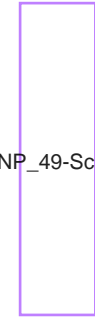


**BAIL:**

- ☒ Allowed bail - Undertaking forwarded ODPP/GDRP  
☐ ~~Bail allowed but not entered~~  
☐ ~~Supreme Court Bail~~  
☐ ~~Remanded in custody~~  
☐ ~~Committal Bail (Registry Varied)~~  
☐ ~~Childrens Court of Queensland Bail~~

**DOCUMENTS ATTACHED:**

- ☒ List of Witnesses Statements  
☒ List of Exhibits *Ex A - Index list, Ex 1 - Photocopy of Statement - Andrew KITAS.*  
☐ List of Other Exhibits



**Contact Officer:** David McLennan, WYNNUM  
**Contact Phone:** (07) 3362 9090

**TO:**

Office of the Director of  
Public Prosecutions  
GPO BOX 2403  
BRISBANE QLD 4001

**AND TO:**

Deputy Sheriff  
Supreme and District Courts  
PO BOX 15167  
BRISBANE QLD 4002



QUEENSLAND POLICE SERVICE  
STATEMENT OF WITNESS



Statement No.:

Date: 9/6/18

Statement of:

Name of witness:	Patricia Ann BRENNAN	Date of birth:		Age:	
Occupation:	Police Officer				

I am a Sergeant of Police currently stationed at the Forensic Crash Unit, Brisbane.

I have been a full time member of this squad since January 1998.

I hold qualifications in:

Certificate IV in Road Incident Investigation and Reporting

Road Accident Investigation Service (Assent TECS)

Diploma of Public Safety (Policing)

Queensland Police Service

I have received specialist training in:

2013 Apply Physics to Road Crash Investigation (40hrs)

*Road Accident Investigation Service*

2010 Advance Collision Reconstruction with Excel Applications (40hrs)

*Accident Analysis and Reconstruction Inc.*

2010 Produce Forensic Maps using CAD (40hrs)

*Road Accident Investigation Service*

2010 Analyse Commercial Vehicle Collisions (40hrs)

*Road Accident Investigation Service*

2010 Vericom Operators Course (16hrs)

*Department of Transport and Main Roads*

2010 Analyse and Report on Evidence (80hrs)

*Road Accident Investigation Service*

2009 Gather, Analyse & Interpret Pedestrian & Bicycle Involved Crashes (40hrs)

*Road Accident Investigation Service*

This statement admitted as evidence pursuant to the provisions of Section 110A of The Justices Act 1986

2. SARDA  
MAGISTRATE

18 JUL 2018

NP\_49-Sch4

This is Page 1 of a Statement comprising 8 Page(s).

Witness

Justice of the Peace (Qual) /  
Commissioner of Declarations

Police Officer

**CONTINUED STATEMENT OF: Patricia Brennan**

2009 Analyse Motorcycle Collisions (40hrs)

*Road Accident Investigation Service*

2007 Acceleration and Vericom Familiarisation (16hrs)

*Vericom Computers Inc.*

2006 Basic Tyre Technology & Tyre Analysis (16hrs)

*South Pacific Tyres*

2005 Conduct Crash Analysis Using 'Crush' Application (40hrs)

*Road Accident Investigation Service*

2001 Advanced Crash Analysis (80hrs)

*Texas A&M University*

2000 Advanced Accident Investigation (80hrs)

*Texas A&M University*

1997 Basic Accident Investigation (80hrs)

*Queensland Police Service*

On Monday 1 January 2018 at about 12.30am the Forensic Crash Unit were notified of a two vehicle traffic crash which had occurred at the intersection Richmond Road and Molloy Road, Morningside. Senior Constable Stacey Bach and I attended the scene, we arrived at about 1.10am.

On arrival I spoke to Constables Robert Whitehead and Murray Cavanagh who told me of their knowledge of the incident.

**SCENE OBSERVATIONS**

Richmond Road and Molloy Road form a cross intersection within the south-eastern suburb of Morningside. The intersection is surrounded by residential housing and on the south-west corner is a house which has been converted into a small business.

Richmond Road travels generally east-west with a speed limit of 60 km/hr and Molloy Road travels north-south with a speed limit of 50 km/hr. Both roads consist of two lanes, one in either direction. The roads are of sealed bitumen construction bordered by concrete kerbing.

NP_49-Sch4	This is Page 2 of a Statement comprising 8 Page(s).
Witness	Justice of the Peace (Qual) / Commissioner of Declarations
	Police Officer

**CONTINUED STATEMENT OF: Patricia Brennan**

When travelling in a westerly direction Richmond Road is straight and relatively level. When heading south on Molly Road and approaching Richmond Road from the north, there is a gradual downwards grade towards the intersection. The slope continues through the intersection onto the southern side of Molloy Road.

Traffic travelling on Molly Road and intending to enter Richmond Road are controlled by 'Stop' signs. On the southern side of the intersection there is one 'Stop' sign facing northbound traffic.

On the northern side of the intersection for traffic facing south on Molloy Road, there are three 'Stop' signs. One sign is located on the eastern side footpath, one sign is located on the western side footpath and one sign is located on a small raised concrete island which divides the opposing lanes. Also on this island is a 'Keep Left' sign facing south bound vehicles.

Also on the northern side of the intersection is a solid white line crossing the south bound lane entry to Richmond Road. Adjacent to this line is the word 'STOP' painted in large letters. All the 'Stop' signs and the road markings were visible and in good condition.

**VEHICLE EVIDENCE**

There were two vehicles involved in this incident. A yellow Hyundai Getz hatch registration  and a brown Toyota Yaris hatch registration

I saw the Hyundai Getz was located on the south-west footpath of the intersection. Only the rear right (driver's side) wheel was not on the footpath.

The vehicle had sustained damage across the front of the vehicle to the bumper bar, headlights and grill. Major damage was done to the front left (passenger side) corner of the vehicle. The front left wheel had been forced off the axle.

Minor damage had been sustained to the front roof area and the passenger side of the vehicle. There was a black circular imprint located at the bottom of the rear passenger door. There was minor damage done to the rear passenger wheel hub cap. The windscreen was damaged.

Inside the vehicle I saw both front airbags had deployed.

NP_49-Sch4	This is Page 3 of a Statement comprising 8 Page(s).	
Witness	Justice of the Peace (Qual) / Commissioner of Declarations	Police Officer

**CONTINUED STATEMENT OF: Patricia Brennan**

I saw the driver's seat belt was loose and extended. I saw the front passenger side seat belt was fully retracted and stuck between the left side of the front passenger seat and the 'B' pillar. Due to the damage done to the passenger side of the vehicle, that side has deformed inwards and intruded into the vehicle causing the 'B' pillar area to touch the left side of the front passenger seat. The seat belt was stuck in between these two parts. This would suggest the front passenger seat belt was not being worn at the time of the crash.

I saw the headlight switch was set to the parking lights being on.

I saw the Toyota Yaris was located off the road, in the front yard of the Dental Surgery located on the south-west corner of the intersection. The vehicle had travelled through a metal fence and over a short wall prior to stopping.

The vehicle had sustained damage to the front bumper bar, headlight and grill area. Moderate damage had been done to the front right side corner of the vehicle and extended down the right side panels of the vehicle. The rear right corner bumper and light assembly were also damaged.

