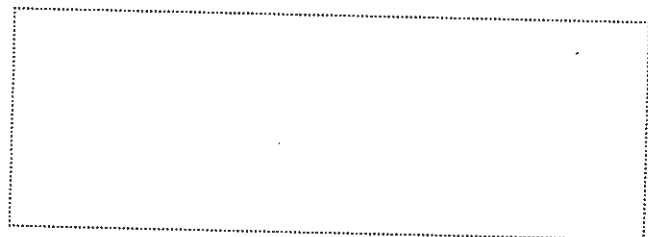
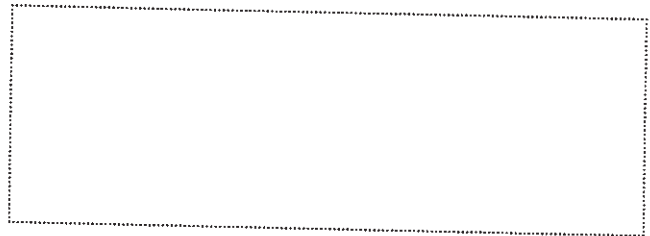




QUEENSLAND
COURTS

OFFICE OF THE
STATE
CORONER



FINALISED

CORONERS



2013/2217/0001

Reporting/Investigating Officer

I, the reporting officer declare the above information is true and correct to the best of my knowledge and belief.

Robert John NALDER

(Name)

Sergeant

(Rank)

7788

(Reg. no.)

Townsville District Forensic Crash Unit

(Police Station/Establishment)

47517711

(Contact no.)

Dated this

25th

(Day)

day of

July

(Month)

2013

(Year)



 (Signature of reporting officer)

The information in this form is disclosed pursuant to Information Privacy Principle 11(1)(b) of Information Standard 42. Under Information Privacy Principle 11(3), a person, body or agency to whom personal information is disclosed shall not use or disclose the information for a purpose other than the purpose for which the information was given to the person, body or agency.

ATTACHMENT

DRUGS/POISONS DETECTED IN BLOOD BY FULL SCREENING

The drugs shown below would normally be detectable at therapeutic or higher concentrations unless otherwise indicated. The drugs detected include, but are not limited to those shown below.

For any drug not on the list, please contact the laboratory regarding our testing capability.

Amphetamines / Stimulants**	Amphetamine, methylamphetamine, pseudoephedrine, ephedrine, 3,4-Methylenedioxyamphetamine (MDA), 3,4-Methylenedioxyethylamphetamine (MDEA), 3,4-Methylenedioxymethylamphetamine (MDMA), paramethoxyamphetamine (PMA), phentermine.
Benzodiazepines	Alprazolam, bromazepam, clobazam, clonazepam / 7-aminoclonazepam, diazepam / nordiazepam, flunitrazepam / 7-aminoflunitrazepam, flurazepam / desalkylflurazepam, hydroxy alprazolam, lorazepam, midazolam, nitrazepam / 7-aminonitrazepam, oxazepam, temazepam, triazolam.
Anti-Depressants	Amitriptyline / nortriptyline, citalopram, clomipramine, dothiepin, doxepin, fluoxetine, fluvoxamine, imipramine / desipramine, mianserin, mirtazapine, moclobemide, nefazadone, paroxetine*, sertraline, trimipramine, venlafaxine.
Opiates** / Narcotic analgesics	Morphine, codeine, dextromethorphan, dextromoramide, methadone, oxycodone*, pentazocine, pethidine, pholcodine, propoxyphene, tramadol.
Anti-Psychotics/ Tranquillisers	Amisulpride*, chlorpromazine, clozapine, fluphenazine, haloperidol*, methaqualone, olanzapine, pericyazine, prochlorperazine, promazine, quetlapine, thioridazine, trifluoperazine*, zolpidem.
Anti-Histamines	Brompheniramine, chlorpheniramine, diphenhydramine, pheniramine, promethazine.
Anti-Convulsants / Barbiturates	Amylobarb, carbamazepine, lamotrigine, levetiracetam, methyphenobarbitone, oxcarbazepine, pentobarb, phenobarb, phenytoin, primidone, quinalbarb, thiopentone.
Analgesics	Diclofenac, paracetamol, salicylic acid (aspirin)
Anti-Diabetics	Chlorpropamide, gliclazide, tolbutamide.
Anti-Inflammatory	Diflunisal, ibuprofen, ketoprofen, meloxicam, naproxen, piroxicam.
Miscellaneous	Acetone, acetazolamide, amantadine, atracurium, atropine, benzotropine, bupivacaine, bupropion, caffeine, cannabinoids, cisapride, chloroquine, cotinine, cyproheptadine, diltiazem, dipyridamole, disopramide, doxylamine, ethanol, flecainide, fluconazole, frusemide, hydroxychloroquin, irbesartan, ketamine, lignocaine, methanol, metoclopramide, metoprolol*, metronidazole, mexiletine, nicotine, omeprazole, orphenadrine, pantoprazole, perhexiline, propranolol, quinine, quinidine, rabeprazole, risperidone*, strychnine, sulphamethoxazole, telmisartan, theophylline, tranlycypamine, trimethoprim, verapamil, warfarin.

