

In the matter of the *Commissions of Inquiry Act 1950*
 Commissions of Inquiry Order (No. 3) 2022
 Commission of Inquiry into Forensic DNA Testing in Queensland

ADDENDUM STATEMENT OF DAVID HAROLD NEVILLE

I, **David Harold Neville**, of 200 Roma Street, Brisbane, Queensland state as follows:

The following statement is provided in response to a notice I received from the Commission of Inquiry into Forensic DNA Testing in Queensland requiring me to give information in a written statement regarding my knowledge of matters set out in the Schedule attached to that notice. Attached and marked 'Exhibit 184' is a copy of that notice.

No DNA Detected

1. I had already undertaken a very limited assessment of the success of testing after results were reported as *No DNA Detected* as outlined in paragraph 230 of my statement dated 26 August 2022. Given the concern raised by this Commission of Inquiry into results recorded as *No DNA Detected*, I undertook a broader assessment including evaluating the success of samples further tested since 2011 when the result was first reported. I was assisted by Ms Olivia McIntyre to filter the information using an Excel spreadsheet.
2. The review was undertaken using a data extract provided by Bdna. The search parameters for the data extract involved details of all samples reported as *No DNA Detected* and the results of any further testing of the sample. Bdna provided a list of 34,389 samples pertaining to 21,116 occurrences.
3. I reviewed the results of 205 samples originally reported as *No DNA Detected* that were further tested. It is assumed that some will have been retested at the request of a QPS forensic officer whilst others may have been triggered by QHFSS scientists.
4. Out of the 205 samples that were further tested, 49 provided some type of profile. Out of the 49 that yielded a profile, 27 provided results that are considered highly probative, that being they were suitable for upload to NCIDD or yielded a likelihood ratio of >100

David Harold Neville

Witness

Reg.No. [REDACTED]
 DEPT. OF JUSTICE & ATTORNEY-GEN.

billion. A table detailing information about the samples that yielded a profile when further tested is attached and marked 'Exhibit 185'.

5. Images of where some of the successfully tested samples were taken from are provided in the attached document marked 'Exhibit 186'.
6. The extract from Bdna included information drawn from QPRIME as to the status of the case that each sample related to. This is recorded as Solved or Unsolved. Solved indicates that matter has been resolved because; the complaint has been withdrawn, the matter has been found to be unsubstantiated, or a person has been charged with the offence. Unsolved indicates that matter is still under investigation. Out of the 34,389 samples reported as No DNA Detected, 17,526 relate to unsolved matters; 1,238 of these returned positive presumptive testing results for the presence of blood.

TAKEN AND DECLARED before me at Brisbane in the State of Queensland this 8th day of September 2022,

[Redacted signature area]

David Harold Neville

Witness

[Redacted witness name]





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Commissions of Inquiry Order (No. 3) 2022
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STATEMENT OF DAVID HAROLD NEVILLE
INDEX TO EXHIBITS

Exhibit no.	Description
184.	Notice 2022/00131 - Requirement to give information in a written statement – David Neville
185.	Spreadsheet detailing information about samples that yielded a profile when further tested
186.	Images of successfully tested samples from the original location

Notice number: 2022/00131

**COMMISSION OF INQUIRY INTO FORENSIC DNA TESTING
IN QUEENSLAND**

Section 5(1)(d) of the *Commissions of Inquiry Act 1950*

REQUIREMENT TO GIVE INFORMATION IN A WRITTEN STATEMENT

To: David Neville

Of: Queensland Police Service

I, Walter Sofronoff QC, Commissioner, appointed pursuant to Commissions of Inquiry Order (No. 3) 2022 to inquire into certain matters pertaining to forensic DNA testing in Queensland require you to attend to give a written statement to the Commission pursuant to section 5(1)(d) of the *Commissions of Inquiry Act 1950* in regard to your knowledge of the matters set out in the Schedule annexed hereto.

YOU MUST COMPLY WITH THIS REQUIREMENT BY:

Giving a written statement signed and witnessed as a declaration in accordance with the *Oaths Act 1867* to the Commission of Inquiry on or before **12.00pm on 7 September 2022** by delivering it to Level 21, 111 George Street, Brisbane.

A copy of the written statement must also be provided electronically by email at [REDACTED], with the subject line "Requirement for Written Statement".

If you believe that you have a reasonable excuse for not complying with this notice, you will need to satisfy me of this by the above date.

DATED this 2nd day of September 2022

[REDACTED]

Walter Sofronoff QC

Commissioner

Commission of Inquiry into Forensic DNA Testing in Queensland

Notice number:

Schedule of topics for statement

Inspector David Neville

Queensland Police Service (QPS)

No DNA Detected

1. Explain when, why and how the QPS conducted a review in 2022 of the results of samples that were originally reported as 'No DNA detected' and were requested for retesting by QPS, excluding the review identified in paragraph 230 of your statement dated 26 August 2022.
2. Explain the results of that review. Attach any records of results you have of that review.
3. How many samples have been reported as 'No DNA detected' since 2011?
 - a. How many of these relate to "unsolved matters"? What is the QPS definition of an "unsolved matter"?
 - b. How many were samples identified as blood?

