

CHILD SAFETY COMMISSION OF INQUIRY

Court 1, First Floor, Toowoomba Courthouse  
159 Hume Street, Toowoomba

On Monday, 23 February 2026 at 10.00 am

Before: Mr Paul Anastassiou KC, Commissioner

Counsel Assisting: Ms Robyn Sweet KC  
Mr Nathan Boyd  
Ms Bianca Mendelson

1 COMMISSIONER: Yes, Ms Sweet.

2

3 MS SWEET: Yes, thank you, Your Honour. This morning  
4 you'll be hearing from the Acting Director-General of the  
5 Department of Youth Justice and Victim Support, and later  
6 today you'll also be hearing from representatives of the  
7 Queensland Police Service.

8

9 COMMISSIONER: Yes.

10

11 MS SWEET: At the end of the day we're also holding our  
12 second Youth Voices forum here in Toowoomba.

13

14 COMMISSIONER: Yes.

15

16 MS SWEET: So we'll be finishing the day slightly earlier,  
17 about 4 o'clock. So I call the first witness today. My  
18 learned friend will have him sworn in and tender his  
19 statements. Michael James Drane.

20

21 COMMISSIONER: Yes.

22

23 <MICHAEL JAMES DRANE, SWORN [10.02 am]

24

25 COMMISSIONER: Thank you, Mr Drane. Make yourself  
26 comfortable. Yes.

27

28 MS FREEMAN: Thank you, Commissioner.

29

30 <EXAMINATION BY MS FREEMAN

31

32 MS FREEMAN: Could you just tell the Commission your full  
33 name, please?

34

35 A. Yes, good morning. Michael Drane.

36

37 Q. And you're currently the Acting Director-General of  
38 Youth Justice and Victim Support?

39

40 A. That's correct.

41

42 Q. All right. How long have you held that role for?

43

44 A. Since 29 January this year.

45

46 Q. Prior to taking that role could you just outline for  
47 the Commissioner your experience in the youth justice  
sector, please?

48

49 A. Certainly. So I commenced in the youth justice system  
in about 2003; so approximately 23 years ago. Throughout

1 that time I've undertaken a wide range of roles,  
2 predominantly in youth justice in relation to operational  
3 roles, executive leadership positions. I'm substantively  
4 employed as the Deputy Director-General for Youth Justice  
5 Services, and recently was obviously asked to act in the  
6 Director-General role.

7  
8 Q. And you've worked in youth detention centres before,  
9 haven't you?

10 A. I have, in a variety of roles. I was a director on a  
11 commission of inquiry into youth detention in 2016, and  
12 subsequently was appointed executive director of the  
13 Brisbane Youth Detention Centre.

14  
15 Q. Thank you. Mr Drane, I'll just show you this  
16 document. Is that a copy of your CV, Mr Drane?

17 A. It is.

18  
19 MS FREEMAN: All right. I'll tender that, please.

20  
21 COMMISSIONER: Yes, thank you. Mr Drane's CV will be  
22 CL-89.

23  
24 **EXHIBIT #CL-89 - MICHAEL DRANE'S CV**

25  
26 MS FREEMAN: Now, Mr Drane, I think you've got some things  
27 in front of you in a folder there. If you could take that  
28 up. Now, you've provided a statement for the Inquiry; is  
29 that right?

30 A. I have. That's correct.

31  
32 Q. And that is dated 12 February 2026?

33 A. That's correct.

34  
35 Q. I think that's tab 4 of the bundle you have in front  
36 of you there?

37 A. Yes, it is.

38  
39 Q. Yes. All right. You can identify that as your  
40 statement?

41 A. I can.

42  
43 Q. Is there anything that you wish to add or change to  
44 that at this point in time?

45 A. No.

46  
47 MS FREEMAN: All right. Your Honour, I'll tender that,

1 please.

2

3 COMMISSIONER: Yes. Mr Drane's statement will be CL-90.

4

5 **EXHIBIT #CL-90 - MICHAEL DRANE'S STATEMENT**

6

7 MS FREEMAN: Then at tab 1, if you could turn to that,  
8 please, you should see a proactive statement under the hand  
9 of Kate Connors; is that right?

10 A. That's correct.

11

12 Q. Now, Ms Connors was the Acting Director-General of the  
13 Department of Youth Justice and Victim Support prior to you  
14 taking the role; is that right?

15 A. That's correct.

16

17 Q. All right. So she provided this statement in that  
18 capacity?

19 A. She did.

20

21 Q. All right. And that is dated 1 September 2025; is  
22 that right?

23 A. That's correct.

24

25 Q. All right. Now, you've read through that statement,  
26 haven't you?

27 A. I have.

28

29 Q. And you are happy to adopt the matters that are  
30 contained in that statement; is that right?

31 A. Yes, I do.

32

33 Q. And there are a couple of attachments to that  
34 statement. Are they in front of you there? Yes. I think  
35 there's two?

36 A. Yes.

37

38 Q. A governance model for the MACP and an article?

39 A. Yes.

40

41 MS FREEMAN: All right. Your Honour, I'll tender that  
42 statement and the attachments.

43

44 COMMISSIONER: Yes. Statement of Kate Connors and the  
45 attachments will be exhibit CL-91.

46

47 **EXHIBIT #CL-91 - STATEMENT OF KATE CONNORS AND ATTACHMENTS**

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MS FREEMAN: Thank you. That was the evidence-in-chief from my side, thank you, Your Honour.

COMMISSIONER: Thank you. Yes, Ms Sweet.

MS SWEET: Thank you, Your Honour.

<EXAMINATION BY MS SWEET

[10.05 am]

MS SWEET: Mr Drane, could I take you to your statement, so tab 4, paragraph 9?

A. Yes.

Q. In this statement you are giving effectively a definition of what somebody who is a dual - what does it mean to be a dual order child or a dual order young person?

A. Yes.

Q. And you say that, "Children and young people under the supervision of" - I'm just going to call it the Department of Youth Justice or Youth Justice:

*Children and young people under the supervision of the Department of Youth Justice and with an active child protection order are dual order children.*

And that's correct?

A. Yes.

Q. What does it mean to be a child or a young person under the supervision of the Department of Youth Justice?

A. So typically we would take that - I would take that to mean a young person subject to a formal court order under the Youth Justice Act requiring supervision by the department.

Q. What type of supervision does that encompass?

A. So it varies depending on the nature of the court order. It could be if it's - if the court order is about remand or sentence detention, that's obviously the supervision of the department is as the custodian of that child in a place of detention. Alternatively, it could be facilitating reporting in the community on the basis of a supervised order, which could be a supervised release order, a conditional release order, a probation order or a

1 myriad of other types, but that supervision amounts to,  
2 depending on the risk factors of the young person and the  
3 order of the court and the duration of that order,  
4 typically reporting obligations of the young person not  
5 dissimilar to how an adult probation and parole type  
6 reporting arrangement might report.

7  
8 Q. You say here that dual order children or young people  
9 comprise currently approximately 24 per cent of the total  
10 youth justice client cohort?

11 A. That's correct.

12  
13 Q. You say that data was current as at 31 March last  
14 year?

15 A. That's correct.

16  
17 Q. You say, however, it fluctuates frequently?

18 A. That's correct.

19  
20 Q. So sometimes it's lower than 24 per cent?

21 A. Yes.

22  
23 Q. And sometimes it's higher than 24 per cent?

24 A. Yes.

25  
26 Q. And based on your experience how high can that cohort  
27 get?

28 A. Purely from my recollection in my 23 years of Youth  
29 Justice, I don't think I've seen that cohort exceed  
30 30 per cent of the youth justice cohort at any one time.

31  
32 Q. If we broaden out the concept to be children or young  
33 people under the supervision of the department who have a  
34 child protection history, so going beyond children who are  
35 currently the subject of a child protection order, court  
36 order, I assume that number can be higher than 24 to  
37 30 per cent?

38 A. Yes, that's correct. Again, just from memory, you  
39 would typically see that percentage of the YJ cohort who  
40 have had a previous interaction with the child safety  
41 system, i.e., coming to the attention of Child Safety, be  
42 that in the form of an assessment or an intake or a  
43 notification, that that typically trends higher at around  
44 about 40 to 45 per cent, from memory.

45  
46 Q. Mr Drane, I'm going to hand you a document.

47 I imagine, given your roles, you've seen it before. It's a

1 short report of data insights from the Queensland Family  
2 and Child Commission called "Crossover cohort" from  
3 November 2024. Do you recall having seen this document in  
4 the past?

5 A. I have seen it, yes.

6

7 Q. I'll just hand it to the witness, and I have a copy  
8 for Your Honour.

9

10 COMMISSIONER: Thank you.

11

12 MS SWEET: And you'll see - if I can take you to - sorry,  
13 and I'll tender that, Your Honour.

14

15 COMMISSIONER: Yes. The "Crossover cohort" report will be  
16 CA-64.

17

18 **EXHIBIT #CA-64 - "CROSSOVER COHORT" REPORT**

19

20 MS SWEET: Yes, I should say its full title: "Crossover  
21 cohort: Young people under youth justice supervision and  
22 their interaction with the child protection system".

23

24 COMMISSIONER: Yes.

25

26 MS SWEET: And you'll appreciate, Mr Drane, that it's a  
27 summary of data insights from a larger report that was done  
28 by the Australian Institute of Health and Welfare?

29

30

31 Q. You'll see under "Key findings" for all young people  
32 who were under youth justice supervision in 2022/2023,  
33 Queensland had the highest number in the nation and the  
34 second highest proportion, being 72.9 per cent, in the  
35 nation of children who had previous contact with the child  
36 protection system in the 10 years between July 2013 to June  
37 30, 2023?

38

39

40 Q. You've got no reason to doubt those statistics?

41

42

43

44

45

46

47

1 system in the prior 10 years?

2 A. Well, I think, short answer, that's a very complicated  
3 question to answer because there are so many complex and  
4 underlying factors that I know contribute to a child and  
5 their trajectory into both tertiary response systems.  
6 Other than what I know to be common risk factors that  
7 contribute to that - so, namely, poverty, disadvantage,  
8 intergenerational trauma; so in short a vast range of  
9 complex and interrelated issues that contribute to some of  
10 those things - that my observations would be that  
11 Queensland has a greater degree of some of those  
12 characteristics in some of our communities and in the state  
13 as opposed to other jurisdictions.

14

15 Q. Yes. What would you say are the top three challenges  
16 that Queensland faces that other states don't face to the  
17 same degree?

18 A. Well, its geography and its geographical dispersement  
19 are a major challenge in human services sectors generally,  
20 you know, for the availability and the coordination of  
21 services to families and young people, would be the first.  
22 Probably some of the challenges and the workforce shortages  
23 in some of those regional and remote locations as it  
24 concerns professionals that service young people and  
25 families. And I think in terms of - I think from memory  
26 Queensland has one of the highest numbers of disadvantaged  
27 communities in that poverty and lack of employment  
28 opportunities are more prevalent in more communities in  
29 Queensland than in other jurisdictions.

30

31 Q. Yes. Thank you. So just going back to that first dot  
32 point in "Key findings", when it says that Queensland have  
33 the second highest proportion, at 72.9 per cent, in the  
34 national of children who had previous contact with the  
35 child protection system in that particular 10-year period,  
36 July 2013 to 30 June 2023, I think you had said, just going  
37 off memory, you thought that figure might be about 40 to  
38 45 per cent. But you'd accept for this period, in the  
39 10 years prior to June 2023, that the figure was much  
40 higher than that, at over 70 per cent?

41 A. Yeah, I accept what's in the report, and I think it  
42 falls on probably the definition of contact with the child  
43 protection system; yeah.

44

45 Q. Yes. Because that can range - the child couldn't seem  
46 to have been the subject of an intake which hadn't gone any  
47 further?

1 A. Yes.

2

3 Q. Or it depends where you kind of visit because they  
4 were - there was a notification that went to investigation  
5 and assessment?

6 A. Yes, most definitely.

7

8 Q. Yes. But that suggests previous contact, that the  
9 child themselves had some sort of interaction with the  
10 Child Safety Department; do you accept that?

11 A. That's what I understand it to mean, yes.

12

13 Q. Yes. So that then might go beyond simply intake,  
14 because if it was just an intake call the child might not  
15 have had contact?

16 A. Yes.

17

18 Q. Okay. Can I take you over the page. You'll see that  
19 there's a heading "Overview"; you have that?

20 A. I do.

21

22 Q. Yes. And you see under the fourth dot point:

23

24 *Females and First Nations young people were*  
25 *disproportionately represented in*  
26 *Queensland.*

27

28 It goes on to say 89.6 per cent are First Nations females,  
29 and it talks about 75.3 per cent of non-Indigenous females  
30 under youth justice supervision in 2023 financial year had  
31 previous contact with the child protection system in the  
32 10 years. We have heard a lot about the reasons why First  
33 Nations children and young people might be  
34 disproportionately represented within the child protection  
35 system but also the youth justice system. Do you have any  
36 insights to offer as to why in Queensland females are  
37 disproportionately represented in that cohort, in that  
38 youth justice cohort - sorry, I should say in the dual  
39 order cohort, in the wider sense of girls having contact  
40 with the child protection system, so 89.6 per cent of the  
41 First Nations females and 75.3 per cent of non-Indigenous  
42 females? Can you offer insights as to why there is that  
43 disproportionate representation of females, women in  
44 particular?

45 A. My observations would be that they're a very small  
46 proportion of the overall sort of on average 1.2 million  
47 children and young people in Queensland. But, from my

1 experience in Youth Justice, I would assume that there are  
2 a disproportionate number of risk factors that this  
3 particular cohort face in - when I say risk factors in the  
4 youth justice sense, I mean vulnerabilities to -  
5 vulnerabilities that mean they potentially are drawn into  
6 systems or that there are risk elements that people are  
7 trying to ensure aren't worsened through interactions with  
8 the system, including the criminal justice system.

9  
10 COMMISSIONER: What in particular?

11 A. I think from my knowledge of the cohort there's a  
12 relatively high rate of adverse childhood experiences, of a  
13 history of physical or sexual abuse, of unstable living  
14 environments, and exposure to domestic and family violence,  
15 those type of factors.

16  
17 MS SWEET: Based on your experience, do you think those  
18 types of figures - the disproportionate representation of  
19 girls in the youth justice cohort who have had contact with  
20 the child protection system, do you see that as linked to  
21 the increase in children, including girls, going into  
22 residential care as opposed to being within a family-based  
23 care placement?

24 A. That's hard for me to answer. It's probably outside  
25 the realms of my sort of professional experience to comment  
26 too much on, you know, the reasons why those young people  
27 end up in residential care. I don't purport to be an  
28 expert in residential care or child protection generally.  
29 It's possible.

30  
31 Q. If I can now take you to Ms Connor's statement, which  
32 should be tab 1 of your folder?

33 A. Yes.

34  
35 Q. And in your statement you say you fully affirm  
36 Ms Connor's statement?

37 A. I do.

38  
39 Q. Yes. You'll see at paragraph 17, which is on page 3  
40 of the bundle --

41 A. Yes.

42  
43 Q. -- Ms Connor says there:

44  
45 *There is a growing evidence base regarding*  
46 *the extent and impact of cognitive*  
47 *impairment, intellectual and developmental*

1           *disability, neurodisability and mental*  
2           *illness for dual order youths. The*  
3           *evidence demonstrates the complexity and*  
4           *flexibility required to effectively respond*  
5           *to a youth's behaviour when they are*  
6           *impacted by these issues.*

7  
8           Just stopping there, you're aware, are you, that there have  
9           been a succession of foster and kinship carers who have  
10          come to this Commission and given public evidence about  
11          challenges with cognitive impairment and other  
12          developmental disabilities in the children that they have  
13          been caring for over time?

14         A.    I am, yes.

15  
16         Q.    And you have heard about the struggles that they have  
17          had in getting early and comprehensive support for those  
18          children?

19         A.    I have.

20  
21         Q.    You'll see that the footnote at paragraph 17 refers us  
22          to the academic article that is tendered as part of  
23          the statement that my learned friend took you to briefly,  
24          and this is a cohort of Victorian youths, not Queensland  
25          youths, but what it says is there was a sample in that  
26          study of 300 dual order youths in Victoria between 2016 and  
27          2018, 48 per cent had a neurodisability, and it goes on to  
28          say - to summarise effectively with a finding of the study,  
29          or one of the findings, being that that group, the group  
30          with neurodisability, who comprised half that dual order  
31          cohort, experienced greater cumulative maltreatment and  
32          adversity, greater incidence of mental health diagnosis,  
33          earlier out-of-home care entry and offending onset, more  
34          caregiver relinquishment and residential care placement,  
35          and a greater volume of charges. Now, just to the extent  
36          you can, do you see those sort of patterns - greater  
37          maltreatment, earlier out-of-home care entry/offending  
38          onset, relinquishment - in the dual order youths that you  
39          see who have these neurodisabilities as opposed to those  
40          who don't?

41         A.    Yes, I think I can accept the proposition that that's  
42          probably consistent with the experience in Queensland.  
43          I probably just also make the point that the  
44          characteristics described in paragraph 17 of Ms Connor's  
45          statement is probably true of the entire youth justice  
46          cohort, not just those subject to dual orders, as in there  
47          being a greater prevalence of those underlying cognitive

1           impairments and impacts.

2

3           Q.    Yes, and one of the differences, though, between the  
4           dual order cohort and the rest of the cohort is that the  
5           State has made the decision to intervene so as to take the  
6           child away from their family?

7           A.    Yes.

8

9           Q.    And one would hope for better outcomes in those  
10          circumstances, particularly where there's been early taking  
11          the child away from the - effectively from the house of  
12          harm?

13          A.    Yes.

14

15          Q.    You'd agree that, if that is the experience or this is  
16          the growing evidence base, it just highlights the  
17          importance of when the child is in out-of-home care and is  
18          lucky enough to be in a family-based placement, the  
19          importance of supporting the carers to get early and  
20          comprehensive support for that child and their various  
21          neurodisabilities?

22          A.    Yes, that makes sense.

23

24          Q.    And what have you seen to be - are the outcomes for  
25          dual order youths who haven't been able to get that youth -  
26          that sort of support so as for the - perhaps for the first  
27          time, because we do hear a lot about the first time some of  
28          these young children have got extensive support that's  
29          required is when they enter the youth justice system and  
30          they enter detention?

31          A.    Yes.

32

33          Q.    Is that fair?

34          A.    Yes, that's a fair statement.    Yes.

35

36          Q.    So what is your experience or what have you seen in  
37          the stories of children who have not been able to get that  
38          support while in care and then have ended up in youth  
39          detention?

40          A.    So specifically for this cohort with this typical sort  
41          of characteristics it is true to say that often for many of  
42          them it's the first time that they have had - when they end  
43          up in custody, youth justice custody - 360 degrees of, for  
44          want of a better term, assessment and treatment or  
45          diagnosis or support services.  That's not to say that that  
46          definitely - that that materially alters their trajectory.  
47          As you can appreciate, the typical average age of a young

1 person in youth justice custody is about 16. So we are  
2 looking at 16 years of challenge and conditioning and  
3 dysfunction that, on average, those services are looking to  
4 make sense of or assess or diagnose or put in place the  
5 right structures of supports within a two- to three-month  
6 period. My experience leads me to believe that's not  
7 necessarily through a lack of trying. Like, it's not fair  
8 to say that in all cases that hasn't been through a lack of  
9 trying on behalf of a myriad of agencies, including  
10 Education Queensland, you know, so at earlier points  
11 upstream in primary service systems where issues have come  
12 to light and there's been attempts to support families to  
13 deal with some of those challenges. But it is the case  
14 that, you know, when young people end up in the youth  
15 justice system either all of those attempts or the  
16 willingness of young people or families to engage in some  
17 of those mechanisms has just not been there, for a myriad  
18 of reasons --

19  
20 COMMISSIONER: Mr Drane, could I ask you, please, just to  
21 speak up a little bit?

22 A. Certainly. Sorry, Commissioner. So I think, to  
23 answer your question, there's an opportunity that  
24 presents - it's a sad indictment that that opportunity  
25 presents while the child's in custody, but to assess all  
26 those needs. And I again make the point I don't think  
27 that's exclusive to the dual order cohort. I think that is  
28 indicative of most of the young people who end up in the  
29 youth justice system.

30  
31 MS SWEET: Yes, and so it's your evidence, is it, that  
32 there are many occasions where the child is getting the  
33 360-degree assessment that they need but they're getting it  
34 at age 16, which is too late in many cases to alter the  
35 trajectory for things such as future offending?

36 A. Yes, that would be my view. Yes.

37  
38 Q. If this is outside your area of expertise, say so, but  
39 for those youths you're seeing who are coming in at 16 and  
40 getting a 360-degree assessment, when did they need it in  
41 order for it to have a much better chance of altering their  
42 trajectory?

43 A. You're right, it is outside my area of expertise and,  
44 given that every single child differs in terms of their  
45 needs, that's a difficult question to answer generally.  
46 But I think - to my earlier response, I think at the first  
47 point some of those underlying issues become apparent to

1 primary service systems, be that in education or be that in  
2 presentations to emergency departments or doctors' clinics,  
3 I think it is much earlier in life for these young people.  
4

5 Q. Yes, thank you. Mr Drane, just at paragraph 21 of  
6 your statement - I'll take you to that - which is page 35  
7 of the bundle?

8 A. Yes.  
9

10 Q. You have that?

11 A. I do, thank you.  
12

13 MR SWEET: Do you have that, Your Honour?  
14

15 COMMISSIONER: Yes.  
16

17 MS SWEET: Yes:  
18

19 *On the basis of my professional experience*  
20 *and expertise, I have observed common risk*  
21 *factors present in the lives of young*  
22 *people who subsequently interact with both*  
23 *the child protection and youth justice*  
24 *systems, factors such as adverse child*  
25 *experiences or trauma; developmental delays*  
26 *or disability; cognitive impairments or*  
27 *acquired brain injuries; drug, alcohol or*  
28 *substance misuse; or behavioural disorders.*  
29

30 Is there anything you'd add to that? They're the main  
31 ones?

32 A. They're the main ones, but there are a myriad of  
33 factors, yes.  
34

35 Q. Do you have any sense of this - this factor of adverse  
36 child experience or trauma, do you have a sense of whether  
37 or not that has been caused or the impact has been made  
38 more significant because the child has not been removed  
39 from the family as early as perhaps the child should have  
40 been?

