NSW Police Force

Mr Anthony Smith
[redacted]

By email: [redacted]

28 July 2025

Our Ref: GIPAA-2025-0834706

Dear Mr Smith

***Government Information (Public Access) Act 2009* (NSW)**
Notice of Decision

1. Summary of access application

I refer to your access application made under the *Government Information (Public Access) Act 2009* (NSW), (GIPA Act).

Your application was refined to request the following information:

• 1. Records Regarding Police Brief of Evidence (H81615839 / Offence Ref No. 9331365)
** The "Facts Sheet" prepared by Constable Dellenty regarding the initial complaint made by (person named) in July 2023.*
** Any records omitted from the brief that were received by the OIC, including the Meta data for '@bjow_ett', '@beat_slaya', and '@uernam_here', especially the follower and messaging history.*
** Internal police reports or documents detailing the investigation and outcome of the allegation that I contacted (person named) via phone and Instagram. Including a phone call made from my number 0433 813 180 to (person named) on 4/9/2023. Despite that phone number having been cancelled in August 2023.*

• 2. Reports made by Anthony Smith against (person named):
• o Crime Stoppers Reports: 996961, 999823, 1002693, 1012217, 1015185.
• o CIRS Reports: CIRS-20241002-79, CIRS-20241121-242.
** Investigation reports, running sheets and final outcome reports*
** Investigation report and running sheet related to fraud allegations submitted on my behalf by Woolf Associates on 29/9/2022 at the Rocks Police Station and declined by police.*
** Any documents recording the receipt of the private Cybertrace Report (Our Ref: 2025-4663) by NSW Police, and any subsequent reports or records created in response to its findings, as it directly relates to the allegations in CIRS-20241121-242*

InfoLink, Office of the General Counsel
Locked Bag 5102 Parramatta NSW 2124
T: 02 8835 6888 **W:** www.police.nsw.gov.au **E:** GIPA@police.nsw.gov.au
TTY: 02 9211 3776 for the hearing and speech impaired ABN 43 408 613 180

• 3. Records of Official Correspondence and Decisions
• In regards to the letter from Commander David El-Badawi sent to me, dated 21 February 2025, regarding restrictions on correspondence.
** Any formal record or document that outlines the specific reasons for the decision to restrict my contact with the police command.*

2. Searches for Information

Under the GIPA Act, NSW Police Force (NSWPF) must conduct reasonable searches to locate the government information you seek. A search of NSWPF records has been undertaken to identify all government information falling within the scope of your application. Six Commands assisted in searching for documents relevant to your application:

- Kings Cross Police Area Command
- Sydney City Police Area Command
- St George Police Area Command
- State Crime Command
- PoliceLink Command and
- Professional Standards Command

More than eight hours was spent searching for documents within scope of your request. I have been advised that searches were undertaken of police databases, email systems and notebooks. The results of these searches are listed in the Schedule of Documents included in this Notice of Decision.

3. Decision

I am authorised by the New South Wales Commissioner of Police to determine applications made under Section 9(3) of the GIPA Act.

I have decided, under Section 58(1)(b) of the GIPA Act, that some of the documents requested are not held.

In relation to the documents that are held, I have decided, under Section 58(1)(d) of the GIPA Act, to provide access to the information you seek, except where there is an overriding public interest against disclosure. In making my decision, I took into account that this agency cannot control how information released under the GIPA Act is used or disseminated.

4. Reason for decision

Under section 9(1) of the GIPA Act, you have a legally enforceable right to access the information you seek, unless there is an overriding public interest against its disclosure.

Under section 13 of the GIPA Act, the Public Interest Test is applied to all applications to identify considerations both in favour of and against disclosure of information to determine where the balance lies between them.

Public Interest considerations in favour of disclosure

In accordance with section 12 of the GIPA Act, I have taken into account the following public interest considerations in favour of disclosure of the information:

- The statutory presumption in favour of the disclosure of government information.
- The general right of the public to have access to government information held by the agencies.
- The information under consideration includes your personal information.
- The information may assist you to understand how matters that were reported to police were dealt with.

