

W.A.D. beyond GLOBAL

A Quarterly Journal for Investigators and Security Professionals

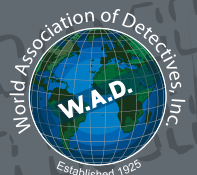
■ PATCHED: THE HISTORY OF GANGS
IN NEW ZEALAND

■ VEILED RIGHTS: GOVERNMENTS
ALONE NOW ENTITLED TO PRIVACY

■ DATA RETENTION A BOON FOR
PRIVATE INVESTIGATORS

■ SECURITY AS A MANAGEMENT
FUNCTION – THE MISSING PIECE

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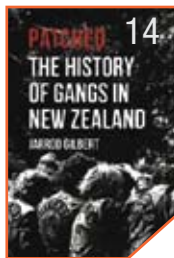
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Cover: Cyber Security team

EDITOR'S NOTE



The private investigation industry have evolved from the yester-years of Vidocq's whiskey-drinking bloodhounds to today's high tech-geeks operating with a computer as the primary tool. With satellite-imagery and modern technology, surveillance is no longer confined to shadow suspects but can be tracked from a cubicle with just a monitor-screen.

Private investigation has taken a new complex dimension which requires a broader conceptual framework with the increasing array of crime and loss issues. A more professionally conducted investigation to support current business environments is key to the advancement of the investigation profession. While intelligence; a collection, correlation, analysis, and dissemination of threat information, is fundamentally a different form of investigation, it requires the same skills and techniques. "Intel", however is increasingly becoming more important as in the private sector, intelligence operations are carried out primarily in two areas; economic espionage and protective intelligence.

The "what," "where," "who," and "how" in identifying criminal patterns are redefined and its analysis of a criminal activity is beyond traditional methodologies. Computerised mapping of criminal activity and the use of social network analysis are in addition to the informal networking and "talking shop".

The survival of the private investigation industry very much depend on adopting and acceptance of change in the methodologies to keep up with current developments and the needs of the business community in the future.

WAD continues to welcome to its membership the tech-savvy new generation of private investigators whose professional expertise and resources are an important component to strengthen WAD's future membership.

Thank you

Siti Naidu

Editor

We welcome readers' comments.
You may email to the Editor your contributions.



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Dear Fellow Colleagues and Friends,

My term as President of our great association is about half over. I am excited on the direction WAD is heading. Our membership numbers are the highest they have ever been and my fellow officers are about to launch a membership drive that will consist of a social media campaign using LinkedIn and the re-launching of Global Quest. GQ was a very successful campaign that was utilized by our former president Adil Naidu. Our goal is to smash the 1000 member glass ceiling which will lead to stronger association and more business for our members.

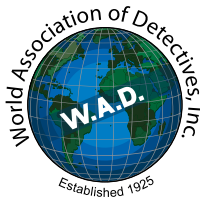
All the officers and board members are in preparation for our mid-term meeting in the beautiful and historic Savannah Georgia in April. This is our first meeting since our Annual Meeting in Auckland New Zealand. Our local host in Auckland, Danny Toresen, did a wonderful job making us all feel welcome and providing us a warm Maori welcome during our general business meeting. It is a memory that I will cherish for a lifetime.

Serving this great association over the years has been a very rewarding experience. I encourage all our members to get involved, volunteer and attend meetings. WAD is about to celebrate our 90th Annual Conference this September in Toronto Ontario. WAD is the oldest and largest international association of professional private investigators and security professionals. This is the time to get involved and become part of history as we prepare our Centennial in 10 short years. You will not regret it!

Respectfully,

Chuck McLaughlin

President
World Association of Detectives



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Area Governors shall act in an advisory capacity and assist the Board of Directors in all matters pertaining to the welfare of the Association, the attainment of its objectives, the solicitation of memberships and such other duties as are fixed by the Board and may not serve in the same or like capacity for any other International Association. Area Governors represent multiple countries including the country in which they reside.

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EXECUTIVE DIRECTOR'S BRIEF

Dear Members,

As our 90th year is about to begin, and I am happy to find the World Association of Detectives at our highest level of membership ever and the association stable and on solid ground. With new member development at a strong pace and membership retention at about 97% the past few years it seems we may be poised to reach that elusive 1,000 member mark before we meet in Toronto September 1st – 5th for our 90th Annual Conference.

Numbers alone do not make a strong association, but numbers of quality professionals help expand our network of those assigning work, and those who we can be comfortable assigning work to. I am always amazed at how many people use a public list serve group to assign work to. These people represent you with your client and there is a lot at stake when you use someone who is not a member of an association you can trust like WAD. Very rarely do we get complaints about our members, but when we do we have a grievance procedure to follow to help obtain a satisfactory solution.

Your quality member referrals have helped make WAD what it is today. We are now reaching out to potential members through LinkedIn and Twitter. Follow me @BobHeales on Twitter or join me on LinkedIn and forward my messages to your network of professionals.

I hope to see many of you in Savannah, Georgia on April 19th-21st at the beautiful and historic Mansion on Forsyth Park for our next Mid-Term Meeting. You will have a chance to meet and network with many of our members in a beautiful Southern city, the setting for many books and movies like "Gone With the Wind". The hotel is part of the Marriott Autograph Collection and you can call 1-888-711-5114 or 1-912-238-5158. You will want to stay an extra day or two to visit this charming area. Please go to www.savannah.com for more information on this area.

On behalf of all the Officers, Directors, and Staff at WAD, we wish you a very happy and successful 2015.

Sincerely,

Bob Heales

Bob Heales
WAD Executive Director

In Friendship,
Association Manager
and Executive Director



WAD UPCOMING EVENTS



W.A.D 90TH ANNUAL CONFERENCE
September 2-6, 2015
The Fairmont Royal York Toronto, Ontario, Canada



W.A.D MID-TERM BOARD MEETING
April 17—20, 2016
Clonstar Castle Hotel, Dublin, Ireland



W.A.D 91ST ANNUAL CONFERENCE
September 14 – 18, 2016
Athenee Palace Hilton, Bucarest, Romania



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GLOBE DETECTIVE AGENCY (P) LTD

By Vivek Kumar

CHILD ABUSE

Teacher rapes girl, 4, Bangalore school

HORROR UNFOLDS

LKG student raped on school campus by a teacher

Police interrogate six male teachers after incident

subjected to medical examination, is in shock

from school on...

and ques...

child revealed...

used by a...

