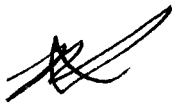


Inquest into the deaths arising from the Lindt Café siege

Order made by the State Coroner on 13 May 2016 with respect to public interest immunity claims made by the Commissioner of the New South Wales Police Force

With respect to the public interest immunity claims made by the Commissioner of the New South Wales Police Force (“**the Commissioner**”):

1. The claims made by the Commissioner, identified by reference to the annexed schedule (titled “Consolidated schedule indicating information the subject of a public interest immunity claim asserted by the Commissioner of Police – for hearing on 13 May 2016”), are upheld, for the reasons stated in that schedule in support of the application, except for:
 - a. the claims in relation to the statement of the Category 2 officer of the New South Wales Police Force at Tab 15.17, dated 17 June 2015.



Michael Barnes
State Coroner

Inquest into the deaths arising from the Lindt Café siege

Consolidated schedule indicating information the subject of a public interest immunity claim asserted by the Commissioner of Police – for hearing on 13 May 2016

(As at 11 May 2016)

COPY TO COUNSEL ASSISTING AND THE INTERESTED PARTIES

KEY

PII CLAIM NUMBER	GENERAL DESCRIPTION OF INFORMATION
1	Intelligence regarding a named person (who is not Man Haron Monis) and any information which may identify that person as a person known to police.
<u>2(e)</u>	<u>Information which may tend to identify persons of interest in unrelated matters.</u>
<u>2(f)</u>	<u>Information which may tend to identify persons of interest in unrelated matters.</u>
4	NSWPF intelligence - discloses that the NSWPF actively monitors a named group.
<u>4(a)</u>	<u>NSWPF intelligence - discloses that the NSWPF actively monitors a particular type of group.</u>
6	Reference to a NSWPF email address as the location of consolidated information regarding threats; concerns re interference with operational policing via "hacking" or otherwise possible spamming of address.
7	Interactions with foreign agencies: Information which discloses enquiries made with, and assistance received from, a foreign agency.

13	Location of the Joint Intelligence Group.
14	Location of the Joint Counter Terrorism Team.
18	Source information: Information which would tend to identify a police source.
<u>18(a)</u>	<u>Information which would tend to identify a police source.</u>
<u>18(b)</u>	<u>Information which would tend to identify a source of an ISIS flag.</u>
20	Codeword used by NSW police to indicate immediate evacuation and any information which would tend to identify that code word.
24	The Emergency Action Order.
25	The Deliberate Action Orders.
26A	Alternative methods of diversion: Information relating to the consideration of the use of alternative methods of diversion than what was employed.
<u>32</u>	<u>Location of a site used by the NSW Police Force to test explosives.</u>
<u>33</u>	<u>Location of the NSW Police Force Telephone Intercept Branch.</u>
<u>34</u>	<u>Method of gathering intelligence via social media.</u>
Cth	Information marked to indicate support of an anticipated claim of public interest immunity by the Commonwealth.

Counsel Assisting notified on 13 March 2016				
BRIEF TAB	DOCUMENT NAME	BRIEF PAGE REFERENCE	ADDITIONAL REFERENCE(S)	PII CLAIM NUMBER
None	Siege segment timeline – for UK experts	None	Page 9 at 10:55:00	14
		None	Page 20 at 12:45:00	13
		None	Page 72 at 1:24:00	26A
		None	Page 73 at 1:32:00	26A
None	Statement of Senior Constable Michael Bros	None	Paragraph 4, line 1	32
		None	Header, pages 1 and 2	32
None	Statement of Wayne Whitley	None	Page 1 – 'Place Statement Taken'	33
			Page 1 – 'Work Address'	33

Counsel Assisting notified on 13 March 2016					
BRIEF TAB	DOCUMENT NAME	BRIEF PAGE REFERENCE	ADDITIONAL REFERENCE(S)	PII CLAIM NUMBER	
None	Updated version of the transcript of audio recordings from the SD ("LD transcript")	None	Page 154, File name: SD Product\2015-12-15_15-21-14.UTC.wav at "Unknown TOU officer" and "Group response"	20	
None	Updated version of the Excel spreadsheet summary of the SD recordings ("LD summary for service")	None	Sheet one, row 326, column G	20	
None	Updated version of the Excel spreadsheet comprising a timeline from 1.57am on 16 December 2014 ("LD timeline from 01.57")	None	Sheet one, row 29, column E	20	
None	Audio file: 2015-12-15_15-21-14.UTC.wav	None	00.36 to 00.47	20	

