

This office will receive a report from NSW Police at the completion of the process but will not contact you again unless we require your assistance.

If you at any stage believe NSW Police is failing to carry out its obligations under the legislation, please advise this office.

Yours sincerely

Kirsteen Banwell

Kirsteen Banwell
Investigation Officer
for the Ombudsman

14 July 2006

I did - multiple times

Nierop, Dirk

From: Kirsteen Banwell [KBanwell@ombo.nsw.gov.au]
Sent: Thursday, 31 August 2006 12:16 PM
To: Nierop, Dirk
Subject: RE: complaint reference c/2006/5002

Hello Mr Nierop,

I can advise that I have received a copy of the taped interview and accompanying letter you sent to this office.

regards,

Kirsteen Banwell

-----Original Message-----

From: Nierop, Dirk [mailto:Dirk.Nierop@...]
Sent: Thursday, 31 August 2006 11:58
To: Kirsteen Banwell
Subject: RE: complaint reference c/2006/5002

Hello again Ms Banwell

I am sorry to bother you further, and I am aware that my tactics in defending myself through this ordeal have been somewhat unorthodox and probably not following proper protocol, but may I ask you if you are in receipt of the taped interview that I had with Inspector Brownlow that I sent to your office?

Sincerely yours

-----Original Message-----

From: Kirsteen Banwell [mailto:KBanwell@ombo.nsw.gov.au]
Sent: Thursday, 31 August 2006 10:37 AM
To: Nierop, Dirk
Subject: complaint reference c/2006/5002

Hello Mr Nierop,

Thank you for your emails and correspondence regarding your complaint about NSW Police.

I refer to our letter, dated 14 July 2006, regarding your complaint and our advice that your matter has been referred back to NSW Police for investigation. I will receive a copy of that investigation report once it has been completed.

As you are aware, NSW Police have the responsibility to inform you about the outcome of the investigation and reasons for any decision. The Ombudsman's office will independently assess the adequacy of the NSW Police investigation once we have received a copy of the report.

In the mean time, I am happy for you to provide any further information that will assist me to assess your matter. However I would appreciate if you could send any further emails to my email address.

If you have any questions please do not hesitate to call me on 02 9286 0965.

regards,

Kirsteen Banwell
Investigation Officer
For the Ombudsman

[REDACTED]

From: Nierop, Dirk
Sent: Tuesday, 6 March 2007 7:52 PM
To: [REDACTED]
Cc: [REDACTED]
Subject: FW: your complaint about NSW Police

[REDACTED]

-----Original Message-----

From: Nierop, Dirk
Sent: [REDACTED] 2007 7:30 PM
Subject: FW: your complaint about NSW Police

FYI

-----Original Message-----

From: Nierop, Dirk
Sent: Monday, 5 March 2007 7:13 PM
To: 'Kirsteen Banwell'
Subject: RE: your complaint about NSW Police

Hello Ms Banwell

Thank you for hearing my complaints, you have been incredibly patient. I will be most interested in reading your report on the inadequacy of the police's investigation, and the whitewashing of said investigation, and your resulting decision, when it is finalised

Sincerely yours

-----Original Message-----

From: Kirsteen Banwell [mailto:KBanwell@ombo.nsw.gov.au]
Sent: Friday, 2 March 2007 4:52 PM
To: Nierop, Dirk
Subject: your complaint about NSW Police

Hello Mr Neirop,

Thank you for your email, received on Saturday 24 February 2007, regarding your complaint about NSW Police. As you are aware, this office has now received the investigation report from NSW Police. I will be in a position to review and assess the adequacy of the police investigation of your complaint in the near future. I will provide you with advice, in writing, of our decision.

I have read all of the information you have provided this office and will use that information to inform my decision. I have also noted the concerns you have raised regarding the adequacy of the police investigation.

regards,

Kirsteen Banwell
Investigation Officer
For the Ombudsman
9286 0965

Attention:

The information in this e-mail and any attachments is confidential.
The information may be legally privileged.
The information is intended for the recipient identified in the e-mail only.

If you are not an intended recipient of this e-mail, please contact the Ombudsman immediately that you received this e-mail, either by return e-mail or by telephone on 02 9286 1000.

