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

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David Harold Neville

- 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.

	risbane in the State of Queensland this 8th day	
of September 2022		
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David Harold Neville	Witness OF JUSTICE & ATTORNEY GENERAL	



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



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 , 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

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

- 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?

Profile obtained Yes / No	Year addition al testing conducte d	OccNo	Exhibit_HyperLin k	CategoryName	LocatedDescription	ExhibitDescription	Further tested - new results	Date No DNA detected validated	Date of new result	Total
Yes - > 100 billion	2013			Trace DNA Kit		Exhibit D - non visible stain	Three person mixed DNA profile 3 person mix profile - support for contrib > 100 billion - Evidence	22/03/2013	16/07/2013	111100000000000000000000000000000000000
	2014			Swab - Blood		Exhibit C	SS DNA profile 9 loci and above LR > 100 billion - Victim Possible sub-threshold information	24/12/2013	07/02/2014	1
				Swab - Blood		'B' - Blood swab	Single source 20 loci DNA profile LR > 100 billion - Evidence	24/12/2013	22/01/2014	1
				Swab - Blood		Graph B - dry red stain	Single source 20 loci DNA profile LR > 100 billion - Evidence	14/01/2014	14/03/2014	, 1
				Swab - Blood		Graph C - dry red stain	SS DNA profile 9 loci and above LR > 100 billion - evidence	14/01/2014	26/02/2014	1
	2016			Swab - Blood		E4.1 - contact stain, couch	Single source 20 loci DNA profile LR > 100 billion -Deceased	04/01/2016	03/02/2016	5 1
				Trace DNA Kit		WE-A. Trace DNA lift fabric hat	SS DNA profile 9 loci and above LR > 100 billion - Victim	23/12/2015	11/02/2016	5 1
				Trace DNA Kit		A - Tape Lift of rectangular stone below plywood	Three person mixed DNA profile 3 person mix profile - support for contrib > 100 billion - Evidence NCIDD upload - Intel mixed DNA profile UKM1	04/01/2016	06/06/2016	1
				Trace DNA Kit		Tapelift Plastic cable tie (cut)	Single source 20 loci DNA profile LR > 100 billion - Victim	23/12/2015	16/02/2016	1
	2018			Fabric		LB2. BLOOD STAIN INCISED PILLOW SLIP FLUFFY	Two person mixed DNA profile 2 person mix profile - support for contrib > 100 billion - Victim 2 person mix profile - support for contrib > 100 billion - Evidence	07/02/2018	01/08/2018	1
	2021			Trace DNA Kit		B: dry rubber surface	Three person mixed DNA profile 3 person mix profile - support for contrib > 100 billion - Evidence	01/09/2021	01/10/2021	1
	2022			Scraping		Section 1 scraped - GRAPH 7	Single source 20 loci DNA profile LR > 100 billion - Elimination	22/03/2018	29/08/2022	1
				Tape Lift		Side B marked area	Two person mixed DNA profile 2 person mix profile - support for contrib > 100 billion - Evidence	14/10/2021	01/04/2022	1
				Tape Lift		Side A Area 3	SS DNA profile 9 loci and above LR > 100 billion - evidence	07/04/2022	14/06/2022	2 1
				Scraping		Area 1 Side A	SS DNA profile 9 loci and above LR > 100 billion - evidence	07/04/2022	22/06/2022	2 1
Yes - > 100 billion Total	12.00									15