Public Interest considerations against disclosure

When applying the public interest test, the only public interest considerations against disclosure that I can take into account are those set out in the table to Section 14, and Schedule 1 of the GIPA Act.

The information in the Schedule of Documents refused/redacted under clause 1(f) are direct NSWPF email addresses. The NSWPF has centralized communications that are used for public contact. This ensures that communications are managed effectively. The disclosure of email addresses could jeopardise the efficiency of police communication systems. I have therefore given strong weight to clause 1(f).

The information in the Schedule of Documents, that was redacted/refused under clause 3(a), includes names of other people. This is their personal information as defined in the Act. Disclosure would therefore reveal the information and breach the rights of the people concerned, to have their information protected. I have therefore given strong weight to clause 3(a).

Clause 3(e) of the Section 14 Table provides that there is a public interest consideration against the disclosure of information that would reveal false or unsubstantiated allegations about a person that are defamatory. The information in the Schedule of Documents, that was redacted/refused under clause 3(e) is unsubstantiated and could be defamatory. I have therefore given strong weight to clause 3(e).

I have given strong weight to section 12 factors, especially with regard to your personal information. I have also given strong weight to the section 14 factors for the reasons outlined above. It is important that personal information and unsubstantiated allegations about another person is not disclosed. Disclosure of information under the GIPA Act should not prejudice the functions of this agency. On balance, I decided that the section 14 factors outweigh the section 12 factors and there is an overriding public interest against disclosure of the redacted/withheld information.

I have also considered section 74 of the GIPA Act, which allows an agency to redact (delete) information from a record if the deleted information is irrelevant to the application, or is not within the scope, or an agency has decided to refuse access to the information.

This agency has undertaken reasonable searches to locate all the information you requested, pursuant to section 53(2) of the GIPA Act. The various Police Commands have advised this Unit that the only information held/created in relation to your application is the information listed in the Schedule of Documents. I have therefore decided, pursuant to section 58(1)(b), that the other information requested, including records omitted from the brief, metadata, investigation reports, running sheets, outcomes and documents relating to a letter described in point 3 of your request, are not held.

5. Review rights

If you are not satisfied with any of the decisions in this notice that are reviewable, you may exercise your review rights under Part 5 of the GIPA Act by requesting:

- an internal review of the decision which must be lodged within 20 working days of the date of this notice, or
- an external review of the decision by the Information Commissioner or the NSW Civil and Administrative Tribunal (NCAT) which must be lodged within 40 working days from the date of this notice.

For further information on your review rights, please visit: https://www.ipc.nsw.gov.au

If you have any enquiries in relation to this decision, please contact me on (02) 8835 6888. In any return correspondence, please quote Our Reference Number stated at the top of this notice.

Yours sincerely

TM

Tina M
Review Officer
InfoLink

SCHEDULE OF DOCUMENTS

InfoLink Page No.	Document Description	Format of Record	Location of record in agency	Released or Refused	Relevant Public Interest consideration(s) against disclosure: T = Section 14 Table
1-5	Facts sheet	PDF	NSW Police Force database	Released in part	T3(a), T3(e)
6-7	Outcome of Cybercrime report	PDF	SCC Cybercrime	Released in part	T1(f)

New South Wales Police

H 81615839
FUTURE CAN

FACTS SHEET

Offender : **SMITH**, TONY

Address : 00000
: 0

Nationality : Unknown **D.O.B** : [redacted]

Occupation : **CNI No.** : [redacted]

Seq. No.	**Offences**	
1 .	Use carriage service to menace/harass/offend	**Law Part** : 55733
Act	Criminal Code	
Section	474.17(1)	

ARRESTING OFFICER

Name : CON CLAUDINE DELLENTY
Station : KINGS CROSS

INFORMANT

Name : CON CLAUDINE DELLENTY
Station : KINGS CROSS

ACCEPTING OFFICER

Name : LSCON ANTHONY MANN
Station : Kings Cross
Date : 12/05/2024

COURT

Court Name : Downing Centre Local Court
Court Date : 10/06/2025

WITNESSES

Police Witnesses : 1
Civilian Witnesses : 0

BAIL

Bail Type : No Bail Conditions

ANTECEDENT

To be determined in court.

