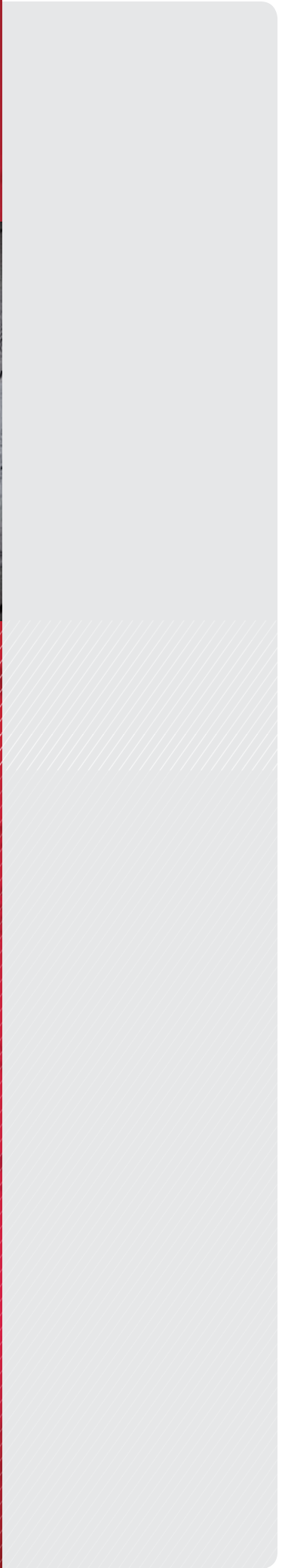




ENDNOTES



## INTRODUCTION

### OVERVIEW OF 7 FEBRUARY 2009

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- 1 Exhibit 22 – Statement of M Williams (WIT.013.001.0002) [18]
- 2 Exhibit 22 – Statement of M Williams, Annexure 1 (WIT.013.001.0012) at 0033
- 3 M Williams T721:8–T721:10
- 4 Exhibit 22 – Statement of M Williams (WIT.013.001.0002) [24]–[25]
- 5 Exhibit 22 – Statement of M Williams (WIT.013.001.0002) [29]
- 6 Exhibit 22 – Statement of M Williams, Annexure 1 (WIT.013.001.0012) at 0038
- 7 Tolhurst T992:12–T992:16
- 8 Exhibit 32 – Statement of Tolhurst, Expert Report (EXP.003.001.0017) at 0026
- 9 Exhibit 3 – Statement of Rees, Annexure 21 (WIT.004.001.0479) at 0479
- 10 Teague – Chairperson’s Opening Remarks, Directions Hearing 20 April 2009
- 11 Williamson T4441:27–T4442:6; Lawrence T1600:15–T1600:19
- 12 McGahy T2252:14–T2252:23
- 13 Exhibit 32 – Statement of Tolhurst, Expert Report (EXP.003.001.0017) at 0029
- 14 D O’Halloran T3695:13–T3695:14
- 15 Tolhurst T996:25–T996:26
- 16 Exhibit 139 – Report of Victorian Bushfire Reconstruction and Recovery Authority, 100 Day Report (TEN.046.001.0001)

### COMMISSION PROCESS

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- 17 Ferguson v Cole (2002) 121 FCR 402 [18]
- 18 Dixon v Canada (Commission of Inquiry into the Deployment of Canadian Forces in Somalia – Letourneau Commission) (1997) 149 DLR (4th) 269 at [14], per Marceau J (Federal Court of Appeal)
- 19 R v War Pension Entitlement Appeals Tribunal; Ex Parte Bott (1933) 50 CLR 228, 256 (Evatt J)

### THE INTERIM REPORT

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- 20 Appendix 2 presents a schedule and list of witnesses in the first round of public hearings.
- 21 Exhibit 81 – Report of the Royal Commission into the Bushfires of January 1939 (TEN.028.001.0001) at 0005
- 22 Exhibit 3 – Statement of Rees (WIT.004.001.0001) [21]

## 1 THE FEBRUARY 2009 FIRES

### INTRODUCTION

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- 1 The DSE fire information management system

### THE WEATHER

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- 2 M Williams T720:12–T720:14
- 3 Exhibit 22 – Statement of M Williams (WIT.013.001.0002) [19], [29]
- 4 M Williams T721:1–T721:8
- 5 Exhibit 22 – Statement of M Williams (WIT.013.001.0002) [18]
- 6 Exhibit 22 – Statement of M Williams, Annexure 1 (WIT.013.001.0012) at 0028
- 7 Exhibit 22 – Statement of M Williams, Annexure 1 (WIT.013.001.0012) at 0032 and 0034
- 8 Exhibit 22 – Statement of M Williams, Annexure 1 (WIT.013.001.0012) at 0033
- 9 Exhibit 126 – Bushfire CRC Interim Report (CRC.300.001.0001\_R) at 0024
- 10 Exhibit 22 – Statement of M Williams, Annexure 1 (WIT.013.001.0012) at 0030
- 11 Exhibit 22 – Statement of M Williams, Annexure 1 (WIT.013.001.0012) at 0030
- 12 M Williams T720:17–T720:24
- 13 Exhibit 22 – Statement of M Williams (WIT.013.001.0002) [21]
- 14 Exhibit 22 – Statement of M Williams (WIT.013.001.0002) [22]
- 15 M Williams T724:9–T724:11; Dipole activity refers to opposites in weather conditions similar to opposite magnetic or electrical charges.
- 16 Exhibit 22 – Statement of M Williams (WIT.013.001.0002) [24]–[25]
- 17 M Williams T723:24–T723:26
- 18 Exhibit 22 – Statement of M Williams (WIT.013.001.0002) [25]
- 19 M Williams T724:22–T724:24

- 20 Exhibit 22 – Statement of M Williams, Annexure 1 (WIT.013.001.0012) at 0042
- 21 Exhibit 22 – Statement of M Williams, Annexure 1 (WIT.013.001.0012) at 0042
- 22 Exhibit 22 – Statement of M Williams (WIT.013.001.0002) [27]
- 23 Exhibit 22 – Statement of M Williams (WIT.013.001.0002) [28]
- 24 Exhibit 22 – Statement of M Williams (WIT.013.001.0002) [30]
- 25 Exhibit 22 – Statement of M Williams (WIT.013.001.0002) [30]
- 26 Exhibit 22 – Statement of M Williams (WIT.013.001.0002) [29]
- 27 Exhibit 22 – Statement of M Williams (WIT.013.001.0002) [30]–[31]
- 28 Exhibit 22 – Statement of M Williams (WIT.013.001.0002) [32]
- 29 Exhibit 22 – Statement of M Williams (WIT.013.001.0002) [33]
- 30 Exhibit 22 – Statement of M Williams (WIT.013.001.0002) [33]; M Williams T732:29–T732:30
- 31 Exhibit 22 – Statement of M Williams, Annexure 1 (WIT.013.001.0012) at 0043
- 32 Exhibit 22 – Statement of M Williams, Annexure 1 (WIT.013.001.0012) at 0043
- 33 Exhibit 3 – Statement of Rees (WIT.004.001.0001)
- 34 Exhibit 3 – Statement of Rees (WIT.004.001.0001) [234.3]
- 35 Exhibit 32 – Tolhurst Report (EXP.003.001.0017) at 0022
- 36 Rees T52:11–T52:23
- 37 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [68]
- 38 Rees T58:14–T58:28
- 39 Exhibit 3 – Statement of Rees (WIT.004.001.0001) at 0053
- 40 Exhibit 22 – Statement of M Williams (WIT.013.001.0002) [34]
- 41 Exhibit 22 – Statement of M Williams (WIT.013.001.0002) [35]–[37]
- 42 Tolhurst T1760:28–T1761:8
- 43 Tolhurst T1761:19–T1761:22; Exhibit 22 – Statement of M Williams (WIT.013.001.0002) [35]–[37]
- 44 Exhibit 126 – Bushfire CRC Interim Report (CRC.300.001.0001\_R) at 0067
- 45 Exhibit 22 – Statement of M Williams, Attachment 2 (WIT.013.002.0001) at 0068
- 46 Exhibit 22 – Statement of M Williams (WIT.013.001.0002) [13]
- 47 Exhibit 22 – Statement of M Williams (WIT.013.001.0002) [43]
- 48 Exhibit 3 – Statement of Rees (WIT.004.001.0001) at 0067

## FIRE BEHAVIOUR

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- 49 Rees T2574:11–T2574:13
- 50 Tolhurst T1762:11–T1762:16
- 51 Tolhurst T1762:17–T1762:28
- 52 McGahy T2239:25–T2239:26; McGahy T2244:2–T2244:12
- 53 Tolhurst T1763:23–T1764:8
- 54 Willans T3030:14–T3030:15; Rees T85:31–T86:6
- 55 Rees T67:11–T67:19
- 56 Williamson T4457:21–T4457:26
- 57 Willans T3030:21–T3030:23; Tolhurst T1026:3–T1026:29; Exhibit 32 – Tolhurst Expert Report (EXP.003.001.0017) at 0027
- 58 Willans T3032:19–T3032:31
- 59 Exhibit 126 – Bushfire CRC Interim Report (CRC.300.001.0001\_R) at 0067
- 60 Willans T3030:14–T3030:28
- 61 McCormack T4102:2–T4102:5
- 62 Tolhurst T1765:20–T1765:22
- 63 Esplin T374:25–T374:27; Rees T2402:23–T2402:25
- 64 Exhibit 25 – Hendrie Tender (EXH.025.0001)
- 65 Exhibit 25 – Hendrie Tender (EXH.025.0001)
- 66 Tolhurst T1030:14–T1030:24
- 67 Tolhurst T1030:25–T1031:2
- 68 Tolhurst T1031:2–T1031:9
- 69 Exhibit 6 – Statement of Waller (WIT.002.002.0001) at 0017
- 70 Tolhurst T1032:1–T1032:12; Waller T105:1–T105:11
- 71 Rees T81:27–T82:13

## FIRES EXAMINED

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- 72 Rees T2626:15–T2626:22; T2627:10
- 73 Rees T2568:29–T2569:6
- 74 Rees T2627:29–T2627:31
- 75 Stayner T1805:1–T1805:6
- 76 Exhibit 3 – Statement of Rees (WIT.004.001.0001) [21]
- 77 Rees T2628:5–T2628:28
- 78 Exhibit 6 – Statement of Waller (WIT.002.002.0001) [298]
- 79 Figure derived from Exhibit 6 – Statement of Waller (WIT.002.002.0001) and Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001)
- 80 Griffiths T824:6–T824:11
- 81 See for example Murphy T1281:26–T1281:28; Esplin T205:25–T205:29

## FIRE ACTIVITY PRIOR TO 7 FEBRUARY

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- 82 Exhibit 6 – Statement of Waller (WIT.002.002.0001) [255]
- 83 Exhibit 6 – Statement of Waller (WIT.002.002.0001) [256]
- 84 Exhibit 6 – Statement of Waller (WIT.002.002.0001) [257]
- 85 Exhibit 6 – Statement of Waller (WIT.002.002.0001) [265]
- 86 Exhibit 6 – Statement of Waller (WIT.002.002.0001) [264]
- 87 Exhibit 6 – Statement of Waller (WIT.002.002.0001) [266]
- 88 Exhibit 126 – Bushfire CRC Interim Report (CRC.300.001.0001\_R) at 0048
- 89 Exhibit 6 – Statement of Waller (WIT.002.002.0001) [269]
- 90 Exhibit 6 – Statement of Waller (WIT.002.002.0001) [271]; Mineral earth control lines refers to areas where combustible fuel is removed either by hand or machinery.
- 91 Exhibit 6 – Statement of Waller (WIT.002.002.0001) [281]
- 92 Exhibit 6 – Statement of Waller (WIT.002.002.0001) [281]
- 93 To reduce a fire's rate of spread, aerial bombers lay a retardant mix on vegetation ahead of or adjacent to the fire.
- 94 Exhibit 6 – Statement of Waller (WIT.002.002.0001) [281]
- 95 Exhibit 3 – Statement of Rees (WIT.004.001.0001) [340]

## BUNYIP

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- 96 Exhibit 6 – Statement of Waller, Attachment 46 (WIT.002.001.0895) at 0895
- 97 Exhibit 6 – Statement of Waller (WIT.002.002.0001) at 0091
- 98 Rees T2666:18–T2666:26; Exhibit 3 – Statement of Rees (WIT.004.001.0001) at 0094
- 99 Exhibit 3 – Statement of Rees (WIT.004.001.0001) at 0094; Exhibit 11 – Statement of Esplin, Attachment 1 (WIT.005.001.0049) at 0057
- 100 Exhibit 6 – Statement of Waller (WIT.002.002.0001) at 0091
- 101 Exhibit 6 – Statement of Waller (WIT.002.002.0001) at 0091
- 102 Exhibit 3 – Statement of Rees (WIT.004.001.0001) [385]; Rees T2570:12–T2570:15; Exhibit 6 – Statement of Waller (WIT.002.002.0001) [321]
- 103 Exhibit 126 – Bushfire CRC Interim Report (CRC.300.001.0001\_R) at 0390
- 104 Exhibit 6 – Statement of Waller (WIT.002.002.0001) [320]
- 105 Exhibit 126 – Bushfire CRC Interim Report (CRC.300.001.0001\_R) at 0010
- 106 Exhibit 6 – Statement of Waller (WIT.002.002.0001) [322]
- 107 Willans T3021:24–T3021:28
- 108 Exhibit 126 – Bushfire CRC Interim Report (CRC.300.001.0001\_R) at 0010
- 109 Exhibit 6 – Statement of Waller (WIT.002.002.0001) [328]
- 110 Exhibit 6 – Statement of Waller (WIT.002.002.0001) [330]
- 111 Exhibit 6 – Statement of Waller (WIT.002.002.0001) at 0091
- 112 Exhibit 6 – Statement of Waller (WIT.002.002.0001) [326]
- 113 Exhibit 6 – Statement of Waller (WIT.002.002.0001) [323]
- 114 Exhibit 6 – Statement of Waller (WIT.002.002.0001) [323]; Exhibit 3 – Statement of Rees, Attachment 31 (WIT.004.001.0509) at 0525–0526

## DELBURN

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- 115 Exhibit 11 – Statement of Esplin, Attachment 1 (WIT.005.001.0049) at 0093
- 116 Exhibit 11 – Statement of Esplin, Attachment 1 (WIT.005.001.0049) at 0056 [see Community Cluster H]
- 117 Exhibit 11 – Statement of Esplin, Attachment 1 (WIT.005.001.0049) at 0056 [see Community Cluster H]
- 118 Exhibit 28 – Statement of Sigmund (WIT.020.001.0001) [7]

- 119 Exhibit 28 – Statement of Sigmund (WIT.020.001.0001) [9], [12], [20]
- 120 Exhibit 28 – Statement of Sigmund (WIT.020.001.0001) [10], [14]
- 121 Exhibit 28 – Statement of Sigmund (WIT.020.001.0001) [22]
- 122 Sigmund T898:8–T898:21
- 123 Sigmund T899:10–T899:14
- 124 Sigmund T913:11–T913:22
- 125 Sigmund T900:6–T900:15
- 126 Exhibit 28 – Statement of Sigmund (WIT.020.001.0001) [24]–[25]
- 127 Exhibit 28 – Statement of Sigmund (WIT.020.001.0001) [35]–[36]
- 128 Exhibit 28 – Statement of Sigmund (WIT.020.001.0001) [38]
- 129 Exhibit 6 – Statement of Waller (WIT.002.002.0001) [265]
- 130 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [76]

## FIRE ACTIVITY ON 7 FEBRUARY

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- 131 Waller T135:29–T136:2
- 132 Exhibit 28 – Statement of Sigmund (WIT.020.001.0001) [9], [12], [20]
- 133 Rees T68:22; T69:9–T69:10
- 134 Rees T56:4
- 135 Rees T45:27–T46:10
- 136 Rees T63:4–T63:9
- 137 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [77]
- 138 Exhibit 6 – Statement of Waller (WIT.002.002.0001) at 0094
- 139 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [102]
- 140 Esplin T364:7–T364:8
- 141 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [113]
- 142 Exhibit 6 – Statement of Waller (WIT.002.002.0001) [359]
- 143 Exhibit 126 – Bushfire CRC Interim Report (CRC.300.001.0001\_R) at 0132
- 144 Exhibit 11 – Statement of Esplin, Attachment 1 (WIT.005.001.0049) at 0054–0057, 0109, 0113–0122

## KILMORE EAST

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- 145 Exhibit 3 – Statement of Rees (WIT.004.001.0001) at 0097
- 146 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) at 0006
- 147 Exhibit 126 – Bushfire CRC Interim Report (CRC.300.001.0001\_R) at 0132
- 148 Exhibit 126 – Bushfire CRC Interim Report (CRC.300.001.0001\_R) at 0132
- 149 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [27]
- 150 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [36]
- 151 Rees T2569:30–T2570:3
- 152 Rees T2570:15–T2570:19
- 153 Murphy T1281:26–T1281:27
- 154 Exhibit 126 – Bushfire CRC Interim Report (CRC.300.001.0001\_R) at 0394
- 155 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [14]
- 156 Keating T3224:3–T3224:15
- 157 Exhibit 3 – Statement of Rees (WIT.004.001.0001) at 0096; Barca T3465:4–T3465:25
- 158 Rees T89:15–T89:22
- 159 Murphy T1262:20–T1262:24
- 160 Murphy T1267:29–T1267:31; Kreitzheim T1284:25–T1284:31
- 161 Exhibit 107 – Statement of Barca (WIT.3026.001.0001) [51], [71]
- 162 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [35]
- 163 Exhibit 132 – Statement of Williamson (WIT.3004.009.0029) [6], [8]; Williamson T4428:8–T4428:10
- 164 Rees T2670:22–T2670:24
- 165 Murphy T1260:14–T1260:23; Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [15]
- 166 Murphy T1261:19–T1261:23
- 167 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [15]
- 168 Murphy T1279:9–T1279:11
- 169 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [16]

- 170 Murphy T1277:1–T1277:15
- 171 Tolhurst T1736:15–T1736:30; Rees T71:9–T72:16
- 172 Rees T75:1–T75:11; Murphy T1268:8–T1268:12; Krelttszheim T1305:6–T1305:9
- 173 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [16]
- 174 Rees T2671:4–T2671:13
- 175 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [17]
- 176 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [17]
- 177 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [17]
- 178 Exhibit 126 – Bushfire CRC Interim Report (CRC.300.001.0001\_R) at 0011
- 179 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [37]
- 180 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [37]
- 181 Keating T3226:14–T3226:17
- 182 Keating T3229:23–T3229:25
- 183 Exhibit 98 – Statement of Keating (VPO.001.002.0237\_R) at 0241
- 184 Rees T2674:5–T2674:8
- 185 Rees T2674:14–T2674:15
- 186 Keating T3231:7–T3231:21
- 187 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [19]
- 188 Rees T2675:18–T2675:19
- 189 Strike teams may be sent significant distances away from their home locations.
- 190 McGahy T2245:5–T2245:10
- 191 McGahy T2245:10–T2245:11
- 192 McGahy T2246:21–T2246:24
- 193 McGahy T2248:26–T2248:29
- 194 McGahy T2251:19–T2251:26
- 195 McGahy T2253:2
- 196 McGahy T2253:6–T2253:9
- 197 Exhibit 126 – Bushfire CRC Interim Report (CRC.300.001.0001\_R) at 0011
- 198 Exhibit 73 – Statement of McCulloch (WIT.043.001.0001\_R) [16], [17]
- 199 Exhibit 25 – Statement of Hendrie (WIT.027.001.0007) at 0017
- 200 Exhibit 73 – Statement of McCulloch (WIT.043.001.0001\_R) [22]
- 201 Exhibit 73 – Statement of McCulloch (WIT.043.001.0001\_R) [50]
- 202 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [20]
- 203 Rees T81:10–T81:11; Rees T86:11–T86:12
- 204 Keating T3246:4–T3246:8
- 205 McCormack T4099:6–T4099:8
- 206 Exhibit 97 – Statement of O’Neill (WIT.047.001.0001\_R) [22], [24], [26]
- 207 Munns T1369:18–T1369:21
- 208 Keating T3237:23–T3238:15
- 209 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [21]
- 210 Cooper T3261:27
- 211 Cooper T3261:19
- 212 Exhibit 73 – Statement of McCulloch (WIT.043.001.0001\_R) [20]
- 213 Exhibit 3 – Statement of Rees (WIT.004.001.0001) [354]; Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [21]–[22]; Rees T86:30–T86:31
- 214 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [21]–[22]
- 215 Exhibit 114 – Statement of D O’Halloran (WIT.058.001.0001\_R) [32]
- 216 Exhibit 43 – Statement of Glassford (WIT.028.001.0001\_R) [16]
- 217 Exhibit 121 – Statement of Ward (WIT.052.001.0001\_R) [21]
- 218 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [24]
- 219 Rees T78:29
- 220 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [25]–[26]
- 221 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [27]
- 222 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [28]
- 223 Rees T92:12–T92:13

- 224 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [30]
- 225 Rees T2672:1
- 226 Rees T93:1–T93:8
- 227 Munns T1366:30–T1367:5
- 228 Kreltszheim T1294:1–T1294:6
- 229 Munns T1358:20–T1358:31
- 230 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [31]
- 231 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [32]
- 232 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [33]
- 233 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [34]

## HORSHAM

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- 234 Exhibit 3 – Statement of Rees (WIT.004.001.0001) at 0099
- 235 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [52]
- 236 Exhibit 3 – Statement of Rees (WIT.004.001.0001) at 0098
- 237 Exhibit 3 – Statement of Rees (WIT.004.001.0001) at 0098
- 238 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [49]
- 239 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [52]
- 240 Exhibit 126 – Bushfire CRC Interim Report (CRC.300.001.0001\_R) at 0401
- 241 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [41]; Rees T56:1–T56:3
- 242 Barca T3465:4–T3465:25; Exhibit 3 – Statement of Rees (WIT.004.001.0001) at 0098
- 243 Rees T62:13
- 244 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [40]
- 245 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [42]
- 246 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [43]
- 247 Rees T58:3–T58:13
- 248 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [45]
- 249 Rees T58:14–T58:19
- 250 Rees T59:12–T59:14
- 251 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [47], [48]
- 252 Rees T58:29
- 253 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [49]
- 254 Rees T61:22–T61:24
- 255 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [50], [51]

## COLERAINE

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- 256 Exhibit 3 – Statement of Rees (WIT.004.001.0001) at 0101
- 257 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [64]
- 258 Exhibit 3 – Statement of Rees (WIT.004.001.0001) at 0100
- 259 Exhibit 3 – Statement of Rees (WIT.004.001.0001) at 0120
- 260 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [60]
- 261 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [64]
- 262 Rees T46:4–T46:12
- 263 Exhibit 3 – Statement of Rees (WIT.004.001.0001) at 0100; Rees T52:24–T52:25; Barca T3465:4–T3465:25
- 264 Rees T52:24–T52:30
- 265 Rees T46:28–T47:4
- 266 Rees T47:1–T47:3
- 267 Rees T47:15–T47:16
- 268 Rees T47:18
- 269 Rees T48:12; Rees T50:8–T50:9
- 270 Rees T52:11–T52:17
- 271 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [59]
- 272 Rees T53:12; Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [60]
- 273 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [61], [63]

## POMBORNEIT–WEERITE

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- 274 Exhibit 3 – Statement of Rees (WIT.004.001.0001) at 0103
- 275 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [75]
- 276 Exhibit 3 – Statement of Rees (WIT.004.001.0001) at 0102
- 277 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [72]
- 278 Exhibit 3 – Statement of Rees (WIT.004.001.0001) at 0102
- 279 Rees T63:4–T63:9
- 280 Barca T3465:4–T3465:25; Exhibit 3 – Statement of Rees (WIT.004.001.0001) at 0102
- 281 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [75]
- 282 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [65], [67]
- 283 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [66]
- 284 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [69]
- 285 Rees T64:27–T64:29
- 286 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [70]
- 287 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [72]
- 288 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [73]
- 289 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [74]

## CHURCHILL

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- 290 Exhibit 3 – Statement of Rees (WIT.004.001.0001) at 0105
- 291 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) at 0014
- 292 Exhibit 3 – Statement of Rees (WIT.004.001.0001) at 0104
- 293 Exhibit 3 – Statement of Rees (WIT.004.001.0001) at 0104
- 294 Exhibit 3 – Statement of Rees (WIT.004.001.0001) at 0104
- 295 Exhibit 3 – Statement of Rees (WIT.004.001.0001) at 0104
- 296 Exhibit 126 – Bushfire CRC Interim Report (CRC.300.001.0001\_R) at 0388
- 297 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [77]; Exhibit 126 – Bushfire CRC Interim Report (CRC.300.001.0001\_R) at 0011–0012
- 298 Barca T3465:4–T3465:25; Exhibit 3 – Statement of Rees (WIT.004.001.0001) at 0104
- 299 Exhibit 3 – Statement of Rees (WIT.004.001.0001) at 0104
- 300 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [76]
- 301 Rees T2663:17–T2663:20
- 302 Rees T146:3; Rees – Exhibit 4 (WIT.004.002.0001) [82]
- 303 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [80]
- 304 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [83]
- 305 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [84]
- 306 Rees T2663:27–T2663:29; Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [85]–[88]
- 307 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [86]
- 308 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [87]
- 309 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [88]
- 310 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [89]
- 311 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [90]
- 312 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [99]
- 313 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [100]
- 314 Rees T2665:17–T2665:22
- 315 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [91]
- 316 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [92]
- 317 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [93]
- 318 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [94]
- 319 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [96]
- 320 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [97]

