

Your ref: MS:25554
Our ref: PL3/COR011/3970/JSA
Contact: Jordan Sacco
Direct ph: [REDACTED]
Email: [REDACTED]

Crown LawDepartment of
Justice

25 November 2025

Mr Michael Scherini
Principal Lawyer
Scherini Lawyers
[REDACTED]
[REDACTED]

Dear Mr Scherini

Letter concerning prisoner telephone tariffs

I refer to your letter dated 18 November 2025 (**your letter**) to Commissioner Paul Stewart APM, the chief executive of Queensland Corrective Services. Crown Law acts for the Commissioner in relation to the potential proceedings raised in your letter. I understand the foreshadowed proceedings relate to a change in telephone call tariff rates for prisoner calls.

Request for a statement of reasons

Your letter indicates that you act on behalf of 'EPC Operations Pty Ltd' (**EPC Operations**) and requests a statement of reasons under pt 4 of the *Judicial Review Act 1991* (**JR Act**). I understand your request relates to a purported decision to set telephone call tariff rates for prisoner calls.

Your letter indicates that EPC Operations is a 'person aggrieved' for the purposes for the JR Act but does not detail how they are aggrieved by any decision on telephone call tariff rates. I note that EPC Operations has no apparent online presence, is registered in Victoria (not Queensland), and has only been registered with ASIC since 10 June 2025. At present, our client is unable to determine whether your client would be aggrieved, within the relevant meaning under the JR Act, by any decision affecting telephone call tariff rates for prisoner calls in Queensland.

To enable our client to consider whether EPC Operations is a person aggrieved, please provide information setting out how EPC Operations' interests have been adversely affected by the purported decision on telephone call tariff rates for prisoner calls.

Level 11, 50 Ann Street Brisbane
PO Box 5221 Brisbane
Queensland 4000 Australia
Telephone +61 7 3031 5600
Website www.crownlaw.qld.gov.au
ABN 13 846 673 994

In the absence of such evidence, it would be open to the chief executive, irrespective of any other basis to refuse to provide a statement of reasons, to conclude EPC Operations is not entitled to a statement of reasons.

If our client is satisfied that EPC Operations is entitled to a statement of reasons, one will be provided as soon as practicable and in any event by 16 December 2025, in accordance with s 33(1) of the JR Act.

Request for other material

Your letter also requests that the Commissioner provide a range of other material. Our client will consider your requests and may return to you with further information. In the meantime, please outline the legal basis or authority upon which the requests are based so our client can consider its obligations.

Please note that if your client is considering an application under the JR Act, there is no obligation under either the JR Act or the *Uniform Civil Procedure Rules 1999* for our client to engage in disclosure in advance of an application. Nor is our client able to determine whether your client could have a cause of action of any kind, given you have not provided information to establish an impact upon your client's interests.

I also consider your reference to a 'document preservation notice' is unnecessary. Our client is a public authority subject to obligations under ss 14 and 15 of the *Public Records Act 2023*, including to make and keep full and accurate records of its activities and to ensure the safe custody and preservation of records in its possession.

Offer component

Your letter purports to make a 'Calderbank' offer which is said to be open until 5 December 2025. Until our client receives the information set out in this letter about EPC Operations and the basis for your client's foreshadowed actions, it is not in a position to consider the reasonableness of any such offer.

For the same reasons, our client does not presently consider there would be any utility in a meeting, as proposed in your letter.

EPC Operations

Under s 52A(a) and (b) of the *Corrective Services Act 2006*, it is an offence for a prisoner to:

- make a personal call knowing the call will be diverted to allow the prisoner to contact someone other than an individual approved for personal calls by the prisoner; or
- intentionally continue with a personal call that the prisoner knows is diverted.

Any person who conspires with another to effect any unlawful purpose is guilty of a misdemeanour, and is liable to imprisonment for three years, in accordance with s 543 of the *Criminal Code Act 1899*.

I do not have details of your client's business and do not allege that your client is engaging in such conduct. This information is provided as a courtesy only.

I look forward to hearing from you further.

Yours sincerely

A handwritten signature in blue ink, appearing to read "Sacco", is positioned above the typed name.

Jordan Sacco
Senior Principal Lawyer
for **Crown Solicitor**