* Detectable at toxic or higher concentrations

** Cocaine/cocaine metabolite and 6 mono acetyl morphine can be detected by urine immunoassay.

Legend to screening methods

GC/NPD: Gas chromatograph with nitrogen phosphorus detection.

GC/MS: Gas chromatograph with mass spectral detection.

HPLC: High performance liquid chromatography with diode array detection.

LC/MS: High performance liquid chromatography with tandem mass spectral detection.

NATA Accredited Laboratory 41

The results relate solely to the item(s) and/or sample(s) as received.

39 Kessels Road
Coopers Plains QLD 4108
AUSTRALIA

PO Box 594
Archerfield QLD 4108
AUSTRALIA

Phone (+61 7) 3274 9000
Fax (+61 7) 3000 9628
Email FSS@health.qld.gov.au

Name:

Jane Bentley Coroner

Signature:

Date:

Place:

CAIRNS

To be detached (for office use only)

Coroner's instructions to coroner's clerk

Code the Reportable Type and Death Type as follows:

* More than one option can be selected – select all relevant options

* **Reportable Type**

- | | |
|---|---|
| <input type="checkbox"/> Death as a result of police operations | <input type="checkbox"/> Suspected death (missing person) |
| <input type="checkbox"/> Death certificate not issued and not likely to issue | <input type="checkbox"/> Suspicious circumstances |
| <input type="checkbox"/> Death in care | <input type="checkbox"/> Unknown person |
| <input type="checkbox"/> Death in custody | <input type="checkbox"/> Violent or unnatural |
| <input type="checkbox"/> Health care related death | |

* **Death Type**

- | | |
|--|--|
| <input type="checkbox"/> Domestic accident (non work related) | <input type="checkbox"/> Suspected drug/Alcohol/Poison related |
| <input type="checkbox"/> Domestic violence related | <input type="checkbox"/> Suspected suicide |
| <input type="checkbox"/> Drowning/Water related | <input type="checkbox"/> Transport related - air |
| <input type="checkbox"/> Fire/Burn/Electricity related | <input type="checkbox"/> Transport related - marine |
| <input type="checkbox"/> Hospital/Medical/Health procedures | <input type="checkbox"/> Transport related - other |
| <input type="checkbox"/> Interpersonal violence/Apparent homicide | <input type="checkbox"/> Transport related - road |
| <input type="checkbox"/> Natural causes | <input type="checkbox"/> Transport related - train |
| <input type="checkbox"/> Sudden Infant Death Syndrome (SIDS) | <input type="checkbox"/> Unknown |
| <input type="checkbox"/> Sudden Unexpected Death of an Infant (SUDI) | <input type="checkbox"/> Weapon/Firearm related |
| <input type="checkbox"/> Suspected death (missing person) | <input type="checkbox"/> Work related |