I saw both front airbags and driver's curtain and knee airbags had deployed.

I saw the headlight switch was set to the headlight low beam being on. An inspection of both headlights bulbs showed no damage to the passenger side headlight, however there was evidence of 'hot shock' to the driver's side headlight, which suggests the light was on at the time it was damaged.

I arranged for both vehicles to be mechanically inspected

**ROAD EVIDENCE**

Located in the westbound lane of Richmond Road was a curved tyre scuff mark. This mark was located at about the centre of the lane and travelled in a south-west direction towards the footpath. This tyre mark is approximately 15.3 metres in length. The initial shape of this mark

NP_49-Sch4	This is Page 4 of a Statement comprising 8 Page(s).	
Witness	Justice of the Peace (Qual) / Commissioner of Declarations	Police Officer

**CONTINUED STATEMENT OF: Patricia Brennan**

suggests the vehicle was facing along Richmond Road and had a sudden change of direction towards Molloy Road.

There were two scratch tyre marks located on the southern side of Molloy Road travelling in a south-west direction towards resting location of the Hyundai. One of these marks was approximately 4.7 metres in length and had characteristics of crosswise striations which is consistent with a tyre that is still rotating. The second scratch tyre mark was approximately 2.4 metres in length.

There was a fresh short scratch mark, of about 30 centimetres in length, located on the southern side of Molloy Road lane just north of the fluid trail. It was in a north-south orientation.

There was fluid splatter starting on the southern side of Richmond Road heading towards the resting location of the Hyundai.

There were two tyre marks commencing near the edge of the grass footpath leading towards the final rest position of the Toyota Yaris. Two shorter tyre marks were located closer to the resting position of the Toyota.

All the located road evidence travels in a general south-west direction from the intersection.

There was no road evidence which indicated braking by either vehicle prior to the collision.

**PHOTOGRAPHS**

On the night of the incident and during daylight hours the same day photographs were taken of the scene and the vehicles. They are marked as follows:

- Photograph 1*      Front of the Hyundai.
- Photograph 2*      Left side of the Hyundai.
- Photograph 3*      Front left corner of the Hyundai.
- Photograph 4*      Right side of the Hyundai.
- Photograph 5*      Rear of the Hyundai.
- Photograph 6*      Front passenger seat belt position stuck between the 'B pillar' and the seat.
- Photograph 7*      Light switch position of the Hyundai.

NP_49-Sch4	This is Page 5 of a Statement comprising 8 Page(s).
Witness	Justice of the Peace (Qual) / Commissioner of Declarations
	Police Officer

**CONTINUED STATEMENT OF: Patricia Brennan**

*Photograph 8* Front left corner of the Toyota.

*Photograph 9* Front right corner of the Toyota.

*Photograph 10* Rear right corner of the Toyota.

*Photograph 11* Rear left corner of the Toyota.

*Photograph 12* Light switch position of the Toyota.

*Photograph 13* Start of the curved tyre mark on Richmond Road

*Photograph 14* Curved tyre mark on Richmond Road and fluid trail leading towards the resting positions of the vehicles.

*Photograph 15* Closer view of the curved tyre mark, fluid trail and scratches.

*Photograph 16* Scratch marks leading towards the Hyundai.

*Photograph 17* View looking towards the resting position of the Toyota. Tyre marks can be seen on the footpath.

*Photograph 18* View of the footpath leading towards the Toyota.

*Photograph 19* Overall view of the scene.

*Photograph 20* View looking west on Richmond Road with Molloy Road entering on the right and left of the photograph.

*Photograph 21* View looking west on Richmond Road towards the intersection with Molloy Road.

*Photograph 22* View on Molloy Road looking south showing the Stop signs at the intersection with Richmond Road.

*Photograph 23* South bound view on Molloy Road approaching the intersection with Richmond Road.

*Photograph 24* South side of Molloy Road looking north.

I am able to produce 24 colour photographs.....

**FORENSIC MAP**

On the night of the incident the scene was mapped using a measuring device called a total station. The total station consists of four parts, a theodolite, electronic distance measuring instrument (EDMI), optical prism and data collector.

The theodolite measures angles on an azimuth measured from magnetic north. The EDM is a pulsed infrared diode. The optical prism is used to reflect the light emitted from the EDM. The

NP_49-Sch4	This is Page 6 of a Statement comprising 8 Page(s).
Witness	Justice of the Peace (Qual) / Commissioner of Declarations
	Police Officer



**CONTINUED STATEMENT OF: Patricia Brennan**

data collector captures the measurements made by the theodolite and EDMl along with graphic attributes.

For each point of physical evidence measured I have captured the horizontal azimuth from north and vertical angle from the theodolite. In addition to that information, the distance from the total station is measured by the EDMl. This geographical information is then combined with graphic attributes that I assign.

To ensure the system is measured accurately we apply a reference measurement protocol. The protocol calls for the first measurement at each site to be recorded by a tape measure, and then checked against the first measurement taken by the total station. At the end of the mapping the same measurement is recorded a second time to ensure accuracy of the system.

The data is then uploaded to a mapping software program called CrashZone. The mapping software first reads the geometry for each location that I have measured. The codes that I gave to the points are associated to a mapping library. The mapping software goes to the library and retrieves the instructions for displaying the graphic attributes that produce this map.

I am able to produce a Forensic Map of the incident.....

I am able to produce a Certificate 95.....

**VEHICLE INSPECTION**

I made arrangements for both vehicles to be mechanically inspected.

I requested at the time of the inspection that both headlights of the Toyota Yaris be removed. The headlights were delivered to me by Vehicle Inspector Garry Ryan.

On examination of the headlights I saw there was evidence of 'hot shock' for the right side headlight. 'Hot shock' is consistent with the blub being on at the time it was damaged.

NP_49-Sch4	This is Page 7 of a Statement comprising 8 Page(s).
Witness	Justice of the Peace (Qual) / Commissioner of Declarations
	Police Officer



28. Plain Clothes Detective Senior Constable Denis SILK has then informed me  
that Constable CRAWFORD and I would be taking carriage of the job and that

29

30

31

32

33. Constable CRAWFORD and I have then returned to Carina Police Station and  
furnished the relevant occurrence for this matter.

34. On the 26<sup>th</sup> day of January 2018 I completed this statement.

NP\_49-Sch4

Andrew KITAS

***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 **26/01/2018** 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 **CARINA** this **26<sup>TH</sup>** day of **JANUARY 2018**

(Witness's signature)

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

(Signature of police officer  
preparing statement)

19. I said to the defendant:

20.

49-Sch4

21.

22.

23. Constable KITAS and I have returned to Carina Police Station where the relevant paperwork was completed.

24.