41 A. I don't. I don't think I can answer that. I think  
42 that's outside the realms of my experience.  
43

44 Q. Okay. We're going to come to this in a minute, but  
45 both Ms Connors and you have referred to various  
46 initiatives that are currently being put in place, being  
47 commissioned in order to support youths who are - early

1 intervention or when they are being released from youth  
2 detention?

3 A. Yes.

4

5 Q. And you were asked by the Commission in a letter to  
6 talk about what had been the system's failings that have  
7 underpinned the need for those initiatives. So I take  
8 you - you see there's a second paragraph, 21, under that  
9 heading?

10 A. Yes.

11

12 Q. Yes. It starts, "The nature of youth offending in  
13 Queensland is complex," and you refer to the fact that  
14 there were particular types of - over time there were  
15 particular types of offences where a disproportionate  
16 amount of offending was being committed by a small number  
17 of young people?

18 A. Yes.

19

20 Q. And furthermore the nature of this offending by this  
21 cohort is extremely visible, often involving high-risk  
22 activities and in very confronting ways, causing  
23 significant concerns about community safety and resulting  
24 in serious harm to victims?

25 A. That's correct.

26

27 Q. And there's a lot in that, and I just wonder if you  
28 can help me unpack that a bit?

29 A. Certainly.

30

31 Q. Yes, thank you. When we talk about this  
32 disproportionate amount of offending being committed by a  
33 small number of young people, what is the nature - and you  
34 say the nature of this offending is extremely visible. Can  
35 you speak to what the nature of that type of offending is?

36 A. Yes. So in Queensland, not unique from other  
37 jurisdictions, we're seeing young people engage in some  
38 fairly high-risk offending behaviour, so namely very  
39 opportunistic crimes like break and enters, car theft,  
40 unlawful use of motor vehicle. So highly dangerous, highly  
41 visible in the sense that there's a great deal of exposure  
42 to the community because of some of that activity, but also  
43 because of the propensity of young people to seek some  
44 notoriety from that behaviour, including filming it  
45 themselves, uploading it to social media and things like  
46 that, which makes that highly visible. And that's not to  
47 say that there - so generally there is a small proportion

1 of young people in the youth justice system that commit a  
2 disproportionate amount of all the offending.

3  
4 Q. And that cohort includes children who have had contact  
5 with the child safety system or are under orders?

6 A. That's correct.

7  
8 Q. And you say that the "offending involved high-risk  
9 activities", which you have outlined, "in very confronting  
10 ways, causing significant concerns about community safety"?

11 A. Yes.

12  
13 Q. And you would accept that those concerns about  
14 community safety were well founded?

15 A. Most definitely, yes.

16  
17 Q. And that offending was resulting in serious harm to  
18 victims?

19 A. Yes.

20  
21 Q. Yes. What type of serious harm was occurring to  
22 victims within the community as a result of this highly  
23 visible high-risk offending?

24 A. Well, there've been - it's a matter of public record -  
25 very well-known cases of young people in stolen vehicles  
26 taking the lives of innocent motorists or members of the  
27 community through that level of activity and their sort of  
28 reckless disregard, I guess, for anyone else using the road  
29 or, you know, in the path of those vehicles.

30  
31 Q. Yes. Is it your view that in the period between,  
32 say - the 10 years from 2013 to 2023 there wasn't  
33 sufficient programs targeted at these type of young people  
34 engaged in this type of offending effectively to try and  
35 turn that around, to stop the offending, which has led to  
36 the current programs?

37 A. I don't know if I accept that. I think at various  
38 points in that 10-year period there were attempts to  
39 respond to the situation and the emerging characteristics  
40 or behaviour of that cohort as and when that arose.  
41 I think it's a fair assessment to say the scale of the  
42 investment now in the youth justice system is  
43 unprecedented, and I mean investment in terms of the  
44 department's ability to respond to the issues that we are  
45 currently dealing with and the complex interplay of those  
46 factors that contribute to offending, and investment in  
47 terms of the non-government sector being able to support

1 and respond to better meet the needs of children and  
2 families in community.

3

4 Q. Yes. Just to go to one or two of those now, if I can  
5 take you to paragraph 23 of your statement?

6 A. Yes.

7

8 Q. You refer to - sorry, I'll just wait till you have  
9 that?

10 A. I do, thank you.

11

12 MS SWEET: Do you have that, Your Honour?

13

14 COMMISSIONER: Yes, I do.

15

16 MS SWEET: Yes, thank you.

17

18 *New programs currently being implemented by*  
19 *the Department of Youth Justice are current*  
20 *government election commitments designed to*  
21 *better address known gaps within the youth*  
22 *justice system and are based on strong*  
23 *evidence about what works to address*  
24 *offending and reduce youth crime.*

25

26 And you refer to the Staying on Track program?

27 A. Yes.

28

29 Q. And you say that it's a good example of this, delivers  
30 practical and holistic support to support young people and  
31 their families for up to 12 months following their exit  
32 from custody, and the program commenced in late 2025, it's  
33 in its infancy, its performance and efficacy will be  
34 measured over time through reductions in re-offending and  
35 reductions in the frequency and severity of offending  
36 committed by youth. When you say it delivers practical and  
37 holistic support to young people and their families, what  
38 does that mean? What does that look like?

39 A. Yeah. So in practice ostensibly those organisations  
40 have been charged with providing day-to-day practical  
41 support to young people who have been in custody. That  
42 could be things like - it could be very simple things like  
43 supporting their attendance at doctors' appointments. It  
44 could be picking them up and assisting with transport  
45 arrangements to ensure they stay in school or attend  
46 employment opportunities. It can also be engaging with  
47 families about appropriate supports that they might need to

1 help them with their parenting strategies for that young  
2 person. So ostensibly welfare and practical supports as  
3 opposed to Youth Justice's focus, which is really about the  
4 individual child and trying to address behavioural change.

5

6 Q. Is the Child Safety Department, including, for  
7 instance, child safety officers or team leaders, are they  
8 involved in this program?

9 A. Involved in the sense that - through collaborative  
10 case management, so if a young person is subject to a child  
11 protection order and is under youth justice supervision or  
12 has a Staying on Track provider engaged --

13

14 Q. Yes.

15 A. -- yes, on a day-to-day basis frontline child safety  
16 officers would be aware of the engagement of that  
17 service --

18

19 Q. Yes.

20 A. -- and work to support that young person establishing  
21 relationship and rapport with that provider.

22

23 COMMISSIONER: Who are the providers, Mr Drane? Not  
24 necessarily by name, but what is the nature of the  
25 providers?

26 A. There's a range, Commissioner. I think from memory  
27 there are 23 providers across the state, non-government  
28 organisations. To name a few - organisations that are well  
29 versed in delivering in the human services sector, so  
30 Anglicare, Goolburri here in Toowoomba, Life Without  
31 Barriers - there's a range of organisations, and different  
32 hubs, and it is a statewide offering so it is available to  
33 young people no matter what community they come from or  
34 return to post their exit from custody.

35

36 COMMISSIONER: Yes. Thank you.

37

38 MS SWEET: And then Ms Connors refers to something called  
39 a Regional Reset program?

40 A. Yes.

41

42 Q. Is that something that - you say - she says it's  
43 currently being commissioned?

44 A. It has been commissioned, yep, and is in its early  
45 stages of delivery now.

46

47 Q. Is that program available in the South West region,

1 where we currently are?

2 A. Yes, it is.

3

4 Q. And she says it involves service providers supporting  
5 youths aged eight to 17 who require more support than  
6 traditional community-based services can provide?

7 A. Yes.

8

9 Q. And the objective is to help these youths develop the  
10 skills to divert from crime before they become serious  
11 repeat offenders and to focus on family dynamics?

12 A. That's correct.

13

14 Q. Okay. So when we talk about providing more support  
15 than traditional community-based services can provide what  
16 are those sort of community-based - two parts to the  
17 question - what are those community-based services, and  
18 what are the new providers providing that those traditional  
19 service providers can't?

20 A. So in the youth justice space, because it is a  
21 prevention and earlier intervention service, it is designed  
22 to - say, for instance, where a young person is coming to  
23 the attention of police because they're being street  
24 checked because they're out late at night, just as an  
25 example, when ordinarily youth co-responder teams or police  
26 interact with that young person they may make referrals to  
27 community-based organisations to assist, to visit the home  
28 and ask if there is voluntary engagement from the family  
29 for, you know - I guess engagement activities, you know,  
30 structured activities for the young person to attend, they  
31 might make referrals to Positive Parent programs, for  
32 instance, just as a broad example. The Regional Reset  
33 program, on the other hand, is designed to engage a  
34 provider for a period of time, not just a referral, a  
35 voluntary engagement. It is a consent-based "you will  
36 participate in this program", the family agree to that,  
37 there's a sort of mentoring and a development aspect to  
38 that, and then there's a residential or a camp component to  
39 that of up to three weeks designed to take the young person  
40 out of an environment if there are negative environmental  
41 factors that might be contributing to their offending, for  
42 instance --

43

44 Q. Yes.

45 A. -- say, negative peer associations, dysfunction in the  
46 home, truancy or disengagement from education, and, as its  
47 name suggests, work with young people to give them skills

1 to make better choices and think about consequences of  
2 choices, hence the "reset", and then an enduring part of  
3 that program is about working with the young person and  
4 their family post that intensive residential component to  
5 make sure that the whole family is on the same page about  
6 what's in the best interests of that child to keep them out  
7 of, you know, coming to the attention of police or the  
8 youth justice system, as an example.

9  
10 Q. Yes, and is it the case that dual order children are  
11 included in the Regional Reset program?

12 A. Yes, they are.

13  
14 Q. This might be colloquially below your pay grade to  
15 know this, but when we talk about getting the consent of  
16 families, if the child is in the care of, say, a  
17 residential care facility or if the child is in the care of  
18 foster care, in order to get consent is it sufficient that  
19 you can get consent from the carer or does it need to go  
20 back to the parents, is that all tied up in who has  
21 guardianship and things like that?

22 A. I would need to take that on notice. You're right,  
23 I'm not clear about who exercises the consent. I would  
24 imagine it is the State in the case of a long-term  
25 guardianship, so a child safety delegated officer.

26  
27 Q. Yes?

28 A. Yes.

29  
30 Q. What causes me to ask that question is that if you  
31 don't have engagement from the family, the family from whom  
32 the child has been taken, and there is resistance within  
33 the family about the child engaging in programs, how the  
34 system can act to get that child the support they need to  
35 change their trajectory without effectively the family  
36 being a roadblock?

37 A. Yes, and that's a challenging issue not just for Child  
38 Safety, for any government agency, particularly as it  
39 concerns, understandably, a lack of trust in government  
40 agencies, particularly from First Nations families. Yes.

41  
42 Q. At paragraph 22 of your statement you say that the  
43 program responses, such as the ones we've been speaking  
44 about, apply the Department of Youth Justice's knowledge of  
45 risk and escalation of offending behaviours. I just want  
46 to ask you about the risks of offending and the risks of  
47 escalating offending by children who are leaving Youth

1 Justice to be placed in, say, motels or residential care.  
2 Can you speak to that issue? What does Youth Justice's  
3 knowledge of risk and escalation of offending behaviours  
4 tell it about how things are going to go for the child if  
5 they are released to a motel or if they're released into a  
6 standard residential care facility in respect of further  
7 offending or further escalated offending?

8 A. Well, the research tells us, and there's a body of  
9 evidence, and our own experience tells us that one of the  
10 greatest protective factors for a young person is a  
11 positive adult or a positive rapport relationship with a  
12 caregiver in their life. I would just say, in the absence  
13 of that, the child - that protective factor doesn't ensue  
14 and that risk of the young person either opting out or  
15 disengaging or, you know, not engaging in that relationship  
16 or that arrangement is maintained. Yes.

17  
18 Q. What is your view about children being released or  
19 young people being released from detention to a motel, to a  
20 commercial motel arrangement?

21 A. Well, that's, as far as the child is concerned,  
22 definitely not an ideal arrangement, and it is probably,  
23 given my background, whilst it has occurred, is more the  
24 exception than the rule. It is a matter of course that in  
25 Queensland roughly 90 per cent of young people in custody  
26 on any given day are being held on remand.

27  
28 Q. Yes.

29 A. So not sentenced to a period of detention. That makes  
30 it - that makes that cohort susceptible to decisions of the  
31 court on the basis of their youth justice matters, and it's  
32 often the case that young people - bail applications are  
33 brought on without much notice to the department, or indeed  
34 to Child Safety if they're subject to a child protection  
35 order, and so that means that urgent arrangements need to  
36 take place to ensure that there's appropriate accommodation  
37 for that young person in the event that they're released on  
38 bail when there was no sort of indication that that might  
39 have been the case prior to that.

40  
41 Q. Yes, and what can be done about the fact that there's  
42 often little notice about the child being or young person  
43 being bailed and therefore everyone seems to be scrambling  
44 to put in place residential options, put in place - find a  
45 pharmacy where you can get prescriptions dispensed, all  
46 that sort of thing?

47 A. Yes.

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Q. What can be done not to sort of effectively set the child up to fail on their release?

A. Yeah, well - so, so many years ago, I think sort of around about 2022, the Department of Child Safety funded child safety officers in each of our youth detention centres for that very issue, to sort of - and to work with youth detention staff to attempt to forecast likely periods in custody, so, as you say, to plan in the event that a bail application would ensue and the young person was released from custody without notice, that those - that that preplanning could occur irrespective of the known and unknown at that point in time.

Q. Yes.

A. So we do our best to anticipate likely court outcomes and plan on the basis of that to mitigate the likelihood, and I think the inception of those positions did result in less of the circumstances that you're describing about needing crisis or motel accommodation on exit from custody. Of course it is, generally speaking, logical to think that if both systems were not operating at capacity then your ability to ensure that, you know, there are suitable placements available for young people on exit is - you know, that becomes less of an issue, I assume.

Q. Yes. And the improvements that you saw in the 2022 program, did they continue? Did that program continue?

A. Yes, those staff are permanently based in our detention centres.

Q. Yes. And I think - you've adopted Ms Connors' statement. She mentions at paragraph 30 the transition from custody to community is a critical risk point?

A. It is, yes.

Q. Yes. And what makes that transition a particular critical risk point?

A. Well, as far as the young person's concerned, it's material change in their living environment - they've been in a highly structured environment like youth detention that has mitigated a lot of their extrinsic risk factors: drug use, alcohol, you know, substance misuse, those other risk factors that contribute to offending - into the real wide world, where there is lots of autonomy and lots of options at that young person's, you know, own discretion. That in and of itself. But also in terms of environmental

1 factors is going to what environment are they returning to,  
2 how long have they been in custody, have they got  
3 established relationships in that environment, is there  
4 dysfunction in that environment. In other words, are there  
5 other external environmental factors in that environment  
6 that they're fearful of or nervous about that will  
7 exacerbate their risk-taking behaviour when they leave  
8 custody.

9  
10 COMMISSIONER: Mr Drane, having regard to those risk  
11 factors, do you consider some model of secure care,  
12 something somewhat less, presumably, than juvenile  
13 detention, as being of potential assistance in the  
14 transition of a young person from juvenile detention back  
15 into the community?

16 A. Commissioner, yes, I think there is certainly a place  
17 for a model of that type as it concerns young people who  
18 are very challenging to manage or who have an inability to  
19 self-regulate their own behaviour, yes, I think some form  
20 of that model would be of assistance in that.

21  
22 COMMISSIONER: What would you conceive to be the material  
23 differences between secure care and juvenile detention?

24 A. Um --

25  
26 COMMISSIONER: Because secure care - I should be clear  
27 what I mean. Secure care, as the name suggests, presumably  
28 involves some degree of constraint?

29 A. M'hmm.

30  
31 COMMISSIONER: Not constraint based on the exercise of the  
32 criminal jurisdiction but, rather, the *parens patriae*  
33 jurisdiction of the State to protect the child, something  
34 less in the way of constraint than incarceration  
35 effectively for 24 hours a day for the duration of  
36 the detention. Do you have any idea of how secure care, in  
37 the way I've described, might be designed to provide  
38 somewhat of a hybrid between detention as such and  
39 something less than detention, full detention?

40 A. Yes. I should say - I mean, as the Commission knows,  
41 it is a matter of public record that the current government  
42 has committed as an election commitment to delivering on a  
43 secure care model.

44  
45 COMMISSIONER: Yes, I'm trying to understand what that  
46 would look like.

47 A. Yes.

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COMMISSIONER: In practical terms.

A. Yes. The only - I mean, not to design that policy, but the only observation I would make, you - quite rightly, as you say, Commissioner, that the inverse is true for youth detention. It is about invariably protecting the community from the behaviours of that child, and a court of criminal jurisdiction makes that determination.

COMMISSIONER: And there's sanction-involved behaviour, isn't there?

A. Yes, there is, to a degree. An incentivising of behaviour and consequences for behaviour, not dissimilar from outside of detention in terms of referral to police for alleged criminal offending in detention. The only other observation I could offer is, I mean, I would envisage that that model would be, as you say, to ensure the safety of that child in a parental type arrangement outside of the normal confines of, you know, that child's ordinary interaction with the community from which it's from, including attending school, obviously very different from detention or attending specialist appointments or sporting affiliations in the community. So I guess it depends on - so my view would be it would depend on the risk that is trying to be mitigated and where that risk lies.

COMMISSIONER: But presumably secure care for a young person of secondary school age would, I imagine, permit the young person to attend school. Perhaps it wouldn't, but one imagines that there would be some authorised reasons for the young person to leave whatever the facility is to do certain things, but they wouldn't, for example, be permitted to leave after whatever curfew might be selected, such as, say, 10 o'clock at night or something of that kind?

A. Yes. Yes, that makes sense.

COMMISSIONER: Can I ask you, in your experience, young people who have committed offences, are they remaining on remand for long periods for want of a suitable placement?

A. The short answer to that is no, I don't see - I'm not armed with any evidence or data that can lead me to think about that - that can lead me to that conclusion. There were amendments in the Youth Justice Act as they concerned courts' consideration for bail to explicitly exclude the lack of accommodation or placement as a single determinant

1 for refusing bail. I think they were sort of in the  
2 tranche of 2021 or 2022 legislative amendments. I mean,  
3 it's open to courts to consider a range of factors, as the  
4 Commission knows, in terms of assessing whether there's an  
5 unacceptable risk of a young person re-offending. It could  
6 be that accommodation or appropriate placements or  
7 residency is one of those factors.

8  
9 COMMISSIONER: Well, one would imagine it would be.  
10 I mean, if you have a child who is subject to a child  
11 protection order --

12 A. Yes.

13  
14 COMMISSIONER: -- has committed an offence or is accused  
15 of committing an offence, bail is sought, and the child has  
16 nowhere to go in terms of a stable residence, take, for  
17 example, a self-placing young person, that, one would  
18 think, is a factor relevant to the granting of bail?

19 A. Yes, a material factor, yes, you're right. I think in  
20 terms of what I was trying to explain with the Youth  
21 Justice Act, that can't be the single factor; yep.

22  
23 COMMISSIONER: Do you have any observations about the  
24 incidence of offending on the part of young people who are  
25 subject to child protection orders that have taken it upon  
26 themselves to self-place, so they're not staying at the  
27 authorised placement but are - they could be in a variety  
28 of different situations: couch surfing, staying with a  
29 family member, staying with a friend, sleeping rough on the  
30 street?

31 A. Yes.

32  
33 COMMISSIONER: Do you have any observations about the  
34 correlation between that behaviour or that circumstance and  
35 the likelihood of the young person committing an offence?

36 A. Yeah, I think I can safely say that increases the risk  
37 factors, and it makes it increasingly likely that a young  
38 person will offend and come before a court in the youth  
39 justice system.

40  
41 COMMISSIONER: Yes. Is that based on some data or just  
42 your experience over a long period of time?

43 A. Just my experience.

44  
45 COMMISSIONER: Yes. Can I ask you, going back to the  
46 incidence of crime being committed by young persons, have  
47 you noticed an increase in the level of violent crimes and

1 the intensity of the violence by young people, and, if you  
2 have, can you just offer your observations about that?  
3 A. Yes, and I think our data, which I don't have with me  
4 but I'm happy to take on notice and provide to the  
5 Commission, sort of evidences that increase in violent  
6 offending behaviour, absolutely, and --

7  
8 COMMISSIONER: That would be useful data if you wouldn't  
9 mind providing it?

10 A. Yes, certainly, yep. And anecdotally we would say the  
11 same is true of the young people whom we manage in youth  
12 detention as well. The frequency of the violent behaviour  
13 has increased over the last decade generally and the  
14 ability - the speed at which some of that behaviour  
15 escalates rapidly has also increased.

16  
17 COMMISSIONER: Do you have an opinion about why that  
18 increase has occurred or - I understand from your earlier  
19 answers that there's not one single factor, but are there  
20 some particular factors operating concurrently that you  
21 would identify as more significant?

22 A. We've certainly seen anecdotally an increase in the  
23 use of methamphetamines and substances like ice and the  
24 permanent damage that does to the brain and  
25 decision-making. We've seen I think the effects of that as  
26 a contributor, and some of the sort of multifaceted  
27 underlying disabilities and cognitive impairments that  
28 Ms Sweet referred to earlier also as a contributor to young  
29 people not being susceptible to conventional behaviour sort  
30 of change programming and interventions, yes.

31  
32 COMMISSIONER: Do you have any observations to make about  
33 the incidence of offending on the part of young people who  
34 are subject to child protection orders as between those who  
35 are placed in a family-based care arrangement such as  
36 foster or kinship caring on the one hand, and non-family  
37 based placements such as what's known as residential care?

38 A. Yes.

39  
40 COMMISSIONER: Do you have a view about any distinction as  
41 between those two forms of placement?

42 A. I don't know that I can properly comment on that,  
43 Commissioner. I think it stands to reason that where there  
44 is a positive and enduring relationship we would consider  
45 that to be a protective factor in terms of a young person  
46 not ending up in escalating trajectories of offending.