A copy of these findings is to be provided to the following persons/agencies:

- Registrar-General, Registry of Births, Deaths and Marriages** (*section 97 of the Coroners Act 2003*)
(by email to : BDMDeath@justice.qld.gov.au)
- District Officer, Police District where death occurred**
(by email to: QPSOfficeStateCoroner@police.qld.gov.au)
- The following family member**
- person nominated by the deceased before death
 - spouse (including de facto spouse)
 - adult child
 - parent
 - adult sibling
 - adult with sufficiently close relationship to deceased; or
 - if the deceased was an Aboriginal and Torres Strait Islander (ATSI) person, an appropriate person according to ATSI tradition and custom
- Children's Commissioner**
(if the deceased person was a child, the findings must be provided to the Children's Commissioner under section 45(4)(c))
(by email to: childdeath@ccypcg.qld.gov.au)
- State Coroner**
(if the coroner making the findings is not the State Coroner, the findings must be provided to the State Coroner under section 45(4)(d)).

For deaths in care only:

- Attorney-General**
- Minister administering:**
- Residential Services (Accreditation) Act 2002* (if the person was living in a level 3 accredited residential service)
 - Disability Services Act 2006* (if the person was receiving residential services operated or funded by the department administering the *Disability Services Act*)
 - Health Services Act 1991* (if the person was living at a place funded by the department administering the *Health Services Act*)
 - Mental Health Act 2000* (if the person was subject to involuntary assessment or treatment under the *Mental Health Act*)
 - Adoption of Children Act 1964* (if the person was awaiting adoption)
 - Child Protection Act 1999* (if the person was a child placed in care under the *Child Protection Act*)
- Chief Executive of the department administering:**
- Residential Services (Accreditation) Act 2002* (if the person was living in a level 3 accredited residential service)
 - Disability Services Act 2006* (if the person was receiving residential services operated or funded by the department administering the *Disability Services Act*)
 - Health Services Act 1991* (if the person was living at a place funded by the department administering the *Health Services Act*)
 - Mental Health Act 2000* (if the person was subject to involuntary assessment or treatment under the *Mental Health Act*)
 - Adoption of Children Act 1964* (if the person was awaiting adoption)
 - Child Protection Act 1999* (if the person was a child placed in care under the *Child Protection Act*).

For deaths following treatment in a hospital or medical facility only:

- For Queensland Health facilities, the district manager of the health service district responsible for the facility**
(refer to www.health.qld.gov.au/healthservices/byfacility.asp for a list of Queensland Health facilities)
- For private facilities, the Chief Executive Officer of the facility**
(by email to: Private_Health@health.qld.gov.au)
- For all deaths, the Executive Director, Patient Safety and Quality Improvement Service, Queensland Health**
(by email to: psccoronial@health.qld.gov.au)
- For all deaths, the Health Quality and Complaints Commission**
(by email to: quality.improvement@hqcc.qld.gov.au).

For deaths that occur in the course of, or as a result of, police operations only:

- Attorney-General**
- Minister administering the *Police Powers and Responsibilities Act 2000***
- Chief Executive of the department administering the *Police Powers and Responsibilities Act 2000***

RECEIVED
23 AUG 2013

BY: 13/2217



HSSA | Pathology Queensland

Enquiries to: Prof. David Williams
Telephone: (07) 4433 2400
Facsimile: (07) 4433 2415
Our Ref.: Prof. David Williams

STATUTORY DECLARATION

QUEENSLAND)
TO WIT)

I, David John WILLIAMS of Townsville
In the state of Queensland, do
Solemnly and sincerely declare that:

1. I am a legally qualified Medical Practitioner and am registered in Queensland as an Eminent Senior Specialist Pathologist. I am a Consultant Forensic and Anatomical Pathologist employed by Queensland Health. I am also an Associate Clinical Professor of Pathology at the University of Queensland. I am Director of Anatomical Pathology at Townsville General Hospital and I am a Clinical Professor of Pathology at James Cook University. I am a Government Medical Officer for Townsville.