25. On the 27<sup>th</sup> of January 2018, I completed this paperwork at the request of the Forensic Crash Unit.



Kirsten CRAWFORD



(Witness's signature)

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

(Signature of police officer  
preparing statement)

*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 **28/01/2018** and contained in the pages numbered 1 to 4 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 Carina this 28<sup>th</sup> day of January 2018

49-Sch4

(Witness's signature)

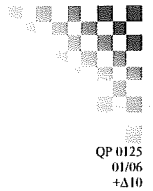
(Justice of the Peace (Qual.)/  
Commissioner or Declarations's signature)

(Signature of police officer  
preparing statement)

RTI 101039 - File03 - Page 139



QUEENSLAND POLICE SERVICE  
STATEMENT OF WITNESS



Occurrence #: **QP1800001725**

Statement no.: **1** Date: **16/01/2018**

**Statement of**

Name of witness: **NP\_49-Sch4**

Date of birth: **[redacted]** Age: **[redacted]** Occupation: **[redacted]**

**Police officer taking statement**

Name of police officer: **BRENNAN, Patricia**

Rank: **Sergeant** Reg. no.: **8549**

Region/Command/Division: **RPC** Station: **Forensic Crash Unit**

**Statement:**

[Redacted statement area]

a dark grey Toyota Yaris and I started to drive home.

4. I made a right turn onto Creek Road and I noticed there were not a lot of cars on the road. I made a left turn into Richmond Road. As I was on Richmond Road I heard the new years eve countdown on the radio, so I knew it was close to midnight. I also heard the song Auld Lang Syne on the radio.
5. I was travelling about 55 km/hr and again, there were not many cars on Richmond Road. I was travelling down the crest and suddenly I heard a loud bang and my car was taken off course. My car kept travelling and stopped when it hit the fence. I do not remember seeing the other car involved in the accident before I was hit.

[Redacted signature area]

(Witness's signature) /

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

(Police officer's signature)

15. I later provided this statement to police from the Forensic Crash Unit.

***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 **03/01/2018** 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 .....Brisbane.....this.....<sup>8<sup>th</sup></sup>.....day of...January.....2018....

DAJ  
↑

(Witness's signature)

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

(Signature of police officer  
preparing statement)

15.

16. I later provided this statement to police from the Forensic Crash Unit.

***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 **01/01/2018** 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 .....Brisbane.....this.....5<sup>th</sup>.....day of...January.....2018....



QUEENSLAND POLICE SERVICE  
STATEMENT OF WITNESS



Occurrence #: **QP1800001725**

Statement no.: **1.** Date: **06/01/2018**

**Statement of**

Name of witness: **NP\_49-Sch4**  
Date of birth:  Age:  Occupation: **DMS**

**Police officer taking statement**

Name of police officer: **BLETCHLY, Sandra**  
Rank: **Senior Constable** Reg. no.: **12007**  
Region/Command/Division: **SO / RPC** Station: **Forensic Crash Unit**

**Statement:**

states:

1. I am a  year old woman who lives at an address known to the Police.

2.

5.  I saw a little car on Molloy Road heading from the Wynnum Road side towards Richmond Road.

6. I saw this car didn't stop at the Stop Sign at the intersection. All of a sudden I heard a big bang and saw the little car that had gone through the Stop Sign crash into the car that had passed behind me.

(Witness's signature)

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

(Signature of police officer preparing  
statement)



CONTINUED STATEMENT OF:

NP\_49-Sch4

7. After the crash, I saw the little car was upside down on the footpath near the dentist. I couldn't see the other car.

9. Once we got there I was then able to see the other car had broken through the fence and was in the yard at the dentist. I also saw that there were no Emergency Services there, so I called triple 0.
10. I told them that there was an accident on Molloy Road and there is no one there yet. The lady call taker told me that an ambulance was on the way. It was 12:06am when I called triple 0.
11. My friend and I stayed near my car until Emergency Services arrived. All of my neighbours were out of their houses and were standing opposite the accident.
12. On 6 January 2018 I attended the Morningside Police Station and provided this statement to Senior Constable Sandra BLETCHLY of the Brisbane Forensic Crash Unit.

**Justices Act 1886**

I acknowledge by virtue of section 110A(5)(c)(ii) of the Justices Act 1886 that:

- (1) This written statement by me dated 06/01/2018 and contained in the pages numbered 1 to 2 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 Brisbane this 6<sup>th</sup> day of January 2018.

(Witness's signature)

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

(Signature of police officer preparing  
statement)

**CONTINUED STATEMENT OF:**

49-Sch4

9. Shortly afterwards the first police vehicle arrived and then the ambulance and fire department also came pretty quickly. There were now police talking to the driver so I went over to [redacted] and the young woman [redacted]

**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 5/1/18 and contained in the pages numbered 1 to 2 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.

.....[redacted].....Signature

Signed at ..Brisbane...this...*20th*...day of...*January*.....2018

(Witness's signature)

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

(Police officer's signature)

**CONTINUED STATEMENT OF: LIBLINE, Rennelle Shea**

NP\_49-Sch4

R. S. LIBLINE

**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 24/1/18 and contained in the pages numbered 1 to 2 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 ..Brisbane..this. 24th..day of..January..2018

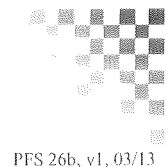
(Witness's signature)

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

(Police officer's signature)



QUEENSLAND POLICE SERVICE  
STATEMENT OF WITNESS



Occurrence No:	QP 1800002547		
Forensic / Statement No.:	01/18	Date:	17 January, 2018

Statement of

Name of Witness	Garry Martin Ryan	Position	Senior Vehicle Inspection Officer	Employee No.	4001339
Station	Vehicle Inspection Unit	Contact Phone No	07 3353 5265		
Address	20 Pickering Street, Alderley, Qld, 4051	Region	Operations Support Command		

Garry Martin RYAN states:

1. I am a Senior Vehicle Inspection Officer for the Queensland Police Service stationed at the Vehicle Inspection Unit, Alderley Police Complex, 20 Pickering Street, Alderley.
2. I am the holder of an 'A' Grade Motor Mechanics Certificate. I have successfully completed courses in tyre technology, construction and fault findings conducted by leading Australian tyre manufacturers. I have in excess of 38 years experience in the examination and testing of motor vehicles involved in serious and fatal traffic incidents throughout Queensland and Northern Territory.
3. On Wednesday 17 January, 2018 upon the request of **Sergeant P. BRENNAN** of **Forensic Crash Unit, Brisbane**, I inspected a **2004 Hyundai Getz Hatchback, Reg. No. [redacted]** yellow in colour at the holding yard of Ready Towing, Coorparoo.
4. I saw that the vehicle had sustained impact to both front guards, bonnet, grille, bumper bar, all front lights were missing, windscreen, left front suspension, left front tyre and rim, both left hand doors, left rear panel.
5. I inspected the braking system which was hydraulic equipped with discs front and linings and drums rear, a dual brake master cylinder which was half full of fluid due to the left front flexible brake line being severed. I closed off the severed flexible brake line to the left front wheel and applied the foot brakes and the vehicle had a full firm foot brake

This statement admitted as evidence  
the provisions of Section 110A of the

30 JULY 2018  
J. SARTO  
MAGISTRATE

This is Page 1 of a Statement  
comprising 4 Page(s).

pedal, the hand brake was operating. The pads and discs on the front and the linings and drums on the rear wheels were inspected and all were in a satisfactory condition. There were no visible or apparent leaks in the hydraulic braking system. All brakes were operating on the right front and both rear wheels.