47

1 COMMISSIONER: Yes.  
2 A. But, as I outlined in my statement too, it's not  
3 exclusive to young people in the child protection system.  
4 I think we see lots of parents that are in good  
5 circumstances to be equipped to deal with challenging  
6 behaviour that have struggled to deal with some of those  
7 underlying factors that we just talked about to manage that  
8 young person's behaviour. I don't know that I can comment  
9 much more.

10  
11 COMMISSIONER: Yes, thank you. Ms Sweet.

12  
13 MS SWEET: Thank you, Your Honour.

14  
15 Just following up on a couple of things His Honour has  
16 raised with you, can I take you to Ms Connors' statement at  
17 paragraph 44, please, Mr Drane.  
18 A. Yes.

19  
20 Q. Yes. In this statement Ms Connors was speaking about  
21 the child protection system being very stretched in the Far  
22 North - at the time she was giving her statement we were  
23 preparing for hearings in Cairns - although she says these  
24 issues are not unique to Far North Queensland. I just want  
25 to take you down to 44(iii) on page 10 of the bundle. She  
26 says one of the ways in which the child protection system  
27 is stretched is that there are not enough foster carers,  
28 and that's the case in the South West region as well as Far  
29 North Queensland?

30 A. As I understand it, yes.

31  
32 Q. And she says:

33  
34 *There are not enough foster carers, so many*  
35 *children remain in residential care and as*  
36 *a result the residential care system is*  
37 *under significant pressure and this causes*  
38 *short-notice changes in arrangements that*  
39 *are barriers to good planning, for example,*  
40 *for release from detention.*

41  
42 I think you've spoken to that?

43 A. Yes.

44  
45 Q. Placement breakdowns?

46 A. Yes.

47

1 Q. And multiple placements for children?

2 A. Yes.

3

4 Q. And 3(b) is I think one of the points that His Honour  
5 was raising with you:

6

7 *Although a court cannot refuse bail solely*  
8 *because of a lack of family support or*  
9 *accommodation [and the Youth Justice Act is*  
10 *quoted there] the lack of a placement can*  
11 *influence the court's assessments of the*  
12 *likelihood of re-offending --*

13

14 A. Yes.

15

16 Q.

17 *... with the result the youth is remanded*  
18 *in custody.*

19

20 A. Yes.

21

22 Q. So lack of placements can lead to further remanding in  
23 custody because of the linkage between lack of placement  
24 and risk of re-offending?

25 A. Yes.

26

27 Q. And then the paragraph goes on to say:

28

29 *However, once in custody, they [the youths]*  
30 *are not prioritised for a placement until*  
31 *after a court makes the decision to release*  
32 *them. The lack of placement options for a*  
33 *youth leaving detention creates a*  
34 *significant risk of re-offending.*

35

36 A. Yes.

37

38 Q. You accept that?

39 A. Yes.

40

41 Q. Yes. At 45 - and we've touched on this, but this goes  
42 into it in a little bit more detail, the concept of girls  
43 being a particular vulnerable cohort of youths on youth  
44 justice orders?

45 A. M'hmm.

46

47 Q. And even more so if they have child protection

1 backgrounds:

2

3 *A high proportion of these girls live with*  
4 *complex acute and chronic trauma, and*  
5 *engagement in change-orientated program is*  
6 *highly challenging. For girls within the*  
7 *Far North Queensland region there is the*  
8 *added complexity of being particularly*  
9 *vulnerable to sexual exploitation.*

10

11 Just stopping there, I assume, Mr Drane, you heard the  
12 evidence last week of Aimee?

13 A. Yes.

14

15 Q. Who was - she was vulnerable to sexual exploitation?

16 A. Yes.

17

18 Q. And was sexually exploited?

19 A. Yes.

20

21 Q. And that occurred outside the Far North Queensland  
22 region?

23 A. Yes.

24

25 Q. And so that is not girls being particularly vulnerable  
26 who are on youth justice orders who have child protection  
27 backgrounds are - the added complexity that they're  
28 vulnerable to sexual exploitation is a vulnerability that  
29 occurs outside the Far North?

30 A. Yes.

31

32 Q. And you say this has been the subject of criminal -  
33 sorry, Ms Connors says that's been the subject of criminal  
34 responses through QPS' Operation Uniform Kalahari. Are you  
35 familiar with that operation?

36 A. Yes.

37

38 Q. In a general sense?

39 A. In a general sense, yes.

40

41 Q. "But also requires significant and highly skilled  
42 youth justice and child protection case management for  
43 these girls"?

44 A. Yes.

45

46 Q. Appreciating it's Ms Connors' statement but you adopt  
47 it, what - sounds like there is a gap, and that gap is the

1 need for significant and highly skilled child protection  
2 case management for these girls, and you'd accept that?

3 A. Yes.

4  
5 Q. What would that look like in order to help reduce the  
6 vulnerability of these girls to things like sexual  
7 exploitation? What does that case management look like?

8 A. I can't conclude as to what Ms Connors had in her mind  
9 when she was writing that paragraph, but in my view --

10  
11 Q. Yes.

12 A. -- I think it's increased capability and specialist  
13 training of those frontline staff to understand the complex  
14 factors and risk factors that may be material to sort of  
15 interacting with that child, you know, knowledge of trauma,  
16 knowledge of impacts on decision-making, on impulsivity.  
17 So a more experienced and highly capable practitioner, in  
18 my view.

19  
20 Q. Okay. Then picking up on this concept of  
21 self-placement you see at paragraph 48 of Ms Connors'  
22 statement she says, "More generally across the state  
23 self-placement is a frequent and significant issue"; and  
24 you'd agree with that?

25 A. Yes.

26  
27 Q. "When youths decide to leave their placement and couch  
28 surf or sleep rough, this usually means the risks of harm  
29 and of offending escalate exponentially"?

30 A. Yes.

31  
32 Q. Is that the risk - the risk of the offending  
33 escalating exponentially, again, knowing what you take from  
34 this statement that you've adopted, do we find that that  
35 type of offending and harm is that kind of very visible  
36 theme that you talked about earlier in your evidence?

37 A. It can be. But it can also be that the volume of  
38 offense - so more increased offending, not necessarily  
39 highly visible, highly dangerous activity, things like shop  
40 stealing, those sort of things, can increase exponentially  
41 in terms of the amount of crime, yes.

42  
43 Q. Okay. And she says, "Sometimes self-placement is  
44 driven by the youth looking to find a place of safety  
45 despite it often leading to worse outcomes"?

46 A. Yeah, I do accept that, yes.

47

1 Q. Then you'll see down at paragraph 52 under a heading  
2 of suggestions for reform relevant to the involvement of  
3 Youth Justice in the child safety system Ms Connors was  
4 suggesting that a more intensive model of contact and  
5 outreach supervision for child safety clients who are  
6 self-placing would be of great assistance?

7 A. Yes.

8  
9 Q. Now, you agree with that suggestion for reform?

10 A. I do, yes.

11  
12 Q. What would that look like to you?

13 A. I think to the point you just made I think it would be  
14 to seek to re-engage young people in positive or safer  
15 placements rather than self-placing or sleeping rough, for  
16 instance, given what we know in terms of that can often  
17 lead to worse outcomes for them. Yep. So assertive  
18 attempts to re-engage their staying in those suitable  
19 environments or those placements.

20  
21 Q. And what is leading - you'll appreciate since this  
22 Commission commenced there has been a lot of media  
23 attention to the concept of self-placing and the number of  
24 children self-placing within the system being, you know, in  
25 the many, many hundreds. Given your youth justice  
26 experience, why is the system failing to re-engage these  
27 children?

28 A. It would purely be an observation, and again it's  
29 based on not just the child protection cohort but all young  
30 people in the youth justice system, is that they often  
31 abscond or run away from homes, including their own family  
32 homes. They're not easy to locate, they obviously don't  
33 want to be located at times, and so that is a challenge in  
34 and of itself. I think that's all I could say on that  
35 point.

36  
37 Q. Mr Drane, again I assume you saw or have seen a  
38 summary of the youth justice case study that the Commission  
39 explored?

40 A. I have. A brief synopsis, yes.

41  
42 Q. Yes. And you're aware of the evidence of the regional  
43 executive director, Leanne Black, to the extent that she  
44 accepted that there had been no review done by the  
45 Department of Child Safety?

46 A. Yes.

47

1 Q. Following those events?  
2 A. Yes.  
3  
4 Q. And the point was made that at the time Youth Justice  
5 and Child Safety were part of the same department?  
6 A. Yes.  
7  
8 Q. And that Youth Justice was the lead portfolio within  
9 the department?  
10 A. Could you clarify that for me? I'm not --  
11  
12 Q. Yes. It was in the context of Ms Black giving  
13 evidence that the department, as it's now made up, could  
14 not locate formal briefing notes that were authored by  
15 Child Safety pertaining to the case study child either  
16 before or after the significant incident that occurred, and  
17 she said part of the reason for that was because the two  
18 departments were part of the same department and that Youth  
19 Justice was the lead portfolio who authored the briefing  
20 notes?  
21 A. I don't - I - if that was the evidence, then, yes,  
22 that's - I don't have any direct knowledge of that being  
23 the case, but, yes, I accept that that's probably likely.  
24  
25 Q. And it's the case, is it, that during the time that  
26 Youth Justice and Child Safety are part of the same  
27 department there's one office of the Director-General?  
28 A. That's true, yes.  
29  
30 Q. Ms Black was asked for - as part of a notice to  
31 produce was asked for - of information of any review of the  
32 processes or procedures that triggered - triggered by the  
33 offending behaviours and any details of any subsequent  
34 changes to legislation, policy and practice?  
35 A. Yes.  
36  
37 Q. And Ms Black's evidence was, as the incident was not a  
38 child death or a serious injury to a child or young person,  
39 there was no review of processes or procedures triggered by  
40 the offending behaviour?  
41 A. Yes.  
42  
43 Q. And no subsequent changes to legislation, policy or  
44 procedures.  
45 A. M'hmm.  
46  
47 Q. Now, I wanted to ask you as the current Acting

1 Director-General if you had been in that position at the  
2 time would you have thought it appropriate that there be  
3 some sort of review conducted?

4 A. That's a difficult question for me to answer because  
5 I wasn't - and my experience as the Chief Executive is  
6 limited to - as I said earlier, since January of this year.  
7 Without more detail on the specifics of the case as it  
8 concerned the Child Safety practice or decisions, which I'm  
9 not privy to, I don't think I could answer that question.  
10 Sorry.

11  
12 MS SWEET: Those are my questions for this witness,  
13 Your Honour.

14  
15 COMMISSIONER: Yes. Mr Drane, you worked in the combined  
16 department of Youth Justice and Child Safety for how long?

17 A. On and off, Commissioner. There were I think about,  
18 from memory, four or five machinery of government changes,  
19 but on two different occasions the department was combined.  
20 Yep.

21  
22 COMMISSIONER: And in terms of your career how many years  
23 did you spend working in the combined department, if I can  
24 call it that?

25 A. Probably about half of that time. So half of my  
26 23 years would have been in combined departments.

27  
28 COMMISSIONER: In your judgment and experience, did things  
29 work better when the two departments were as one than since  
30 the time that they have become separated, as they now are;  
31 in your opinion?

32 A. In my opinion, I think as it concerns frontline  
33 practice I think your statement is correct, that there  
34 would be better information sharing, for instance, better  
35 collaboration at a frontline level.

36  
37 COMMISSIONER: I was asking your opinion. I didn't make a  
38 statement, Mr Drane. I was just asking what you think  
39 about that.

40 A. Yes. My opinion is clouded by other factors relating  
41 to the administration of the department, in which case it  
42 can get a little - when I think about those corporate  
43 functions in the way the department structures itself and  
44 rightfully preserves the kind of statutory limitations of  
45 both the Youth Justice and Child Protection Act, that can  
46 cause some complexity and some challenge. But I maintain  
47 I think at a frontline level that probably is a better

1 outcome for practitioners and therefore children that we  
2 both work with.

3

4 COMMISSIONER: And why is it a better outcome? What's  
5 better at a frontline level if the department of Youth  
6 Justice and Child Safety is as one?

7 A. I think there's a.

8

9 COMMISSIONER: Bureaucratically that is?

10 A. Yeah, I think at its very core is probably a  
11 consistency of policy and practice settings, and the way in  
12 which both departments work and engage with young people  
13 and families.

14

15 COMMISSIONER: To take as an example in that regard the  
16 two programs that you mentioned, Staying on Track and the  
17 Regional Reset programs, they're both in effect outreach  
18 programs for young people when they come back to the  
19 community having been in youth detention, as I understood  
20 it?

21 A. Yes, Staying on Track --

22

23 COMMISSIONER: Broadly described?

24 A. Yes.

25

26 COMMISSIONER: And of course not all young people in youth  
27 detention are subject to child protection orders. I think  
28 you said that the figures are something like 23 per cent if  
29 you look at the narrower sort of overlap in terms of  
30 children with actual an child protection order as opposed  
31 to young people who have come to the attention of the  
32 department. So, just sticking to the narrower cohort of  
33 overlap, aren't the programs that your department, the  
34 Youth Justice Department, is engaged in in character  
35 similar to the sort of various programs that the Child  
36 Safety Department operates and facilitates in relation to  
37 the involvement of community-based organisations and the  
38 like in providing family-based care and family-led  
39 decision-making in connection with children who are the  
40 subject of child protection orders or child protection  
41 intervention of some kind?

42 A. Yes, I think what you say is true, there are  
43 similarities, although my view would be that the youth  
44 justice programmatic responses extend to all young people,  
45 not just those --

46

47 COMMISSIONER: Yes --

1 A. Yes.

2

3 COMMISSIONER: -- I acknowledge that. But tell me,  
4 please, in terms of the two programs you've mentioned, what  
5 is the interaction between the Youth Justice Department and  
6 the Child Safety Department in the design and giving effect  
7 to of those programs?

8 A. So, if I could start with the Regional Reset program,  
9 it was a government election commitment. It was designed  
10 and implemented by our department, Youth Justice and Victim  
11 Support, in collaboration with a range of other  
12 departments, including Child Safety. Child Safety staff  
13 regionally based sit on the referral panel for young people  
14 into that program, as do police, our colleagues at  
15 Education; so a number of other government agencies. So  
16 that program there, I would consider there to be good  
17 engagement at a regional level frontline. The Staying on  
18 Track was a little different in that it was a bit more  
19 explicitly crafted by the government, then in opposition,  
20 as an election commitment and had its origins, one, in  
21 evidence. We know that people exiting custody are at a  
22 higher risk and so need some enduring support to prevent  
23 them from re-offending. There were also - there was an  
24 audit - Queensland Audit Office report some years prior  
25 that had talked to the efficacy of support and sustained  
26 intervention post release from custody, and there was also  
27 a parliamentary select committee of the Queensland  
28 Parliament in I think around 2023 that tabled a report that  
29 sort of said much more needs to be done in terms of  
30 enduring support of young people exiting custody.

31

32 COMMISSIONER: Do you have a view about whether the  
33 likelihood of recidivism is greater in relation to young  
34 people who have been in detention and return following  
35 detention to non-family based residential care, and do you  
36 have any data in relation to that?

37 A. Do I - I don't have a - I don't - I have not - I don't  
38 have a view that differentiates the placement of children  
39 post exit from custody that gives me the ability to comment  
40 on that. Do we have any data on that? Not at an  
41 individual level. I mean, by extension, the percentages  
42 that you quoted earlier that are in my statement sort of  
43 lead me to believe that that proportion of young people -  
44 perhaps if I could put it this way. The challenge for  
45 youth detention shows out in the data around its efficacy  
46 in managing or reducing the likelihood of re-offending such  
47 that on average anywhere between 89 and 96 per cent of all

1 young people that enter detention end up re-offending in  
2 some way.  
3  
4 COMMISSIONER: So 89 to 90 per cent recidivism rate?  
5 A. That's correct, yes.  
6  
7 COMMISSIONER: That's a very high figure?  
8 A. It is. It is.  
9  
10 COMMISSIONER: So that's across the board?  
11 A. Yes.  
12  
13 COMMISSIONER: Do you have recidivism data in relation to  
14 children who are subject to a child protection order?  
15 A. No, we don't. We don't delineate right down. It  
16 requires some matching of data and sharing between the  
17 agencies and - very manually intensive.  
18  
19 COMMISSIONER: But presumably you could extract that data  
20 from your records because - correct me if I'm wrong, but  
21 I would assume that when a child is sentenced to a period  
22 of youth detention there will be a record in respect of  
23 that child --  
24 A. Yes.  
25  
26 COMMISSIONER: -- which would indicate whether the child  
27 is also subject to a child protection order?  
28 A. Yes. No, you're right, we could produce that data.  
29  
30 COMMISSIONER: I would be grateful for it and also the  
31 data in relation to recidivism --  
32 A. Yes.  
33  
34 COMMISSIONER: -- over, let's say, the last three to four  
35 years. These questions in terms of data, Mr Drane, I can -  
36 we'll confirm them in writing and provide you with a notice  
37 to give clarity to what is sought. All right. Thank you.  
38  
39 Now, they are all the questions I had. Who at the Bar  
40 table wishes to ask Mr Drane some questions?  
41  
42 MS FREEMAN: I've just got some brief questions. Perhaps  
43 I could go after everybody else.  
44  
45 COMMISSIONER: You want to sort of effectively re-examine  
46 --  
47

1 MS FREEMAN: Yes.

2

3 COMMISSIONER: -- which is fine, but it might be best to  
4 see if there are any other counsel who wish to ask  
5 questions before you do so.

6

7 MS AMOS: No, thank you.

8

9 MR KIYINGI: I might have --

10

11 COMMISSIONER: Yes, go ahead, thank you, Mr Kiyingi.

12

13 <EXAMINATION BY MR KIYINGI [11.28 am]

14

15 MR KIYINGI: Mr Drane, I'm from the Queensland Indigenous  
16 Family Violence Legal Service. Thank you for coming along  
17 and providing evidence. Just looking to your statement,  
18 paragraph 31, you outline some recommendations for reform.  
19 Alongside those recommendations would you also agree in  
20 terms of expanded therapeutic culturally safe supports?

21 A. Yes. Yes, I would.

22

23 Q. And earlier in your evidence you mentioned the Staying  
24 on Track program. If I remember correctly, you said there  
25 were 23 providers. You named a number of organisations,  
26 including Goolburri and Life Without Barriers. Would you  
27 be able to assist the Commission in terms of how many  
28 Aboriginal and Torres Strait Islander culturally -  
29 community-controlled organisations provide similar sorts of  
30 services?

31 A. Yes. I might need to take that on notice and come  
32 back to you, but I'm happy to provide that information to  
33 the Commission, yes.

34

35 COMMISSIONER: Yes. Thank you. We'll include that  
36 information you seek, Mr Kiyingi, in a notice and make it  
37 available.

38

39 MR KIYINGI: Yes. I have no further questions.

40

41 COMMISSIONER: Thank you, Mr Kiyingi. Now, I did see that  
42 Ms Greenwood was online previously, but she doesn't seem to  
43 be there presently. She's not here, so we'll have to just  
44 move on. We might take a five-minute break before the next  
45 witness is called - sorry, yes, I forgot you wanted to  
46 re-examine. Carry on.

47

1 MS FREEMAN: Yes, just briefly, thank you.

2

3 COMMISSIONER: Yes, of course.

4

5 <EXAMINATION BY MS FREEMAN

[11.30 am]

6

7 MS FREEMAN: Director-General, you were asked some  
8 questions about your views on the effectiveness of  
9 the child safety system. There are a couple of key  
10 differences between the youth justice system and the child  
11 safety system, aren't there?

12 A. There are.

13

14 Q. All right. So in terms of the child safety system,  
15 really, that's focused on the protection of children from  
16 harm?

17 A. Yes.

18

19 Q. And supporting families to keep children safe?

20 A. Yes.

21

22 Q. And, in terms of the department that you're the Chief  
23 Executive of, you're focusing on supervising youths on  
24 court orders either in detention or in the community; is  
25 that right?

26 A. That's correct.

27

28 Q. And you're really focused on delivering programs and  
29 services to address criminogenic needs and risks of  
30 re-offending?

31 A. That's correct.

32

33 Q. And then in terms of the cohort of youths that you're  
34 dealing with in your portfolio, the ages of the children  
35 are somewhat limited in terms of your involvement; is that  
36 right?

37 A. That's correct, the age --

38

39 Q. So you're looking at 10- to 17-year-olds?

40 A. That's correct.

41

42 Q. Whereas Child Safety is looking at children as young  
43 as babies?

44 A. Yes, that's correct.

45

46 Q. Right through to the end of their childhood?

47 A. Yes.

1  
2 Q. And also in terms of your portfolio and the system  
3 that you're overseeing at the moment the length of contact  
4 that your system has with children is very different, isn't  
5 it?  
6 A. It is, much shorter.  
7  
8 Q. Much shorter, often just for a few months at a time?  
9 A. Yes. Potentially even shorter, but, yes, just a  
10 number of months typically.  
11  
12 Q. Sure. Whereas the child safety system might see the  
13 child through for many, many years?  
14 A. Yes, to my understanding.  
15  
16 Q. Now, you were also asked some questions about the  
17 children who end up in out-of-home care or residential care  
18 and their intersection then with the youth justice system?  
19 A. Yes.  
20  
21 Q. Am I right in understanding that your evidence before  
22 was that things like adverse childhood experiences and  
23 maltreatment can increase the likelihood of a child coming  
24 into contact with the youth justice system?  
25 A. Yes, that's correct.  
26  
27 Q. Those things also increase the likelihood of a child  
28 coming into contact with the child safety system?  
29 A. Yes, correct.  
30  
31 Q. All right. And then if I could take you to that  
32 article that's attached to Ms Connors' statement, please,  
33 about the Victorian experience --  
34 A. Yes.  
35  
36 Q. -- and in particular page 15 of the bundle. So there  
37 should be a big number 15.  
38 A. Yes.  
39  
40 Q. In the first column under the heading "Factors  
41 influencing the maltreatment offending relationship" - do  
42 you see that there?  
43 A. Yes, I do.  
44  
45 Q. And if you go down to the second paragraph underneath  
46 that heading it starts with "Care system related risks"?  
47 A. Yes, I see that.

