Jouning.<sup>43</sup>
97. I maintained close oversight of these interactions. I recall that CC Lay asked for regular briefings about the status of this issue.
98. On 23 April 2014, I wrote to Ms Gobbo urging her to reconsider her decision to refuse to join the WPP.<sup>44</sup> This letter was not delivered for several days, as it was to be hand delivered by DS Walsh who was, at that time, on leave.
99. This letter was seeking to encourage Ms Gobbo to protect herself and her child. I took the view that Victoria Police had to give her every chance to take the opportunities that were being offered to her. Even where the prospects of success were low, my rationale was that Victoria Police

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<sup>41</sup> VPL.0015.0004.0001.

<sup>42</sup> VPL.0005.0003.1619.

<sup>43</sup> VPL.6019.0014.2461 at 2463; VPL.6069.0040.9232, VPL.6069.0040.9233.

<sup>44</sup> VPL.0008.0001.0235 at 0236-0244.

should do everything possible to encourage her to engage with WITSEC and to enter the WPP. My approach was that we had to keep trying to have her join the WPP and pursue every avenue to protect her.

100. Ms Gobbo had the right not to be compliant. She was under no legal obligation to do as we asked. However, Victoria Police needed to persist in keeping her safe, irrespective of her behaviour or decisions. My attitude remained that Victoria Police had to take action to keep her safe, until that action itself created increased risk to her or others or the organisation ran the risk of losing contact with her.
101. On 23 April 2014, I chaired a meeting of the Operation Bendigo Steering Committee. Among other things, it was noted that:<sup>45</sup>
- (a) all holdings from Operation Loricated that related to potential corruption had been provided to Professional Standards Command; and
  - (b) the taskforce was in a position to nominate a selection of key cases that could be examined to assess if legal professional privilege had been breached and what was made of that information.
102. On 28 April 2014, I received an email briefing from Assistant Commissioner Linford about the status of the action items that were agreed with Ms Gobbo on 7 April 2014.<sup>46</sup> That update identified that Ms Gobbo had proceeded to reject most of the support measures offered by Victoria Police.
103. On 30 April 2014, a report (dated 29 April 2014) was tabled at the Operation Bendigo Steering Committee identifying a number of examples of potential conflict between Ms Gobbo's role as a human source and her role as a legal practitioner.<sup>47</sup>
104. In response, I established the Operation Bendigo Investigation Group (the **OBIG**) and prepared its terms of reference. The OBIG was tasked with investigating five specific examples of potential legal conflict identified by the Operation Bendigo Document Management Working Group in its report dated 29 April 2014 to identify any instances of legal conflict which may have resulted in a miscarriage of justice. Within these examples, the OBIG was to:
- (a) identify documents and speak to investigators to establish what the relevant information gleaned was and how it was used by investigators;

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<sup>45</sup> VPL.0100.0133.0010.

<sup>46</sup> VPL.6023.0138.5658, VPL.6023.0138.5659.

<sup>47</sup> VPL.6072.0042.8279.



- (b) identify the relationship that existed between Ms Gobbo and the persons that were the subject of the relevant information;
  - (c) identify in what capacity the information was provided to Ms Gobbo by the person that was subject of the relevant information;
  - (d) identify whom, if any, persons whose legal professional privilege was breached;
  - (e) identify any subsequent prosecutions that involved in some manner information provided in potential breach of legal professional privilege;
  - (f) discussions where necessary with OPP prosecutors or staff; and
  - (g) provide an assessment on the impact any information that may have been provided in breach of Legal Professional Privilege had on the subsequent prosecution(s).
105. In addition, Mr McRae was tasked with seeking independent legal advice to assess the issue of legal professional privilege and to review the handlers' logs.<sup>48</sup>
106. On 27 May 2014, I chaired a meeting of the Bendigo Steering Committee. At that meeting, it was noted that an external lawyer (Brian Dennis) had been engaged to provide advice about the potential legal conflict issues and that he had sought additional information.<sup>49</sup>
107. On 10 June 2014, I received a memorandum from Superintendent Gleeson which indicated that in the course of Operation Bendigo certain material had been identified as potentially relevant to Ms Gobbo's allegations against AC Pope.<sup>50</sup> That information was documents which suggested that in 1999 AC Pope had registered Ms Gobbo as a human source and had been nominated as her handler, and documents which identified that in 2012 AC Pope directed an Interpose administrator to undertake covert (interpose) system checks and report back to him on the findings. The information was returned to me for my review.
108. That same day, I reviewed the material. My handwritten notation on Superintendent Gleeson's memorandum indicates that I saw no need for further action. On 15 October 2018, I provided a memorandum setting out my reasons for determining that no further action was needed.<sup>51</sup>

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<sup>48</sup> VPL.6072.0026.8816, VPL.6072.0026.8817.