6. I inspected the steering and saw that the steering rack was broken from impact, all other steering was intact with no apparent excessive wear.
7. I inspected the suspension and saw that the left front suspension strut upper support was broken out, the strut was pushed rearwards, the link pin was separated, the lower control arm was bent and the drive shaft was pulled out of the engine and left front spindle. All other suspension was intact with no apparent excessive wear.
8. I inspected the electrics and saw that all of the front lights were missing, the fuse box was impacted, the battery earth leads were severed. I was unable to test the electrics of the vehicle.
9. I inspected the tyres and saw that the left front was deflated, all other tyres were inflated, all tyres were in a satisfactory tread condition. The left front tyre and rim had sustained impact damage causing deflation.
10. As a result of my inspection of the vehicle I am of the opinion that the vehicle was in a satisfactory mechanical condition at the time of my inspection with no defects noticed that could have been contributory to the cause of the incident. All throttle linkages were intact and operating with no binding noticed in its operation.
11. I also inspected a **2016 Toyota Yaris Hatchback, Reg. No. [REDACTED], grey in colour, also at the holding yard of Ready Towing, Coorparoo.**
12. I saw that the vehicle had sustained impact damage to both front guards, bonnet, grille, bumper bar, both right hand doors, right front suspension, right front light body, both right hand tyres were deflated, rear bumper bar, right rear lights.

13. I inspected the braking system which was hydraulic equipped with discs front and rear, a dual brake master cylinder, which was  $\frac{1}{4}$  full of fluid due to the right front flexible brake hose being severed in impact. ABS equipped. I sealed off the flexible hose for testing and the vehicle had a full firm foot brake pedal, the hand brake was operating. The pads and discs on all wheels were inspected and all were in a satisfactory condition. There were no visible or apparent leaks in the braking system.
14. I inspected the steering and saw that all linkages were intact and operating. The right front tie rod shaft and rack was bent from impact and was restricting any lock to lock steering.
15. I inspected the suspension and saw that the right front suspension strut was impact damaged and torn from the spindle support and the strut was pushed rearwards, the lower control arm was bent, all other suspension was intact and operating with no apparent excessive wear at any of the moveable joints.
16. I inspected the electrics and saw that the left rear tail lights were intact, all other electrics were damaged and unable to be tested. I removed both front headlamp globes for testing and handed these globes to the Forensic Crash Unit, Brisbane.
17. I inspected the tyres and saw that both right hand tyres were deflated, both left hand tyres were inflated. All tyres were in a satisfactory tread condition.
18. As a result of my inspection of the vehicle I am of the opinion that the vehicle was in a satisfactory mechanical condition at the time of my inspection with no defects noticed that would have been contributory to the cause of the incident. The throttle linkages were intact and operating with no binding noticed in its operation.

NP\_49-Sch4

....

G.M. RYAN

Senior Vehicle Inspection Officer

This is Page 3 of a Statement  
comprising 4 pages.

Witness \_\_\_\_\_

## 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 17 January, 2018 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.

NP\_49-Sch4

.....Signature

Signed at Brisbane this seventeenth day of January, 2018

This is Page 4 of a Statement  
comprising 4 pages.

Witness \_\_\_\_\_



CONTINUED STATEMENT OF: PETTERSON, SCOTT

8. On the 25<sup>th</sup> June 2018, I was requested to supply this statement in regard to my involvement with this matter.
9. I have had no further involvement with this matter.

NP\_49-Sch4

Scott PETTERSON

*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      and contained in the pages numbered 1 to 2 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 CAZLA this 25TH day of JUNE 2018.

(Witness's signature)

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

(Signature of police officer preparing  
statement)

CONTINUED STATEMENT OF:

**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 5/1/18 and contained in the pages numbered 1 to 1 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.

NP\_49-Sch4

.....Signature

Signed at ..Brisbane ..this.....<sup>16<sup>th</sup></sup>.....day of.....January.....2018

(Witness's signature)

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

(Police officer's signature)

CONTINUED STATEMENT OF:

**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 5/1/18 and contained in the pages numbered 1 to 1 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.

49-Sch4

.....Signature

Signed at ..Brisbane...this...*20<sup>th</sup>*...day of...*January*.....2018

(Witness's signature)

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

(Police officer's signature)

**BAIL:**

- ☒ Allowed bail - Undertaking forwarded ODPP/GDRP
- ☐ ~~Bail allowed but not entered~~
- ☐ ~~Supreme Court Bail~~
- ☐ ~~Remanded in custody~~
- ☐ ~~Committal Bail (Registry Varied)~~
- ☐ ~~Childrens Court of Queensland Bail~~

**DOCUMENTS ATTACHED:**

- ☒ List of Witnesses *Statements*
- ☒ List of Exhibits *Ex A: Index b Birt; Ex 1: Photocopy of Statement Andrew KITAS.*
- ☐ List of Other Exhibits

NP\_49-Sch4

**Contact Officer:** David McLennan, WYNNUM

**Contact Phone:** (07) 3362 9090

**TO:**

Office of the Director of  
Public Prosecutions  
GPO BOX 2403  
BRISBANE QLD 4001

**AND TO:**

Deputy Sheriff  
Supreme and District Courts  
PO BOX 15167  
BRISBANE QLD 4002

3. The child witness is under 17, or a child aged 17 or 18 who also satisfies the definition of a special witness under s. 21AC of the *Evidence Act 1977*.
4. The child is a witness and NOT the defendant in this proceeding.

Name of 'affected child'	Reason witness is considered an 'affected child'

#### 8. Notice of *Evidence Act* Section 93A Device Statement in a Relevant Proceeding (QP 0547)

Where the prosecution considers a witness statement to be an *Evidence Act* section 93A device statement a written notice (QP 0547) is to be attached: s. 590AOA(2).

#### 9. Statements of persons who are dead or incapable of testifying [s. 590AH(2)(f) and 590C(2) (b) to (d)]

The prosecution intends to adduce evidence of a representation under s. 93B of the *Evidence Act 1977* in relation to the following:

Name of person making the representation	Reason person is unavailable to give evidence	Name of person who saw, heard or perceived the representation	Details of representation and the circumstances in which it was made

#### 10. Witnesses who would tend to help the case of the accused person [s. 590AB(2)(b)] (and who are not proposed prosecution witnesses)

No.	Name	Role	Statement attached Y/N	Number of pages

#### Receipt Acknowledgement

I, \_\_\_\_\_, acknowledge receipt of the above-mentioned items or copies.

Signatures:

\_\_\_\_\_  
(Person receiving items) (Date)

\_\_\_\_\_  
(Prosecutions) (Date)

28. Plain Clothes Detective Senior Constable Denis SILK has then informed me that Constable CRAWFORD and I would be taking carriage of the job and that

29

30

31

32

NP\_49-Sch4

33. Constable CRAWFORD and I have then returned to Carina Police Station and furnished the relevant occurrence for this matter.

34. On the 26<sup>th</sup> day of January 2018 I completed this statement.

Andrew KITAS

***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 **26/01/2018** 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 CARINA this 26<sup>TH</sup> day of JANUARY 2018

(Witness's signature)

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

(Signature of police officer  
preparing statement)



QUEENSLAND POLICE SERVICE  
STATEMENT OF WITNESS



Statement No.:		Date: 9/6/18
----------------	--	--------------

Statement of:

Name of witness:	Patricia Ann BRENNAN	Date of birth:		Age:	
Occupation:	Police Officer				

I am a Sergeant of Police currently stationed at the Forensic Crash Unit, Brisbane.