...said...

medical...

...her...



About five children die in a day due to child abuse. It is either due to physical or emotional or neglect or exploitation or of sexual abuse. While all abuses are obnoxious, sexual abuse is a heinous crime against humanity.

Due to the seriousness of the matter, and spurt of cases being reported recently, survey by the Children Development Ministry of India, reveals, 53% of children having been abused, which caused concern and the attention of parent and citizens. Such scar in the mind of a child during the formative years, severely affects their normal personality, career and their marital life. Few tips to react when reported or learnt of sexual abuse is given below.

MYTH & REALITY

- About 46% of the Children in India are subjected to sexual abuse.
- It is not, only the perverted or maniac males abuse the child, instances of the other gender abusing children are also rampant.
- It is not the strangers alone who abuse the children, in 65% of the cases, relatives & friends trusted by the family are involved. In some cases, own brother and father are also found to have involved.
- Young children don't understand good and bad touch, but they thrive on it as a sign of love and affection shown by others and expects from all; being one of their most important sense, but misused by the perverted and maniacs.

In a case dealt by us – A psychologically affected 23 year old; youth was found not even allowing his mother to touch his body – as he was abused as a child. Both, mother and father are senior officials in Central Government.

PREVENTION

- Constant supervision/monitoring of children until they are fully aware of GOOD AND BAD TOUCH. Don't disregard their reporting about abuse or attempted abuse as just their imagination, but act on it carefully without hurting them, while questioning.
- Create environment where your children can talk anything and everything freely with you and cultivate a bed time routine to discuss about their day time activities.
- Sensitize them how to avoid gifts, food or medicines from anybody who is not their parent, care taker or close and well trusted relative / friends.
- Train them to be bold and assertive to say "NO" and move away from such persons when they are uncomfortable, even if they be, known person or close relative.

In another case, a grandfather was abusing a 05 years old girl, was caught by us through concealed cameras installed in the house.

RESPONSE & LEGAL POSITION

- Know the law, "The Protection Of Children from Sexual Offences Act".
- The police or special juvenile officer have to register any case reported, immediately giving it a number, recorded in writing and whatever recorded have to be read to the complainant and made him/her understand.
- The statement of an affected child, as far as possible must be recorded by a women officer not below the rank of sub-inspector and to be recorded in the place of residence of the child or of his/her choice. Where possible recording of audio and video should also to be done.
- The police officer recording the statement shall not be in uniform while doing so.
- A superior who does not report an abuse committed by his sub ordinate is liable to be punished as well a person who fails to record a complaint is also liable to be punished with imprisonment of six months and fine.

The school to which we are providing security services were advised by us to install CCTV at vulnerable points discreetly, to keep a watch and they have ensured the same.

P.I. SUMMER SCHOOL 2014 IN SINAIA/ROMANIA

By Lothar Müller

The PI Summer School program organised by the Romanian Association of Private Investigators since 2005 made its 10th appearance in 2014. The summer school seminar is a series of training and education program for the Association members and is also opened to non-members of the private investigation industry in Romania.

Since its inception in 2005 the PI Summer School Program was also extended to international investigators including members of IKD with a view to develop and adopt a “Common Standards of Competence”.

The 2014 PI Summer School Program was my third participation and over the years I witnessed the program having expanded and generated great interest. It is heart-whelming to see colleagues in the industry interested to pursue in keeping themselves updated through education and training at the Romanian summer school seminar.



The main focus of the seminar this year centred on the subject of “Fraud”. Identifying “red flags”, legal issues, insurance fraud and the use of technical aids were among the topics discussed. Besides seminar lectures, case studies were presented to participants who were divided into groups to discuss and there after presenting the results of their brain-storming sessions.

The discussions were intensive and case studies from insurance fraud in car leasing, car theft and document forgery were among the topics. The seminar was led by a senior Police Officer who have been conducting training at the Criminal Investigation Department in Romania and EUROPOL.

At the end of the four-day training, participants were required to sit for a competency assessment on the subject matter. On successful completion, participants were awarded a Certificate, certifying their competency.

The participation of international delegates argued well of the training program conducted by the Romanian Association of Private Investigators.

Attending the summer school in Sinaia also provided excellent opportunity to meet and network with other private investigators, sharing ideas and discussions in a cordial atmosphere.

I am particularly impressed with the friendship and hospitality of our Romanian colleagues including the President of the Romanian Private Investigation Association, Maria Bumburu, giving me a reason to return every year to Romania to attend the PI Summer School Program.

The choice venue at the historical town of Sinaia where the 500 years old Monastery, Castel Peles (the summer palace of the last Romanian King) and the cultural character of the town embedded in a beautiful landscape of rich heritage was excellent. A place to relax and rejuvenate after four-days of intense training.

The PI Summer School program was indeed a success, laying a foundation for such education and training to be expanded not only in Romania but in Europe and possibly to other parts of the world.

With Bucharest, Romania being our host for WAD’s 91st Annual Conference, it would certainly be an interesting country not only to visit but to savour the rich history and culture which is still in existence.

GERALD SHIRTCLIFF *Alias* WILLIAM ANTHONY FISHER

By Peter Harkin

The following relates to an investigation concerning Gerald SHIRTCLIFF alias William FISHER. This investigation was led by WAD member Peter Harkin of IDS Group Australia.

BACKGROUND

In September 2012 IDS was briefed by the Board of Professional Engineers Queensland (BPEQ), to undertake an investigation in relation to one William Anthony FISHER Alias: Gerald Morton SHIRTCLIFF born Wellington New Zealand.

IDS was advised that allegations had been received by the BPEQ that SHIRTCLIFF had falsely assumed the identity of William Anthony FISHER with whom he worked in South Africa in 1968 – 1969 and was working as a professional engineer in Queensland. The allegations received indicated that SHIRTCLIFF had never achieved the necessary qualifications and instead had stolen the degree document from FISHER and falsely adopted his name.

It was alleged that the real William FISHER gained the degree in Bachelor of Engineering at Sheffield University England in 1967 and that SHIRTCLIFF while sharing a flat with him had

taken and used this degree document to gain engineering employment in Australia and to gain entry to the University of New South Wales Master’s program. It was alleged that he also used this degree in conjunction with other material to become an accredited Professional Engineer with the Board of Professional Engineers Queensland. It was believed that the real William Anthony FISHER resided in England and had no knowledge of the above circumstances.