## MURRINDINDI

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- 321 Exhibit 6 – Statement of Waller, Attachment 46 (WIT.002.001.0895) at 0896
- 322 Exhibit 6 – Statement of Waller (WIT.002.002.0001) at 0094
- 323 Exhibit 3 – Statement of Rees (WIT.004.001.0001) at 0096; Exhibit 49 – Statement of P O'Halloran, Attachment 1 (WIT.3010.001.0007)
- 324 Exhibit 6 – Statement of Waller (WIT.002.002.0001) [341]; Exhibit 3 – Statement of Rees (WIT.004.001.0001) [438]
- 325 Exhibit 3 – Statement of Rees (WIT.004.001.0001) at 0096
- 326 Exhibit 6 – Statement of Waller (WIT.002.002.0001) at 0093
- 327 Exhibit 6 – Statement of Waller (WIT.002.002.0001) at 0094
- 328 Exhibit 126 – Bushfire CRC Interim Report (CRC.300.001.0001\_R) at 0397
- 329 Exhibit 6 – Statement of Waller (WIT.002.002.0001) [332]; Exhibit 130 – Statement of Waller (WIT.3024.001.0073) [41]
- 330 Exhibit 6 – Statement of Waller (WIT.002.002.0001) [332]
- 331 Exhibit 130 – Statement of Waller (WIT.3024.001.0073) [43]; Barca T3465:4–T3465:25
- 332 Exhibit 6 – Statement of Waller (WIT.002.002.0001) at 0094
- 333 Exhibit 6 – Statement of Waller (WIT.002.002.0001) [333]
- 334 Waller T127:24–T127:30
- 335 Exhibit 130 – Statement of Waller (WIT.3024.001.0073) [44]
- 336 Exhibit 130 – Statement of Waller (WIT.3024.001.0072) [37]; Exhibit 6 – Statement of Waller (WIT.002.002.0001) [334]
- 337 Exhibit 6 – Statement of Waller (WIT.002.002.0001) [334]; Exhibit 130 – Statement of Waller (WIT.3024.001.0073) [44]
- 338 Exhibit 6 – Statement of Waller (WIT.002.002.0001) [334]
- 339 Exhibit 6 – Statement of Waller (WIT.002.002.0001) [335]
- 340 Exhibit 130 – Statement of Waller (WIT.3024.001.0073) [51]
- 341 Exhibit 130 – Statement of Waller (WIT.3024.001.0073) [40]
- 342 Exhibit 6 – Statement of Waller (WIT.002.002.0001) [335]
- 343 Exhibit 6 – Statement of Waller (WIT.002.002.0001) [335], [336]
- 344 Exhibit 130 – Statement of Waller (WIT.3024.001.0073) [50]
- 345 Exhibit 130 – Statement of Waller (WIT.3024.001.0073) [50]
- 346 Exhibit 130 – Statement of Waller (WIT.3024.001.0073) [59]
- 347 Exhibit 130 – Statement of Waller (WIT.3024.001.0073) [59]
- 348 Exhibit 6 – Statement of Waller (WIT.002.002.0001) [336]
- 349 Exhibit 6 – Statement of Waller (WIT.002.002.0001) [338]
- 350 Exhibit 126 – Bushfire CRC Interim Report (CRC.300.001.0001\_R) at 0012
- 351 Exhibit 130 – Statement of Waller (WIT.3024.001.0073) [55]
- 352 Exhibit 130 – Statement of Waller (WIT.3024.001.0073) [56]
- 353 Exhibit 6 – Statement of Waller (WIT.002.002.0001) [340]; Exhibit 130 – Statement of Waller (WIT.3024.001.0073) [56]
- 354 Exhibit 6 – Statement of Waller (WIT.002.002.0001) [318]
- 355 Exhibit 130 – Statement of Waller (WIT.3024.001.0073) [56]
- 356 Exhibit 130 – Statement of Waller (WIT.3024.001.0073) [53]
- 357 Fraser T3064:26–T3064:30
- 358 Fraser T3054:7
- 359 Fraser T3057:25; T3058:5–T3058:8
- 360 Exhibit 95 – Statement of Fraser (WIT.048.001.0001\_R) [23], [31]
- 361 Exhibit 13 – Statement of Newman (WIT.009.001.0001\_R) [14]; Exhibit 130 – Statement of Waller (WIT.3024.001.0073) [53]
- 362 Exhibit 6 – Statement of Waller (WIT.002.002.0001) [341]
- 363 Exhibit 6 – Statement of Waller (WIT.002.002.0001) at 0093
- 364 Exhibit 130 – Statement of Waller (WIT.3024.001.0073) [60]
- 365 Exhibit 130 – Statement of Waller (WIT.3024.001.0073) [60]
- 366 Hunter T1720:8–T1720:13; T1721:19–T1721:21; Exhibit 130 – Statement of Waller (WIT.3024.001.0073) [61]
- 367 Hunter T1722:7–T1722:8
- 368 Exhibit 130 – Statement of Waller (WIT.3024.001.0073) [61]
- 369 Exhibit 6 – Statement of Waller (WIT.002.002.0001) [339]; Exhibit 130 – Statement of Waller (WIT.3024.001.0073) [63]
- 370 Hunter T1723:39–T1724:9
- 371 Exhibit 130 – Statement of Waller (WIT.3024.001.0073) [54]
- 372 Exhibit 130 – Statement of Waller (WIT.3024.001.0073) [64]

## REDESDALE

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- 373 Exhibit 3 – Statement of Rees (WIT.004.001.0001) at 0107
- 374 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) at 0015
- 375 Exhibit 3 – Statement of Rees (WIT.004.001.0001) at 0106
- 376 Exhibit 3 – Statement of Rees (WIT.004.001.0001) at 0120
- 377 Exhibit 3 – Statement of Rees (WIT.004.001.0001) at 0106
- 378 Exhibit 3 – Statement of Rees (WIT.004.001.0001) at 0106
- 379 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [102]
- 380 Barca T3465:4–T3465:25; Exhibit 3 – Statement of Rees (WIT.004.001.0001) at 0106
- 381 Exhibit 3 – Statement of Rees (WIT.004.001.0001) at 0106
- 382 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [103]
- 383 Rees T2651:6–T2651:11
- 384 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [104]
- 385 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [105]
- 386 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [106]
- 387 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [107]
- 388 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [108]
- 389 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [109]
- 390 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [110]
- 391 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [108]

## NARRE WARREN

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- 392 Esplin T364:7–T364:11

## BENDIGO

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- 393 Exhibit 3 – Statement of Rees (WIT.004.001.0001) at 0107
- 394 Exhibit 3 – Statement of Rees (WIT.004.001.0001) at 0107
- 395 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) at 0017
- 396 Exhibit 3 – Statement of Rees (WIT.004.001.0001) at 0108
- 397 Exhibit 3 – Statement of Rees (WIT.004.001.0001) at 0108
- 398 Exhibit 3 – Statement of Rees (WIT.004.001.0001) at 0108
- 399 Rees T2657:27; Exhibit 3 – Statement of Rees (WIT.004.001.0001) at 0108
- 400 Exhibit 126 – Bushfire CRC Interim Report (CRC.300.001.0001\_R) at 0391
- 401 Rees T2657:22; Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [113]
- 402 Rees T2658:1–T2658:4; Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [120]
- 403 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [113]
- 404 Exhibit 3 – Statement of Rees (WIT.004.001.0001) at 0106; Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [112]; Barca T3465:4–T3465:25; Exhibit 3 – Statement of Rees (WIT.004.001.0001) at 0108
- 405 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [115]
- 406 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [116]
- 407 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [118]
- 408 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [120]
- 409 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [119]–[120]
- 410 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [122], [125]
- 411 Exhibit 126 – Bushfire CRC Interim Report (CRC.300.001.0001\_R) at 0013
- 412 Rees T2659:4–T2659:7
- 413 Rees T2659:18–T2659:26
- 414 Exhibit 4 – Supplementary Statement of Rees (WIT.004.002.0001) [123]

## BEECHWORTH–MUDGEGONGA

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- 415 Exhibit 6 – Statement of Waller, Attachment 46 (WIT.002.001.0895) at 0897
- 416 Exhibit 6 – Statement of Waller (WIT.002.002.0001) at 0101
- 417 Walsh T669:7–T669:8
- 418 Exhibit 11 – Statement of Esplin, Attachment 1 (WIT.005.001.0049) at 0082
- 419 Exhibit 6 – Statement of Waller (WIT.002.002.0001) at 0100
- 420 Exhibit 6 – Statement of Waller (WIT.002.002.0001) at 0101

- 421 Exhibit 130 – Statement of Waller (WIT.3024.001.0073) [85]
- 422 Exhibit 126 – Bushfire CRC Interim Report (CRC.300.001.0001\_R) at 0399
- 423 Exhibit 6 – Statement of Waller (WIT.002.002.0001) [359]
- 424 Exhibit 6 – Statement of Waller (WIT.002.002.0001) [359]
- 425 Barca T3465:4–T3465:25
- 426 Exhibit 6 – Statement of Waller (WIT.002.002.0001) [365], [371]
- 427 Exhibit 130 – Statement of Waller (WIT.3024.001.0073) [72], [73], [86]
- 428 Exhibit 6 – Statement of Waller (WIT.002.002.0001) [363]
- 429 Exhibit 130 – Statement of Waller (WIT.3024.001.0073) [77]
- 430 Exhibit 130 – Statement of Waller (WIT.3024.001.0073) [80]
- 431 Exhibit 130 – Statement of Waller (WIT.3024.001.0073) [81]
- 432 Exhibit 6 – Statement of Waller (WIT.002.002.0001) [368]
- 433 Exhibit 6 – Statement of Waller (WIT.002.002.0001) [364]
- 434 Exhibit 6 – Statement of Waller (WIT.002.002.0001) [368]
- 435 Exhibit 6 – Statement of Waller (WIT.002.002.0001) [370]
- 436 Exhibit 6 – Statement of Waller (WIT.002.002.0001) [366]
- 437 Exhibit 6 – Statement of Waller (WIT.002.002.0001) [371]
- 438 Exhibit 6 – Statement of Waller (WIT.002.002.0001) [372]
- 439 Exhibit 6 – Statement of Waller (WIT.002.002.0001) [373]
- 440 Exhibit 6 – Statement of Waller (WIT.002.002.0001) at 0100
- 441 Exhibit 130 – Statement of Waller (WIT.3024.001.0073) [89]
- 442 Exhibit 6 – Statement of Waller (WIT.002.002.0001) [367]
- 443 Exhibit 130 – Statement of Waller (WIT.3024.001.0073) [89]
- 444 Exhibit 130 – Statement of Waller (WIT.3024.001.0073) [90]
- 445 Exhibit 3 – Statement of Rees (WIT.004.001.0001) at 0112
- 446 Rees T2662:23–T2662:27
- 447 Exhibit 3 – Statement of Rees (WIT.004.001.0001) at 0112
- 448 Exhibit 3 – Statement of Rees (WIT.004.001.0001) at 0112
- 449 Rees T2660:24–T2660:27

## FIRE ACTIVITY AFTER 7 FEBRUARY

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- 450 Exhibit 3 – Statement of Rees (WIT.004.001.0001) [414]
- 451 Exhibit 3 – Statement of Rees (WIT.004.001.0001) [408]
- 452 Exhibit 6 – Statement of Waller (WIT.002.002.0001) [389]
- 453 Exhibit 6 – Statement of Waller (WIT.002.002.0001) at 0099
- 454 Exhibit 6 – Statement of Waller (WIT.002.002.0001) at 0100
- 455 Exhibit 3 – Statement of Rees (WIT.004.001.0001) [409]
- 456 Exhibit 3 – Statement of Rees (WIT.004.001.0001) [410]
- 457 Exhibit 3 – Statement of Rees (WIT.004.001.0001) [415], [418]
- 458 Exhibit 3 – Statement of Rees (WIT.004.001.0001) [432]
- 459 Exhibit 3 – Statement of Rees, Attachment 33 (WIT.004.001.0730) at 0730
- 460 Cook T4751:15–T4751:21; Exhibit 148 – Statement of Cook (WIT.3029.001.0001) [65]
- 461 Exhibit 3 – Statement of Rees (WIT.004.001.0001) [418]
- 462 Exhibit 3 – Statement of Rees (WIT.004.001.0001) [435]
- 463 Exhibit 3 – Statement of Rees (WIT.004.001.0001) [419]
- 464 Exhibit 3 – Statement of Rees (WIT.004.001.0001) [419]
- 465 Exhibit 6 – Statement of Waller (WIT.002.002.0001) [391]
- 466 Exhibit 6 – Statement of Waller (WIT.002.002.0001) [389], [391]
- 467 Exhibit 6 – Statement of Waller (WIT.002.002.0001) [391]

## PREVIOUS MAJOR FIRES

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- 468 Exhibit 11 – Statement of Esplin, Attachment 11 (WIT.005.001.0951) at 0999–1001
- 469 Exhibit 11 – Statement of Esplin, Attachment 11 (WIT.005.001.0951) at 0999
- 470 Exhibit 11 – Statement of Esplin, Attachment 11 (WIT.005.001.0951) at 1000
- 471 Exhibit 11 – Statement of Esplin, Attachment 11 (WIT.005.001.0951) at 1001
- 472 Exhibit 11 – Statement of Esplin, Attachment 1, (WIT.005.001.0049) at 0111

## 2 ENGAGING COMMUNITIES

### COMMUNICATING WITH THE COMMISSION

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- 1 Bushfires Royal Commission Enquiries Line 1800 243 650; enquiries@royalcommission.vic.gov.au; www.royalcommission.vic.gov.au
- 2 These three initiatives were established following the fires to assist in the relief and reconstruction process.

### FIRE-AFFECTED COMMUNITY CONSULTATIONS

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- 3 Matthews T3784:9–T3784:10
- 4 Ward T4040:21–T4040:28
- 5 Spooner T491:29–T491:31
- 6 D O'Halloran T3717:11–T3717:14
- 7 Exhibit 108 – Statement of P Brown (WIT.053.001.0001\_R) [20]
- 8 D Brown T3511:27–T3511:30
- 9 Ananiev T2787:8–T2787:10
- 10 Fraser T3050:12–T3050:16
- 11 Gobbett T1504:26–T1504:29
- 12 Ananiev T2783:26–T2783:28
- 13 Ferguson T925:17–T925:18
- 14 Newman T347:24–T347:26
- 15 P Brown T3545:28–T3545:30
- 16 Ferguson T951:30–T952:11
- 17 Exhibit 29 – Statement of Ferguson (WIT.022.001.0001\_R) [21]
- 18 D O'Halloran T3680:24–T3680:27
- 19 Glassford T1335:8–T1335:13
- 20 O'Neill T3198:26–T3198:31
- 21 The terms used during the community consultation reflected fuel reduction in a general sense, rather than its precise technical meaning.
- 22 Harvey T2201:14–T2202:1
- 23 Davey T788:27–T788:30
- 24 Ananiev T2771:23–T2771:25
- 25 Glassford T1338:7–T1338:10
- 26 Newman T351:30–T352:1
- 27 Walter T2593:25–T2593:27
- 28 Olorenshaw T1903:4–T1903:6
- 29 Davey T787:17–T787:19
- 30 J Williams T4233:27–T4233:29
- 31 D Brown T1649:24–T1649:26
- 32 D O'Halloran T3719:18–T3719:20
- 33 Walter T2591:23–T2592:9
- 34 Rogers T609:29–T610:3
- 35 Olorenshaw T1903:16–T1903:19
- 36 Matthews T3789:24–T3789:28
- 37 Newman T347:1–T347:11
- 38 McCulloch T2469:5–T2469:11
- 39 McCulloch T2470:24–T2470:27
- 40 Matthews T3804:12–T3804:13
- 41 Gobbett T1505:24–T1505:26
- 42 P Brown T3546:2–T3546:4
- 43 Joan Davey is from Warrnambool, and gave evidence in relation to the death of her son and his family in their home at Kinglake.
- 44 Jill Kane is from Bendigo, and gave evidence in relation to the death of her brother at his home in Long Gully.
- 45 Daryl Hull is from Blackburn and was working in Marysville on 7 February.
- 46 John Williams is from Mitcham and was working in Yarra Glen on 7 February 2009.

## 3 SUBMISSIONS

### THE SUBMISSIONS PROCESS

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1 The Commission's terms of reference are presented at page VII of this report.

### SUBMISSION DEMOGRAPHICS

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2 The 12 fires are outlined in more detail in Chapter 1 of this report.

### RECURRING THEMES IN SUBMISSIONS

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3 [http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-031-0369\\_R](http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-031-0369_R) at 0379

4 [http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-037-0102\\_R](http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-037-0102_R) at 0107

5 [http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-028-0178\\_R](http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-028-0178_R) at 0214

6 [http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-015-1122\\_R](http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-015-1122_R) at 1124

7 [http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-015-0867\\_R](http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-015-0867_R) at 0879

8 [http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-019-0040\\_R](http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-019-0040_R) at 0041

9 [http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-033-0222\\_R](http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-033-0222_R) at 0227

10 [http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-032-0321\\_R](http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-032-0321_R) at 0324

11 [http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-039-0075\\_R](http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-039-0075_R) at 0077

12 [http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-018-0538\\_R](http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-018-0538_R) at 0542

13 [http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-021-0341\\_R](http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-021-0341_R) at 0343

14 [http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-016-0783\\_R](http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-016-0783_R) at 0785  
and [http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-017-1302\\_R](http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-017-1302_R) at 1306

15 [http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-015-0204\\_R](http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-015-0204_R) at 0208

16 [http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-016-0113\\_R](http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-016-0113_R) at 0114

17 [http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-016-0342\\_R](http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-016-0342_R) at 0343

18 [http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-022-0005\\_R](http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-022-0005_R) at 0009

19 [http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-017-0448\\_R](http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-017-0448_R) at 0451

20 [http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-032-0058\\_R](http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-032-0058_R) at 0060

21 [http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-018-0209\\_R](http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-018-0209_R) at 0218–0219

22 [http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-034-0171\\_R](http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-034-0171_R) at 0188

23 [http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-031-0173\\_R](http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-031-0173_R) at 0183

24 [http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-038-0001\\_R](http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-038-0001_R) at 0003

25 [http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-015-0673\\_R](http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-015-0673_R) at 0678

26 [http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-031-0037\\_R](http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-031-0037_R) at 0040

27 [http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-035-0314\\_R](http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-035-0314_R) at 0317–0318

28 [http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-013-0525\\_R](http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-013-0525_R) at 0527

29 [http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-002-0103\\_R](http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-002-0103_R) at 0105–0106

30 [http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-039-0250\\_R](http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-039-0250_R) at 0256

31 [http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-035-0284\\_R](http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-035-0284_R) at 0293

32 [http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-004-0309\\_R](http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-004-0309_R) at 0311

33 [http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-018-0096\\_R](http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-018-0096_R) at 0099

34 [http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-028-0057\\_R](http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-028-0057_R) at 0068

35 [http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-030-0292\\_R](http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-030-0292_R) at 0294

36 [http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-029-0235\\_R](http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-029-0235_R) at 0246

37 [http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-020-0336\\_R](http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-020-0336_R) at 0343

38 [http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-017-0289\\_R](http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-017-0289_R) at 0363

39 [http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-032-0040\\_R](http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-032-0040_R) at 0049

40 [http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-036-0001\\_R](http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-036-0001_R) at 0007

41 [http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-030-0327\\_R](http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-030-0327_R) at 0335

42 [http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-013-0331\\_R](http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-013-0331_R) at 0337

43 [http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-028-0029\\_R](http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-028-0029_R) at 0034

44 [http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-022-0137\\_R](http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-022-0137_R) at 0154

45 [http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-016-0725\\_R](http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-016-0725_R) at 0730

46 [http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-029-0313\\_R](http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-029-0313_R) at 0316

47 [http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-011-0037\\_R](http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-011-0037_R) at 0040

- 48 [http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-033-0328\\_R](http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-033-0328_R) at 0377
- 49 [http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-030-0080\\_01\\_R](http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-030-0080_01_R) at 0085
- 50 [http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-015-1161\\_R](http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-015-1161_R) at 1163
- 51 [http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-011-0006\\_R](http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-011-0006_R) at 0008
- 52 [http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-030-0012\\_R](http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-030-0012_R) at 0018
- 53 [http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-005-0076\\_R](http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-005-0076_R) at 0078
- 54 [http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-017-0073\\_R](http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-017-0073_R) at 0080
- 55 [http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-018-0247\\_R](http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-018-0247_R) at 0250–0251
- 56 [http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-017-0465\\_R](http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-017-0465_R) at 0470
- 57 [http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-032-0007\\_R](http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-032-0007_R) at 0012
- 58 [http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-015-0471\\_R](http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-015-0471_R) at 0473
- 59 [http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-017-0578\\_R](http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-017-0578_R) at 0582
- 60 [http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-034-0010\\_R](http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-034-0010_R) at 0014
- 61 [http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-017-0586\\_R](http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-017-0586_R) at 0592
- 62 [http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-009-0093\\_R](http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-009-0093_R) at 0098
- 63 [http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-022-0225\\_R](http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-022-0225_R) at 0232–0233
- 64 [http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-002-0054\\_R](http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-002-0054_R) at 0058–0059
- 65 [http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-023-0024\\_R](http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-023-0024_R) at 0026
- 66 [http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-028-0153\\_R](http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-028-0153_R) at 0154
- 67 [http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-016-0267\\_R](http://www.royalcommission.vic.gov.au/Submissions/SubmissionDocuments/SUBM-002-016-0267_R) at 0279

## 4 WARNINGS

### BUSHFIRE INFORMATION, WARNINGS AND TRIGGERS

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- 1 Esplin T552:19–T553:28

### BUSHFIRE INFORMATION AND EDUCATION IN VICTORIA

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- 2 Exhibit 11 – Statement of Esplin, Attachment 29 (WIT.005.001.1957)
- 3 Exhibit 11 – Statement of Esplin (WIT.005.001.0001) [86]
- 4 Exhibit 11 – Statement of Esplin, Attachment 26 (WIT.005.001.1931)
- 5 Exhibit 11 – Statement of Esplin, Attachment 22 (WIT.005.001.1816)
- 6 Exhibit 11 – Statement of Esplin, Attachment 4 (WIT.005.001.0595)
- 7 Exhibit 11 – Statement of Esplin, Attachment 21 (WIT.005.001.1776)
- 8 Exhibit 11 – Statement of Esplin, Attachment 28 (WIT.005.001.1949)

### BUSHFIRE WARNINGS: THE WELL-TRODDEN PATH

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- 9 Exhibit 141 – Report of the Bushfire Review Committee – On Bushfire Disaster Preparedness and Response in Victoria, Australia, Following the Ash Wednesday Fires 16 February 1983 (TEN.048.001.0001)
- 10 Exhibit 141 – Report of the Bushfire Review Committee – On Bushfire Disaster Preparedness and Response in Victoria, Australia, Following the Ash Wednesday Fires 16 February 1983 (TEN.048.001.0001) [45]
- 11 Exhibit 141 – Report of the Bushfire Review Committee – On Bushfire Disaster Preparedness and Response in Victoria, Australia, Following the Ash Wednesday Fires 16 February 1983 (TEN.048.001.0001) [152]–[159]
- 12 Exhibit 141 – Report of the Bushfire Review Committee – On Bushfire Disaster Preparedness and Response in Victoria, Australia, Following the Ash Wednesday Fires 16 February 1983 (TEN.048.001.0001) [157(c)]
- 13 Exhibit 45 – Pearce Tender (TEN.004.002.0037)
- 14 Exhibit 45 – Pearce Tender (TEN.004.002.0037) at 0042
- 15 Exhibit 45 – Pearce Tender (TEN.004.002.0037) at 0075–0076
- 16 Exhibit 45 – Pearce Tender (TEN.004.002.0037) at 0080–0081
- 17 Exhibit 143 – Report on Progress on Recommendations of COAG Natural Disaster Related Reports (TEN.045.001.0009) at 0013
- 18 Exhibit 142 – National Inquiry on Bushfire Mitigation and Management (TEN.049.001.0001)
- 19 Exhibit 142 – National Inquiry on Bushfire Mitigation and Management (TEN.049.001.0001) at 0187–0188
- 20 Exhibit 142 – National Inquiry on Bushfire Mitigation and Management (TEN.049.001.0001) at 0187–0188
- 21 Exhibit 142 – National Inquiry on Bushfire Mitigation and Management (TEN.049.001.0001) at 0188
- 22 Exhibit 45 – Pearce Tender (TEN.004.002.0285); Statement of Pearce (WIT.032.001.0001) [3]; T1452:26–T1452:30
- 23 Exhibit 45 – Pearce Tender (TEN.004.002.0285) at 0293
- 24 Exhibit 45 – Pearce Tender (TEN.004.002.0285) at 0302–0305

- 25 Exhibit 45 – Pearce Tender (TEN.004.002.0285) at 0322  
 26 Pearce T1455:14–T1455:16  
 27 Exhibit 83 – Rees Tender (SUMM.022.002.0297)  
 28 Exhibit 83 – Rees Tender (SUMM.022.002.0297) at 0300

## WHAT MAKES A GOOD BUSHFIRE WARNING?

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- 29 Exhibit 96 – Statement of Handmer (WIT.044.001.0002\_R) [8]–[26]; T3083:22–T3090:10  
 30 Exhibit 85 – Statement of Gledhill, Attachment 1 (WIT.025.002.0027); Exhibit 90 – Statement of Edwards, Attachment 9 (WIT.039.001.0087)  
 31 Exhibit 45 – Pearce Tender (TEN.004.002.0478)  
 32 Exhibit 90 – Statement of Edwards, Attachment 7 (WIT.039.001.0049); Attachment 8 (WIT.039.001.0053)  
 33 State of Victoria (SUBM.100.005.0001) [37]  
 34 Exhibit 96 – Statement of Handmer (WIT.044.001.0002\_R); T3070:11–T3190:24  
 35 Exhibit 96 – Statement of Handmer (WIT.044.001.0002\_R) [10]–[14]  
 36 Handmer T3077:13–T3077:21  
 37 Handmer T3080:25–T3081:4  
 38 Exhibit 96 – Statement of Handmer (WIT.044.001.0002\_R) [30]  
 39 Handmer T3080:15–T3080:19  
 40 Handmer T3092:2–T3093:27  
 41 Exhibit 96 – Statement of Handmer (WIT.044.001.0002\_R)  
 42 Handmer T3092:9–T3092:21  
 43 Handmer T3164:10–T3164:29  
 44 Handmer T3079:10–T3079:17; T3084:28–T3085:10  
 45 Handmer T3144:9–T3145:1  
 46 Handmer T3086:20–T3086:30  
 47 Handmer T3097:18–T3097:23  
 48 Exhibit 101 – Statement of Rhodes (WIT.3004.002.0001) [24]; Attachment, Communication of Emergency Public Warnings – A Social Science Perspective and State of the Art Assessment (WIT.3004.002.0149)  
 49 Exhibit 11 – Statement of Esplin, Attachment 8, Ferny Creek Fire Alert Siren Evaluation Report (WIT.005.001.0738); Attachment 9, Halls Gap Fire Risk Management Project (WIT.005.001.0784); Attachment 7, Coode Island Community Warning and Information System (WIT.005.001.0784); Attachment 10, Community Information and Warning System: Report of the Trial and Evaluation (WIT.005.001.0833); Attachment 13, A Report of the Response to an Emergency at Melbourne Airport on 21 February 2005 (WIT.005.001.1462); Attachment 14, Westpoint Chemical Fire Report to the Community (WIT.005.001.1496)  
 50 Exhibit 11 – Statement of Esplin, Attachment 10 (WIT.005.001.0833)  
 51 Esplin T214:7–T214:19  
 52 Exhibit 102 – Rhodes Tender (TEN.036.001.0001)  
 53 Exhibit 102 – Rhodes Tender (TEN.036.001.0001) at 0003. The article was put to Mr Esplin at T592:9–T594:13 and to Mr Rhodes at T3328:29–T3330:23  
 54 Exhibit 89 – Statement of Lawson, Attachment 5 (WIT.024.002.0035) at 0036  
 55 Exhibit 89 – Statement of Lawson (WIT.024.002.0001) [28]; Lawson T2840:12–T2840:15.  
 The 2005 paper has been superseded by a new discussion paper dated May 2009; Lawson T2840:16–T2840:19  
 56 Exhibit 89 – Statement of Lawson, Attachment 5 (WIT.024.002.0035) at 0036  
 57 Exhibit 89 – Statement of Lawson, Attachment 5 (WIT.024.002.0035) at 0042  
 58 Exhibit 96 – Statement of Lawson, Attachment 5 (WIT.024.002.0035) at 0042  
 59 Exhibit 90 – Statement of Edwards, Attachment 9 (WIT.039.001.0087) at 0088  
 60 Exhibit 90 – Statement of Edwards, Attachment 9 (WIT.039.001.0087) at 0096  
 61 Exhibit 90 – Statement of Edwards, Attachment 9 (WIT.039.001.0087) at 0097  
 62 Exhibit 90 – Statement of Edwards, Attachment 9 (WIT.039.001.0087) at 0098  
 63 Exhibit 90 – Statement of Edwards, Attachment 9 (WIT.039.001.0087) at 0100–0105  
 64 Exhibit 90 – Statement of Edwards, Attachment 9 (WIT.039.001.0087) at 0106  
 65 Exhibit 45 – Pearce Tender (TEN.004.002.0478)  
 66 Exhibit 45 – Pearce Tender (TEN.004.002.0478) at 0485  
 67 Exhibit 45 – Pearce Tender (TEN.004.002.0478) at 0486  
 68 Exhibit 45 – Pearce Tender (TEN.004.002.0478) at 0486  
 69 Exhibit 96 – Statement of Handmer (WIT.044.001.0002\_R) [33]; T3094:22–T3097:10  
 70 Edwards T2893:4–T2893:10  
 71 Pearce T1506:27–T1507:1  
 72 Rhodes T3299:5–T3299:23  
 73 State of Victoria (SUBM.100.005.0001) [33]–[37]; Commonwealth of Australia (SUBM.100.007.0002) [13].  
 The Commission acknowledges the Commonwealth's caveat that the information in the paper should be considered in conjunction with the expertise of the emergency services in local circumstances.