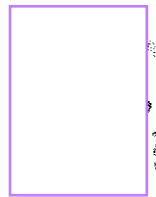
I have been a full time member of this squad since January 1998.

I hold qualifications in:

Certificate IV in Road Incident Investigation and Reporting  
*Road Accident Investigation Service (Assent TECS)*  
Diploma of Public Safety (Policing)  
*Queensland Police Service*

I have received specialist training in:

- 2013 Apply Physics to Road Crash Investigation (40hrs)  
*Road Accident Investigation Service*
- 2010 Advance Collision Reconstruction with Excel Applications (40hrs)  
*Accident Analysis and Reconstruction Inc.*
- 2010 Produce Forensic Maps using CAD (40hrs)  
*Road Accident Investigation Service*
- 2010 Analyse Commercial Vehicle Collisions (40hrs)  
*Road Accident Investigation Service*
- 2010 Vericom Operators Course (16hrs)  
*Department of Transport and Main Roads*
- 2010 Analyse and Report on Evidence (80hrs)  
*Road Accident Investigation Service*
- 2009 Gather, Analyse & Interpret Pedestrian & Bicycle Involved Crashes (40hrs)  
*Road Accident Investigation Service*



This statement admitted as evidence pursuant to the provisions of Section 110A of The Justices Act

SAFOA  
AGISTRATE

18 JUL 2018

NP_49-Sch4	This is Page 1 of a Statement comprising 8 Page(s).	
Witness	Justice of the Peace (Qual) / Commissioner of Declarations	Police Officer



**CONTINUED STATEMENT OF: Patricia Brennan**

2009 Analyse Motorcycle Collisions (40hrs)

*Road Accident Investigation Service*

2007 Acceleration and Vericom Familiarisation (16hrs)

*Vericom Computers Inc.*

2006 Basic Tyre Technology & Tyre Analysis (16hrs)

*South Pacific Tyres*

2005 Conduct Crash Analysis Using 'Crush' Application (40hrs)

*Road Accident Investigation Service*

2001 Advanced Crash Analysis (80hrs)

*Texas A&M University*

2000 Advanced Accident Investigation (80hrs)

*Texas A&M University*

1997 Basic Accident Investigation (80hrs)

*Queensland Police Service*

On Monday 1 January 2018 at about 12.30am the Forensic Crash Unit were notified of a two vehicle traffic crash which had occurred at the intersection Richmond Road and Molloy Road, Morningside. Senior Constable Stacey Bach and I attended the scene, we arrived at about 1.10am.

On arrival I spoke to Constables Robert Whitehead and Murray Cavanagh who told me of their knowledge of the incident.

**SCENE OBSERVATIONS**

Richmond Road and Molloy Road form a cross intersection within the south-eastern suburb of Morningside. The intersection is surrounded by residential housing and on the south-west corner is a house which has been converted into a small business.

Richmond Road travels generally east-west with a speed limit of 60 km/hr and Molloy Road travels north-south with a speed limit of 50 km/hr. Both roads consist of two lanes, one in either direction. The roads are of sealed bitumen construction bordered by concrete kerbing.

NP_49-Sch4	This is Page 2 of a Statement comprising 8 Page(s).	
Witness	Justice of the Peace (Qual) / Commissioner of Declarations	Police Officer

**CONTINUED STATEMENT OF: Patricia Brennan**

When travelling in a westerly direction Richmond Road is straight and relatively level. When heading south on Molly Road and approaching Richmond Road from the north, there is a gradual downwards grade towards the intersection. The slope continues through the intersection onto the southern side of Molloy Road.

Traffic travelling on Molly Road and intending to enter Richmond Road are controlled by 'Stop' signs. On the southern side of the intersection there is one 'Stop' sign facing northbound traffic.

On the northern side of the intersection for traffic facing south on Molloy Road, there are three 'Stop' signs. One sign is located on the eastern side footpath, one sign is located on the western side footpath and one sign is located on a small raised concrete island which divides the opposing lanes. Also on this island is a 'Keep Left' sign facing south bound vehicles.

Also on the northern side of the intersection is a solid white line crossing the south bound lane entry to Richmond Road. Adjacent to this line is the word 'STOP' painted in large letters. All the 'Stop' signs and the road markings were visible and in good condition.

**VEHICLE EVIDENCE**

There were two vehicles involved in this incident. A yellow Hyundai Getz hatch registration  and a brown Toyota Yaris hatch registration

I saw the Hyundai Getz was located on the south-west footpath of the intersection. Only the rear right (driver's side) wheel was not on the footpath.

The vehicle had sustained damage across the front of the vehicle to the bumper bar, headlights and grill. Major damage was done to the front left (passenger side) corner of the vehicle. The front left wheel had been forced off the axle.

Minor damage had been sustained to the front roof area and the passenger side of the vehicle. There was a black circular imprint located at the bottom of the rear passenger door. There was minor damage done to the rear passenger wheel hub cap. The windscreen was damaged.

Inside the vehicle I saw both front airbags had deployed.

NP_49-Sch4	This is Page 3 of a Statement comprising 8 Page(s).	
Witness	Justice of the Peace (Qual) / Commissioner of Declarations	Police Officer

**CONTINUED STATEMENT OF: Patricia Brennan**

I saw the driver's seat belt was loose and extended. I saw the front passenger side seat belt was fully retracted and stuck between the left side of the front passenger seat and the 'B' pillar. Due to the damage done to the passenger side of the vehicle, that side has deformed inwards and intruded into the vehicle causing the 'B' pillar area to touch the left side of the front passenger seat. The seat belt was stuck in between these two parts. This would suggest the front passenger seat belt was not being worn at the time of the crash.

I saw the headlight switch was set to the parking lights being on.

I saw the Toyota Yaris was located off the road, in the front yard of the Dental Surgery located on the south-west corner of the intersection. The vehicle had travelled through a metal fence and over a short wall prior to stopping.

The vehicle had sustained damage to the front bumper bar, headlight and grill area. Moderate damage had been done to the front right side corner of the vehicle and extended down the right side panels of the vehicle. The rear right corner bumper and light assembly were also damaged.

I saw both front airbags and driver's curtain and knee airbags had deployed.

I saw the headlight switch was set to the headlight low beam being on. An inspection of both headlights bulbs showed no damage to the passenger side headlight, however there was evidence of 'hot shock' to the driver's side headlight, which suggests the light was on at the time it was damaged.

I arranged for both vehicles to be mechanically inspected

**ROAD EVIDENCE**

Located in the westbound lane of Richmond Road was a curved tyre scuff mark. This mark was located at about the centre of the lane and travelled in a south-west direction towards the footpath. This tyre mark is approximately 15.3 metres in length. The initial shape of this mark

NP_49-Sch4	This is Page 4 of a Statement comprising 8 Page(s).
Witness	Justice of the Peace (Qual) / Commissioner of Declarations
	Police Officer

**CONTINUED STATEMENT OF: Patricia Brennan**

suggests the vehicle was facing along Richmond Road and had a sudden change of direction towards Molloy Road.

There were two scratch tyre marks located on the southern side of Molloy Road travelling in a south-west direction towards resting location of the Hyundai. One of these marks was approximately 4.7 metres in length and had characteristics of crosswise striations which is consistent with a tyre that is still rotating. The second scratch tyre mark was approximately 2.4 metres in length.