IDS was instructed by the Board of Professional Engineers Queensland to undertake enquiries in Australia, New Zealand and England to determine whether the allegations were true and if so gather to evidence suitable for a prosecution under the Professional Engineers Act 2002 (Queensland).

IDS investigations centred on obtaining the following in each country.

Australia

- Complete a background profile of FISHER;
- Undertake enquiries to locate and interview witnesses; and
- Undertake enquiries with the University of New South Wales.
- Undertake national enquiries with Births and Deaths registries.

New Zealand

- Complete a background profile of the subject in New Zealand;
- Confirm the identities used there;
- Confirm if available fraud charge/s, conviction and outcome; and
- Obtain any court documentation available.

England

- Contact the University of Sheffield and verify the authenticity of the Bachelor of Engineering Degree document as used by FISHER. Obtain what records were accessible to identify personal information about the recipient of the degree;
- Identify and locate William Anthony FISHER; and
- Interview FISHER and obtain a statement and copies of identification documents.

AUSTRALIA

IDS compiled a detailed background profile of the subject confirming names used, addresses, property ownership, company and business interests and civil court records. Companies and property connections in Queensland established that the subject operated entities under both names.

IDS also undertook enquiries with the University of New South Wales regarding the Masters of Engineering Science qualification granted to William FISHER. In November 2012 the university advised investigators that the degree of Master of Engineering Science in Highway Engineering awarded to William Fisher on 17 April 1974 was revoked on 20 November 2012.

The following details our investigation and the results of enquiries undertaken.

Employment enquiries confirmed that William FISHER had been employed by a Queensland engineering firm under a contract employment arrangement.

NEW ZEALAND INVESTIGATIONS

Enquiries in New Zealand established that the subject was recorded there and investigations confirmed that he was formerly involved with three companies, all of which were subject to financial difficulties. Enquiries identified that the subject was adjudicated bankrupt on 27 February 2006 in the Christchurch High Court. He was automatically discharged on 27 February 2009.

Enquiries also identified numerous media references to the subject predominantly reports centred on the Commission of Inquiry into the Christchurch Earthquake building collapses. The most comprehensive articles emanated from the Christchurch Press.

Records were also located detailing the subject's 2005 NZ Court appearance and subsequent Fraud conviction. Enquiries revealed that the fraud committed by the subject related to the sale of one of his businesses. Our enquiries confirmed that he was convicted and sentenced to 20 months prison, although the Judge left it open for the subject to apply for home detention, which he appears to have successfully done.

UK INVESTIGATIONS

The crucial element of this investigation was locating the real William FISHER and interviewing him as to his knowledge of the alleged fraud. Did he know of SHIRTCLIFF's activities, was he somehow involved, and would he co-operate with

investigators? These were questions discussed by the investigation team at the time.

In conjunction with our UK based colleagues, investigators located the real William Anthony FISHER residing in Exeter England. In October 2012 our UK based investigators attended FISHER's residence and met with him. He confirmed that he had no prior knowledge of SHIRTCLIFF's activities, was not involved and was willing to fully co-operate with investigators. This was the breakthrough the investigation team were hoping for.

FISHER confirmed that he knew SHIRTCLIFF as they had worked together in Pretoria, South Africa in 1969 and had resided in a flat together for 6 – 8 months. It is believed that it was during this period, that SHIRTCLIFF took the original of FISHER's degree document.

FISHER provided a detailed statement to investigators and also a number of key documents and photographs on that day including a copy of his degree document and identification documents.

IDS investigators also undertook enquiries with the University of Sheffield in England concerning the original degree document from 1967. On consent provided from the real William FISHER, the University provided verification of the Qualifications and confirmed William Anthony FISHER graduated on 15 July 1967 having been awarded the Bachelor of Engineering with a Class One. The university provided copies of the original examination records and a student Photograph for Civil Engineering students for the relevant period. The real William FISHER could be readily identified in the photograph.

CONCLUSION

All enquiries, documents and other evidence was collated back in our Brisbane office and a detailed report was compiled and forwarded to our client together with a briefing on results. Together with BPEQ appointed lawyers a number of further enquiries were completed by IDS investigators during the brief of evidence preparation stage.

The subject was subsequently prosecuted by the BPEQ and the case finally reached a successful conclusion in the Queensland Magistrates Court in July 2014.

The subject, Gerald SHIRTCLIFF alias William FISHER, was convicted of 146 offences against the Professional Engineers Act 2002 (Queensland). This was the Board of Professional Engineers Queensland (BPEQ) largest ever prosecution for offences against the Act which also resulted in SHIRTCLIFF being fined in excess of \$500,000.

Evidence gathered by the IDS Investigation Team, led by Peter Harkin resulted in a successful prosecution for offences against the Act. Evidence revealed that this fraud had continued for 45 years over four continents before finally being brought to a stop.

There has previously been strong media interest in this case with a number of media outlets running articles. Enclosed below are links to the BPEQ July newsletter that contains full details of the case as well as a recent article from the Brisbane Times.

https://www.bpeq.qld.gov.au/imis15/DocumentsFolder/Newsletter/BPEQ%20Newsletter_July%2014.pdf

<http://www.brisbanetimes.com.au/queensland/fake-engineer-worked-on-queensland-coal-projects-20140809-102ch0.html>



89TH ANNUAL CONFERENCE October, 2014 | Auckland, New Zealand REPORT

Dear Members,

It is my honor and privilege to serve this association as your Executive Director. Since accepting the position again in 2010, we have worked hard to rebuild and get the association back on its feet. With the help of some caring members, we have experienced some exceptional years. We are growing in numbers, and our finances remain strong and stable. We launched our new Memberclicks Association Management Software and website almost a year ago, and because of the tireless work and patience of our 1st Vice President Chuck McLaughlin, it has been very successful.

The majority of our members are paying their dues and registering meetings through the website. I appreciate Chuck's dedication to WAD and all of the hours he puts in to help all members.

We enjoyed a wonderful conference in Rome in August 2013 at the beautiful Cavalieri Hotel. We are indebted to our many Italian members who were in attendance, assisted us, and made us feel so welcome. We ended up with a nice attendance of 140 attendees. We experienced a loss of \$9,900 which was slightly more than the \$7,500 loss we had budgeted for. We budgeted for a loss using prior conference profits in order to keep our registration fee lower. No money was taken from our general funds.