Yes - Conditioned	2013	Trace DNA Kit	A2. Trace DNA tapelift	Three person mixed DNA profile 3 person mixed profile - conditioned on 3 person mix remaining - supports non contribution	20/03/2013	26/09/2013	1
		Trace DNA Kit	Graph I	Single Source DNA profile - assumed known contributor	22/03/2013	07/05/2013	1
	2014	Trace DNA Kit	Graph A - Trace. Non-visible	Two person mixed DNA profile 2 person mixed profile - conditioned on -Victim	14/01/2014	29/04/2014	1
	2017	Swab	vulval swab 2	Single Source DNA profile - assumed known contributor - Victim	09/10/2017	23/11/2017	1
	2018	Swab - Blood	Bloodstain located on right leg	Single Source DNA profile - assumed known contributor - Deceased	26/10/2018	14/11/2018	1
	2021	Epithelial Fraction	AM9r - Swab of AP+ area on the anterior left thigh	Two person mixed DNA profile 2 person mixed profile - conditioned on - Deceased	16/02/2021	23/12/2021	1
		Swab	lip wet	Single Source DNA profile - assumed known contributor - Victim	04/08/2021	10/09/2021	1
	2022	Swab	perioral dry	Single Source DNA profile - assumed known contributor - Victim	31/03/2021	08/06/2022	1
	(blank)	Trace DNA Kit	Graph C - Trace. Non-visible	Three person mixed DNA profile 3 person mixed profile - conditioned on - Victim	14/01/2014	02/05/2014	1
Yes - Conditioned Total							9
Yes - NCIDD profile	2013	Trace DNA Kit	B: NO VISIBLE STAIN	Three person mixed DNA profile NCIDD upload - mixed DNA profile UKF1	20/03/2013	27/07/2013	1
		Tape Lift	Trace DNA - Victim's T-shirt	Three person mixed DNA profile NCIDD upload - Intel mixed DNA profile UKF1 NCIDD upload - Intel mixed DNA profile UKP1	22/03/2013	27/05/2013	1
		Trace DNA Kit	Exhibit M3 - trace DNA	Two person mixed DNA profile NCIDD upload - Intel mixed DNA profile UKF1 2 person mix - low support for contribution	15/04/2013	21/08/2013	1
		Trace DNA Kit	DNA - A (tape lift of RHS temple area)	Single source DNA profile -UKM1 NCIDD upload single source DNA profile	09/04/2013	27/07/2013	1
		Trace DNA Kit	A. Nil stain	9 loci DNA profile. Uploaded to NCIDD UKM1	19/06/2013	29/10/2013	1
		Swab - Blood	dry blood on concrete	9 loci DNA profile. Uploaded to NCIDD UKM1	20/09/2013	11/10/2013	1

Yes - NCIDD profile	2014	Trace DNA Kit	Exhibit C - Trace DNA tape lift	Two person mixed DNA profile NCIDD upload - Intel mixed DNA profile UKM1	22/03/2013	07/01/2014	1
		Swab - Blood	Graph E - dry red stain	Single source DNA profile UKM1 NCIDD upload single source DNA profile	14/01/2014	28/02/2014	1
	2016	Swab - Saliva	B - Mouthpiece	9 loci DNA profile- NCIDD- possible sub-threshold peaks UKM2 (Cold link received)	23/12/2015	25/01/2016	1
		Trace DNA Kit	E (Trace DNA)	Three person mixed DNA profile NCIDD upload - mixed DNA profile UKM2 (Cold link received)	04/01/2016	09/05/2016	1
	2021	Trace DNA Kit	A - Nylon mesh	Three person mixed DNA profile NCIDD upload - Intel mixed DNA profile UKF1	01/09/2021	08/10/2021	1
	(blank)	Trace DNA Kit	Graph B - Trace. Non-visible	Two person mixed DNA profile 2 person mixed profile - conditioned on -Victim NCIDD upload remaining contribution UKF1	14/01/2014	17/04/2014	1
Yes - NCIDD profile Total							12
Yes - no interp	2013	Trace DNA Kit	DNA TapeLift	Two person mixed DNA profile	22/03/2013	19/04/2013	1
		Swab	A. Touch DNA	Two person mixed DNA profile No statistical interpretation performed	20/03/2013	14/05/2013	1
		Trace DNA Kit	B (Trace DNA)	Three person mixed DNA profile No statistical interpretation performed	20/03/2013	21/08/2013	1
	2015	Trace DNA Kit	A1. No visible stain	3 person mixed DNA profile not deconvoluted	20/03/2013	08/01/2015	1
		Trace DNA Kit	B1/	3 person mixed DNA profile not deconvoluted	25/03/2013	03/02/2015	1
	2016	Swab	C (Trace DNA)	Three person mixed DNA profile No statistical interpretation performed	04/01/2016	24/03/2016	1
		Trace DNA Kit	F (Trace DNA)	Three person mixed DNA profile No statistical interpretation performed	04/01/2016	27/01/2016	1
Yes - no interp Total							7
Yes - PP21 single source	2015	Swab	Trace DNA swab exhibit B	Single source DNA profile UKF1 Possible sub-threshold information	05/12/2014	03/03/2015	1
	(blank)	Swab - Blood	Graph D - dry red stain	Single source DNA profile UKM1	14/01/2014	14/04/2014	1
Yes - PP21 single source Total							2
Yes - Profile plus profile	2013	Trace DNA Kit	E - No visible stain (damp)	9 loci DNA profile - Evidence	18/06/2013	29/10/2013	1





