There was a fresh short scratch mark, of about 30 centimetres in length, located on the southern side of Molloy Road lane just north of the fluid trail. It was in a north-south orientation.

There was fluid splatter starting on the southern side of Richmond Road heading towards the resting location of the Hyundai.

There were two tyre marks commencing near the edge of the grass footpath leading towards the final rest position of the Toyota Yaris. Two shorter tyre marks were located closer to the resting position of the Toyota.

All the located road evidence travels in a general south-west direction from the intersection.

There was no road evidence which indicated braking by either vehicle prior to the collision.

**PHOTOGRAPHS**

On the night of the incident and during daylight hours the same day photographs were taken of the scene and the vehicles. They are marked as follows:

- Photograph 1*      Front of the Hyundai.
- Photograph 2*      Left side of the Hyundai.
- Photograph 3*      Front left corner of the Hyundai.
- Photograph 4*      Right side of the Hyundai.
- Photograph 5*      Rear of the Hyundai.
- Photograph 6*      Front passenger seat belt position stuck between the 'B pillar' and the seat.
- Photograph 7*      Light switch position of the Hyundai.

	NP_49-Sch4	This is Page 5 of a Statement comprising 8 Page(s).
Witness	Justice of the Peace (Qual) / Commissioner of Declarations	Police Officer

**CONTINUED STATEMENT OF: Patricia Brennan**

*Photograph 8* Front left corner of the Toyota.

*Photograph 9* Front right corner of the Toyota.

*Photograph 10* Rear right corner of the Toyota.

*Photograph 11* Rear left corner of the Toyota.

*Photograph 12* Light switch position of the Toyota.

*Photograph 13* Start of the curved tyre mark on Richmond Road

*Photograph 14* Curved tyre mark on Richmond Road and fluid trail leading towards the resting positions of the vehicles.

*Photograph 15* Closer view of the curved tyre mark, fluid trail and scratches.

*Photograph 16* Scratch marks leading towards the Hyundai.

*Photograph 17* View looking towards the resting position of the Toyota. Tyre marks can be seen on the footpath.

*Photograph 18* View of the footpath leading towards the Toyota.

*Photograph 19* Overall view of the scene.

*Photograph 20* View looking west on Richmond Road with Molloy Road entering on the right and left of the photograph.

*Photograph 21* View looking west on Richmond Road towards the intersection with Molloy Road.

*Photograph 22* View on Molloy Road looking south showing the Stop signs at the intersection with Richmond Road.

*Photograph 23* South bound view on Molloy Road approaching the intersection with Richmond Road.

*Photograph 24* South side of Molloy Road looking north.

I am able to produce 24 colour photographs.....

**FORENSIC MAP**

On the night of the incident the scene was mapped using a measuring device called a total station. The total station consists of four parts, a theodolite, electronic distance measuring instrument (EDMI), optical prism and data collector.

The theodolite measures angles on an azimuth measured from magnetic north. The EDM is a pulsed infrared diode. The optical prism is used to reflect the light emitted from the EDM. The

NP_49-Sch4	This is Page 6 of a Statement comprising 8 Page(s).
Witness	Justice of the Peace (Qual) / Commissioner of Declarations
	Police Officer

**CONTINUED STATEMENT OF: Patricia Brennan**

data collector captures the measurements made by the theodolite and EDMl along with graphic attributes.

For each point of physical evidence measured I have captured the horizontal azimuth from north and vertical angle from the theodolite. In addition to that information, the distance from the total station is measured by the EDMl. This geographical information is then combined with graphic attributes that I assign.

To ensure the system is measured accurately we apply a reference measurement protocol. The protocol calls for the first measurement at each site to be recorded by a tape measure, and then checked against the first measurement taken by the total station. At the end of the mapping the same measurement is recorded a second time to ensure accuracy of the system.

The data is then uploaded to a mapping software program called CrashZone. The mapping software first reads the geometry for each location that I have measured. The codes that I gave to the points are associated to a mapping library. The mapping software goes to the library and retrieves the instructions for displaying the graphic attributes that produce this map.

I am able to produce a Forensic Map of the incident.....

I am able to produce a Certificate 95.....

**VEHICLE INSPECTION**

I made arrangements for both vehicles to be mechanically inspected.

I requested at the time of the inspection that both headlights of the Toyota Yaris be removed. The headlights were delivered to me by Vehicle Inspector Garry Ryan.

On examination of the headlights I saw there was evidence of 'hot shock' for the right side headlight. 'Hot shock' is consistent with the blub being on at the time it was damaged.

	NP_49-Sch4	This is Page 7 of a Statement comprising 8 Page(s).
Witness	Justice of the Peace (Qual) / Commissioner of Declarations	Police Officer

CONTINUED STATEMENT OF: **CRAWFORD, Kirsten**

19. I said to the defendant:

20

21

22

23. Constable KITAS and I have returned to Carina Police Station where the relevant paperwork was completed.

24.

25. On the 27<sup>th</sup> of January 2018, I completed this paperwork at the request of the Forensic Crash Unit.

Kirsten CRAWFORD

49-Sch4

(Witness's signature)

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

(Signature of police officer  
preparing statement)



*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 **28/01/2018** and contained in the pages numbered 1 to 4 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

49-Sch4

Signed at Carina this 28<sup>th</sup> day of January 2018

(Witness's signature)

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

(Signature of police officer  
preparing statement)



QUEENSLAND POLICE SERVICE  
STATEMENT OF WITNESS



Occurrence #: **QP1800001725**

Statement no.: **1** Date: **16/01/2018**

**Statement of**

Name of witness: **NP\_49-Sch4**

Date of birth: **Age: Occupation:**

**Police officer taking statement**

Name of police officer: **BRENNAN, Patricia**

Rank: **Sergeant**

Reg. no.: **8549**

Region/Command/Division: **RPC**

Station: **Forensic Crash Unit**

**Statement:**

1.

2.

3.

a dark grey Toyota Yaris and I started to drive home.

4. I made a right turn onto Creek Road and I noticed there were not a lot of cars on the road. I made a left turn into Richmond Road. As I was on Richmond Road I heard the new years eve countdown on the radio, so I knew it was close to midnight. I also heard the song Auld Lang Syne on the radio.

5. I was travelling about 55 km/hr and again, there were not many cars on Richmond Road. I was travelling down the crest and suddenly I heard a loud bang and my car was taken off course. My car kept travelling and stopped when it hit the fence. I do not remember seeing the other car involved in the accident before I was hit.

(Witness's signature) /

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

(Police officer's signature)

CONTINUED STATEMENT OF:

15. I later provided this statement to police from the Forensic Crash Unit.

49-Sch4

***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 **03/01/2018** 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 .....Brisbane.....this.....<sup>8<sup>th</sup></sup>.....day of...January.....2018....

DAG  
↑

(Witness's signature)

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

(Signature of police officer  
preparing statement)

CONTINUED STATEMENT OF:

49-Sch4

15.

16. I later provided this statement to police from the Forensic Crash Unit.

***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 **01/01/2018** 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 .....Brisbane.....this.....<sup>5<sup>th</sup></sup>.....day of...January.....2018....

(Witness's signature)

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

(Signature of police officer  
preparing statement)

**CONTINUED STATEMENT OF:**

**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 5/1/18 and contained in the pages numbered 1 to 1 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.