Nierop, Dirk

From: Kirsteen Banwell [KBanwell@ombo.nsw.gov.au]
Sent: Friday, 1 December 2006 4:45 PM
To: Nierop, Dirk
Subject: your complaint ref C/2006/5002

Hello Mr Nierop,

Thank you for your email, dated 21 November 2006. I apologise for the delay in responding.

I note your concerns about the adequacy of the NSW Police investigation into your complaint and about the length of time taken to complete the investigation. I also note that you have spoken directly with the investigator, Inspector Bell, about those matters.

paper tiger - no teeth.

As you are aware, this office will be provided with a copy of the investigation report once it has been completed. This office will then independently assess the adequacy of the NSW Police investigation of your complaint. I understand from your email that the report is expected to be completed in the near future.

I had to inform her it was finished.

Also as previously stated, I am happy to accept further information that will assist in my assessment of your matter.

If you have any questions about this process, please do not hesitate to contact me on 9286 0965.

regards

Kirsteen Banwell
Investigation Officer
For the Ombudsman

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Our reference C/2006/5002
Inquiries Kirsteen Banwell 9286 0965



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Mr Dirk Neirop


Dear Mr Neirop

Your complaint about the NSW Police Force

I refer to your complaint about the investigation by the NSW Police Force into the alleged assault on Mr Shane Bullock by you, on 9 April 2006. I received a copy of the police investigation into your complaint on 22 January 2007.

I have carefully reviewed the investigation report and all the supporting documents provided by police, together with your letter of complaint. I have also reviewed the additional information you have provided this office. Having regard to all the available information, including advice about the outcome of the court proceedings, I am satisfied with the investigation findings and I regret to advise you that this office proposes to take no further action in relation to your complaint.

In your most recent email, dated 24 February 2007, you raised some specific outstanding concerns about this matter, which I have addressed below. With regard to many of the issues that you have raised, I am of the view that you have also had an opportunity to raise those concerns at court.

With regard to your concerns about the timeliness of the investigation, the NSW Police Force have advised that the delays were caused when the original investigating officer went on leave and the matter was reallocated to another officer for completion. While I note your concerns, I consider the reasons provided by police are reasonable in the circumstances and I do not intend to raise this issue further with police.

I also understand that you raised an issue about the improper disclosure of information by police officers about an injury to your penis that has not been addressed in the investigation. However, the investigation report indicates that you met with the investigating officer on 19 October 2006 and discussed your individual complaint issues. I understand that you agreed there was no requirement for police to investigate that particular issue. In any event, I consider there is little utility in pursuing this issue further as it appears unlikely that further inquiries will achieve a positive outcome for you. I therefore do not consider any further action is required in respect to that aspect of your complaint

I note your concerns about the criminal investigation and appreciate you may be disappointed with my decision, however I consider the NSW Police Force have adequately investigated your complaint and I do not propose to take any further action in regards to this matter.

Yours sincerely

Kirsten Banwell

Kirsteen Banwell
Investigation Officer
For the Ombudsman
12 April 2007

You are about
to be overruled
by your boss -

see "Swan"
~~the~~ "Barbar"
and

Your reference-C/2006/5002

Dear Ms Banwell

Re. my complaint of your handling of my complaints about the NSW Police Force

Firstly, and most importantly, you state in paragraph 3 that you held the view that I had the opportunity to raise my concerns in court. This clearly shows your naivety in court proceedings and your blatant lack of research into my complaints. If you had bothered to read the transcript, as you clearly should have if you were serious about investigating my complaints, then you would have noted that the Judge specifically, and in some detail, instructed my legal team, in a closed court, that he did not want a "trial with a trial". He did not want the police questioned at all. He only wanted to hear from people who were there. And they were the people whom the corrupt police cherry picked. And they are the police you have let off, without having to be held to account, like I was. He indicated that there were other avenues for these complaints. And that Mamm, is you. I doubt that you are aware that Detective Hennessy was as close as you can get to going to jail for attempting to pervert the course of justice. The Judge carefully considered whether or not to refer the matter to the supreme court. It was only after the only independent witness (besides the CCTV), testified that he would still give evidence, even though he felt uncomfortable and pressured after Detective Hennessy continually drove him to court and back with comment such as "why are you the only person protecting this thug" and "we have CCTV evidence of Dirk coming in over the top and banging Shane's head down the steps". She also suggested to this independent witness that he "must have been paid".