Yes -	2013	Trace DNA Kit	A2. Trace DNA tapelift	Three person mixed DNA profile	20/03/2013	26/09/2013	1
Conditioned				3 person mixed profile - conditioned on			
				3 person mix remaining - supports non			
				contribution			
		Trace DNA Kit	Graph I	Single Source DNA profile - assumed	22/03/2013	07/05/2013	1
	2014	Taran DAIA Kit	Crank A. Trans Non visible	known contributor	14/01/2014	20/04/2014	
	2014	Trace DNA Kit	Graph A - Trace. Non-visibl	Two person mixed DNA profile 2 person mixed profile - conditioned	14/01/2014	29/04/2014	1
				on -Victim			
	2017	Swab	vulval swab 2	Single Source DNA profile - assumed	09/10/2017	23/11/2017	1
				known contributor - Victim			
	2018	Swab - Blood	Bloodstain located on right	Single Source DNA profile - assumed	26/10/2018	14/11/2018	1
			leg	known contributor - Deceased			
	2021	Epithelial	AM9r - Swab of AP+ area of		16/02/2021	23/12/2021	1
		Fraction	the anterior left thigh	2 person mixed profile - conditioned			
		Swab	lip wet	on - Deceased Single Source DNA profile - assumed	04/08/2021	10/09/2021	1
		Swab	iip wet	known contributor - Victim	04/08/2021	10/03/2021	1
	2022	Swab	perioral dry	Single Source DNA profile - assumed	31/03/2021	08/06/2022	1
				known contributor - Victim			
	(blan	Trace DNA Kit	Graph C - Trace. Non-visibl		14/01/2014	02/05/2014	1
,	k)			3 person mixed profile - conditioned			
Yes - Conditioned	University		The second secon	on - Victim			9
Total							3
Yes - NCIDD	2013	Trace DNA Kit	B: NO VISIBLE STAIN	Three person mixed DNA profile	20/03/2013	27/07/2013	1
profile				NCIDD upload - mixed DNA profile		1	
				UKF1			
		Tape Lift	Trace DNA - Victim's T-shir	Three person mixed DNA profile	22/03/2013	27/05/2013	1
				NCIDD upload - Intel mixed DNA		200	
				profile UKF1			
				NCIDD upload - Intel mixed DNA		- 1	
		Trace DNA Kit	Exhibit M3 - trace DNA	profile UKP1 Two person mixed DNA profile	15/04/2013	21/08/2013	1
		Trace DNA NIC	Exhibit M3 - trace DIVA	NCIDD upload - Intel mixed DNA	13/04/2013	21/00/2013	1
				profile UKF1			
				2 person mix - low support for			
				contribution			
		Trace DNA Kit	DNA - A (tape lift of RHS	Single source DNA profile -UKM1	09/04/2013	27/07/2013	1
			temple area)	NCIDD upload single source DNA			
		Trace DNA Kit	A. Nil stain	profile 9 loci DNA profile. Uploaded to	19/06/2013	29/10/2013	1
				NCIDD UKM1		22 20	1
			durible ed en equesto	9 loci DNA profile. Uploaded to NCIDD	20/00/2012	11/10/2012	- 1
		Swab - Blood	dry blood on concrete	UKM1	20/09/2013	11/10/2013	1

Yes - NCIDD	2014	Trace DNA Kit	Exhibit C - Trace DNA tape	Two person mixed DNA profile	22/03/2013	07/01/2014	1
profile			lift	NCIDD upload - Intel mixed DNA profile UKM1	,,	,,	
		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
	(blan k)	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	W. (2)	range and the second		4.50 元 图 4.50 元 1			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	201	and the second s			Resident.		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
	(blan k)	Swab - Blood	Graph D - dry red stain	Single source DNA profile UKM1	14/01/2014	14/04/2014	1
Yes - PP21 single					10 M		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

Yes - Profile	2013	Trace DNA Kit	Sample B	Mixed profile, No major/minor -	18/06/2013	14/11/2013	1
plus profile				cannot exclude - Evidence			
		Trace DNA Kit	B - Nil visible material	Partial DNA profile UKM1	19/06/2013	14/11/2013	1
	2016	Swab	DNA saliva dry swab	Mixed profile, No major/minor - cannot exclude - Evidence	24/12/2015	29/01/2016	1
Yes - Profile plus	The state of the s						4
profile Total					PART TO THE PART OF THE PART O	ALL DOUBLE	
Grand Total	CHEMICAL TRANSPORT AND ACTION					WINDS WEST	49



