NP\_49-Sch4

.....Signature

Signed at ..Brisbane ..this.....*16<sup>th</sup>*.....day of.....*January*.....2018

(Witness's signature)

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

(Police officer's signature)



7. After the crash, I saw the little car was upside down on the footpath near the dentist. I couldn't see the other car.
8.
9. Once we got there I was then able to see the other car had broken through the fence and was in the yard at the dentist. I also saw that there were no Emergency Services there, so I called triple 0.
10. I told them that there was an accident on Molloy Road and there is no one there yet. The lady call taker told me that an ambulance was on the way. It was 12:06am when I called triple 0.
11. My friend and I stayed near my car until Emergency Services arrived. All of my neighbours were out of their houses and were standing opposite the accident.
12. On 6 January 2018 I attended the Morningside Police Station and provided this statement to Senior Constable Sandra BLETCHLY of the Brisbane Forensic Crash Unit.

**Justices Act 1886**

I acknowledge by virtue of section 110A(5)(c)(ii) of the Justices Act 1886 that:

- (1) This written statement by me dated 06/01/2018 and contained in the pages numbered 1 to 2 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 Brisbane this 6<sup>th</sup> day of January 2018.

(Witness's signature)

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

(Signature of police officer preparing  
statement)

**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 5/1/18 and contained in the pages numbered 1 to 1 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.

49-Sch4

.....Signature

Signed at ..Brisbane...this...*20th*...day of...*January*...2018

(Witness's signature)

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

(Police officer's signature)



**CONTINUED STATEMENT OF:**

49-Sch4

9. Shortly afterwards the first police vehicle arrived and then the ambulance and fire department also came pretty quickly. There were now police talking to the driver so I went over to [redacted] and the young woman [redacted]

[redacted]

[redacted]

**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 5/1/18 and contained in the pages numbered 1 to 2 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.

.....[redacted].....Signature

Signed at ..Brisbane...this...*20<sup>th</sup>*...day of...*January*.....2018

\_\_\_\_\_  
(Witness's signature)

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

\_\_\_\_\_  
(Police officer's signature)

**CONTINUED STATEMENT OF: LIBLINE, Rennelle Shea**

NP\_49-Sch4

R. S. LIBLINE

**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 24/1/18 and contained in the pages numbered 1 to 2 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 ..Brisbane..this. 24th..day of..January..2018

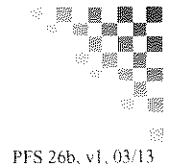
(Witness's signature)

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

(Police officer's signature)



QUEENSLAND POLICE SERVICE  
STATEMENT OF WITNESS



Occurrence No:	QP 1800002547	
Forensic / Statement No.:	01/18	Date: 17 January, 2018

Statement of

Name of Witness	Garry Martin Ryan	Position	Senior Vehicle Inspection Officer	Employee No.	4001339
Station	Vehicle Inspection Unit	Contact Phone No	07 3353 5265		
Address	20 Pickering Street, Alderley, Qld, 4051	Region	Operations Support Command		

Garry Martin RYAN states:

1. I am a Senior Vehicle Inspection Officer for the Queensland Police Service stationed at the Vehicle Inspection Unit, Alderley Police Complex, 20 Pickering Street, Alderley.
2. I am the holder of an 'A' Grade Motor Mechanics Certificate. I have successfully completed courses in tyre technology, construction and fault findings conducted by leading Australian tyre manufacturers. I have in excess of 38 years experience in the examination and testing of motor vehicles involved in serious and fatal traffic incidents throughout Queensland and Northern Territory.
3. On Wednesday 17 January, 2018 upon the request of **Sergeant P. BRENNAN** of **Forensic Crash Unit, Brisbane**, I inspected a **2004 Hyundai Getz Hatchback, Reg. No. [redacted]** yellow in colour at the holding yard of Ready Towing, Coorparoo.
4. I saw that the vehicle had sustained impact to both front guards, bonnet, grille, bumper bar, all front lights were missing, windscreen, left front suspension, left front tyre and rim, both left hand doors, left rear panel.
5. I inspected the braking system which was hydraulic equipped with discs front and linings and drums rear, a dual brake master cylinder which was half full of fluid due to the left front flexible brake line being severed. I closed off the severed flexible brake line to the left front wheel and applied the foot brakes and the vehicle had a full firm foot brake

This statement admitted as evidence  
the provisions of Section 110A of The

30 JUL 2018

Z. SARPA  
MAGISTRATE

This is Page 1 of a Statement  
comprising 4 Page(s).

pedal, the hand brake was operating. The pads and discs on the front and the linings and drums on the rear wheels were inspected and all were in a satisfactory condition. There were no visible or apparent leaks in the hydraulic braking system. All brakes were operating on the right front and both rear wheels.

6. I inspected the steering and saw that the steering rack was broken from impact, all other steering was intact with no apparent excessive wear.
7. I inspected the suspension and saw that the left front suspension strut upper support was broken out, the strut was pushed rearwards, the link pin was separated, the lower control arm was bent and the drive shaft was pulled out of the engine and left front spindle. All other suspension was intact with no apparent excessive wear.
8. I inspected the electrics and saw that all of the front lights were missing, the fuse box was impacted, the battery earth leads were severed. I was unable to test the electrics of the vehicle.
9. I inspected the tyres and saw that the left front was deflated, all other tyres were inflated, all tyres were in a satisfactory tread condition. The left front tyre and rim had sustained impact damage causing deflation.
10. As a result of my inspection of the vehicle I am of the opinion that the vehicle was in a satisfactory mechanical condition at the time of my inspection with no defects noticed that could have been contributory to the cause of the incident. All throttle linkages were intact and operating with no binding noticed in its operation.
11. I also inspected a **2016 Toyota Yaris Hatchback, Reg. No. [redacted] grey in colour, also at the holding yard of Ready Towing, Coorparoo.**
12. I saw that the vehicle had sustained impact damage to both front guards, bonnet, grille, bumper bar, both right hand doors, right front suspension, right front light body, both right hand tyres were deflated, rear bumper bar, right rear lights.

13. I inspected the braking system which was hydraulic equipped with discs front and rear, a dual brake master cylinder, which was  $\frac{1}{4}$  full of fluid due to the right front flexible brake hose being severed in impact. ABS equipped. I sealed off the flexible hose for testing and the vehicle had a full firm foot brake pedal, the hand brake was operating. The pads and discs on all wheels were inspected and all were in a satisfactory condition. There were no visible or apparent leaks in the braking system.
14. I inspected the steering and saw that all linkages were intact and operating. The right front tie rod shaft and rack was bent from impact and was restricting any lock to lock steering.
15. I inspected the suspension and saw that the right front suspension strut was impact damaged and torn from the spindle support and the strut was pushed rearwards, the lower control arm was bent, all other suspension was intact and operating with no apparent excessive wear at any of the moveable joints.
16. I inspected the electrics and saw that the left rear tail lights were intact, all other electrics were damaged and unable to be tested. I removed both front headlamp globes for testing and handed these globes to the Forensic Crash Unit, Brisbane.
17. I inspected the tyres and saw that both right hand tyres were deflated, both left hand tyres were inflated. All tyres were in a satisfactory tread condition.
18. As a result of my inspection of the vehicle I am of the opinion that the vehicle was in a satisfactory mechanical condition at the time of my inspection with no defects noticed that would have been contributory to the cause of the incident. The throttle linkages were intact and operating with no binding noticed in its operation.

