

Ellery, Jacqueline

From: s47F
Sent: Monday, 3 December 2012 1:48 PM
To: Ellery, Jacqueline
Subject: RE: Social media and the law [DLM=Sensitive]
Attachments: Minutes & Actions Arising - Aust Govt Agency Mtg Cybersafety & Securitydocx

Sensitive

Hi Jacqueline

I am not aware of any developments regarding the working group established by Victoria following the SCLJ meeting in October.

However, I understand there was a meeting between Australian Government agencies to discuss the response to cyber safety and security threats on social networking services (minutes attached for info). This meeting was convened by DBCDE, and I understand Neil Gaughan attended on the AFP's behalf.

The next meeting of this group has been scheduled for 10 December. The agenda and a discussion paper on a proposed fall-back option for the management of social media complaints through a legislative taken down process are still to be finalised. I can send these through to you if/when I see them.

Happy to discuss.

Cheers

s47F

From: Ellery, Jacqueline [<mailto:Jacqueline.Ellery@afp.gov.au>]
Sent: Monday, 3 December 2012 11:02 AM
To: s47F
Subject: Social media and the law [SEC=UNCLASSIFIED]

UNCLASSIFIED

Hi s47F

Just following up on this topic and our previous contact, have there been any further developments/information regarding the working group that the AFP needs to be aware of?

Kind regards
Jacqueline



JACQUELINE ELLERY
LEGISLATION PROGRAM
POLICY & GOVERNANCE
Tel +61(0) 2 61313788 Ext 143788 Fax +61(0) 2 61326082
www.afp.gov.au

UNCLASSIFIED

WARNING

This email message and any attached files may contain information that is confidential and subject of legal privilege intended only for use by the individual or entity to whom they are addressed. If you are not the intended recipient or the person responsible for delivering the message to the intended recipient be advised that you have received this message in error and that any use, copying, circulation, forwarding, printing or publication of this message or attached files is strictly forbidden, as is the disclosure of the information contained therein. If you have received this message in error, please notify the sender immediately and delete it from your inbox.

AFP Web site: <http://www.afp.gov.au>

If you have received this transmission in error please notify us immediately by return e-mail and delete all copies. If this e-mail or any attachments have been sent to you in error, that error does not constitute waiver of any confidentiality, privilege or copyright in respect of information in the e-mail or attachments.

THIS DOCUMENT IS
RELEASED BY THE
AUSTRALIAN FEDERAL POLICE
UNDER
THE FREEDOM OF INFORMATION ACT 1982

SNS Response to Cyber Safety & Security Threats

(Inter-agency meeting of 31 October 2012)

1. Attendees:

- Kelly Hart (OAIC)
- Helen Szoke (AHRC)
- Neil Gaughan (AFP)
- Kim Parker (ACCC)
- Alison Milliken (ACCC)
- Chris Streets (ACCC)
- Linda Geddes (PM&C)
- Michael Bareja (PM&C)
- Karl Alderson (AGD)
- Catherine Smith (AGD)
- (ACMA)
- s47F (ACMA)
- Abul Rizvi (DBCDE)
- Richard Windeyer (DBCDE)
- Simon Cordina (DBCDE)
- (DBCDE)
- s47F (DBCDE)

2. Current government agency arrangements for complaints handling with Social Networking Sites (SNS)

Australian Federal Police

- Complementary of SNS, as their experience with SNS is that they are trying to comply and assist with requests which relate to activity which is clearly illegal or life threatening.
- Only experience SNS reluctance when it comes to issues that are unclear with respect to the law eg postings that may be considered bad taste, harassing, bullying or that may impinge on freedom of speech. Think this is due to a lack of resources of SNS to deal with such matters.
- Agree that there needs to be more efficient avenues to escalate matters, particularly for local police.

Attorney-General's Department

- Have found that SNS will act to remove unlawful, offensive or bad taste content.
- s47C
- s33(a)(iii)
- Note that AGD cooperation is one of two categories – removal of unlawful material or assisting/providing information to assist with an investigation.

s33(a)(iii)

s33(a)(iii), s47C

Australian Human Rights Commission

- Noted there is a low trigger under the *Racial Discrimination Act 1975* for HRC involvement where content insults, offends or humiliates others.
- Complaints based process.
- AHRC does not provide a definitive finding, only that material is potentially in breach of the RDA.
- AHRC has been successful in having material, which is in potential breach of the RDA, removed from some SNS who are very responsive, other SNS are not as responsive.

Australian Competition and Consumer Commission

- Do not have a settled position on how to deal with issues (scams etc) which are facilitated through an SNS.
- Currently dealt with on a complaints basis and is ad-hoc.
- If systematic issues are identified, then will develop protocols with SNS on how to address.
- Encountered difficulties with SNS in some instances to remove scams from their sites.
- Some SNS are prompt in removing offending content, however, when removed it usually re-appears on another page.
- Often work with the AFP and state and territory police.

Office of the Australian Information Commissioner

- Investigations both complaints based and own motion.
- Have had successful interactions with SNS and have established relations with key people in SNS.
- Get monthly updates from SNS on any product launches to see if any privacy issues arise.
- International cooperation undertaken through European Working Group.

Australian Communications and Media Authority

- Normally complaints based process but the ACMA can initiate investigations.
- Productive relationship with SNS regarding the removal of refused classification content.
- For other types of prohibited content SNS are less cooperative and often resist claiming freedom of speech.
- Content complained of in media often does not fall within the prohibited content category.
- ACMA does not have specific legislative powers to refer a URL to an SNS for action, however can notify another agency (eg AFP) to approach SNS.
- In some instances SNS willing to geo-block offending content from Australian users.
- Encourage complainants to go to SNS in the first instance, but existing legislation provides no discretion to the ACMA which must investigate any formal complaint it receives.

3. Possible mechanisms for dealing with SNS

Agencies agreed that the preference would be for SNS to develop localised terms and conditions which would be subject to Australian law and reflect the public interest/community expectations.

s33(a)(iii)

s33(a)(iii)

The option of introducing legislative takedown powers applicable to overseas based SNS which are available to Australian customers, would also be explored.

4. Next Steps

- DBCDE to provide wording to AGD

s33(a)(iii)

s33(a)(iii)

- DBCDE to draft an issues paper containing fallback option for the management of SNS complaints through a legislative taken down process.
- Next meeting of agencies to be scheduled for December 2012.
- Once Minutes agreed by agencies, AGD and DBCDE will brief their Ministers.

THIS DOCUMENT IS
RELEASED BY THE
AUSTRALIAN FEDERAL POLICE
UNDER
THE FREEDOM OF INFORMATION ACT 1982

Ellery, Jacqueline

From: Ellery, Jacqueline
Sent: Monday, 3 December 2012 11:02 AM
To: s47F
Subject: Social media and the law [SEC=UNCLASSIFIED]

UNCLASSIFIED

Hi s47F

Just following up on this topic and our previous contact, have there been any further developments/information regarding the working group that the AFP needs to be aware of?