- 74 State of Victoria (SUBM.100.005.0001) [36]
- 75 Edwards T2868:28–T2868:29
- 76 Edwards T2869:21–T2869:22
- 77 Exhibit 90 – Statement of Edwards (WIT.039.001.0001) [22]
- 78 Exhibit 90 – Statement of Edwards (WIT.039.001.0001) [25]
- 79 Exhibit 90 – Statement of Edwards (WIT.039.001.0001) [21]
- 80 Exhibit 45 – Pearce Tender, AFAC National Information Exchange Standards: A foundation to establish interoperability within the emergency services September 2007 (TEN.004.001.0217) at 0223–0224
- 81 Exhibit 45 – Pearce Tender, AFAC Information Exchange Standards: Common Alerting Protocols and Inter-CAD Messaging April 2008 (TEN.004.001.0228) at 0230; See also Exhibit 90 – Statement of Edwards (WIT.039.001.0001) [20]; Annexure 8 OASIS Common Alerting Protocol VI.1, Oasis Standard CAP VI.1 October 2005 (WIT.039.001.0053) at 0054
- 82 Exhibit 90 – Statement of Edwards, Annexure 9 (WIT.039.001.0087) at 0101
- 83 Exhibit 90 – Statement of Edwards, Annexure 9 (WIT.039.001.0087) at 0103
- 84 AFAC (SUBM.100.002.0001) [9]
- 85 State of Victoria (SUBM.100.005.0001) [36]

## BUSHFIRE WARNINGS: THE SYSTEM IN VICTORIA ON 7 FEBRUARY

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- 86 Exhibit 11 – Statement of Esplin, Attachment 2 (WIT.005.001.0123) at 0181
- 87 Exhibit 3 – Statement of Rees (WIT.004.001.0001) at [196]–[204]; T42:12–T44:13
- 88 Exhibit 17 – Statement of Spooner (WIT.011.001.0001\_R) [18]; Spooner T473:20–T473:25; Exhibit 87 – Statement of Ananiev (WIT.040.001.0001\_R) [5]; Ananiev T2775:3–T2775:9; Exhibit 97 – Statement of O’Neill (WIT.047.001.0001\_R) [11], [13]; O’Neill T3199:20–T3199:21; Exhibit 114 – Statement of D O’Halloran (WIT.058.001.0001\_R) [13]
- 89 Glassford T1327:1–T1327:2; Harvey T2195:28–T2195:30; Matthews T3776:29–T3777:6; Newman T336:15–T336:20; D O’Halloran T3683:26–T3684:11
- 90 Exhibit 3 – Statement of Rees (WIT.004.001.0001) [201]; See also Exhibit 6 – Statement of Waller (WIT.002.002.0001) [105]
- 91 Exhibit 3 – Statement of Rees (WIT.004.001.0001)
- 92 Exhibit 58 – Statement of Stayner (WIT.033.001.0001) [23]; Attachment F (WIT.033.001.0069) at 0070
- 93 Exhibit 58 – Statement of Stayner (WIT.033.001.0001) [24]–[27]
- 94 Exhibit 58 – Statement of Stayner (WIT.033.001.0001) [23]–[55]; T1809:20–T1813:1; T1802:14–T1842:4

## BUSHFIRE INFORMATION DISSEMINATED PRIOR TO 7 FEBRUARY

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- 95 Exhibit 11 – Statement of Esplin, Attachment 29 (WIT.005.001.1957) at 1975–1978
- 96 Exhibit 11 – Statement of Esplin, Attachment 33 (WIT.005.001.2242)
- 97 Exhibit 11 – Statement of Esplin (WIT.005.001.0001) [140]–[199]
- 98 Exhibit 11 – Statement of Esplin (WIT.005.001.0001) [168]
- 99 Exhibit 11 – Statement of Esplin, Attachment 42 (WIT.005.001.2304)
- 100 Exhibit 11 – Statement of Esplin, Attachment 44 (WIT.005.001.2306)
- 101 Exhibit 11 – Statement of Esplin, Attachment 49 (WIT.005.001.2314)
- 102 Exhibit 11 – Statement of Esplin, Attachment 50 (WIT.005.001.2316)
- 103 Exhibit 11 – Statement of Esplin, Attachment 51 (WIT.005.001.2320)
- 104 Exhibit 11 – Statement of Esplin, Attachment 58 (WIT.005.001.2358)
- 105 Exhibit 11 – Statement of Esplin, Attachment 59 (WIT.005.001.2359)
- 106 Exhibit 11 – Statement of Esplin, Attachment 61 (WIT.005.001.2361)
- 107 Exhibit 11 – Statement of Esplin, Attachment 62 (WIT.005.001.2362)
- 108 Exhibit 11 – Statement of Esplin (WIT.005.001.0001) [184]; Attachment 63 (WIT.005.001.2363)
- 109 Exhibit 11 – Statement of Esplin, Attachment 67 (WIT.005.001.2370)
- 110 Exhibit 11 – Statement of Esplin, Attachment 68 (WIT.005.001.2371)
- 111 Exhibit 11 – Statement of Esplin, Attachment 69 (WIT.005.001.2373)
- 112 Exhibit 11 – Statement of Esplin, Attachment 71 (WIT.005.001.2376)
- 113 Exhibit 11 – Statement of Esplin, Attachment 72 (WIT.005.001.2378)
- 114 Exhibit 11 – Statement of Esplin, Attachment 76 (WIT.005.001.2383)
- 115 Exhibit 11 – Statement of Esplin, Attachment 77 (WIT.005.001.2399)
- 116 Exhibit 11 – Statement of Esplin, Attachment 78 (WIT.005.001.2400)
- 117 Exhibit 11 – Statement of Esplin, Attachment 80 (WIT.005.001.2406)
- 118 Exhibit 11 – Statement of Esplin (WIT.005.001.0001) [101]–[103]
- 119 Handmer T3083:8–T3083:21
- 120 Esplin T580:11–T580:14
- 121 Exhibit 11 – Statement of Esplin, Attachment 24 (WIT.005.001.1860)

- 122 Exhibit 11 – Statement of Esplin (WIT.005.001.0001) [101]–[103]; Attachment 24 (WIT.005.001.1860)
- 123 Handmer T3139:16–T3139:25
- 124 Exhibit 69 – Statement of Paton (WIT.031.001.0001) [6], [13], [14], [15.2]

## BUSHFIRE WARNINGS ON 7 FEBRUARY

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- 125 Exhibit 101 – Statement of Rhodes (WIT.3004.002.0001) [28]
- 126 Exhibit 6 – Statement of Waller (WIT.002.002.0001) [374]
- 127 Exhibit 3 – Statement of Rees, Attachment 31 (WIT.004.001.0509)
- 128 Exhibit 6 – Statement of Waller, Annexure 37 (WIT.002.002.0108)
- 129 Exhibit 3 – Statement of Rees (WIT.004.001.0001) [198]
- 130 Exhibit 58 – Statement of Stayner (WIT.033.001.0001) [74]–[75]
- 131 Exhibit 58 – Statement of Stayner (WIT.033.001.0001) [76]
- 132 Exhibit 58 – Statement of Stayner (WIT.033.001.0001) [48]
- 133 Exhibit 7 – Schedule, 774 ABC Radio Broadcast on 7 February 2009 7.00 AM to 12.00 midnight (SUMM.001.002.0001)
- 134 Exhibit 79 – Rees Tender (ENDX.0079.001.0001); Exhibit 144 (TEN.052.001.0001)
- 135 Exhibit 7 – Schedule, 774 ABC Radio Broadcast on 7 February 2009 7.00 AM to 12.00 midnight (SUMM.001.002.2752)
- 136 Stayner T1816:21–T1816:29
- 137 Exhibit 58 – Statement of Stayner (WIT.033.001.0001) [50]
- 138 Exhibit 58 – Statement of Stayner (WIT.033.001.0001) [53]
- 139 Exhibit 58 – Statement of Stayner (WIT.033.001.0001) [53]–[55]
- 140 Stayner T1819:15–T1819:28
- 141 Stayner T1819:29–T1820:7
- 142 Exhibit 58 – Statement of Stayner (WIT.033.001.0001) [93]
- 143 Exhibit 58 – Statement of Stayner (WIT.033.001.0001) [96]
- 144 Exhibit 58 – Statement of Stayner (WIT.033.001.0001) [98]–[100]
- 145 Exhibit 78 – Rees Tender (EXH.078.0001)
- 146 Exhibit 3 – Statement of Rees (WIT.004.001.0001) [210]
- 147 Exhibit 111 – Statement of Johnstone (WIT.7500.001.0001); T3571:1–T3587:28
- 148 Exhibit 111 – Statement of Johnstone (WIT.7500.001.0001) [34]
- 149 Exhibit 111 – Statement of Johnstone, Attachment (WIT.7500.001.0016); (WIT.7500.001.0017)
- 150 Exhibit 111 – Statement of Johnstone (WIT.7500.001.0001) [14]
- 151 Exhibit 111 – Statement of Johnstone (WIT.7500.001.0001) [34]
- 152 Exhibit 111 – Statement of Johnstone (WIT.7500.001.0001) [35]–[37]
- 153 Johnstone T3575:20–T3576:2
- 154 State of Victoria (SUBM.100.005.0001) [51(b)]

## HOW DID THE COMMUNITY RECEIVE AND UNDERSTAND THE WARNINGS ON 7 FEBRUARY?

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- 155 Exhibit 126 – Bushfire CRC Interim Report (CRC.300.001.0001\_R)
- 156 Exhibit 126 – Bushfire CRC Interim Report (CRC.300.001.0001\_R) at 0079–0114
- 157 Exhibit 126 – Bushfire CRC Interim Report (CRC.300.001.0001\_R) at 0083–0085.  
The second stage of the research, yet to be completed, involves a mail survey of households in bushfire-affected communities.
- 158 Exhibit 126 – Bushfire CRC Interim Report (CRC.300.001.0001\_R) at 0094
- 159 Exhibit 126 – Bushfire CRC Interim Report (CRC.300.001.0001\_R) at 0095
- 160 Exhibit 126 – Bushfire CRC Interim Report (CRC.300.001.0001\_R) at 0096
- 161 Exhibit 126 – Bushfire CRC Interim Report (CRC.300.001.0001\_R) at 0096
- 162 Exhibit 126 – Bushfire CRC Interim Report (CRC.300.001.0001\_R) at 0096
- 163 Exhibit 126 – Bushfire CRC Interim Report (CRC.300.001.0001\_R) at 0096
- 164 Exhibit 126 – Bushfire CRC Interim Report (CRC.300.001.0001\_R) at 0098
- 165 Exhibit 96 – Statement of Handmer (WIT.044.001.0038)
- 166 Exhibit 3 – Statement of Rees, Annexure 31 (WIT.004.001.0509) at 0530–0531
- 167 Handmer T3111:2–T3112:6
- 168 Rhodes T3297:17–T3297:21
- 169 Esplin T587:6–T587:12
- 170 Esplin T584:14–T584:21; T580:15–T580:30
- 171 Exhibit 95 – Statement of Fraser (WIT.048.001.0001\_R) [5], [7]–[8], [11]; T3047:14–T3047:21; T3048:15–T3049:10; T3049:25–T3049:31
- 172 Exhibit 97 – Statement of O'Neill (WIT.047.001.0001\_R) [11]; T3196:23–T3196:28; T3199:18–T3199:21; T3201:5–T3201:18
- 173 Exhibit 103 – Statement of Barber (WIT.046.001.0001\_R) [13]; T3339:14–T3339:21

- 174 Exhibit 61 – Statement of Olorenshaw (WIT.034.001.0001\_R) [5]–[7], [23]–[25]; T1873:13–T1873:30; T1877:19–T1877:29
- 175 Exhibit 10 – Statement of Odgers (WIT.008.001.0001\_R) [11]–[13]; T193:3–T193:10
- 176 Odgers T192:8–T192:30
- 177 Newman T336:6–T336:14
- 178 Patten T414:9–T414:13
- 179 Rogers T605:8–T605:22
- 180 Rogers T610:22–T610:31
- 181 Ferguson T930:1–T930:9; T955:24–T956:18
- 182 Exhibit 17 – Statement of Spooner (WIT.011.001.0001\_R) [18]–[19]; T472:9–T472:27; T474:18–T475:14; T498:25–T499:6
- 183 Exhibit 17 – Statement of Spooner (WIT.011.001.0001\_R) [21]–[23]; T478:12–T480:28
- 184 Exhibit 134 – Statement of Hainsworth (WIT.059.001.0001\_R) [12]; T4534:20–T4534:25
- 185 Hainsworth T4533:11–T4533:22
- 186 Exhibit 87 – Statement of Ananiev (WIT.040.001.0001\_R) [16]; T2774:29–T2775:5; T2776:12–T2779:27
- 187 Exhibit 46 – Statement of Gobbett (WIT.026.001.0001) [4]–[5]; T1493:11–T1493:26; T1495:29–T1496:3; T1500:30–T1502:2; T1496:5–T1496:30
- 188 Exhibit 23 – Statement of Davey (WIT.019.001.0001\_R) [1], [8]; T780:22–T780:29
- 189 Hull T1164:14–T1164:16
- 190 Gobbett T1495:31–T1496:2
- 191 P Brown T3511:24–T3511:27
- 192 Exhibit 70 – Statement of Casey (WIT.035.001.0001\_R) [4], [7]; T2355:4–T2355:16; T2356:20–T2357:11
- 193 Exhibit 73 – Statement of McCulloch (WIT.043.001.0001\_R) [10], [14]; T2473:16–T2473:23; T2474:12–T2474:22; T2447:14–T2448:6
- 194 Exhibit 77 – Statement of Walter (WIT.041.001.0001\_R) [19]–[20]; T2585:21–T2586:3
- 195 Exhibit 114 – Statement of D O'Halloran (WIT.058.001.0001\_R) [11], [13], [15]; T3683:9–T3683:30; T3684:19–T3685:10; T3687:14–T3687:29
- 196 Exhibit 91 – Statement of Scott (WIT.045.001.0001\_R) [8], [11], [18]; T2918:30–T2919:3; T2919:27–T2919:30; T2922:1–T2922:5
- 197 Exhibit 43 – Statement of Glassford (WIT.028.001.0001\_R) [11]–[12]; T1326:14–T1326:29
- 198 D Brown T1652:9–T1652:27; T1653:12–T1653:22
- 199 D Brown T1654:29–T1655:8
- 200 Exhibit 116 – Statement of Matthews (WIT.057.001.0001\_R) [19]–[23]; T3778:31–T3780:29; T3785:11–T3785:18
- 201 Exhibit 67 – Statement of Harvey (WIT.036.001.0001\_R) [15]
- 202 Harvey T2194:11–T2195:20
- 203 Harvey T2202:6–T2202:29
- 204 Exhibit 48 – Statement of D Brown (WIT.029.001.0001\_R) [4]–[8]
- 205 D Brown T1646:11–T1646:21
- 206 Exhibit 108 – Statement of P Brown (WIT.053.001.0001\_R) [17]–[20]; T3509:14–T3509:30; T3511:5–T3511:14
- 207 P Brown T3511:15–T3511:23
- 208 P Brown T3531:20–T3531:30
- 209 Exhibit 121 – Statement of Ward (WIT.052.001.0001\_R) [13], [16]; T4031:25–T4031:28; T4033:9–T4034:1; T4038:18–T4039:14
- 210 Exhibit 125 – Statement of J Williams (WIT.055.001.0001\_R) [14]; T4212:26–T4213:5
- 211 J Williams T4229:3–T4229:15
- 212 J Williams T4229:19–T4229:23
- 213 Exhibit 34 – Statement of Kane (WIT.017.001.0001\_R) [13]; T1053:26–T1054:28

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- 214 Rees T2532:2–T2532:18
- 215 Lawson T2847:2–T2847:6
- 216 Pearce T1514:21–T1514:27

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- 217 P Brown T3529:24–T3532:4
- 218 Ananiev T2787:8–T2787:17
- 219 Glassford T1328:11–T1328:26
- 220 Harvey T2203:27–T2203:30
- 221 Exhibit 96 – Statement of Handmer (WIT.044.001.0002\_R) [58]; T3074:1–T3074:29
- 222 Exhibit 90 – Statement of Edwards, Annexure 9 (WIT.039.001.0087) at 0105
- 223 Handmer T3105:20–T3106:1

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- 224 Exhibit 89 – Statement of Lawson (WIT.024.002.0001) [8]
- 225 Exhibit 89 – Statement of Lawson (WIT.024.002.0001) [1]–[10]
- 226 Exhibit 89 – Statement of Lawson (WIT.024.002.0001) [14]–[16]
- 227 Exhibit 89 – Statement of Lawson (WIT.024.002.0001) [17]–[18]
- 228 Exhibit 89 – Statement of Lawson (WIT.024.002.0001) [19]
- 229 Exhibit 89 – Statement of Lawson (WIT.024.002.0001) [21]
- 230 Exhibit 89 – Statement of Lawson (WIT.024.002.0001) [24]–[25]
- 231 Lawson T2834:29–T2835:8
- 232 Handmer T3116:5–T3116:19
- 233 Handmer T3182:19–T3182:25
- 234 Lawson T2823:26–T2824:7
- 235 Exhibit 89 – Statement of Lawson (WIT.024.002.0001) [23], [25]
- 236 Lawson T2820:17–T2820:24; T2822:1–T2822:4
- 237 Lawson T2851:1–T2851:14; T2856:6–T2856:13; T2858:10–T2859:2
- 238 State of Victoria (SUBM.100.005.0001) [37]

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- 239 Exhibit 11 – Statement of Esplin (WIT.005.001.0001) [104]
- 240 Exhibit 11 – Statement of Esplin, Attachment 25 (WIT.005.001.1924)
- 241 Exhibit 11 – Statement of Esplin (WIT.005.001.0001) [105]; Attachment 25 (WIT.005.001.1924) at 1926–1927
- 242 Esplin T253:14–T254:27; T245:15–T245:17; Walshe T632:24–T632:25
- 243 Exhibit 11 – Statement of Esplin (WIT.005.001.0001) [107]; T256:18–T256:24; Pearce T1447:22–T1448:15
- 244 Exhibit 11 – Statement of Esplin (WIT.005.001.0001) [106]; Esplin Tender (TEN.002.001.0002) at 0037; T243:17–T245:14
- 245 Exhibit 3 – Statement of Rees (WIT.004.001.0001) [233]
- 246 Rees T2485:13–T2485:18; T2486:18–T2486:31
- 247 Exhibit 11 – Esplin Tender (TEN.002.001.0002) at 0037
- 248 Esplin T245:10–T245:14
- 249 Exhibit 83 – Rees Tender (SUMM.022.002.0297)
- 250 Exhibit 83 – Rees Tender (SUMM.022.002.0297) at 0312
- 251 Exhibit 83 – Rees Tender (SUMM.022.002.0297) at 0312
- 252 Exhibit 89 – Statement of Lawson (WIT.024.002.0001) [24]–[25]; T2825:26–T2826:3
- 253 Lawson T2827:6–T2827:15
- 254 Lawson T2827:16–T2827:20
- 255 Handmer T3090:21–T3090:27
- 256 Esplin T317:4–T317:10
- 257 State of Victoria (SUBM.100.005.0001) [54]–[56]; ABC (SUBM.100.011.0001) [8]–[10]
- 258 Lawson T2852:26–T2853:23
- 259 Handmer T3162:26–T3162:28
- 260 Exhibit 96 – Statement of Handmer (WIT.044.001.0002\_R) [112]

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- 261 Exhibit 96 – Statement of Handmer (WIT.044.001.0002\_R) [81]–[82]
- 262 Rees T53:23–T53:25
- 263 Exhibit 101 – Statement of Rhodes (WIT.3004.002.0001) [32]–[33]
- 264 Exhibit 101 – Statement of Rhodes (WIT.3004.002.0001) [33]
- 265 Handmer T3101:3–T3101:5
- 266 Hull T1167:15–T1167:31
- 267 Fraser T3050:9–T3050:29
- 268 Exhibit 103 – Statement of Barber (WIT.046.001.0001\_R) [18]
- 269 Exhibit 11 – Statement of Esplin, Attachment 8 (WIT.005.001.0738)
- 270 Exhibit 11 – Statement of Esplin, Attachment 8 (WIT.005.001.0738) at 0742
- 271 Exhibit 11 – Statement of Esplin, Attachment 8 (WIT.005.001.0738) at 0742
- 272 Exhibit 11 – Statement of Esplin, Attachment 8 (WIT.005.001.0738) at 0748
- 273 Exhibit 11 – Statement of Esplin, Attachment 8 (WIT.005.001.0738) at 0739, 0751

- 274 Exhibit 11 – Statement of Esplin, Attachment 8 (WIT.005.001.0738) at 0743
- 275 Exhibit 11 – Statement of Esplin, Attachment 8 (WIT.005.001.0738) at 0743
- 276 Esplin T290:13–T290:22
- 277 Exhibit 11 – Statement of Esplin, Attachment 8 (WIT.005.001.0738) at 0771
- 278 Exhibit 11 – Esplin Tender (TEN.002.001.0320)
- 279 Exhibit 11 – Esplin Tender (TEN.002.001.0320) at 0332
- 280 Exhibit 11 – Esplin Tender (TEN.002.001.0320) at 0333
- 281 Exhibit 28 – Statement of Sigmund (WIT.020.001.0001) [2]–[6]
- 282 Exhibit 28 – Statement of Sigmund (WIT.020.001.0001) [7]–[36]
- 283 Exhibit 28 – Statement of Sigmund (WIT.020.001.0001) [30]
- 284 Exhibit 28 – Statement of Sigmund (WIT.020.001.0001) [35]–[36]
- 285 Exhibit 28 – Statement of Sigmund (WIT.020.001.0001) [41]
- 286 Exhibit 28 – Statement of Sigmund (WIT.020.001.0001) [42]–[43]; T909:13–T909:23; T916:31
- 287 Exhibit 28 – Statement of Sigmund (WIT.020.001.0001) [42]
- 288 Exhibit 28 – Statement of Sigmund (WIT.020.001.0001) [36]
- 289 Sigmund T915:1–T915:6; T919:10–T920:7
- 290 Exhibit 28 – Statement of Sigmund (WIT.020.001.0001) [49]
- 291 Exhibit 28 – Statement of Sigmund (WIT.020.001.0001) [52]
- 292 Exhibit 28 – Statement of Sigmund (WIT.020.001.0001) [46]; T909:4–T909:5
- 293 Exhibit 101 – Statement of Rhodes (WIT.3004.002.0001) [32]; T3299:24–T3302:22
- 294 Lawson T2854:27–T2855:14
- 295 Lawson T2855:12–T2855:16
- 296 Exhibit 88 – Statement of Seear (WIT.042.001.0001) [16]–[18]
- 297 For further information about the operation of these sirens, see Exhibit 64 – Statement of Dwight (WIT.037.001.0001\_R); Attachment 3 (WIT.037.001.0023)
- 298 Dwight T2066:16–T2067:6
- 299 Esplin T317:28–T318:12
- 300 Rees T53:23–T54:24
- 301 Esplin T284:24–T285:10

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- 302 Exhibit 11 – Statement of Esplin, Attachment 10 (WIT.005.001.0833)
- 303 Exhibit 11 – Statement of Esplin, Attachment 10 (WIT.005.001.0833) at 0849
- 304 Exhibit 11 – Statement of Esplin, Attachment 10 (WIT.005.001.0833) at 0841
- 305 Exhibit 11 – Statement of Esplin, Attachment 10 (WIT.005.001.0833) at 0905
- 306 Exhibit 11 – Statement of Esplin (WIT.005.001.0001) [218]; T305:15–T305:17; Consolo T3886:20–T3886:31
- 307 Exhibit 45 – Statement of Pearce (WIT.032.001.0001) [111]
- 308 Exhibit 45 – Statement of Pearce (WIT.032.001.0001) [123]–[164]
- 309 Refer to evidence set out in Submissions of Counsel Assisting (SUBM.100.001.0001) [2.3.3]; Pearce T1518:24–T1538:18
- 310 Exhibit 45 – Statement of Pearce (WIT.032.001.0001) [164]; Pearce Tenders (TEN.004.002.0541); (TEN.004.002.0527)
- 311 Exhibit 45 – Statement of Pearce (WIT.032.001.0001) [165]; Attachment 17 (WIT.032.001.0261) at 0262
- 312 Exhibit 45 – Statement of Pearce (WIT.032.001.0001) [165]
- 313 Exhibit 45 – Statement of Pearce (WIT.032.001.0001) [102]
- 314 Exhibit 45 – Pearce Tender (TEN.004.002.0561)
- 315 Exhibit 11 – Statement of Esplin (WIT.005.001.0001) [225]; T309:27–T310:1
- 316 Exhibit 155 – Brumby Releases National Emergency Warning System Tender Ahead of Bushfire Season (VBRC.002.001.0001)
- 317 Exhibit 155 – Brumby Releases National Emergency Warning System Tender Ahead of Bushfire Season (VBRC.002.001.0001)
- 318 Exhibit 11 – Statement of Esplin (WIT.005.001.0001) [220]–[222]
- 319 Exhibit 118 – Statement of Consolo (WIT.5000.001.0001) [11], [81]; T3903:19–T3904:3
- 320 Exhibit 118 – Statement of Consolo (WIT.5000.001.0001) [83]; T3905:15–T3905:30
- 321 Exhibit 11 – Statement of Esplin (WIT.005.001.0001) [223]–[224]; Esplin Tender (TEN.002.001.0106); Exhibit 96 – Statement of Handmer (WIT.044.001.0002\_R) [113], [118]; Handmer T3128:4–T3128:23
- 322 Exhibit 96 – Statement of Handmer (WIT.044.001.0002\_R) [43]; T3087:2–T3087:7
- 323 Esplin T215:20–T215:28

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- 1 Exhibit 3 – Statement of Rees (WIT.004.001.0001) [236], [237.4]
- 2 Exhibit 22 – Statement of M Williams, Annexure 1 – Meteorological Aspects of the 7 February 2009 Victorian Fires, an Overview (WIT.013.001.0012) at 0026
- 3 Exhibit 3 – Statement of Rees (WIT.004.001.0001) [237.1]
- 4 Exhibit 3 – Statement of Rees (WIT.004.001.0001) [237.4]
- 5 Exhibit 3 – Statement of Rees (WIT.004.001.0001) [237.2]; see further Exhibit 22 – Statement of M Williams, Annexure 1 – Meteorological Aspects of the 7 February 2009 Victorian Fires, an Overview (WIT.013.001.0012) at 0021
- 6 Exhibit 3 – Statement of Rees (WIT.004.001.0001) [237.5]; see further Exhibit 22 – Statement of M Williams, Annexure 1 – Meteorological Aspects of the 7 February 2009 Victorian Fires, an Overview (WIT.013.001.0012) at 0021
- 7 Exhibit 3 – Statement of Rees (WIT.004.001.0001) [237.2], [237.5]
- 8 See Exhibit 3 – Statement of Rees (WIT.004.001.0001) at [236]–[243]; Rees T36:10–T38:18; Tolhurst T1037:26–T1038:7
- 9 M Williams T749:23–T749:25; M Williams T750:4–T750:9; Esplin T512:28–T513:2
- 10 Rees T40:8–T40:27; M Williams T714:15–T714:29
- 11 Rees T40:10–T40:18
- 12 Exhibit 3 – Statement of Rees (WIT.004.001.0001) [255]
- 13 Exhibit 3 – Statement of Rees (WIT.004.001.0001) [257]
- 14 Rees T38:9–T38:30; Rees T38:16–T38:17
- 15 M Williams T749:26–T749:31; M Williams T751:11–T751:14; Esplin T512:18–T513:5; M Williams T749:23–T749:28; Esplin T513:6–T513:12
- 16 Exhibit 22 – Statement of M Williams, Attachment 1 – Meteorological Aspects of the 7 February 2009 Victorian Fires, an Overview (WIT.013.001.0012) at 0194–0195; Exhibit 22 – Overview of the Meteorological Aspects of the Victorian Fires (WIT.013.002.0001) at 0074–0075; Exhibit 3 – Statement of Rees (WIT.004.001.0001) [278], [283]–[284], [292]
- 17 Patten T408:23–T408:30; Rogers T605:8–T605:12; Harvey T2194:13–T2195:26; Gobbett T1493:11–T1493:21
- 18 Exhibit 3 – Statement of Rees (WIT.001.001.0001) at 0069
- 19 M Williams T750:10–T750:24
- 20 Handmer T3102:9–T3102:13
- 21 Handmer T3104:12–T3104:25; Handmer T3164:18–T3165:3
- 22 Handmer T3101:27–T3102:13; M Williams T750:10–T750:15; Tolhurst T1036:30–T1038:30
- 23 Commonwealth of Australia (SUBM.100.007.0002) [41]
- 24 State of Victoria (SUBM.100.005.0001) [63]–[65]
- 25 Edwards T2895:3–T2895:30; Edwards T2900:6–T2900:25
- 26 Australasian Fire and Emergency Service Authorities Council (SUBM.100.002.0001) [47]
- 27 Exhibit 22 – Statement of M Williams (WIT.013.001.0002) [17]
- 28 M Williams T748:21–T749:18
- 29 M Williams T748:29–T749:22
- 30 M Williams T749:9–T749:15
- 31 Handmer T3124:4–T3124:8
- 32 M Williams T756:29–T757:1
- 33 Odgers T194:15–T194:28; see also Exhibit 10 – Statement of Odgers (WIT.008.001.0001\_R) [33]
- 34 Rogers T611:11–T611:16
- 35 Exhibit 48 – Statement of D Brown (WIT.029.001.0001\_R) [10]
- 36 D Brown T1646:11–T1646:17
- 37 Exhibit 67 – Statement of Harvey (WIT.036.001.0001\_R) [39]–[41]; Harvey T2195:14–T2195:16
- 38 Exhibit 121 – Statement of Ward (WIT.052.001.0001\_R) [41]
- 39 Rees T41:2–T41:11
- 40 Rees T41:12–T41:16
- 41 Counsel Assisting (SUBM.100.001.0001), proposed recommendation 2.3.5(a)
- 42 State of Victoria (SUBM.100.005.0001) [63], [65]
- 43 Commonwealth of Australia (SUBM.100.007.0002) [39]–[40]
- 44 Australasian Fire and Emergency Service Authorities Council (SUBM.100.002.0001) [21]