1  
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Q. You see that there? So the article there notes that:

*Care system related risks for Justice involvement include any placement in out-of-home care and specific placement in residential care or group home settings.*

A. Yes.

Q. It then grows on to say:

*Given that children entering residential care typically experience complex challenges prior to residing in these settings, ongoing debate exists as to the relative impact of past adversity, for example maltreatment, and placement-related factors, for example staffing, in explaining these outcomes.*

A. Yes.

Q. Now, in your experience with the Queensland system, is that similar; that is, there is a tension between whether it's the underlying challenging behaviours of youths that might lead them into residential care and also might lead them into criminal offending, or whether it's the instability of the home environment and being out of care that leads them to criminal offending? There's a tension between those two things, isn't there?

A. There is, absolutely, and that is the Queensland experience, and there is no data or empirical evidence to kind of support a view either way. And, as is the case in human services generally, attribution to any one particular factor leading to a trajectory is very difficult to establish.

Q. It's a little bit like the chicken and the egg kind of problem, isn't it: which comes first?

A. Yes.

Q. The challenging behaviour, the unstable home placement, or both?

A. Yes, correct.

Q. Okay. Now, you spoke about the Staying on Track

1 program and you indicated that the scale of investment in  
2 that by the current government was unprecedented?

3 A. M'hmm.

4

5 Q. It's the case, isn't it, that there's been some  
6 \$225 million invested by the current government over the  
7 next five years in the Staying on Track program?

8 A. That's correct, and \$50 million of that ongoing, yes.

9

10 Q. Yes. What does that kind of scale of investment mean  
11 for your department in the operations of the youth justice  
12 system?

13 A. Well, invariably it means another community-based  
14 embedded support to meet the kind of complex and  
15 challenging needs of young people that come into the youth  
16 justice system and better support families to support those  
17 young people to stay out of the system. Over time, I guess  
18 the government would expect its return on investment to  
19 look like a reduction in re-offending behaviour of young  
20 people exiting custody and safer outcomes for the  
21 community.

22

23 Q. Now, in Ms Connors' statement at paragraph 33 - and  
24 please feel free to turn that up - there's reference to the  
25 multi-agency collaborative panel?

26 A. Yes.

27

28 Q. Now, that's led by Youth Justice, isn't it?

29 A. It is.

30

31 Q. All right. And that's in fact embedded in the Youth  
32 Justice Act, in part 8A of the Act?

33 A. That's correct.

34

35 Q. All right. And that came into effect in around 2023;  
36 is that right?

37 A. That's about right, yes.

38

39 Q. And in paragraph 33 of Ms Connors' statement she notes  
40 there that it has not been as effective as intended?

41 A. M'hmm.

42

43 Q. Can you just tell the Commission a little bit about  
44 what the problem has been with that?

45 A. I think - so the Audit Office undertook an inquiry  
46 into the MACP system. It ostensibly focused on governance  
47 around the meetings that occur in regional locations, of

1 which there's 21 that occur across the state. They're  
2 designed to ensure collaborative case management and compel  
3 other agencies and non-government organisations who are  
4 working with a youth justice client to the table basically  
5 where there has been, for want of a better term, no  
6 effective responses at a normal case management level. So  
7 it's a point of escalation, I think. My understanding is  
8 that the challenges were sort of infrequent meetings,  
9 probably the wrong level of practitioner attending the  
10 meetings on occasion. Youth Justice has done a body of  
11 work since that time and that Audit Office finding to  
12 improve the governance of that MACP meeting process to  
13 address all those shortcomings.

14  
15 Q. Okay. Great. All right. Just bear with me for a  
16 moment.

17  
18 COMMISSIONER: Take your time, Ms Freeman.

19  
20 MS FREEMAN: Thank you.

21  
22 If I could just take you to paragraph 31 of your statement,  
23 please, Director-General?

24 A. Yes.

25  
26 Q. In particular subparagraph (c)?

27 A. Yes, I have that.

28  
29 Q. So you indicate in that paragraph that:

30  
31 *Given the characteristics and demographics*  
32 *of young people subject to youth justice*  
33 *orders, there's an opportunity to provide*  
34 *additional support and supervision for the*  
35 *youths subject to a child protection order*  
36 *who are considered a high risk of*  
37 *offending.*

38  
39 And you go on to give some examples there, including after  
40 hours for those in a residential care placement. Just to  
41 assist the Commissioner in terms of thinking about  
42 recommendations, what sort of practical examples can you  
43 identify that could go into providing this additional  
44 support and supervision for youths also subject to a CPO  
45 who are considered high risk of offending? What are you  
46 talking about there in terms of recommendations going  
47 forward?

1 A. Well, I guess probably twofold. I think I was minded  
2 towards the capability of the staff working in those  
3 environments and their specialist expertise around managing  
4 behaviour or de-escalation strategies. So that was the  
5 first point. The other and probably a practical example  
6 not dissimilar to our youth co-responder teams at Youth  
7 Justice and police, work together to look for I guess a bit  
8 of a proactive response to problematic behaviour where they  
9 encounter that happening, be that in the street or - and  
10 sometimes visiting some of those environments, to try and  
11 take a different course as opposed to, you know, an arrest  
12 or a notification to police.

13  
14 COMMISSIONER: Would you regard self-placing as  
15 problematic behaviour? Let's take a scenario where a young  
16 person has been in youth detention, returns, perhaps  
17 returns, let's say, to a residential placement and then  
18 after some period self-places. What sort of proactive  
19 response might be available on the part of the Youth  
20 Justice Department or Child Safety Department in responding  
21 to that behaviour if you do regard it as problematic?

22 A. Do I regard it as problematic? Yes, given the reasons  
23 we've talked to earlier, Commissioner, about the risk that  
24 that escalates offending.

25  
26 COMMISSIONER: Yes.

27 A. Efforts like I guess similar to the - the assertive  
28 outreach, I think was the phrase used, to try and locate  
29 that child or young person and have them return to or  
30 re-engage in a more suitable or appropriate placement.  
31 I think the logic flows that that would be a better outcome  
32 than, you know, allowing the child to continue on that sort  
33 of pattern of behaviour without any attempts to re-engage  
34 them in a placement.

35  
36 COMMISSIONER: Is any part of the Staying on Track  
37 program - does any part of that program involve assertive  
38 outreach for young people who are self-placing?

39 A. Yes, it would by virtue of, if they'd been in custody  
40 in the previous 12-month period, that provider would  
41 absolutely be looking to locate that child in the first  
42 instance and attempt to encourage them, motivate them to  
43 return to a suitable placement, yes.

44  
45 COMMISSIONER: Yes. Thank you. Ms Freeman.

46  
47 MS FREEMAN: Director-General, are you aware of the BRoSS

1 program that the Department of Child Safety run?  
2 A. I'm not, I'm sorry.  
3  
4 Q. Okay. Thank you. One of the things that you mention  
5 in paragraph 31(c) is - you say "including after hours".  
6 Are you talking about after hours capability from a Child  
7 Safety perspective --  
8 A. Yes.  
9  
10 Q. -- in dealing with youths that - that there are  
11 problems that are posed outside of 9 to 5?  
12 A. Yes.  
13  
14 Q. Is that what you're talking about?  
15 A. Yes, absolutely.  
16  
17 Q. So what do you see to be the issue there?  
18 A. Well, it's I guess a practitioner response at the  
19 point in crisis for many of those young people. If they've  
20 absconded from or left or - a placement or a home for that  
21 environment - I mean, that's ostensibly the role that the  
22 youth co-responders, the partnership between police and  
23 Youth Justice play for all young people. Having a similar  
24 sort of capability, I guess, in a child protection sense to  
25 make decisions and be able to leverage, you know, immediate  
26 resourcing would be beneficial in my view.  
27  
28 MS FREEMAN: Thank you. That was all that I had, thank  
29 you, Commissioner.  
30  
31 COMMISSIONER: Thank you, Ms Freeman.  
32  
33 Director-General, thank you very much for your time today  
34 and for the work you've done before coming here and the  
35 material you've provided. Very grateful for your insights  
36 and for taking the time to be here personally; that's  
37 appreciated. We shall let you get back to your important  
38 duties.  
39 A. Thank you.  
40  
41 COMMISSIONER: We'll just take a short break, five  
42 minutes.  
43  
44 MS SWEET: Yes, can I just indicate that the next witness  
45 will be available from 12.  
46  
47 COMMISSIONER: All right. We'll adjourn until 12 o'clock

1 then. Thank you.

2

3 **SHORT ADJOURNMENT**

[11.44 am]

4

5 COMMISSIONER: Thank you. Yes.

6

7 MS FORREST: Your Honour, the State calls Bettina  
8 Elizabeth Trenear.

9

10 COMMISSIONER: Yes, thank you.

11

12 MS FORREST: Senior prosecutor with the youth prosecution  
13 support unit.

14

15 COMMISSIONER: Yes, thank you, Ms Forrest.

16

17 **<BETTINA ELIZABETH TRENEAR, AFFIRMED**

[12.01 pm]

18

19 **<EXAMINATION BY MS FORREST**

20

21 MS FORREST: Ms Trenear, could you state your full name for  
22 the Commission, please?

23 A. It's Bettina Elizabeth Trenear.

24

25 Q. And did you sign a statement dated 2 February 2026  
26 submitted to the Commission?

27 A. I did.

28

29 Q. And are the contents of that statement true and  
30 correct?

31 A. It is.

32

33 MS FORREST: Your Honour, I also have a curriculum vitae  
34 for Ms Trenear that I tender.

35

36 COMMISSIONER: Yes; you tender it as part of a single  
37 exhibit, I think, if that's all right.

38

39 MS FORREST: Yes, that would be suitable, Your Honour.  
40 And I have a copy also of Ms Trenear's statement dated  
41 2 February 2026 that I tender.

42

43 COMMISSIONER: I have that.

44

45 MS FORREST: And I confirm Ms Trenear has that in front of  
46 her as well. Thank you.

47

1 COMMISSIONER: Yes, excellent. Thank you.

2

3 MS McMILLAN: Might I just ask if the witness could speak  
4 up a little?

5

6 COMMISSIONER: Yes. The statement will be exhibit CL-92  
7 together with the curriculum vitae of Ms Trenear.

8

9 **EXHIBIT #CL-92 - STATEMENT AND CURRICULUM VITAE OF**  
10 **MS TRENEAR**

11

12 MS FORREST: Thank you, Your Honour.

13

14 Ms Trenear, could you tell the Commission what  
15 qualifications you hold?

16 A. Certainly. So I have a bachelors of laws degree.  
17 I graduated in 2015. I have a graduate diploma of legal  
18 practice from 2017, and admitted as a legal practitioner in  
19 2021.

20

21 Q. Thank you. And what is your current position with the  
22 Queensland Police Service?

23 A. So I currently fill the role of a senior prosecutor as  
24 part of the youth justice support unit.

25

26 Q. And that's your substantive position?

27 A. Yes, that is.

28

29 Q. And in that role what courthouses do you cover in the  
30 south-west region?

31 A. So my position sits and covers the Darling Downs and  
32 south-west police districts. As part of the Darling Downs  
33 district that covers Toowoomba, Murgon, Cherbourg and  
34 Kingaroy courthouses.

35

36 Q. And prior to your current substantive role you had a  
37 couple of other positions with the QPS. Can you tell the  
38 Commission about those?

39 A. So prior to taking that role permanently I relieved in  
40 that role for approximately 10 months. Prior to that I was  
41 a prosecutor as part of the Toowoomba prosecutions team  
42 here in Toowoomba.

43

44 Q. And you've also acted in a number of positions  
45 recently. Can you tell the Commission about those two  
46 positions, please?

47 A. Yes. So I have relieved in the role of acting

1 principal prosecutor. So that's essentially the manager of  
2 the youth justice support team that oversees all of the  
3 senior prosecutors within that team across the state. And  
4 I've also done a number of relieving positions as officer  
5 in charge of Mareeba prosecutions.  
6

7 MS FORREST: Thank you, Ms Trenear. That's the  
8 evidence-in-chief of the State, Your Honour.  
9

10 COMMISSIONER: Yes, thank you, Ms Freeman.  
11

12 MR BOYD: Thank you, Commissioner.  
13

14 <EXAMINATION BY MR BOYD

[12.04 pm]

15  
16 MR BOYD: As I understand your background, Ms Trenear,  
17 you've effectively worked in youth justice prosecutions for  
18 about three years; is that right?

19 A. Yes.  
20

21 Q. I take it from that you spend an awful lot of time in  
22 court?

23 A. Part of my current role is more of a mentoring  
24 advisory role. I do get called on occasionally to assist  
25 the Toowoomba prosecutions team. As part of my role,  
26 however, when I'm called upon for court I am appearing  
27 before the Supreme Court on section 19B bail review  
28 applications.  
29

30 Q. Okay. But prior to your current role were you  
31 involved in Childrens Court prosecution work?

32 A. Yes, yes. So when I was a prosecutor with the  
33 Toowoomba team I was working in Magistrates Court,  
34 Childrens Court, domestic violence courts.  
35

36 Q. And in Childrens Courts proceedings it's a requirement  
37 under the Youth Justice Act for a parent to be present for  
38 criminal proceedings; do you accept that?

39 A. Yes.  
40

41 Q. And the definition of "parent" under the Act extends  
42 further than natural parent. It includes, relevantly for  
43 what we're talking about here today, legal guardians and  
44 people that have lawful custody of a child?

45 A. Yes.  
46

47 Q. And in the context of child protection that could

1 include a foster carer?  
2 A. Yes.  
3  
4 Q. A kin carer?  
5 A. Yes.  
6  
7 Q. And also an officer from the Department of Child  
8 Safety?  
9 A. Yes, correct.  
10  
11 Q. And is it the case that you would ordinarily expect a  
12 representative from the department to be present in a  
13 Childrens Court proceedings?  
14 A. Yes, yes.  
15  
16 Q. And what role do they fill when they do appear?  
17 A. So generally they're providing information to the  
18 court as to what current orders they're on. In Toowoomba  
19 there is a court liaison officer that generally sits in  
20 court every time we have our Childrens Court call-over in  
21 our sentencing court. They're generally providing  
22 information to the magistrate as called upon. Our  
23 magistrates here are quite interested to know what they're  
24 being provided when they are on those guardianship orders,  
25 and they're often called upon to answer those questions.  
26  
27 Q. Okay. Now, the liaison officer role is something that  
28 you've mentioned in your statement.  
29 A. Yes.  
30  
31 Q. That's not child safety officer, is it?  
32 A. They do work for Child Safety, but they're not  
33 necessarily their caseworker.  
34  
35 Q. Yes.  
36 A. They're basically the court liaison appearing for  
37 Child Safety.  
38  
39 Q. So what do you understand the nature of their role and  
40 the information they have to be?  
41 A. My understanding is they're there to answer questions  
42 of the court and provide that information as called upon  
43 and provide the relevant information that the magistrates  
44 want in relation to child safety orders.  
45  
46 Q. Okay. But, from your understanding, they don't have  
47 any particular knowledge or relationship with the child

1 who's appearing before the court?  
2 A. No, not directly. The information they're providing  
3 to the court is the information they gather from the  
4 systems.

5  
6 Q. And when they are gathering that information - and if  
7 you can't answer this just tell me - is that something  
8 that's occurring in court by access to such as a computer  
9 or do they come prepared to court?

10 A. Generally - well, depending on the questions asked by  
11 the magistrate, they generally come with a laptop and  
12 they're generally - some magistrates will ask some  
13 questions that they're not ordinarily used to asking. So  
14 they may need to be searching those systems to obtain that  
15 information.

16  
17 Q. Okay. And I think you've referred to this in your  
18 statement. Those officers are dependent upon the  
19 information that's recorded in the system?

20 A. Yes.

21  
22 Q. And, in your experience, is that information up to  
23 date?

24 A. It's very dependent on the caseworker and the child.  
25 Sometimes it's not up to date. Sometimes they're not able  
26 to provide any information.

27  
28 Q. Okay. And what types of issues - sorry, I take that  
29 back. Does it create issues in proceedings if there isn't  
30 up to date information available?

31 A. It can. In those circumstances the court's really  
32 reliant upon the instructions that the child is giving to  
33 their solicitor, and we don't have the information from the  
34 caseworker to advise, I guess, the other side of the story  
35 of what's happening with the child.

36  
37 Q. Okay. And you said that's for call-over days and  
38 sentencing days. So that's obviously when the department  
39 has advanced notice of a listing?

40 A. Yes.

41  
42 Q. But that's not the only time a child can appear before  
43 a court?

44 A. No, no.

45  
46 Q. Particularly if the child has been apprehended and  
47 there needs to be an application for bail?

1 A. Yes; correct.

2

3 Q. So is there a court liaison officer available when  
4 there's a bail application being made?

5 A. Usually, yes. We find the biggest problem that we  
6 have is when there's Saturday court. Often somebody might  
7 not be available or they're not linked into the court  
8 hearing to provide information.

9

10 Q. Okay. I'll just take it back a step before we get to  
11 the application itself. If a child is apprehended by  
12 police what's the process for, I guess, first obtaining -  
13 becoming aware that they're under the care of the  
14 department and then actually getting in touch with  
15 the department?

16 A. So we don't have any current flags on the system that  
17 notifies if a child is a Child Safety child or in the care  
18 of Child Safety. Some children do have flags, but it's  
19 very rare for them to be flagged as a Department of Child  
20 Safety child.

21

22 Q. And how would the police or the prosecution become  
23 aware then?

24 A. Generally the prosecution are becoming aware either by  
25 review of what information's been provided by the officers  
26 in the bail objection material or by sheer fact that the  
27 court liaison officer is at court.

28

29 Q. Okay. Would there be circumstances in which the  
30 prosecution may not become aware because you don't have  
31 that liaison officer or it's not apparent from the bail  
32 material?

33 A. Yes, correct. In those instances we'd be becoming  
34 aware when defence are saying that they're a Child Safety -  
35 under an order.

36

37 Q. Okay. Is that from a prosecution perspective  
38 important information to have?

39 A. It is important in a sense to know their living  
40 situations because where they reside or where they might be  
41 residing could be a determining factor. However, in terms  
42 of our decision whether to oppose bail or not, it's not  
43 really a relevant consideration in that aspect. In that  
44 aspect, we're more looking at the risk that that child  
45 poses to the community.

46

47 COMMISSIONER: Are you saying that the availability of a

1 placement for the child and the nature of the placement is  
2 not a matter that you, as the prosecutor, consider relevant  
3 to whether you oppose bail or not?

4 A. It is one of the factors, but it's not the deciding  
5 factor for us. We're more looking at the risk that the  
6 child poses to the community and whether they're likely to  
7 commit further offences that endanger the safety of the  
8 community.

9

10 COMMISSIONER: I understand that. But if the child  
11 doesn't have a current placement and the likelihood is that  
12 the child will self-place somewhere --

13 A. Yes.

14

15 COMMISSIONER: -- is that not a factor that you would take  
16 into account in expressing an attitude to the court as to  
17 whether bail ought be granted?

18 A. Yes, certainly. The Youth Justice Act, however, does  
19 prevent us from opposing bail solely on the fact that they  
20 don't have a placement. There has to be other factors at  
21 play to oppose bail. If it's merely - an officer can't  
22 merely hold a child in custody just because they don't have  
23 a residential address to go to.

24

25 COMMISSIONER: Yes, I follow. Thank you.

26

27 MR BOYD: And ultimately it's a matter for the magistrate  
28 whether bail is granted or not?

29 A. Yes; that's correct.

30

31 Q. Obviously that may inform your position and the  
32 submissions that you make?

33 A. Yes, that's correct.

34

35 Q. You said there was no flag in the system. Is that  
36 information that would be useful to have when you're  
37 picking up a file for a youth justice matter?

38 A. In terms of prosecution, I don't foresee it to be a  
39 big difference. But from a police officer operational  
40 point of view it may be beneficial for them. I imagine for  
41 them it would reduce a lot of communication time delays  
42 with that if they know that they need to go straight to the  
43 Department of Child Safety in terms of obtaining that  
44 information; it may just reduce unnecessary phone calls.

45

46 Q. Okay. I think you said a moment ago that Saturday  
47 court can be a problem as far as the court liaison officer

1 is concerned?

2 A. Yes.

3

4 Q. Is that just because they're not rostered to work on  
5 Saturdays?

6 A. I'm not entirely sure what their rostering system is  
7 like for Saturdays.

8

9 Q. Okay. What do you do as a prosecution on a Saturday  
10 morning bail list if you have a child who you're aware is  
11 the subject of an order from the department?

12 A. There are email addresses available to utilise. But,  
13 from my previous experience of just trying to have some  
14 form of communication information from them, there's quite  
15 a considerable delay in obtaining a response.

16

17 Q. Yes. And we're talking about a Saturday morning bail  
18 list; so we need a fairly prompt response.

19 A. Yes.

20

21 Q. We can't wait until Monday.

22 A. Yes.

23

24 Q. Otherwise the child might be held in custody  
25 unnecessarily.

26 A. Yes, that's correct; yes.

27

28 Q. Is that something that should be improved? Should  
29 there be someone that the prosecution should be able to  
30 contact in the event of Saturday morning bail?

31 A. I think generally in terms of communication with  
32 prosecutions it should be improved across the board.

33

34 Q. Well, why do you say that?

35 A. It can reduce a lot of delays. I often find that,  
36 without having that information available at hand when  
37 required or promptly, it can provide delays for the court.  
38 It can provide delays in making decisions in terms of  
39 various ways to progress with their matters, in terms of  
40 potentially making applications to revoke bail and the  
41 likes.

42

43 Q. Okay. So you're saying information in a fairly  
44 general sense there. What type of information are you  
45 talking about?

46 A. Information in relation to where they're currently  
47 residing and how they're currently doing on any orders; if

1 they're aware of - if they're reporting with Youth Justice  
2 when required; if they have any information about their  
3 compliance on their bail programs; if they've absconded,  
4 information like that.

5

6 Q. Okay. And, from your observations, these types of  
7 issues as far as needing to obtain this information and  
8 having difficulties with the department, does that apply to  
9 children who are in all different types of care types as in  
10 foster and kin care and residential --

11 A. Yes.

12

13 Q. -- or is it more so one than the other?

14 A. I would say globally it's an issue with getting that  
15 information.

16

17 Q. Okay. Do you ever have child safety officers come to  
18 court, as in the allocated child safety officer for the  
19 child?