Kind regards
Jacqueline



JACQUELINE ELLERY
LEGISLATION PROGRAM
POLICY & GOVERNANCE
Tel +61(0) 2 61313788 Ext 143788 Fax +61(0) 2 61326082
www.afp.gov.au

UNCLASSIFIED

THIS DOCUMENT IS
RELEASED BY THE
AUSTRALIAN FEDERAL POLICE
UNDER
THE FREEDOM OF INFORMATION ACT 1982

Ellery, Jacqueline

From: Ellery, Jacqueline
Sent: Friday, 19 October 2012 1:29 PM
To: PolicyForums; Legal-Advisor
Cc: HTCO-Strategic-Management; Cartwright, Jenny
Subject: FW: For advice: Social media and the law working group [DLM=For-Official-Use-Only] [SEC=UNCLASSIFIED]
Attachments: SCLJ Communique October 2012.pdf

UNCLASSIFIED

Hi all,

FYI, the attached SCLJ Communique issued recently addressed the issue of social media and the law and confirms the establishment of a WG to make recommendations on a number of points. As noted below, NMHTCO will be the AFP representative at the WG. The Legislation Program will provide support as and when required to NMHTCO and will continue to monitor and provide further updates as they occur.

Regards,



JACQUELINE ELLERY
LEGISLATION PROGRAM
POLICY & GOVERNANCE
Tel +61(0) 2 61313788 Ext 143788 Fax +61(0) 2 61326082
www.afp.gov.au

UNCLASSIFIED

From: Ellery, Jacqueline
Sent: Tuesday, 16 October 2012 8:55 AM
To: HTCO-Strategic-Management
Subject: FW: For advice: Social media and the law working group [DLM=For-Official-Use-Only] [SEC=UNCLASSIFIED]

UNCLASSIFIED

Morning,

Fyi, pls see NMHTCO's acceptance to be involved in the SCLJ WG on social media and the law. The Legislation Program is happy to support Neil in relation to this WG if need be. Feel free to contact us via legislationprogram@afp.gov if there is anything you require.

Regards,
Jacqueline



JACQUELINE ELLERY
LEGISLATION PROGRAM
POLICY & GOVERNANCE
Tel +61(0) 2 61313788 Ext 143788 Fax +61(0) 2 61326082
www.afp.gov.au

UNCLASSIFIED

From: Stebbings, Samantha
Sent: Friday, 12 October 2012 4:00 PM
To: Ellery, Jacqueline
Subject: RE: For advice: Social media and the law working group [DLM=For-Official-Use-Only]
[SEC=UNCLASSIFIED]

UNCLASSIFIED

Thank you.



SAMANTHA STEBBINGS
A/G MANAGER, GOVERNMENT RELATIONS
POLICY & GOVERNANCE
Tel +61(0) 2 61314528 Ext 144528 Mob
www.afp.gov.au

s47F

UNCLASSIFIED

From: Ellery, Jacqueline
Sent: Friday, 12 October 2012 3:59 PM
To: Stebbings, Samantha
Subject: FW: For advice: Social media and the law working group [DLM=For-Official-Use-Only]
[SEC=UNCLASSIFIED]

UNCLASSIFIED

Hi Sam,
Noting NMHTCO's response, I'll let AGD know.

Regards
Jackie



JACQUELINE ELLERY
LEGISLATION PROGRAM
POLICY & GOVERNANCE
Tel +61(0) 2 61313788 Ext 143788 Fax +61(0) 2 61326082
www.afp.gov.au

UNCLASSIFIED

From: Gaughan, Neil
Sent: Friday, 12 October 2012 3:57 PM
To: Stebbings, Samantha
Cc: HTCO-Strategic-Management; Ellery, Jacqueline
Subject: RE: For advice: Social media and the law working group [DLM=For-Official-Use-Only]
[SEC=UNCLASSIFIED]

UNCLASSIFIED

Hi Sam,

Noting that this work will probably cut across actions already being undertaken by the CWG & the relationships that the AFP currently have with international CSPs such as Facebook, Twitter, Google & Microsoft it is probably best, as you have suggested, that I be the AFP rep on this group

Cheers

Neil



ASSISTANT COMMISSIONER NEIL GAUGHAN APM
NATIONAL MANAGER HIGH TECH CRIME OPERATIONS
HIGH TECH CRIME OPERATIONS
Tel +61(0) 2 61315690 Ext 145690 Mob s47F
www.afp.gov.au

UNCLASSIFIED

From: Stebbings, Samantha
Sent: Friday, 12 October 2012 3:51 PM
To: Gaughan, Neil
Cc: HTCO-Strategic-Management; Ellery, Jacqueline
Subject: For advice: Social media and the law working group [DLM=For-Official-Use-Only] [SEC=UNCLASSIFIED]
Importance: High

UNCLASSIFIED

Hi NMHTCO,

I refer to the attached SCLJ Communique and reference to the working group established to consider and provide recommendations on social media and the law.

I refer also to the email chain below. AGD have been approached to source an AFP representative for the WG and have forwarded the request to my area for action.

I understand you are on the National Cybercrime Working Group and have probably received the recent Communique and be aware of the issues for consideration. Given your involvement in the NCWG could you please advise if you would be the most appropriate AFP representative for the SLCJWG, or provide advice who you would like to nominate to be that representative.

The deadline for AGD to respond is Monday, 15 October.

Cheers



SAMANTHA STEBBINGS
A/G MANAGER, GOVERNMENT RELATIONS
POLICY & GOVERNANCE
Tel +61(0) 2 61314528 Ext 144528 Mob s47F
www.afp.gov.au

UNCLASSIFIED

UNCLASSIFIED

From: s47F
Sent: Friday, 12 October 2012 2:44 PM
To: Ellery, Jacqueline
Cc: s47F
Subject: FW: Social media and the law working group [DLM=For-Official-Use-Only]

For Official Use Only

Hi Jackie

As discussed, Victoria has requested an AFP member participate in the social media and the law working group, which is being set up as an outcome of SCLJ and will be led by Victoria. We'd be grateful if you could consider this request and advise us so we can meet Victoria's deadline of **COB Monday, 15 October**.

As they outline in their email below, they are looking at more senior level representation where nominees have authority to make decisions (for instance, director level). For reference, AGD's representative will be s47F Assistant Secretary, Justice Policy and Administrative Law Branch. It is expected that most meetings of the working group will take place via teleconference.

I'd be happy to discuss further as needed.

