

Name of Witness	Daniel David MCGUIRE
Date of Birth	[REDACTED]
Address and contact details	[REDACTED] Grantham
Occupation	Rural Fire-fighter and First Aid Trainer
Officer taking statement	Det Insp Mark Ainsworth
Date taken	9/5/2011

ADDENDUM TO STATEMENT OF DANIEL DAVID MCGUIRE

Daniel David MCGUIRE states;

- On 3 March, 2011 I provided a statement to Task Force Galaxy detectives in relation to events surrounding the deaths of my wife Llync Clarke-Jibson and my two children Garry Daniel Jibson and Jocelyn Ellanor Jibson which occurred during flood events at Grantham on Monday 10th January, 2011. Since that time I have had opportunity to reflect further on events and wish to provide this addendum to my original statement.
- Specifically I wish to add to paragraph 65 of my original statement and provide a description of what I saw with regards to the water coming towards Grantham. On 10 January, 2011 after being awoken sometime in the afternoon by Llync I went outside my house with my neighbour Ken Arndt. I looked over towards the Stanbroke Abattoirs which is located a short distance to the east of the Wagner's Quarry. I could see a wall of water that I would describe as about 4 to 5 metres high rolling towards our direction. This water was travelling very fast and was carrying debris and was of very muddy consistency. I could also see the water was carrying a house and a quantity of trees amongst other things. I would estimate that the abattoir is located about 3 kilometres from my house in a north westerly direction. As a result of seeing this both Ken and I decided to leave immediately.

Exhibit Number:

358

QFCI

Date:

13 / 05 / 11

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..... Signature of officer [REDACTED]

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3. On leaving my house in Grantham Fire Truck 51 with my family on board, I looked back in the rear vision mirror in the direction of the railway line behind my house. I could see the water appear to hit the railway line and created a wave rolling back in the direction of my house. I would describe this water as being about two to three metres in height.

4. I recall around 10pm on the 10th January, 2011 Zac and myself were driven to the Helidon Evacuation Centre by two unknown males who were assisting in Grantham. On arrival at the Helidon evacuation centre Zac and I were one of the first to arrive at this centre. I person I know as Gary from Careflight, did an examination of Zac and found him to be in a reasonable condition. He gave me his mobile phone and I rang triple '0' and asked for firecom. I explained who I was and as a result they put me through to the Gatton head office of the Queensland Fire Service. I spoke to Dave Crawley who is the District Inspector of the Gatton Fire Station which is called Gatton 77. I recall Crawley asked me if I was alright. He asked me who was with me and I told him I had Zac with me. He told me not to speak with the media and said he would be up to pick Zac and I up as soon as possible.

5. As a result, at about 10.30pm on the 10th January, 2011 Dave Crawley arrived at the Helidon Evacuation Centre and collected Zac and I. Dave asked me where I wanted to go. I told him that I wanted to go back to the rurals at Gatton. I decided this as I knew these people and knew someone could assist me in caring for Zac.

6. On arrival at the Gatton Fire Station, I met Stuart Damrow who is the group Rural Fire officer for Gatton 91 which covers the whole Lockyer area. I spoke to Stuart and told him what happened with Grantham 51 and where most likely where Llync and the two children could be located. At this time Llync and the two children had not been found. Police from Gatton then drove Zac, Stuart and I to the Toowoomba Base Hospital where we arrived roughly around midnight. Doctors gave me a strip of pain killers and a prescription for further painkillers.

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On leaving the hospital the same two police officers then drove Zac, Stuart and myself to the East Gate Motel situated on the Warrego Highway, Toowoomba.

7. Constable Barlow who was one of the police officers who drove us to the East Gate Motel told me that the QFS and the Lockyer Valley Regional Council had arranged accommodation at the motel for Zac and myself. Once we arrived at the motel police left leaving Stuart, Zac and myself at the motel. Stuart told me that he had been advised by Dave Crawley not to let me make any phone calls and that I had to go through him (Stuart) for everything. He said we were not even aloud to make contact with our own rural fire officers and that no one was to know where we were. I told Stuart that I wanted to return to the Valley and assist in cleaning up. Stuart told me I was not going any where. I had already made arrangements with Constable Barlow to contact my family members being my mum and dad and let them know what was going on. Constable Barlow also took care of other personal matters for me at this time.