<sup>49</sup> VPL.0100.0133.0010.

<sup>50</sup> VPL.0002.0002.0037.

<sup>51</sup> VPL.00020002.0035.

109. On 19 June 2014, Acting AC Walsh briefed me about a threat made against Ms Gobbo and the operation that had been commenced to investigate that threat.<sup>52</sup>
110. On 20 June 2014, CC Lay wrote to Murray Kellam, IBAC Commissioner, confirming that I had been delegated the management of the Victoria Police actions regarding Ms Gobbo in my role as Chair of the Operation Bendigo Steering Committee.<sup>53</sup>
111. On about 26 June 2014, I received a letter from the Director of IBAC Operations, Robert Sutton, indicating that IBAC continued to assess its position in relation to matters involving Ms Gobbo and requesting that Victoria Police supply IBAC with certain material.
112. On 4 July 2014, I spoke to AC Tess Walsh, AC Fontana, AC Leane, AC Linford and Dennis Watson in relation to Ms Gobbo. My diary for this day records:<sup>54</sup>

1500 Phone hook up Bendigo

Tess W, Steve F, Stephen L, Tracy L, Dennis W, Fin McRae

As per minutes – safety of child of X

113. In the course of preparing this statement I was shown what appears to be notes of that meeting.<sup>55</sup> Those notes accord with my general recollection.
114. On 14 July 2014, IBAC appointed the Honourable Murray Kellam to examine Victoria Police's human source management and, in particular, its handling of Ms Gobbo.
115. On 15 July 2014, I was briefed by email about communications received by Ms Gobbo in relation to a further offer made to her to enter the WPP program in which Ms Gobbo [REDACTED] [REDACTED] her entry into the WPP.<sup>56</sup> I instructed that certain steps be progressed without delay so that a decision could be made about what action was required. I received a further update about these matters on 16 July 2014.<sup>57</sup>
116. In the course of these communications, it emerged that there was a lack of clarity around whether the informal notification to DHS of concerns in relation to the safety of Ms Gobbo's child consequent on her refusal to enter the WPP met the legal requirements for a child safety notification. In the following days there was a series of communications that revisited the question of how the individuals concerned could discharge their responsibility without

<sup>52</sup> VPL.6019.0024.2152.

<sup>53</sup> VPL.6023.0143.4507.

<sup>54</sup> VPL.0005.0013.0930 at 0932.

<sup>55</sup> VPL.0100.0109.0001.

<sup>56</sup> VPL.6019.0060.9196.

<sup>57</sup> VPL.0100.0109.0001.

exacerbating the already extreme risk to Ms Gobbo. Ultimately, I took personal responsibility for this matter, as detailed below.

117. On 4 August 2014, I chaired a meeting of the Operation Bendigo Steering Committee. Among other things, it was noted that:<sup>58</sup>
- (a) Victoria Police would not, based on VGSO advice, agree to [REDACTED] to the [REDACTED] proposed by Ms Gobbo;
  - (b) it was unlikely that Ms Gobbo [REDACTED] and would therefore need to be managed as a category 2 witness;
  - (c) Victoria Police needed to clarify the issue around formal notification to DHS in relation to Ms Gobbo's child (and it was resolved that a formal written notification would be made); and
  - (d) [REDACTED] should consider corresponding with Ms Gobbo, [REDACTED] [REDACTED] to the [REDACTED] and recommend physical security improvements at her premises.
118. On 13 August 2014, I approved the content of a letter to Ms Gobbo, responding to her communications of 15 July 2014.<sup>59</sup>
119. On 16 September 2014, I chaired a meeting of the Operation Bendigo Steering Committee. Among other things, it was noted that the work of the OBIG would be completed by the end of October 2014 and that the report would be forwarded to independent legal counsel for opinion.<sup>60</sup>
120. On 17 September 2014, I made a formal written, but confidential, notification to DHS in relation to safety concerns about Ms Gobbo's child, in light of the extreme threat to Ms Gobbo's safety. On 18 September 2014, I spoke with Gill Callister, Secretary of the DHS, about that report. The following day I sent an email to Ms Callister in which I confirmed the contents of that conversation.<sup>61</sup>
121. I have seen correspondence which indicates that, on 5 November 2014, AC Leane wrote to IBAC seeking to refer "the legal issues" relevant to Operation Loricated to IBAC for investigation.<sup>62</sup> I have been informed that the 5 November 2014 letter cannot be located. My recollection is that these "legal issues" were the issues arising from potential breaches of legal professional privilege by Ms Gobbo and the consequences of any such breaches.