Regards

s47F

s47F

Criminal Law Reform Section
Criminal Law & Law Enforcement Branch
Attorney General's Department
2 - 4 National Circuit | Barton ACT 2600
T: s47F

W: www.ag.gov.au

From: s47F
Sent: Friday, 12 October 2012 2:28 pm
To: s47F
Cc: s47F
Subject: RE: Social media and the law working group [DLM=For-Official-Use-Only]

For Official Use Only

Thanks s47F Victoria has confirmed that an AFP member is their preference. Can you advise who is best to make contact with the AFP?

s47F

From: s47F
Sent: Friday, 12 October 2012 2:21 pm
To:
Cc: s47F
Subject: RE: Social media and the law working group [DLM=For-Official-Use-Only]

For Official Use Only

s47F

If Victoria is asking for a law enforcement representative it seems to me that this would be someone from AFP. Grateful if you could clarify.

s47F

From: s47F
Sent: Friday, 12 October 2012 2:12 pm
To:
Cc: s47F
Subject: RE: Social media and the law working group [DLM=For-Official-Use-Only]

For Official Use Only

Hello again,

Victoria has advised that they are seeking two nominees – including one representing law enforcement. I mentioned to Victoria that three divisions would be active in the discussions. s47F response was that they would like to keep membership to two representatives, but that as most of the meetings will be by teleconference, there is no difficulty in other participants sitting in on meetings as required.

s47F I assume you are the appropriate person and, if so, are you both happy to be nominated? And do you all agree?

Grateful for your advice.

s47F

From: s47F
Sent: Friday, 12 October 2012 1:51 pm
To: s47F
Cc: s47F
Subject: RE: Social media and the law working group [DLM=For-Official-Use-Only]

For Official Use Only

Dear s47F

The Commonwealth's nominee for the Social media and the law working group is Karl Alderson whose details are as follows:

s47F
Assistant Secretary
Justice Policy and Administrative Law Branch
Access to Justice Division
Australian Attorney-General's Department

s47F

s47F

s47F

Kind regards,

s47F

s47F

Principal Legal Officer
Strategic Policy and Governance Branch
Australian Attorney-General's Department

3-5 National Circuit Barton ACT 2600

s47F

From:
Sent: Wednesday, 10 October 2012 11:08 am
To:

s47F

s47F

s47F

CC: s47F
Subject: Social media and the law working group

Dear All

I am seeking nominations from your jurisdiction for the social media and the law working group to be led by Victoria. We are seeking one nomination from the Attorneys-General portfolio and one nomination from the law enforcement side. We are looking at more senior level representation where nominees have authority to make decisions (for instance, director level). It is envisaged that most meetings of the working group will take place via teleconference.

Could you pls send details of your nominees to me (with a copy to
15 October.

s47F

by **COB next Monday,**

Thanks

s47F

Assistant Director
Civil Law Policy
Department of Justice

Phone
Mobile
Email

s47F

Help conserve resources by not printing this email.

PRIVATE & CONFIDENTIAL

The content of this e-mail and any attachments may be private and confidential, intended only for use of the individual or entity named. If you are not the intended recipient of this message you must not read, forward print, copy, disclose, use or store in any way the information this e-mail or any attachment contains. If you are not the intended recipient, please notify the sender immediately and delete or destroy all copies of this e-mail and any attachments.

Our organisation respects the privacy of individuals. For a copy of our privacy policy please go to our website or contact us..

If you have received this transmission in error please notify us immediately by return e-mail and delete all copies. If this e-mail or any attachments have been sent to you in error, that error does not constitute waiver of any confidentiality, privilege or copyright in respect of information in the e-mail or attachments.

Ellery, Jacqueline

From: Ellery, Jacqueline
Sent: Friday, 12 October 2012 1:01 PM
To: Sengstock, Elsa
Subject: FW: Social Networking Sites (SNS) response to cyber safety and security issues [SEC=UNCLASSIFIED]
Attachments: Cooperative Arrangement for Complaints Handling on Social Network Sites + SNS Self Declarations.pdf; SNS response to cyber safety and security threats (table).docx

UNCLASSIFIED

Hi Elsa

I contacted Fiona re social media, who subsequently forwarded my enquiry on to s47F area. Following a discussion with s47F he has forwarded the attached info on for a look noting Neil has received this, not sure if you have seen it previously.

s47F indicated that:

- AGD will be involved in the SCLJ working group being chaired Victoria
- They are generally scoping work and the potential it might have on the WG
- Most of the work is very preliminary at this stage and are looking at the DBCDE protocol
- Generally working collaboratively fielding queries from a number of areas.

I indicated our interest in this body of work and if anything comes up to keep us in the loop, he said he would be happy to do this. Hence, the email below and attachments for consideration.

Given NMHTCO has this, do we need to do anything further?

As far as contacting HTO Strategic Mgt, legal and Policy forums, would you just like me to give them a brief note to say that AGD are involved in the WG and doing some very preliminary work in this area and will keep us updated?

Cheers
Jac



JACQUELINE ELLERY
LEGISLATION PROGRAM
POLICY & GOVERNANCE
Tel +61(0) 2 61313788 Ext 143788 Fax +61(0) 2 61326082
www.afp.gov.au

UNCLASSIFIED

From: s47F
Sent: Friday, 12 October 2012 9:22 AM
To: Ellery, Jacqueline
Subject: FW: Social Networking Sites (SNS) response to cyber safety and security issues [SEC=UNCLASSIFIED]

UNCLASSIFIED

Hi Jackie

As discussed. It appears Neil got this, but for your info, here it is. Let me know if you have any comments next week, and I can send through.

Cheers

s47F

s47F

Criminal Law Reform Section
Criminal Law & Law Enforcement Branch
Attorney-General's Department
2-4 National Circuit | Barton ACT 2600

T:

s47F

W: www.ag.gov.au

From: s47F

Sent: Wednesday, 10 October 2012 4:19 PM

To:

Cc:

s47F

Subject: FW: Social Networking Sites (SNS) response to cyber safety and security issues [SEC=UNCLASSIFIED]

UNCLASSIFIED

Colleagues

Further to our burgeoning collaboration on social media and law, attached and below is work from DBCDE that seems to engage with many of our social media issues.

I haven't read it closely enough to assess who is the logical area to lead on this – possibly TSLB or CrimJD given it comes out of cybersafety WG. Let me know what you think. In the mean time, I propose that each of the 4 branches consider their comments/ input – they want AGD advice by 19 Oct.