8. On 11th January, 2011 about 5am ,I asked Stuart to inquire as to whether Llync and the children had been found. Stuart made some inquiries for me in that regard. Zac and I got cleaned up, Stuart had some clothes for us. We left the motel for a short while attending to some issues at the Queensland Transport Department then returned to the motel. At about 10am on the same day, Ewan Cazzar attended the motel. Ewan is the South East Rural Fire Brigade Regional Manager. On arrival at the motel Ewan inquired as to how I was going. He told me that my last known recording on the QFS firecom UHF radio was that I was responding to something. I told him no I was not and that my last call was; 'Grantham 51 two rural fire-fighters, 3 kids at [REDACTED] Gatton-Helidon Road send choppers.' Ewan told me the call did not get out, I said well maybe it didn't. I thought this because Llync told me that there was a forty-four gallon drum washed up against the truck in between the left hand front wheel and the battery. If this was the case the radio contact could have been lost. Llync told me this as the water hit the truck. As the water hit the truck I recall her saying that the windows won't go down. The windows of Grantham 51 were electronic. This further enhanced my belief that the vehicle had been shorted out. I have been

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informed by a QFS officer that the call did get through and I have been shown a transcript of this call which corroborates that my call did get through. I recall also hearing on radio station 94.9 EMQ pilot Mark Kempton speaking about this call he had heard over the firecom radio. He said he was refuelling his chopper when he heard the call from Grantham 51 requesting assistance. This conversation on radio 94.9 by Kempton would have been about two weeks after the 10th January, 2011.

9. Ewan told me that we had to stay at the motel and stay put and not to return to the Valley. We were to remain at the motel until the QFS told us we could leave.
10. Around this time, Stuart Damrow received a phone call from someone who I believe was from Swift Water Rescue advising that they had located the bodies of Llync, Garry and Jocelyn in Grantham 51. They told Stuart the bodies had been recovered and taken to Gatton. Once Stuart told me this he and Ewan went into Stuart's room where they spoke for about one hour. I remained in another room with Zac. After about one hour Ewan left the motel, Stuart told me that we were not aloud to move or return to the Valley and that we were to remain in the motel for atleast a couple of weeks.
11. Stuart arranged for the President of the Rural Fire Brigade Association of Queensland union, Dick Irwin to organise clothes for Zac and myself. Two Queensland Police officers from Toowoomba came and collected Stuart, Zac and myself and took us to Hannah's Clothing Store in Ruthven Street, Toowoomba and collected clothing. We then returned to the motel.
12. Zac and I remained at the motel for approximately 5 and a half weeks and during this period a counsellor from Peers, which is the QFS counselling representative attended the motel to provide a counselling session to me. I refused this session and requested a session for Zac which was declined. On inquiring why Zac could not get counselling I was advised by the Peer representative that the QFS only provided counselling for myself and not Zac. It took Stuart feeding the media with information about Zac not being provided counselling for some action to

occur. Channel nine attended the motel and interviewed myself about this issue. As a result about 24 hours later Queensland Health provided a counsellor for Zac. Zac was provided two sessions of counselling. The first session was provided by a person who was in charge of Toowoomba mental health, the second session was provided by two females from Logan mental health. These sessions were provided free of charge. On 11th January, 2011 I made a request to Stuart Damrow for the provision of a counsellor for Zac. Stuart made some phone calls however I do not know who he spoke to. No counselling service was forthcoming. I continued to make these requests every couple of days to Stuart however nothing occurred until the intervention of the media.

13. Since this time I have had Zac attending a private Psychologist at Ipswich, at my expense. I believe some form of counselling should have been provided to Zac a lot earlier than what it was, even as early at the 11th January, 2011. I feel by the lack of immediate counselling to Zac he has suffered further than what he would have done so ordinarily in this situation.
14. From 6th January, 2011 up to the 10th January, 2011 Llync and I were the only RFS officers based in Grantham. Grantham 51 was housed at our place. Llync joined the RFS on 29th September, 2010. She had done training with the RFS Grantham team and was proficient in fire fighting and swift water rescues. She had done swift water rescues with us through Care Flight. We had both done flood boat training, rope and pulley training and abseiling through Care Flight volunteer site. Llync had not been issued with RFS uniform however she had completed and submitted the necessary application paperwork including the criminal history check, membership paperwork and references from other Grantham RFS members. She had not received any paperwork back from the QFS advising her that she was accepted as a member of the RFS. This process normally takes about 6 months.
15. From 6th January, 2011 when Grantham flooded the first time, Llync assisted me with road closures and requesting evacuations of the local community. By this I mean she would door knock the local community advising them to evacuate.