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- 45 Exhibit 3 – Rees (WIT.004.001.0001) [211]
- 46 Exhibit 6 – Waller (WIT.002.002.0001) [113]–[114]

- 47 Exhibit 17 – Statement of Spooner (WIT.011.001.0001\_R) [18]–[19]; Spooner T473:20–T473:25; Gobbett T1496:27–T1496:31; Exhibit 87 – Statement of Ananiev (WIT.040.001.0001\_R) [5], [16]; Ananiev T2775:3–T2775:12; Ananiev T2777:1–T2777:23; Exhibit 97 – Statement of O’Neill (WIT.047.001.0001\_R) [11], [13]; O’Neill T3199:20–T3199:21; O’Neill T3201:29–T3202:5; Exhibit 114 – Statement of D O’Halloran (WIT.058.001.0001\_R) [13]; D O’Halloran T3683:23–T3683:26
- 48 Exhibit 58 – Statement of Stayner (WIT.033.001.0001) [48.c], [51], [59.c]; Stayner T1815:3–T1815:9
- 49 Venters T4621:20–T4621:28
- 50 Exhibit 126 – Bushfire CRC Interim Report (CRC.300.001.0001\_R) at 0096\_R
- 51 Exhibit 96 – Statement of Handmer (WIT.044.001.0002\_R) [67]
- 52 Exhibit 96 – Statement of Handmer (WIT.044.001.0002\_R) [69(v)]
- 53 Exhibit 96 – Statement of Handmer (WIT.044.001.0002\_R) [72]; Handmer T3123:2–T3123:16
- 54 Caughey T1699:12–T1699:17
- 55 Venters T4652:1–T4652:20
- 56 Exhibit 83 – Joint CFA/DSE Review (SUMM.022.002.0297) at 0310–0311
- 57 Rees T2373:10–T2373:27
- 58 Exhibit 3 – Statement of Rees (WIT.004.001.0001) [214]
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- 62 State of Victoria (SUBM.100.005.0001) [50]
- 63 Handmer T3098:19–T3099:18
- 64 Exhibit 96 – Statement of Handmer (WIT.044.001.0002\_R) [76]
- 65 Exhibit 96 – Statement of Handmer (WIT.044.001.0002\_R) [78]
- 66 Handmer T3122:26–T3123:1
- 67 Exhibit 96 – Statement of Handmer (WIT.044.001.0002\_R) [74], [77]; Handmer T3123:24–T3124:2
- 68 Exhibit 58 – Statement of Stayner (WIT.033.001.0001) [94]–[96]; Stayner T1824:21–T1824:28
- 69 M Williams T757:10–T757:22

## THE VICTORIAN BUSHFIRE INFORMATION LINE

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- 70 Exhibit 137 – Statement of Venters (WIT.3024.002.0001) [10]
- 71 Exhibit 137 – Statement of Venters (WIT.3024.002.0001) [23], [25]
- 72 Exhibit 137 – Statement of Venters (WIT.3024.002.0001) [9]
- 73 Exhibit 137 – Statement of Venters (WIT.3024.002.0001) [12]
- 74 Exhibit 137 – Statement of Venters (WIT.3024.002.0001) [23]–[25]
- 75 Exhibit 137 – Statement of Venters (WIT.3024.002.0001) [28]
- 76 Exhibit 137 – Statement of Venters (WIT.3024.002.0001) [29]
- 77 Exhibit 137 – Statement of Venters (WIT.3024.002.0001) [13]; Exhibit 6 – Statement of Waller (WIT.002.002.0001) [107]–[108]; Exhibit 11 – Debrief Outcomes Significant Victorian Fires December 2005 and January 2006 (TEN.002.001.0002) at 0024
- 78 Exhibit 137 – Statement of Venters (WIT.3024.002.0001) [14]; Exhibit 101 – Statement of Rhodes (WIT.3004.002.0001) [159]
- 79 Exhibit 137 – Statement of Venters (WIT.3024.002.0001) [82]
- 80 Exhibit 137 – Statement of Venters (WIT.3024.002.0001) [16]
- 81 Exhibit 137 – Statement of Venters (WIT.3024.002.0001) [54]
- 82 Exhibit 137 – Statement of Venters (WIT.3024.002.0001) [55]
- 83 Exhibit 137 – Statement of Venters (WIT.3024.002.0001) [81]
- 84 Exhibit 137 – Statement of Venters, Attachment 1 (DSE.USB9.0055.0001)
- 85 Exhibit 137 – Statement of Venters, Attachment 1 (DSE.USB9.0055.0001) at 0014
- 86 Exhibit 137 – Statement of Venters (WIT.3024.002.0001) [17], [20]
- 87 Exhibit 147 – Statement of Hogg (WIT.6000.001.0001) [4]–[8]
- 88 Exhibit 147 – Statement of Hogg (WIT.6000.001.0001) [9]
- 89 Exhibit 147 – Statement of Hogg, Attachment A (WIT.6000.001.0015)
- 90 Exhibit 137 – Statement of Venters (WIT.3024.002.0001) [108]; Exhibit 147 – Statement of Hogg (WIT.6000.001.0001) [17]; Attachment A (WIT.6000.001.0015) at 0037–0038
- 91 Exhibit 147 – Statement of Hogg (WIT.6000.001.0001) [10]; Attachment A (WIT.6000.001.0015) at 0034; Venters T4614:24–T4615:3; Hogg T4705:23–T4705:31
- 92 Exhibit 147 – Statement of Hogg (WIT.6000.001.0001) [10]; Statement of Hogg, Attachment A (WIT.6000.001.0015) at 0034–0038; Venters T4618:5–T4618:9
- 93 Venters T4617:29–T4618:11; Venters T4649:20–T4650:1
- 94 Exhibit 137 – Statement of Venters (WIT.3024.002.0001) [53]

- 95 Exhibit 137 – Statement of Venters (WIT.3024.002.0001) [73]
- 96 Exhibit 137 – Statement of Venters (WIT.3024.002.0001) [107], [113]; Annexure 8 (WIT.3024.002.0035) at 0036; Venters T4602:13–T4602:25
- 97 Exhibit 137 – Statement of Venters (WIT.3024.002.0001) [113]; Venters T4602:13–T4602:25; Venters T4604:27–T4605:4
- 98 Exhibit 137 – Statement of Venters (WIT.3024.002.0001) [107]; Venters T4601:24–T4601:26; Venters T4662:10–T4662:22
- 99 Venters T4662:23–T4662:31
- 100 Exhibit 137 – Statement of Venters (WIT.3024.002.0001); Venters T4608:3–T4608:23
- 101 Exhibit 137 – Statement of Venters (WIT.3024.002.0001) [52]; Venters T4601:2–T4601:4; Venters T4656:28–T4657:2
- 102 Venters T4608:9–T4608:12; Venters T4608:24–T4609:17
- 103 Exhibit 137 – Statement of Venters (WIT.3024.002.0001) [49]
- 104 Exhibit 137 – Statement of Venters (WIT.3024.002.0001) [58]–[61]; Attachment 1 (DSE.USB9.0055.0001)
- 105 Exhibit 137 – Statement of Venters (WIT.3024.002.0001) [15], [74]; Tender (DSE.HDD.0016.0722), (DSE.HDD.0016.0738), (DSE.HDD.0016.0762), (DSE.HDD.0016.0560), (DSE.HDD.0016.0627), (DSE.HDD.0016.0690), (DSE.HDD.0016.0698); Exhibit 11 – Debrief Outcomes Significant Victorian Fires December 2005 and January 2006 (TEN.002.001.0002) at 0024; Exhibit 6 – Statement of Waller (WIT.002.002.0001) [109]
- 106 Exhibit 6 – Statement of Waller (WIT.002.002.0001) [110]; Exhibit 137 – Statement of Venters (WIT.3024.002.0001) [34], [86]–[88]; Venters T4623:21–T4623:30
- 107 Exhibit 137 – Statement of Venters (WIT.3024.002.0001) [75]; Attachment 9 (WIT.3024.002.0038)
- 108 Exhibit 137 – Statement of Venters (WIT.3024.002.0001) [74], [78]
- 109 Exhibit 137 – Statement of Venters (WIT.3024.002.0001) [75], [77]
- 110 Exhibit 137 – Statement of Venters (WIT.3024.002.0001) [78]–[79]
- 111 Exhibit 137 – Statement of Venters (WIT.3024.002.0001) [80], [93]; Venters T4597:28–T4598:5; Exhibit 138 – Statement of Millington (WIT.3024.002.0081) [15]
- 112 Exhibit 138 – Statement of Millington (WIT.3024.002.0081) [16]–[17]; Annexure 2 (WIT.3024.002.0091); Exhibit 149 – Statement of Henshaw (WIT.3004.009.0096) [70]; Venters T4635:19–T4637:10; Millington T4675:9–T4678:29
- 113 Exhibit 137 – Statement of Venters (WIT.3024.002.0001) [66]
- 114 Exhibit 137 – Statement of Venters (WIT.3024.002.0001) [67.2]
- 115 Exhibit 137 – Statement of Venters (WIT.3024.002.0001) [68]
- 116 Exhibit 138 – Statement of Millington, Attachment 1 (WIT.3024.002.0088); Exhibit 147 – Statement of Hogg, Attachment A (WIT.6000.001.0015)
- 117 Exhibit 137 – Statement of Venters, Attachment 7 (WIT.3024.002.0033); Hogg T4704:12–T4705:6
- 118 Venters T4612:4–T4612:7; Venters T4612:23–T4613:8; Hogg T4704:12–T4704:15
- 119 Exhibit 138 – Statement of Millington (WIT.3024.002.0081) [11]; Attachment 1 (WIT.3024.002.0088)
- 120 Exhibit 137 – Statement of Venters (WIT.3024.002.0001) [67.2], [69]
- 121 Exhibit 137 – Statement of Venters (WIT.3024.002.0001) [70]; Attachment 6 (DSE.HDD.0013.2054); Venters T4600:23–T4601:1; Venters T4606:29–T4607:5; Venters T4671:10–T4671:17
- 122 Exhibit 147 – Statement of Hogg (WIT.6000.001.0001) [22]
- 123 Exhibit 138 – Statement of Millington, Annexure 2 (WIT.3024.002.0091)
- 124 Exhibit 147 – Statement of Hogg (WIT.6000.001.0001) [26]–[27]; Exhibit 137 – Statement of Venters (WIT.3024.002.0001) [114]
- 125 Exhibit 147 – Statement of Hogg (WIT.6000.001.0001) [28]
- 126 Exhibit 147 – Statement of Hogg (WIT.6000.001.0001) [29]
- 127 Millington T4686:26–T4687:3
- 128 Hogg T4706:29–T4707:3
- 129 Exhibit 147 – Statement of Hogg (WIT.6000.001.0001) [18]; Hogg T4701:29–T4702:12
- 130 Exhibit 137 – Statement of Venters (WIT.3024.002.0001) [108], [116]; Venters T4610:18–T4610:21, T4611:26–T4611:27
- 131 Exhibit 147 – Statement of Hogg (WIT.6000.001.0001) [29]–[34]
- 132 Venters T4667:21–T4667:24
- 133 Exhibit 147 – Statement of Hogg (WIT.6000.001.0001) [34]; Exhibit 137 – Statement of Venters (WIT.3024.002.0001) [116]
- 134 Hogg T4701:29–T4702:18; Hogg T4723:16–T4723:26
- 135 Exhibit 137 – Statement of Venters (WIT.3024.002.0001) [88]–[89]
- 136 Exhibit 137 – Statement of Venters (WIT.3024.002.0001) [92]
- 137 Findings drawn from chart contents, Exhibit 137 – Statement of Venters (WIT.3024.002.0001) [133]–[136]; Tender (INF.007.001.0010) and Venters T4624:12–T4627:2
- 138 Exhibit 3 – Statement of Rees (WIT.004.001.0001) at 0096
- 139 Exhibit 100 – Statement of Caughey, Tender (DSE.HDD.0017.0117), (DSE.HDD.0017.0470), (DSE.HDD.0017.0648) (DSE.HDD.0017.0649), (DSE.HDD.0017.0651)
- 140 Exhibit 137 – Statement of Venters, Tender (DSE.HDD.0017.0143)
- 141 Exhibit 3 – Statement of Rees (WIT.004.001.0001) at 0098
- 142 Exhibit 137 – Statement of Venters, Tender (DSE.HDD.0017.0062)

- 143 Exhibit 137 – Statement of Venters, Tender (DSE.HDD.0017.0072)
- 144 Exhibit 3 – Statement of Rees (WIT.004.001.0001) at 0100
- 145 Exhibit 137 – Statement of Venters, Tender (DSE.HDD.0017.0070)
- 146 Exhibit 137 – Statement of Venters, Tender (DSE.HDD.0017.0077)
- 147 Exhibit 3 – Statement of Rees (WIT.004.001.0001) at 0102
- 148 Exhibit 137 – Statement of Venters, Tender (DSE.HDD.0016.0222)
- 149 Exhibit 137 – Statement of Venters, Tender (DSE.HDD.0016.0244)
- 150 Exhibit 3 – Statement of Rees (WIT.004.001.0001) at 0104
- 151 Exhibit 137 – Statement of Venters, Tender (DSE.HDD.0017.0091), (DSE.HDD.0017.0732)
- 152 Exhibit 137 – Statement of Venters, Tender (DSE.HDD.0017.0109)
- 153 Exhibit 6 – Statement of Waller (WIT.002.002.0001) [331]
- 154 Exhibit 137 – Statement of Venters, Tender (DSE.HDD.0017.0130), (DSE.HDD.0017.0415)
- 155 Exhibit 137 – Statement of Venters, Tender (DSE.HDD.0017.0153), (DSE.HDD.0017.0404)
- 156 Exhibit 137 – Statement of Venters, Tender (DSE.HDD.0017.0162)
- 157 Exhibit 3 – Statement of Rees (WIT.004.001.0001) at 0106
- 158 Exhibit 137 – Statement of Venters, Tender (DSE.HDD.0017.0124), (DSE.HDD.0017.0672)
- 159 Exhibit 137 – Statement of Venters, Tender (DSE.HDD.0017.0134), (DSE.HDD.0017.0729)
- 160 Exhibit 137 – Statement of Venters, Tender (DSE.HDD.0017.0154)
- 161 Exhibit 3 – Statement of Rees (WIT.004.001.0001) at 0110
- 162 Exhibit 137 – Statement of Venters, Tender (DSE.HDD.0017.0249)
- 163 Exhibit 137 – Statement of Venters, Tender (DSE.HDD.0017.0305)
- 164 Exhibit 137 – Statement of Venters, Tender (DSE.HDD.0017.0321), (DSE.HDD.0017.0491)
- 165 Exhibit 3 – Statement of Rees (WIT.004.001.0001) at 0108
- 166 Exhibit 137 – Statement of Venters, Tender (DSE.HDD.0017.0163), (DSE.HDD.0017.0654)
- 167 Exhibit 137 – Statement of Venters, Tender (DSE.HDD.0017.0328)
- 168 Exhibit 137 – Statement of Venters (WIT.3024.002.0001) [139]
- 169 Exhibit 6 – Statement of Waller (WIT.002.002.0001) [359]
- 170 Exhibit 137 – Statement of Venters, Tender (DSE.HDD.0017.0265), (DSE.HDD.0017.0396)
- 171 Exhibit 137 – Statement of Venters, Tender (DSE.HDD.0017.0278)
- 172 See endnotes 138 – 171 above
- 173 Exhibit 138 – Statement of Millington, Annexure 2 (WIT.3024.002.0091) at 0093; Millington T4676:14–T4677:27
- 174 Exhibit 137 – Statement of Venters (WIT.3024.002.0001) [136]
- 175 Venters T4625:18–T4625:20
- 176 Note: the figure of 12,819 calls given in Venters statement does not appear to include the 27 calls that elected to use the after-hours automated system. Exhibit 137 – Statement of Venters (WIT.3024.002.0001) [117]; Annexure 17 (DSE.HDD.0016.0118) at 0118
- 177 Exhibit 137 – Statement of Venters, Annexure 17 (DSE.HDD.0016.0118); Venters T4599:27–T4600:7; Venters T4628:20–T4628:21
- 178 Exhibit 137 – Statement of Venters, Annexure 17 (DSE.HDD.0016.0118)
- 179 Exhibit 137 – Statement of Venters, Annexure 17 (DSE.HDD.0016.0118)
- 180 Exhibit 137 – Statement of Venters, Annexure 17 (DSE.HDD.0016.0118) at 0118
- 181 Exhibit 137 – Statement of Venters (WIT.3024.002.0001) [129]; Venters Tender (DSE.HDD.0016.0136); Venters T4645:1–T4646:7
- 182 Exhibit 137 – Statement of Venters (WIT.3024.002.0001) [104]; Hogg T4696:15–T4696:29
- 183 Exhibit 147 – Statement of Hogg (WIT.6000.001.0001) [53(a)]; Hogg T4710:24–T4710:31
- 184 Exhibit 137 – Statement of Venters, Annexure 14 (WIT.3024.002.0046); Exhibit 147 – Statement of Hogg (WIT.6000.001.0001) [48], [51]
- 185 Exhibit 137 – Statement of Venters, Annexure 17 (DSE.HDD.0016.0118); Venters T4645:25–T4645:27
- 186 Hogg T4697:30–T4698:17
- 187 Exhibit 147 – Statement of Hogg, Attachment G (WIT.6000.001.0349) at 0350
- 188 Exhibit 147 – Statement of Hogg (WIT.6000.001.0001) [40]
- 189 Exhibit 147 – Statement of Hogg, Attachment I (WIT.6000.001.0354) at 0356; Hogg T4709:28–T4710:1; Venters T4672:16–T4672:20
- 190 Exhibit 147 – Statement of Hogg, Attachment A (WIT.6000.001.0015) at 0036
- 191 Exhibit 137 – Statement of Venters (WIT.3024.002.0001) [102]–[103]
- 192 Exhibit 137 – Statement of Venters, Tender (DSE.HDD.0016.0001\_I\_01\_R)
- 193 Venters T4635:19–T4640:28
- 194 Venters T4641:1–T4641:8
- 195 Exhibit 29 – Statement of Ferguson (WIT.022.001.0001\_R) [20]; Ferguson T932:22–T933:11
- 196 Exhibit 23 – Statement of Davey (WIT.019.001.0001\_R) [20]; Davey T782:10–T782:26

- 197 Exhibit 95 – Statement of Fraser (WIT.048.001.0001\_R) [8]; Fraser T3048:22–T3049:10
- 198 See for example call logged to VBIL at 10:16:23 pm and 10:17:18 pm from caller in metropolitan Melbourne in relation to plans for a barbeque the following day: Exhibit 137 – Statement of Venters (WIT.3024.002.0001) [73]; Statement of Venters, Tender (DSE.HDD.0016.0001\_L01\_R) at 0001\_L\_68\_R; Venters T4641:22–T4642:6
- 199 Exhibit 83 – Joint CFA/DSE Review of Effectiveness of Information Flow to Communities and Media during Fire Incidents (SUMM.022.002.0297) at 0308–0309
- 200 Exhibit 137 – Statement of Venters, Tender (WIT.3024.002.0051); Venters T4627:14–T4627:17; Venters T4643:6–T4644:18
- 201 Submissions of the State of Victoria (SUBM.100.005.0001) [157]
- 202 Submissions of the State of Victoria (SUBM.100.005.0001) [159]
- 203 Submissions of the State of Victoria (SUBM.100.005.0001) [157]
- 204 Submissions of the Commonwealth of Australia (SUBM.100.007.0002) [96]

## 6 RELOCATION

### INTRODUCTION

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- 1 Exhibit 44 – Statement of Munns (WIT.3004.001.0065) [13]; Munns T1374:12–T1374:19. See also Exhibit 101 – Statement of Rhodes (WIT.3004.002.0001) [275]; Exhibit 106 – Statement of McCaffrey (WIT.038.001.0001) [34]
- 2 Exhibit 16 – Statement of Haynes (WIT.001.001.0001) [25(iii)]
- 3 Exhibit 49 – Statement of P O'Halloran, Attachment 1 (WIT.3010.001.0007) at 0007. The circumstances in which each person died will be the subject of more detailed investigation in future hearings.
- 4 Exhibit 49 – Statement of P O'Halloran, Attachment 1 (WIT.3010.001.0007) at 0007. Of the 173 people whose deaths were attributed to the fires on 7 February 2009, 113 were found in houses.

### THE TERMINOLOGY OF EVACUATION

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- 5 Exhibit 11 – Statement of Esplin, Attachment 2 (WIT.005.001.0123)
- 6 Exhibit 11 – Statement of Esplin, Attachment 2 (WIT.005.001.0123) at 0184
- 7 Exhibit 11 – Statement of Esplin, Attachment 2 (WIT.005.001.0123) at 0184
- 8 AFAC (SUBM.100.002.0001) [28]
- 9 State of Victoria (SUBM.100.005.0001) [69]
- 10 AFAC (SUBM.100.002.0001) [28]

### LEGISLATIVE AND POLICY FRAMEWORK

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- 11 *Emergency Management Act 1986*, s. 24
- 12 A State of Disaster can be declared under s. 23 of the *Emergency Management Act 1986*. A State of Disaster was not declared on 7 February. Power to compel evacuation can be found under s. 24(2)(e) of the *Emergency Management Act 1986*.
- 13 *Emergency Management Act 1986*, s. 24(7)
- 14 *Emergency Management Act 1986*, s. 36B(1)(c)
- 15 *Emergency Management Act 1986*, s. 36B(2). There is no evidence that police made any declaration of an emergency area on 7 February.
- 16 The SERP is Part 3 of the Manual; see Exhibit 11 – Statement of Esplin, Attachment 2 (WIT.005.001.0123) at 0184. The provisions of the SERP that relate to evacuation are discussed in Chapter 10.
- 17 Exhibit 11 – Statement of Esplin, Attachment 2 (WIT.005.001.0123) at 0184
- 18 Exhibit 11 – Statement of Esplin, Attachment 2 (WIT.005.001.0123) at 0176
- 19 Exhibit 11 – Statement of Esplin, Attachment 2 (WIT.005.001.0123) at 0442–0443
- 20 Exhibit 66 – Statement of Collins, Attachment 1 (WIT.3010.001.0025) at 0036
- 21 Exhibit 101 – Statement of Rhodes, Attachments (WIT.3004.003.0049); Attachment (WIT.3004.002.0864)
- 22 Exhibit 101 – Statement of Rhodes (WIT.3004.002.0001) [85]; Attachment (WIT.3004.003.0049) at 0049
- 23 Exhibit 101 – Statement of Rhodes, Attachment (WIT.3004.003.0049)
- 24 Exhibit 101 – Statement of Rhodes (WIT.3004.002.0001) [87]–[88]
- 25 Exhibit 101 – Statement of Rhodes, Attachment (WIT.3004.002.0864)
- 26 Exhibit 101 – Statement of Rhodes, Attachment (WIT.3004.002.0864) at 0867
- 27 Exhibit 3 – Statement of Rees, Annexure 6 (WIT.004.001.0238) at 0241
- 28 Exhibit 3 – Statement of Rees, Annexure 6 (WIT.004.001.0238) at 0240

### ARGUMENTS AGAINST COMPULSORY EVACUATION

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- 29 State of Victoria (SUBM.100.005.0001) [71(f)]; Esplin T377:12–T377:24; Exhibit 101 – Statement of Rhodes (WIT.3004.002.0001) [292(c)]; Rhodes T3326:1–T3326:4; Exhibit 106 – Statement of McCaffrey (WIT.038.001.0001) [38]; McCaffrey T3455:16–T3455:29
- 30 Exhibit 102 – Rhodes Tender, Hazard Warning Systems: Review of 20 Years of Progress (TEN.036.001.0001) at 0003

- 31 Esplin T381:30–T383:4; Exhibit 106 – Statement of McCaffrey (WIT.038.001.0001) [36]–[37]; McCaffrey T3453:14–T3453:28; Exhibit 101 – Statement of Rhodes (WIT.3004.002.0001) [290]; Rhodes T3363:18–T3364:9; Nicholson T4492:14–T4492:27; State of Victoria (SUBM.100.005.0001) [71(e)–(f)]
- 32 McCaffrey T3453:14–T3453:21
- 33 Exhibit 120 – Evacuation in Wildfires: The Australian Experience (TEN.038.001.0010) at 0011; Volunteer Fire Brigades Inc (SUBM.100.004.0001) [104]
- 34 Ferguson T955:17–T955:21; Olorenshaw T1901:20–T1901:27; Exhibit 97 – Statement of O’Neill (WIT.047.001.0001\_R) [36]; O’Neill T3211:26–T3212:16; P Brown T3547:31–T3548:3
- 35 Olorenshaw T1901:20–T1901:27
- 36 Exhibit 101 – Statement of Rhodes (WIT.3004.002.0001) [292(g)]; Exhibit 106 – Statement of McCaffrey (WIT.038.001.0001) [38]; Exhibit 133 – Statement of Nicholson, Attachment 11 (WIT.056.001.0286) at 0289
- 37 Ferguson T955:17–T955:21; O’Neill T3212:8–T3212:14
- 38 Exhibit 101 – Statement of Rhodes (WIT.3004.002.0001) [290], [292(f)]; Volunteer Fire Brigades Inc (SUBM.100.004.0001) [99]–[102]
- 39 Exhibit 97 – Statement of O’Neill (WIT.047.001.0001\_R) [36]
- 40 Esplin T535:1–T535:5; T545:10–T546:6; Exhibit 101 – Statement of Rhodes (WIT.3004.002.0001) [290], [292(a)]; Exhibit 106 – Statement of McCaffrey (WIT.038.001.0001) [35]; State of Victoria (SUBM.100.005.0001) [71(d)]
- 41 Exhibit 101 – Statement of Rhodes (WIT.3004.002.0001) at 0049