As discussed with Sarah and Catherine, on the SCLJ WG I'm happy to be the lead for the time being and we'll see how it evolves – seems to involve substantive issues for AJD, CrimJD & TSLB.

s47F

From: Rizvi, Abul [<mailto:Abul.Rizvi@dbcde.gov.au>]

Sent: Wednesday, 10 October 2012 3:58 pm

To:

s47F

Cc:

s47F

s47F

Subject: Social Networking Sites (SNS) response to cyber safety and security issues [SEC=UNCLASSIFIED]

Dear Colleagues

Further to the development of the protocol for the *Cooperative Arrangement for Complaints Handling on Social Networking Sites* through the Consultative Working Group on Cybersafety (attached for your information), the Department is now seeking to engage popular SNS to pin down with greater specificity how they will deal with a range of specific circumstances and how they will cooperate with relevant agencies.

As the next step in engaging with SNS, a draft table has been developed which provides an outline of some of the more serious issues which arise on their services and the different stages in the potential escalation of these issues. I would be grateful for your advice on whether this table adequately covers the range of serious circumstances and the escalation stages by Friday, 19 October. Once the table is agreed amongst relevant Commonwealth agencies, we

propose to provide this table to popular SNS as the basis of a further discussion with them. I acknowledge that in some of the circumstances raised an SNS may say that it is dependent on the facts of the particular case but even still it would be worth testing (and seeing if a more detailed response could be later developed).

I note that a wide range of government agencies would have an interest in the issues raised in the table. I therefore propose that we meet at 10.30 am on Wednesday, 31 October at DBCDE Offices, 38 Sydney Avenue, Forrest to discuss this initiative and any comments you may have on the table before engaging with popular SNS. Also, if there is any other Commonwealth agency which you think should be included in these discussions can you please advise.

Regards

Abul

Abul Rizvi

Deputy Secretary

Phone +61 2 6271 7022 | Fax +61 2 6271 1515

Department of Broadband, Communications and the Digital Economy
8 Sydney Avenue, Forrest ACT 2603 | GPO Box 2154, Canberra ACT 2601

NOTICE: This email message is for the sole use of the intended recipient(s) and may contain confidential and privileged information. Any unauthorized review, use, disclosure or distribution is prohibited. If you are not the intended recipient, please contact the sender by reply email and destroy all copies of the original message.

This message has been content scanned by the Axway MailGate.
MailGate uses policy enforcement to scan for known viruses, spam, undesirable content and malicious code.
For more information on Axway products please visit www.axway.com.

If you have received this transmission in error please notify us immediately by return e-mail and delete all copies. If this e-mail or any attachments have been sent to you in error, that error does not constitute waiver of any confidentiality, privilege or copyright in respect of information in the e-mail or attachments

Ellery, Jacqueline

From: Sengstock, Elsa
Sent: Tuesday, 16 October 2012 10:02 AM
To: Ellery, Jacqueline
Cc: LegislationProgram
Subject: FW: NICOLA ROXON - TRANSCRIPT OF DOORSTOP - HOBART - 15 OCTOBER 2012 [SEC=UNCLASSIFIED]

UNCLASSIFIED

FYI - Jill Meagher / social media and courts issue



ELSA SENGSTOCK
COORDINATOR, LEGISLATION PROGRAM
POLICY & GOVERNANCE
Tel +61(0) 2 61314545
www.afp.gov.au

s47F

UNCLASSIFIED

From: s47F
Sent: Monday, 15 October 2012 5:48 PM
To: Media Releases
Subject: NICOLA ROXON - TRANSCRIPT OF DOORSTOP - HOBART - 15 OCTOBER 2012 [SEC=UNCLASSIFIED]

UNCLASSIFIED



THE HON NICOLA ROXON MP
Attorney-General
Minister for Emergency Management

TRANSCRIPT OF DOORSTOP - HOBART - 15 OCTOBER 2012

TOPICS: NBN helping community legal centres, Slipper / Ashby matter, Marriage Equality, Queensland Family Court matter, Jill Meagher case

E&OE ONLY

NICOLA ROXON: Well thank you for that. Julie and I are happy to answer your questions. We've just had a look around the legal centre and we're very pleased as I said before that the Tasmanian Legal Centre in partnership with DLA Piper is going to be providing services using and unleashing the benefit of the National Broadband Network.

I think this is a great way to get people specialist legal advice, no matter where they live. And it's part of our policy showing I think to the community that the National Broadband Network will provide opportunities far beyond what people have been talking about today - employment opportunities, the advice to get - the ability to get advice on the line whether it's legal advice, or health advice, and of course bringing specialists that might be anywhere around the country closer to people who are living in Sorell or in Hobart, and of course providing some professional development as well.

When we were doing our tour, that was one of the things that was really emphasised, and also allows people working at this legal centre to share their knowledge with others, and vice versa, to be able to get specialist advice and support from others that might be on the mainland or here in Tasmania.

But Julie and I are happy to answer questions about this and other matters.

JOURNALIST: Okay.

I'm going to start with some comments from George Brandis - he wants all the legal officers involved in the Ashby litigation present at the hearing tomorrow. Will you allow all those people to go?

NICOLA ROXON: Well look the Senate estimates process is an established one. Everyone who needs to present Senate estimates will. But I think people need to remember here that Mr Brandis wants to be the Attorney-General. He is criticising the Government because he can see politics in this.

I'm a little surprised to learn that if Mr Brandis is going to be the Attorney-General that he doesn't believe he should get legal advice, doesn't believe he should be involved in the running of cases where the Commonwealth is the respondent, but at the same time believes that the Commonwealth should release all its legal advice, throwing out the window standards of legal professional privilege which I think have been around since the 16th century.

So a little bit surprising - and to be honest, I think, purely political.

JOURNALIST: So just to clarify will they be allowed to go?

NICOLA ROXON: Absolutely, all of the officials who always present at Senate estimates will be there tomorrow. I think that there are going to be constraints on what people will provide. Legal professional privilege is one amongst a number which will limit questioning on particular matters, and that is ordinary and par for the course for any legal matter that the Government's involved with.

JOURNALIST: Is James Ashby receiving any sort of financial assistance or payments from the government at the moment do you think?

NICOLA ROXON: Well we've been very public about the settlement that was made with Mr Ashby. It was public. All of the details are on the record. That's available for everyone to see. Obviously Mr Ashby like a number of other people were employed by Mr Slipper when he was a Speaker, and like all people who are employed by parliamentarians, if someone loses that office then the employment of people who are working for someone in their office also terminates.

My understanding is Mr Ashby, and any other staff employed by the Speaker will terminate on 23 October, I think, is the advice we've received. So the normal I think two week period that's provided.

JOURNALIST: Given there's been some protests and self-harm incidents on Nauru, should vulnerable asylum seekers be moved back to the mainland?

NICOLA ROXON: Well I think any specific questions you would have to direct to the Minister for Immigration. Obviously the Government is always very concerned to make sure that people have the proper support that is needed. We always assess carefully the circumstances that people are held in detention.

We do need to make sure that people understand that they do have available to them medical services and others. And I know that Minister Bowen was very conscious of making sure that they'd be available on Nauru as well.