We had a total income in Rome of nearly \$65,000 with \$6,200 of that in sponsorships. As you can see these conferences are no small undertaking. Our highest sponsorships came from Rashid Ali Malik, \$1,000; Zafar Anjum, \$750; and Dean Beers, Laura Giuliani, Mike Lacorte, and Fernando Molina who all sponsored \$500. Several additional members sponsored \$150 to \$250 and all conference sponsorships are needed and required for a successful conference.

Since Rome I traveled to Toronto last October with Rockne to conduct a site inspection and tour several hotels. We selected the Fairmont Royal York for our 90th Annual Conference August 31st through September 5th, 2015. Although most rooms are priced at about US\$178, there will be a limited number of smaller rooms available for about US\$142, and several Deluxe Rooms priced at \$259 Canadian, or about US\$230. This is an incredible rate for this historic palace which first opened in 1929.

It is connected by the underground PATH Walkway to approximately 1,200 shops, services and attractions, including Ripley's Aquarium of Canada, The Fairmont Royal York's official partner Hockey Hall of Fame
Air Canada Centre
Eaton Centre
Union Station

Roughly 80 miles by highway to the south you can find the famous Niagara Falls. Toronto is enjoying a boom economy and is currently the fastest growing city in North America. There were over 75 cranes putting up new high rise offices, condos, and hotels during our stay.

Three weeks later in November I met Christine in Savannah, Georgia where we conducted a site inspection and toured several hotels. I was very impressed with this southern jewel of a city on my first trip there, and it is easy to see why Rockne has been suggesting Savannah for an Annual Conference. The decision wasn't easy, but we ended up selecting The Mansion on Forsyth Park which is part of the Marriott Autograph Collection. This historic 100 year old mansion was renovated and re-opened in 2005 by a wealthy art collector. There is the famous Grand Bohemian art gallery on site and the art spills over into all of the common areas. It was designated a "Top US Hotel" by CondeNasteTraveller, and a "World's Best Hotel" by Travel & Leisure.

The Mid-Term dates will be April 19th through 21st which is a Sunday arrival and Wednesday departure. The Board Meeting will be on Monday. Because the hotel is famous for weddings we were not able to book the meeting over the weekend. The room rate is US\$199.

In June Chuck McLaughlin and I traveled to Dublin to conduct a site inspection and tour hotels. The Clontarf Castle was selected as the first choice. This will be a popular choice with our members. The Mid-Term will be in April 2016.

As of a few days ago we had \$58,160.04 in our general account which includes \$7,414.37 in our "conference account" (Chart of Accounts) before Auckland. The conference account was boosted by a \$3,067 profit at our Cabo Mid-Term thanks to the generous \$5,000 sponsorship from Fernando Molina.

We also have a total of \$30,047.53 in our Reserve/Legislation Account. The balance in all accounts is

\$88,207.57. We also have \$6,146 in deposits with hotels in Savannah and Toronto. About \$15,000 of that is from dues payments since October 1st through October 9th.

In addition we are owed a refund from the museum here of about \$5,300 and a refund from Ireland Tourism of about \$3,200 plus their sponsorship of \$1,200. This will take us to \$97,907 in all accounts, the highest amount we have ever had about 2 months before the end of the year.

All bills are paid through October including most of what we will owe this hotel. I believe we have a small final deposit yet to make. Naturally we have peaks and dips in our account balance as we pay obligations, make hotel deposits, receive dues and meeting registrations, but overall our finances have remained stable since 2010, and we are now at our strongest financial position for several years. Of course as a non-profit corporation, we are supposed to have little or no profit from year to year.

Currently we have 928 members in all categories, up from 863 last year, 845 in 2012, 820 in 2011, and 750 in 2010. In Cabo I asked that we all try and bring in at least one new member before Auckland and stated that we should easily reach 900 by this conference. We blew right past that goal and I am excited about our prospects. In addition to our normal marketing methods and attending local conferences to recruit new members, Rockne and I have been using social media and exposing WAD to potential new members through LinkedIn and Twitter, something Fernando has talked about for the past few years. We have a few new faces as a result. If you have a Twitter account, please follow me @BobHeales. You will see the WAD logo prominently displayed when I Tweet a message about WAD membership or upcoming meetings. Just retweet my message and it will potentially go out to thousands of non-members who follow you, some who may be interested in WAD. Rockne stated that since last October he has processed 91 new applications which is excellent. Combine that with a 97% or 98% member renewal rate the past 4 years and you see the results. It has been another tremendous year for WAD.

For long range planning, last March we entered into new 5 year contracts with Carol Ward as Administrative Manager, Rockne Cooke as New Applicant Manager, Siti Naidu as Print Communications Manager, and me as Association Manager. After the problems we faced in 2005 to 2010, I am pleased to see the stability return to WAD and I believe our future looks bright.

Respectfully Submitted,

Bob Heales

WAD Executive Director

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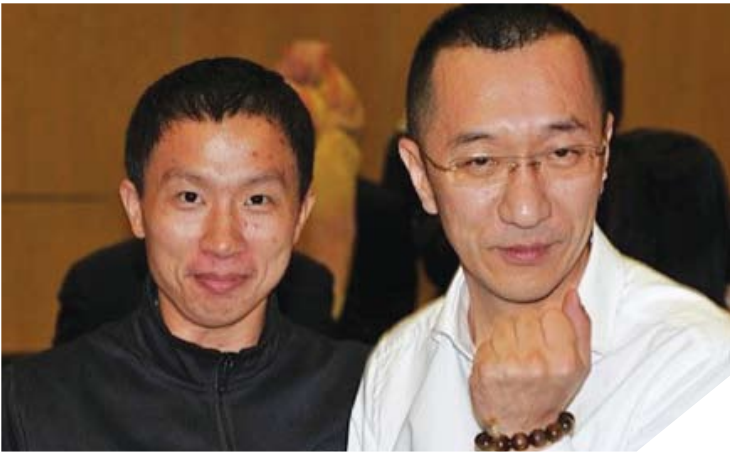
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Our appreciation also goes to our Speakers for sharing their experience and expertise through their valuable presentations. Special thanks to our host, Daniel J. Toresen and Thompson & Toresen Investigators, WAD Executive Director Bob Heales, our Administrative Manager, Carolyn Ward, our 1st VP Chuck McLaughlin and the Conference Committee for their assistance in organizing this event and to all WAD members for attending and participating in the 89th WAD Annual Conference.





