

**“DANGEROUS SEXUAL OFFENDERS REVIEW COMMITTEE CASE REVIEW—  
MR NICHOLAS RODNEY TROY FAULKNER (ALIAS McDONALD)”**

*Statement by Minister for Corrective Services*

**MR F.M. LOGAN (Cockburn — Minister for Corrective Services)** [2.03 pm]: On 13 May 2020, the Department of Justice received a request to review a decision not to refer a Mr Nicholas Faulkner’s case to the Director of Public Prosecutions for consideration of a Supreme Court application under the Dangerous Sexual Offenders Act 2006 prior to his release from prison. Faulkner was assessed by the Department of Corrective Services’ Dangerous Sexual Offenders Review Committee on 19 June 2018, seven months prior to his eligible date for parole. The committee assessed Faulkner in accordance with the DSO act and determined Faulkner did not meet the criteria for referral to the Director of Public Prosecutions for consideration of a Supreme Court application for a DSO order. The committee’s decision was based on evidence put before it, specifically that Faulkner did not have any prior sexual offending, had completed multiple rehabilitative programs based on his treatment needs with multiple positive gains documented and did not have a demonstrated pattern of sexual offending behaviour or sexual deviancy. The departmental review found that the committee’s decision not to refer Faulkner to the DPP complied with all eligible factors for consideration according to the DSO act. Faulkner did not meet the criteria for referral to the DPP for consideration of a Supreme Court application for a DSO order. Ultimately, only the Supreme Court of Western Australia has the authority to classify someone as a dangerous sex offender.

Prior to the completion of Faulkner’s nine-and-a-half-year sentence, the Prisoners Review Board imposed a post-sentence supervision order upon him. Faulkner’s PSSO will run for a two-year period until 4 May 2022.

I now table the report “Dangerous Sexual Offenders Review Committee Case Review—Mr Nicholas Rodney Troy Faulkner (alias McDonald)” to Parliament. Please note that this report presents the findings in accordance with the terms of reference into the case review of Nicholas Rodney Troy Faulkner. Any information that might identify Faulkner’s victims and details of Faulkner’s rehabilitation and medical treatment or other personal information pertaining to him has not been included in this report.

[See paper [3549](#).]