But if there are particular matters they will have to be addressed to the Minister who's responsible.

JOURNALIST: But are you confident your Government's on solid legal ground with the Nauru situation?

NICOLA ROXON: Well, both Minister Bowen, myself, the Prime Minister have been very open about the agreements that have been struck. We have negotiated detailed arrangements with the Government of Nauru and also the Government in Papua New Guinea. I think that any more detailed questions that you want to ask about the particular circumstances will have to go to Minister Bowen.

JOURNALIST: The Tasmanian Upper House [indistinct] committee to look at the constitutionality in same sex marriage legislation, state based. What would be your advice to them?

NICOLA ROXON: Well I'm not in the habit of giving advice to my state colleagues, obviously state parliaments are in charge of their own work and are able to inquire into any matters that they wish to.

So I really don't think it's for me to provide a running commentary on whether or not any state house of parliament, upper or lower house, wants to make an inquiry - that's clearly a matter for them.

JOURNALIST: But would you as a Federal Government have to challenge such a station in the High Court if it was successful?

NICOLA ROXON: Well look, I think we've had a lot of hypotheticals, and as all of you in the Tasmanian media would be well aware, this was a matter for the Tasmanian Parliament, it wasn't passed by the Tasmanian Parliament. Throughout all that discussion we were asked whether we would intervene in a High Court challenge on a piece of legislation that hadn't yet passed, nor had it been challenged.

Again we will deal with those issues if and when they arise, there isn't currently a piece of legislation that's been passed, there isn't a challenge on it, and the Commonwealth doesn't make decisions about what would or wouldn't intervene before there is even a case there, and those sort of hypothetical questions.

We've made quite clear from the Commonwealth's perspective what action we believe should be taken.

We allowed there to be a conscience vote in the Parliament. Unlike our Opposition. The Prime Minister and the party made a decision that people of good conscience could have different views. In fact the Prime Minister and I voted differently on this matter - and we've been quite open about the fact that we should respect each other, and people who might hold different views on these matters, and I hope that the debate if it continues in... at a state level or at a Commonwealth level will continue to be conducted in an appropriate and respectful way.

JOURNALIST: But Opposition to the same sex marriage legislation, a lot of it was based around the possibility of a High Court challenge.

Wouldn't it be better to be upfront and say well we will challenge or we wouldn't worry about challenging...

NICOLA ROXON: Well look, that might make a good story. But the truth is we don't make decisions about what we will challenge, or not challenge, when there hasn't even been legislation that's passed. There are a lot of contested constitutional questions. And you know, the history of federation is littered with states, and Commonwealth governments, having different views on constitutional issues.

I don't think it really assists the debate for us to try to deal with some hypothetical situation, the Commonwealth of course is in control of its own conduct here. We did allow there to be a vote on same sex marriage, we in the Labor Party gave people a free vote; those in the Opposition did not.

And of course history records that that was not passed by the Parliament.

JOURNALIST:: Were you monitoring the progress of that legislation closely?

NICOLA ROXON: Look, we keep an eye on legislation that is being debated across the country. I don't think it will be accurate to say that we monitor every minute of the debate on every piece of legislation that goes before different state and territory parliaments, but of course we have an interest in this.

And we obviously would follow developments.

JOURNALIST: So if it was to pass then, when would you make a decision on taking it to the High Court?

NICOLA ROXON: Well the - look, if the legislation hasn't passed it's been projected by the Tasmanian Parliament. Obviously it's a matter for Tasmania if they're going to inquire further into this. I feel very sure that there will be further inquiries in [audio cuts out]...

...and that we could have a proper debate on an issue that is one where people of good conscience have different opinions and then be able to see what the result might be.

Until we have that opportunity, I don't think we're going to see a significant change at the Commonwealth level. And obviously the Tasmanian Parliament like any other parliament is the master of their own destiny.

JOURNALIST: There's a family law conference on in Hobart today and the experts are keen to see action against the Brisbane newspaper that printed photos of the children involved in the Italian custody case. Will you take action?

NICOLA ROXON: Yes, I spoke this morning at that conference and was asked that question as well. We - I don't yet have any full advice from my department about whether we are able to take that action.

I do have to tell you I take very seriously though any breaches by the media of court orders. We are in a situation where there are certain constraints on what could be reported about our courts, and particularly how we protect children.

And I want to compliment the media because I must say by and large those rules are very strictly adhered to. They are not adhered to in all circumstances, and in this particular instance, the Chief

Justice of the Family Court has asked us to consider whether or not action should be taken, and we absolutely will consider that seriously. I don't yet have that detailed advice though, so I'm not able to really make any projections about what action might be taken until I have that.

JOURNALIST: There's been some recent attention on social media and how that may prejudice a trial. Is that something that Government's ready to move quickly on?

NICOLA ROXON: Well I'm pleased that you asked about that. We just a week had a meeting of state and Commonwealth Attorneys-General that dealt exactly with this matter, the Victorian Attorneys particularly being concerned about it in the wake of the very tragic alleged murder of Jill Meagher that's been covered extensively in the media.

I do think there are some challenges for us with how quickly information is available, and obviously comments that might be able to prejudice trials is distributed, not just through the mainstream media, but through social media.

It is primarily a question of whether or not a trial might be jeopardized, whether it might prejudice someone who is being charged with these particular crimes, and because of that the states are very keen to take a lead.

Robert Clark, the Attorney in Victoria is going to convene that group which is going to meet with both attorneys, [indistinct] the political level, the courts, but also the industry players to see if there is some sort of protocol that can more quickly be put in place.

A lot of the social media is very responsive to court orders. The question really is if there's any action that could be taken more quickly before a court order might be in place. And I'm certainly keen to lend the Commonwealth's weight to exploring any sensible option which will help protect the integrity of the courts.

Anyone who's appalled by this sort of alleged murder, I'm sure wants to make sure that anyone charged with that alleged murder is able to be brought to justice.

And so comments that people might think are just expressing their views or venting some passionate opinion can actually prejudice cases, and we do want people to understand that they need to be careful and responsible. But it's part of what we're dealing with, with the new media and I think we do need to look at whether any changes are needed.

Thanks very much.

Ends.

For all media enquiries, please contact the Attorney-General's Office on 02 6277 7300 or 0409 945 476

To unsubscribe click on the following link:

<mailto:leave-mediarel@1stsvrl.ag.gov.au>

If you have received this transmission in error please notify us immediately by return e-mail and delete all copies. If this e-mail or any attachments have been sent to you in error, that error does not constitute waiver of any confidentiality, privilege or copyright in respect of information in the e-mail or attachments.

