

SHORT MINUTES OF ORDER

COURT DETAILS

Court: Coroner's Court of the Northern Territory
Case Number: A0051/2019

TITLE OF PROCEEDINGS

Inquest into the death of Kumanjayi Walker

NATURE AND DATE OF ORDER

Non-Publication/Non-Disclosure order (Interim)
4 May 2023


ORDERS MADE BY THE COURT

Pursuant to s.43 of the Coroners Act 1993 (NT), and/or the Court's implied or incidental powers, the Court orders that:

1. Subject to orders 2, 3 and 4, there be no disclosure or other publication of the items listed in Table A **annexed** to this Order, including audio-visual and audio material.
2. Order 1 does not prevent disclosure or other publication of the items listed in Table A to Parties granted leave to appear, for the purposes of these coronial proceedings.
3. Order 1 does not prevent disclosure or other publication of the items listed in Table A to those persons assisting the Coroner in her investigation, including legal representatives, administrative staff and experts.
4. Order 1 does not prevent the NT Police Force from using or disclosing the material in Table A for the purpose of performing its statutory functions.
5. Order 1 does not prevent disclosure where required by law or where disclosure is to a statutory entity for the purposes of them performing their functions.
6. Orders 1, 2, 3, 4 and 5 operate until further order.

SEAL AND SIGNATURE

Northern Territory Coroner Elisabeth Armitage

Signature: 

Date: 4 May 2023



Inquest into the death of Kumanjayi Walker

Table A: Material to which interim non publication order applies

Annexure to non publication order made 4 May 2023

1.	Birth name of K Walker
2.	Information concerning K Walker's juvenile criminal history
3.	The image or likeness of witness Claudia Campagnaro in connection to any reporting, commentary, broadcast, media or social media posts or comments concerning the Inquest into the Death of Kumanjayi Walker or Constable Zachary Rolfe
4.	The names XZ, BB and "Officer B" referred to in the evidence of Claudia Campagnaro at T2791
5.	The name of the friend of Claudia Campagnaro who participated in a recorded conversation with police on 14 October 2020, or any information that may identify her
6.	The name and image of Master TG, who was arrested by Cst Rolfe on 11 August 2011
7.	The name and image of Master CW, who was arrested by Cst Rolfe on 1 April 2019
8.	The names of any victims of domestic violence alleged to have been committed by Kumanjayi Walker, and any information that may tend to identify them
9.	The names of any alleged perpetrators or victims of domestic violence to which Kumanjayi Walker was exposed as a child, and any information that may tend to identify them
10.	The name of the person D"C"C referred to in the evidence of Cst Rolfe at T3267
11.	The information redacted from MFI C by Counsel Assisting
12.	In relation to the application on behalf of Cst Kirstenfeldt: <ul style="list-style-type: none"> (a) Paragraphs [5] and [20] of the submissions filed on behalf of Constable James Kirstenfeldt dated 17 October 2022; (b) Paragraph [2](b) of the submissions filed on behalf of the Northern Territory Police Force dated 21 October 2022; (c) The evidence of Constable James Kirstenfeldt given on 20 October 2022 regarding his mental health; (d) The report of Ms Angela Lebar dated 30 August 2022
13.	Application and granting of s38 certificate on 6 March 2023
14.	Information or photographs that would identify children depicted in the Facebook live videos 4-18A, 4-19, 4-20, 4-22, 4-23, 4-25, 4-26, 4-27 and 4-28

15.	Video 4-21 "3. Still no info- plane is coming in 40 minutes. ambulance is there" Video 4-24 "6. Sitting waiting still – cant use Mr Nelson in video"
16.	Name of person "CV" referred to in phone download 3-161
17.	The names of the recipients of the SMS/MMS messages sent from Constable Rolfe at 1:08am and 1:10am on 25 September 2019, containing a video of bodyworn video of an incident in Todd Mall on 24 September 2019
18.	Sensitive images of K Walker recorded after he was shot on 9 November 2019 (including images of him receiving treatment and of immediately after his passing). In particular, the sensitive images contained in Ex 4-1 BWV: <ul style="list-style-type: none"> • Donaldson 3 of 5 • Eberl 2 of 4 • Eberl 3 of 4 • Eberl 4 of 4 • Hawkings 3 of 10 • Hawkings 4 of 10 • Kirstenfelt 2 of 2 • Rolfe 2 of 4
19.	The part of the recorded statement of Claudia Campagnaro dated 19.08.20, which is contained in the final paragraph of p18 and the entirety of p19 of the transcript of that recorded statement
20.	The following brief items: <ul style="list-style-type: none"> (a) 3-1 NT Police Recruitment File reference check- Corinne Smith (b) 3-2 Email Correspondence and certificates- Trojan Securities (12p) (c) 3-3 Statement Sgt Kevin Agnew 23 Jan 2020 (d) 3-4 NT Police Application- Rolfe (e) 3-5 Statement Superintendent Sharma (f) 3-6 AIFP Psychiatric profiling Report (g) 3-7 NT Police Interview Panel recommendations (h) 3-8 NT Police Interview Notes (i) 3-25 Career Review - Const Zachary ROLFE (j) 3-35 Email corro – Comd Currie – SSgt Williams (k) 3-36 IRT Induction Course – Joining Instructions (l) 3-37 TRG Training records (m) 3-38 PROMIS Case Note Entry – 8854742 (n) 3-39 TRG Training Transcript (o) 3-40 TRG Training Transcript (p) 3-41 TRG Training Transcript (q) 3-42 Load Bearing Vest – Business Case (r) 3-43 Patrol Rifle – Business Case (s) 3-44 Operation Moor Review