During this period she used the firecom VHF radio using the Grantham 51 call sign. My understanding is that the VHF radio calls are not recorded, unlike the UHF calls that are recorded. RFS uses both radios.

16. I recall on Sunday night 9th January, 2011 whilst I was doing a medical evacuation from Grantham to Withcott for the Queensland Ambulance Service, Llync was manning some road closure barriers on Gatton-Helidon Road when a lady drove through the barriers and got stuck in flood waters. Llync managed to get this lady and her vehicle out of the flood waters and rescue her. At this time she was in possession of the RFS hand held VHF radio. The QFRS are now indicating that Llync was not a member of the Grantham RFS. I have been advised by Ewan Cazzar that they can not find Llync's paperwork for membership application. Llync is recognised by members of the Grantham RFS as being a volunteer rural fire service officer.

17. I recall Saturday the 8th January, 2011 being advised by First Officer Vivienne Jamieson and later on the same day by Stuart Damrow that the Regional Manager of the RFS, Ewan Cazzar had stated under no circumstances was any rural fire truck to drive through any flood waters and that the rurals had to stand down. If we didn't comply criminal charges would be made against us. Both conversations were via phone from Jamieson and Damrow. I believe that Ewan became aware of RFS driving through floodwaters after channel seven filmed Grantham 52 driving through flood waters in Grantham after they had completed sandbagging duties. Grantham 52 could only get into the eastern part of Grantham and could not make it to the western side due to flood waters, leaving me with the responsibility of maintaining RFS to the western side of Grantham.

18. As a result of this direction from Viv and Stuart I told them, 'Well you know me, if anyone needs help I'll do it. Kick me up the arse later but I won't sit around because of someone that sits in an office worried about getting his feet wet.'

19. Later on that same day I rescued a Blue Care Bus with 8 wheel chair bound ladies on board on Gatton-Helidon Road, Grantham at the Sandy Creek end. I towed

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them out to the Gatton end driving through flood waters. The water initially was about two and a half feet then rose to about 4 feet as I neared the Placid Hill end of the street. On the same day in the afternoon I towed a police Hilux paddy wagon out of flood waters on Gatton-Helidon Road near the Placid Hills end. I also towed a Lockyer Valley Regional Council 4 wheel drive vehicle through the flood water on Gatton-Helidon Road, Grantham. This vehicle was being driven by a Gatton Police Officer who wanted to inspect water levels in Harris Street, Grantham. Also on the same afternoon I pulled out a van that was stuck in flood waters under the Grantham Railway line. On each of these occasions to effect these rescues I drove Grantham 51 through flood waters.

20. After these incidents I contacted Stuart Damrow and Vivienne Jamieson on several occasions advising them what I had done. I also advised them that I couldn't handle any more of the rescues by myself and needed assistance. I was advised that they would not roll out assistance until they were ordered by firecom or SES as they had been stood down by Ewan Cazzar. After being stood down the only time we could roll out was if SES had requested assistance or firecom directed us to a job.
21. I recall on Sunday 9th January, 2011, I was directed by Stuart Damrow to collect himself and a Senior Fire Officer from South Eastern Regional Office. I collected them from the Mayor's office at the Lockyer Valley Regional Council and commenced to show them around the Grantham area at the senior officer's request. As part of this tour I was required to drive through flood waters in the Grantham area. Neither the Senior Fire Officer nor Stuart Damrow attempted to stop me from driving through the flood waters on this occasion. This was the day after I was directed by Stuart Damrow and Viv Jamieson not to drive through flood waters. I found this difficult to understand that I was not to drive through flood waters to effect rescues but could drive through flood waters to show senior officers the issues of flooding in Grantham.
22. Wagner's Quarry is situated approximately 5 kilometres to the south west of my residence. The quarry is located at the end of Dorrs Road. Before getting to the

quarry there are three residences located between the Gatton-Helidon Road and the Quarry. During the flood event of 10th January, 2011 these three houses flooded. The house closest to the Gatton-Helidon Road had water up to the roof. The quarry itself is located on the banks of Lockyer Creek and consists of three sheds and one demountable, portable scales, two concrete silos and a number of bays holding sand and gravel. Next to these bays is a huge dirt mound that would extend atleast 20 metres high and 20 metres long. Between the Lockyer Creek and the buildings is a dirt levy bank which is fairly steep being about 8 to 10 metres in height running along the eastern side of the creek protecting the quarry buildings. I am aware that these levy walls were built without proper council authority. I am aware of this through inspection of Lockyer Valley Regional Council plans where the levies are not recorded and also via information from Council employees. I am also aware that an adjoining dam utilised by Wagner's Quarry also does not have council approval. This dam is located a few hundred metres to the west of the quarry and is used to provide water to the quarry.