THIS DOCUMENT IS
RELEASED BY THE
AUSTRALIAN FEDERAL POLICE
UNDER
THE FREEDOM OF INFORMATION ACT 1982

Ellery, Jacqueline

From: Ellery, Jacqueline
Sent: Tuesday, 16 October 2012 8:55 AM
To: HTCO-Strategic-Management
Subject: FW: For advice: Social media and the law working group [DLM=For-Official-Use-Only] [SEC=UNCLASSIFIED]

UNCLASSIFIED

Morning,

Fyi, pls see NMHTCO's acceptance to be involved in the SCLJ WG on social media and the law. The Legislation Program is happy to support Neil in relation to this WG if need be. Feel free to contact us via legislationprogram@afp.gov if there is anything you require.

Regards,
Jacqueline



JACQUELINE ELLERY
LEGISLATION PROGRAM
POLICY & GOVERNANCE
Tel +61(0) 2 61313788 Ext 143788 Fax +61(0) 2 61326082
www.afp.gov.au

UNCLASSIFIED

From: Stebbings, Samantha
Sent: Friday, 12 October 2012 4:00 PM
To: Ellery, Jacqueline
Subject: RE: For advice: Social media and the law working group [DLM=For-Official-Use-Only] [SEC=UNCLASSIFIED]

UNCLASSIFIED

Thank you.



SAMANTHA STEBBINGS
A/G MANAGER, GOVERNMENT RELATIONS
POLICY & GOVERNANCE
Tel +61(0) 2 61314528 Ext 144528 Mob
www.afp.gov.au

s47F

UNCLASSIFIED

From: Ellery, Jacqueline
Sent: Friday, 12 October 2012 3:59 PM
To: Stebbings, Samantha
Subject: FW: For advice: Social media and the law working group [DLM=For-Official-Use-Only] [SEC=UNCLASSIFIED]

UNCLASSIFIED

Hi Sam,
Noting NMHTCO's response, I'll let AGD know.

Regards
Jackie



JACQUELINE ELLERY
LEGISLATION PROGRAM
POLICY & GOVERNANCE
Tel +61(0) 2 61313788 Ext 143788 Fax +61(0) 2 61326082
www.afp.gov.au

UNCLASSIFIED

From: Gaughan, Neil
Sent: Friday, 12 October 2012 3:57 PM
To: Stebbings, Samantha
Cc: HTCO-Strategic-Management; Ellery, Jacqueline
Subject: RE: For advice: Social media and the law working group [DLM=For-Official-Use-Only]
[SEC=UNCLASSIFIED]

UNCLASSIFIED

Hi Sam,

Noting that this work will probably cut across actions already being undertaken by the CWG & the relationships that the AFP currently have with international CSPs such as Facebook, Twitter, Google & Microsoft it is probably best, as you have suggested, that I be the AFP rep on this group

Cheers

Neil



ASSISTANT COMMISSIONER NEIL GAUGHAN APM
NATIONAL MANAGER HIGH TECH CRIME OPERATIONS
HIGH TECH CRIME OPERATIONS
Tel +61(0) 2 61315690 Ext 145690 Mob + s47F
www.afp.gov.au

UNCLASSIFIED

From: Stebbings, Samantha
Sent: Friday, 12 October 2012 3:51 PM
To: Gaughan, Neil
Cc: HTCO-Strategic-Management; Ellery, Jacqueline
Subject: For advice: Social media and the law working group [DLM=For-Official-Use-Only] [SEC=UNCLASSIFIED]
Importance: High

UNCLASSIFIED

Hi NMHTCO,

I refer to the attached SCLJ Communique and reference to the working group established to consider and provide recommendations on social media and the law.

I refer also to the email chain below. AGD have been approached to source an AFP representative for the WG and have forwarded the request to my area for action.

I understand you are on the National Cybercrime Working Group and have probably received the recent Communique and be aware of the issues for consideration. Given your involvement in the

NCWG could you please advise if you would be the most appropriate AFP representative for the SLCJWG, or provide advice who you would like to nominate to be that representative.

The deadline for AGD to respond is Monday, 15 October.

Cheers



SAMANTHA STEBBINGS
A/G MANAGER, GOVERNMENT RELATIONS
POLICY & GOVERNANCE
Tel +61(0) 2 61314528 Ext 144528 Mob
www.afp.gov.au

s47F

UNCLASSIFIED

UNCLASSIFIED

From: s47F
Sent: Friday, 12 October 2012 2:44 PM
To: Ellery, Jacqueline
Cc: s47F
Subject: FW: Social media and the law working group [DLM=For-Official-Use-Only]

For Official Use Only

Hi Jackie

As discussed, Victoria has requested an AFP member participate in the social media and the law working group, which is being set up as an outcome of SCLJ and will be led by Victoria. We'd be grateful if you could consider this request and advise us so we can meet Victoria's deadline of **COB Monday, 15 October**.

As they outline in their email below, they are looking at more senior level representation where nominees have authority to make decisions (for instance, director level). For reference, AGD's representative will be s47F Assistant Secretary, Justice Policy and Administrative Law Branch. It is expected that most meetings of the working group will take place via teleconference.

I'd be happy to discuss further as needed.

Regards

s47F

s47F
Criminal Law Reform Section
Criminal Law & Law Enforcement Branch
Attorney-General's Department
2-4 National Circuit | Barton ACT 2600
T:

s47F

W: www.ag.gov.au

From: s47F
Sent: Friday, 12 October 2012 2:28 pm
To: s47F

Cc:

s47F

Subject: RE: Social media and the law working group [DLM=For-Official-Use-Only]

For Official Use Only

Thanks s47F Victoria has confirmed that an AFP member is their preference. Can you advise who is best to make contact with the AFP?

s47F

From:

s47F

Sent: Friday, 12 October 2012 2:21 pm

To:

s47F

Cc:

Subject: RE: Social media and the law working group [DLM=For-Official-Use-Only]

For Official Use Only

s47F

If Victoria is asking for a law enforcement representative it seems to me that this would be someone from AFP. Grateful if you could clarify.

s47F

From:

s47F

Sent: Friday, 12 October 2012 2:12 pm

To:

s47F

Cc:

Subject: RE: Social media and the law working group [DLM=For-Official-Use-Only]

For Official Use Only

Hello again,

Victoria has advised that they are seeking two nominees – including one representing law enforcement. I mentioned to Victoria that three divisions would be active in the discussions. s47F response was that they would like to keep membership to two representatives, but that as most of the meetings will be by teleconference, there is no difficulty in other participants sitting in on meetings as required.

s47F I assume you are the appropriate person and, if so, are you both happy to be nominated? And do you all agree?