20 A. Sometimes they will; yes.

21

22 Q. Okay. Do you find that to be beneficial to the  
23 process?

24 A. Other than placing their name on the record, I don't  
25 often find they add any extra information of use.

26

27 Q. Okay. Notwithstanding that they would have the most  
28 up to date information?

29 A. Correct.

30

31 Q. Or one would presume they would have the most up to  
32 date information?

33 A. Yes, yes. Often the magistrates may ask them, but  
34 it's generally diverted to the court liaison officer to  
35 answer those questions. Generally I find that they're  
36 essentially like the mouthpiece in court for Child Safety.

37

38 Q. Okay. And, as you've set out in your statement, there  
39 are some areas in this jurisdiction where there are no  
40 court liaison officers?

41 A. Yes; that's correct.

42

43 Q. And you've identified Murgon, Cherbourg and Kingaroy,  
44 I think; is that right?

45 A. Yes.

46

47 Q. What happens in those Childrens Courts then?

1 A. I don't personally appear in those courts, but I have  
2 spoken to the prosecutors that do appear in those courts  
3 and they have a very frustrating relationship with Child  
4 Safety and find regularly the magistrates are adjourning  
5 matters to obtain that information.  
6

7 Q. Again what type of information are we talking about?

8 A. I can only have a guess as to how they're doing in  
9 their placements, where they're currently residing, what  
10 options are available for the child.  
11

12 Q. And when we're talking about adjournments at what  
13 stage of the proceedings are they adjourning it; bail  
14 application or just a few more mentions before we get to a  
15 sentence? What are we - what sort of adjournments --

16 A. I don't have that specific information, but I can only  
17 assume it's when they're first in custody and when we're  
18 needing that information right away.  
19

20 Q. Okay. And one - sorry, before I go to the next topic,  
21 if there is no court liaison officer in those other  
22 courthouses how is this information being obtained? Are  
23 they relying on it being emailed through in advance or does  
24 someone get on the phone?

25 A. I'm not aware of how they obtain that information,  
26 sorry.  
27

28 Q. Okay. You've spoken about the difficulties of - the  
29 difficulties that placements for children can have in these  
30 proceedings.

31 A. Yes.  
32

33 Q. Can you just elaborate on what you've said in your  
34 statement there as far as either having inappropriate  
35 placements or an absence of a placement impacts the  
36 Childrens Court proceedings?

37 A. Yes. So generally with those situations Child Safety  
38 may not be able to provide an address to the court, and  
39 I often find that the magistrate will essentially say  
40 that's not good enough and force their hand and allow them  
41 to be released into the custody of Child Safety.  
42

43 Q. So you're talking about in a bail application?

44 A. In a bail application; yes.  
45

46 Q. So this is presumably when a child's first been  
47 arrested --

1 A. Yes.  
2  
3 Q. -- and they've been brought before the court?  
4 A. Yes, yes, yes.  
5  
6 Q. Okay.  
7 A. If the magistrate deems that they should be released  
8 on bail they will just - sorry, Commissioner?  
9  
10 COMMISSIONER: No.  
11  
12 WITNESS: If a magistrate deems that they're to be  
13 released upon bail they will often just put as one of the  
14 conditions released into the custody of Child Safety or at  
15 an address as approved by Child Safety. I've also seen  
16 magistrates release them or have their initial residential  
17 address at the office of Child Safety, and then from there  
18 they're essentially putting the onus on Child Safety to  
19 find a placement for that child.  
20  
21 MR BOYD: And I think you refer to this particular issue  
22 at about paragraphs 13 and 14 of your statement where you  
23 have identified that Child Safety will sometimes seek  
24 adjournments so that they can locate an approved address?  
25 A. Yes.  
26  
27 Q. And is that in relation to seeking an adjournment in  
28 the middle of a bail application?  
29 A. Yes, yes.  
30  
31 Q. And how long would that type of adjournment be that  
32 they ask for?  
33 A. Generally they're probably just seeking until the next  
34 day.  
35  
36 Q. Yes.  
37 A. And I know from personal experience that's often not  
38 successful when granted and the magistrate will divert to  
39 just releasing them to the custody of Child Safety and  
40 essentially say to them, "You've got to figure it out."  
41  
42 Q. Yes, okay. So, just so I understand it, the child  
43 safety officer will be seeking an adjournment of a bail  
44 application that would see a child stay in custody longer  
45 than necessary --  
46 A. Yes.  
47

1 Q. -- so that they can find somewhere for them to go?  
2 A. Yes, yes.  
3  
4 Q. Okay. In circumstances where they're obviously  
5 responsible for that child's placement?  
6 A. Yes, correct.  
7  
8 Q. And, from what you've just said, magistrates are not  
9 attracted to that?  
10 A. No.  
11  
12 Q. And it seems the workaround is to just simply put it  
13 on Child Safety and say, "The child's been bailed to your  
14 custody. You need to find a placement."  
15 A. Yes, that's correct.  
16  
17 Q. Okay. Whilst that perhaps is not an ideal outcome, it  
18 ensures that a child is not staying in custody any longer  
19 than is required.  
20 A. Yes, yes.  
21  
22 Q. That then flows into another issue where police or  
23 prosecutions may not have up to date bail addresses.  
24 A. Yes.  
25  
26 Q. Can you just explain how that comes about?  
27 A. So in circumstances where they're released into the  
28 custody of Child Safety the bail condition will often say  
29 that it's at an address as approved by Child Safety, and  
30 that essentially gives Child Safety the power, I guess, to  
31 relocate the child provided that it's an approved address  
32 by them. But there's often a disconnect between  
33 communication with them and updating police with where that  
34 current address is, and it causes problems when the child  
35 is on a residential and a curfew condition when we don't  
36 know where they're currently residing, we're unable to  
37 monitor their compliance on those conditions.  
38  
39 Q. Is there any legal requirement that exists that  
40 obliges Child Safety to inform the prosecution or police as  
41 to the current address?  
42 A. It depends on how the magistrate has worded the  
43 condition. But, essentially, they're acting in a role as a  
44 guardian so they should be providing that information to  
45 police. But, if we are checking their curfew and they're  
46 not at the address that we are aware they're at, then  
47 police officers will be breaching them for that bail.

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47

Q. Okay. Just before we get to that issue --

A. Yes.

Q. -- how would Child Safety let police know and how would that then find its way into the system?

A. Generally in the past I've seen by email. However, in Toowoomba we do have a youth co-responder team who have a 24-hour mobile. They also monitor their emails on a 24-hour basis. So there is also that ability to notify them.

Q. Okay. And then we come to the breach of bail issue that you just mentioned --

A. Yes.

Q. -- where police will attend to do a curfew check or a residential check at the listed address but it's not the up to date address.

A. Yes.

Q. And police will then charge the child, I take from what you've just said?

A. Yes, yes.

Q. And what then happens then to sort of fix that problem, because if an address had been approved through Child Safety and they were staying in the correct location but police have out of date information that's obviously an incorrect charge?

A. Yes. So essentially a flag goes on our system and the child is listed as wanted for questioning, and it will be in relation to that breach of bail charge. That will generally stay on the system until the child either speaks to police or is arrested on fresh offences. At that point that's when they can have that discussion with the officer in relation to what happened regarding that breach of bail, and at that point they might advise police that they were residing in a Child Safety placement or they had been relocated, they were living at an address approved by Child Safety, and then either prosecutions or the officer would make those enquiries with Child Safety to try and obtain the information as to whether it was an authorised relocation or not.

Q. Okay. And how often does this type of issue come up?

A. I would say quite regularly. The children seem to be

1 moved between placements on a pretty regular basis.

2

3 Q. So what you've just described presents a number of  
4 issues. One, we have a child having unnecessary  
5 interactions with police, which we would like to minimise  
6 that as much as possible?

7 A. Yes.

8

9 Q. That could go potentially as far as them being charged  
10 on the incorrect information; do you accept that?

11 A. Yes.

12

13 Q. And, if it is the case that there had been an address  
14 approved by Child Safety which hadn't been communicated,  
15 police are investigating something and expending  
16 resources --

17 A. Yes.

18

19 Q. -- where this all could have been avoided by Child  
20 Safety simply sending an email advising of the correct  
21 address; is that right?

22 A. Yes, that's correct. That's correct.

23

24 Q. Okay.

25 A. And also I guess reducing the resources to go and  
26 check on those bails. They may not have other children at  
27 that placement that they need to check compliance with. So  
28 they're expending unreasonable resources going to check at  
29 all these placements.

30

31 Q. Sorry, just one moment. Just dealing still with this  
32 issue, is the current system of having an email sent  
33 through - when it's at least used; it sounds like it's not  
34 used that often - is that an effective system or should  
35 there be a more streamlined process, or should it go to a  
36 central hub or what would be better?

37 A. No, it's absolutely not. It's not a reasonable system  
38 at all. I think if there was some kind of centralised  
39 system that everyone could have access to and we could have  
40 immediate access to that information, then we're not  
41 relying upon a human answering emails, we're not waiting  
42 for them to return from leave or fill their position, what  
43 have you. If we have immediate access to that information  
44 it would be a lot better.

45

46 Q. Okay. So that's not just a bail address - an approved  
47 address; so that would be more information, by the sounds

1 of it?

2 A. Yeah, I think generally if information was more  
3 readily available it could improve both police services,  
4 prosecution services, youth justice services.

5

6 Q. What type of information would be useful? Obviously  
7 we have the approved address; that's one thing.

8 A. Yep.

9

10 Q. But what else would be of assistance?

11 A. I think in relation to we always find issues with who  
12 their approved person is as well. Magistrates will often  
13 put a condition on the bail that they're allowed to be away  
14 from their address if they're with an approved person. We  
15 often don't have information in relation to that. Often  
16 children will counter our bail breach with, "I was with an  
17 approved person," but we don't have information to overcome  
18 that. So, if we're able to know who Child Safety are  
19 approving as those people, we can make those enquiries and  
20 check. And, I mean, ultimately it's again reducing that  
21 unnecessary engagement with police. If we can have  
22 information available to officers, they don't need to have  
23 that interaction with police.

24

25 Q. Okay. Do you have any views on how this information  
26 sharing might actually occur in practice? I'm not familiar  
27 with the totality of the systems you have access to.

28 A. So as far as I understand we all have independent  
29 systems. Our system is called QPRIME, and that's where all  
30 of police information is stored, is on the QPRIME system.  
31 Our systems speak readily to the courts. However, our  
32 systems don't speak readily to the Youth Justice systems or  
33 Child Safety. As far as I understand, Youth Justice and  
34 Child Safety have a system that the information crosses  
35 over a little bit, but we don't have access to that system.

36

37 Q. Okay. Noting that significant sort of information  
38 system reform is a substantial sort of task to undertake,  
39 before perhaps something like that could be reached what  
40 would be a better way of Child Safety notifying police  
41 about these things with bail conditions?

42 A. I think if they just utilised the systems that were  
43 available currently. Like I said, the YCIT team generally  
44 will have somebody available in that unit on a 24/7 basis  
45 and there's a mobile phone that they utilise, and obviously  
46 emails. But emails we're relying upon people. So I think  
47 if they were able to utilise the systems that were

1 available that might be useful.

2

3 Q. Okay. Sorry, just one moment, please. Just finally  
4 in relation to the bail conditions, are there any other  
5 conditions that are impacted by decisions of Child Safety?  
6 We've spoken about residential locations and also approved  
7 person. Are there any other conditions that Child Safety  
8 has?

9 A. Probably just the conditional bail program, because  
10 the children are reliant upon Child Safety assisting them  
11 with transport to programs.

12

13 MR BOYD: Okay. Thank you. I don't have any further  
14 questions.

15 A. Thank you.

16

17 COMMISSIONER: Yes, thank you. Any questions? No. Now,  
18 Ms Greenwood, do you have any questions for this witness?

19

20 MS GREENWOOD: Thank you, Commissioner. Just a quick  
21 [indistinct].

22

23 COMMISSIONER: Yes, go ahead.

24

25 MS GREENWOOD: Thank you.

26

27 <EXAMINATION BY MS GREENWOOD

[12.30 pm]

28

29 MS GREENWOOD: Witness, may I check to your knowledge is  
30 the court liaison officer someone employed by Child Safety  
31 with access to the Child Safety database?

32 A. Yes, as far as I'm aware.

33

34 Q. And, in contrast, in your experience when a child  
35 comes before the court, a parent or an adult in the  
36 household with responsibility for the child is expected to  
37 be there --

38

39 COMMISSIONER: Ms Greenwood, I'm sorry to interrupt you.  
40 There's a lot of feedback at your end, I think - I'm not  
41 sure why - making it difficult to hear you clearly. I'll  
42 just see if I can ask the AV people what they think the  
43 problem is. Just if you wouldn't mind waiting for a  
44 minute. Ms Greenwood, some settings have been changed.  
45 Could you repeat your question, please?

46

47 MS GREENWOOD: Yes, of course. Thank you, Commissioner.

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I was asking, in contrast, when a child comes before the court a parent or an adult in the household with responsibility for the child is expected to be there?

A. Yes, that's correct.

Q. So one concern I note - can you comment on this - is that the QPS is not talking to the proper decision-maker of the child?

A. Sorry, I don't quite understand --

Q. If you're talking to the court liaison officer who just has knowledge from the database, that's not really someone standing in place of a parent or standing in place of an adult in the household with responsibility for the child?

A. Yes, yes. I understand. That's the way that the system was set up. I'm not quite sure when the court liaison officer service was set up. However, when it was set up there was a noticeable difference to the court being able to obtain some information from Child Safety as opposed to the way the system was previously where they were reliant upon the caseworker appearing in court.

Q. So no critique of more information being available, but does that not mean that you don't even have the proper decision-maker for the child in the court like you would for a normal child from a household?

A. I can't answer that question.

Q. Why not? Sorry, why can't you answer that question?

COMMISSIONER: Perhaps I can rephrase it for you. I think what's being put to you is this. The department makes available a liaison officer. That's the practice.

A. Yes.

COMMISSIONER: But doesn't make available routinely, as I understand the evidence, a child safety officer. So I think the proposition being put to you is that if the department needs to get information about the child, perhaps even potentially permission about certain things affecting the child, then you don't have available in the courtroom the person with the responsibility for the child but rather a liaison between the department and presumably the person responsible rather than the person responsible; is that the proposition that you're putting, Ms Greenwood,

1 effectively?

2

3 MS GREENWOOD: Put perfectly, thank you, Commissioner.

4

5 COMMISSIONER: Now, what was really put to you is a  
6 conclusion. Therefore, in that scenario, you don't in fact  
7 have available to you the proper decision-maker, to use  
8 Ms Greenwood's phrase.

9 A. Yes. My understanding is there is a requirement for  
10 those caseworkers to provide that information to the court  
11 liaison officer so they can pass it on to the court.  
12 They're essentially a conduit of that information. And my  
13 assumption is that Child Safety is heavily underresourced  
14 in terms of caseworkers. So having that particular  
15 caseworker available for every court mention may not be  
16 feasible.

17

18 COMMISSIONER: So really what you have is the proper  
19 person or the person with the authority, that is the child  
20 safety officer, you have that person's agent, in effect?

21 A. Yes, yes. Yes.

22

23 COMMISSIONER: I think that's the position, Ms Greenwood,  
24 rather than the principal.

25

26 MS GREENWOOD: Thank you, Commissioner. I think I've made  
27 my point.

28

29 COMMISSIONER: Yes. Are there any further questions you  
30 wish to ask?

31

32 MS GREENWOOD: No, thank you, Commissioner.

33

34 COMMISSIONER: Thank you, Ms Greenwood. Yes?

35

36 MS FORREST: Your Honour, I do have a couple of questions  
37 for re-examination.

38

39 COMMISSIONER: Yes, please.

40

41 <EXAMINATION BY MS FORREST

[12.36 pm]

42

43 MS FORREST: Ms Trenear, you mentioned that the Youth  
44 Justice Act does prevent you as a police prosecutor from  
45 opposing bail solely on the basis that a child doesn't have  
46 a placement.

47

A. Yes.

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Q. Is it correct that you were referring to section 48AA(6) of the Youth Justice Act?

A. I don't recall it off the top of my head, but that does sound the right section.

Q. Thank you. If I ask you is it correct that it's part 5 of the Youth Justice Act, which is sections 47 to 59A, that deals with bail for young people?

A. Yes.

Q. Apologies, I don't have a hard copy to tender or show the witness, but if I could just read out that section 48AA. So subsection (6) says that:

*The court or police officer must not decide there is an unacceptable risk of a matter mentioned in section 48AAA(2) or (3), or to refuse to release a child from custody, solely because 1 or both of the following apply:*

*(a) the child has no apparent family support;.*

*(b) the child will not have accommodation, or adequate accommodation, on release from custody.*

Is that the section you're referring to?

A. Yes, yes.

MR FORREST: Thank you, Ms Trenear.

Your Honour, we can provide an electronic copy of that section to you, if it's helpful.

COMMISSIONER: Thank you, but I'm sure the Commission can access the statute. But thank you for pointing out the particular provisions of it.

MS FORREST: Thank you, Your Honour.

Ms Trenear, you gave some evidence about the court liaison officers and some of the things that are now working well with that system. Is it correct that prior to the introduction of - first I should ask you do you remember

1 when the child liaison officers were first introduced?

2 A. I don't recall, sorry.

3

4 Q. And is it correct that the system prior to those CLOs  
5 coming to court was for each individual child subject to a  
6 child safety order, that the relevant child safety officer  
7 would sit in court?

8 A. Yes. So I would liken the system prior to the  
9 introduction of the court liaison officer similar to what's  
10 currently happening in Murgon and Cherbourg and Kingaroy;  
11 yeah.

12

13 Q. Okay. And were there some problems with that system?

14 A. Yes. So, as I said in relation to those areas, a lot  
15 of unnecessary adjournments just trying to obtain  
16 information, that information not being readily available  
17 and the court being unable to be properly informed.

18

19 Q. And are you aware is one of the reasons the child  
20 liaison officers were introduced to avoid child safety  
21 officer sitting in court all day waiting for a matter to be  
22 called on so that they could prioritise work in the field?

23 A. Yes. Yes.

24

25 Q. And is it theoretically possible that if a child  
26 liaison officer needed to contact a child safety officer  
27 while they were in court that they could do so by phone?

28 A. Yes.

29

30 Q. Have you had experience of that?

31 A. Yes. Previously I've had matters, they might need to  
32 be stood down for a couple of minutes while that court  
33 liaison officer gets on the phone to the caseworker or the  
34 magistrate has asked for that caseworker to be available  
35 either in person or to appear by phone so they can ask  
36 those questions directly to them.

37

38 Q. And ask those questions directly to the person  
39 responsible for making decisions about the child?

40 A. Yes.

41

42 Q. You gave evidence about it being beneficial if there  
43 was some centralised system everyone could have access to  
44 and information being more readily available via that  
45 system, and you gave some examples. Would some other types  
46 of information that might be useful to have as a police  
47 prosecutor be the type of protection order the child is on?

1 A. Yeah, I could see that being potentially beneficial,  
2 especially knowing the distinction between a long-term  
3 order as opposed to, like, a temporary custody order or an  
4 urgent order along the likes.

5

6 Q. And what about contact details for the relevant carer,  
7 whether they're foster or kinship or even the residential  
8 care facility?

9 A. Yes, that would be beneficial.

10

11 MS FORREST: Those are all my question, Your Honour.

12

13 COMMISSIONER: Thank you very much.

14

15 Ms Trenear, thank you for your time. Thank you for the  
16 participation in the work of the Commission, for providing  
17 the statement and for coming along and sharing your direct  
18 knowledge of how the system works and for your suggestion.

19

20 A. Thank you.

21

22 COMMISSIONER: We'll adjourn until 2 o'clock. I believe  
23 we have one more witness this afternoon.

24

25 MR BOYD: Yes, Commissioner

26

27 COMMISSIONER: We'll adjourn until 2 o'clock.

28

29 **LUNCHEON ADJOURNMENT** [12.42 pm]

30

31 COMMISSIONER: Thank you. Yes, Ms Freeman.

32

33 MS FREEMAN: Thank you, Commissioner. Commissioner,  
34 I call Detective Inspector Renee Garske. The witness is in  
35 the witness box.

36

37 COMMISSIONER: Thank you.

38

39 **<RENEE LOUISE GARSKE, SWORN** [2.01 pm]

40

41 **<EXAMINATION BY MS FREEMAN**

42

43 MS FREEMAN: Could you please tell the Commission your  
44 full name and your current rank?

45

46 A. Sure. My name's Renee Louise Garske. I'm a detective  
47 inspector currently attached to the Darling Downs district  
48 crime group.

49

1 Q. Great. And you've been the QPS for about 25 years  
2 now; is that right?  
3 A. That's correct, yes.  
4  
5 Q. And you've spent about 20 years of your career working  
6 in child protection; is that right?  
7 A. Yes, that's correct.  
8  
9 Q. All right. Including being the officer in charge of  
10 the child protection investigation unit here in Toowoomba?  
11 A. Yes, that's correct.  
12  
13 Q. All right. And you're also the youth crime  
14 coordinator for the southern region at your current level;  
15 is that right?  
16 A. Yes, that's correct. I oversight the youth crime  
17 within the Darling Downs district.  
18  
19 Q. Great. I'll just show you a document, please,  
20 Detective.  
21 A. Thank you.  
22  
23 Q. Is that just a summary of your work history with  
24 the Queensland Police Service?  
25 A. Yes, that's correct; a summary of my work history and  
26 a summary of my higher duties relieving that I've  
27 undertaken.  
28  
29 MS FREEMAN: Great. I'll tender that, please,  
30 Commissioner.  
31  
32 COMMISSIONER: Yes, thank you. That summary will be  
33 exhibit CL-93  
34  
35 **EXHIBIT #CL-93 - SUMMARY OF WORK HISTORY AND HIGHER DUTIES**  
36 **OF DETECTIVE INSPECTOR GARSKE**  
37  
38 MS FREEMAN: Thank you. Now, Detective Inspector, you  
39 have provided a statement in relation to the Inquiry; is  
40 that right?  
41 A. Yes, that's correct.  
42  
43 Q. All right. And that is dated 4 February 2026?  
44 A. That's correct.  
45  
46 Q. All right. And it has two attachments?  
47 A. Yes, that's correct.