- (t) 3-45 ABC News – militarisation of police
- (u) 3-46 Ben Beede – Paramilitary and Militarized Police
- (v) 3-47 Soldiers as Police Officers Police Officers
- (w) 3-48 David Baker, Crime Law Society, 2009
- (x) 3-49 Rolfe Bath Street Medical Centre records
- (y) 3-50 Pharmaceutical Benefit Scheme records
- (z) 3-50A NT Police recruitment file for Zachary Rolfe (88p)
- (aa) 3-51 Vic Pol Recruitment Correspondence
- (bb) 3-52 Email from Inspector Caroline West, Victoria Police 20 May 2020
- (cc) 3-53 Statement Caroline West, Victoria Police 25 June 2020
- (dd) 3-54 Extract of Rolfe’s application for Victoria Police
- (ee) 3-55 Email Giannulidis Victoria Police – no criminal history 5 June 2020
- (ff) 3-56 Expression of Interest for Queensland Police 1 February 2016
- (gg) 3-57 Email Terry Poole – QLD Police – no intelligence holdings (6p) 9 June 2020
- (hh) 3-58 QLD Police Report – involving Rolfe – 23/12/2011
- (ii) 3-58A Email from Stephen Quinn QLD Police 23 June 2020
- (jj) 3-59 WA Police application 2 February 2016
- (kk) 3-60 Email Manju Subramanian, WA Police re nil criminal history 5 June 2020
- (ll) 3-61 Email Marianne Walker, AFP – no outcomes 8 June 2020
- (mm) 3-62 Email Judith Crowley, SA Police – infringement only 5 June 2020
- (nn) 3-63 Email Brett Walsh, Tas Police – no record 5 June 2020
- (oo) 3-64 EVANS, Tracey (14p) (ADF) 12 June 2020
- (pp) 3-64A ADF Employment application extract (1p) 21 January 2010
- (qq) 3-64B ADF Service History (7p) 17 December 2019
- (rr) 3-64C ADF Service Certificate (1p) 3 May 2015
- (ss) 3-64D ADF Conduct record (98p)
- (tt) 3-64E Department of Defence Application for special Forces (4p) 28 August 2014
- (uu) 3-64F Special Operations Command Application
- (vv) 3-159 PAYNE, STEPHEN–statement (40p) 29 April 2022
- (ww) 3-160 PHAM, William (AFP)–statement (3p) 18 March 2021
- (xx) 3-161 Apple iPhone Xs (A1920) extraction report –redacted (8047p), Images and videos
- (yy) 3-165 NT Police Internal Investigation Intinv2020-001 - 12 October 2019
- (zz) 3-166 NT Police Internal Investigation IntInv2020-033 - 18 February 2019
- (aaa) 3-167 NT Police Internal Investigation Intinv2021-006 - BWV dissemination
- (bbb) 3-168 PROMIS Summary 9072699 8 September 2019
- (ccc) 3-169 AXON_Body_2_Video_2019-09-08_0417 8 September 2019
- (ddd) 3-170 AXON_Body_2_Video_2019-09-08_0418 8 September 2019
- (eee) attachment to Ex 7-69 – list of children of interest
- (fff) 10-11 McFARLANE, Professor Alexander 15 July 2020
- (ggg) 20-50 7News Spotlight Footage video 1
- (hhh) 20-51 7News Spotlight Footage video 1 – transcript
- (iii) 20-52 7News Spotlight Footage video 2
- (jjj) 20-53 7News Spotlight Footage video 2 - transcript
- (kkk) 20-54 7News Spotlight Footage video 3
- (lll) 20-55 7News Spotlight Footage video 3 – transcript