



## HIGH COURT OF AUSTRALIA

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#### Details of Filing

File Number: B52/2022  
File Title: BDO v. The Queen  
Registry: Brisbane  
Document filed: Form 27B - Appellant's chronology  
Filing party: Appellant  
Date filed: 09 Dec 2022

#### Important Information

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**IN THE HIGH COURT OF AUSTRALIA**  
**BRISBANE REGISTRY**  
**BETWEEN**

B52/2022

No. B 52 of 2022

**BDO**

Appellant

and

**THE QUEEN**

Respondent

### APPELLANT'S CHRONOLOGY

**Part I:** This chronology is in a form suitable for publication on the Internet.

**Part II:** Chronology of principal events

<b>Date</b>	<b>Event</b>	<b>Pinpoint reference</b>
21 October 1991	The appellant was born.	Appellant's Book of Further Materials [ABFM] 179 [1].
12 March 1995	The complainant's brother, BB, was born.	ABFM 15, 1 16.
16 November 1996	The complainant was born.	ABFM 179, [2].
20 October 2001	Start date on the indictment for counts 1 – 3, 6 – 18.  The day before the appellant's 10 <sup>th</sup> birthday.  The complainant was 4 years old.	Indictment, Core Appeal Book [CAB] 5 – 8.
2002	The complainant started grade 1.  The complainant was 5 years old (turning 6 in November).  The appellant was 10 years old (turning 11 in October).	ABFM 136, 11 26-30.
2 July 2002	The complainant's sister, NB, was born.	ABFM 15, 1 17; and 186, 1 17.

5 January 2004	<p>Section 349(3) <i>Code</i> (Qld) came into force, deeming that a child under 12 years of age cannot consent.</p> <p>The complainant was 7 years old.</p> <p>The appellant was 12 years old.</p>	
30 June 2005 – 1 August 2005	<p>Date range for count 4 on the Indictment.</p> <p>The complainant was 8 years old.</p> <p>The appellant was 13 years old.</p>	CAB 6.
21 October 2005	<p>The appellant turned 14 years old.</p> <p>(For any offending from this point in time, the presumption in s 29 <i>Code</i> (Qld) ceased to apply).</p>	
2008	<p>The complainant was in grade 7 (the final year) of primary school.</p> <p>The complainant was 12 years old (turning 13 in November)</p> <p>The appellant was 17 years old (turning 18 in October).</p>	ABFM 21, ll 37-42.
2009	<p>The complainant started her first year of High School (grade 8).</p> <p>The complainant was 13 years old (turning 14 in November).</p> <p>The appellant was 18 years old (turning 19 in October).</p>	ABFM 136, l 24.
16 November 2010	<p>End date on the Indictment for counts 1 – 3, 6 – 18.</p> <p>The complainant was 14 years old.</p> <p>The appellant was 19 years old.</p>	CAB 5 – 8.
5 November 2017	<p>The complainant was interviewed by police in relation to the allegations.</p> <p>The complainant had a recorded telephone call with the appellant from the police station.</p>	ABFM 126.

7 January 2018	NB was interviewed by police.	ABFM 184.
31 March 2020	The complainant's evidence was pre-recorded before Porter DCJ in the District Court of Queensland (Day 1).  NB's evidence was pre-recorded before Porter DCJ in the District Court of Queensland.	ABFM 5.
1 April 2020	The complainant's evidence was pre-recorded before Porter DCJ in the District Court of Queensland (Day 2)	ABFM 75 – 107.
9 February 2021	The first day of the appellant's trial before a jury in the District Court of Queensland before Cash DCJ	
12 February 2021	The appellant was convicted by the jury of counts 2, 3, 4, 6, 7, 8, 9, 11, 12, 13 and 14.  The appellant was acquitted by the jury of counts 1, 10, 15, 16 and 18.	CAB 52 – 55.
18 February 2021	The appellant was sentenced by Cash DCJ in the District Court of Queensland to an overall period of six years' imprisonment.	ABFM 56 – 58.
24 February 2021	The appellant filed a Notice of Appeal against his conviction.	
17 March 2021	The appellant applied for leave to appeal against sentence.	
7 September 2021	Hearing in the Queensland Court of Appeal before Sofronoff P, Bowskill SJA and Boddice J.	<i>R v BDO</i> [2021] QCA 220
15 October 2021	Decision of the Queensland Court of Appeal handed down dismissing the appeal against conviction and sentence.	<i>R v BDO</i> [2021] QCA 220
21 February 2022	The appellant applied for special leave to appeal to this Court from the judgment of the Court of Appeal.	
21 October 2022	Special leave to appeal was granted by Kiefel CJ and Gordon J.	
3 November 2022	Notice of Appeal filed and served.	

**Dated:** 9 December 2022

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