I possess both scientific qualifications and medical qualifications.

My scientific qualifications include a Bachelor of Science (with Honours) in Chemistry from the University of Wales and I also have a Master of Science in Forensic Science. I also have a Diploma in Science German. I am an Adjunct Professor to the Faculty of Science and Technology, Griffith University.

My medical qualifications include the degrees of Bachelor of Medicine and Bachelor of Surgery from the University of Glasgow. I have a Doctorate of Philosophy (Ph.D) in Forensic Medicine from the University of Glasgow.

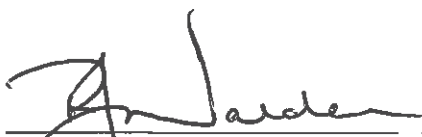
I am a Fellow of the Royal College of Pathologists (London) and a Fellow of the Royal College of Pathologists of Australasia. I possess the Diploma in Medical Jurisprudence in Pathology and I am a former member of the British Society of Neuropathology and am currently a member of the Australian Society of Neuropathology.

.../2

David Williams

CONTINUED STATEMENT OF: NALDER, Robert John

11. I found a dint to the rear rim on the left hand side. I further located some scuffing to the right hand side hand brake and rear of the seat. I then measured the distance from the road to the top of the seat and found it to be 92 centremetres.
12. I then made an inspection of the roadway. I found that the area in which the crash occurred was on a short bridge bordered by ARMCO railings. The carriageway itself was bordered by fog lines. The lanes were separated by double continuous lines and were aligned in a north-west to south-east direction.
13. I measured the width of the lane in the area of the incident and found it to be 3.4 metres wide. I further measured the shoulder of the road from the fog line to the edge of seal to be approximately ninety (90) centremetres in width. I also measured from the edge of seal to the ARMCO railing and found it to be approximately seventy-five (75) centremetres in width. This final section was made up of gravel.
14. The carriageway was constructed of bitumen in good condition. The lines were also of good condition. Whilst the bridge is on a slight curve it is open and long with excellent visibility. The speed zone for this section of roadway is 80km/phr.
15. This roadway is utilised by all forms of vehicles and is a major arterial joining Ring Road to the Bruce Highway. I found no potholes, debris or oil on the roadway that may have contributed to the incident.
16. The weather conditions at the time were fine and sunny. Visibility was excellent with no fog or haze evident.
17. I then made an inspection of the incident scene and located two (2) separate pools of what appeared to be blood. I further located several scuff marks in the dirt between where the edge of seal stopped and the ARMCO railing began. Due to the bicycles being moved prior to arrival of police it was unsure what scuffing was caused by which bicycle.




 (Witness's signature)

 (Justice of the Peace (Qual.)/
 Commissioner for Declarations's signature)

 (Police officer's signature)

CONTINUED STATEMENT OF: NALDER, Robert John

18. I then directed Constable MALONEY who was authorised to drive the class of vehicle involved in this incident to move the vehicle to the area of the incident and position it inside the lane. Whilst Constable MALONEY moved this vehicle I observed that when he rotated the steering wheel the steer wheels also moved and when he stopped the vehicle it did so appropriately.
19. I found that in the normal driving position of the vehicle the load projected over the centre line and left hand fog line.
20. I then retrieved the helmet worn by the bicycle rider and deceased person and found an indent in the rear with a blue mark. Beside this indent I also located another indent with a red mark.
21. I then inspected the edge of the load and found it to be timber with what appeared to be blue paint on the face of it. Beside this I found a steel run which was red in colour.
22. I measured the section of timber on the outside of the load and found it to be approximately 6.5 centremetres wide. I then measured the distance from the road to the bottom edge of the piece of timber on the edge of the load and found it to be 1.42 metres.
23. I then put the rear of the helmet up against the timber edge and found that both indents fitted the profile of the edge of the load.
24. As Constable MALONEY had to depart the scene I directed Constable MIDDLETON of the Mundingburra Police to drive the vehicle involved and I directed him into a position where the right hand edge of the load was relatively in line with the left hand side of the centre double continuous white line.
25. On inspecting the left hand side of the load I found it to be between the fog line and the edge of the edge of seal.