## RELOCATION ON 7 FEBRUARY

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- 42 Exhibit 3 – Statement of Rees, Attachment 31 (WIT.004.001.0509), for example awareness message for Saunders Rd, Kilmore East Fire at 0515, awareness message for Bunyip Ridge Fire at 0520
- 43 Exhibit 3 – Statement of Rees, Attachment 31 (WIT.004.001.0509), for example awareness message for Camperdown–Danedite Road Fire at 0532
- 44 Exhibit 3 – Statement of Rees, Attachment 31 (WIT.004.001.0509), for example alert message for Bunyip Ridge Fire at 0544
- 45 Exhibit 3 – Statement of Rees, Attachment 31 (WIT.004.001.0509), for example urgent threat message for Murrindindi Mill Fire at 0567–0568
- 46 Exhibit 7 – 774 ABC Radio Transcript (SUMM.001.002.0001) at 0012, 0049, 0072, 0122, 0186
- 47 Exhibit 7 – 774 ABC Radio Transcript (SUMM.001.002.0001) at 0138
- 48 Exhibit 7 – 774 ABC Radio Transcript (SUMM.001.002.0001) at 0155
- 49 See Exhibit 3 – Statement of Rees, Attachment 31 (WIT.004.001.0509) at 0528, urgent threat message, Churchill–Glendonald Road Fire for communities of Hazelwood South, Jeeralang, Jeeralang North, Jeeralang Junction
- 50 Exhibit 7 – 774 ABC Radio Transcript (SUMM.001.002.0001) at 0232
- 51 Exhibit 3 – Statement of Rees, Attachment 31 (WIT.004.001.0509) at 0546, urgent threat message, Kilmore East Fire, for communities of Hidden Valley, Wandong, Heathcote Junction and Upper Plenty
- 52 Exhibit 7 – 774 ABC Radio Transcript (SUMM.001.002.0001) at 0296
- 53 Exhibit 3 – Statement of Rees, Annexure 31 (WIT.004.001.0509)
- 54 Exhibit 126 – Bushfire CRC Interim Report (CRC.300.001.0001\_R)
- 55 Exhibit 126 – Bushfire CRC Interim Report (CRC.300.001.0001\_R) at 0104
- 56 Exhibit 126 – Bushfire CRC Interim Report (CRC.300.001.0001\_R) at 0104
- 57 Exhibit 126 – Bushfire CRC Interim Report (CRC.300.001.0001\_R) at 0105
- 58 Exhibit 126 – Bushfire CRC Interim Report (CRC.300.001.0001\_R) at 0105
- 59 Exhibit 10 – Statement of Odgers (WIT.008.001.0001\_R) [6]–[7]; Odgers T190:8–T190:12; Odgers T190:26–T190:29
- 60 Exhibit 10 – Statement of Odgers (WIT.008.001.0001\_R) [30]
- 61 Exhibit 10 – Statement of Odgers (WIT.008.001.0001\_R) [32]
- 62 Exhibit 17 – Statement of Spooner (WIT.011.001.0001\_R) [10]; Exhibit 87 – Statement of Ananiev (WIT.040.001.0001\_R) [6]; Exhibit 91 – Statement of Scott (WIT.045.001.0001\_R) [7]; Exhibit 103 – Statement of Barber (WIT.046.001.0001\_R) [12]; Exhibit 114 – Statement of D O’Halloran (WIT.058.001.0001\_R) [7]; Exhibit 134 – Statement of Hainsworth (WIT.059.001.0001\_R) [9]
- 63 Exhibit 121 – Statement of Ward (WIT.052.001.0001\_R) [11]–[12], [24]
- 64 D O’Halloran T3681:22–T3682:25; T3717:15–T3718:25
- 65 D O’Halloran T3682:9–T3682:10; T3717:31–T3718:1
- 66 Hainsworth T4533:19–T4533:22
- 67 Exhibit 19 – Statement of Walshe (WIT.003.002.0001) [124]
- 68 Exhibit 19 – Statement of Walshe (WIT.003.002.0001) [131]–[132]; Walshe T657:25–T658:5
- 69 Exhibit 19 – Statement of Walshe (WIT.003.002.0001) [138]–[139]; Walshe T658:23–T659:9
- 70 Exhibit 19 – Statement of Walshe (WIT.003.002.0001) [140]–[142]; Walshe T659:10–T660:10
- 71 Exhibit 61 – Statement of Olorenshaw (WIT.034.001.0001\_R) [23]–[28]; Olorenshaw T1877:1–T1879:6
- 72 Exhibit 19 – Statement of Walshe (WIT.003.002.0001) [134]–[137]; Walshe T658:6–T658:22
- 73 Exhibit 64 – Statement of Dwight (WIT.037.001.0001\_R) [40]–[50]; Dwight T2067:19–T2072:22
- 74 Dwight T2068:10–T2068:22

- 75 Exhibit 39 – Statement of Hull (WIT.030.001.0001\_R) [14]. Mr Hull took shelter in the lake next to the oval during the passage of the firefront.
- 76 Exhibit 39 – Statement of Hull (WIT.030.001.0001\_R) [15]
- 77 Dwight T2076:23–T2077:3
- 78 Dwight T2077:6–T2077:11
- 79 Walshe T660:10–T660:31
- 80 Exhibit 91 – Statement of Scott (WIT.045.001.0001\_R) [30]; Scott T2927:6–T2927:12
- 81 Compare Exhibit 70 – Statement of Casey (WIT.035.001.0001\_R) [7] with Exhibit 34 – Statement of Kane (WIT.017.001.0001\_R) [9]–[10], [13(2)]; Kane T1057:2–T1057:8
- 82 Exhibit 28 – Statement of Sigmund (WIT.020.001.0001); Sigmund T893:4–T909:31

## PROTOCOLS FOR RECOMMENDING TIMELY RELOCATION

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- 83 Waller T109:11–T110:11; Rees T2505:13–T2507:2; Exhibit 22 – Statement of M Williams, Annexure 1 (WIT.013.001.0012) at 0073
- 84 Exhibit 107 – Statement of Barca (WIT.3026.001.0001) [35]; Barca T3471:2–T3471:14; Exhibit 44 – Statement of Munns (WIT.3004.001.0065) [32]; Munns T1356:4–T1357:9; Exhibit 115 – Statement of Cowan (WIT.3004.009.0001) [17]
- 85 Willans T3035:15–T3036:8
- 86 Exhibit 66 – Collins Tender (SERO Log) (TEN.020.003.0001) at 0003; Collins T2175:16–T2176:14
- 87 Exhibit 3 – Statement of Rees (WIT.004.001.0001) [359]–[360]. For further detail on the impact of the wind change, see Chapter 1.
- 88 See for example Exhibit 42 – Statement of Kreltszheim (WIT.3004.001.0032) [21]–[22]; Exhibit 50 – Statement of Lawrence (WIT.3004.001.0197) [16], [20], [25]; Exhibit 107 – Statement of Barca (WIT.3026.001.0001) [27]–[22], [33]–[36]
- 89 Exhibit 42 – Statement of Kreltszheim (WIT.3004.001.0032) [22], [26], [29]; Exhibit 50 – Statement of Lawrence (WIT.3004.001.0197) [16]–[20]; Exhibit 107 – Statement of Barca (WIT.3026.001.0001) [34]
- 90 AFAC (SUBM.100.002.0001) [26]
- 91 See paragraph 6.50
- 92 State of Victoria (SUBM.100.005.0001) [71(c)]
- 93 Exhibit 10 – Statement of Odgers (WIT.008.001.0001\_R) [6]; Odgers T193:24; Exhibit 39 – Statement of Hull (WIT.030.001.0001\_R) [24]; Exhibit 70 – Statement of Casey (WIT.035.001.0001\_R) [8]; Casey T2358:5–T2359:13; Exhibit 73 – Statement of McCulloch (WIT.043.001.0001\_R) [18]; McCulloch T2451:14–T2452:1; Exhibit 87 – Statement of Ananiev (WIT.040.001.0001\_R) [22]; Exhibit 91 – Statement of Scott (WIT.045.001.0001\_R) [18]; Scott T2925:31–T2926:18; Exhibit 114 – Statement of D O'Halloran (WIT.058.001.0001\_R) [22]; D O'Halloran T3690:9–T3690:13; Exhibit 121 – Statement of Ward (WIT.052.001.0001\_R) [30]; Exhibit 134 – Statement of Hainsworth (WIT.059.001.0001\_R) [32]; Hainsworth T4540:14
- 94 Exhibit 46 – Statement of Gobbett (WIT.026.001.0001\_R) [14]; Gobbett T1500:2–T1500:7; Exhibit 61 – Statement of Olorenshaw (WIT.034.001.0001\_R) [109]; Olorenshaw T1898:20–T1898:29; Exhibit 108 – Statement of P Brown (WIT.053.001.0001\_R) [40]; P Brown T3525:15–T3525:30 (WIT.034.001.0001\_R) [109]; Olorenshaw T1898:20–T1898:29; Exhibit 108 – Statement of P Brown (WIT.053.001.0001\_R) [40]; P Brown T3525:15–T3525:30
- 95 Exhibit 106 – Statement of McCaffrey (WIT.038.001.0001) [33]; Attachment F (WIT.038.001.0132) at 0135; McCaffrey T3424:3–T3425:5
- 96 Exhibit 106 – Statement of McCaffrey (WIT.038.001.0001) [33]; McCaffrey T3425:8–T3425:15
- 97 Details of the State's proposal is at State of Victoria (RESP.3000.001.0001) [15]–[20]
- 98 Exhibit 11 – Statement of Esplin, Attachment 2 (WIT.005.001.0123) at 0315–0317

## 7 STAY OR GO

### THE CURRENT 'STAY OR GO' POLICY AS APPLIED IN VICTORIA

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- 1 Exhibit 49 – Statement of P O'Halloran (WIT.3010.001.0001); Attachment 1 (WIT.3010.001.0007)
- 2 Esplin T376:5–T376:6; State of Victoria (SUBM.100.005.0001) [72]
- 3 Exhibit 3 – Statement of Gledhill, Attachment 1 (WIT.025.002.0027)
- 4 Exhibit 3 – Statement of Gledhill, Attachment 1 (WIT.025.002.0027) at 0030
- 5 Exhibit 84 – Statement of N Brown (WIT.023.002.0001) [27]–[30]
- 6 N Brown T2705:21–T2706:11
- 7 Exhibit 101 – Statement of Rhodes (WIT.3004.002.0001) [83]
- 8 Exhibit 85 – Statement of Gledhill, Attachment 1 (WIT.025.002.0027) at 0032
- 9 Exhibit 85 – Statement of Gledhill, Attachment 1 (WIT.025.002.0027) at 0032
- 10 Exhibit 85 – Statement of Gledhill, Attachment 1 (WIT.025.002.0027) at 0032–0033
- 11 Exhibit 85 – Statement of Gledhill, Attachment 1 (WIT.025.002.0027) at 0033
- 12 Exhibit 85 – Statement of Gledhill, Attachment 1 (WIT.025.002.0027) at 0033
- 13 Exhibit 46 – Statement of Gobbett (WIT.026.001.0001\_R) [6]–[7]; Gobbett T1498:8–T1498:29; Exhibit 48 – Statement of D Brown (WIT.029.001.0001\_R) [5]–[6]; D Brown T1645:13–T1645:26; Exhibit 61 – Statement of Olorenshaw (WIT.034.001.0001\_R) [50]–[88]; Olorenshaw T1884:25–T1890:30
- 14 Exhibit 85 – Statement of Gledhill (WIT.025.002.0001) [30]
- 15 Exhibit 101 – Statement of Rhodes, Annexure B (WIT.3004.002.0110)

- 16 Exhibit 85 – Statement of Gledhill, Attachment 1 (WIT.025.002.0027) at 0035
- 17 Exhibit 101 – Statement of Rhodes (WIT.3004.002.0001) [81]
- 18 Exhibit 101 – Statement of Rhodes (WIT.3004.002.0001) [91]; Exhibit 85 – Statement of Gledhill (WIT.025.002.0001) [13]–[19]
- 19 The quoted catchphrase comes from Exhibit 101 – Statement of Rhodes, Attachment (WIT.3004.003.0232) at 0233
- 20 See for example, Exhibit 101 – Statement of Rhodes, Attachment (WIT.3004.003.0147) at 0152
- 21 Exhibit 9 (TEN.001.001.0102) at 0102
- 22 Exhibit 101 – Statement of Rhodes, Attachment (WIT.3004.003.0147); Exhibit 9 (TEN.001.001.0102)
- 23 Exhibit 101 – Statement of Rhodes, Attachment (WIT.3004.003.0154)
- 24 Exhibit 101 – Statement of Rhodes, Attachment (WIT.3004.003.0130); Exhibit 126 – Bushfire CRC Interim Report (CRC.300.001.0001\_R) at 0136–0137
- 25 Exhibit 9 (TEN.001.001.0102) at 0106 and 0108. In Mount Macedon, where the fires had destroyed 234 of 455 houses and killed 6 people, 89 per cent of attended houses survived whereas only 44 per cent of unattended houses survived (of which one-third were assisted by neighbours, brigades or returning occupants). The Otway Ranges study also concluded that the presence of occupants and their firefighting activities (extinguishing small ignitions before fires became uncontrollable) significantly reduced the relative risk of house destruction (Ramsay, McArthur & Darling). See also Exhibit 126 – Bushfire CRC Interim Report (CRC.300.001.0001\_R) at 0137
- 26 Exhibit 101 – Statement of Rhodes, Attachment (WIT.3004.003.0147) at 0150–0151
- 27 Exhibit 101 – Statement of Rhodes, Attachment (WIT.3004.003.0147) at 0152
- 28 Exhibit 101 – Statement of Rhodes, Attachment (WIT.3004.003.0154) at 0160
- 29 Exhibit 126 – Bushfire CRC Interim Report (CRC.300.001.0001\_R) at 0136
- 30 Exhibit 126 – Bushfire CRC Interim Report (CRC.300.001.0001\_R) at 0015
- 31 Exhibit 126 – Bushfire CRC Interim Report (CRC.300.001.0001\_R) at 0216–0217
- 32 Exhibit 126 – Bushfire CRC Interim Report (CRC.300.001.0001\_R) at 0219
- 33 Exhibit 126 – Bushfire CRC Interim Report (CRC.300.001.0001\_R) at 0176
- 34 Exhibit 126 – Bushfire CRC Interim Report (CRC.300.001.0001\_R) at 0219
- 35 Exhibit 126 – Bushfire CRC Interim Report (CRC.300.001.0001\_R) at 0219
- 36 Exhibit 16 – Statement of Haynes, Attachment B (WIT.001.001.0001) at 0040
- 37 Exhibit 49 – Statement of P O'Halloran, Attachment 1 (WIT.3010.001.0007)
- 38 Gledhill T2739:6–T2739:14
- 39 Esplin T376:5–T376:6; State of Victoria (SUBM.100.005.0001) [72]
- 40 Exhibit 101 – Statement of Rhodes (WIT.3004.002.0001) [247]
- 41 Exhibit 16 – Statement of Haynes, Attachment B (WIT.001.001.0001) at 0019–0050
- 42 Exhibit 101 – Statement of Rhodes, Attachment (WIT.3004.003.0201)
- 43 Exhibit 16 – Statement of Haynes (WIT.001.001.0001) at 0009
- 44 Exhibit 16 – Statement of Haynes, Attachment B (WIT.001.001.0001) at 0040
- 45 Exhibit 16 – Statement of Haynes, Attachment B (WIT.001.001.0001) at 0021; Exhibit 101 – Statement of Rhodes, Attachment (WIT.3004.003.0147) at 0152
- 46 Exhibit 16 – Statement of Haynes, Attachment B (WIT.001.001.0001) at 0026–0027
- 47 Exhibit 16 – Statement of Haynes, Attachment B (WIT.001.001.0001) [12]–[16]; Haynes T435:23–T439:6
- 48 Exhibit 9 – (TEN.001.001.0110) at 0119
- 49 Exhibit 16 – Statement of Haynes, Attachment B (WIT.001.001.0001) at 0042–0043
- 50 Exhibit 16 – Statement of Haynes (WIT.001.001.0001) [21]; Attachment B (WIT.001.001.0001) at 0043
- 51 Exhibit 16 – Statement of Haynes, Attachment B (WIT.001.001.0001) at 0046
- 52 Exhibit 16 – Statement of Haynes, Attachment B (WIT.001.001.0001) at 0046
- 53 Exhibit 16 – Statement of Haynes, Attachment B (WIT.001.001.0001) at 0042
- 54 Exhibit 16 – Statement of Haynes, Attachment B (WIT.001.001.0001) at 0046
- 55 Exhibit 101 – Statement of Rhodes (WIT.3004.002.0001) [88]
- 56 Exhibit 101 – Statement of Rhodes (WIT.3004.002.0001) [86]–[88]
- 57 Exhibit 101 – Statement of Rhodes, Attachment (WIT.3004.003.0098) at 0122
- 58 Exhibit 101 – Statement of Rhodes, Attachment (WIT.3004.002.0685) at 0732–0733
- 59 Exhibit 101 – Statement of Rhodes, Attachment (WIT.3004.002.0685) at 0732–0733
- 60 Exhibit 101 – Statement of Rhodes (WIT.3004.002.0001) [185]–[211]
- 61 Exhibit 85 – Statement of Gledhill (WIT.025.002.0001) [29], [81]
- 62 Exhibit 85 – Statement of Gledhill, Attachment 9 (WIT.025.002.0107) at 0126–0129
- 63 Exhibit 101 – Statement of Rhodes, Attachment (WIT.3004.003.0098) at 0123–0124. See also Exhibit 96 – Statement of Handmer (WIT.044.001.0002\_R) [129]–[157]

## COMMUNITY IMPLEMENTATION OF THE STAY OR GO POLICY

- 64 Exhibit 69 – Statement of Paton (WIT.031.001.0001) [18]–[19]. See also Exhibit 11 – Statement of Esplin, Attachment 28 (WIT.005.001.1949)
- 65 Exhibit 101 – Statement of Rhodes (WIT.3004.002.0001) [52]–[54]
- 66 Exhibit 101 – Statement of Rhodes (WIT.3004.002.0001) [68]
- 67 Exhibit 126 – Bushfire CRC Interim Report (CRC.300.001.0001\_R) at 0086
- 68 For example, Exhibit 29 – Statement of Ferguson (WIT.022.001.0001\_R) [7]–[8], [31]; Exhibit 77 – Statement of Walter (WIT.041.001.0001\_R) [8(d)], [10]–[11], [14]
- 69 Exhibit 101 – Statement of Rhodes (WIT.3004.002.0001) [61]
- 70 Exhibit 46 – Statement of Gobbett (WIT.026.001.0001\_R) [7]–[11]; D Brown T1645:16–T1645:26; Exhibit 61 – Statement of Olorenshaw (WIT.034.001.0001\_R) [51]; Olorenshaw T1884:25–T1891:27
- 71 Hull T1166:8–T1166:11
- 72 Gobbett T1500:10–T1500:12
- 73 Exhibit 85 – Statement of Gledhill (WIT.025.002.0001) [47]
- 74 Exhibit 101 – Statement of Rhodes (WIT.3004.002.0001) [194]
- 75 Exhibit 126 – Bushfire CRC Interim Report (CRC.300.001.0001\_R) at 0086
- 76 Exhibit 126 – Bushfire CRC Interim Report (CRC.300.001.0001\_R) at 0091
- 77 Exhibit 126 – Bushfire CRC Interim Report (CRC.300.001.0001\_R) at 0091
- 78 Exhibit 126 – Bushfire CRC Interim Report (CRC.300.001.0001\_R) at 0092
- 79 Exhibit 46 – Statement of Gobbett (WIT.026.001.0001\_R) [7]–[8]; Gobbett T1498:12–T1498:29
- 80 Fraser T3054:15–T3056:27
- 81 Exhibit 126 – Bushfire CRC Interim Report (CRC.300.001.0001\_R) at 0197–0198
- 82 Exhibit 103 – Statement of Alice Barber (WIT.046.001.0001\_R) [19]–[20]; Exhibit 114 – Statement of D O’Halloran (WIT.058.001.0001\_R) [3]
- 83 Fraser T3054:17–T3056:24
- 84 The Commission acknowledges the evidence of Mrs Joan Davey in relation to the fire plan of her son, Robert Davey, and his wife Natasha. See Exhibit 23 – Statement of Davey (WIT.019.001.0001\_R)
- 85 Exhibit 126 – Bushfire CRC Interim Report (CRC.300.001.0001\_R) at 0098, 0106
- 86 Exhibit 9 – (TEN.001.001.0077) at 0082
- 87 Exhibit 9 – (TEN.001.001.0004)
- 88 Exhibit 85 – Statement of Gledhill (WIT.025.002.0001) [39]; Exhibit 101 – Statement of Rhodes (WIT.3004.002.0001) [68]
- 89 Exhibit 9 – (TEN.001.001.0004) at 0034, 0036
- 90 Esplin T564:19–T565:6
- 91 Esplin T575:6–T575:26; T584:12–T584:21
- 92 See for example Exhibit 85 – Statement of Gledhill, Attachment 1 (WIT.025.002.0027)
- 93 Exhibit 3 – Statement of Rees (WIT.004.001.0001) [166]–[167]; Rees T32:1–T32:14
- 94 Exhibit 9 – (TEN.001.001.0110) at 0119; Exhibit 16 – Statement of Haynes, Attachment B (WIT.001.001.0001) at 0023, 0028
- 95 See for example Davey T787:23–T787:27; Exhibit 46 – Statement of Gobbett (WIT.026.001.0001\_R) [11]; Exhibit 48 – Statement of D Brown (WIT.029.001.0001\_R) [8]; Exhibit 67 – Statement of Harvey (WIT.036.001.0001\_R) [42]–[43]; Exhibit 87 – Statement of Ananiev (WIT.040.001.0001\_R) [25]; Exhibit 91 – Statement of Scott (WIT.045.001.0001\_R) [30]
- 96 Paton T2314:5–T2314:24
- 97 Exhibit 85 – Statement of Gledhill, Attachment 1 (WIT.025.002.0027) at 0034
- 98 Exhibit 34 – Statement of Kane (WIT.017.001.0001\_R) [13(3)]; Kane T1053:26–T1055:3; Exhibit 16 – Statement of Haynes, Attachment B (WIT.001.001.0001) at 0046
- 99 Exhibit 9 – (TEN.001.001.0004) at 0013
- 100 Exhibit 49 – Statement of P O’Halloran, Attachment 1 (WIT.3010.001.0007)
- 101 Exhibit 34 – Statement of Kane (WIT.017.001.0001\_R); Exhibit 23 – Statement of Davey (WIT.019.001.0001\_R); Exhibit 116 – Statement of Matthews (WIT.057.001.0001\_R); Exhibit 17 – Statement of Spooner (WIT.011.001.0001\_R)
- 102 Exhibit 34 – Statement of Kane (WIT.017.001.0001\_R) [6]; Exhibit 70 – Statement of Casey (WIT.035.001.0001\_R) [13]
- 103 See the discussion between Commissioner McLeod and Mr Esplin at T571:29–T576:27
- 104 Exhibit 101 – Statement of Rhodes (WIT.3004.002.0001) [75]; Exhibit 85 – Statement of Gledhill (WIT.025.002.0001) [36]
- 105 Exhibit 101 – Statement of Rhodes (WIT.3004.002.0001) [122]–[132]; Exhibit 69 – Statement of Paton (WIT.031.001.0001) [17]–[20]; Paton T2315:13–T2315:19
- 106 Exhibit 96 – Statement of Handmer (WIT.044.001.0002\_R) [124]; Exhibit 84 – Statement of N Brown (WIT.023.002.0001) [38]
- 107 Exhibit 96 – Statement of Handmer (WIT.044.001.0002\_R) [119]–[127]; Exhibit 126 – Bushfire CRC Interim Report (CRC.300.001.0001\_R) at 0092
- 108 Exhibit 96 – Statement of Handmer (WIT.044.001.0002\_R) [119], [125]–[126]; Exhibit 84 – Statement of N Brown (WIT.023.002.0001) [32]; Exhibit 90 – Statement of Edwards, Annexure 9 (WIT.039.001.0087) at 0095
- 109 Exhibit 9 – (TEN.001.001.0044) at 0045

- 110 Exhibit 9 – (TEN.001.001.0004) at 0033
- 111 Exhibit 135 – Tolhurst Expert Report (Defendable Space) (EXP.003.005.0001); Tolhurst T4551:5–T4551:23
- 112 Exhibit 101 – Statement of Rhodes (WIT.3004.002.0001) [250]
- 113 Exhibit 101 – Statement of Rhodes (WIT.3004.002.0001) [61]–[64]
- 114 See for example, Exhibit 9 – (TEN.001.001.0053), which discusses the factors that go towards determining a house's defendability.
- 115 Exhibit 9 – (TEN.001.001.0044) at 0046
- 116 Exhibit 9 – (TEN.001.001.0044) at 0047
- 117 Tolhurst T4551:5–T4551:23; T4572:11–T4572:26
- 118 Esplin T378:20–T378:22
- 119 Gledhill T2716:16–T2716:27
- 120 Tolhurst T4581:21–T4582:23; T4588:31–T4589:24
- 121 State of Victoria (SUBM.100.005.0001) [73(b)(ii)]
- 122 State of Victoria (SUBM.100.005.0001) [78]
- 123 Rees T1910:22–T1911:2
- 124 Exhibit 23 – Statement of Davey (WIT.019.001.0001\_R)
- 125 Rhodes T3304:31–T3305:6
- 126 Paton T2312:12–T2312:29; Exhibit 9 – (TEN.001.001.0004) at 0013
- 127 Exhibit 9 – (TEN.001.001.0004) at 0013; Rhodes T3309:23–T3310:11
- 128 Exhibit 85 – Statement of Gledhill, Attachment 9 (WIT.025.002.0107)
- 129 Exhibit 9 – (TEN.001.001.0004) at 0032
- 130 Exhibit 9 – (TEN.001.001.0183) at 0194
- 131 Exhibit 85 – Statement of Gledhill, Attachment 9 (WIT.025.002.0107) at 0125
- 132 Rhodes T3314:1–T3314:6
- 133 Exhibit 101 – Statement of Rhodes (WIT.3004.002.0001) [254]
- 134 Exhibit 126 – Bushfire CRC Interim Report (CRC.300.001.0001\_R) at 0091
- 135 Exhibit 46 – Statement of Gobbett (WIT.026.001.0001\_R) [2]–[3]; Exhibit 67 – Statement of Harvey (WIT.036.001.0001\_R) [38]–[41]; Exhibit 17 – Statement of Spooner (WIT.011.001.0001\_R) [13]–[16]; Spooner T498:16–T498:24; Rogers T605:8–T605:12; Glassford T1345:13–T1345:21; O'Neill T3196:29–T3197:17; P Brown T3530:17–T3531:2; Exhibit 134 – Statement of Hainsworth (WIT.059.001.0001\_R) [9], [14]; Hainsworth T4533:11–T4533:22
- 136 Exhibit 101 – Statement of Rhodes (WIT.3004.002.0001) [203]

## THEMES IN THE EVIDENCE ON STAY OR GO

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- 137 Australasian Fire and Emergency Service Authorities Council (SUBM.100.002.0001) [28]
- 138 Exhibit 9 – (TEN.001.001.0238) at 0244
- 139 Exhibit 9 – (TEN.001.001.0044) at 0046–0047
- 140 Exhibit 101 – Statement of Rhodes, Attachment (WIT.3004.004.0192) at 0211

