

MICKELBERG JUDGMENT

**612. Hon DERRICK TOMLINSON to the minister representing the Minister for Police and Emergency Services:**

I refer to Mickelberg v Queen (2004) WASCA 145, file Nos CCA 136 of 2004 and CCA 137 of 2004. In light of opinions expressed in the above judgment by Mr Justice Steytler, and concurred with by Chief Justice Malcolm, about the credibility of police evidence in the trials and subsequent appeals of Raymond and Peter Mickelberg, what action has the Commissioner of Police taken to review that evidence with a view to bringing criminal charges against the following former or currently serving police officers: William Round, John Gillespie, Andrew Tovey, James Allen, Ljiliana Cvijic, Henry Hooft, Frank Bower, Kenneth Henning and Robert Kucera?

**Hon TOM STEPHENS replied:**

I thank the honourable member for some notice of this question.

The Western Australia Police Service advises that the Commissioner of Police has referred the matter to the Director of Public Prosecutions for advice and is awaiting a formal response. In the interim the commissioner has instigated an internal review.