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BY: *G. E. Gould*

October 17, 2002

The Honorable Mrs. Bronwyn Bishop
Standing Committee on Legal and Constitutional Affairs
Parliament House,
CANBERRA ACT 2600

Dear Mrs. Bishop

RE: Representations made by Mr. Glen McNamara to give evidence to the Standing Committee on Legal and Constitutional Affairs.

1. I was employed by the New South Wales Police Force between July 5th 1976 and June 7th 1990. I attained the rank of Detective Senior Constable. During that period of employment I investigated numerous serious criminal occurrences including murder, sexual assaults, drug importation and drug sales. I was responsible for decision making with respect to the timing of the arrest of persons suspected of a criminal offence, their consequent charging with a criminal offence, the preparation of all aspects of briefs of evidence against charged persons and active participation in the prosecutions of such charged persons, including liaison with Police Prosecutors and staff and lawyers from the Department of Public Prosecutions. I regularly gave evidence in chief and was cross examined in criminal trials at all jurisdictions (excluding the High Court of Australia). I regarded myself as an experienced criminal investigator and professional witness. During various periods in my service I was attached to the National Crime Authority, Homicide Squad task force – (Milperra Bikie Massacre) and the Detectives office of the Kings Cross Police station.

2. In March 1989 I became aware that Detective Sergeant Larry Churchill of the Detectives office of the Kings Cross Police station was involved in the distribution and sale of the methyl amphetamine commonly referred to as 'speed.' As a consequence on March 17th 1989 I approached Lola Scott and Ken Watson of the Internal Security Unit of the New South Wales Police Force. I explained my knowledge and concern regarding Churchill's alleged conspiracy to supply drugs. I volunteered to act as the Undercover operative. I extracted a promise of secrecy from Lola Scott and Ken Watson in respect of the conduct of my undercover operations during the investigation. As a consequence Operation Hawkesbury commenced.

3. During the course of Operation Hawkesbury in my role as the Undercover operative I met with Robert 'Dolly' Dunn, Colin Fisk and Allan Saunders. My inquiries established that Allan Saunders was a professional drug dealer who had previously been arrested by Churchill and had been 'put to work' by Churchill. My inquiries established that Dunn and Fisk were commercial drug manufacturers and suppliers. They also disclosed to me that they were pedophiles. They disclosed to me that they were involved in large scale commercial drug manufacture and dealing as a means of financing their pedophilic lifestyle. They disclosed to me that this included an organized payment regime to Churchill and others. These disclosures were made whilst I was performing undercover duties on 'Dolly' Dunn and Colin Fisk. During the course of this inquiry 'Dolly' Dunn disclosed to me that he had paid Churchill and two other detectives the sum of \$40,000 to avoid being charged in relation sexual offences against young boys. I recorded that conversation on an audio recording device which was secreted on my body. A short time after that conversation I replayed the audio tapes to Lola Scott and Ken Watson. The tape was perfectly clear and audible. Lola Scott took possession of this audio tape. I strenuously advised Lola Scot and Ken Watson that 'Dolly' Dunn and Colin Fisk be immediately arrested. My advice was not acted upon.

4. Prior to the arrest of Churchill, Saunders, Dunn & Fisk my undercover status was destroyed. A leak from the Internal Security Unit resulted in another officer from Kings Cross, (Dennis Kimble Thompson) telephoning Churchill at his home and saying,
'McNamara is an ISU dog, you're gone.'

5. When I alleged to Lola Scott and Ken Watson that they were the source of this leak not only could they not look at me, they could not answer me. As a consequence of the leak 'Dolly' Dunn fled New South Wales to Victoria. He was apprehended in Victoria about 7 months later, during which time he had committed sexual offences against young boys in Victoria, for which he served a term of imprisonment prior to being extradited to New South Wales to face the drug charges. As a further consequence of the leak Churchill and Saunders were able to make a series of false criminal

allegations against me. Lola Scott and Ken Watson also investigated these allegations notwithstanding the fact that they caused the leak in the first instance. Lola Scott subsequently recommended that I be charged in relation to a criminal offence. Mr. Reginald Blanch QC and at that time the Director of Public Prosecutions in New South Wales directed that no criminal or other charges of any type be brought against me because there was no evidence to substantiate any criminal or other charge. Lola Scott forwarded the same brief to the Ombudsman Office of New South Wales and they made an adverse finding against me. I was invited to make submissions in relation to their finding which I did. As a consequence their adverse findings were reversed and I received a letter of apology from the Ombudsman's Office in relation to the incident. The letter was signed by Mr. Paul Landa – Ombudsman. Lola Scott and Ken Watson investigated Denis Kimble Thompson. I suggested to them that Thompson and Larry Churchill should be charged with 'Conspiracy to pervert the course of justice.' No criminal charges were ever preferred against Thompson and Churchill in relation to this matter. Thompson did appear before a Police Disciplinary hearing. However, Thompson continued in his employment as a Detective Sergeant, he was subsequently promoted to a higher rank. During the Royal Commission into the New South Wales Police, Thompson gave evidence to the commission in which he gave full and frank admissions of his criminal behavior regarding accepting money from criminals.