## 8 RISK AND REFUGE

### IDENTIFYING BUSHFIRE RISK

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- 1 State of Victoria (SUBM.100.005.0001) [85]–[87]; (RESP.3000.001.0001) [7]–[14]
- 2 Exhibit 11 – Statement of Esplin, Attachment 2 (WIT.005.001.0123) at 0246–0334
- 3 Exhibit 124 – Statement of Spence, Attachment 4 (WIT.4000.001.0088); Attachment 8 (WIT.4000.001.0340)
- 4 Exhibit 124 – Statement of Spence, Attachment 4 (WIT.4000.001.0088) at 0101, 0119–0121; Attachment 8 (WIT.4000.001.0340) at 0364, 0621–0627
- 5 Exhibit 133 – Statement of Nicholson, Attachment 10 (WIT.056.001.0280) at 0280
- 6 Exhibit 133 – Statement of Nicholson, Attachment 10 (WIT.056.001.0280) at 0281–0282; Exhibit 101 – Statement of Rhodes (WIT.3004.002.0001) [57]
- 7 Exhibit 27 CFA publication "Building in a Wildfire: Management Overlay. Applicant's Kit 2007 (TEN.008.001.0007)
- 8 Building Code of Australia, 2009, Volume 1, Part G5; Volume 2, Part 3.7.4
- 9 Exhibit 133 – Statement of Nicholson, Attachment 9 (WIT.056.001.0167)
- 10 Building Regulations 2006, reg 804 (repealed 11 March 2009)
- 11 Building Regulations 2006, reg 114
- 12 Exhibit 92 – Statement of Free (WIT.049.001.0001) [26]–[48]
- 13 Esplin T319:5–T319:24; Exhibit 92 – Statement of Free (WIT.049.001.0001) [16]–[17]
- 14 Exhibit 11 – Statement of Esplin, Attachment 11 (WIT.005.001.0951) at 1196

- 15 Esplin T319:27–T319:31
- 16 Exhibit 92 – Statement of Free (WIT.049.001.0001) [92]; Annexure 4 (WIT.049.001.0045)
- 17 Exhibit 92 – Free Tender (TEN.029.001.0001); Free T2987:18–T2987:25
- 18 Exhibit 92 – Statement of Free (WIT.049.001.0001) [18]–[25], [52]–[56], [63]–[92]
- 19 Esplin T319:16–T319:21; T320:13–T320:17; Free T3001:20–T3002:13
- 20 Exhibit 92 – Statement of Free (WIT.049.001.0001) [99]; Annexure 4 (WIT.049.001.0045) at 0053
- 21 Free T3012:15–T3015:8; T3016:14–T3016:20
- 22 Exhibit 146 – Victorian Fire Risk Register - Supports and Informs Your Plan - Handout - Version 2 (CFA.001.019.0051) at 0052
- 23 Exhibit 146 – Victorian Fire Risk Register - Supports and Informs Your Plan - Handout - Version 2 (CFA.001.019.0249) at 0249–0252
- 24 Free T3012:15–T3013:22; T3016:14–T3017:16
- 25 State of Victoria (SUBM.100.005.0001) [85]–[87]; (RESP.3000.001.0001) [7]–[14]
- 26 State of Victoria (RESP.3000.001.0001) [11].
- 27 State of Victoria (SUBM.100.005.0001) [83]–[88]; (RESP.3000.001.0001) [7]–[20]. See also Exhibit 156 – Business Case for Safety Preparedness (CFA.001.020.0044) at 0083–0085

## FIRE REFUGES AND SAFER PLACES

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- 28 Exhibit 11 – Statement of Esplin, Attachment 3 (WIT.005.001.0568)
- 29 Exhibit 11 – Statement of Esplin, Attachment 3 (WIT.005.001.0568) at 0583
- 30 Spence T4115:2–T4115:5
- 31 Exhibit 11 – Statement of Esplin, Attachment 3 (WIT.005.001.0568) at 0574; Spence T4113:6–T4113:10
- 32 See generally Rhodes T3370:25–T3375:19
- 33 Exhibit 141 – Tender (TEN.048.001.0001)
- 34 Exhibit 141 – Tender (TEN.048.001.0001) at 0088
- 35 Exhibit 141 – Tender (TEN.048.001.0001) at 0089
- 36 Exhibit 141 – Tender (TEN.048.001.0001) at 0143–0144
- 37 Exhibit 11 – Statement of Esplin, Attachment 3 (WIT.005.001.0568) at 0576
- 38 Exhibit 133 – Statement of Nicholson, Attachment 6 (WIT.056.001.0047)
- 39 Exhibit 133 – Statement of Nicholson, Attachment 6 (WIT.056.001.0047) at 0048
- 40 Exhibit 133 – Statement of Nicholson, Attachment 6 (WIT.056.001.0047) at 0050–0051
- 41 Exhibit 124 – Statement of Spence, Attachment 1 (WIT.4000.001.0008)
- 42 Exhibit 11 – Statement of Esplin, Attachment 3 (WIT.005.001.0568) at 0576
- 43 Exhibit 124 – Statement of Spence, Attachment 3 (WIT.4000.001.0055) at 0074
- 44 Exhibit 124 – Statement of Spence, Attachment 3 (WIT.4000.001.0055) at 0074
- 45 Exhibit 124 – Statement of Spence, Attachment 3 (WIT.4000.001.0055)
- 46 Exhibit 124 – Statement of Spence, Attachment 3 (WIT.4000.001.0055) at 0060–0061
- 47 Exhibit 124 – Statement of Spence, Attachment 3 (WIT.4000.001.0055) at 0061
- 48 Exhibit 124 – Statement of Spence, Attachment 3 (WIT.4000.001.0055) at 0081
- 49 Exhibit 124 – Statement of Spence, Attachment 3 (WIT.4000.001.0055) at 0060–0062
- 50 Esplin T386:9–T386:20; T387:13–T387:27; Exhibit 124 – Statement of Spence (WIT.4000.001.0001) [15]
- 51 Exhibit 104 – Rhodes tender (EXH.104.0001)
- 52 Exhibit 101 – Statement of Rhodes (WIT.3004.002.0001) [300]; Rhodes Attachment (WIT.3004.004.0686); Rhodes T3373:8–T3373:13
- 53 Free T2999:19–T2999:22
- 54 Relevant extracts of this report are at Exhibit 9 (TEN.001.001.0180), (TEN.001.001.0181), (TEN.001.001.0183)
- 55 Exhibit 9 – Tender (TEN.001.001.0183) at 0198
- 56 Exhibit 9 – Tender (TEN.001.001.0183) at 0198
- 57 Exhibit 9 – Tender (TEN.001.001.0183) at 0199
- 58 Exhibit 11 – Statement of Esplin, Attachment 3 (WIT.005.001.0568)
- 59 Exhibit 11 – Statement of Esplin, Attachment 3 (WIT.005.001.0568) at 0583
- 60 Exhibit 11 – Statement of Esplin, Attachment 3 (WIT.005.001.0568) at 0587–0588
- 61 Exhibit 9 – Tender (TEN.001.001.0269) at 0270; Spence T4153:24–T4154:13
- 62 Exhibit 124 – Statement of Spence, Attachment 5 (WIT.4000.001.0272)
- 63 Exhibit 124 – Statement of Spence, Attachment 9 (WIT.4000.001.0629)
- 64 Exhibit 124 – Statement of Spence, Attachment 9 (WIT.4000.001.0629) at 0645

- 65 Exhibit 124 – Spence Tender (EXH.124.0007) at 0007–0008
- 66 Spence T4156:2–T4156:20
- 67 Spence T4156:20–T4156:24
- 68 Exhibit 124 – Statement of Spence, Attachment 7 (WIT.4000.001.0325); Spence T4150:17–T4150:20
- 69 Exhibit 124 – Spence Tender (TEN.047.001.0009); (TEN.047.001.0010); (TEN.047.001.0011); Spence T4155:4–T4158:13, T4175:29–T4177:24
- 70 Exhibit 64 – Statement of Dwight (WIT.037.001.0001\_R); Exhibit 88 – Statement of Seear (WIT.042.001.0001)
- 71 Spence T4120:9–T4120:19
- 72 For example, Exhibit 39 – Statement of Hull (WIT.030.001.0001\_R); Exhibit 17 – Statement of Spooner, Attachment 1 (WIT.011.001.0005)
- 73 Exhibit 126 – Bushfire CRC Interim Report (CRC.300.001.0001\_R)
- 74 Exhibit 126 – Bushfire CRC Interim Report (CRC.300.001.0001\_R) at 0109
- 75 Exhibit 126 – Bushfire CRC Interim Report (CRC.300.001.0001\_R) at 0110
- 76 Exhibit 64 – Statement of Dwight (WIT.037.001.0001\_R) [14]–[20]; Attachment 2 (WIT.037.001.0018); Dwight T2060:9–T2061:23
- 77 Spence T4164:3–T4167:19
- 78 Exhibit 64 – Statement of Dwight (WIT.037.001.0001\_R) [19]
- 79 Exhibit 64 – Statement of Dwight (WIT.037.001.0001\_R) [14]
- 80 Exhibit 64 – Statement of Dwight (WIT.037.001.0001\_R) [17]–[18]
- 81 Exhibit 64 – Statement of Dwight, Attachment 3 (WIT.037.001.0023) at 0051–0054
- 82 Exhibit 64 – Statement of Dwight, Attachment 2 (WIT.037.001.0018)
- 83 Exhibit 64 – Statement of Dwight (WIT.037.001.0001\_R) [20]
- 84 Seear T2790:23–T2790:31
- 85 Exhibit 88 – Statement of Seear (WIT.042.001.0001) [18]–[19], [24]
- 86 Exhibit 88 – Statement of Seear (WIT.042.001.0001) [25], [28]–[30]
- 87 Exhibit 88 – Statement of Seear (WIT.042.001.0001); Seear T2788:18–T2789:3
- 88 Exhibit 88 – Statement of Seear (WIT.042.001.0001) [20]–[25]; Attachment 3 (WIT.042.001.0024)
- 89 Exhibit 88 – Statement of Seear (WIT.042.001.0001) [33]–[46]
- 90 Exhibit 88 – Statement of Seear (WIT.042.001.0001) [46], [61]
- 91 Exhibit 13 – Statement of Newman (WIT.009.001.0001\_R) [7]; Exhibit 87 – Statement of Ananiev (WIT.040.001.0001\_R) [9]; Ananiev T2775:27–T2776:11; Exhibit 95 – Statement of Fraser (WIT.048.001.0001\_R) [21]; Exhibit 121 – Statement of Ward (WIT.052.001.0001\_R) [27]; Exhibit 134 – Statement of Hainsworth (WIT.059.001.0001\_R) [29]; Hainsworth T4539:23–T4539:24
- 92 Exhibit 95 – Statement of Fraser (WIT.048.001.0001\_R) [21], [32]; Fraser T3053:21–T3053:26
- 93 Exhibit 103 – Statement of Barber (WIT.046.001.0001\_R) [12]; Exhibit 39 – Statement of Hull (WIT.030.001.0001\_R) [10]; Hull T1167:1–T1167:7
- 94 Exhibit 95 – Statement of Fraser (WIT.048.001.0001\_R) [32]
- 95 Exhibit 39 – Statement of Hull (WIT.030.001.0001\_R) [10]; Hull T1166:26–T1166:31
- 96 Exhibit 64 – Statement of Dwight (WIT.037.001.0001\_R) [40]–[42]
- 97 Exhibit 73 – Statement of McCulloch (WIT.043.001.0001\_R) [9], [26]
- 98 Hendrie T864:7–T865:2
- 99 Exhibit 17 – Statement of Spooner, Attachment 1 (WIT.011.001.0005) at 0012; Spooner T483:25–T484:14
- 100 Exhibit 114 – Statement of D O'Halloran (WIT.058.001.0001\_R) [23]; D O'Halloran T3719:14–T3719:25
- 101 D O'Halloran T3720:28–T3720:29
- 102 D O'Halloran T3720:14–T3720:27
- 103 Exhibit 124 – Statement of Spence (WIT.4000.001.0001) [15]
- 104 Exhibit 124 – Statement of Spence (WIT.4000.001.0001) [19]
- 105 Exhibit 124 – Statement of Spence (WIT.4000.001.0001) [20]
- 106 Exhibit 124 – Statement of Spence (WIT.4000.001.0001) [21(a) and (b)]
- 107 Exhibit 124 – Statement of Spence (WIT.4000.001.0001) [22]
- 108 Spence T4150:28–T4152:31; T4180:13–T4180:17
- 109 Exhibit 124 – Spence Tender (TEN.047.001.0001)
- 110 Exhibit 124 – Spence Tender (EXH.124.0001), (EXH.124.0002), (EXH.124.0005); Spence T4127:6–T4127:13; T4181:30–T4183:1; T4200:25–T4201:24
- 111 Spence T4201:25–T4202:17
- 112 Spence T4202:28–T4203:2
- 113 Spence T4114:11–T4114:18
- 114 Spence T4131:14–T4131:27

- 115 Spence T4132:13–T4132:22
- 116 Exhibit 92 – Statement of Free (WIT.049.001.0001) [103]–[107]
- 117 Exhibit 101 – Statement of Rhodes (WIT.3004.002.0001)
- 118 Exhibit 101 – Statement of Rhodes (WIT.3004.002.0001) [297]
- 119 Exhibit 101 – Statement of Rhodes (WIT.3004.002.0001) [297]
- 120 Exhibit 101 – Statement of Rhodes (WIT.3004.002.0001) [303]
- 121 Exhibit 101 – Statement of Rhodes (WIT.3004.002.0001) [306]
- 122 Rhodes T3317:22–T3318:11
- 123 Rhodes T3382:5–T3382:9
- 124 Exhibit 120 – Packham Tender (TEN.038.001.0003); Packham T3968:30–T3974:4
- 125 Exhibit 120 – Packham Tender (TEN.038.001.0001)
- 126 Packham T4001:4–T4002:29; T3994:10–T3994:24; T4024:11–T4024:23; T3995:16–T3995:22
- 127 Packham T3993:22–T3994:24
- 128 Packham T4001:4–T4001:8
- 129 Packham T4001:19–T4001:22
- 130 Packham T4010:27–T4011:20
- 131 Packham T3994:10–T3994:28
- 132 Packham T3997:27–T3997:30
- 133 Packham T4017:1–T4017:23
- 134 Packham T4000:30–T4001:3
- 135 Packham T3993:21–T3993:25
- 136 Exhibit 133 – Statement of Nicholson (WIT.056.001.0001)
- 137 Nicholson T4475:29–T4482:2
- 138 Exhibit 133 – Statement of Nicholson (WIT.056.001.0001) [20]
- 139 Nicholson T4505:4–T4505:13
- 140 Exhibit 133 – Statement of Nicholson (WIT.056.001.0001) [17]–[19]
- 141 Exhibit 133 – Statement of Nicholson (WIT.056.001.0001) [41]–[42]; Nicholson T4505:28–T4505:31
- 142 Exhibit 133 – Statement of Nicholson; Attachment 10 (WIT.056.001.0280); Nicholson T4501:23–T4502:5; T4503:7–T4503:10
- 143 Nicholson T4504:29–T4504:31
- 144 Nicholson T4501:15–T4501:22; T4510:21–T4511:1
- 145 Rees T1930:1–T1930:3; Esplin T376:7
- 146 Exhibit 85 – Statement of Gledhill (WIT.025.002.0001) [73]–[74]
- 147 Exhibit 85 – Statement of Gledhill (WIT.025.002.0001) [74]
- 148 Lawson T2832:8–T2832:13
- 149 s. 20 *Emergency Management Act 1986*; s. 55A *Country Fire Authority Act 1958*; Spence T4114:6–T4114:24
- 150 State of Victoria (SUBM.100.005.0001) [162]; Stay or Go Tender – (TEN.001.001.0055)
- 151 Rhodes T3370:25–T3375:19
- 152 Exhibit 124 – Statement of Spence (WIT.4000.001.0001) [15(a)]; Exhibit 101 – Statement of Rhodes (WIT.3004.002.0001) [295]–[296]
- 153 Exhibit 11 – Statement of Esplin, Attachment 3 (WIT.005.001.0568) at 0580; Exhibit 124 – Statement of Spence (WIT.4000.001.0001) [15(a)]
- 154 Exhibit 124 – Statement of Spence (WIT.4000.001.0001) [15]; Exhibit 101 – Statement of Rhodes (WIT.3004.002.0001) [296], [300]
- 155 Exhibit 101 – Statement of Rhodes (WIT.4000.001.0001) [304]–[306]; Exhibit 124 – Statement of Spence, Attachment 3 (WIT.4000.001.0055) at 0060–0061
- 156 Exhibit 133 – Statement of Nicholson (WIT.056.001.0001) [27]–[28]; Nicholson T4502:9–T4502:27
- 157 Packham T3999:19–T3999:22
- 158 State of Victoria (SUBM.100.005.0001) [92]
- 159 State of Victoria (SUBM.100.005.0001) [82]
- 160 Myers T5038:28–T5038:30
- 161 State of Victoria (SUBM.100.005.0001) [89]
- 162 State of Victoria (SUBM.100.005.0001) [80]
- 163 State of Victoria (SUBM.100.005.0001) [81]
- 164 Myers T5038:18–T5038:28
- 165 State of Victoria (SUBM.100.005.0001) [89]–[90]
- 166 State of Victoria (SUBM.100.005.0001) [83]

- 167 State of Victoria (SUBM.100.005.0001) [88]
- 168 State of Victoria (RESP.3000.001.0001); Exhibit 156 (CFA.001.020.0044)
- 169 Exhibit 156 – Business Case for Community Safety Preparedness Programs 2009–10 (CFA.001.020.0044) at 0052–0054
- 170 State of Victoria (RESP.3000.001.0001) [14], [19]
- 171 State of Victoria (RESP.3000.001.0001) [16]
- 172 Exhibit 156 – (CFA.001.020.0044) at 0084
- 173 State of Victoria (RESP.3000.001.0001) [6]
- 174 State of Victoria (RESP.3000.001.0001) [15]
- 175 State of Victoria (RESP.3000.001.0001) [19]; Exhibit 156 – (CFA.001.020.0044) at 0085
- 176 State of Victoria (SUBM.100.005.0001) [90(a)]
- 177 State of Victoria (SUBM.100.005.0001) [84]
- 178 State of Victoria (RESP.3000.001.0001) [18]–[19]
- 179 State of Victoria (SUBM.100.005.0001) [92]

## SCHOOLS AND THE SAFETY OF CHILDREN

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- 180 Exhibit 148 – Statement of Cook (WIT.3029.001.0001) [7]–[11]; Cook T4749:19–T4750:11
- 181 Exhibit 148 – Statement of Cook (WIT.3029.001.0001) [21]–[27]
- 182 Exhibit 148 – Statement of Cook (WIT.3029.001.0001) [91], [93]; Cook T4727:1–T4727:9; Cook T4749:19–T4750:11
- 183 Exhibit 133 – Statement of Nicholson (WIT.056.001.0001) [13]–[14], [64]; Rees T1931–T1933
- 184 Exhibit 133 – Statement of Nicholson (WIT.056.001.0001) [13]–[14]; Attachment 5 (WIT.056.001.0042) at 0044; Rees T1932:26–T1933:11
- 185 Rees T1933:1–T1933:11
- 186 Exhibit 11 – Statement of Esplin, Attachment 2 (WIT.005.001.0123) at 0363
- 187 Exhibit 148 – Statement of Cook (WIT.3029.001.0001); Cook T4751:5–T4751:14
- 188 Exhibit 148 – Statement of Cook (WIT.3029.001.0001) [33]–[37]; Attachment 3 (WIT.3029.001.0030) at 0033
- 189 Exhibit 148 – Statement of Cook (WIT.3029.001.0001) [38]–[39]; Attachment 4 (WIT.3029.001.0043)
- 190 Exhibit 148 – Statement of Cook (WIT.3029.001.0001) [42]–[46]; Attachment 6 (WIT.3029.001.0111); Attachment 7 (WIT.3029.001.0118)
- 191 Exhibit 148 – Statement of Cook (WIT.3029.001.0001) [41]; Attachment 5 (WIT.3029.001.0108)
- 192 Exhibit 148 – Statement of Cook (WIT.3029.001.0001) [45]–[46]
- 193 Exhibit 148 – Statement of Cook (WIT.3029.001.0001) [47]
- 194 Exhibit 148 – Statement of Cook (WIT.3029.001.0001) [32], [52]–[58]; Cook T4727:17–T4727:23; T4743:11–T4743:26; T4744:25–T4744:26
- 195 Exhibit 148 – Statement of Cook (WIT.3029.001.0001) [64]
- 196 Exhibit 148 – Statement of Cook (WIT.3029.001.0001) [65]–[66], [69]–[74], [76]; Cook T4751:15–T4751:24; T4752:16–T4752:28
- 197 Exhibit 148 – Statement of Cook (WIT.3029.001.0001) [73], [76]
- 198 Cook T4753:23–T4753:30
- 199 Exhibit 148 – Statement of Cook (WIT.3029.001.0001) [77]
- 200 Exhibit 148 – Statement of Cook (WIT.3029.001.0001) [81]; Attachment 20 (WIT.3029.001.0217); Attachment 21 (WIT.3029.001.0234)
- 201 Exhibit 148 – Statement of Cook, Attachment 21 (WIT.3029.001.0234)
- 202 Exhibit 148 – Statement of Cook (WIT.3029.001.0001) [82]
- 203 Exhibit 148 – Statement of Cook (WIT.3029.001.0001) [83]
- 204 Cook T4757:15–T4758:12
- 205 Cook T4749:12–T4749:16
- 206 Cook T4739:9–T4739:29
- 207 State of Victoria (SUBM.100.005.0001) [98]
- 208 Exhibit 148 – Statement of Cook (WIT.3029.001.0001) [84]–[86]; Cook T4762:3–T4763:2

## 9 INCIDENT MANAGEMENT: A CASE STUDY

### AUSTRALIAN INTER-SERVICE INCIDENT MANAGEMENT SYSTEM

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- 1 Exhibit 3 – Statement of Rees (WIT.004.001.0001) [65]
- 2 Exhibit 3 – Statement of Rees (WIT.004.001.0001) [65]
- 3 Exhibit 3 – Statement of Rees (WIT.004.001.0001) [71]
- 4 Pearce T1401:3–T1403:9; Walshe T704:3–T704:25
- 5 Exhibit 3 – Statement of Rees (WIT.004.001.0001) [67]
- 6 Exhibit 3 – Statement of Rees (WIT.004.001.0001) [69]

- 7 Individual CFA brigades led by Captains are grouped for administrative purposes into CFA 'groups', usually centred on a local area and led by a senior volunteer Group Officer. Captains and Group Officers are elected to their positions by other volunteers. A number of CFA Groups are managed by a CFA Region.
- 8 Exhibit 3 – Statement of Rees (WIT.004.001.0001) [72]
- 9 ICS refers to Incident Control System. It is an additional reference to AIMS that is not used by the Commission and is not used in the AFAC reference text – AFAC, *The Australasian Inter-service Incident Management System*, Third Edition, East Melbourne, 2005.
- 10 Exhibit 3 – Statement of Rees (WIT.004.001.0001) [73]
- 11 Adapted from Exhibit 131 – Mapping Information Flow During Critical Incidents (TEN.033.001.0001) at 0024
- 12 Exhibit 3 – Statement of Rees (WIT.004.001.0001) [183]; Rees T2427:28–T2427:29
- 13 Rees T25:13–T25:16
- 14 Statement of Rees (WIT.004.001.0001) at [127]–[129]; Rees T25:23–T26:17
- 15 Exhibit 3 – Statement of Rees (WIT.004.001.0001) at 0082
- 16 Rees T2415:1–T2415:13
- 17 Exhibit 81 (TEN.028.001.0001) at 0029
- 18 Exhibit 141 (TEN.038.001.0001) [141], [154]
- 19 Exhibit 3 – Statement of Rees (WIT.004.001.0001) [167]
- 20 Exhibit 9 (TEN.001.001.0183) at 0194
- 21 Exhibit 11 – Statement of Esplin, Attachment 11 (WIT.005.001.0951) at 1270
- 22 Exhibit 76 – Rees Tender (SUMM.036.002.0257) at 0257
- 23 Exhibit 85 – Statement of Gledhill, Attachment 1 – (WIT.025.002.0027) at 0035
- 24 Exhibit 137 (SUMM.022.002.0297) at 0298
- 25 Exhibit 137 (SUMM.022.002.0297) at 0303
- 26 Exhibit 74 (SUMM.022.069.0086)
- 27 Exhibit 74 (SUMM.022.069.0086) at 0089
- 28 Exhibit (SUMM.022.069.0086) at 0115
- 29 Exhibit 3 – Statement of Rees (WIT.004.001.0001) [167]; Rees T31:23–T32:14
- 30 Exhibit 3 – Statement of Rees (WIT.004.001.0001) [166]
- 31 Statement of Rees (WIT.004.001.0001) [183]
- 32 Exhibit 131 – Mapping Information Flow During Critical Incidents (TEN.033.001.0001) at 0024
- 33 Exhibit 3 – Statement of Rees, Attachment 7 (WIT.004.001.0246) at 0263
- 34 Exhibit 3 – Statement of Rees (WIT.004.001.0246) at 0263
- 35 Caughey T1687:5–T1687:25
- 36 Rees T2420:18–T2420:21
- 37 Exhibit 3 – Statement of Rees, Attachment 7 (WIT.004.001.0246) at 0263
- 38 Exhibit 3 – Statement of Rees, Attachment 7 (WIT.004.001.0246) at 0270
- 39 Exhibit 3 – Statement of Rees, Attachment 7 (WIT.004.001.0246) at 0255
- 40 Exhibit 3 – Statement of Rees, Attachment 7 (WIT.004.001.0246) at 0272–0273
- 41 Exhibit 3 – Statement of Rees, Attachment 7 (WIT.004.001.0246) at 0281
- 42 Exhibit 3 – Statement of Rees, Attachment 7 (WIT.004.001.0246) at 0281
- 43 Exhibit 3 – Statement of Rees, Attachment 7 (WIT.004.001.0246) at 0272–0273
- 44 Exhibit 38 – Tolhurst article (SUMM.035.002.0006) at 0007
- 45 Exhibit 38 – Tolhurst article (SUMM.035.002.0006) at 0008–0009
- 46 Exhibit 107 – Statement of Barca (WIT.3026.001.0001)
- 47 Barca T3469:11–T3469:21
- 48 Exhibit 115 – Statement of Cowan (WIT.3004.009.0001) [2], [4]; Cowan T3726:25–T3726:31
- 49 Cowan T3727:31–T3728:9

## CASE STUDY: KILMORE EAST FIRE

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- 50 Exhibit 4 – Supplementary statement of Rees (WIT.004.002.0001) [14]; Exhibit 2, Rees Tender (WIT.004.002.1459) at 1466
- 51 Murphy T1262:24; Murphy T1262:20–T1262:23
- 52 Murphy T1262:26
- 53 Exhibit 41 – Statement of Murphy (WIT.3004.001.0001) [5]
- 54 Exhibit 3 – Statement of Rees (WIT.004.001.0001) at 0082
- 55 Exhibit 3 – Statement of Rees (WIT.004.001.0001) [112]; Rees T2415:5–T2415:27
- 56 Rees T2415:18–T2415:27