WAD Members from 19 countries attended the 89th Annual Conference hosted by our New Zealand members Danny Toresen and Dan Thompson.

THE 2014 WAD ANNUAL AWARD WINNERS PRESENTED IN AUCKLAND WERE:

Investigator of the Year Award

PETER HARKIN



Professional Security Award

FERNANDO MOLINA



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VLADIMIR SOLOMANIDIN
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TIM MCKINNELL



The New Zealand Herald

PATCHED: THE HISTORY OF GANGS IN NEW ZEALAND

Dr Jarrod Gilbert

Dr Jarrod Gilbert was a speaker at the WAD Auckland Conference and shared on the topic PATCHED. This article is a review by The New Zealand Herald on his book PATCHED.

In 2013 he published *Patched: The History of Gangs in New Zealand*. *Patched* won the Peoples Choice category at the 2013 New Zealand Post Book Awards and was a finalist for best non fiction book. Jarrod lectures at the University of Canterbury and is the lead researcher at Independent Research Solutions. He is currently working on a book titled *Murder: A New Zealand History*.

As a gang member held a knife to his throat, Jarrod Gilbert wondered if he was about to die. It was a terrifying moment, and not one in which you would expect to find a university lecturer with no links to gang life. But it is exactly the situation Mr Gilbert found himself in as he immersed himself totally in the gang world.

“Anyone who has unfortunately had that happen to them knows it’s a pretty uncomfortable place to be.”

Mr Gilbert, an expert in New Zealand’s gang scene and a University of Canterbury lecturer, spent five years living and breathing a world few of us ever see while researching his PhD in sociology and his new book, *Patched: The History of Gangs in New Zealand*.

“Everyday life became who I was going to hang out with. Day in, day out, my friends disappeared and the gangs took over, really. Which did my liver no good at all.”

Or his nerves. In another violent moment, he was beaten to the ground and threatened.

“I won’t lie to you, there were times when I was extremely worried.

“One instance a guy who’d given me a hiding was hovering over me with a bar stool threatening to crack my skull open ... I have to say at times like that one does wonder if you’ve chosen the right path.”

But it didn’t entirely surprise him.

“I mean, it’s a subculture that largely prides itself on physical strength so there’s a constant threat of violence and there were times when things didn’t quite go to script and I got knocked over a couple of times ...”

He couldn’t complain too much about that.

W.A.D Beyond Global

“It’s a kind of occupational hazard. You cannot expect to enter the field for the length of time or that deep in the field and have no problems.”

What led to those moments? “Often it’s the same as all conflicts come about. A lot of conflicts [are caused by] too much booze and probably I was doing too much talking when I should have been listening.”

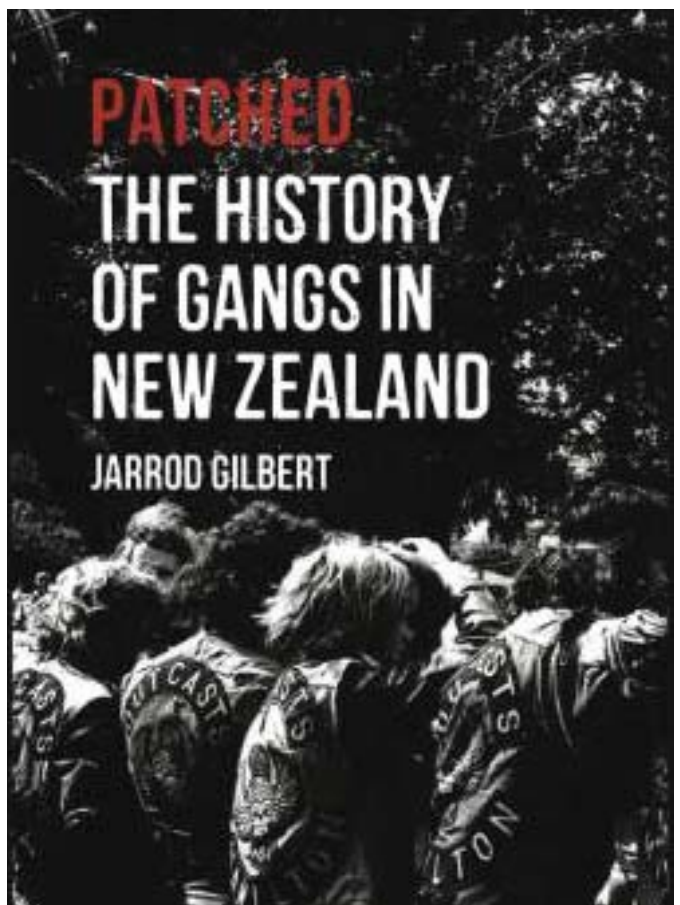
For the most part, though, he was treated well and doesn’t like to talk much about his experience “in the field” - he considers the book is about the gangs, not him. He also worries some of the stories might open him to criticism of how he gained the data, instead of a focus on the data gained.

“A lot of time in the field was incredibly mundane and boring. The lives of gang members are like most people, fairly monotonous and unremarkable.”

Mr Gilbert embarked on the research when he heard a lecturer say there was a dearth of material on gangs, about the same time a lot of gang legislation was going through Parliament.

“I think it’s important for us, and it’s important for policy-makers, because our attempts at countering issues surrounding gangs have been demonstrably poor.”

His view is that we shouldn’t “wring our hands and say we haven’t got it right” and he believes a better understanding of gang issues could help in other areas.



“I think they’re like a Petri dish of all sorts of social problems. So if you understand the gangs, you can understand wider social issues that feed into them and that intrigued me.”

Part of the problem is the gangs are “poorly understood”, something that has come about through the lack of research but also because gang members rarely speak publicly.

“So you often get a skewed side of the story and, more than that, you really only hear of them when they commit what are often heinous crimes, but it’s a very small minority we’re talking about.”

He was surprised when he began. “When I went into this research - and remember, it took a very long time - I had all of the misconceptions and preconceived notions the general public have, so for me this was a hell of a journey because it fundamentally changed how I viewed the gangs.”

He said: “Look, I’ll speak a bit flippantly. I was somewhat surprised they weren’t all rapists and murderers and had horns growing out of their heads. I genuinely thought these guys were going to be something akin to monsters.