6. As a consequence of the leak I was unable to work in my regular investigative duties. I was placed under witness protection (John O Neil & Graham Bateman). In August 1989 my wife and I traveled to the USA. The only individuals who knew my whereabouts were Lola Scott and Ken Watson because pursuant to their request I had supplied them with my travel itinerary. A short time after arriving in Los Angeles I was contacted by telephone by John O'Neil, my Witness Protection officer and advised that a plot had been discovered in Sydney to have me murdered in the USA and that it appeared that members of the NSW Police were involved in the plot. I advised my wife of this information. A short time later in our hotel room, my wife suffered a miscarriage – this being our first child. Despite the miscarriage my wife did not seek medical attention in Los Angeles because of our fear of being traced through medical records. We changed our travel schedule.
7. I consistently received crank calls and a number of death threats via my residential telephone. Lola Scott and Ken Watson had my residential telephone number changed on a number of occasions, they were the only people who knew my residential telephone number but I continued to receive these disturbing telephone calls. I later changed my residential telephone number without their knowledge and I used a false name. Since that time I have not received any of these types of calls or threats.

8. In respect of the drug matters Churchill, Saunders Fisk and 'Dolly' Dunn subsequent to his arrest all pleaded guilty in the New South Wales District Court to various 'Conspiracy to supply drugs' charges. All were imprisoned. Churchill and two other detectives were also charged in relation to the allegation of 'Dolly' Dunn that they had extorted \$40,000 from him as consideration for not charging him with sexual offences against young boys. 'Dolly' Dunn received an indemnity from further prosecution for his evidence in that matter. Lola Scott arranged that indemnity. The indemnity was false and flawed. Colin Fisk was the only other witness in the Crown case against Churchill and the two other detectives. I volunteered to give evidence in relation to the obtaining of the audio tape in which 'Dolly' Dunn and Colin Fisk set out the details of the extortion, their drug dealing capabilities and their commercial arrangement for protection with members of the New South Wales Police including Churchill. In my opinion my evidence would have placed the evidence of 'Dolly' Dunn and Colin Fisk into its correct context and added much need credibility to their evidence. Additionally the jury in the trial may have been afforded the opportunity to listen to the audio tape that I made on this undercover operation which amounted to 'Dolly' Dunn's initial complaint of the extortion. My offer to give evidence was declined by Lola Scott and Ken Watson. Churchill and the other two detectives were acquitted of this charge. During the Royal Commission into the New South Wales Police this matter was re-visited. Whilst giving evidence at the commission one of the acquitted detectives (Richard John Hazel) admitted that indeed the extortion offence had occurred in exactly the manner alleged on the audio tape confession which I had extracted from 'Dolly' Dunn and that his (Hazel') subsequent acquittal at the criminal trial had been false. (Mr. Hazel committed suicide at Caringbah in September 2002)
9. During a Police raid on 'Dolly' Dunn's residence in relation to the drug inquiry a box of video tapes was located by Lola Scott. The video tapes displayed 'Dolly' Dunn committing sexual offences on young boys. Lola Scott told me that she had viewed these tapes and that they were disgusting. They constituted evidence of felonies against 'Dolly' Dunn. When preparing an advice for DPP and the Attorney General in relation to Dunn's indemnity Lola Scott indicated on the questionnaire that there was no evidence of Dunn being involved in any other felonies. This matter has been admitted in the Royal Commission into New South Wales Police and has received scathing criticism from Judge Gibson of the District Court of New South Wales when he sentenced 'Dolly' Dunn to a term of imprisonment of 30 years (head sentence) in December 2001.
10. I was forced to leave the New South Wales Police because of the unfounded criminal allegations against me and the destructive behavior exhibited by Lola Scott and Ken Watson against me which culminated in me being advised by my Witness Protection Officer, John O'Neil that 'I had no

future in the New South Wales Police, no one wanted to work with me, if I did go back to work someone would break into my work locker and load me up with heroin, or I would be lured to an isolated location on a false job call and be shot.'

11. Since leaving the New South Wales Police in July 1990 I have maintained an interest in the outcomes of the pedophiles, in particular 'Dolly' Dunn, Colin Fisk and their associate Phillip Bell. It gladdens me to know that Dunn is serving a 30 years prison sentence and that I was responsible for the collection of evidence against him. I do not believe that these persons would have been brought to public notice had it not been for me undercover work. However, my career in the Police was destroyed and my reputation was destroyed. This caused incredible physical and emotional difficulty directly for my wife and me and indirectly for my parents and extended family. I have attempted to put this behind me but from a career perspective my opportunities exist only as a sub-contract investigator for various insurance companies – a mind numbing and soulless pursuit. I have previously applied on several occasions for investigators positions with the former NCA and with ICAC. Despite my considerable investigative expertise and experience and the fact that I worked at the NCA on secondment as an investigator, from the New South Wales Police, I have never even been offered the opportunity of an interview for any of these positions. In my opinion I am still being unjustly punished for carrying out my duties according to the responsibilities of my oath of office as a Police officer and according to law. My financial losses through the loss of career promotion and superannuation contributions have been, and continue to be a substantial burden.

12. I am prepared to give evidence to the Standing Committee on Legal and Constitutional Affairs should you deem that my evidence is of any value to your current inquiry.

Yours truly,
Glen McNamara

