

DISTRICT COURT — APPEAL DECISION

466. Hon NICK GOIRAN to the parliamentary secretary representing the Attorney General:

I refer to the answer provided on 29 March 2023 to my question without notice 372 in which the house was informed that the Attorney General is now seeking advice from the State Solicitor's Office regarding the appeal decision in RE AR [2023] WADC 28, delivered on 17 March 2023, in which His Honour, in upholding the appeal of a victim of sexual assault, said at 61 —

The assessor's decision and the process by which it was reached is, to say the least, gravely disquieting.

- (1) Has the Attorney General now received that advice?
- (2) Will the Attorney General now direct that an investigation be commenced into this prima facie case of collusion to pervert the course of justice within the Office of Criminal Injuries Compensation?
- (3) If no to (2) or (3), why not?

Hon MATTHEW SWINBOURN replied:

I thank the honourable member for some notice of the question. The following answer has been provided to me by the Attorney General.

- (1)–(3) Legal advice has been received from the State Solicitor's Office and the Solicitor General. Having considered this advice, there are no reasonable grounds to suspect that the preparation of the reasons in that matter has involved, or may have involved, any serious misconduct.