

February 2009

CMC Review of Police Move-on Powers
GPO Box 3123
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Submission to the CMC: Review of Queensland's police move-on powers.

Below I set out details about my personal experiences with move-on powers and my comments about their use and effect. I have also supplied my personal details and request that you keep my identity confidential.

A. I have had the following experiences with the move-on powers:

EXPERIENCE ONE

1. I was asked to move on (approximate year/month/time of day):

End November 2008, 6pm

2. At the time I was asked to move on I lived:

- Sleeping rough
- ~~Hostel~~/ Boarding House
- Staying with friends
- Private rental
- Other.....

3. When I was asked to move on I was at this location (eg. Name of street, landmark):

Top of Brunswick Street

4. When I was asked to move on I was (doing what? eg. Waiting for a service, meeting with friends, sleeping):

Walking down Brunswick Street with a friend, to visit other friends, was assaulted by two Aboriginal women.

5. The police officer told me to move on to (eg. Distance from location, no place specified?):

No place specified – told to 'get out of Valley'

6. The police officer told me I could not return for: (please tick the appropriate box)

- 1 Hour
- Up to 10 hours
- Up to 24 hours
- No time frame given
- Other.....

Please cross through which option does not apply in points 7, 8, 9 and 10:

7. ~~The police officer gave me no reason for moving on, OR~~

The police officer told me I was being moved on because:

Of altercation, was told that police believed she was intending to use illegal drugs.

8. ~~I was not given a warning about what would happen if I did not comply with the move on direction; OR~~

I was given a warning about what would happen if I did not comply with the move-on direction, and the warning was:

She would be arrested

9. ~~I think I was given a reasonable time to comply with the move on direction; OR~~

I think I was *not* given a reasonable time to comply with the move-on direction, because:

They told her to leave immediately.

10. ~~After I was told to move on I followed the direction and (eg. I went to):~~

Went to boarding house.

OR

~~After I was told to move on I did not follow the direction and I was:~~

- ~~a. Arrested and charged with~~
- ~~b. Convicted and received the following penalty.....~~
- ~~c. Fined the amount of which I have / have not paid because.....~~

EXPERIENCE TWO

1. I was asked to move on (approximate year/month/time of day):

Approximately one year ago, 8pm

2. At the time I was asked to move on I lived:

- Sleeping rough
- ~~Hostel/~~ Boarding House
- Staying with friends
- Private rental
- Other.....

3. When I was asked to move on I was at this location (eg. Name of street, landmark):

Brunswick Street near Heal Street

4. When I was asked to move on I was (doing what? eg. Waiting for a service, meeting with friends, sleeping):

Walking to visit a friend who lives in Heal Street

5. The police officer told me to move on to (eg. Distance from location, no place specified?):

No place specified

6. The police officer told me I could not return for: (please tick the appropriate box)

- 1 Hour
- Up to 10 hours
- Up to 24 hours
- No time frame given
- Other.....

Please cross through which option does not apply in points 7, 8, 9 and 10:

~~7. The police officer gave me no reason for moving on, OR~~

The police officer told me I was being moved on because:

He suspected that I was engaged in prostitution.

8. I was given a warning about what would happen if I did not comply with the move on direction, and the warning was:

That I would be arrested

OR

~~I was not given a warning about what would happen if I did not comply with the move on direction.~~

9. ~~I think I was given a reasonable time to comply with the move-on direction;~~
OR

~~I think I was *not* given a reasonable time to comply with the move-on direction, because:~~

~~Gave me one hour to move on, I would usually have liked to spend longer visiting my friend.~~

10. ~~After I was told to move on I followed the direction and (eg. I went to):~~

~~Went to visit my friend and left after one hour.~~

OR

~~After I was told to move on I did *not* follow the direction and I was:~~

- ~~a. Arrested and charged with~~
- ~~b. Convicted and received the following penalty~~
- ~~c. Fined the amount of which I have / have not paid because~~

B. ~~My comments on the use and effect of move-on powers are:~~

~~I think police move-on powers are (cross through whatever doesn't apply)~~

- ~~• Fair / unfair~~
- ~~• Proper / improper~~
- ~~• Effective / ineffective~~

~~Because most times totally without cause. Improper – impinges on personal freedom.
Ineffective – I'll keep walking down this street and if they keep pushing, will charge them with harassment.~~

~~I would like the following change to the move-on powers: (how and why would you like powers changed):~~

~~If doing something illegal fair enough, but otherwise, shouldn't be able to move a person on for a suspicion or because of how they look.~~

~~Other ideas, solutions, suggestions for change to the use of move-on powers are:~~

~~Not abuse the power because it makes people reluctant to go to police for help.~~