

DISTRICT COURT — APPEAL DECISION

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

I refer to the Attorney General's response to my question without notice on 28 March 2023 regarding the appeal decision in RE AB [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 directed 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?
- (2) If not, why not?

Hon SAMANTHA ROWE replied:

I thank the honourable member for some notice of the question. On behalf of the representative parliamentary secretary, I provide the following answer on behalf of the Attorney General.

- (1)–(2) The Attorney General cannot accept the premise of this question but has sought legal advice from the State Solicitor's Office on matters raised by the District Court's reasons for its decision in RE AB [2023] WADC 28.