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Q. And is that statement true and correct to the best of your knowledge and belief?  
A. Yes, it is

MS FREEMAN: I'll tender that, please, Commissioner.

COMMISSIONER: That will be exhibit CL-94

**EXHIBIT #CL-94 - STATEMENT OF DETECTIVE INSPECTOR GARSKE**

COMMISSIONER: Ms Freeman, could I have a copy of the summary of the work experience?

MS FREEMAN: Yes, of course, Commissioner. We have plenty here.

COMMISSIONER: That's all right.

MS FREEMAN: Thank you. That was all that I had at this stage. Thank you, Commissioner.

COMMISSIONER: That's all right.

MR BOYD: Thank you, Commissioner.

**<EXAMINATION BY MR BOYD [2.03 pm]**

MR BOYD: Good afternoon, Detective Inspector.  
A. Good afternoon.

Q. In the statement you provided you, amongst other things, responded to a notice that was provided to police?  
A. That's correct.

Q. Yes. And there were some particular questions that you were asked and you answered to the best of your knowledge in response to those?  
A. That's correct, yes.

Q. I just want to ask you about some of the responses that you've given there. One of the first matters that you were asked about was in relation to any trends or issues observed by QPS in relation to children on dual orders, and by that I mean child protection and youth justice orders; yes?  
A. That's correct, yes.

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Q. And you noted that whether a child is on a dual order or is on dual orders is not recorded necessarily in the QPRIME system; is that right?

A. Yes, that's correct.

Q. Other than it might be in a file note or a case note entry somewhere, but it doesn't have a specific location where that information could be stored?

A. That's correct.

Q. Is this information, being whether or not a child is the subject to a child protection order, is that the type of information that would be useful to police who are investigating matters?

A. It certainly can be useful if it's a case of there's other meetings or forums where QPS are involved in such as through the SCAN forum, it may be useful to assist in terms of that, or potentially through the multi-agency collaborative panels, through the MACP, that may be something that's relevant as well for police to have that information at the time.

Q. What about if police get called out to an incident and they're apprehending a child or investigating a child; would it be useful for them to have that information?

A. Look, it potentially could be useful in terms of assessments that they make, whether they then provide a referral to the Department of Child Safety or through to Youth Justice so that they can be fully informed of the information in relation to that young person.

Q. Would there be scope in your view - sorry, I'll withdraw that. Would it be of benefit to have a system that enables police to know whether a child is the subject of a child protection order as part of police records?

A. Look, it potentially would be helpful to assist in terms of having a full assessment so that police could undertake a holistic assessment of that young person and have knowledge of whether or not that young person's in the - subject to the child protection system or the youth justice system.

Q. Okay. Moving on then to another topic, you have usefully provided some data with respect to calls for service in the region over a three-month period from last year?

1 A. That's correct.  
2  
3 Q. And I just wanted to confirm this data, this relates  
4 to calls for service to residential care facilities; is  
5 that right?  
6 A. That's correct, yes.  
7  
8 Q. Okay. And it's over the three-month period of 1 July  
9 to 30 September 2025 there were 228 calls for service?  
10 A. That's correct, from that data.  
11  
12 Q. And that's about two and a half a day?  
13 A. Potentially.  
14  
15 Q. It's about two and a half a day.  
16 A. Right.  
17  
18 Q. But, in your experience, it's not as though things  
19 have happened that evenly. Are there times where calls for  
20 service to a residential care home are more likely to occur  
21 such as at night time or on a weekend or something like  
22 that?  
23 A. I guess anecdotally I can probably provide advice in  
24 relation to after hours there may be more calls for service  
25 in terms of to residential care facilities. That could be  
26 as a result of potentially bail compliance or a young  
27 person being absent from their placement.  
28  
29 Q. Okay. And, with respect to the data that's been  
30 provided, that doesn't say who made the call to police? It  
31 could be a neighbour, it could be a member of the  
32 community, it could be staff at the home, it doesn't  
33 differentiate; is that right?  
34 A. That's my understanding.  
35  
36 Q. Okay. And you mentioned just then the types of  
37 matters that they might be called out for, such as bail  
38 compliance or children being missing. The other one that  
39 shows up in the data as being quite significant are  
40 disturbances, if I can use that term broadly; is that  
41 right?  
42 A. Yes, that's correct.  
43  
44 Q. With respect to disturbances, if I can put it that  
45 way, what types of incidents are police actually responding  
46 to there? What are the types of things that are being  
47 reported?

1 A. In relation to disturbances?  
2  
3 Q. Disturbances, yes.  
4 A. So, in terms of that data, it hasn't specifically  
5 drilled down to what exact calls for service involved with  
6 those disturbances.  
7  
8 Q. Okay.  
9 A. However, I can say sort of anecdotally that  
10 potentially could be anything related to a behavioural  
11 issue, a call for service around property damage, some type  
12 of an incident with another resident within that  
13 residential care facility; that would probably be the types  
14 of calls for service within that group of I suppose  
15 overarching disturbance, if that make sense.  
16  
17 Q. Okay. And another one that features heavily in the  
18 data is children being absent or missing. Sorry, just for  
19 the purposes of the transcript, you're nodding in agreement  
20 to that?  
21 A. Yes, certainly. Yes.  
22  
23 Q. And who's making that call, in your experience? Is  
24 that coming from staff to report that or is it coming from  
25 elsewhere?  
26 A. It usually would be someone from within the staff or a  
27 carer within that residential placement that would be  
28 making that call for service around being absent from  
29 placement or being missing from placement. Depending on  
30 the hours, it potentially could also be from another agency  
31 such as the child safety officer who's got responsibility  
32 for that young person. They may well then make a report in  
33 regard to that child being missing.  
34  
35 Q. Do you know - and you may not know the answer to this  
36 - whether staff in these facilities have obligations to  
37 report children missing to police at any particular point  
38 in time?  
39 A. Yes, certainly there's obviously structures in place  
40 for the staff when they deem a young person is missing from  
41 their placement or missing. That, I would imagine, would  
42 be provided to them by their department around when to make  
43 a report to police in that instance.  
44  
45 Q. Okay. But you don't have any knowledge of what that  
46 actually looks like?  
47 A. No, I don't.

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Q. Okay. That's fine. Now, when there is a call-out to a residential home this obviously places a strain on - sorry, I withdraw that. How long would police normally have to be involved in a call-out? How much time does that take?

A. Look, I guess it would really depend on the circumstances. Like, each case individually would be assessed on its merits, depending upon what the nature of the call for service was. If it was, say, something in relation to property damage, that type of thing, there would be obviously things that the police would need to do, speak with neighbours, gather evidence, et cetera, around that, if it was they were looking at doing some type of a criminal investigation. If it was a call for service in relation to another issue, it would really depend upon how quickly they were able to resolve that issue satisfactorily.

Q. Okay. Because you mention in - sorry, are we talking hours potentially, even on a simple call-out?

A. Again, it would really be dependent on a case by case, really. Some things could be resolved a lot quicker than others, just really depending on the circumstances.

Q. Sure. Because you mention - and this is at 22 of your statement, the last sentence - that these types of calls for service place undue strain on QPS resources. Can you just elaborate on what you mean by that?

A. Yeah, sure. So, say if it's a disturbance involving two young people within that care placement, often times it would be the case if that young person was in a home setting that would be something that a parent would be able to obviously navigate or deal with appropriately as opposed to calling for police to deal with a matter and resolve it. The challenge around those issues is that it unnecessarily could criminalise that young person. Actions, essentially, that police take may criminalise a young person as opposed to if it was dealt with in a way that would reduce an unnecessary call for service from QPS.

Q. And is that because when you say it's unnecessarily criminalising the young person is that because, once police enter a situation, there are certain rules and obligations that police have and procedures that need to be followed which might result in someone being charged criminally?

A. That's correct.

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Q. Even though it's perhaps a matter that, if it was dealt with privately, didn't need to escalate to that level?

A. That's correct.

Q. Okay.

COMMISSIONER: Just on that, Detective Inspector, what discretion as a matter of ordinary practice - and I assume in accordance with police standing orders - does a police officer have attending a disturbance, I suppose anywhere, but including in this context at a residential care facility where there are young actors involved?

A. Yes, certainly. There is a level of discretion, Commissioner, that they would apply. Obviously the police are looking in terms of operating under the Youth Justice Act, the provisions of the Youth Justice Act, which is anything from take no action to arrest subsequently and other alternatives in between; that would be what an officer would be looking at. If it's a call for service from a first response officer, they're usually your uniformed general duties officers. If it's matters that require a criminal investigation, we would then be looking at our specialist resources, i.e. our child protection investigation unit, our criminal investigation unit. That may elicit a different response because of the threshold of offending that they would be looking at. But certainly, in terms of just if it's a general disturbance, that would be something that obviously a level of discretion could be applied, however really dependent on the circumstances.

MR BOYD: Okay. And I take it, even if no action is taken against a child, it's preferable to minimise as many contacts they have with police in any event?

A. Absolutely.

Q. Bearing those matters in mind and the types of reasons for these calls for service, can you identify any other body, agency, person that might be able to assist with this to avoid police having to have that level of involvement?

A. Sure. Look, I am aware of the joint agency protocol that was developed in relation to reducing unnecessary police calls for service to residential care facilities, particularly around ensuring that we're not criminalising young people unnecessarily and matters can be dealt with accordingly. So certainly I think persons in charge of

1 residential care facilities, there's provisions to be able  
2 to sort of ensure appropriate training to de-escalate  
3 situations and I guess looking at a last resort in terms of  
4 involving QPS in those instances.

5  
6 COMMISSIONER: Sorry, what was the program you mentioned?  
7 A. Sure. So that's the joint agency protocol in relation  
8 to reducing the calls for service to residential care  
9 facilities by police.

10  
11 MR BOYD: Is that referred to in your statement?  
12 A. I haven't referred to that in my statement, but  
13 I could provide a copy of that, if it assists.

14  
15 Q. That would be of assistance, thank you.  
16 A. Yep.

17  
18 COMMISSIONER: Could you just tell us in broad outline as  
19 best you can - you don't have a document in front of you;  
20 I understand that - what the joint agency protocol is  
21 intended to achieve and anything else that you think is  
22 relevant about that?

23 A. Yes, certainly. So essentially the joint agency  
24 protocol is really to assist care facilities to be able to  
25 work out how they'll triage calls for service to QPS  
26 essentially; so things that could be dealt with as a matter  
27 of course without involving police calls for service and  
28 matters obviously where it does require for police  
29 attendance where there's, you know, some sort of serious  
30 criminal offence that's been committed, some sort of danger  
31 to members within that home or other members of the  
32 community, that type of thing. But certainly if it's a  
33 case of matters that are on the minor end of things, such  
34 as a disturbance, a dispute between young people, if I use  
35 that as an example, that's something that really shouldn't  
36 require a call to service to the QPS to deal with.

37  
38 MR BOYD: Okay. Does the department get involved in this  
39 process? Where there has been a call for service and  
40 perhaps it's one of the less serious issues like we've been  
41 talking about, where does the department fit into the  
42 response?

43 A. The department of? Sorry.

44  
45 Q. Sorry, the Department of Child Safety.

46 A. Yeah, sure. So in terms of that I'm not sure exactly  
47 what their protocols are around that if it's, say, during

1 business hours, whether the residential care facilities  
2 will contact the relevant CSO of the department to address  
3 those issues. But certainly in terms of police calls for  
4 service often times we're finding that that will be after  
5 hours that usually those calls for service anecdotally are  
6 coming in.

7  
8 Q. I think you've spoken to some of the issues that can  
9 come from an inability to contact the department after  
10 hours in your statement, and that police are taking on  
11 non-core activities as a consequence of not being able to  
12 get in touch with the department; is that right?

13 A. That's correct.

14  
15 Q. Can you identify any examples of issues that come  
16 about from not being able to get in touch with the  
17 department during after hours?

18 A. Yeah, certainly. So I guess the challenges that QPS  
19 face in that space is that we are the 24/7,  
20 seven-day-a-week, 365-day organisation to assist and  
21 respond in terms of community safety issues, the challenge  
22 being is oftentimes, say, again, if I use an example of a  
23 young person and needing to sort of find a placement for  
24 them, or a suitable placement, there isn't that ability to  
25 find a suitable placement for them, so subsequently they  
26 may end up staying in the police station or sleeping in the  
27 place station overnight. That's really not a suitable  
28 place for a young person to be based. It's obviously  
29 really a last resort. Police will do the best they can in  
30 terms of trying to identify and assist and find a  
31 placement, but really it's probably more beneficial to that  
32 young person to have someone qualified in that space to be  
33 responding.

34  
35 Q. What type of circumstances would need to occur for  
36 that to transpire, what you've just described there, where  
37 there is a child who's not to say in the custody of police  
38 but has come to police attention and they need to find  
39 somewhere for the child to stay and it's someone under the  
40 care of the department? What type of things would lead to  
41 a child being with police like that?

42 A. It could be a child that's been located that was  
43 missing from a placement.

44  
45 Q. Okay.

46 A. It could be a case of a young person that's been  
47 released from police custody and has been bailed to attend

1 a certain address and needing to have a support person to  
2 come and collect that young person. It could be sort of a  
3 number of instances relating to that type of a scenario  
4 essentially that would then cause for them to be in a  
5 police station essentially as a place of safety.  
6

7 Q. How often is this occurring, that children are having  
8 to spend the night sleeping in a police station?

9 A. Look, I don't have the exact data around sort of how  
10 many times that has occurred, but certainly anecdotally  
11 I can say that it does occur.  
12

13 Q. If the child came to the attention of police during  
14 business hours, is the protocol then to get in touch with  
15 the department and the department will then come and  
16 collect the child and make arrangements?

17 A. Yes, that's correct.  
18

19 Q. So this situation only occurs after business hours,  
20 when no-one from the department can be contacted?

21 A. That's correct.  
22

23 Q. And there's no facility or option available to police  
24 in lieu of not being able to contact someone from  
25 the department to actually place the child somewhere safe?

26 A. That's correct. We do have crisis care after hours  
27 that the police can contact, which is an after-hours phone  
28 service available that the department have. But often  
29 times there can be delays in being able to get in contact.  
30 There can be other calls for service that they're triaging.  
31 Really, it's a case of needing to have somebody there to be  
32 able to facilitate a transport of that young person, an  
33 assessment of the placement that they're going to to ensure  
34 that it is a safe and appropriate placement as well. QPS,  
35 we can obviously check our systems through QPRIME to  
36 assess, but ultimately we're needing that advice from Child  
37 Safety to be able to place that child.  
38

39 Q. The crisis care you've just described, what's that?

40 A. So that's a phone contact for after-hours support that  
41 the Department of Child Safety have available. There's a  
42 police-only line that can be accessed, and there's also a  
43 line for members of the community that can contact as well.  
44

45 Q. Okay. Will they be able to organise a placement in  
46 the middle of the night or?

47 A. They can certainly assist, but oftentimes it can be a

1 challenge if they can't find a placement. That young  
2 person's still with police at a police station ultimately  
3 until a suitable placement's found.  
4

5 Q. Where does a child sleep if they have to sleep in a  
6 police station?

7 A. So, depending on the police station, the facilities  
8 that are available, we've got safe rooms now that have been  
9 established. We also have our interview rooms, which have  
10 got - they term it a look-alike room, so it's supposed to  
11 replicate a lounge room, essentially, and, you know, we'll  
12 ensure as best as possible we can sort of make that child  
13 feel safe and comfortable. However, it's not ideal, you  
14 know, given that matters - other matters that the police  
15 are dealing with and potentially could be dealing with at  
16 all hours of the night.  
17

18 Q. And no doubt it's a damaging experience for a child to  
19 have to spend the night sleeping in a police station when  
20 there's nowhere else for them to go?

21 A. Look, I would suspect so.  
22

23 Q. How can we make that better from a policing  
24 perspective? What would be a tool or a system that you  
25 would like to have available to police who are confronted  
26 with that sort of situation?

27 A. Yeah, certainly, look, I think for police it would be  
28 that capability to have an after-hours response that was  
29 able to deploy on the ground, or extended hours, something  
30 of that nature, that would assist in terms of QPS.  
31

32 Q. Okay. And you're talking about the Department of  
33 Child Safety having the after-hours capacity; is that  
34 right?

35 A. That's correct.  
36

37 Q. Okay. Another matter that you talk to in your  
38 statement is - it's commonly known as secure care. Are you  
39 able to tell the Commission what you understand secure care  
40 to be?

41 A. Certainly. So I understood secure care to be an  
42 alternative placement for young people with high needs,  
43 whether it be complex backgrounds, needs that need to be  
44 supported and addressed, such as substance abuse issues,  
45 mental health issues, an alternative essentially to a youth  
46 detention facility that a young person could have treatment  
47 applied but also within a setting that it affords them the

1 opportunity to be connected to their community and  
2 connected to their parents, their caregivers, their next of  
3 kin, their extended support group to assist them when they  
4 do then return to community.

5  
6 Q. Okay. And, as I understand your evidence from your  
7 statement, you would be supportive of a facility or a  
8 program like that?

9 A. I would be supportive of that.

10  
11 Q. What benefit do you see from a policing perspective  
12 having that type of facility or program available?

13 A. I think in terms of a policing point of view anything  
14 related to early intervention where we can help and support  
15 young people to try and address causal factors that lead  
16 towards their offending or their entry into the child  
17 protection system would be of great benefit to ensure then  
18 the best outcome not only for that young person but for  
19 their family and also for the community.

20  
21 Q. Okay. Would this be just for children who are subject  
22 to child protection orders or for children who are  
23 committing offences more generally or are at risk of  
24 committing offences? What do you see as the target  
25 demographic for this?

26 A. Sure. Look, I think any child at risk of harm or at  
27 risk of potentially entering the child protection system or  
28 entering the criminal justice system, I think that there  
29 would be benefit to intervene as early as we can to ensure  
30 that we're trying to address those causal factors, have a  
31 circuit breaker ultimately to assist and support that young  
32 person so that they can then hopefully get back on the  
33 right path, address the issues that may be then leading to  
34 them being either committing offences or subject to child  
35 protection orders or in the child protection system.  
36 I think that early intervention approach, certainly there's  
37 research that shows there's many benefits that can be  
38 gained from that.

39  
40 Q. Certainly. Another matter which you've suggested -  
41 this is at paragraph 55 - was having the capability to have  
42 a 24-hour on-call support for acute cases and tailor  
43 behaviour support plans to address high-risk behaviours as  
44 alternatives to solely punitive measures. Could you just  
45 explain what you mean by that?

46 A. Yeah, certainly. So, again, that's really in  
47 reference to being able to have an alternative to the QPS

1 ultimately assisting and supporting young people.

2

3 Q. So like what we're talking about a little while ago?

4 A. That's correct.

5

6 Q. Instead of police going out, there's someone else that  
7 can go and assist?

8 A. Absolutely. Yep.

9

10 Q. Okay. Was there anything more you wanted to add to  
11 that?

12 A. Look, really, just I suppose what I was trying to say  
13 in terms of that is to try and prevent young people from  
14 entering the criminal justice system, that's really what  
15 we're wanting to do, to have those expertise available to  
16 young people so that it's not just the QPS that are  
17 responding. I think I may have mentioned too the YCRT as  
18 well as an option, where it's two government departments  
19 working in collaboration together to help and support young  
20 people in that space.

21

22 Q. I was just about to get to that --

23 A. Sorry.

24

25 Q. -- so we might go to that, and it's convenient that  
26 you brought that up. Could you just explain briefly what -  
27 firstly, YCRT stands for the youth co-responder team?

28 A. That's correct.

29

30 Q. And that's a joint enterprise between the police  
31 service and Youth Justice; is that right?

32 A. That's correct.

33

34 Q. Can you just briefly explain how that works, please?

35 A. Yes, certainly. So we've had the Toowoomba youth  
36 co-responder team in existence here in Toowoomba since  
37 2023. It's a joint operation involving QPS officers and  
38 also Youth Justice workers. They work a 24/7 roster  
39 together in collaboration. They'll assist and support in  
40 terms of providing bail support to young people that are  
41 subject to electronic monitoring devices. They'll assist  
42 the family as well in terms of ensuring that that young  
43 person is meeting the compliance obligations of that EMD,  
44 or that electronic monitoring device. They'll also assist  
45 with offering referrals to other agencies or non-government  
46 departments that may be able to assist and support to  
47 ensure that that young person is engaged in some type of an

1 activity that can help and assist and support them, whether  
2 it be education, alternative education, some sort of  
3 pro-social activity to ultimately divert them from the  
4 criminal justice system. It's been in existence in  
5 Toowoomba for the last two years, and so far we've had some  
6 really positive successes.

7  
8 Q. Yes.

9 A. And I guess really the big positive from the QPS point  
10 of view is we've got another government department that's  
11 responsible for young people working hand in hand together  
12 in collaboration to ultimately ensure the best outcomes for  
13 those young people, their families and ultimately the  
14 community.

15  
16 Q. I just want to drill down into that a little bit  
17 further. You said it operates 24/7. What do the  
18 operations actually look like? Is there a joint office  
19 between Youth Justice and QPS? Are people out in cars  
20 or --

21 A. Yep.

22  
23 Q. What do the operations actually look like?

24 A. Absolutely. So it is a proactive team that is in  
25 existence. They operate in Toowoomba out of our Newtown  
26 police facility. So it is one Youth Justice officer  
27 working with one police officer. They'll work in the car  
28 together. If there's matters that they need to go and  
29 attend to, they'll do that together. We also have a police  
30 liaison officer as well as part of that team, so they can  
31 help and assist and support in terms of - if we have First  
32 Nations young people or people from other identified  
33 backgrounds that are subject to EMD or any other concerns  
34 that we have, they will work in collaboration together.  
35 They will also share information as well from the relevant  
36 systems. So the QPS obviously are focused on interrogating  
37 the QPRIME system and our Youth Justice counterparts having  
38 access to their systems as well just to be able to provide  
39 a holistic picture in relation to young persons that we're  
40 dealing with. They'll also do engagement activities as  
41 well with other stakeholder groups that we have within the  
42 community as well to build those relationships.

