

TASMANIA POLICE

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Our Ref: [REDACTED]

Your Ref: [REDACTED]

12 April 2022

The Honourable Tony Fitzgerald AC QC, Chairperson and Commissioner
The Honourable Alan Wilson QC, Commissioner
Commission of Inquiry relating to the Crime and Corruption Commission

Via email: submissions@cccinquiry.qld.gov.au

Dear Commissioners

SUBMISSION TO THE COMMISSION OF INQUIRY INTO SPECIFIC MATTERS RELATING TO THE CRIME AND CORRUPTION COMMISSION

Thank you for your correspondence requesting the provision of information by Tasmania Police to the Commission of Inquiry.

Please find attached annexure containing information relevant to the Commission of Inquiry's Terms of Reference.

Yours sincerely

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COMMISSIONER OF POLICE

Annexure

Commission of Inquiry into specific matters relating to the Crime and Corruption Commission

- **Any use of specific police officers in investigations conducted by the Integrity Commission Tasmania and in the processes connected with decisions to commence prosecutions arising from those investigations**

No prosecutions arose from Tasmania Police seconded officers conducting investigations by the Integrity Commission Tasmania

- **Whether seconded police can initiate charges arising out of investigations conducted by the Integrity Commission Tasmania (including where the seconded police officer is directly involved in the investigation)**

Yes, however the relevant prosecuting authority would have to approve

- **Any expertise, qualifications and training required for a police officer to be seconded to the Integrity Commission Tasmania by your organisation and also by the Integrity Commission Tasmania (including the required expertise, qualifications and training in areas of law other than criminal law that may affect investigations and decisions to prosecute, such as administrative law, public law, employment law and public sector corporate governance)**

An MOU between the Integrity Commission and Tasmania Police outlines the seconded Police Officers must be capable of conducting and assisting in investigations and inquires under the Act, planning co-ordinating and executing strategies to achieve investigative outcomes, ensuring natural justice or procedural fairness in all matters, maintaining effective communication and relationships without close supervision, maintaining strict confidentiality and complying with strict policies relating to security.

Further successful applicants must be prepared to meet the requirements of the Integrity Commission by complying with the Integrity Commission voluntary Code of Conduct, completing a register of interests, so as to avoid conflict of interest situations and executing a confidentiality agreement

- **Any limitations on the length of time a police officer may be seconded to the Integrity Commission, Tasmania**

The MOU states that secondment periods for each individual officer will be determined on agreement between the COP and CEO. Potential Police Officers will be identified and may be selected for varying periods at the discretion of the COP, in agreement with the CEO

- **Any relevant law, policies, procedures and practices that require seconded police officers to obtain the approval or consent of the Integrity Commission Tasmania before commencing criminal prosecutions arising from Integrity Commission Tasmania investigations**

Refer question 2

The law, practise and any procedures governing decisions by the seconded police officers to commence criminal proceedings arising out of investigations by Integrity Commission Tasmania

Refer question two

Any issues arising from the use of seconded police officers and how those issues are managed

No