FULL FACTS

The accused in the matter is Anthony Smith

GIPAA-2025-0834706 1

Government Information (Public Access) Act 2009

Document released by the NSW Police Force
InfoLink
Office of the General Counsel

FULL FACTS Cont'd.

The victim in the matter is T3(a)

The accused and victim have been in an on and off intimiate relationship for an unspecified number of years. They sporadically resided together throughout their relationship and have no children as a result of this.

In August 2022, police applied for and were granted an Apprehended Domestic Violence Order listing the accused as the defendant and the victim as the person in need of protection. This is due to expire in August 2024 and includes the following conditions.

1. You must not do any of the following to <<protected people>>, or anyone <<she/he/they>> <<has/have>> a domestic relationship with: A) assault or threaten <<her/him/them>>, B) stalk, harass or intimidate <<her/him/them>>, and C) intentionally or recklessly destroy or damage any property or harm an animal that belongs to or is in the possession of <<protected people>> 2. You must not approach <<protected people>> or contact <<her/him/them>> in any way, unless the contact is through a lawyer.

The victim has attended Kings Cross Police Station a number of times in attempts to provide a statement regarding several breaches. T3(a)

Eventually, around 12:00pm on Friday 1st December 2023, the victim attended Kings Cross Police Station to provide a statement of the following breaches in the above stated order.

On 17th July 2023 and 18th July 2023, the victim received instagram messages from an unknown profile on instagram to which he did not respond. The contents of these messages outlined a narrative of Ancient Greece. The victim was initially unaware who the profile belonged to however, a few days later a profile picture was updated displaying a photo of the defendant.

The narrative did not explicitly make reference to the victim's name, however detailed specific and intricate moments of his life, information only the accused would have obtained directly from the victim. For instance, reference to the victim's childhood name T3(a) was stated

GIPAA-2025-0834706

2

Government Information (Public Access) Act 2009

Document released by the NSW Police Force
InfoLink
Office of the General Counsel

FULL FACTS Cont'd.

several times, and reference to the T3(a) all of which enhanced the victim's belief the messages were from the accused.

On 23rd November 2023, the victim received information from a mutual friend informing him of an instagram page from the accused entailing disturbing videos and images of the victim. The instagram profile is under the username "legal abuse".

For protection of his mental health, the victim briefly skimmed the contents of the instagram page though did not wish to view them in detail. He provided the username and page to police who viewed it in it's entirety.

The instagram page portrays the entire historical legal battle between the accused and the victim. It details the original charges which led to the current Apprehended Domestic Violence Order in place but from the viewpoint of the accused alleging he has been a "victim of legal abuse".

The page consists of 112 posts all of which contain tangents for captions outlining his frustration and disagreement with the legal actions which have been taken against him as a result of the victim's complaints. The posts range from photographs of the Brief of Evidence including the victim's initial statement, to video's taken on home surveillance cameras of the arguments the accused and victim have had in their home.

The caption for one of these videos are of the following "T3(a), T3(e)

Detective Alex Chatfield from Kings Cross station told me all he needs is a signed statement and i can argue my innocence to the judge. This is after i showed him on my phone the files that proved T3(a) was the abuser. Of course he would then confiscate my phone. He enjoyed bullying me as he knew i was the victim. Another of NSW Police finest. Jobs like policing attract the psychopaths as they get to legally put people in cages and destroy their lives. T3(a) has been going station to station trying to get me arrested T3(a), T3(e)

GIPAA-2025-0834706 3

Government Information (Public Access) Act 2009

Document released by the NSW Police Force
InfoLink
Office of the General Counsel

FULL FACTS Cont'd.

Then he found Alex "or i need is a signed statement" Chatfield and the two had their fun.

Police note the entire instagram page is public and open for free view. At the time of report, the account has 155 followers and is following 2,371 others - some of these include the victim's family and friends.

The remaining posts are similar in context and nature to the above.

