



# PERTH CASINO ROYAL COMMISSION

111 St Georges Terrace,  
PERTH WA 6000

## PRACTICE DIRECTION 2 GENERAL INFORMATION

### INTRODUCTION

- 1 This Practice Direction relates to the conduct of the Royal Commission into the affairs of Crown Casino Perth and related matters (**Commission**) and sets out general guidance about certain procedures that will be followed by the Commission.
- 2 This Practice Direction should be read in conjunction with the *Royal Commissions Act 1968 (WA)* (**Act**) and the Commission issued under the Public Seal of the State of Western Australia establishing the Royal Commission on 5 March 2021, including the terms of appointment (**Terms of Reference**).<sup>1</sup>
- 3 The Commission's Practice Directions addressing specific issues are on the website at [www.pcrc.wa.gov.au](http://www.pcrc.wa.gov.au).
- 4 This Practice Direction may be varied or replaced at any time. The Commission may depart from this Practice Direction if it considers it appropriate to do so.

### INVITATION FOR PUBLIC SUBMISSIONS

- 5 The Commission invites submissions from all persons and organisations with information or documents relevant to any of the matters set out in the Terms of Reference.
- 6 Guidance on which matters would most assist the Commission, and how and when written submissions are to be made is available on the Commission's website.

### METHOD OF COMMUNICATING WITH THE COMMISSION

- 7 All contact with the Commission should be made by email to [contact@pcrc.wa.gov.au](mailto:contact@pcrc.wa.gov.au) or sent by post to Level 11, 111 St Georges Tce, Perth, WA 6000.

### PUBLIC HEARINGS

- 8 The Commission proposes to conduct public hearings subject to any public health guidelines made under the *Public Health Act 2016 (WA)* and any further Practice Directions issued by the Commission. However, due to COVID restrictions, seating in the public gallery may be limited.
- 9 The Commission will publish its program of public hearings on its website. Details of forthcoming public hearings will include witnesses being called to give evidence and topics that evidence will address.

---

<sup>1</sup> The Terms of Reference are the terms of appointment set out in paragraph (a) of 'Operative Part' of the Commission issued under the Public Seal of the State of Western Australia establishing the Royal Commission on 5 March 2021 and are available at [Perth Casino Royal Commission Terms of Reference \(www.wa.gov.au\)](http://Perth Casino Royal Commission Terms of Reference (www.wa.gov.au)).

---

- 10 The hearing hours will be 10.00am to 1.00pm and 2.00pm to 4.00pm, unless the Commission determines otherwise.
- 11 The Commission proposes to conduct as many hearings as it can in person and in public.
- 12 Where the Commission considers it necessary or appropriate to do so, hearings may be conducted online, using remote access technology.
- 13 A transcript of each public hearing will be placed on the Commission's website as soon as possible after it becomes available, subject to any direction of the Commission to the contrary. Use of the published transcript is subject to the directions under the heading **USE OF COMMISSION MATERIAL**.
- 14 The hearings (other than the initial public hearing) will be available to all other persons wishing to view the hearings via live-stream from the Commission's website.
- 15 Information regarding the conduct of public hearings will be the subject of a further Practice Direction to be issued in due course.
- 16 Nothing in this Practice Direction should be taken as limiting the Commission's powers, whether at the request of any person or on the Commission's own initiative, to treat any material or information as confidential or to take any steps in respect of the preservation of such confidentiality.

#### **PRIVATE HEARINGS**

- 17 The Commission recognises the strong public interest in conducting public hearings. However, the Commission also recognises that in certain circumstances, it may be necessary to receive part or all evidence from a witness (or witnesses) in a restricted or private hearing.
- 18 The Commission may, in accordance with sections 19 and 19A of the Act, authorise that only certain persons be present during a hearing of the Commission.
- 19 A witness before the Commission, or a person granted leave to appear, may request that the Commission authorise only certain persons to be present during part of a hearing of the Commission.
- 20 Notice of any such request must be given to the Solicitors Assisting the Commission as soon as possible once the basis for the application is identified and emailed to [solicitorsassisting@pcrc.wa.gov.au](mailto:solicitorsassisting@pcrc.wa.gov.au). The request must be made in writing and prior to the date on which the witness or evidence is to be heard. The request should be accompanied by a short written submission (no longer than five pages) setting out the basis upon which the application is made.
- 21 Should the Commission authorise only certain persons to be present during a hearing or any part of it, the Commission will notify parties and the public, including by posting a copy of any order on its website.

## **USE OF COMMISSION MATERIAL**

- 22 Persons who are to appear before the Commission or are to make submissions to the Commission and their legal representatives may use material on the Commission's website for a proceeding of the Commission.
- 23 Media organisations may copy and report a reasonable amount of material on the Commission's website for the purpose of reporting of news.
- 24 A reasonable amount of the material on the Commission's website may be copied, distributed, displayed, downloaded or printed for personal use, non-commercial use, which includes for educational purposes, or for non-commercial use within an organisation, on condition that the proper owner of the copyright in that material is acknowledged.
- 25 All other copyrights in the material produced by or on behalf of the Commission are expressly reserved, and subject to the permissions stated in paragraphs 25 – 27 above, no person may reproduce, communicate to the public, publish or adapt any part of that material without prior written permission of the Commission or the Attorney General for Western Australia.
- 26 Requests for authorisation should be directed to the Commission's Project Director.
- 27 Where copyright in a work which is used or published by the Commission is owned by a third party, the work may only be reproduced in whole or in part with express authorisation of that third party.
- 28 The Commission may alter the conditions relating to use of copyright material at any time.

## **RESTRICTED PUBLICATION ORDERS – EVIDENCE DURING A HEARING**

- 29 The Commission may make an order prohibiting or restricting the publication of certain information, including:
- a. a transcript of proceedings of the Commission or evidence given before the Commission; and
  - b. any documents, books or writings produced to or obtained by the Commission.
- 30 A person granted leave to appear may make an application seeking a restricted publication order in respect of any witness or evidence to be given during a public hearing.
- 31 Notice of any such application must be given to the Solicitors Assisting the Commission as soon as possible once the basis for the application is identified and emailed to [solicitorsassisting@pcrc.wa.gov.au](mailto:solicitorsassisting@pcrc.wa.gov.au). The application must be made in writing and prior to the date on which the witness is to appear or evidence is to be received by the Commission. The application should be accompanied by a short written submission (no longer than five pages).

- 32 Any person seeking a restricted publication order in respect of a document (or part of a document) should refer to Practice Direction 3 - Production of Documents and Document Management Protocol.

**MEDIA GUIDELINES**

- 33 Media Guidelines for public hearings will be published on the Commission's website. Members of the media should refer to those Guidelines for further information on publication and access to evidence.

**The Honourable Neville Owen AO**



**The Honourable Carolyn Jenkins**



**Mr Colin Murphy PSM**



**15 April 2021**