

Summary of recommendations

- Recommendation 1** **35**
That the NSW Police Force review all of its policies, procedures and training programs that relate to Aboriginal people, and update them where necessary to ensure they are consistent with best cultural practice. This should be done in consultation with Aboriginal people and those with relevant expertise, such as Detective Inspector Jubelin, Dr Diana Eades and Dr Tracey Westerman.
- Recommendation 2** **35**
That the NSW Police Force develop a case study detailing the various lessons learned from the Bowraville investigation and incorporate it into the mandatory course content for Aboriginal cultural awareness training. The case study should include relevant excerpts from the transcripts of public evidence from this inquiry.
- Recommendation 3** **53**
That the NSW Government fund two additional Aboriginal Witness Assistance Service Officer positions to service the Sydney West and Sydney Metropolitan regions of New South Wales.
- Recommendation 4** **53**
That the NSW Department of Justice consider and report on the merit of requiring lawyers who practise primarily in criminal law, as well as judicial officers and court officers, to undergo Aboriginal cultural awareness training.
- Recommendation 5** **53**
That the NSW Government liaise with the Legal Profession Admission Board of New South Wales, the New South Wales Bar Association and all accredited universities offering legal training in New South Wales to request that Aboriginal cultural awareness training be included as a compulsory element in their legal training and accreditation.
- Recommendation 6** **54**
That the NSW Government provide funding to the Parliament of New South Wales to develop a training module for members of Parliament and parliamentary staff on Aboriginal cultural awareness. The module should include resources on relevant matters such as how to interact appropriately with Aboriginal constituents, how to notify and convey information and how to take evidence at committee inquiries.
- Recommendation 7** **60**
That the Judicial Commission of New South Wales review the content of jury directions regarding cultural and linguistic factors. This should be done in consultation with Aboriginal and other communities and experts in the fields of culture and linguistics relevant to those individual communities.

Recommendation 8**80**

That the NSW Government review section 102 of the *Crimes (Appeal and Review) Act 2001* to clarify the definition of ‘adduced’, and in doing so consider:

- the legal or other ramifications of defining adduced as ‘admitted’, particularly on the finality of prosecutions
- the matters considered by the English courts under the equivalent UK legislation
- the merit of replacing section 102 of the *Crimes (Appeal and Review) Act 2001* with the provisions in section 461 of the *Criminal Appeals Act 2004* (WA), and
- the merit of expressly broadening the scope of the provision to enable a retrial where a change in the law renders evidence admissible at a later date.

The report of this review should be tabled in the NSW Legislative Council as soon as practicable.

Recommendation 9**89**

That the NSW Government ensure that, should any new application for a retrial of the Bowraville murders be submitted to the NSW Director of Public Prosecutions or Attorney General, the merits of the application be considered by an independent assessor, such as a retired senior judge or senior prosecutor from another jurisdiction.

Recommendation 10**109**

That the NSW Government ensure that funding for the mental health worker position for the Bowraville community is made permanently available.

Recommendation 11**109**

That the NSW Government ensure that the second mental health worker position for the Bowraville community be filled as a matter of priority, and that the families of Colleen Walker-Craig, Evelyn Greenup and Clinton Speedy-Duroux be involved in the selection process.

Recommendation 12**110**

That the Minister for Health, Minister for Mental Health and Minister for Family and Community Services establish a working group to examine the adequacy of Aboriginal medical and mental health services in Bowraville and Tenterfield, in consultation with the communities, and report back with a plan to address any deficits. The working group should give particular consideration to the reinstatement of a permanent Aboriginal health clinic on the Bowraville Mission.

Recommendation 13**110**

That the NSW Government fund the Red Dust Healing Program to make it available to family members of Colleen Walker-Craig, Evelyn Greenup and Clinton Speedy-Duroux. The program should be provided in both the Bowraville and Tenterfield regions.

Recommendation 14**111**

That the NSW Government fund the Nambucca Youth Services Centre to provide outreach services, particularly Aboriginal youth services, in Bowraville.

Recommendation 15

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That the NSW Government provide funding to:

- beautify and maintain the memorial dedicated to Colleen Walker-Craig, Evelyn Greenup and Clinton Speedy-Duroux in Bowraville
- beautify and maintain the Clinton Speedy Memorial Park in Tenterfield, and
- erect a memorial to Colleen Walker-Craig in Sawtell.

The beautification or establishment of these memorials should be undertaken in consultation with the families of the three children.