

BETWEEN:

The State of New South Wales
Appellant

and

DC

First Respondent

TB

Second Respondent



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APPELLANT'S CHRONOLOGY

20 Part I:

The Appellant certifies that this chronology is in a form suitable for publication on the internet.

Part II:

Date	Event	Appeal Book Reference
Approximately 1974 to 1983	Respondents are subjected to physical and sexual abuse at the hands of their stepfather (LX)	
On or shortly before 20 April 1983	TB makes an initial complaint by telephone to the Department of Youth and Community Services (Department) regarding the abuse by LX	
20 April 1983	Ms Quinn interviews TB at Blacktown High School. Shortly thereafter, officers of the Department organise for TB to be removed from the family home and taken to stay with the family of a friend of TB	
21 April 1983	Following the completion of a "Child at Risk Notification" in respect of DC, Ms Quinn apprehends DC pursuant to s 76 of the <i>Child Welfare Act 1939</i> (NSW) (Child Welfare Act) on the basis that she has reason to believe DC is a "neglected child". Ms Quinn moves DC to a "place of safety"	
22 April 1983	Ms Quinn interviews DC at her office	
22 April 1983	Ms Quinn obtains a "place of safety" order from the Children's Court under s 136 of the <i>Child Welfare Act</i> in relation to DC,	

Filed on behalf of the Appellant

Date of this document: 17 March 2017

Crown Solicitors Office
Level 5, 60-70 Elizabeth Street
SYDNEY NSW 2000
DX 19 SYDNEY

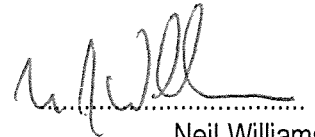
Telephone: (02) 9224-5101
Fax: (02) 9224 5122
Email: crownsol@cso.nsw.gov.au
Ref: Jane Graham T03

Date	Event	Appeal Book Reference
	enabling DC to be placed in care for 14 days	
28 April 1983	Ms Quinn interviews the Respondents' mother in the presence of Mr Frost. During that interview, the Respondents' mother stated that her daughters had previously complained to her of sexual abuse perpetrated by LX	
2 May 1983	Ms Quinn makes an application to the Children's Court that each Respondent be found to be a "neglected child" under s 72(j) of the <i>Child Welfare Act (Children's Court Proceedings)</i> . The proceedings are stood over to 9 May 1983	
6 May 1983	Ms Quinn interviews each of the Respondents in the presence of their maternal grandmother	
9 May 1983	The Children's Court Proceedings are listed for mention. The Court orders that the Respondents be released into the custody of their mother until 20 June 1983	
20 June 1983	Ms Quinn prepares a report for the Children's Court Proceedings	
20 June 1983	The Children's Court declares each Respondent to be a "neglected child" and orders that they be released into the care of their mother upon the giving of certain undertakings by her. The matter is stood over to 19 September 1983	
13 September 1983	Ms Quinn organises and attends a case conference with a number of officers of the Department	
15 September 1983	Ms Quinn interviews LX, who admits to having sexually interfered with the Respondents	
19 September 1983	Ms Quinn prepares a report for the Children's Court Proceedings in which she reports LX's admission and his frequent visits to the house	
19 September 1983	The Children's Court finds that a <i>prima facie</i> case of improper guardianship has been made out in respect of both Respondents, and adjourns the matter to 24 October 1983 for decision	
24 October 1983	The Children's Court formally finds that the complaints are established as to each of the Respondents, and adjourns the matter to 7 November 1983	
7 November	Ms Quinn prepares a report for the Children's Court	

Date	Event	Appeal Book Reference
1983	Proceedings	
7 November 1983	The Children's Court makes final orders releasing TB and DC into the care of their mother until the ages of 18 and 16 years respectively, on condition <i>inter alia</i> that the Respondents have no contact with LX except at their request	
11 February 1984	LX is arrested and charged with an unrelated sexual assault	
25 July 1984	DC is brought before the Children's Court to be "admonished and discharged" for running away from home	
August 2001	The Respondents report the abuse perpetrated by LX to the police	
3 June 2004	LX is arrested and charged with a number of offences, including the rape and indecent assault of DC and TB and assault occasioning actual bodily harm to TB	
February 2005	LX is committed to stand trial in the NSW District Court	
August 2005	At the commencement of his trial, LX pleads guilty to one of nine charges. After each of DC and TB have given evidence and been cross-examined, LX pleads guilty to the balance of the charges	
12 September 2006	LX is sentenced to 10 years' imprisonment, with a non-parole period of 4 years	
2 May 2008	The Respondents each commence proceedings in the Common Law Division of the Supreme Court of NSW against the Appellant and Ms Quinn	
28 April 2009	Matthews AJ summarily dismisses both proceedings ([2009] NSWSC 297; [2009] NSWSC 326)	
22 February 2010	The NSW Court of Appeal allows an appeal against the summary dismissal of the proceedings: [2010] NSWCA 15	
1 March 2012	Harrison AsJ makes orders suspending the limitation period under the <i>Limitation Act 1969</i> (NSW) ([2012] NSWSC 142; [2012] NSWSC 143)	
22 May 2015	Decision of the NSW Supreme Court (Campbell J): [2015] NSWSC 575	
5 August 2015	The Respondents file a Notice of Appeal in the NSW Court of	

Date	Event	Appeal Book Reference
	Appeal	
10 October 2016	Decision of the NSW Court of Appeal: [2016] NSWCA 198	
20 October 2016	The Appellant files an application for special leave to appeal to this Court	
16 February 2017	This Court grants special leave to appeal from the decision of the Court of Appeal	
23 February 2017	The Appellant files a Notice of Appeal in this Court	

Dated: 17 March 2017



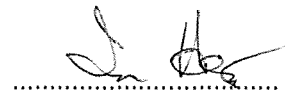
Neil Williams

Telephone: 02 9235 0156

Facsimile: 02 9221 5604

Email: njwilliams@sixthfloor.com.au

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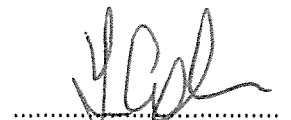
Ian Harvey

Telephone: 02 9231 1972

Facsimile: 02 9223 3941

Email: iharvey@wentworthchambers.com.au

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Louise Coleman

Telephone: 02 8915 2617

Facsimile: 02 9233 3902

Email: lcoleman@sixthfloor.com.au

Counsel for the Appellant

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