Counsel Assisting notified on 13 March 2016					
BRIEF TAB	DOCUMENT NAME	BRIEF PAGE REFERENCE	ADDITIONAL REFERENCE(S)	PII CLAIM NUMBER	
None	Statement of Senior Investigating Officer ¹ (clean copy)	None	Page 6 at 13:14pm	Cth	
None	Statement of TIS Investigations Manager ² (clean copy)	None	Page 7 at "National Security Hotline"	2(e)	
		None	Page 13 at "Social Media/Cyber"	4(a)	
		None	Pages 13 and 14 at "Social Media/Cyber", first and second bullet points	34	
		None	Page 16 at paragraph 2	4, 4(a)	
		None	Page 31 (whole page)	7	
		None	Page 32 at "Inquiries On-Line Team"	4(a)	
		None	Page 32 at "Inquiries On-Line Team", first bullet point	4	

¹ Redacted copy at tab 15.3 of brief served 5 February 2016.

NB: these redactions indicated are in addition to the already redacted version of the statement previously served, noting that the State Coroner has already upheld those claims. This schedule only addresses the public interest immunity claims that are pressed in respect of the redactions applied by hand on the version of the statement as it appears in the brief served 5 February 2016.

² Redacted copy at tab 15.17 of brief served 5 February 2016.

NB: these redactions indicated are in addition to the already redacted version of the statement previously served, noting that the State Coroner has already upheld those claims. This schedule only addresses the public interest immunity claims that are pressed in respect of the redactions applied by hand on the version of the statement as it appears in the brief served 5 February 2016.

Counsel Assisting notified on 16 March 2016				
BRIEF TAB	DOCUMENT NAME	BRIEF PAGE REFERENCE	ADDITIONAL REFERENCE(S)	PII CLAIM NUMBER
None	A collection of documents uploaded on iSurv as flashcards	None	Page 89	2(f)
		None	Page 107, second bullet point	18
		None	Page 112 at "Assessment"	4
		None	Page 116 at "Threats and Leads"	4
		None	Page 119, third line	6
		None	Page 126 at "Threats and Leads"	4
		None	Page 126 at "Social Media"	4
		None	Page 133 – entire document	24
		None	Pages 134 to 142 – entire document	24
		None	Pages 143 – 158 – entire document	25
		None	Page 159 at "Assessment"	4
		None	Page 163 at "Social Media"	4
None	Indigo log	None	Page 6 at 1123	1
		None	Page 14 at 1410	4
		None	Page 17 at 1150	13
		None	Page 20 at 1434	4

Counsel Assisting notified on 16 March 2016

BRIEF TAB	DOCUMENT NAME	BRIEF PAGE REFERENCE	ADDITIONAL REFERENCE(S)	PII CLAIM NUMBER
		None	Page 22 at 1456	18(b)
		None	Page 29 at 1138	18(a)
		None	Page 42 at 0037	13
None	Three audio recordings from the second surveillance device: Codec_54_iv---10.10.207.145_2014-12-16_00-00-00(3)	None	At 26:08 to 26:11	20

Counsel Assisting notified on 1 April 2016				
BRIEF TAB	DOCUMENT NAME	BRIEF PAGE REFERENCE	ADDITIONAL REFERENCE(S)	PII CLAIM NUMBER
None	Statement of Major R	None	Paragraph 10, second sentence, words 9 to 24.	26A

Counsel Assisting notified on 14 April 2016				
BRIEF TAB	DOCUMENT NAME	BRIEF PAGE REFERENCE	ADDITIONAL REFERENCE(S)	PII CLAIM NUMBER
None	Investigator's note, "Actions Taken – Bomb Threats Made by Man Haron Monis"	Page 11 of 49	[12]	1
None	Statement of <small>the individual located at Tab 21.17</small>	None	[3]	14
		None	[5]	14
		None	[6]	14
		None	[11]	14
		None	[13]	14
		None	[16]	14
		None	At "Witnessed at"	14
None	Statement of <small>the individual located at Tab 21.20</small>	None	At "Work address"	14
		None	[12]	14
		None	At "Witnessed at"	14
		Email		14
None	Statement of <small>the individual located at Tab 21.18</small>	None	[4]	14
		None	[8]	14
		None	[12]	14

Counsel Assisting notified on 14 April 2016				
BRIEF TAB	DOCUMENT NAME	BRIEF PAGE REFERENCE	ADDITIONAL REFERENCE(S)	PII CLAIM NUMBER
		None	[13]	14
		None	[14]	14
		None	[19]	14
None	Statement of Jacqueline Ann Elvy	None	At "Witnessed at"	14