43  
44 Q. How does a child come to be involved with this team?

45 A. Certainly. So there's a number of ways. It can be  
46 referrals. It could be self-referred. It can be referrals  
47 from family, next of kin to the youth co-responder team.

1 It also can be through information that we obtain in regard  
2 to the serious repeat offender cohort, young people subject  
3 to EMDs, and also through our Reset initiative as well that  
4 our co-responder team look at. That's our early  
5 intervention program where we're looking at young people  
6 who seem to be emerging in the criminal justice system,  
7 whether it be through interaction with police by virtue of  
8 they've been cautioned for something, their behaviours are  
9 starting to escalate, we've got concerns around them,  
10 looking to sort of try and intervene early to assist with  
11 whatever supports referrals, education referrals to get  
12 them ultimately back on the right track, if you like, for  
13 want of a better word, and ensuring that we're diverting  
14 them from the criminal justice system.

15  
16 Q. How many children would be in this program at any  
17 given point in time?

18 A. It can vary. Ultimately it's something that's just -  
19 depending on what's happening at the time, what young  
20 people are actually subject to EMDs, young people that are  
21 emerging, it can really vary. It's not sort of necessarily  
22 just a program as such. It's really a support referral and  
23 an ability to respond.

24  
25 Q. Sorry, I'm just trying to get a sense of the scale of  
26 it.

27 A. Sure.

28  
29 Q. I don't know whether we're talking about five children  
30 or 200 children?

31 A. Look, in terms of numbers, there's no sort of specific  
32 set numbers. They're not case managing --

33  
34 Q. Yes.

35 A. -- I suppose if that sort of assists and makes sense.

36  
37 Q. Okay.

38 A. It's really that first point of contact triaging  
39 except for if it's a young person subject to an EMD.

40  
41 Q. Okay. Sorry, what are you referring to when you say  
42 EMD?

43 A. Sorry, if it's someone - if it's a young person  
44 subject to an electronic monitoring device --

45  
46 Q. Yes. Sorry.

47 A. -- then that young person will be known because the

1 YCRT are helping to support and assist in terms of their  
2 bail compliance.  
3  
4 Q. Okay. Does the YCRT receive referrals from the  
5 Department of Child Safety?  
6 A. They can do.  
7  
8 Q. Okay. Are many of the children who come through the  
9 YCRT on dual orders or on Child Safety orders?  
10 A. Look, again, anecdotally there may be touch points  
11 with both departments, but in terms of specifically having  
12 that data for you I don't have that exact specifics.  
13  
14 Q. Okay. I take it the YCRT would be open to receiving  
15 more referrals from Child Safety if it was appropriate?  
16 A. If it was appropriate, yes.  
17  
18 Q. Okay.  
19  
20 COMMISSIONER: Detective Inspector, the electronic  
21 monitoring device, that's the result of a court order,  
22 I take it?  
23 A. That's correct, Commissioner.  
24  
25 COMMISSIONER: In lieu of juvenile detention?  
26 A. That's correct, yes.  
27  
28 COMMISSIONER: Yes.  
29  
30 MR BOYD: That ordinarily be part of a bail condition; is  
31 that right?  
32 A. That's right, yes.  
33  
34 Q. Now, there's some other initiatives that are also in  
35 operation in the area which you've referred to in your  
36 statement. I'll just ask you briefly about them. The  
37 first is the SCAN team?  
38 A. Yes.  
39  
40 Q. That's the serious child abuse --  
41 A. That's our suspected child abuse and neglect team --  
42  
43 Q. Suspected child abuse, yes.  
44 A. -- that's correct.  
45  
46 Q. Yes. Those types of teams have been in existence in  
47 Queensland for a long time?

1 A. That's correct.

2

3 Q. What is a SCAN team supposed to do?

4 A. So essentially the SCAN team will overview/case manage  
5 serious and complex child protection matters. It's a  
6 multi-agency team involving Youth Justice, Child Safety,  
7 Police, Education, Health and some other NGO departments as  
8 well. They will usually have a weekly meeting, and the  
9 idea is to discuss complex child protection case management  
10 matters.

11

12 Q. Okay. You note at 27 of your statement that the  
13 Toowoomba SCAN team, to use your language, has evolved into  
14 an information-sharing platform only. What do you mean by  
15 that?

16 A. So essentially instead of actually looking in terms of  
17 doing case management of those matters and leveraging off  
18 the partnerships that exist, it's more an  
19 information-sharing model, essentially is the feedback  
20 that's been given to me in relation to the SCAN team.

21

22 Q. So say, for example, instead of the various  
23 departments getting together, sharing information and  
24 working out a plan for a child, certain referrals, whatever  
25 it may be, it might be that people attend the meeting and  
26 Youth Justice says "this is the new information we've got",  
27 Health says "this is the new information we've got", but  
28 there's no real outcome that comes from it; is that what  
29 you mean?

30 A. Yes, potentially.

31

32 Q. Okay. I take it that's not achieving the best results  
33 then for the children that are being discussed at these  
34 meetings?

35 A. Look, and I think it's - and there could be reasons  
36 behind that as to why, but I guess it's not really  
37 leveraging off those representatives that you've got in the  
38 room that have got vast years of experience in relation to  
39 child protection matters.

40

41 Q. Does any particular department take a lead in those  
42 meetings?

43 A. So the lead for the SCAN meetings is the Department of  
44 Child Safety.

45

46 Q. Okay. And do you participate in these meetings, or  
47 have you?

1 A. No, I don't. We've got a detective senior sergeant  
2 that will participate in those meetings and is the QPS  
3 representative and the core member for the QPS within those  
4 meetings.

5

6 Q. Okay. Are you aware of any examples of inaction after  
7 QPS has raised matters at these meetings?

8 A. Not that I'm specifically aware of myself.

9

10 Q. Okay.

11 A. I'd have to refer to the officer that's the  
12 representative on that.

13

14 Q. Certainly. Okay, I won't take that one any further.  
15 And there's another program, if I can call it that. The  
16 acronym's MACP, which is the multi-agency collaborative  
17 panel?

18 A. That's correct.

19

20 Q. In addition to referring to it in your statement  
21 you've provided a document which provides a high-level  
22 overview of it attached to your statement?

23 A. That's correct.

24

25 Q. Could you please explain at a high level how this  
26 actually operates?

27 A. Yes, certainly. So the MACP's - multi-agency  
28 collaborative panel, or MACP as we refer to, that's been  
29 established and it's legislated now to assist all agencies  
30 to be able to share information in relation to the serious  
31 repeat offender cohort. That's a metric that's determined  
32 by the Department of Youth Justice in relation to what  
33 young people emerge on that, but essentially it's the top  
34 10 per cent of the serious repeat offending cohort,  
35 essentially. All members of the multi-agency collaborative  
36 panel sit and assist and try and case manage and try and  
37 work out plans forward to ultimately provide whatever  
38 supports or referrals that that young person may need to  
39 assist as a circuit breaker to prevent them from committing  
40 further offences.

41

42 Q. Okay. How does that differ from, say, the SCAN team?

43 A. Sure.

44

45 Q. We've got similar departments, by the sounds of it,  
46 who are involved in these meetings?

47 A. Yes, that's correct. So the SCAN team are looking in

1 terms of child abuse, child protection matters, whereas the  
2 MACP is looking at that serious repeat offender cohort.

3  
4 Q. Okay.

5 A. SCAN is - the lead agency for SCAN is the Department  
6 of Child Safety. The lead agency for the MACP, the  
7 multi-agency collaborative panel, is Youth Justice. The  
8 membership does cross over in terms of all departments  
9 being involved in both SCAN and MACP.

10  
11 Q. Okay. How have you found this program to be in this  
12 region? Has it been effective?

13 A. Look, I believe it has been effective. In Toowoomba  
14 specifically or the Darling Downs we have a Toowoomba MACP,  
15 a Toowoomba multi-agency collaborative panel. We also have  
16 the Cherbourg multi-agency collaborative panel, and that  
17 was established as - it was an identified need specifically  
18 to have that set up for that area of the Darling Downs  
19 district.

20  
21 Q. What does success look like or good outcomes look like  
22 going through this process?

23 A. Sure. Success would look different for each young  
24 person. Ultimately at the end of the day success really is  
25 to try and ensure that we're diverting those young people  
26 from the criminal justice system; we're helping and  
27 supporting and assisting for them to meet their obligations  
28 in relation to their bail compliance; that we're trying to  
29 assist and support them with referrals to education,  
30 getting them re-engaged back into education; we're trying  
31 to transition them so that they then can ultimately meet  
32 their full potential and be a member of the community  
33 that's not involved in offending ultimately at the end of  
34 the day. But for each young person success looks different  
35 depending upon obviously what their goals are as well.

36  
37 Q. Of course. And what's the police's role in that  
38 panel? I take it, you know, Education's role will be  
39 different to the Department of Child Safety's role --

40 A. Yep.

41  
42 Q. -- and it's different to the Youth Justice role, and  
43 of course the police has their role. What does police  
44 bring to the table?

45 A. Sure. So police, what we bring to the table is we've  
46 got access through our QPRIME system in relation to whether  
47 that young person's committed any further offences, whether

1 there's other offences that are outstanding; I guess  
2 contributing in terms of our conversations around, well,  
3 what other activities or initiatives or engagement would  
4 help that young person to ultimately divert them from  
5 the criminal justice system. So we participate in that  
6 conversation by sharing information with the other  
7 participants and departments, and also assisting around  
8 case managing those young people as well.

9  
10 Q. Okay. There's one other program I wanted to ask you  
11 about, which is Toowoomba Reset, which I think you briefly  
12 mentioned before. This is a relatively new program, is  
13 that right, started at the end of last year?

14 A. That's correct.

15  
16 Q. It's a joint initiative between QPS and Youth Justice;  
17 is that right?

18 A. That's correct, yes.

19  
20 Q. As I understand it, this is directed at particularly  
21 high-risk youths between the age of 10 and 15?

22 A. Yes, that's correct.

23  
24 Q. Are these the serious repeat offender cohort?

25 A. No, this is the next emerging cohort of young people  
26 that we identify through a different level of metric that  
27 we --

28  
29 Q. Okay.

30 A. -- that we're looking to try and intervene early, and  
31 ultimately to divert them from the criminal justice system  
32 and divert them from potentially being the future serious  
33 repeat offender cohort.

34  
35 Q. Okay. So --

36 A. So it's an initiative that the YCRT have taken on with  
37 QPS/YCRT working together at that co-responder location to,  
38 I guess, ultimately try and intervene early.

39  
40 Q. What type of child or what circumstances would a child  
41 be in to find themselves potentially being referred to the  
42 Toowoomba Reset program?

43 A. Yeah, sure. So it may be that the young person's had  
44 a behavioural caution with police or they've had some type  
45 of a caution with police, that their offending behaviour  
46 appears to be escalating just due to the interactions with  
47 police that are recorded. Parents or guardians may refer

1 in as well and say that their young person - they're having  
2 issues, et cetera, with their young person and they're  
3 wanting some sort of a case plan or a referral or some type  
4 of an intervention to help and support and assist. It's  
5 not a legislated information sharing, but under the  
6 provisions of the YCRT they're looking in terms of trying  
7 to help and assist those young people at that level that  
8 are emerging.

9  
10 Q. Okay. How does the operation of this differ from some  
11 of the other programs we've just discussed?

12 A. Sure. It's not legislated. So this isn't legislated,  
13 whereas SCAN, it's a legislative form ultimately for the  
14 government departments to share information. MACP's become  
15 legislated as well, so, again, all other agencies are  
16 afforded the opportunity to participate and share  
17 information relevant to their departments. This is  
18 something that's been established within the YCRT to share  
19 information between departments on an ad hoc basis,  
20 I suppose.

21  
22 Q. I guess what I mean is if you're looking to intervene  
23 with children who have been identified at risk in this  
24 particular cohort and assistance is provided to them  
25 through various means, referrals and the like, why does  
26 that need to come through something at the Toowoomba Reset  
27 as opposed to the YCRT or the MACP process?

28 A. Ultimately, because we are case managing those young  
29 people through those other systems that we've got in  
30 existence, so through SCAN or through MACP, the criteria  
31 that we're looking at doesn't sort of represent the young  
32 people that we're looking to divert from the criminal  
33 justice system within the Reset program.

34  
35 Q. Okay. So there's a higher threshold for those other  
36 ones that we've discussed?

37 A. That's correct.

38  
39 Q. And this is trying to get in even earlier?

40 A. Yes, that's correct.

41  
42 Q. They haven't met the higher threshold, but it's  
43 identified that, "There's a risk here and we want to try  
44 and arrest that risk as soon as possible"?

45 A. Yes, that's correct.

46  
47 Q. Okay. And is that through referrals to programs?

1 What type of practical support is provided?  
2 A. Yeah, absolutely. So it's referrals to programs,  
3 through to education to try to get young people back into  
4 school if that's appropriate or flexi school, or we utilise  
5 the PCYC as well through the suspension program. I think  
6 that's called Restart; that that's program. And there's  
7 also other NGO departments that we have within the Darling  
8 Downs district or within Toowoomba specifically that we're  
9 looking to refer young people through to.

10  
11 Q. And does the Department of Child Safety have any  
12 involvement in this initiative?

13 A. Look, we're in our infancy in terms of it developing  
14 here in Toowoomba, and certainly I think there's  
15 opportunity for Child Safety to participate.  
16

17 Q. Okay. I do note it has only been running since  
18 October. In the limited time that you've had, do you see  
19 potential or scope for improvement, things that need to be  
20 changed, anything like that?

21 A. Yeah, definitely. I see that there's real potential  
22 for it. I think anything that we're doing in that early  
23 intervention space as in intervening earlier I think is  
24 really appropriate because then that way we're not waiting  
25 until such time as young people are getting to that SROI  
26 status or that status where it's at a point in terms of  
27 that escalation. If we can intervene earlier hopefully  
28 we'll have better outcomes for young people and their  
29 family and the community.  
30

31 Q. Okay.  
32

33 COMMISSIONER: What practical actions are taken in  
34 relation to a child who's been brought into the program, if  
35 that's the right way to describe it? What you just  
36 explained sounds like the agencies involved are considering  
37 the child and deciding where the services for the child  
38 might best be obtained, and that's the sort of referral  
39 function as I understand it; is that correct?

40 A. That's correct, yes, Commissioner.  
41

42 COMMISSIONER: Is there any sort of casework activity  
43 undertaken through that program where the child's given a  
44 person to be a mentor or to take him or her camping or  
45 whatever the program entails?

46 A. Yes, certainly. I think with those referrals in terms  
47 of the Reset program we're really looking for that

1 voluntary attendance with those. It's not legislated in  
2 terms of there being conditions imposed on the young person  
3 to have to comply with the conditions. It's really looking  
4 at, I guess, parent and guardians as well who are  
5 supportive as well. Oftentimes a lot of the referrals will  
6 come from parent and guardians who are wanting for some  
7 assistance through whether it be referral pathways, other  
8 initiatives that we have within Toowoomba, referrals to the  
9 PCYC. It's really, I guess, a level of cooperation and  
10 them wanting to participate in that program.

11  
12 COMMISSIONER: So who's the person that the child will see  
13 if the child comes into that program?

14 A. Usually it will be the parent or guardian is usually  
15 the person who that young person will be having contact  
16 with.

17  
18 COMMISSIONER: So does the parent or guardian have contact  
19 with somebody from within the program?

20 A. That's correct; yes. Yes, Commissioner.

21  
22 COMMISSIONER: So how does that work at a practical level?

23 A. At a practical level, so that will usually be that the  
24 persons who convene that panel will be in contact with the  
25 parent or guardian to provide them with whatever supports  
26 or referrals as a referral pathway as opposed to they don't  
27 take on the case management, if that makes sense.

28  
29 COMMISSIONER: So does that mean that it's an ad hoc panel  
30 convened on a sort of bespoke basis for each child; is that  
31 how it works?

32 A. That's correct, yes, Commissioner.

33  
34 COMMISSIONER: And who initiates the establishment of the  
35 panel? Which agency?

36 A. So between QPS and Youth Justice through the YCRT,  
37 through that youth co-responder team. And they're looking  
38 specifically to try and intervene earlier with that younger  
39 group of emerging young people, and that might be really  
40 minor type offending as well that they're looking at as  
41 opposed to what we would be looking at to case manager our  
42 SROI cohort.

43  
44 COMMISSIONER: So what's the source of the intelligence,  
45 as it were, about a child who might benefit from that kind  
46 of early intervention? Does it come via the police or does  
47 it come from schools or --

1 A. It can come from multiple sources, Commissioner. So  
2 it can come from the police where the police have had  
3 involvement with the young person through cautions, which  
4 is not an official action; it's a way for police to be able  
5 to divert a young person from the criminal justice system.  
6 It can come from school principals or school guidance  
7 officers where they see a young person and they think that  
8 there might be some supports that Reset can offer and  
9 provide; or it could also be from the parent or guardian  
10 themselves in wanting to try and help them support their  
11 own young person or child.

12  
13 COMMISSIONER: And that would include potentially  
14 notification or referral by the operators of a residential  
15 care facility?

16 A. Potentially, yes, Commissioner, that could be  
17 something that they could put a referral through as well  
18 for some assistance if it's that they've got a group of,  
19 you know, young people within the residential care facility  
20 that they've got concern for that they think Reset might be  
21 able to assist.

22  
23 COMMISSIONER: And how are you, can I ask, marketing this  
24 program to the various sort of agencies which might be  
25 potential referrers to the service?

26 A. Yeah, sure. Commissioner, it's only been something  
27 that's really been established now that the youth  
28 co-responder team is permanently in existence. So it's  
29 really in its infancy, but I think that there is potential  
30 there for it. In terms of marketing, when the co-responder  
31 team go and do their duties if it's, say, hypothetically,  
32 for example, they're doing EMD bail compliance checks  
33 within a certain home, and mum or dad says, "Hey, look, our  
34 young person here that's emerging, they're starting to get  
35 in trouble, we're seeing what is going on, we would like  
36 some support and referrals to help and assist this young  
37 person," it may come from there. So there's a multitude of  
38 different referral pathways that it could come through.

39  
40 COMMISSIONER: And would that include Aboriginal  
41 community-controlled organisations as a referral pathway?

42 A. It could be. We've got ones here that exist within  
43 Toowoomba. Goolburri, they've got some good partnerships  
44 as well with Youth Justice and QPS, and we assist on their  
45 family-led decision-making program that they have in  
46 operation. So that's something as well that could be used  
47 as a support.

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COMMISSIONER: Because it's a new program I take it it hasn't been as widely publicised to the relevant groups that it might be in future?

A. That's correct; yes, Commissioner. And I think also too because it's something that's an initiative that's specific to Toowoomba as well in terms of what - it's not something that's been rolled out statewide or anything like that.

COMMISSIONER: Well, I heard from the Director-General of the Youth Justice Department, and this Reset program is being rolled out, as I understood him, on a statewide basis but presumably region by region. So is what's happening in Toowoomba within that broader statewide program called Reset?

A. Look, I'm not sure if it's the same program as what we're talking about or if it's a different one. I know in Ipswich they have a similar program and they call theirs Switch, and I know in the South West district they've got a similar program and they call theirs SWEEP, the South West Early Engagement Panel, essentially. I'm not sure if it's the same Reset that is being referred to.

COMMISSIONER: Yes, all right. Thank you.

MR BOYD: Thank you. I didn't have any further questions, Commissioner.

COMMISSIONER: Thank you.

MR BOYD: Thank you.

COMMISSIONER: Now.

MS McMILLAN: No, thank you.

MR KIYINGI: No further questions.

COMMISSIONER: All right. Ms Greenwood, do you have any questions for the Detective Inspector?

MS GREENWOOD: I do, Commissioner. I have two topics. The first one is around the joint agency protocol to reduce [indistinct] less call-outs --

COMMISSIONER: Sorry, just hold on a minute. There's some

1 problem again with your sound. You're very broken up.  
2 I'll just ask the technical people whether there's  
3 something that can be done.  
4

5 I'm told, Ms Greenwood, the sound problem might be  
6 emanating from your end; it probably is. Is there a  
7 different microphone or something that you can use that  
8 might be clearer?  
9

10 MS GREENWOOD: Commissioner, they did upgrade my hardware  
11 some time ago. So --  
12

13 COMMISSIONER: I'm not sure there's an instant fix to this  
14 problem. We'll do the best we can. Let's see how we go,  
15 but it's very unclear. But we'll see.  
16

17 **<EXAMINATION BY MS GREENWOOD** **[2.53 pm]**

18  
19 MS GREENWOOD: Inspector, would you mind raising your hand  
20 if at any time you can't understand me properly?

21 A. Yes, certainly.  
22

23 Q. Thank you.  
24

25 COMMISSIONER: It seems better now. So something's been  
26 done or happened.  
27

28 MS GREENWOOD: All right. I'll just get closer to the  
29 laptop, I think might help.  
30

31 I was just going to start to ask you about the joint agency  
32 protocol to reduce preventable police call-outs to  
33 residential care services that you referred to earlier in  
34 your evidence. I might just put some propositions to you  
35 to just see if you agree with them. If you don't, let me  
36 know. Essentially it was done, as the name suggests, to  
37 stop unnecessary call-outs to the resi cares; there was a  
38 recognition that a multi-agency commitment was necessary to  
39 divert children in residential care from unnecessary  
40 contact with the criminal justice system; and that what the  
41 protocol was designed to do was to stop unnecessary  
42 criminalisation of children, and in the protocol the agreed  
43 definition was that criminalisation refers to the  
44 normalisation of responses from child protection and  
45 criminal justice systems resulting in a child being exposed  
46 unnecessarily to the criminal justice system, this includes  
47 stigmatising children, labelling their behaviours as

1 criminal, and adopting a criminal response to actions that  
2 would not be criminalised in a family home. Does that  
3 match your understanding?

