



**Parliamentary Crime and
Misconduct Committee**

CHAIR

Mrs Liz Cunningham MP
(Gladstone)

DEPUTY CHAIR

Mrs Jo-Ann Miller MP
(Bundamba)

MEMBERS

Mr Peter Dowling MP
(Redlands)

Mr Ian Kaye MP
(Greenslopes)

Mr Jon Krause MP
(Beaudesert)

Ms Jackie Trad MP
(South Brisbane)

Mr Peter Wellington MP
(Nicklin)

SECRETARIAT

Parliamentary Crime and
Misconduct Committee
Parliamentary Annexe
George Street
BRISBANE QLD 4000

Phone: 07 3406 7207

Fax: 07 3210 6011

Email:

pcmc@parliament.qld.gov.au

Editor's notes:

- For background information about the Committee and the inquiry contact the secretariat on (07) 3406 7207, or visit the Committee's website:
www.parliament.qld.gov.au/pcmc

Media Alert

PCMC Hearings begin

Inquiry into the Release and destruction of Fitzgerald Inquiry documents

Parliamentary Committee Hearings into public access to sensitive Fitzgerald Inquiry records will commence on Wednesday 13 March 2013.

The Committee is also investigating the apparent destruction of a large quantity of Fitzgerald Commission documents by the CMC in about 2007.

The full terms of reference for the inquiry were set by the Legislative Assembly by a motion passed at 3.00 am last Friday morning. (A full extract of the motion is attached.)

Mr Peter Davis SC and Ms Kerri Mellifont SC will assist the Committee in its inquiry.

- Hearings will begin in the Legislative Council Chamber, Parliament House at 10am on Wednesday 13 March 2013. The hearings will be formally opened and information summoned by from the CMC will be produced.
- At 4.30 pm, on Wednesday 13 March 2013 the inquiry will reconvene in the Dandiir Room, Parliamentary Annexe, to take evidence by video-link from a witness in regional Queensland.
- The Committee expects to hold public hearings will be held on Thursday 14 and Friday 15 March 2013

The Committee will also formally release transcripts of hearings held and exhibits tendered in respect of the inquiry, before the Legislative Assembly's resolution.

The hearings will be open to the public and will be broadcast via the internet.

Motion of the Legislative Assembly

(1) That this House notes the statement by the Chair of the Parliamentary Crime and Misconduct Committee (PCMC) to the House today in relation to the failure by the Crime and Misconduct Commission (CMC) to properly safeguard the records of the Commission of Inquiry into Possible Illegal Activities and Associated Police Misconduct.

(2) That in addition to any action already undertaken by the committee, that this House requests the PCMC in accordance with s.292(d) of the Crime and Misconduct Act 2001 to inquire into and report:

(a) upon the CMC's incorrect classification of documents lodged with State Archives that were sourced from the Commission of Inquiry into Possible Illegal Activities and Associated Police Misconduct which were transferred to the State Archives from the CMC between 2007 and 2009 that has necessitated the bill titled Crime and Misconduct Commission (Administrative Negligence Rectification) Amendment Bill 2013 passed by the House this evening;

(b) upon the CMC's failure to remedy the incorrect classification of the above documents in a timely and effective manner;

(c) upon the destruction of records of the Commission of Inquiry into Possible Illegal Activities and Associated Police Misconduct by the CMC;

(d) upon the CMC's failure to account to the PCMC in a timely and effective manner with respect to (a) to (c) above;

(e) as to how the issues arising from the incorrect classification of documents can be remedied in the longer term, including whether some or all of those documents have to remain confidential; and

(f) on any other matters and make any other recommendations the PCMC believes necessary to address issues raised in its inquiry.

(3) That in addition to any action already undertaken by the PCMC, in accordance with s.314(2) of the Crime and Misconduct Act 2001, requests the PCMC to require the Parliamentary Commissioner to assist the PCMC in its inquiry, including enabling the commissioner to examine witnesses at all hearings of the committee on the matter.

(4) That the Parliamentary Crime and Misconduct Committee authorise the publication of any evidence already taken by the committee in relation to this matter, redacted only to the extent necessary to protect third parties.

(5) That the PCMC conduct its proceedings, including the examination by the PCMC and Parliamentary Commissioner of all witnesses under (3) above in public (but excepting its deliberations), unless there is any matter arising which involves current operational files.

(6) That the PCMC authorise the publication of all transcripts of examinations and tabled evidence as soon as practicable after the hearing.

(7) That all witnesses in the committee's proceedings be required to give evidence under oath or affirmation.

(8) That the committee report back to the House by 5 April 2013.