 (Witness's signature)

(Justice of the Peace (Qual.)/
 Commissioner for Declarations's signature)

(Police officer's signature)

CONTINUED STATEMENT OF: NALDER, Robert John

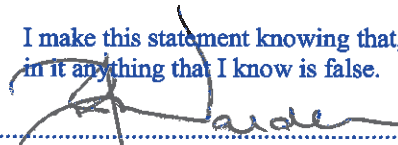
37. On the 22nd July 2013 and after consultation with the defendant's Solicitor I was provided with a 'Yard Copy' of the Guidelines for Excess Dimensions and a Safe Work Method Statement which was obtained from the defendant's company. I am able to produce those documents. *(Tendered and marked exhibit number)*


R J NALDER
Sergeant 7788

Justices Act 1886

I Robert John NALDER acknowledge by virtue of section 110A(6C)(c) of the Justices Act 1886 that:

- (1) This written statement by me dated 06/05/2013 and contained in the pages numbered 1 to 7 is true to the best of my knowledge and belief; and
- (2) I make this statement knowing that, if it were admitted as evidence, I may be liable to prosecution for stating in it anything that I know is false.


.....Signature

Signed at Mundingburra this 29th day of July 2013

(Witness's signature)

(Justice of the Peace (Qual.)/
Commissioner for Declarations's signature)

(Police officer's signature)

103). I am able to produce this notebook. (*Tendered and marked exhibit no... ..*)


26. I have had no further involvement in this matter.

Justices Act Acknowledgement

Justices Act 1886

I acknowledge by virtue of section 110A(6C)(c) of the Justices Act 1886 that:


- (1) This written statement by me dated 08/07/2013 and contained in the pages numbered 1 to 5 is true to the best of my knowledge and belief; and
- (2) I make this statement knowing that, if it were admitted as evidence, I may be liable to prosecution for stating in it anything that I know is false.

..........Signature

Signed at Townsville this 8th day of July 2013.

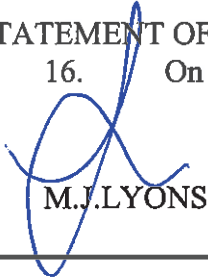
(Witness's signature)

(Justice of the Peace (Qual.)/
Commissioner for Declarations's signature)

..........
(Signature of police officer
preparing statement)

CONTINUED STATEMENT OF: **LYONS, Matthew James**

16. On the 27th of July I completed this statement.


M.J.LYONS

Justices Act 1886

I acknowledge by virtue of section 110A(6C)(c) of the Justices Act 1886 that:

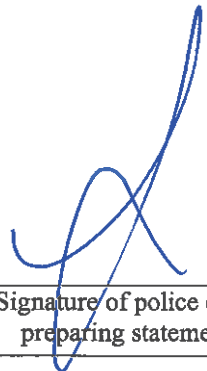
- (1) This written statement by me dated 27-7-2013 and contained in the pages numbered 1 to 3 is true to the best of my knowledge and belief; and
- (2) I make this statement knowing that, if it were admitted as evidence, I may be liable to prosecution for stating in it anything that I know is false.

.....Signature

Signed at Townsville this 27th day of July 2013

(Witness's signature)

(Justice of the Peace (Qual.)/
Commissioner for Declarations's signature)



(Signature of police officer
preparing statement)