“Don’t get me wrong - certain groups pick up those members of society who are pretty damaged and there are sort of almost psychopathic members. But for the most part, the most part, they’re normal working-class, or under-class, guys with all the same life issues and issues as anyone else. They just happen to wear a patch on their back.”

Mr Gilbert told the Herald there was nothing more disarming than meeting a bloke who looked “hard as nails” only to see a much softer side to him as he played with his children.

“And he and his wife are complaining about the bills, and he’s got job stress and you realise these guys - for the most part - are no different from you and I.”

He comments frequently on gang issues in the media and knows some of his statements can be confrontational.

“Some of it sounds stark because people don’t see gang members that way, and I do feel some things I say sound almost ridiculous because they push against the grain. Hopefully the book can change that. I’m not saying gangs are good or not criminal or anything like that at all - I’m just saying there’s a bit more to them.”

There were some common traits in the gang members he observed. “They don’t come from Remuera or wealthy North Shore areas. They form in communities steeped in numerous social and economic issues. They generally have come from very hard upbringings where they’ve been belted around by their folks, perhaps been wards of the state, their education levels are low and what they’re looking for is surrogate family.

“They want what we all want and need, which is a sense of belonging and a sense of status - and the gang provides that.”

Mr Gilbert knows it can be a hard sell convincing the public, but asks that they keep an open mind.

“The one thing you can’t do enough in an interview, or perhaps at a dinner table conversation or even an hour-long lecture at university, is give people all the information they need to overcome the views they have, and this is why the book gives me that opportunity. I can sort of take them through the journey I went on and, hopefully, people will come out the other side and be much better informed.”

He also understood some would still not be interested, or comfortable, hearing the other side. “They might see it as sympathetic but it is demonstrably true. If we want to wring our hands and ignore them, well we can, but we’re turning an eye away from the truth and we should never do that.”

Gaining the trust of his subjects was tricky. They were naturally suspicious of outsiders so Mr Gilbert had to work hard to gain their confidence so they knew he wouldn’t betray them. It wasn’t, he says, a case of walking up and knocking on the door and asking for a chat.

“No, definitely not. I hung out in the right sort of bars and met the right sort of people and slowly ingratiated myself, and took it slowly. If they said no, they weren’t going to change their mind in a hurry.”

Once people realised he was in it for the long haul, he gained their respect. And they opened up their doors, and their stories.

Many of the older ones, in particular, realised their history had been lost and “they’d lived and died for that history”.

“I think they want to see that preserved.”

His PhD took about eight years, four to five years spent “in the scene”.

No surprisingly, his family were concerned.

“I think it’s safe to say my poor mother was in a constant state of terror that she was going to wake up and read I was dead [and] buried in a small grave somewhere and, yeah, I don’t think it was easy for them but mostly because perhaps they didn’t understand it.”

Although he believes he’s seen a side of gang life that could shatter preconceptions, he remains open to others’ views.

“I genuinely believe people will be surprised by the book. That’s not to say I have everything right. I’ll happily amend my conclusions in the face of superior argument.”



VEILED RIGHTS: GOVERNMENTS ALONE NOW ENTITLED TO PRIVACY

By Lachlan Javis

We live in an era when governments have access to more personal information of citizens of the country they govern than ever before. The popularisation of the internet has made information collection easier than ever and so large-scale data mining programs, which involve the mass collection of email, chat, VoIP, social networking and other data, are operated by bodies like the US National Security Agency.

The instinctive response by private investigators to this kind of collection of data is that it is beneficial because we understand better than most how it could help in the investigation and prosecution of crimes or in the gaining of intelligence on terrorists. Certainly, it would be pretty hard to deny that such programs can help achieve these goals but what other effect do they have and is data collection ultimately in our favour?

Well, one might think, transmitting information has become much easier and there is considerably more data available today so this response by government to managing threats is proportionate. Ok, but if this is a proportionate response, surely private citizens should also have growing access to records of data to help deal with threats they are now experiencing from the new information frontier? And in the case of disputes between private citizens and government, isn't the citizen at a distinct disadvantage when he or she doesn't have access to the information held by the government and perhaps can't even know what kind of data is held?

Without Edward Snowden's disclosures outlining the methods used in surveillance programs and the kind of information retained, it appears most US citizens (and citizens of other Western countries) would have had little or no idea of the types of data that are caught in mass surveillance programs. On this basis there can be no argument that a citizen's right to access personal information about other citizens for a lawful purpose is in balance with increasing governmental authority in this area.

To take the example of Australia, a member of the Five Eyes intelligence alliance, successive governments appear to be unquestioning in their support of the ever-expanding data collection programs. One would perhaps be more inclined to indulge their pro-collection arguments if those governments were not at the same time incrementally reducing private access to government-held personal information.

For example, in the 1980s, a proposal was made for an Australia Card (akin to the US social security number) without success. Even if members of the public were not to have had easy access to the information stored on other citizens' cards, it may have acted as a useful, central source of information when accessed in civil litigation or criminal proceedings pursuant to a court order. Also during the eighties, some private investigators in Australia were in the habit of paying police for access to details about the subjects of investigations.

This was first cracked down on by the Independent Commission on Corruption in the state of New South Wales in the early nineties and is now almost unheard of.

There was the implementation of the Privacy Act in 1988 which places obligations on large companies, and some small private investigation agencies, to comply with opaque privacy principles.

More recently, we have seen bizarre regulations preventing private investigators (and others) from accessing the current electoral roll (a register, in theory, of all citizens). These regulations are preventing investigators from assisting clients to locate debtors, beneficiaries, witnesses, insurance claimants, criminals, those who neglect child supports payments and others. It comes at a time when the political parties of Australia, who are exempted from the provisions of the Privacy Act, have access to databases (such as Electrac) which incorporate electoral roll information (and other data).

So, a political party has the right to contact me based on detailed information they hold about me to try to win my vote however, if I am the victim of a sexual assault for example and I want to sue the offender for the assault, I do not have the right to ask a private investigator to search the electoral roll to try to locate that person. The victim may not even have the right to search the roll! Rather, he or she may have to pay exorbitant legal fees to see if there is even a prospect of success. Also if an investigator wants to apply for a general criminal check on a subject on behalf of a client, a perpetrator gets the chance to argue why the application should fail and it will fail if the release of information is not

deemed to be in the public interest. Likewise, private investigators cannot carry out criminal checks on clients so we have no way of knowing if we are instructed in a skip trace by an aggrieved creditor or by a psychopathic rapist.