Grateful for your advice.

s47F

From:

s47F

Sent: Friday, 12 October 2012 1:51 pm

To:

s47F

Cc:

s47F

s47F

Subject: RE: Social media and the law working group [DLM=For-Official-Use-Only]

For Official Use Only

Dear s47F

The Commonwealth's nominee for the Social media and the law working group is s47F whose details are as follows:

s47F
Assistant Secretary
Justice Policy and Administrative Law Branch
Access to Justice Division
Australian Attorney-General's Department
T s47F

Kind regards,

s47F

s47F
Principal Legal Officer
Strategic Policy and Governance Branch
Australian Attorney-General's Department

3-5 National Circuit Barton ACT 2600
Tel s47F

From:

Sent: Wednesday, 10 October 2012 11:08 am

To

s47F

s47F

s47F

Subject: Social media and the law working group

Dear All

I am seeking nominations from your jurisdiction for the social media and the law working group to be led by Victoria. We are seeking one nomination from the Attorneys-General portfolio and one nomination from the law enforcement side. We are looking at more senior level representation where nominees have authority to make decisions (for instance, director level). It is envisaged that most meetings of the working group will take place via teleconference.

Could you pls send details of your nominees to me (with a copy to s47F) by **COB next Monday, 15 October.**

Thanks

s47F

s47F
Assistant Director
Civil Law Policy
Department of Justice

Phone s47F
Mobile s47F
Email s47F

Help conserve resources by not printing this email

PRIVATE & CONFIDENTIAL

The content of this e-mail and any attachments may be private and confidential, intended only for use of the individual or entity named. If you are not the intended recipient of this message you must not read, forward, print, copy, disclose, use or store in any way the information this e-mail or any attachment contains. If you are not the intended recipient, please notify the sender immediately and delete or destroy all copies of this e-mail and any attachments.

Our organisation respects the privacy of individuals. For a copy of our privacy policy please go to our website or contact us..

If you have received this transmission in error please notify us immediately by return e-mail and delete all copies. If this e-mail or any attachments have been sent to you in error, that error does not constitute waiver of any confidentiality, privilege or copyright in respect of information in the e-mail or attachments.

THIS DOCUMENT IS
RELEASED BY THE
AUSTRALIAN FEDERAL POLICE
UNDER
THE FREEDOM OF INFORMATION ACT 1982

Ellery, Jacqueline

From: Sengstock, Elsa
Sent: Monday, 15 October 2012 9:04 AM
To: Ellery, Jacqueline
Subject: RE: Social media and the law working group [SEC=UNCLASSIFIED]

UNCLASSIFIED

Thanks for taking care of this Jac, much appreciated.

Grateful if you could (if you haven't already done so) let the HTOO BST (the one with "Strategic Management" in the title) know that we can support Neil in relation to this WG (unless they have a burning desire to take the lead).

Cheers,
Elsa



ELSA SENGSTOCK
COORDINATOR, LEGISLATION PROGRAM
POLICY & GOVERNANCE
Tel +61(0) 2 61314545 Mob s47F
www.afp.gov.au

UNCLASSIFIED

From: s47F
Sent: Monday, 15 October 2012 8:45 AM
To: Ellery, Jacqueline
Cc: Sengstock, Elsa
Subject: RE: Social media and the law working group [SEC=UNCLASSIFIED]

UNCLASSIFIED

Hi Jackie

Thank you for confirming that (and also for your promptness). I'll be in touch if we need anything further.

Cheers
s47F

From: Ellery, Jacqueline [mailto:Jacqueline.Ellery@afp.gov.au]
Sent: Friday, 12 October 2012 4:03 PM
To: s47F
Cc: Sengstock, Elsa
Subject: RE: Social media and the law working group [DLM=For-Official-Use-Only] [SEC=UNCLASSIFIED]

UNCLASSIFIED

Hi s47F ,

I can confirm that:

ASSISTANT COMMISSIONER NEIL GAUGHAN APM
NATIONAL MANAGER HIGH TECH CRIME OPERATIONS

will be available to represent the AFP at the SCLJ WG.

If you require anything further, please let me know.

Regards
Jackie



JACQUELINE ELLERY

LEGISLATION PROGRAM

POLICY & GOVERNANCE

Tel +61(0) 2 61313788 Ext 143788 Fax +61(0) 2 61326082

www.afp.gov.au

UNCLASSIFIED

From: s47F

Sent: Friday, 12 October 2012 2:44 PM

To: Ellery, Jacqueline

Cc: s47F

Subject: FW: Social media and the law working group [DLM=For-Official-Use-Only]

For Official Use Only

Hi Jackie

As discussed, Victoria has requested an AFP member participate in the social media and the law working group, which is being set up as an outcome of SCLJ and will be led by Victoria. We'd be grateful if you could consider this request and advise us so we can meet Victoria's deadline of **COB Monday, 15 October**.

As they outline in their email below, they are looking at more senior level representation where nominees have authority to make decisions (for instance, director level). For reference, AGD's representative will be s47F Assistant Secretary, Justice Policy and Administrative Law Branch. It is expected that most meetings of the working group will take place via teleconference.

I'd be happy to discuss further as needed.

Regards

s47F

s47F

Criminal Law Reform Section
Criminal Law & Law Enforcement Branch
Attorney-General's Department
2-4 National Circuit | Barton ACT 2600
T: s47F

W: www.ag.gov.au

From: s47F

Sent: Friday, 12 October 2012 2:28 pm

To:

Cc: s47F

Subject: RE: Social media and the law working group [DLM=For-Official-Use-Only]

For Official Use Only

Thanks s47F, Victoria has confirmed that an AFP member is their preference. Can you advise who is best to make contact with the AFP?

s47F

From: s47F
Sent: Friday, 12 October 2012 2:21 pm
To:
Cc: s47F
Subject: RE: Social media and the law working group [DLM=For-Official-Use-Only]

For Official Use Only

s47F

If Victoria is asking for a law enforcement representative it seems to me that this would be someone from AFP. Grateful if you could clarify.

s47F

From: s47F
Sent: Friday, 12 October 2012 2:12 pm
To:
Cc: s47F
Subject: RE: Social media and the law working group [DLM=For-Official-Use-Only]

For Official Use Only

Hello again,

Victoria has advised that they are seeking two nominees – including one representing law enforcement. I mentioned to Victoria that three divisions would be active in the discussions. s47F response was that they would like to keep membership to two representatives, but that as most of the meetings will be by teleconference, there is no difficulty in other participants sitting in on meetings as required.

s47F I assume you are the appropriate person and, if so, are you both happy to be nominated? And do you all agree?

