

Inquest into the death of Simon James Poxon

Mr Poxon died at work on 26 February 2013. He was standing between a mobile elevating work platform and a bucket truck when the bucket truck suddenly reversed and he became trapped.

Coroner John Lock delivered his findings of inquest on 8 July 2016.

The Queensland Government responds to recommendations directed to government agencies at inquests by informing the community if a recommendation will be implemented or the reason why a recommendation is not supported.

The department named in this response will provide implementation updates until the recommendation is delivered. Further information relating the implementation of recommendations can be obtained from the responsible minister named in the response.

Recommendation 3

It is further recommended that the Director of Public Prosecutions issue a guideline pursuant to s11 of the *Director of Public Prosecutions Act 1984*, directed to the Commissioner of Police Service relating to prosecutions for driving offences of vehicles or plant under the Criminal Code or TORUM.

Response and action: the recommendation was not implemented.

Responsible agency: The Office of the Director of Public Prosecutions.

On 16 December 2016 the Director of Public Prosecutions responded:

The development and publication of a guideline pursuant to s 11 of the *Director of Public Prosecutions Act 1984*, directed to the Commissioner of Police Service relating to prosecutions for driving offences of vehicles or plant under the Criminal Code or TORUM is under consideration.

On 1 August 2017 the Director of Public Prosecutions responded:

The Director is unaware of the issue considered at the inquest into the death of Mr Poxon being a large scale or systemic problem. Accordingly the Director considers it is not appropriate to direct the Commissioner of Police as to how to conduct investigations in specific types of matters, and that any guidance to investigating police officers would more appropriately come from the Commissioner by way of an Operational Procedures Manual direction.