Civil libertarians seem to have dropped the ball by mainly arguing against government access to information without worrying about the fact that the access that ordinary citizens have to information is effectively decreasing in the face of data collection programs and the like. What this means is that citizens are becoming relatively powerless when it comes to asserting their rights while the government becomes more powerful. We've seen throughout history why this is not a path down which we wish to tread.

The Australian government is now debating the introduction of data-retention legislation, compelling internet service providers to retain metadata. At least they have had the decency to publicise this policy, whatever else they have done covertly in support of the Five Eyes alliance. If the legislation is passed soon in Australia it must be composed in such a manner so as to not only allow government access to information held by internet service providers but also to allow access by mums and dads, small businesses and others. It must make this access as straightforward as possible as a first step towards rebalancing the rights of citizens to access information. After all, aren't democratic governments supposed to operate transparently so that citizens can hold them to account? As they say, knowledge is power and when the imbalance in power between governments and societies increases, ultimately democracy is threatened.



Congratulations to WAD Member, PRIVATE INVESTIGATOR LACHALAN JARVIS OF LYONSWOOD ON A JOB WELL DONE!

The Sydney Morning Herald

The article appeared November 4, 2014 in The Sydney Herald – Digital Life
written by Ben Grubb – Deputy Technology Editor

DATA RETENTION A BOON FOR PRIVATE INVESTIGATORS



*Private investigators say the mandatory storage of IP address metadata could help them identify those online who defame, extort or threaten people.
Photo: iStock*

When John Biggs* was threatened via email by a person calling themselves “Felicity Jones” (not their real name) about three years ago he paid \$26,666 to keep them quiet.

The blackmail concerned revelations that he was using an online dating service despite being married.

*It’s very obtrusive... It’s very difficult to get, but if you manage to do it, you can get some fantastic results.
Lawyer Ben Patrick*

Mr Biggs thought the payment would end the matter but later received another threat for \$40,000, prompting him to engage a private investigator to track down the blackmailer.

The investigator obtained a court order to discover who was behind the internet protocol (IP) address linked to the emails.

The sender’s real identity was eventually revealed to be that of a private investigator, Stephen James Murray of Huntingdale, Victoria. No law-enforcement agency was involved in obtaining the IP address information related to the blackmail. Instead, the identity of Murray was revealed by Telstra, which had been ordered to comply with a “preliminary discovery” court request by Mr Biggs’ lawyer.

The identity of the author of text messages sent to Mr Biggs in relation to the matter was sought from Vodafone, but this returned nothing useful.

Often referred to as metadata, IP addresses and other data related to phone and email records have typically been handed over to law-enforcement agencies after authorisation is signed off by a senior officer. But Mr Biggs’ case highlights that it’s not only agencies accessing the data.

Lawyers representing clients in civil court disputes are also able to access metadata. Although exactly how many times this has been done in the past is unclear, searches by Fairfax Media show that it's been done several times.

Outside of the 582,727 metadata disclosures made in the 2013-14 financial year by Australian telecommunications companies to law-enforcement agencies, a further 11,526 disclosures — which are likely to include content data as well as metadata — were made “authorised by or under a law”, according to an Australian Communications and Media Authority report.

Another 553 were “made as a witness under summons”.

In the same period, Telstra revealed it had acted on 598 court orders, a figure likely to form part of ACMA's figures.

The revelation comes after Attorney-General George Brandis and Communications Minister Malcolm Turnbull introduced last month the “Data Retention Bill” to force internet and phone companies to store Australians' internet and phone records for two years. They argued that the data was often purged but should be stored to help fight terrorism and crime.

Private investigator Lachlan Jarvis of Lyonswood, who assisted Mr Biggs, said the scheme would likely help in disputes before courts where cyber bullies and extortionists could be identified.

His firm was lucky in Mr Biggs' case that Telstra kept records — Murray was ordered to repay the money with interest and an extra \$20,000 in exemplary damages and was also ordered to make no representations about Biggs to anyone — but in cases where providers had not stored IP addresses allocated to their customers, his firm was unsuccessful in identifying wrongdoers.

“We are approached just about every day by people who are in situations where they are either being defamed or blackmailed or subject to identity fraud or one of a number of really quite intrusive attacks online,” Mr Jarvis said.

“And the fact is the IP address [of the perpetrator] ... is often dynamic and how long the internet service provider has retained that data doesn't appear to be a long time and that defeats the purpose of us endeavouring to investigate the matter in some cases.”

There had been several instances in which his firm had been unable to obtain any information from the internet service provider “because they state that they don't have any”, he said.

If data retention came into law, his chances of identifying people would increase, Mr Jarvis said.

Seamus Byrne, a private investigator and director at Motivation Group, said preliminary discovery against internet providers and content hosts was “increasingly popular” in civil litigation involving issues such as online defamation, intellectual property infringement, theft of confidential information and extortion attempts.

Increasing the retention period of IP addresses and other metadata “should benefit parties to litigation”, Mr Byrne said.

The studio behind the movie Dallas Buyers Club is using preliminary discovery to try to obtain the names of account holders it says illicitly downloaded the movie.

Ben Patrick, who runs his own firm Patrick & Associates, told Fairfax Media he gained the identities of people behind IP addresses using discovery orders at least five times while at another firm.

“It's like a search warrant for the police,” Mr Patrick told BRW Magazine. “It's very obtrusive... It's very difficult to get, but if you manage to do it, you can get some fantastic results.”

Mr Patrick added that metadata could also be obtained from telcos and internet content hosts using subpoenas, which didn't need a judge's sign off but could be fought.

But fighting subpoenas could be costly, he said, so telcos often complied if they were narrow enough requests and not broad.

**John Biggs is a pseudonym. His real name is subject to a suppression order.
Full story: <http://www.smh.com.au/digital-life>*



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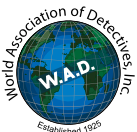
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SECURITY AS A MANAGEMENT FUNCTION – THE MISSING PIECE

By Siti Naidu

WAD attendees may begin making reservations at their leisure online at: <https://resweb.passkey.com/go/wad90thannualconference>. Please be reminded that there is a 48 hour cancellation policy, and any reservation cancelled within 48 hours of check in will be charged for one nights room and tax to the individual and there will also be a \$100.00 fee associated with any early departure requests.