I find it absurd and demeaning that most of your letter is taken up with my easily proven complaint that police spread news of a personal injury, information given to police while in a severe state of shock, while neglecting the far more serious and ominous complaints that I raised. You have failed to address any of the following issues, instead, for some strange reason, you have concentrated on my penis

- 1)-the refusal of investigating police on the night of the incident, or before my arrest, to take a statement from the barman-(who came to my rescue and was being attacked by Shane Bullock when I came to his aid)
- 2)-the refusal of the investigating police to take a statement from myself on the night of the incident, or before my arrest
- 3)-the refusal of investigating police to question any of the other 5 Security Officers before my arrest (who all saw the unprovoked attack on myself by Shane Bullock)
- 4)-the refusal to arrest Shane Bullock for assaulting me- (due to police connections to the Narrabeen Sharks which was established in court)
- 5)-the placing of an add the week between the incident and my arrest stating that police were looking for witnesses to "an assault on a patron", not an "assault" or "an assault on a security guard". Therefore anyone seeing the assault on myself would think the police were referring to another assault and not come forward. (the assault on myself occurred upstairs while the assault on the barman happened downstairs)
The police were fully aware that I had been assaulted, I told an inspector and 2 uniform female officers, and the barman told a female and male officer that I had been assaulted (again, all there in the transcript)
- 6)-the police raiding the hotel on the Sunday after the incident scaring staff by telling them that Shane could die and I would be facing manslaughter charges, at the same

time Shane was drinking beer at the football (he and his wife admitted that on the stand)-what incompetence

7)-that the police severely over charged me with several pre-meditated offences when I was in a heavily outnumbered in a brawl with anti-terrorist commandos and A grade footballers-(all crown witnesses agreed there was a group of 20 fit, powerful men who had been drinking since 11.30 am-(incident happened at 1.30am next day)

8)-the concocting of the most outrageous antecedent where police allege a large proportion of the hotels patrons had come forward. They neglected to say that they were restricted to the very men I was fighting, with the exception of the cellarman (who was doing his first ever Saturday night shift), who only saw patrons throwing punches, and an off duty police officer from Campsie who was lured to D.Y. police station on a transfer and made a statement nearly a month after the incident and then tried to make a false document for her boyfriend. (evidence all there in the transcript of the court proceedings).

8)-that I was forced to risk the life of the only independent witness, who came forward out of disgust of the charges after seeing the commando savagely attack me. He has a serious neck injury, drinks in the same hotels as the Sharks/Commandos, and has been advised by his doctor that one blow to the head could kill him. After my barrister gave him the option of becoming a police witness, his harassment began

9)-that the police twice illegally confiscated my security licence, the second time 2 days before Christmas, knowing that I would not have enough time to again have them over ruled by a Magistrate from the Attorney Generals Department

10)-that to this day, I am still not allowed to work in licenced premises in any capacity, including barman or glassy

11)-that the police did not request a blood test-even though the ambulance officers advised the police that Shane's eyes were dilated-obvious meth-amphetamine abuse

12)-that the police forced me to walk back to my point of arrest after holding me for the maximum 4 hours, when I was in agony and could hardly walk, knowing I had no money on me or in my car. They would not even lend me bus fare. I limped with a boot full of blood for 4 hours

13)-that on the night of my arrest-Detective Mooney states, and this is in the brief to the Crown, that when I told her there are witnesses in my phone and I had a medical certificate outlining the damage that Shane had caused my jaw with a king hit, she states "you are going to be charged anyway and if there are any witnesses, we will sort them out later". What happened to impartiality? What happened to exhausting all avenues?

14)-how many other people are in jail because of these corrupt officials and their tactics? How many are forced to plead guilty to a lower charge because they can't take the risk of going to jail

15)-lack of impartiality

16)-abuse of power

17)-extreme prejudice

18)-spreading personal information

So, you have dwelt on number 18 on my list of complaints, and completely ignored the other 17

Not good enough, I believe I deserve something a little more comprehensive

Dirk Nierop