

BETWEEN:

THE QUEEN  
Appellant

and

GW  
Respondent



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### APPELLANT'S CHRONOLOGY

**Part I:**

I certify that this chronology is in a form suitable for publication on the internet.

20 **Part II:**

Date	Event	AB reference
2007 - 2012	The respondent commences a relationship with M in 2007. The children R and H are born of the relationship. During the relationship M continues to live in China with the children and the respondent lives in Australia. The respondent visits M and the children in China on a number of occasions.	
March 2007	R (complainant) born.	
December 2008	H (sister of R) born.	
March 2012	M, R and H move to Canberra and begin living with the respondent.	
29 March 2012 – 2 April 2012	The respondent allegedly commits acts of indecency upon R and H. These become counts 1 to 6 on the indictment filed on 29 May 2013.	
13 September 2012	Police conduct an evidence-in-chief interview with R.	
13 September 2012	The respondent is arrested in relation to alleged offences against R.	
14 September 2012	The respondent appears in the ACT Magistrates Court in relation to alleged offences against R and H and charged. The matter is adjourned until 5 October 2012.	
2 May 2013	The ACT Magistrates Court commits the respondent to the ACT Supreme Court for trial.	

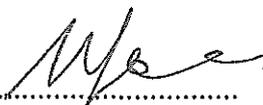
29 May 2013	The indictment and case statement are filed by the appellant in the ACT Supreme Court.	
6 August 2013	Burns J presides at the pre-trial hearing of R's evidence. His Honour rules that R will give unsworn evidence and R's evidence is taken (and recorded).	
29 November 2013	Murrell CJ presides at a call over to set a trial date. At the call over the parties agree to be bound by Burns J's pre-trial ruling.  The trial is listed on 17 March 2014.	
21 March 2014	The trial (by jury) commences before Penfold J. The trial continues on 24, 25, 26, 27, 28 and 31 March 2014 and 1, 3, 4 and 7 April 2014.  24 March 2014: The respondent challenges Burns J's pre-trial ruling. Penfold J allows R's unsworn evidence to be admitted at the trial and later delivers written reasons: <i>The Queen v GJ (No 1)</i> [2014] ACTSC 108.	
7 April 2014	Jury verdict delivered. The respondent is found guilty on count 3, not guilty on counts 5 and 6 and the jury was not able to reach a verdict on counts 1, 2 and 4. The matter is adjourned for sentence.	
5 May 2014	The respondent files a notice of appeal to the Court of Appeal.	
12 June 2014	The respondent files an amended notice of appeal to the Court of Appeal.	
14 July 2014	The respondent is sentenced by Penfold J on count 3 to two years imprisonment, to be served as three months periodic detention commencing on 18 July 2014 with the remainder suspended upon entering a good behavior order for two years.	
23 July 2014	Refshauge J grants an application by the respondent to stay the sentence imposed by Penfold J pending his appeal to the Court of Appeal.	
27 August 2014	The respondent files a further amended notice of appeal to the Court of Appeal.	
5 November 2014	The respondent's appeal is heard by the Court of Appeal. The Court reserves its decision.	
24 April 2015	The Court of Appeal hands down its decision. The Court upholds the respondent's appeal on two grounds and orders a retrial on count 3: <i>GW v The Queen</i> [2015] ACTCA 15	

14 May 2015	The appellant files an application for special leave to appeal the Court of Appeal's decision. The application is later granted a hearing date on 16 October 2015.	
16 October 2015	Bell and Gageler JJ grant special leave to appeal. Later a hearing date of 10 December 2015 is set.	
27 October 2015	The appellant files the notice of appeal.	

Dated: 4 November 2015



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Jon White SC  
Director of Public Prosecutions (ACT)



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Margaret Jones  
Deputy Director of Public Prosecutions  
(ACT)