<sup>58</sup> VPL.0100.0039.2802.

<sup>59</sup> VPL.6019.0028.0612.

<sup>60</sup> VPL.6023.0006.3006.

<sup>61</sup> VPL.0100.0109.0001 at .0336.

<sup>62</sup> VPL.6019.0031.0622, VPL.6019.0031.0623.

122. On 10 November 2014, I was briefed by Mr McRae in relation to a document request he had received from IBAC. My diary records that I authorised Mr McRae to release all legal files held by Victoria Police relating to Ms Gobbo to IBAC.<sup>63</sup>
123. On 12 November 2014, I chaired a meeting of the Operation Bendigo Steering Committee. Among other things, it was reported that the OBIG case studies were complete, that they had been reviewed by AC Leane and Mr McRae and that IBAC had been in touch seeking advice about the status of the investigation. It was also noted that:<sup>64</sup>
- (a) Victoria Police had asked IBAC to take primacy and we were awaiting a response;
  - (b) Mr McRae had met with the DPP in April and had since provided monthly updates; and
  - (c) the DPP preferred to remain at "arm's length" given that it had prosecuted the matters.
124. On 13 November 2014, AC Leane received correspondence from IBAC advising him that it was not in a position to accept the referral of the legal issues relevant to Operation Loricated.<sup>65</sup>
125. In the course of preparing this statement, I was shown an email from Bruce Gardner at the OPP to Mr McRae of 11 December 2014 in which Mr Gardner wrote that the Director believed that, at present, the PSS had no duty of disclosure to the defence in any of the 5 "case studies" that were sent to the OPP during November 2014.<sup>66</sup>
126. On 18 December 2014, I chaired a meeting of the Operation Bendigo Steering Committee. At that meeting, Mr McRae tabled an ICS regarding the case studies that had been reviewed by the OBIG and his subsequent discussions with the DPP. Among other things, Mr McRae stated that the DPP was satisfied that there was no evidence to support the invocation of its miscarriage of justice policy at that stage. Accordingly, the Steering Committee determined that it did not need to progress with obtaining independent legal advice, but instead that there should be discussions with the CDPP concerning one federal matter that appeared in the case studies list and that Victoria Police should then speak to the Legal Services Commissioner about the conduct of certain solicitors involved in the case studies. It was also resolved that IBAC would be notified of the change in position.<sup>67</sup>

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<sup>63</sup> VPL.0005.0013.0930 at .0949.

<sup>64</sup> VPL.0013.0001.0294.

<sup>65</sup> VPL.6019.0031.0622, VPL.6019.0031.0623.

<sup>66</sup> VPL.0005.0003.1575.

<sup>67</sup> VPL.0005.0063.0131 at .0156 to .0158.

127. From 30 December 2014, I was the Acting Chief Commissioner. After my appointment, I handed over the chair of the Operation Bendigo Steering Committee.

#### **Kellam Report**

128. At 4 pm on 6 February 2015, my diary records that I received a copy of Mr Kellam's report (the **Kellam Report**).<sup>68</sup>
129. On 9 February 2015, I briefed the Executive Command about the Kellam Report.<sup>69</sup> Among other things, I identified that the Kellam Report had been, or was going to be, distributed to the DPP and to the Minister and that its recommendations were confidential.
130. On 13 February 2015, I wrote to Acting Deputy Commissioner Shane Patton asking him to provide me with advice and assistance about:<sup>70</sup>
- (a) what Victoria Police had done to date that may have already addressed the recommendations in the IBAC report;
  - (b) the preparation of an interim response to the IBAC Commissioner about any items that had addressed the recommendations; and
  - (c) a timeframe for completion for any outstanding recommendations that had not been achieved to date and any impediments to implementation of any recommendations.
131. On 13 February 2015, I wrote to the Director of Public Prosecutions, enclosing a copy of the Kellam Report (with Annexure C removed), in accordance with recommendation 12 of the Kellam Report. I am informed that a signed copy of this letter cannot be located. I have been shown a draft and believe that the final letter was in substantially the same terms.<sup>71</sup>
132. On 27 February 2015, I received a letter from IBAC asking that Victoria Police provide its written report outlining its implementation of the recommendations of the Kellam Report by Friday 31 July 2015.<sup>72</sup>
133. On 6 March 2015, I met with Mr O'Bryan.<sup>73</sup> My diary entry records that we discussed Ms Gobbo. I do not now recall the content of this discussion, but infer that it was connected to the Kellam Report being issued.

