

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):

1/1/08 – 30/6/08 more than one dozen times

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):

Southbank, West End, Botanical Gardens and other surrounding areas

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

Minding my own business

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

Not come back to that location for 24 hours

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:

Someone had reported I looked suspicious.

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:~~

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:~~

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

Somewhere else, as I try to avoid trouble

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):

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):**

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

5. **The police officer told me to move on to (eg. Distance from location, 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:

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

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:

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

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 – Depends on discretion of officer
- Effective / ~~ineffective~~ – If used properly

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

- Ensure there is a recording of any request to move on.
- Use the camera that police have if it is a microphone and in those situations inform person that recording is being taken

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