- 57 Paterson T4261:10–T4261:27
- 58 Exhibit 127 – Statement of Paterson (WIT.3004.010.0001) [28]–[29]
- 59 Exhibit 41 – Statement of Murphy (WIT.3004.001.0001) [23], [25]; Murphy T1263:1–T1263:19
- 60 Murphy T1264:3–T1264:6
- 61 Murphy T1264:8–T1264:25
- 62 Murphy T1265:4–T1266:10
- 63 Murphy T1266:12–T1266:29
- 64 Murphy T1267:1–T1267:15
- 65 Rees T2416:15–T2416:31
- 66 Paterson T4262:4–T4262:8
- 67 Rees T2416:22–T2417:3
- 68 Murphy T1268:8–T1268:16
- 69 During a discussion with Commissioner McLeod, Mr Rees agreed that these were inadequacies that contributed to the difficulties on the day. See T2430–T2432:9
- 70 Barca T3466:17–T3467:4
- 71 Barca T3465:29–T3466:16
- 72 Exhibit 44 – Statement of Munns (WIT.3004.001.0065) [3]–[4]; Exhibit 50 – Statement of Lawrence (WIT.3004.001.0197) [14]
- 73 Lawrence T1571:1–T1571:8
- 74 Exhibit 50 – Statement of Lawrence (WIT.3004.001.0197) [26], [36]
- 75 Barca T3478:28–T3479:2
- 76 Exhibit 3 – Statement of Rees, Attachment 7 (WIT.004.001.0246) at 0281; see also Exhibit 127 – Statement of Paterson, Attachment 3 (WIT.3004.010.0281) at 0445
- 77 Lawrence T1570:30–T1571:17
- 78 Lawrence T1571:13–T1571:15
- 79 Barca T3463:7–T3463:11; T3464:6–T3464:25
- 80 Barca T3463:20–T3464:5
- 81 Barca T3465:4–T3465:25
- 82 Exhibit 2 – Rees Tender (WIT.004.002.1459) at 1466
- 83 Paterson T4267:27–T4267:28
- 84 Paterson T4268:24–T4268:31
- 85 Paterson T4268:31–T4269:2
- 86 Keating T3224:3–T3224:15
- 87 Exhibit 21 (TEN.003.001.0001) at entries 20–21
- 88 T1280:11–T1280:15
- 89 Exhibit 19 – Statement of Walshe (WIT.003.002.0001) [157]; Exhibit 41 – Statement of Murphy (WIT.3004.001.0001) [30]
- 90 Exhibit 132 – Statement of Williamson (WIT.3004.009.0029)
- 91 Williamson T4435:30–T4437:1
- 92 McGahy T2247:26–T2248:4
- 93 Murphy T1269:23–T1269:31
- 94 Exhibit 41 – Statement of Murphy (WIT.3004.001.0001) [22]; Murphy T1261:10–T1261:17
- 95 Exhibit 2 – Statement of Rees, Attachment (WIT.004.002.1459) at 1466
- 96 Exhibit 21 – Walshe Tender (TEN.003.001.0001) at 0002
- 97 Williamson T4438:10–T4438:16; T4440:1–T4440:6
- 98 Williamson T4440:7–T4440:31
- 99 Williamson T4441:9–T4441:13
- 100 Williamson T4441:4–T4441:19
- 101 Exhibit 132 – Statement of Williamson (WIT.3004.009.0029) [40]
- 102 Keating T3226:30–T3227:1
- 103 Exhibit 98 – Statement of Keating, Attachment (VPO.001.002.0237\_002\_R) at 0003\_R
- 104 Sholl T4347:14–T4348:24
- 105 Exhibit 98 – Statement of Keating, Attachment (VPO.001.002.0237\_002\_R) at 0003\_R
- 106 Exhibit 7 – ABC Radio transcript (SUMM.001.002.0001) at 0245; Keating T3230:14–T3240:19; Exhibit 132 – Statement of Williamson (WIT.3004.009.0029) [53]

- 107 Exhibit 132 – Statement of Williamson (WIT.3004.009.0029) [44]–[48]
- 108 Exhibit 30 – Google Star Tool as at 13 May 2009 (WIT.010.002.0001)
- 109 Exhibit 122 – Statement of Sutton (WIT.3024.001.0008) [66]
- 110 McGahy T2248:27–T2249:5
- 111 McGahy T2249:10–T2249:27
- 112 Exhibit 132 – Statement of Williamson (WIT.3004.009.0029) [56]
- 113 Exhibit 132 – Statement of Williamson (WIT.3004.009.0029) [58]–[59]
- 114 Exhibit 132 – Statement of Williamson (WIT.3004.009.0029) [59]; Williamson T4450:6–T4450:19
- 115 Exhibit 98 – Statement of Keating (VPO.001.002.0237\_R) at 0243
- 116 Cooper T3255:17–T3255:29
- 117 Cooper T3257:7–T3257:10
- 118 Cowan T373:1–T3731:2
- 119 Exhibit 115 – Statement of Cowan (WIT.3004.009.0001) [1], [4]
- 120 Cowan T3730:18–T3731:18
- 121 Cowan T3731:22–T3731:28
- 122 Cowan T3736:19–T3736:28
- 123 Exhibit 107 – Statement of Barca (WIT.3026.001.0001) [33]
- 124 Barca T3470:18–T3470:25
- 125 Exhibit 107 – Statement of Barca (WIT.3026.001.0001) [35]
- 126 Exhibit 107 – Statement of Barca (WIT.3026.001.0001) [37]
- 127 Exhibit 2 – Rees Tender (WIT.004.002.1459) at 1466
- 128 Exhibit 50 – Statement of Lawrence (WIT.3004.001.0197) at 0212; Lawrence T1588:9–T1588:12
- 129 Lawrence T1588:18–T1588:19
- 130 Exhibit 7 – Statement of Barca (WIT.3026.001.0001) [50]
- 131 Exhibit 50 – Statement of Lawrence (WIT.3004.001.0197) [25]
- 132 Exhibit 2 – Rees Tender (WIT.004.002.1459) at 1467
- 133 Exhibit 4 – Statement of Rees, Attachment (WIT.004.002.0343) at 0390.  
Map was produced using the Emergency Information Management System
- 134 Rees T2673:6–T2673:8
- 135 Rees T70:14–T70:28
- 136 Exhibit 3 – Statement of Rees (WIT.004.001.0001) [342]; Tolhurst T1144:1–T1144:16
- 137 Exhibit 157 – (EXP.003.006.0002)
- 138 Exhibit 157 – (EXP.003.006.0003)
- 139 Tolhurst T1736:24–T1737:23
- 140 Tolhurst T1738:6–T1738:16
- 141 Tolhurst T1739:7–T1739:11
- 142 Tolhurst T1058:16–T1058:18
- 143 Exhibit 38 – Statement of Tolhurst, Attachment (SUMM.035.002.0131); Tolhurst T1121:12–T1121:18
- 144 Exhibit 72 (WIT.004.003.0001) at 0002–0003
- 145 Rees T2400:9–T2401:2
- 146 Waller T4358:12–T4358:16
- 147 Waller T4359:7–T4359:19
- 148 Henshaw T4778:26–T4779:13
- 149 Exhibit 149 – Statement of Henshaw (WIT.3004.009.0096) [57]
- 150 Henshaw T4803:7–T4803:9
- 151 Henshaw T4803:12–T4803:25
- 152 Henshaw T4803:31–T4804:26
- 153 Exhibit 3 – Statement of Rees, Attachment 31 (WIT.004.001.0509) at 0577
- 154 Exhibit 122 – Statement of Sutton, Attachment 9 (DSE.CD03.0001.0035); Sutton T4068:26–T4069:28
- 155 Sutton T4065:6–T4066:19
- 156 Exhibit 122 – Statement of Sutton, Attachment 9 (DSE.CD03.0001.0035)
- 157 Exhibit 122 – Statement of Sutton (WIT.3024.001.0008) [68]

- 158 Exhibit 4 – Statement of Rees, Attachment (WIT.004.002.0343) at 0399
- 159 Exhibit 149 – Statement of Henshaw (WIT.3004.009.0096) [65]
- 160 Henshaw T4784:31–T4785:4
- 161 Henshaw T4785:5–T4785:17
- 162 Exhibit 149 (EXH.149.0001); Henshaw T4799:24–T4800:16
- 163 Exhibit 52 – Statement of Caughey (WIT.3004.001.0154) [17]; Caughey T1689:6–T1689:9
- 164 Caughey T1687:5–T1687:17
- 165 Caughey T1689:26–T1690:11
- 166 Exhibit 52 – Statement of Caughey (WIT.3004.001.0154) [33]; Caughey T1687:18–T1687:25
- 167 Caughey T1688:12–T1688:22
- 168 Caughey T1688:30–T1689:3
- 169 Exhibit 149 – Statement of Henshaw (WIT.3004.009.0096) [69]; Annexure 9 (WIT.3004.009.0193)
- 170 Exhibit 52 – Statement of Caughey (WIT.3004.001.0154) [19]; Annexure 5 (WIT.3004.001.0154) at 0179
- 171 Exhibit 52 – Statement of Caughey (WIT.3004.001.0154) [20], [22]; Annexure 6 (DSE.HDD.0017.0470); Exhibit 3 – Statement of Rees, Annexure 31 (WIT.004.001.0509); Exhibit 149 – Statement of Henshaw (WIT.3004.009.0096) [72]
- 172 Exhibit 52 – Statement of Caughey (WIT.3004.001.0154) [23]; Annexure 7 (WIT.3004.001.0154) at 0183
- 173 Exhibit 52 – Statement of Caughey (WIT.3004.001.0154) [23]; Exhibit 3 – Statement of Rees, Attachment 3 (WIT.004.001.0509) at 0533
- 174 Exhibit 52 – Statement of Caughey (WIT.3004.001.0154) [25]; Annexure 8 (WIT.3004.001.0154) at 0185
- 175 Exhibit 3 – Statement of Rees, Annexure 31 (WIT.004.001.0509)
- 176 Exhibit 149 – Statement of Henshaw (WIT.3004.009.0096) [71]; Annexure 10 (WIT.3004.009.0195); Henshaw T4805:28–T4806:4
- 177 Exhibit 149 – Statement of Henshaw (WIT.3004.009.0096) [72]; Annexure 11 (WIT.3004.009.0199)
- 178 Exhibit 3 – Statement of Rees, Annexure 31 (WIT.004.001.0509) at 0530
- 179 Exhibit 149 – Statement of Henshaw (WIT.3004.009.0096) [73]
- 180 Exhibit 52 – Statement of Caughey (WIT.3004.001.0154) [27]; Attachment 9 (WIT.3004.001.0154) at 0188
- 181 Exhibit 3 – Statement of Rees, Annexure 31 (WIT.004.001.0509) at 0537
- 182 Exhibit 3 – Statement of Rees, Annexure 31 (WIT.004.001.0509)
- 183 Exhibit 52 – Statement of Caughey (WIT.3004.001.0154) [31]; Annexure 10 (WIT.3004.001.0154) at 0190
- 184 Exhibit 149 – Statement of Henshaw (WIT.3004.009.0096) [78]
- 185 Exhibit 149 – Statement of Henshaw (WIT.3004.009.0096) [80]; Annexure 17 (WIT.3004.009.0218)
- 186 Henshaw T4807:18–T4807:29
- 187 The benefits of this type of co-location are promoted in the AIMS Information Unit Guidelines. See Exhibit 3 – Statement of Rees, Annexure 7 (WIT.004.001.0246) at 0272
- 188 Caughey T1688:5–T1688:7
- 189 Caughey T1687:22–T1687:30
- 190 Exhibit 52 – Statement of Caughey (WIT.3004.001.0154) [33]
- 191 Exhibit 52 – Statement of Caughey (WIT.3004.001.0154) [35]
- 192 Exhibit 52 – Statement of Caughey, Annexure 6 (WIT.3004.001.0154) at 0192
- 193 Hunter T1720:16–T1720:27
- 194 Hunter T1721:8–T1721:22
- 195 Exhibit 52 – Statement of Caughey (WIT.3004.001.0154) [22], [36]; Caughey T1694:10–T1694:11; T1698:17–T1698:20; T1701:13–T1702:3
- 196 Exhibit 149 – Statement of Henshaw (WIT.3004.009.0096) [81]
- 197 Exhibit 149 – Statement of Henshaw (WIT.3004.009.0096) [81]; Henshaw T4808:7–T4808:9
- 198 Exhibit 7 – ABC transcript (SUMM.001.002.0001) at 0319
- 199 Exhibit 7 – ABC transcript (SUMM.001.002.0001); Henshaw T4808:27–T4809:11
- 200 Exhibit 7 – ABC transcript (SUMM.001.002.0001) at 0337
- 201 Exhibit 149 – Statement of Henshaw (WIT.3004.009.0096) [82]; Annexure 19 (WIT.3004.009.0224)
- 202 Exhibit 149 – Statement of Henshaw (WIT.3004.009.0096) [83]; Annexure 20 (WIT.3004.009.0227)
- 203 Exhibit 44 – Statement of Munns (WIT.3004.001.0065) [2], [18]
- 204 Munns T1354:28–T1355:10
- 205 Exhibit 44 – Statement of Munns (WIT.3004.001.0065) [22]
- 206 Exhibit 44 – Statement of Munns, Annexure 1 (WIT.3004.001.0065) at 0081–0100; Munns T1355:7–T1355:28
- 207 Exhibit 44 – Statement of Munns (WIT.3004.001.0065) [26]; Annexure 1.4 (WIT.3004.001.0065) at 0099

- 208 Exhibit 44 – Statement of Munns (WIT.3004.001.0065) [26]; Munns T1357:14–T1357:26
- 209 Lawrence T1624:17–T1624:31
- 210 Exhibit 44 – Statement of Munns (WIT.3004.001.0065) [27]
- 211 Exhibit 107 – Statement of Barca (WIT.3026.001.0001) [36]–[37]; Barca T3467:28–T3468:25
- 212 Exhibit 107 – Statement of Barca (WIT.3026.001.0001) [33]–[35]; Barca T3468:26–T3471:16
- 213 Barca T3473:29–T3473:6
- 214 Exhibit 107 – Statement of Barca (WIT.3026.001.0001) [39]
- 215 Exhibit 44 – Statement of Munns (WIT.3004.001.0065) [32]; Munns T1361:8–T1361:27
- 216 Exhibit 44 – Statement of Munns, Annexure 4.4 (WIT.3004.001.0065) at 0112
- 217 Munns T1361:28–T1362:6
- 218 Lawrence T1588:27–T1589:26
- 219 Lawrence T1589:21–T1589:26
- 220 Lawrence T1589:12–T1590:10
- 221 Lawrence T1589:31–T1590:10
- 222 Exhibit 107 – Statement of Barca (WIT.3026.001.0001) [41]–[42]
- 223 Exhibit 107 – Statement of Barca (WIT.3026.001.0001) [38]; Barca T3473:6–T3473:21
- 224 Barca T3477:26–T3478:3
- 225 Exhibit 107 – Statement of Barca, Annexure 1 (DSE.0088.0879.0041) at 0046; Barca T3477:21–T3477:23
- 226 Barca T3477:24–T3477:31
- 227 Exhibit 50 – Statement of Lawrence (WIT.3004.001.0197) [24]; Annexure 1.1 (WIT.3004.001.0197) at 0212; Lawrence T1590:11–T1590:22
- 228 Exhibit 50 – Statement of Lawrence (WIT.3004.001.0197) [25]; Annexure 1.1 (WIT.3004.001.0197) at 0213
- 229 Exhibit 44 – Statement of Munns (WIT.3004.001.0065) [40]; Annexure 4.6 (WIT.3004.001.0065) at 0116; Lawrence T1577:29–T1577:30
- 230 Lawrence T1577:29–T1578:11
- 231 Barca T3482:10–T3482:13
- 232 Exhibit 50 – Statement of Lawrence (WIT.3004.001.0197) [23], [27]
- 233 Munns T1366:13–T1366:24
- 234 Exhibit 107 – Statement of Barca (WIT.3026.001.0001) [56]
- 235 Exhibit 127 – Statement of Paterson, Annexure 3 (WIT.3004.010.0281) at 0771–0776; Lawrence T1616:9–T1616:13
- 236 Rees T1845:3–T1845:11
- 237 Exhibit 3 – Statement of Rees (WIT.004.001.0001) [67]
- 238 Rees T1924:24–T1924:30
- 239 Rees T1926:1–T1926:4
- 240 Rees T2500:24–T2501:26
- 241 Quoted remarks are to be found in Exhibit 3 – Statement of Rees (WIT.004.001.0001) [166] –[167]
- 242 Rees T41:21–T41:24
- 243 Exhibit 3 – Statement of Rees (WIT.004.001.0001) [80]–[82]
- 244 Rees T1924:18–T1924:22; T2420:8–T2420:28
- 245 Rees T2420:18–T2460:21
- 246 Tolhurst T1004:13–T1004:25
- 247 Lawrence T1597:24–T1597:28; T1613:17–T1613:24
- 248 Exhibit 107 – Statement of Barca (WIT.3026.001.0001) [38]
- 249 Exhibit 107 – Statement of Barca (WIT.3026.001.0001) [47]
- 250 Exhibit 107 – Statement of Barca (WIT.3026.001.0001) [48]
- 251 Exhibit 107 – Statement of Barca (WIT.3026.001.0001) [51]
- 252 Barca T3478:28–T3479:2
- 253 Lawrence T1625:8–T1625:11
- 254 Lawrence T1613:26–T1613:31
- 255 Barca T3480:27–T3480:31
- 256 Barca T3481:1–T3481:6
- 257 Exhibit 50 – Statement of Lawrence (WIT.3004.001.0197) [36]
- 258 Exhibit 127 – Statement of Paterson, Annexure 3 (WIT.3004.010.0281) at 0437–0440

- 259 Exhibit 127 – Statement of Paterson, Annexure 3 (WIT.3004.010.0281) at 0438
- 260 Exhibit 50 – Statement of Lawrence (WIT.3004.001.0197) [20]; Barca T3477:26–T3477:28
- 261 Exhibit 107 – Statement of Barca (WIT.3026.001.0001) [22]
- 262 Exhibit 107 – Statement of Barca (WIT.3026.001.0001) [52]
- 263 Kreltszheim T1288:23–T1289:3
- 264 Kreltszheim T1289:1–T1289:30
- 265 Kreltszheim T1289:23–T1289:26
- 266 Exhibit 50 – Statement of Lawrence (WIT.3004.001.0197) [23], [26]–[28]
- 267 Hunter T1728:3–T1729:7
- 268 Murphy T1257:5–T1257:20
- 269 Hunter T1719:16
- 270 Hunter T1718:1–T1718:16
- 271 Hunter T1721:6–T1721:18
- 272 Williamson T4474:24–T4475:7
- 273 McGahy T2246:14–T2246:24
- 274 Hendrie T863:16–T863:19
- 275 Cooper T3270:1–T3270:8

## THE iECC

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- 276 Exhibit 11 – Statement of Esplin, Attachment 11 (WIT.005.001.0951) at 1240
- 277 Exhibit 11 – Statement of Esplin, Attachment 11 (WIT.005.001.0951) at 1240
- 278 Exhibit 3 – Statement of Rees (WIT.004.001.0001) [96]
- 279 Statement of Rees (WIT.004.001.0001) [98]
- 280 Rees T2369:31–T370:14
- 281 Rees T2370:21–T2370:30
- 282 Rees T2370:30–T2371:2
- 283 Rees T2371:5–T2371:7
- 284 Rees T2386:26–T2387:6
- 285 Rees T2372:17–T2372:24
- 286 Rees T2373:29–T2374:10
- 287 Rees T1848:10–T1848:14, T2388:9–T2388:17
- 288 Exhibit 127 – Statement of Paterson (WIT.3004.010.0001) [48]; Paterson T4241:6–T4241:25
- 289 Paterson T4246:28–T4247:13
- 290 Rees T2369:11–T2369:31
- 291 Exhibit 19 – Statement of Walshe (WIT.003.002.0001) [65]; Annexure 7 (WIT.003.002.0061)
- 292 Exhibit 19 – Statement of Walshe, Annexure 7 (WIT.003.002.0061)
- 293 Rees T2555:2–T2555:15
- 294 Rees T2555:25–T2555:31
- 295 *Country Fire Authority Act 1958* s30(1)
- 296 *Country Fire Authority Act 1958* s28(1)
- 297 Exhibit 3 – Statement of Rees (WIT.004.001.0001) [33]
- 298 Exhibit 3 – Statement of Rees (WIT.004.001.0001) [105]
- 299 Rees T21:22–T22:18; T2382:20–T2383:12
- 300 Rees T21:4–T22:19
- 301 Rees T2514:18
- 302 Rees T21:24–T22:8
- 303 Rees T2533:4–T2535:8
- 304 Rees T2535:25–T2535:30
- 305 Rees T2536:20–T2537:5
- 306 Rees T2537:13–T2537:21
- 307 Rees T2538:9–T2538:11

- 308 Rees T2403:23–T2403:27; Sutton T4056:30–T4057:6
- 309 Rees T2405:30–T2405:31
- 310 Rees T2406:4–T2406:10
- 311 Waller T4354:4–T4354:26
- 312 Waller T4354:10–T4355:8
- 313 Waller T4355:9–T4355:15
- 314 Waller T4355:26–T4356:2
- 315 Waller T4358:22–T4358:30
- 316 Waller T4359:7–T4360:31
- 317 Waller T4360:31–T4361:9
- 318 Waller T4361:20–T4361:28
- 319 Exhibit 71 – Rees Tender (CFA.001.001.0001)
- 320 Exhibit 71 – Rees Tender (CFA.001.001.0001) at 0001
- 321 Exhibit 71 – Rees Tender (CFA.001.001.0001) at 0002–0003
- 322 Paterson T4247:23–T4247:29
- 323 Paterson T4248:6–T4248:7
- 324 Paterson T4268:6–T4268:23
- 325 Paterson T4282:8–T4282:27
- 326 Paterson T4267:26–T4267:31
- 327 Paterson T4275:11–T4275:16
- 328 Rees T2405:30; Paterson T4268:6–T4268:23
- 329 For further information about where this responsibility derives from, see Exhibit 71 – Rees Tender (CFA.001.001.0001) at 0003
- 330 Tolhurst T1077:29–T1078:8
- 331 Tolhurst T1078:9–T1078:25; Waller T123:16–T123:20
- 332 Tolhurst T1084:15–T1085:1
- 333 Waller T123:24–T123:27
- 334 Tolhurst T1085:26–T1086:4
- 335 Tolhurst T1111:31–T1112:5
- 336 Sutton T4072:12–T4073:19
- 337 Sutton T4062:31–T4063:6
- 338 Volunteer Fire Brigades Victoria Inc (SUBM.100.004.0001) at [129], [137]

## AIIMS AND INFORMATION — HOW IT MIGHT CHANGE

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- 339 Rees T2564:7–T2564:15

## 10 EMERGENCY MANAGEMENT

### VICTORIA'S EMERGENCY MANAGEMENT ARRANGEMENTS

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- 1 Exhibit 11 – Statement of Esplin (WIT.005.001.0001) [10]
- 2 Exhibit 11 – Statement of Esplin (WIT.005.001.0001) [15]
- 3 Exhibit 11 – Statement of Esplin (WIT.005.001.0001) [23]
- 4 Exhibit 11 – Statement of Esplin (WIT.005.001.0001) [13]
- 5 *Emergency Management Act 1986*, s. 4
- 6 Exhibit 11 – Statement of Esplin (WIT.005.001.0001) [14]
- 7 *Emergency Management Act 1986*, s. 4A
- 8 *Emergency Management Act 1986*, s. 5(1)
- 9 *Emergency Management Act 1986*, s. 6
- 10 *Emergency Management Act 1986*, s. 5(2)
- 11 *Emergency Management Act 1986*, s. 7
- 12 *Emergency Management Act 1986*, s. 8(1); Exhibit 11 – Statement of Esplin (WIT.005.001.0001) [25]
- 13 *Emergency Management Act 1986*, s. 8(2)

- 14 Exhibit 11 – Statement of Esplin, Attachment 57 (WIT.005.001.2350); Esplin T203:24–T203:31
- 15 *Emergency Management Act 1986*, s. 8(3); Exhibit 11 – Statement of Esplin (WIT.005.001.0001) [25]; Esplin T203:21–T203:23
- 16 *Emergency Management Act 1986*, s. 9
- 17 Exhibit 11 – Statement of Esplin (WIT.005.001.0001) [26]; Esplin T204:13–T204:23
- 18 Esplin T204:13–T204:23. See also Exhibit 11 – Statement of Esplin, Attachment 57 (WIT.005.001.2350)
- 19 Exhibit 11 – Statement of Esplin, Attachment 2 (WIT.005.001.0123)
- 20 Exhibit 11 – Statement of Esplin (WIT.005.001.0001) [32]; Esplin T201:8–T201:14
- 21 Exhibit 11 – Statement of Esplin (WIT.005.001.0001) [31]
- 22 Exhibit 11 – Statement of Esplin, Attachment 2 (WIT.005.001.0123) at 0127–0128
- 23 *Emergency Management Act 1986*, s. 10
- 24 Walshe T599:8–T599:15
- 25 Exhibit 19 – Statement of Walshe (WIT.003.002.0001) [19]; Walshe T599:16–T599:17
- 26 *Emergency Management Act 1986*, s. 23(1)
- 27 *Emergency Management Act 1986*, s. 24(1); Esplin T213:9–T213:19; Walshe T1247:2–T1247:13
- 28 Exhibit 19 – Statement of Walshe (WIT.003.002.0001) [125]–[127]; *Emergency Management Act 1986*, s. 24(2)(c), (d) and (e). The power to compel evacuation in s. 24(2)(e) is subject to the pecuniary interest exception in s. 24(7).
- 29 Esplin T212:14–T213:25; Walshe T1210:11–T1210:24; T1245:19–T1245:23; Rees T2407:22–T2407:24; T2408:14–T2408:17; Collins T2182:13–T2183:15
- 30 Exhibit 19 – Statement of Walshe (WIT.003.002.0001) [128]

## STATE EMERGENCY RESPONSE PLAN

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- 31 *Emergency Management Act 1986*, s. 10
- 32 Exhibit 19 – Statement of Walshe (WIT.003.002.0001) [20]
- 33 *Emergency Management Act 1986*, s. 11(1); Exhibit 19 – Statement of Walshe (WIT.003.002.0001) [33]
- 34 Exhibit 19 – Statement of Walshe (WIT.003.002.0001) [12], [13], [33]; Walshe T597:3–T597:10
- 35 Exhibit 11 – Statement of Esplin, Attachment 2 (WIT.005.001.0123) at 0173
- 36 Exhibit 11 – Statement of Esplin, Attachment 2 (WIT.005.001.0123) at 0174
- 37 Exhibit 19 – Statement of Walshe (WIT.003.002.0001) [26]; Exhibit 11 – Statement of Esplin, Attachment 2 (WIT.005.001.0123) at 0174
- 38 Exhibit 11 – Statement of Esplin, Attachment 2 (WIT.005.001.0123) at 0174–0175
- 39 Exhibit 11 – Statement of Esplin, Attachment 2 (WIT.005.001.0123) at 0175
- 40 Exhibit 19 – Statement of Walshe (WIT.003.002.0001) [27]; Exhibit 11 – Statement of Esplin, Attachment 2 (WIT.005.001.0123) at 0361, 0374, 0392
- 41 Section 16 also provides that in the absence of agreement the relevant emergency response coordinator may direct a chief officer to appoint an incident controller. This was not necessary on 7 February 2009. Exhibit 19 – Statement of Walshe (WIT.003.002.0001) [29]–[30]
- 42 Exhibit 19 – Statement of Walshe (WIT.003.002.0001) [29]
- 43 Exhibit 19 – Statement of Walshe (WIT.003.002.0001) [28], [30]
- 44 Exhibit 19 – Statement of Walshe (WIT.003.002.0001) [15]
- 45 Walshe T600:4–T600:24
- 46 Walshe T600:9–T600:17
- 47 *Emergency Management Act 1986*, s. 13(2)
- 48 Exhibit 11 – Statement of Esplin, Attachment 2 (WIT.005.001.0123) at 0176
- 49 Exhibit 11 – Statement of Esplin, Attachment 2 (WIT.005.001.0123) at 0176–0178
- 50 Walshe T624:20–T624:27
- 51 Exhibit 11 – Statement of Esplin, Attachment 2 (WIT.005.001.0123) at 0179
- 52 Exhibit 19 – Statement of Walshe, Annexure 3 (WIT.003.002.0044)
- 53 Walshe T625:11–T625:17
- 54 Walshe T623:1–T623:5; T624:30–T625:9
- 55 Walshe T625:20–T626:4
- 56 Exhibit 11 – Statement of Esplin, Attachment 2 (WIT.005.001.0123) at 0180
- 57 *Emergency Management Act 1986*, s. 13(2); Exhibit 11 – Statement of Esplin, Attachment 2 (WIT.005.001.0123) at 0181–0182; Exhibit 19 – Statement of Walshe (WIT.003.002.0001) [35]; Walshe T623:19–T624:2
- 58 Exhibit 11 – Statement of Esplin, Attachment 2 (WIT.005.001.0123) at 0181
- 59 Exhibit 11 – Statement of Esplin, Attachment 2 (WIT.005.001.0123) at 0443