NP\_49-Sch4

G.M. RYAN

Senior Vehicle Inspection Officer

This is Page 3 of a Statement  
comprising 4 pages.

Witness \_\_\_\_\_

**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 17 January, 2018 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.

NP\_49-Sch4

.....Signature

Signed at Brisbane this seventeenth day of January, 2018

This is Page 4 of a Statement  
comprising 4 pages.

Witness \_\_\_\_\_

**CONTINUED STATEMENT OF: PETTERSON, SCOTT**

8. On the 25<sup>th</sup> June 2018, I was requested to supply this statement in regard to my involvement with this matter.
9. I have had no further involvement with this matter.

NP\_49-Sch4

Scott PETTERSON

***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 \_\_\_\_\_ and contained in the pages numbered 1 to 2 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 QAZLA this 25TH day of JUNE 2018.

\_\_\_\_\_  
(Witness's signature)

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

\_\_\_\_\_  
(Signature of police officer preparing  
statement)

## NOTES

**(1) If you are no longer acting in the matter:**

Please note that practice direction 19 of the *Criminal Practice Rules 1999* sets out the requirements if a lawyer wants to withdraw from acting for an accused person.

**(2) If other charges are pending:**

If your client(s) has other charges pending which you are instructed may proceed by ex officio indictment, please advise this office as soon as possible giving details of the charges and the name and station of the arresting officer in respect of those charges.

**(3) If a plea of guilty is intended:**

The *Penalties and Sentences Act 1992* provides that a court may, when imposing a sentence, have regard to the time at which the offender informed the relevant law enforcement agency of his or her intention to plead guilty. If your client(s) intends to plead guilty to the charge(s) in the indictment, please advise this office in writing as soon as possible.

**(4) If you wish to make a submission:**

If your client(s) wishes to make a submission regarding reduction or discontinuance of the charge(s) in the indictment, whether before presentation of the indictment or after presentation, please forward the submission in writing to the Manager Operations at this office as soon as possible. Written submissions are preferred.

**(5) If you wish to receive a copy of the depositions or exhibits:**

If you wish to receive a copy of the depositions, these are available upon request from the Depositions Officer (phone +61 7 3239 6840).

All physical exhibits can be made available for inspection upon request from the Exhibits Officer (phone +61 7 3239 6840).



COUNT	OFFENCE	FACTS
		<p>49-Sch4</p> <p><b><u>Investigation</u></b></p> <p>The QPS Forensic Crash Unit inspected the Hyundai Getz at 1:00am after the incident. Major damage was indicated to the front passenger side of the car. Both airbags had been deployed. The driver's seat belt was loose and extended. The front passenger seat belt was fully retracted and stuck between the left side of the seat and the pillar of the car. The damage suggested that the front passenger seat belt was not being worn at the time of the crash.</p> <p>A QPS Vehicle Inspection Officer inspected both cars on 17 January 2018. The defendant's car had impact damage to the front and left side. The Toyota Yaris had impact damage to the front and right side of the car. Both cars were found to be in satisfactory mechanical condition and there were no mechanical defects which could have contributed to the collision. Analysis found that the headlights of the Toyota Yaris were operative and on at the time of the offence. Investigators also confirmed that there were no faults found with the road or surrounds which may have contributed to the crash.</p>

# People I want to receive information

I request the ODPD to provide the following people/support organisations with updates about my matter.

## Support organisations

Please tick if you would like the following support organisation(s) to receive information about your matter.

- ☐ **Victim Assist Queensland**  
Provides access to financial assistance and specialised support services
- ☐ **Protect All Children Today ('PACT')**  
Provides court support for children required to give evidence in court
- ☐ **Court Network**  
Provides court support for adults required to give evidence in **Brisbane, Cairns, Ipswich and Townsville** courts only
- ☐ **Queensland Homicide Victims' Support Group**  
Provides support for relatives and friends of victims of homicide
- ☐ **WWILD Sexual Violence Prevention Association**  
Provides counselling and support for people with intellectual and learning disabilities who have been victims of sexual violence
- ☐ **Queensland Health Victim Support Service (QHVSS)**  
Provides specialised counselling, support and information to victims of crime when the person charged has been assessed as having a mental illness or intellectual disability.
- ☐ **Other**

<b>Name of organisation</b>			
	<small>Name (if known)</small>	<small>Phone</small>	
<b>Contact</b>			
	<small>Address Line 1</small>		
<b>Postal address</b>			
	<small>Suburb</small>	<small>State</small>	<small>Postcode</small>

## Individuals

Add the details of family members or friends if you would like them to receive information about your matter.

<b>Name</b>				<b>Relationship to victim</b>	
	<small>Address Line 1</small>				
<b>Postal address</b>				<b>Email</b>	
	<small>Suburb</small>	<small>State</small>	<small>Postcode</small>	<b>Phone</b>	
<b>Name</b>				<b>Relationship to victim</b>	
	<small>Address Line 1</small>				
<b>Postal address</b>				<b>Email</b>	
	<small>Suburb</small>	<small>State</small>	<small>Postcode</small>	<b>Phone</b>	

Please sign this form and return it in the reply paid envelope provided or scan and email it to [ODPPVLOSsheehy@justice.qld.gov.au](mailto:ODPPVLOSsheehy@justice.qld.gov.au).

I understand that if I choose not to disclose my postal address or fail to advise my victim liaison officer of a change of address, the Victim Liaison Service will not be able to provide a full service and keep me updated in relation to my matter.

<b>Signature</b>		<b>Date</b>	
------------------	--	-------------	--

It may be possible for you to access support such as counselling or make an application for financial assistance. For more information contact Victims Assist Queensland on 1300 546 587 or a private solicitor or visit –

<https://publications.qld.gov.au/dataset/a-guide-for-victims-of-crime-in-queensland>.

If you have any questions or concerns, please do not hesitate to contact me on the above telephone number.

Yours faithfully

Lisa Mallett

Victim Liaison Officer

**SIGNED FOR AND ON BEHALF OF M R BYRNE QC**  
**DIRECTOR OF PUBLIC PROSECUTIONS**

Lisa Mallett  
Victim Liaison Officer  
**SIGNED FOR AND ON BEHALF OF T A FULLER QC**  
**A/DIRECTOR OF PUBLIC PROSECUTIONS**

## NOTES

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Yours faithfully

Lisa Mallett

Victim Liaison Officer

**SIGNED FOR AND ON BEHALF OF M R BYRNE QC**

**DIRECTOR OF PUBLIC PROSECUTIONS**

Kon-Tiki Building, T2.206, 55 Plaza Pde, Maroochydore Q 4558

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**IMPORTANT NOTICE- CYBER RISK on transfer or deposit of money**

Remittances to legal firms are being targeted by cyber-criminals. If you intend to remit monies by Electronic Funds Transfer or otherwise deposit money to our account, we invite you to call our office on 07 3343 9522 to confirm bank details verbally prior to remitting any funds.

Bank account details we provide to you have not changed. Should you receive any email, SMS, telephone call or other communication requesting a change of bank account for EFT remittance, please disregard it and contact us immediately at 07 3343 9522.

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