These posts have caused severe distress and concern for the victim who feels the frequency, volume and nature of these posts are creating a negative image of the victim at a public scale. The victim has never provided consent for any of the content to be posted on this instagram page.

The victim feels he is under constant attack of the accused and has little to no control over the image that is being created on his behalf. The victim further feels his privacy has been breaches as intricate details of the relationship that had only previously been disclosed to police is now public knowledge.

On 24th November 2023 the user of "legal abuse" posted an Instagram Reel which currently holds 221 views. The cover photo of this reel contains a screenshot of their home surveillance camera displaying the accused walking in the loungeroom nude with his genitals and face blacked out. When the photograph is clicked on, it displays a series of videos, screenshots, and photographs of conversations between the victim and accused discussing money.

Various posts show the victim and is digitially edited to depict him in flames with "this is a dangerous man" written around him.

The entirety of this instagram profile purely consists of information and evidence regarding the ongoing criminal case between the victim and accused. There are several photographs of the victim's statement as provided to police with the accused then commenting on his believed inaccuracies outlined in them.

GIPAA-2025-0834706 4

Government Information (Public Access) Act 2009

Document released by the NSW Police Force
InfoLink
Office of the General Counsel

FULL FACTS Cont'd.

Police are of the view that the instagram page in it's entirety is pure harrassment to the victim as it's sole contents repeatedly and directly attack the victim by name, none of which is at the consent of the victim himself.

Facts Created by : CON CLAUDINE DELLENTY

Date : 12/05/2024

Government Information (Public Access) Act 2009

Document released by the NSW Police Force
InfoLink
Office of the General Counsel

Correspondence Details--------

Correspondence 1

Generated/sent/received?: Sent
Date generated/sent/received: 02-Oct-2024
Time generated/sent/received (24hr): 15:04:57
Sender's email: T1(f)
Recipient's email: T1(f) [redacted]
Email subject: CIRS-20241002-79 [SEC=OFFICIAL]
Email body/text: Dear Anthony,

Thank you for submitting your report with ReportCyber. Your report has been assessed by the NSW Police Force ReportCyber Referral Team and has not been referred to local Police for further investigation.

Based on the information in your report, it has been determined that this is a Domestic Violence situation. These types of issues do not fall within the current ReportCyber reporting guideline and must be reported at your local Police Station. If you feel you are inimmediate danger, please call "000".

Please see the following link to the eSafety website: https://www.esafety.gov.au/women/domestic-family-violence [https://www.esafety.gov.au/women/domestic-family-violence]. It contains excellent resources relating to technology facilitated abuse for victims of domestic violence, for both men and women.

The information provided in your report will be used for intelligence purposes and to inform us of changing cybercrime trends to develop better strategies to prevent cybercrime in the future.

For other reporting options that may be more appropriate to your matter and for information on how to protect yourself online, please visit the following Australian Government websites and Not-for-profit organisations:

For current Cyber Security advice:
https://www.cyber.gov.au/ [https://www.cyber.gov.au/]

For current information on how to stay safe online:
https://www.esafety.gov.au [https://www.esafety.gov.au]

Report a scam to:
https://www.scamwatch.gov.au/report-a-scam
[https://www.scamwatch.gov.au/report-a-scam]

For NSW victims, report stolen/compromised identity to:
https://www.nsw.gov.au/id-support-nsw [https://www.nsw.gov.au/id-support-nsw]

Regards,

[Image]

Government Information (Public Access) Act 2009

Document released by the NSW Police Force
InfoLink
Office of the General Counsel

This email and any attachments may be confidential and contain privileged information. It is intended for the addressee only. If you are not the intended recipient you must not use, disclose, copy or distribute this communication. Confidentiality or privilege are not waived or lost by reason of the mistaken delivery to you. If you have received this message in error, please delete and notify the sender.

Attachments:
image001.jpg
Email reason/type: Auto generated from RCCorro

OFFICIAL: Sensitive Personal-Privacy

Government Information (Public Access) Act 2009

Document released by the NSW Police Force
InfoLink
Office of the General Counsel