- 60 Exhibit 19 – Statement of Walshe (WIT.003.002.0001) [24]–[25]; Statement of Walshe, Attachment 1 (WIT.3010.001.0025) at 0038; Walshe T631:4–T632:21; Exhibit 66 – Statement of Collins (WIT.3010.001.0013) [42]
- 61 Exhibit 11 – Statement of Esplin, Attachment 2 (WIT.005.001.0123) at 0184
- 62 Exhibit 11 – Statement of Esplin, Attachment 2 (WIT.005.001.0123) at 0442–0443
- 63 Walshe T696:4–T696:13; Exhibit 40 (INF.005.001.0001)
- 64 Exhibit 19 – Statement of Walshe (WIT.003.002.0001) [98]; Walshe T657:7–T657:11
- 65 Exhibit 19 – Statement of Walshe (WIT.003.002.0001) [98]; Walshe T656:29–T657:3
- 66 Walshe T632:16–T632:21. See also Exhibit 11 – Statement of Esplin, Attachment 23 (WIT.005.001.1856)
- 67 Exhibit 19 – Statement of Walshe (WIT.003.002.0001) [124]; [129]–[142]; Walshe T657:4–T660:31
- 68 Exhibit 66 – Statement of Collins (WIT.3010.001.0013) [48]
- 69 Exhibit 19 – Statement of Walshe (WIT.003.002.0001) [98], [129]–[142]; Walshe T657:12–T660:31; Exhibit 66 – Statement of Collins (WIT.3010.001.0013) [42]–[47]; Collins T2166:23–T2169:19
- 70 Collins T2108:3–T2108:24
- 71 Exhibit 66 – Statement of Collins, Attachment 1 (WIT.3010.001.0025); Collins T2125:5–T2125:10
- 72 Exhibit 11 – Statement of Esplin, Attachment 11 (WIT.005.001.0951)
- 73 Exhibit 11 – Statement of Esplin, Attachment 11 (WIT.005.001.0951) at 1240
- 74 Collins T2126:7–T2126:17
- 75 Exhibit 66 – Collins Tender (TEN.020.001.0001)
- 76 Collins T2126:18–T2126:30
- 77 Exhibit 3 – Statement of Rees (WIT.004.001.0001) [93]–[96]; Exhibit 6 – Statement of Waller (WIT.002.002.0001) [158]–[160]; Exhibit 66 – Statement of Collins (WIT.3010.001.0013) [12]
- 78 Collins T2125:17–T2126:6
- 79 Exhibit 66 – Statement of Collins (WIT.3010.001.0013) [28]
- 80 Exhibit 11 – Statement of Esplin, Attachment 2 (WIT.005.001.0123) at 0180
- 81 Exhibit 19 – Statement of Walshe (WIT.003.002.0001) [65]; Annexure 7 (WIT.003.002.0061); Exhibit 66 – Statement of Collins, Attachment 3 (WIT.3010.001.0041); Collins T2132:10–T2134:17; T2186:24–T2188:14
- 82 Collins T2133:5–T2134:8
- 83 Walshe T651:23–T651:27; Collins T2129:17–T2129:26
- 84 Exhibit 66 – Statement of Collins (WIT.3010.001.0013) [30]–[33]
- 85 Walshe T650:28–T651:22; Collins T2131:27–T2132:9
- 86 Walsh T696:4–T696:12
- 87 Exhibit 66 – Statement of Collins (WIT.3010.001.0013) at 0015–0018
- 88 Exhibit 82 (OESC.001.001.0031)

## ROADBLOCKS

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- 89 Exhibit 3 – Statement of Rees, Annexure 5 (WIT.004.001.0231); Exhibit 19 – Statement of Walshe (WIT.003.002.0001) [146]–[147]; Walshe T682:12–T685:17; Exhibit 66 – Statement of Collins, Attachment 1 (WIT.3010.001.0025) at 0029–0036
- 90 Exhibit 19 – Statement of Walshe (WIT.003.002.0001) [144]–[146]
- 91 Exhibit 3 – Statement of Rees, Annexure 5 (WIT.004.001.0231); Exhibit 19 – Statement of Walshe (WIT.003.002.0001) [147]–[151]; Annexure 10 (WIT.003.002.0064) at 0071; Walshe T682:12–T685:17; Exhibit 66 – Statement of Collins, Attachment 1 (WIT.3010.001.0025) at 0029–0036
- 92 Exhibit 13 – Statement of Newman (WIT.009.001.0001\_R) [19]–[20]; Newman T345:29–T346:9; Exhibit 77 – Statement of Walter (WIT.041.001.0001\_R) [74]–[79];
- 93 Exhibit 77 – Statement of Walter (WIT.041.001.0001\_R) [77]
- 94 Exhibit 97 – Statement of O’Neill (WIT.047.001.0001\_R) [31]; O’Neill T3210:28–T3211:6
- 95 McGahy T2260:25–T2261:4
- 96 McGahy T2261:10–T2261:14
- 97 Exhibit 67 – Statement of Harvey (WIT.036.001.0001\_R) [34]–[36]; Harvey T2200:27–T2201:1; Exhibit 87 – Statement of Ananiev (WIT.040.001.0001\_R) [27]; Ananiev T2781:30–T2782:3
- 98 Exhibit 126 – Bushfire CRC Interim Report (CRC.300.001.0001\_R) at 0107–0108
- 99 Exhibit 13 – Statement of Newman (WIT.009.001.0001\_R) [21]; Newman T346:30–T347:18; Sigmund T913:11–T913:22; Exhibit 125 – Statement of J Williams (WIT.055.001.0001\_R) [70]–[72]; J Williams T4231:11–T4231:24; T4233:26–T4234:5
- 100 Sigmund T913:11–T913:22; Exhibit 28 – Statement of Sigmund, Attachment 3 (WIT.020.001.0015) at 0024–0026
- 101 Exhibit 125 – Statement of J Williams (WIT.055.001.0001\_R) [70]–[72]; J Williams T4231:11–T4231:24
- 102 J Williams T4233:26–T4234:1
- 103 Walshe T685:18–T686:13; see also Rees T2495:2–T2498:14 and Exhibit 74 – Rees Tender (SUMM.022.069.0086) at 0149–0150

- 104 Walshe T687:10–T687:21; T690:3–T690:31
- 105 Exhibit 10 – Statement of Odgers (WIT.008.001.0001\_R) [24]; Exhibit 134 – Statement of Hainsworth (WIT.059.001.0001\_R) [44]; Exhibit 77 – Statement of Walter (WIT.041.001.0001\_R) [79]
- 106 Exhibit 140 (VPO.001.026.0153) at 0155
- 107 Police Association Victoria (SUBM.100.009.0002) [6(9)]
- 108 Exhibit 34 – Statement of Kane (WIT.017.001.0001\_R) [9], [13]; Kane T1057:2–T1057:8
- 109 Exhibit 87 – Statement of Ananiev (WIT.040.001.0001\_R) [21]
- 110 Exhibit 48 – Statement of D Brown (WIT.029.001.0001\_R) [18], [19(f)–(g)]; D Brown T1649:16–T1649:26

## 11 COMMONWEALTH RESPONSE

### DIVISION OF RESPONSIBILITIES

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- 1 Exhibit 45 – Pearce Tender (TEN.004.002.0009)
- 2 Exhibit 45 – Statement of Pearce (WIT.032.001.0001) [7]
- 3 Exhibit 45 – This is *EMA* (TEN.004.002.0010) at 0028–001
- 4 Exhibit 45 – Statement of Pearce (WIT.032.001.0001) [27]; Pearce T1404:14–T1404:28
- 5 Pearce T1405:25–T1406:10
- 6 Exhibit 45 – Statement of Pearce (WIT.032.001.0001) [7]; Exhibit 45 – Pearce Tender (TEN.004.003.0124)
- 7 Exhibit 45 – Pearce Tender (TEN.004.002.0500) at 0506
- 8 Exhibit 45 – Pearce Tender (TEN.004.002.0009); Pearce T1395:26–T1395:28; Pearce T1395:30–T1396:11; Pearce T1394:16–T1394:18
- 9 Pearce T1397:23–T1397:30
- 10 Pearce T1399:15–T1399:23
- 11 Pearce T1400:9–T1400:14
- 12 For a description of these groups see generally the flow chart at Exhibit 45 – Pearce Tender (TEN.004.003.0065) at 0079

### THE ‘ALL HAZARDS’ APPROACH TO NATURAL DISASTERS

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- 13 Exhibit 45 – Pearce Tender (TEN.004.002.0437); Exhibit 45 – Pearce Tender (TEN.004.002.0431)
- 14 Exhibit 45 – Pearce Tender (TEN.004.002.0252)
- 15 Exhibit 45 – Statement of Pearce, Attachment 13 (WIT.032.001.0154)
- 16 Exhibit 152 – Pearce Tender (TEN.049.001.0001)
- 17 Exhibit 45 – Pearce Tender (TEN.004.002.0037) at 0042, 0052, 0054, 0056–0058
- 18 Exhibit 45 – Pearce Tender (TEN.004.002.0037) at 0056–0057
- 19 Exhibit 45 – Pearce Tender (TEN.004.002.0037) at 0074–0075
- 20 Exhibit 45 – Statement of Pearce (WIT.032.001.0001) [68]
- 21 Exhibit 45 – Statement of Pearce (WIT.032.001.0001) [67]
- 22 Exhibit 143 – Pearce Tender (TEN.045.001.0001)
- 23 Exhibit 45 – Pearce Tender (TEN.004.002.0285)

### COMDISPLAN AND COMMONWEALTH AID

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- 24 Exhibit 45 – Statement of Pearce (WIT.032.001.0001) [11]
- 25 Exhibit 45 – Statement of Pearce (WIT.032.001.0001) [23]
- 26 Exhibit 45 – Statement of Pearce (WIT.032.001.0001) [25]; Pearce Tender (AGD.510.0094)
- 27 Exhibit 45 – Statement of Pearce (WIT.032.001.0001) [27]
- 28 Exhibit 45 – Statement of Pearce (WIT.032.001.0001) [31]
- 29 Exhibit 45 – Statement of Pearce (WIT.032.001.0001) [32]
- 30 Pearce T1418:19–T1418:29; T1407:12–T1410:10; T1480:13–T1480:18
- 31 Exhibit 45 – Statement of Pearce (WIT.032.001.0001) [38]; Attachment 6 (WIT.032.001.0110) at 0111
- 32 Commonwealth (SUBM.100.007.0002) [84], referring to Pearce T1475:3–T1477:27

## COMMONWEALTH RESOURCES FOR DETECTING, TRACKING AND SUPPRESSING FIRES

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- 33 Pearce T1470:13–T1470:23
- 34 Exhibit 45 – Statement of Pearce (WIT.032.001.0001) [35], [174], [176]; Pearce T1470:13–T1472:5; T1474:1–T1474:5; T1475:3–T1479:18
- 35 Pearce T1475:12–T1475:24
- 36 Pearce T1434:29–T1438:4; Griffiths T810:24–T811:26; Edwards T2913:20–T2915:19
- 37 Exhibit 45 – Statement of Pearce (WIT.032.001.0001) [175]
- 38 Commonwealth (SUBM.100.007.0002) [87]
- 39 Commonwealth (SUBM.100.007.0002) [89]

## COMMONWEALTH INVOLVEMENT UP TO AND ON 7 FEBRUARY

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- 40 Exhibit 45 – Statement of Pearce (WIT.032.001.0001) [33]
- 41 Commonwealth (SUBM.100.007.0002) [70]
- 42 Exhibit 45 – Statement of Pearce (WIT.032.001.0001) [34]–[35]; Attachment 7 (WIT.032.001.0115); Attachment 8 (WIT.032.001.0121)
- 43 Pearce T1404:7–T1406:25
- 44 Exhibit 21 – Walshe Tender (TEN.003.001.0001)
- 45 Exhibit 45 – Statement of Pearce (WIT.032.001.0001) [46]
- 46 Exhibit 45 – Statement of Pearce (WIT.032.001.0001) [40]
- 47 Exhibit 45 – Statement of Pearce (WIT.032.001.0001) [41]
- 48 Exhibit 45 – Statement of Pearce (WIT.032.001.0001) [42]
- 49 Exhibit 45 – Statement of Pearce (WIT.032.001.0001) [40]; see also Exhibit 21 – Walshe Tender (TEN.003.001.0001) at 0008
- 50 Pearce T1490:4–T1490:16
- 51 Exhibit 45 – Statement of Pearce (WIT.032.001.0001) [45]; Pearce T1482:20–T1482:29
- 52 Exhibit 45 – Statement of Pearce (WIT.032.001.0001) [41]–[52]; Attachment 10 (WIT.032.001.0141); Attachment 11 (WIT.032.001.0146); Attachment 12 (WIT.032.001.0150); Pearce T1479:28–T1480:13; T1482:30–T1483:24; T1488:8–T1488:22
- 53 Exhibit 45 – Statement of Pearce (WIT.032.001.0001) [52]; Attachment 13 (WIT.032.001.0154)

## 12 EMERGENCY CALLS

### TRIPLE ZERO

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- 1 Exhibit 62 – Statement of Foster (WIT.012.001.0001) [29]–[30]
- 2 Exhibit 62 – Statement of Foster (WIT.012.001.0001) [14]; Foster T1963:10–T1963:15; Walshe T1215:10–T1215:13; Edwards T2863:30–T2864:2
- 3 Exhibit 117 – Statement of Elkington (WIT.5003.001.0001) [7], [115]; Exhibit 63 – Statement of Kiernan (WIT.3000.001.0001) [144.e]; Kiernan T2025:17–T2025:26
- 4 The reference is to calls, rather than callers, as it appears likely many callers hung up and redialled Triple Zero a number of times when they were unable to get through.
- 5 Exhibit 117 – Statement of Elkington (WIT.5003.001.0001) [57]–[58]; Kiernan T2021:28–T2022:10
- 6 Exhibit 117 – Statement of Elkington (WIT.5003.001.0001)
- 7 Exhibit 117 – Statement of Elkington (WIT.5003.001.0001) [27]–[28]; Attachment 2 (WIT.5003.001.0105), Attachment 3 (WIT.5003.001.0109)
- 8 Exhibit 117 – Statement of Elkington (WIT.5003.001.0001) [32]
- 9 Exhibit 117 – Statement of Elkington (WIT.5003.001.0001) [34]
- 10 Exhibit 117 – Statement of Elkington (WIT.5003.001.0001) [11]
- 11 Exhibit 117 – Statement of Elkington (WIT.5003.001.0001) [5], [24]
- 12 Exhibit 117 – Statement of Elkington (WIT.5003.001.0001) [25]
- 13 Exhibit 117 – Statement of Elkington (WIT.5003.001.0001) [61]
- 14 Exhibit 117 – Statement of Elkington (WIT.5003.001.0001) [5]
- 15 Exhibit 117 – Statement of Elkington (WIT.5003.001.0001) [7], [64]; Attachment 6 (WIT.5003.001.0180)
- 16 Exhibit 117 – Statement of Elkington (WIT.5003.001.0001) [33]
- 17 Exhibit 117 – Statement of Elkington (WIT.5003.001.0001) [57]–[58]
- 18 Exhibit 117 – Statement of Elkington (WIT.5003.001.0001) [88]
- 19 Elkington T3821:9–T3821:29
- 20 Exhibit 117 – Statement of Elkington (WIT.5003.001.0001) [88]
- 21 Exhibit 117 – Statement of Elkington (WIT.5003.001.0001) [96]
- 22 Exhibit 117 – Statement of Elkington (WIT.5003.001.0001) [51]
- 23 Exhibit 117 – Statement of Elkington (WIT.5003.001.0001) [46]–[47]

- 24 Exhibit 117 – Statement of Elkington (WIT.5003.001.0001) [49]
- 25 Exhibit 117 – Statement of Elkington (WIT.5003.001.0001) [55]
- 26 Exhibit 117 – Statement of Elkington (WIT.5003.001.0001) [56]
- 27 Exhibit 117 – Statement of Elkington (WIT.5003.001.0001) [100]

## THE ROLE OF ESTA

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- 28 Exhibit 62 – Statement of Foster (WIT.012.001.0001) [7]–[9]
- 29 Exhibit 62 – Statement of Foster (WIT.012.001.0001) [33]–[34]; Attachment 5 (WIT.012.001.0032)
- 30 Foster T1956:3–T1956:6
- 31 Exhibit 62 – Foster (WIT.012.001.0001) [38], [40]; Exhibit 62 – Statement of Foster (WIT.012.001.0001) [35]–[38]
- 32 Foster T1960:12–T1960:18; Foster T1957:5–T1957:6
- 33 Foster T1957:29–T1958:4
- 34 Foster T1957:5–T1957:6
- 35 Exhibit 62 – Statement of Foster (WIT.012.001.0001) [14]
- 36 Exhibit 62 – Statement of Foster (WIT.012.001.0001) [14]–[15]
- 37 Exhibit 62 – Statement of Foster (WIT.012.001.0001) [19]
- 38 Exhibit 62 – Statement of Foster (WIT.012.001.0001) [26]–[27]
- 39 Exhibit 62 – Statement of Foster (WIT.012.001.0001) [30]
- 40 Foster T1950:5–T1950:15
- 41 Exhibit 62 – Statement of Foster (WIT.012.001.0001) [50]
- 42 Exhibit 62 – Statement of Foster (WIT.012.001.0001) [55]
- 43 Exhibit 62 – Statement of Foster (WIT.012.001.0001) [57]
- 44 Exhibit 63 – Statement of Kiernan (WIT.3000.001.0001) [14]–[15]
- 45 Exhibit 63 – Statement of Kiernan (WIT.3000.001.0001) [16]
- 46 Exhibit 63 – Statement of Kiernan (WIT.3000.001.0001) [21]–[22]
- 47 Exhibit 63 – Statement of Kiernan (WIT.3000.001.0001) [23]
- 48 Exhibit 152 – Statement of Ives (WIT.3005.001.0001) [41], [43] and [44]
- 49 Exhibit 63 – Statement of Kiernan (WIT.3000.001.0001) [20], [65]–[66]; Exhibit 62 – Statement of Foster, Attachment 4 (WIT.012.001.0030)
- 50 Exhibit 63– Statement of Kiernan (WIT.3000.001.0001) [41]–[42]
- 51 Exhibit 63 – Statement of Kiernan (WIT.3000.001.0001) [43]–[48]; Attachment 4 (WIT.012.001.0030)
- 52 Foster T1955:1–T1955:10

## PREPARATION FOR 7 FEBRUARY

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- 53 Exhibit 63 – Statement of Kiernan (WIT.3000.001.0001) [72]–[86]
- 54 Exhibit 63 – Statement of Kiernan (WIT.3000.001.0001) [83]; Attachment 10 (WIT.3000.001.0118)
- 55 Exhibit 63 – Statement of Kiernan, Attachment 10 (WIT.3000.001.0118) at 0122
- 56 Exhibit 63 – Statement of Kiernan (WIT.3000.001.0001) [92]–[127], Exhibit 62 – Statement of Foster (WIT.012.001.0001) [65]
- 57 Elkington T3832:10–T3832:20
- 58 Elkington T3831:1–T3831:27
- 59 Exhibit 117 – Statement of Elkington (WIT.5003.001.0001) [87]
- 60 Elkington T3831:17–T3832:3
- 61 Exhibit 63 – Statement of Kiernan (WIT.3000.001.0001) [87]
- 62 Kiernan T2021:28–T2022:10
- 63 Exhibit 63 – Statement of Kiernan (WIT.3000.001.0001) [107]–[115], [120]–[127], T2019:1–T2021:22; Foster T1966:4–T1966:8
- 64 Exhibit 63 – Statement of Kiernan (WIT.3000.001.0001) [101]–[102], [126]–[127]
- 65 Exhibit 63 – Statement of Kiernan, Attachment 16 (WIT.3000.001.0135)
- 66 Exhibit 63 – Statement of Kiernan, Attachment 18 (WIT.3000.001.0137)
- 67 Exhibit 63 – Statement of Kiernan (WIT.3000.001.0001) [107]–[115], [120]–[127]; Kiernan T2019:1–T2021:22
- 68 Exhibit 63 – Statement of Kiernan (WIT.3000.001.0001) [147]; T2023:3–T2023:7
- 69 Kiernan T2024:30–T2025:16
- 70 State of Victoria (SUBM.100.005.0001) [150]
- 71 Exhibit 117 – Statement of Elkington (WIT.5003.001.0001) [94]
- 72 Exhibit 117 – Statement of Elkington (WIT.5003.001.0001) [94]
- 73 Exhibit 117 – Statement of Elkington (WIT.5003.001.0001); T3835:1–T3835:11

## EVENTS OF 7 FEBRUARY

- 74 Exhibit 117 – Statement of Elkington (WIT.5003.001.0001) [98]
- 75 Exhibit 117 – Statement of Elkington (WIT.5003.001.0001) [100]
- 76 Exhibit 117 – Statement of Elkington (WIT.5003.001.0001) [101]–[103]
- 77 Exhibit 117 – Statement of Elkington (WIT.5003.001.0001) [107]
- 78 Exhibit 117 – Statement of Elkington (WIT.5003.001.0001) [114]
- 79 Exhibit 117 – Statement of Elkington (WIT.5003.001.0001) [118], [121]
- 80 Exhibit 63 – Statement of Kiernan, Attachment 19 (WIT.3000.001.0138)
- 81 Exhibit 63 – Statement of Kiernan (WIT.3000.001.0001) [134]
- 82 Exhibit 63 – Statement of Kiernan (WIT.3000.001.0001) [135]
- 83 Exhibit 63 – Statement of Kiernan (WIT.3000.001.0001) [137]
- 84 Exhibit 63 – Statement of Kiernan (WIT.3000.001.0001) [146]
- 85 Exhibit 63 – Statement of Kiernan (WIT.3000.001.0001) [140]
- 86 Foster T1977:26–T1978:2
- 87 Exhibit 117 – Statement of Elkington (WIT.5003.001.0001) [118]
- 88 Exhibit 117 – Statement of Elkington (WIT.5003.001.0001) [123]
- 89 Exhibit 117 – Statement of Elkington (WIT.5003.001.0001) [124]; T3844:17–T3844:30
- 90 Exhibit 117 – Statement of Elkington (WIT.5003.001.0001) [118]
- 91 Exhibit 117 – Statement of Elkington (WIT.5003.001.0001) [118]
- 92 Exhibit 117 – Statement of Elkington (WIT.5003.001.0001) [118]
- 93 Exhibit 117 – Statement of Elkington (WIT.5003.001.0001) [118]–[119]
- 94 Exhibit 117 – Statement of Elkington (WIT.5003.001.0001) [123]
- 95 Exhibit 117 – Statement of Elkington (WIT.5003.001.0001) [123]
- 96 Exhibit 117 – Statement of Elkington (WIT.5003.001.0001) [123]
- 97 Exhibit 117 – Statement of Elkington (WIT.5003.001.0001) [123]; Elkington tender (TEN.044.001.0001)
- 98 Graph based on data at Exhibit 117 – Statement of Elkington (WIT.5003.001.0001) [119]
- 99 Graph based on data at Exhibit 117 – Statement of Elkington, Attachment 22 (WIT.5003.001.0424); (WIT.5003.001.0431); (WIT.5003.001.0438)
- 100 Exhibit 117 – Statement of Elkington (WIT.5003.001.0001) [122]
- 101 Elkington T3835:23–T3835:29
- 102 Exhibit 152 – Statement of Ives (WIT.3005.001.0001) [41]–[42]
- 103 Exhibit 117 – Statement of Elkington (WIT.5003.001.0001) [5]–[6]; Attachment 1 (WIT.5003.001.0102); (WIT.5003.001.0103); Elkington T3819:3–T3820:3
- 104 Exhibit 117 – Statement of Elkington (WIT.5003.001.0001) [5]–[8], [25]–[26], [59]–[63]; Attachment 1 (WIT.5003.001.0104); Elkington T3819:3–T3820:12
- 105 Exhibit 152 – Statement of Ives (WIT.3005.001.0001) [43]–[44]
- 106 Exhibit 117 – Statement of Elkington (WIT.5003.001.0001) [7], [116]; Exhibit 117 – Elkington tender (TEN.044.001.0001)
- 107 Elkington T3859:27–T3860:29; Exhibit 152 – Statement of Ives (WIT.3005.001.0001) [43]–[44]
- 108 Exhibit 63 – Statement of Kiernan (WIT.3000.001.0001) [139]–[144]; Attachment 20 (WIT.3000.001.0154) at 0159; Tender (EXH.063.0004) at 0005
- 109 Kiernan T2035:29–T2036:4
- 110 Exhibit 117 – Statement of Elkington (WIT.5003.001.0001) [116]
- 111 Exhibit 117 – Statement of Elkington (WIT.5003.001.0001) [126]
- 112 Exhibit 117 – Statement of Elkington (WIT.5003.001.0001) [116], [126]
- 113 Exhibit 117 – Statement of Elkington (WIT.5003.001.0001) [126]
- 114 Exhibit 117 – Statement of Elkington (WIT.5003.001.0001) [127]
- 115 Exhibit 117 – Statement of Elkington (WIT.5003.001.0001) [127]
- 116 Exhibit 117 – Elkington tender (TEN.044.001.0001)
- 117 Elkington T3837:9–T3837:26
- 118 Elkington T3838:1–T3838:5
- 119 Elkington T3841:11–T3841:27
- 120 Kiernan T2048:23–T2048:31
- 121 Exhibit 10 – Statement of Spooner (WIT.011.001.0001\_R) [24]; Spooner T484:23–T484:24

- 122 Kane T1050:27–T1051:6
- 123 Exhibit 48 – Statement of D Brown (WIT.029.001.0001\_R) [9]; D Brown T1642:13–T1642:31; see also Exhibit 119 – Supplementary Statement of Jennings (WIT.5004.002.0001) [7]
- 124 Exhibit 91 – Statement of Scott (WIT.045.001.0001\_R) [27]; Scott T2925:26–T2925:30
- 125 Exhibit 116 – Statement of Matthews (WIT.057.001.0001\_R) [30]–[31]; Matthews T3784:5–T3784:31
- 126 Exhibit 62 – Statement of Foster (WIT.012.001.0001) [73]
- 127 Exhibit 62 – Statement of Foster (WIT.012.001.0001) [74]
- 128 Exhibit 62 – Statement of Foster (WIT.012.001.0001) [75]–[77]
- 129 Kiernan T2005:23–T2005:25
- 130 Kiernan T2006:15–T2006:18

## IMPROVING THE COORDINATION AND CAPACITY OF EMERGENCY CALL SERVICES

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- 131 Exhibit 11 – Statement of Esplin, Attachment 15 (WIT.005.001.1517)
- 132 Exhibit 11 – Statement of Esplin, Attachment 15 (WIT.005.001.1517) at 1564
- 133 Exhibit 11 – Statement of Esplin, Attachment 15 (WIT.005.001.1517) at 1565
- 134 Exhibit 11 – Statement of Esplin, Attachment 15 (WIT.005.001.1517) at 1565, 1567, 1569, 1571
- 135 Exhibit 62 – Statement of Foster (WIT.012.001.0001) [66]–[71]; Exhibit 11 – Statement of Esplin, Attachment 15 (WIT.005.001.1517) at 1561–1577, Esplin Tender (TEN.002.001.0366); Foster T1966:23–T1968:13
- 136 Exhibit 117 – Statement of Elkington (WIT.5003.001.0001) [82]
- 137 Elkington T3862:10–T3862:26; Foster T1966:23–T1968:13; T1968:29–T1969:2; T1979:8–T1979:20
- 138 Exhibit 117 – Statement of Elkington (WIT.5003.001.0001) [66]–[76]
- 139 Exhibit 117 – Statement of Elkington (WIT.5003.001.0001) [77]–[80], Attachment 13 (WIT.5003.001.0332); (WIT.5003.001.0335)
- 140 Elkington T3850:20–T3851:7
- 141 Elkington T3845:13–T3846:3
- 142 Telstra (SUBM.100.010.0001) [27]
- 143 Telstra (SUBM.100.010.0001) [27]
- 144 State of Victoria (SUBM.100.005.0001) [147]–[149]
- 145 State of Victoria (SUBM.100.005.0001) [150]; Myers T5046:23–T5046:26

## 13 NEXT STEPS

- 1 Practice Note No. 1 [12]