4 A. Yes, that does. That's correct.

5

6 Q. Are you able to comment on how successful the protocol  
7 has been?

8 A. Look, anecdotally I can sort of comment. I don't have  
9 specific statistics around it. I think the stats that I've  
10 mentioned in my statement shows that there are still calls  
11 for service that police are dealing with in relation to  
12 residential care facilities. I think that was for a  
13 three-month period. I think initially I was asked for a  
14 five-year period. So I suppose given that we've still got  
15 calls for service happening at residential care facilities  
16 would suggest that there's still concern in relation to  
17 that protocol being correctly applied.

18

19 Q. I'll refer you to the statement under police roles and  
20 responsibilities; please tell me if this is up to date, not  
21 up to date, right, wrong, whatever:

22

23 *Police have no powers in relation to*  
24 *issues, including behaviour management,*  
25 *returning a child to a placement or*  
26 *otherwise transporting them, potential*  
27 *criminality, e.g. property damage but where*  
28 *no criminal complaint will be made.*

29

30 Does that feel roughly right or --

31 A. Yes, that's correct.

32

33 Q. Okay. Commissioner, I have, when the evidence was  
34 ongoing, sent a link to the protocol in an email. I will  
35 follow up with my office to get you a better copy. But may  
36 I put into evidence the Joint Agency Protocol to Reduce  
37 Preventible Police Call-Outs to Residential Care Services  
38 2018, published by the Queensland Family and Child  
39 Commission.

40

41 COMMISSIONER: Yes, you may. That protocol will be  
42 exhibit AT-18

43

44 **EXHIBIT #AT-18 - JOINT AGENCY PROTOCOL**

45

46 COMMISSIONER: And don't worry about sending me a hard  
47 copy, Ms Greenwood. The Commission staff will give me one.

1 If you've sent it electronically, it's fine.

2

3 MS GREENWOOD: Thank you, Commissioner.

4

5 I'll come back now to the different teams that you've been  
6 giving evidence about, and again if I can just check the  
7 following with you. We have several actors in the system.  
8 We have Youth Justice, who are running programs funded to  
9 assist children under orders; we have Child Safety, who  
10 I think I can summarise as doing the best they can; and  
11 we've got police, whose primary role is prosecuting and  
12 protecting the community. And so that essentially has been  
13 the building blocks around which these various teams you  
14 have described. So do I understand correctly - and tell me  
15 if I'm wrong because my sound has been bad - Youth Justice  
16 run the multi-agency collaborative panel; is that correct?

17 A. Yes, that's correct. They're the lead for the  
18 multi-agency collaborative panel.

19

20 Q. Okay. And the Toowoomba youth co-responder team, is  
21 that run by QPS?

22 A. That's a joint initiative between QPS and Youth  
23 Justice.

24

25 Q. Okay. Again I'll put this as a proposition to you.  
26 The initial model for the co-responder team was to focus on  
27 rehabilitation, take a whole-of-government approach,  
28 involve a collaborative approach, and it wasn't meant to be  
29 punitive. Does that match your understanding?

30 A. Yes, that's correct.

31

32 Q. Okay. But with the youth co-responder team that  
33 involves police and Youth Justice joining up together. So,  
34 taking it from a child's point of view, they will see Youth  
35 Justice and police at the door for bail checks and  
36 compliance checks; is that correct?

37 A. It's more bail support. In terms of the co-responder  
38 team, the youth co-responder team, they're looking more at  
39 bail support in terms of assisting the young person to  
40 comply with their conditions, supporting families to ensure  
41 the young person's complying with their conditions, and  
42 then in terms of actual bail compliance that would be  
43 uniform officers or police officers in plainclothes that  
44 will assist with that.

45

46 Q. Okay. Now, I'm pretty sure pre-COVID the only police  
47 that interacted with children normally came from the child

1 protection and investigation units; is that correct?

2 A. So predominantly child protection investigation units  
3 will undertake investigations involving young people that  
4 have committed offences or also young people that have  
5 offences committed against them. So police will interact  
6 with all members of the community, though, overall.

7  
8 Q. But, again, pre-COVID, because CPIU were experts in  
9 interviewing children, interacting with children, it was  
10 primarily meant to be them that were, for example, charging  
11 children, being involved in investigating children; is that  
12 correct?

13 A. That's correct. It also depends on the threshold as  
14 well of what matters are being dealt with. Generally  
15 speaking now, CPIU investigators will deal with the certain  
16 threshold of young people committing the most serious  
17 offences or having offences committed against them.

18  
19 Q. But, as I understand it now post-COVID, it's just  
20 police officers on general duties who now interact with  
21 children except in those more serious threshold offences  
22 that you were just describing?

23 A. That's correct. When you say "interact" are you  
24 meaning in regard to criminal investigations involving  
25 young people that have committed offences or have had  
26 offences committed against them?

27  
28 Q. Street stops, charging, arrests, all of those  
29 activities.

30 A. Usually it's dependent upon the threshold of what the  
31 offence may be.

32  
33 Q. But it used to be, did it not, that CPIU did most of  
34 it; basically specialists did most of it, and now we have  
35 generalists doing it?

36 A. Police still have, like, the power to essentially deal  
37 with young people. Say, if it's a simple offence, like, in  
38 terms of what we class as a level 2 caution offence, that  
39 might be a minor shop steal, that type of thing, we do have  
40 uniform officers that can deal adequately with those  
41 matters. Our CPIU investigators are generally dealing with  
42 the most serious end in relation to offences being  
43 committed by young people or offences of physical/sexual  
44 abuse committed upon young people.

45  
46 Q. Post-COVID, just to give an example, 2019, 301  
47 children were investigated for domestic violence or

1           contravention; 2022, post-COVID, 984 were. Is there any  
2           sort of tracking of the difference in numbers now that the  
3           more general duties police are the ones questioning and  
4           charging children?

5  
6           COMMISSIONER: Well, Ms Greenwood, I think the witness's  
7           evidence was police generally can deal with a certain level  
8           of offences, but the more serious offences either committed  
9           by or against children are handled by the CPU division,  
10          child protection unit division. So that was her evidence.  
11          And the proposition you put to her I don't think was --

12  
13          MS GREENWOOD: Maybe I should ask a preliminary question.

14  
15          COMMISSIONER: Pardon me?

16  
17          MS GREENWOOD: Maybe I should ask a preliminary question,  
18          where that falls.

19  
20          COMMISSIONER: Yes, I think so.

21  
22          MR BOYD: Commissioner, I would want to raise something  
23          before Ms Greenwood does that. We have been going back and  
24          forth with this pre- and post-COVID issue. If there's a  
25          particular protocol, procedure, change in legislation that  
26          Ms Greenwood is referring to I think the Commission would  
27          be assisted and the witness would be assisted by that,  
28          because at the moment we --

29  
30          COMMISSIONER: Yes. COVID was a significant event, but  
31          I am wondering what its contextual relevance to this line  
32          of questions is.

33  
34          MR BOYD: Yes, of course.

35  
36          COMMISSIONER: But perhaps it's just a benchmark or a sort  
37          of point in time that Ms Greenwood is identifying. I'm not  
38          sure. Can you firstly respond to that query, Ms Greenwood?

39  
40          MS GREENWOOD: Yes, Commissioner. I must admit I was only  
41          made aware of it. The numbers I have in terms of arrest  
42          figures from comparing 2019 to 2022 - and obviously 2020 no  
43          number there is a normal number anyway - but I believe it  
44          was the unavailability of police officers during COVID that  
45          led to this change. But I must admit --

46  
47          COMMISSIONER: All right. Well, we might be able to

1 explore that question.

2

3 Detective Inspector, are you aware that there was during  
4 the COVID period owing to the scarcity of police being  
5 available on the ground, so to speak, more serious child  
6 protection work being done outside the child protection  
7 unit?

8 A. Commissioner, not that I'm aware of in terms of that.  
9 Generally speaking, in terms of the policy that we have  
10 within the Queensland Police Service, any serious matter of  
11 child abuse, child sexual abuse, child physical abuse will  
12 be dealt with and investigated by the child protection  
13 unit. If it's a threshold in terms of serious youth  
14 offending, i.e. children committing offences, best practice  
15 is for child protection investigation unit officers to  
16 investigate those matters. However, it doesn't prevent  
17 other officers dealing with more simple matters, i.e. like  
18 I mentioned, for example, level 2 caution authority. If  
19 it's a simple offence, that can adequately be dealt with by  
20 a uniform officer.

21

22 COMMISSIONER: Yes, I understood that was your evidence,  
23 and it would seem from what you just said the same applies  
24 pre, during and post COVID?

25 A. That's correct, Commissioner.

26

27 MS GREENWOOD: Commissioner, I might leave it there but  
28 maybe follow up with a written request, to be fairer to the  
29 witness.

30

31 COMMISSIONER: All right. Thank you.

32

33 MS FREEMAN: Commissioner, can I just say something about  
34 that. If there is to be a written request and there's  
35 reference to data, could Ms Greenwood please identify where  
36 that data has come from? There were some figures mentioned  
37 there. I have no idea of the genesis of those.

38

39 COMMISSIONER: That is a very reasonable request.

40

41 MS FREEMAN: Thank you, Commissioner.

42

43 COMMISSIONER: I'm sure Ms Greenwood heard it.

44

45 MS GREENWOOD: Yes, Commissioner, and I'll make sure  
46 that's included as an attachment.

47

1 I guess the question is in terms of when you're looking at  
2 a police officer and a YJ officer going to the door  
3 together why - and clearly police were looking at a  
4 co-responder model. Why did it end up being that it was  
5 Youth Justice and not a different co-responder to turn up  
6 with police?

7  
8 COMMISSIONER: I don't really understand that question,  
9 Ms Greenwood. The context that is being addressed are  
10 young people who have the potential to become offenders,  
11 and this is a species of early intervention or proactive  
12 intervention aimed, as I understood the witness's evidence,  
13 at diverting that outcome by a joint effort on the part of  
14 the Queensland Police and the Youth Justice Department to  
15 see if steps can be taken to assist the identified young  
16 person to avoid a course that's anticipated might occur.  
17 So it is in the context of an apprehension that the young  
18 person might end up in the youth justice system that, as  
19 I understand it, the Youth Justice Department and the  
20 Queensland Police are combining their efforts to see if a  
21 diversion could be achieved for the child in question. So,  
22 if that's the context, what is your objection to those  
23 agencies being the lead agencies, if you do object to that,  
24 and/or what government agency do you suggest ought to be  
25 involved?

26  
27 MS GREENWOOD: All right.

28  
29 COMMISSIONER: And then you can suggest it to the witness.

30  
31 MS FREEMAN: Commissioner, can I also --

32  
33 MS GREENWOOD: Yes, Commissioner. All right.

34  
35 So might I suggest, Witness, that - Detective Inspector,  
36 that the QPS should only be involved if they actually  
37 apprehend that an offence is about to occur or a child is  
38 already in the system such that they've got bail  
39 conditions?

40  
41 COMMISSIONER: Surely the police couldn't be asked to act  
42 on an apprehension that an offence is about to occur,  
43 unless there's some manifest conduct that they could  
44 identify. I mean, I'm thinking of some sort of public  
45 disorder conduct that might warrant intervention. Can you  
46 see if you can refine the assumption that you want the  
47 witness to make in answering the question? I'm not trying

1 to be difficult but, to be fair on the witness, she must  
2 know what your context is in framing the question.

3  
4 MS GREENWOOD: Commissioner, it's really important to get  
5 these lines straight because it may be I have not  
6 understood what the witness is saying.

7  
8 So I guess, Detective Inspector, where is the delineation  
9 when the police can be appropriately responding to a crime  
10 related event and - I mean, presumably you don't go to a  
11 child and say, "I think you're going to be an offender in  
12 the future."

13  
14 COMMISSIONER: Again, Ms Greenwood, you're conflating, if  
15 I may say so, the police's role in terms of investigating a  
16 suspected offence with this program, which is designed to  
17 divert the target individual or target young person from in  
18 future ending up committing offences and ending up in the  
19 youth justice system. That's the whole predicate of what  
20 I understood this program to entail. So I don't think you  
21 can apply the standard that might be required for action on  
22 the part of the police where there has been some conduct  
23 that warrants investigation as a criminal offence. That's  
24 in a different category, isn't it, to this proactive  
25 program that we've heard evidence about?

26  
27 MS GREENWOOD: What power do the police have for directing  
28 or referring a child to some sort of intervention?

29  
30 COMMISSIONER: I think, again, the Detective Inspector has  
31 made it plain that it's consensual; that the young person,  
32 the parents, the carers, all of the above or all of the  
33 above who are relevant to the child must be prepared to  
34 cooperate. It's not an exercise of power but an exercise  
35 of an attempted prophylactic approach to avoid the child  
36 becoming involved in the youth justice system. So I don't  
37 think the question is one of power.

38  
39 MS FREEMAN: Commissioner, can I just add it is clear from  
40 paragraph 29 of the witness's statement that the team is  
41 really looking at assisting those young people who are  
42 already on orders that have been made by the court, for  
43 example bail or other court order. So, therefore, if there  
44 is any directive to attend a particular service it would be  
45 made by the court, and then this team assists in ensuring  
46 that young person complies with those orders. That's how  
47 I read paragraph 29.

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COMMISSIONER: And that is one context in which the YCRT may operate. But, as I understood the evidence, it has a broader role too --

MS FREEMAN: Yes.

COMMISSIONER: -- that isn't necessarily linked to there being an extant order as to bail or something of that nature

MS FREEMAN: Correct. And that part is entirely voluntary, as I understood the witness's evidence.

COMMISSIONER: Yes, I follow.

MS FREEMAN: Yes, thanks.

COMMISSIONER: Does that clarify things a little, Ms Greenwood?

MS GREENWOOD: Yes, it does. Thank you, Commissioner, and it leads quite neatly into my next question.

So, based on this consensual model, why isn't there a co-responder model that involves, for example, the supplier of services, or a health team, or even a lived experience person who can be a co-responder with police?

MR BOYD: Commissioner, I'm not sure this witness is in a position to answer that questions. She's not responsible for the YCRT.

COMMISSIONER: That's true. But if the question is understood by the witness as a proposition perhaps along these lines.

Do you have an opinion about whether the co-responders under the YCRT program might usefully include others representing other services or agencies? If you feel able to, you can express an opinion about that.

A. Sure. Potentially, Commissioner, there could be opportunity, I guess, for other departments to participate. But as it exists in terms of the co-responder model it's QPS and Youth Justice who participate in that model.

MS GREENWOOD: Thank you, Commissioner. I'll leave it at

1 that.

2

3 COMMISSIONER: All right. Thank you.

4

5 MS GREENWOOD: But then maybe following on with what is a  
6 consensual model where you're attempting to act as a  
7 prophylactic, what work is being done to build trust and a  
8 relationship with that particular child who is being  
9 targeted in these interventions?

10 A. Yes, certainly. With having obviously the police  
11 officer and Youth Justice working in collaboration  
12 together, the primary purpose is to build rapport with that  
13 young person to try and assist and support them with  
14 programs that will divert them from the criminal justice  
15 system, you know, with their consent ultimately.

16

17 Q. How does a child know that the police officer is there  
18 on a consensual basis as opposed to a basis for  
19 investigating, charging or otherwise enforcing an order?

20

21 COMMISSIONER: Ms Greenwood, I could rephrase your  
22 question.

23

24 MS GREENWOOD: Yes, thank you.

25

26 COMMISSIONER: How can this witness speculate as to the  
27 mind of the child? The question, if I may say so, is  
28 rhetorical. How does the child know? One assumes that the  
29 child can be informed of certain matters, including, for  
30 example, why the intervention is occurring and what those  
31 who are intervening would like to achieve by their  
32 intervention; namely, as I understood the evidence, to  
33 provide assistance to the child.

34

35 But the short point is this witness can't be asked to  
36 speculate about the mind of the unidentified hypothetical  
37 child when a policeman, which I think is your point,  
38 arrives at the door in company with somebody representing  
39 Youth Justice. I understand your point. As I understand  
40 it to be, it's intimidating somehow for a child to be  
41 confronted by a police officer. But, equally, if the  
42 police officer says together with the Youth Justice  
43 officer, "We're here to help you, not to arrest you," then  
44 that might be the answer to the apprehended concern you  
45 have about the reaction that the child might have. I'm  
46 answering the witness's question because I don't think  
47 she's able to answer it.

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MS GREENWOOD: There might be a protocol, there might be a leaflet they hand out, or there might be nothing and they assume that the child will get it. So I guess what I'm asking the witness is, looking at it from the point of view of that co-responding team, how do they make it clear to a child that there's not a police officer at the door to arrest them?

A. Yes, certainly. If it was that police were taking some type of an enforcement action against a child in the scenario that you've outlined, there would be provisions within the legislation for us to provide a support person to that child so that they were fully informed as to why police were there. In the co-responder model, it's more police building rapport, engaging with that young person, really looking at crime prevention type activities, which is what we do at like a PCYC, for example.

Q. PCYC, is the funding going to be continuing for the programs they've received so far in this sort of support?

A. I'm not aware in relation to how that funding would work for PCYCs. I don't have that information.

Q. Have you noticed any increase in the available of referral points since this program has started or is it much the same as when you started referring these children?

MR BOYD: Commissioner, could Ms Greenwood just clarify what she means by referral points?

COMMISSIONER: Yes.

MS GREENWOOD: Maybe ask the witness. What are the sorts of referrals that you do?

A. Yes, certainly. So there would be referrals potentially through education, to flexi school. Education will have referrals. We'll have referrals to NGOs that exist within Toowoomba that can help and assist and support. There may be referrals to child and youth mental health. There's an array of different referral pathways that can be offered, depending on the circumstances and the requests that are made to that co-responder team.

Q. So has that list of referral points stayed relatively static or has it increased in the time that this has been running?

A. Look, I don't have that information in relation to the

1 referral pathways.

2

3 MS GREENWOOD: Thank you, Commissioner. No further  
4 questions.

5

6 COMMISSIONER: Thank you very much.

7

8 Detective Inspector, thank you for your time here today --

9

10 MS FREEMAN: Commissioner, sorry to interrupt.

11

12 COMMISSIONER: I'm sorry.

13

14 MS FREEMAN: I just have a couple of questions, sorry.

15

16 COMMISSIONER: I'm getting ahead of myself.

17

18 MS FREEMAN: That's all right. I won't be long.

19

20 <EXAMINATION BY MS FREEMAN

[3.24 pm]

21

22 MS FREEMAN: Detective Inspector, the Commission has heard  
23 some evidence today about QPS sometimes having issues with  
24 not knowing where a young person is because they've  
25 self-placed or absconded from their placement. Are you  
26 aware of an information-sharing platform called Our Child,  
27 so O-U-R child?

28

A. Yes, I'm aware of that platform.

29

30 Q. All right. And so that is a multi-agency  
31 information-sharing platform that Child Safety operate; is  
32 that right?

33

A. That's correct.

34

35 Q. All right. And that is something that the QPS can  
36 access when a child has been reported to the QPS as  
37 missing; is that right?

38

A. That's correct.

39

40 Q. And it will have some information about the child on  
41 the system? So this is a child that's in care that's been  
42 reported missing?

43

A. Yes, that's correct.

44

45 Q. What sort of information can the QPS access on that  
46 system?

47

A. So it may be information in relation to their current

1 placement, what that young person looks like, any  
2 information that can help and assist as another avenue for  
3 investigations if it were that that young person was  
4 reported missing from their placement, essentially.

5  
6 Q. Okay. And so do you understand that database pulls  
7 data from other government databases like Education,  
8 Health, et cetera into the system?

9 A. That's my understanding.

10  
11 Q. Okay. Now, that's only if a child has been reported  
12 as missing to the QPS that you can access that information;  
13 is that right?

14 A. That's correct.

15  
16 Q. If access to that was expanded to include, for  
17 example, children who are self-placing or are just not at  
18 their placement would that assist QPS in ensuring that it  
19 knows where these children are when they need to know where  
20 they are?

21 A. Certainly any additional information that would be  
22 available to help and assist police to be able to locate a  
23 young person absent from placement or that's, you know,  
24 likely to be reported missing from placement would be of  
25 assistance.

26  
27 Q. The more information the better; right?

28 A. Yes, that's correct

29  
30 MS FREEMAN: Okay. Thank you. That was all that I had  
31 for this witness.

32  
33 COMMISSIONER: Ms Freeman.

34  
35 MS FREEMAN: Yes.

36  
37 COMMISSIONER: Could you tell me not now but in due  
38 course --

39  
40 MS FREEMAN: Yes.

41  
42 COMMISSIONER: -- given that the Our Child  
43 information-sharing platform is one designed by the  
44 department --

45  
46 MS FREEMAN: Yes.

47

1 COMMISSIONER: -- there is presumably a list of fields of  
2 information that is contained in that information-sharing  
3 platform. It would be good to know what those fields are.

4  
5 MS FREEMAN: Yes.

6  
7 COMMISSIONER: And also whether the department has an  
8 opinion about whether the information in the Our Child  
9 platform could be made available sensibly on an access as  
10 required basis to the Queensland Police, obviously subject  
11 to the usual protections as to confidentiality --

12  
13 MS FREEMAN: Yes.

14  
15 COMMISSIONER: -- and obviously also not to stain the  
16 child as having a police record --

17  
18 MS FREEMAN: Yes.

19  
20 COMMISSIONER: -- but rather to enable, as and when  
21 required, the police to be able to access the database  
22 where it happens that the child, in whatever circumstances  
23 the police might encounter the child, is a child under the  
24 care of the State.

25  
26 MS FREEMAN: Yes. Yes, certainly I can get some  
27 instructions and we can provide whatever information we can  
28 about that, Commissioner.

29  
30 COMMISSIONER: Thank you very much. All right.

31  
32 MS FREEMAN: Thank you. That was all that I had for this  
33 witness.

34  
35 COMMISSIONER: Now, Detective Inspector, thank you for  
36 your time today. Thank you for participating in the  
37 Inquiry, for the work you've done in preparing your  
38 statement and sharing your very extensive experience in  
39 this area. It's much appreciated. So thank you very much  
40 for your participation.

41 A. Thank you, Commissioner. I appreciate your time.  
42 Thank you for the opportunity.

43  
44 COMMISSIONER: We shall adjourn until 10.15 tomorrow.

45  
46 **THE HEARING WAS ADJOURNED AT 3.29PM UNTIL TUESDAY,**  
47 **24 FEBRUARY 2026**

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