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In most instance, Security is regarded as simply employing a team of uniformed Security Officers to enforce traffic control, vehicle parking regulations, man security barrier and lock-up buildings at the end of the day. Security in its true perspective is far from that and is certainly a deficient in supporting dynamic corporate environments.

A security posture in any organisation can only be effective if management has a clear understanding of the organisation’s exposure to security risks and precisely what needs to be done in order to control those risks.

Development of Security

As the world gets ‘smaller’ and increasingly interconnected, what happens anywhere in the world will have an impact globally. The emergence of new global security trends requires a re-look at the approaches that are needed to manage these new threats. Security as we know it have changed considerably to include what is termed as new forms or threat compared to what we know as traditional security threats.

“Security” can be defined in many ways, but professional security is today recognised and accepted as being in control and management of range of security risks that could disrupt the achievement of the business and corporate objectives.

With non-traditional security it escalates to being transnational in scope transmitted rapidly as a result of globalisation and the speed of communication today.

These unfortunately cannot be prevented entirely but can be mitigated through a better understanding of security and its function today internally and externally to meet global security challenges.

Enterprise Risks Management

Gone are the days when security was only about having someone physically or just a bodily presence. In any environment, safety and security is an integral component of an effective Enterprise Risk Management (ERM) program, - to identify, evaluate and control risks that might undermine the ability to provide a safe and secured environment.

Security Governance

Leadership and proactive management and oversight of the security function is vital to ensure that all security risks are addressed appropriately by management, which is usually delegated on a day-to-day basis to a Security Manager leading the Security Department.

Notwithstanding the day-to-day operational tasks, the ultimate responsibility for the safety and security of staff, visitors and other assets will always remain with the Chief Executive Officer. It is usual for a high-level Committee or integrate within the Enterprise Risks Management Committee or similar to act as an intermediary between the CEO and the Security department, as in the event of a security incident, the CEO will be held accountable

FEATURE

Security Risks Assessment

Before work can begin towards the goal of having an “effective security department”, comprehensive communication and consultation must be undertaken with both internal and external stakeholders. This engagement will provide an insight into the business environment in which such matters as culture, organisational structure, resources and other capabilities of the organisation including corporate values, mission, policies and goals.

A security risks assessment has to be conducted to determine the required security posture and its integration into the organisation’s portfolio through the three distinct components of information gathering process; Security Risks Identification, Security Risks Analysis, and Security Risks Evaluation

Security Plan

Generally the Security Risks Assessment provides the basis upon which to treat identified unacceptable security risks and to develop a Security Plan – a comprehensive strategic document which details corporate’s policy, approach, requirement and delegated responsibility for managing the identified security risks.

It is developed within the Security Governance framework to serve as a strategic action plan to guide the implementation of appropriate security treatments and ongoing controls and importantly, assigns responsibilities and accountabilities to achieve the desired outcomes.

By doing this and if implemented correctly, minimises disruption to and the failure of achievement or corporate objectives due to security threats.

Security Standards

In the plan, a set of Security Standards is developed as a benchmark or minimum required performance level to achieve acceptable cost efficiencies and effectiveness.

Security Policies and Procedures

Once the risk management strategy has been determined and documented in the Security Plan, detailed Security Policies and Procedures must be developed and disclosed and disseminated to the various stakeholders, as appropriately.

The Security Policy detail what senior management require to be achieved in order to control security risks and the Security Procedures detail what is to be done to implement the policies.

MANAGEMENT FUNCTION

Management is the process of reaching organizational goals by working with and through people and other organizational resources. The 4 basic management functions that make up the management process are described in the following sections:



True Security does not begin with guards, or technology, or response training, but it begins with a philosophy of total knowledge of the environment, asset, resources and a comprehensive set of security objectives to provide total protection.

PLANNING

Planning involves choosing tasks that must be performed to attain organizational goals, outlining how the tasks must be performed, and indicating when they should be performed. Planning activity focuses on attaining goals. Managers outline exactly what organizations should do to be successful. Planning is concerned with the success of the organization in the short term as well as in the long term.

ORGANIZING:

Organizing can be thought of as assigning the tasks developed in the planning stages, to various individuals or groups within the organization. Organizing is to create a mechanism to put plans into action.

People within the organization are given work assignments that contribute to the company’s goals. Tasks are organized so that the output of each individual contributes to the success of departments, which, in turn, contributes to the success of divisions, which ultimately contributes to the success of the organization.

INFLUENCING:

Influencing is also referred to as motivating, leading or directing. Influencing can be defined as guiding the activities of organization members in the direction that helps the organization move towards the fulfilment of the goals.

The purpose of influencing is to increase productivity. Human-oriented work situations usually generate higher levels of production over the long term than do task oriented work situations because people find the latter type distasteful.

CONTROLLING:

Controlling is the gathering of information that measures performance and compare present performance to pre-established performance norms. It helps to determine the next action plan and modifications for meeting the desired performance parameters. Controlling is an ongoing process.

MERGING SECURITY INTO A MANAGING FUNCTION

Challenges

Unfortunately we have seen on many occasions, organisations, be it Corporate or Government, many have fantastic and excellent Policies and Procedures but the challenge and the weakness in the system is the implementation and enforcement. This non-active mode or function is a failure to any perfect policy or procedure be it addressing traditional or non-traditional threats.

Many fail to understand and want to accept that Security is beyond physical security and the role of a security practitioner is not only in protecting an organisation’s assets but contributing to the future growth of the organisation and its responsibility to its human capital.

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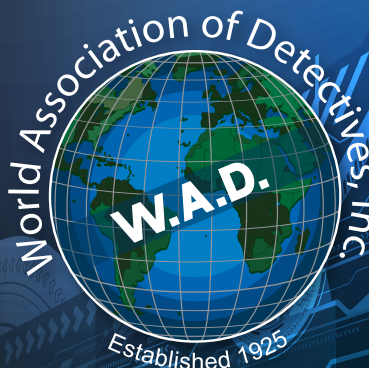
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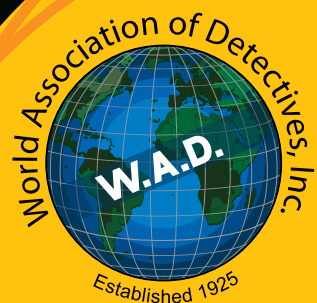


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