23. I am aware and have seen that there are two concrete pipes, each about one metre in diameter that are embedded in the creek. The pipes run from one part of the creek to another part and are covered by dirt to allow trucks to drive over them. The pipes have actually altered the creek line and allow the quarry to utilise creek water in their wash bays. I am aware that there is no council approval for these pipes. Again I am aware of this due to advice from Council employees and absence of the same from Council plans.

24. Rumours currently around Grantham indicate that Wagner's Quarry staff were aware about one hour before the flood event on 10th January, 2011 that the flood waters were heading their way. The staff were warned to get out however the people of Grantham were not afforded this warning. I am actually unaware of who warned the Wagner's staff but am still attempting to find out. I believe due to the changes of the creek line made by Wagner's Quarry when installing the two pipes and the construction of levy banks the water has been directed in the our direction at Grantham rather than following the natural creek line.

I now produce a Google map of the Wagner's Site covering these issues raised in this statement.

RECOMMENDATIONS:

25. I would like to see a warning system set up like we have in the RFS in the fire season. In the fire season if people see smoke they contact the RFS and let us know. We then advise people in the affected area and then take action against the fire. The same system could be utilised in times of flooding where people who observe flooding contact the RFS who then advise people of what is occurring and even effect evacuations. By word of mouth to the RFS we would be in a position to provide early warnings to residents downstream of the pending flooding. RFS and SES could then unite to form one team and work together instead of working independent of one another.

26. I believe that all emergency services including the QPS, QFRS, SES and local council should all work together and communicate with one another and the community in times of natural disasters and during all other emergencies. A dedicated team combining experts from each of the emergency service areas working together would provide a solid foundation in which an adequate response could be formed. The local knowledge of people in the community must be considered and used. Local knowledge is critical in situations like the recent flooding events.

27. This type of recommendation then leads into the area of training. In my view training needs to be combined between agencies. This would enhance communications, effective use of resources between agencies, enhanced training in swift water rescue. The training in providing early warnings to communities in line of a threat is also crucial. Timeliness in providing warnings by trained people to the community is essential in preserving life and property. I would also suggest that every RFS member is trained in the provision of first aid. Currently not all members are trained in the provision of first aid. I would consider that each RFS member needs to be trained to the advanced level of first aid. To achieve this level this entails 16 hours training. I am able to comment on this as I am a

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qualified first aid trainer. In line with the first aid training each fire unit needs to be fitted out with the appropriate equipment. Currently we have the basic first aid kit and nothing more. I would consider that an upgrade of first aid equipment is necessary in each RFS unit. This would include a remote first response kit that contains a defibrillator, oxygen kit and basic medical supplies.

28. In Grantham 51 I provided my own first aid equipment which included a paramedic defibrillator, oxygen reviver, medical supplies and a lot of other equipment. The total value of my equipment was approximately \$25 000. This equipment is what I utilise when I perform voluntary care flight duties. When Grantham 51 was washed away all of this medical equipment was lost. To date the QFRS have not replaced any of this equipment. I was advised by Ewan Cazzar that this equipment should not have been on the truck as it was my own private equipment. Again this is difficult to understand as I have been utilised by the RFS to perform assistance at medical emergencies with this equipment.

D.D. MCGUIRE 

Justices Act 1886

I acknowledge by virtue of section 110A(5)(c)(ii) of the Justices Act 1886 that:

- (1) This written statement by me dated 9/5/11 and contained in the pages numbered 1 to 10 is true to the best of my knowledge and belief; and
- (2) I make this statement knowing that, if it were admitted as evidence, I may be liable to prosecution for stating in it anything that I know is false.

..........Signature

Signed atBrisbane.....this 9th day of May 2011.....

Witness Signature,  Signature of officer 