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<sup>68</sup> VPL.0005.0013.0930 at 0950.

<sup>69</sup> VPL.0005.0257.0007 at .0012.

<sup>70</sup> VPL.0100.0058.0739 at .0789.

<sup>71</sup> VPL.6019.0044.0061.

<sup>72</sup> VPL.0100.0058.0739 at .0788.

<sup>73</sup> VPL.0005.0257.0007 at .0013.

134. In March 2015, I authorised Mr McRae to commence legal proceedings seeking to prevent the publication in the media of any information which tended to identify a person as being referred to in the Kellam Report.<sup>74</sup> This was certainly intended to suppress Ms Gobbo's name, but may well have been intended to protect other sources as well.
135. On 26 June 2015, I wrote to Mr O'Bryan about certain amended policies and guidelines, in accordance with recommendation 11 of the Kellam Report.<sup>75</sup>
136. On 26 June 2015, I wrote to the Minister for Police, Wade Noonan enclosing a copy of the Kellam Report, in accordance with recommendation 13 of the Kellam Report.<sup>76</sup>
137. In mid-2015, I retired from the Victoria Police.

**How I learned, or was given reason to believe, Ms Gobbo was providing information or assistance to Victoria Police (Q3)**

138. I refer to my answer to question 2 above.

**Provide details of any other member of Victoria Police or other organisation who you believe was aware, prior to the end of 2012, that Ms Gobbo was providing information or assistance to Victoria Police (Q4)**

139. I refer to those people identified in my response to question 2.

**Provide details of person(s) you believe were involved in the authorisation, and continued authorisation, of the use of Ms Gobbo as a human source (Q5)**

140. I do not know who was involved in the authorisation and continued authorisation of Ms Gobbo as a human source.

**Detail all personal contact you have had with Ms Gobbo (Q6)**

141. I have had no personal contact with Ms Gobbo.

**Provide details of information received by Victoria Police between 1995 and 2012 where you knew, believed or had reason to suspect that the source of that information was Ms Gobbo (Q7)**

142. I refer to my answer to question 2 above.

**Provide details of any assistance given to Victoria Police, other than as a potential witness from 2009, where you knew, believed or had reason to suspect that such assistance was provided by Ms Gobbo (Q8)**

143. I refer to my answer to question 2 above.

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<sup>74</sup> VPL.0005.0003.1542, VPL.0005.0257.0014 at 0014.

<sup>75</sup> VPL.0005.0003.4757.

<sup>76</sup> VPL.0005.0003.4549 at .4568.

Provide details of your awareness as to whether any concerns were raised at any time by members of Victoria Police (or other policing or law enforcement agencies for example the AFP, the Office of Public Prosecutions, the Commonwealth Director of Public Prosecutions) as to the use of a legal practitioner as a human source (Q9)

144. I refer to my response to question 2.

Provide details of your awareness as to whether any concerns were raised at any time by members of Victoria Police (or other policing or law enforcement agencies for example the AFP, the Office of Public Prosecutions, the Commonwealth Director of Public Prosecutions) as to the use of Ms Gobbo as a human source (Q10)

145. I refer to my answer to question 2 above.

Provide details of your awareness as to any discussion within Victoria Police about the obligation of disclosure in relation to material concerning the use of Ms Gobbo as a human source (Q11)

146. Save as set out in answer to question 2 above, I have no knowledge of any discussions of this kind.

147. Other relevant matters

Provide details of any other human source who, to your knowledge, has provided information or assistance to Victoria Police who was subject to legal obligations of confidentiality or privilege (Q12)

148. I am not aware of any other human source that has provided information or assistance to Victoria Police while subject to the legal obligations of confidentiality or privilege.

Detail any training, including any retraining, you have received in relation to:

- (a) your obligation of disclosure to accused persons, prosecution agencies and the courts;
- (b) the right of an accused person to silence;
- (c) the right of an accused person to a legal practitioner;
- (d) legal professional privilege;
- (e) public interest immunity; and
- (f) professional and ethical decision making (Q13)

149. I have undertaken numerous training courses with Victoria Police throughout my career. Each of the nominated areas has been touched on to varying degrees throughout these courses.

Are there other matters relevant to the Commission's terms of reference about which you are able to provide assistance to the Commission (Q14)?

150. I have no further information to provide.

Dated: 17 December 2019

  
Timothy John Cartwright