Grateful for your advice.

s47F

From: s47F
Sent: Friday, 12 October 2012 1:51 pm
To: s47F
Cc: s47F
Subject: RE: Social media and the law working group [DLM=For-Official-Use-Only]

For Official Use Only

Dear s47F

The Commonwealth's nominee for the Social media and the law working group is s47F whose details are as follows:

s47F
Assistant Secretary
Justice Policy and Administrative Law Branch
Access to Justice Division
Australian Attorney-General's Department
T s47F

Kind regards,

s47F

s47F
Principal Legal Officer
Strategic Policy and Governance Branch
Australian Attorney-General's Department

3-5 National Circuit Barton ACT 2600

Tel s47F

From:

Sent: Wednesday, 10 October 2012 11:08 am

To

s47F

s47F

s47F

Subject: Social media and the law working group

Dear All

I am seeking nominations from your jurisdiction for the social media and the law working group to be led by Victoria. We are seeking one nomination from the Attorneys-General portfolio and one nomination from the law enforcement side. We are looking at more senior level representation where nominees have authority to make decisions (for instance, director level). It is envisaged that most meetings of the working group will take place via teleconference.

Could you pls send details of your nominees to me (with a copy to s47F will) by **COB next Monday, 15 October.**

Thanks

s47F

Assistant Director
Civil Law Policy
Department of Justice

Phone

s47F

Help conserve resources by not printing this email

PRIVATE & CONFIDENTIAL

The content of this e-mail and any attachments may be private and confidential, intended only for use of the individual or entity named. If you are not the intended recipient of this message you must not read, forward, print, copy, disclose, use or store in any way the information this e-mail or any attachment contains.

If you are not the intended recipient, please notify the sender immediately and delete or destroy all copies of this e-mail and any attachments.

Our organisation respects the privacy of individuals. For a copy of our privacy policy please go to our website or contact us..

If you have received this transmission in error please notify us immediately by return e-mail and delete all copies. If this e-mail or any attachments have been sent to you in error, that error does not constitute waiver of any confidentiality, privilege or copyright in respect of information in the e-mail or attachments.

WARNING

This email message and any attached files may contain information that is confidential and subject of legal privilege intended only for use by the individual or entity to whom they are addressed. If you are not the intended recipient or the person responsible for delivering the message to the intended recipient be advised that you have received this message in error and that any use, copying, circulation, forwarding, printing or publication of this message or attached files is strictly forbidden, as is the disclosure of the information contained therein. If you have received this message in error, please notify the sender immediately and delete it from your inbox.

AFP Web site: <http://www.afp.gov.au>

If you have received this transmission in error please notify us immediately by return e-mail and delete all copies. If this e-mail or any attachments have been sent to you in error, that error does not constitute waiver of any confidentiality, privilege or copyright in respect of information in the e-mail or attachments.

Ellery, Jacqueline

From: s47F
Sent: Monday, 15 October 2012 8:45 AM
To: Ellery, Jacqueline
Cc: Sengstock, Elsa
Subject: RE: Social media and the law working group [SEC=UNCLASSIFIED]

UNCLASSIFIED

Hi Jackie

Thank you for confirming that (and also for your promptness). I'll be in touch if we need anything further.

Cheers

s47F

From: Ellery, Jacqueline [mailto:Jacqueline.Ellery@afp.gov.au]
Sent: Friday, 12 October 2012 4:03 PM
To: s47F
Cc: Sengstock, Elsa
Subject: RE: Social media and the law working group [DLM=For-Official-Use-Only] [SEC=UNCLASSIFIED]

UNCLASSIFIED

Hi s47F

I can confirm that:

ASSISTANT COMMISSIONER NEIL GAUGHAN APM
NATIONAL MANAGER HIGH TECH CRIME OPERATIONS

will be available to represent the AFP at the SCLJ WG.

If you require anything further, please let me know.

Regards
Jackie



AFP
AUSTRALIAN FEDERAL POLICE

JACQUELINE ELLERY
LEGISLATION PROGRAM
POLICY & GOVERNANCE
Tel +61(0) 2 61313788 Ext 143788 Fax +61(0) 2 61326082
www.afp.gov.au

UNCLASSIFIED

From: s47F
Sent: Friday, 12 October 2012 2:44 PM
To: Ellery, Jacqueline
Cc: s47F
Subject: FW: Social media and the law working group [DLM=For-Official-Use-Only]

For Official Use Only

Hi Jackie

As discussed, Victoria has requested an AFP member participate in the social media and the law working group, which is being set up as an outcome of SCLJ and will be led by Victoria. We'd be grateful if you could consider this request and advise us so we can meet Victoria's deadline of **COB Monday, 15 October**.

As they outline in their email below, they are looking at more senior level representation where nominees have authority to make decisions (for instance, director level). For reference, AGD's representative will be s47F Assistant Secretary, Justice Policy and Administrative Law Branch. It is expected that most meetings of the working group will take place via teleconference.

I'd be happy to discuss further as needed.

Regards

s47F

s47F

Criminal Law Reform Section
Criminal Law & Law Enforcement Branch
Attorney-General's Department
2 - 4 National Circuit | Barton ACT 2600
T: s47F

W: www.ag.gov.au

From: s47F
Sent: Friday, 12 October 2012 2:28 pm
To:
Cc: s47F
Subject: RE: Social media and the law working group [DLM=For-Official-Use-Only]

For Official Use Only

Thanks s47F Victoria has confirmed that an AFP member is their preference. Can you advise who is best to make contact with the AFP?

Sandra

From: s47F
Sent: Friday, 12 October 2012 2:21 pm
To:
Cc: s47F
Subject: RE: Social media and the law working group [DLM=For-Official-Use-Only]

For Official Use Only

s47F

If Victoria is asking for a law enforcement representative it seems to me that this would be someone from AFP. Grateful if you could clarify.

s47F

From: s47F
Sent: Friday, 12 October 2012 2:12 pm
To:
Cc: s47F
Subject: RE: Social media and the law working group [DLM=For-Official-Use-Only]

For Official Use Only

Hello again,

Victoria has advised that they are seeking two nominees – including one representing law enforcement. I mentioned to Victoria that three divisions would be active in the discussions. s47F response was that they would like to keep membership to two representatives, but that as most of the meetings will be by teleconference, there is no difficulty in other participants sitting in on meetings as required.

s47F I assume you are the appropriate person and, if so, are you both happy to be nominated? And do you all agree?

Grateful for your advice.

s47F

From: s47F
Sent: Friday, 12 October 2012 1:51 pm
To: s47F
Cc: s47F
Subject: RE: Social media and the law working group [DLM=For-Official-Use-Only]

For Official Use Only

Dear s47F

The Commonwealth's nominee for the Social media and the law working group is s47F whose details are as follows:

s47F
Assistant Secretary
Justice Policy and Administrative Law Branch
Access to Justice Division
Australian Attorney-General's Department

s47F

Kind regards,

s47F

s47F
Principal Legal Officer
Strategic Policy and Governance Branch
Australian Attorney General's Department

3-5 National Circuit Barton ACT 2600