Subject: FW: M029 Report BD-4A.FID25887033  From: Kathryn Alexander < GRO  Date: Tue, 04 Feb 2014 14:54:11 +0000  To: Carole Butler < GRO  Chris J Gilding < GRO  David Z Johnson < GRO  Huw Williams GRO  Joe Hoyle < GRO  Judy Balderson < GRO  Karen Derbe < GRO  Michelle Keohane < GRO  Paul D Holland < GRO  Rhianne Fox < GRO  Rhianne Fox < GRO  RRO  RRO  RRO  RRO  RRO  RRO  RRO
FYI and will help in summation of cases where appropriate
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Please find attached my comments on M029. You will have seen most of these comments previously –

my only recent changes are to the "training" and "summary" sections of the Executive Summary.

The changes reflect the advice we have received from Cartwright King (attached) about making concessions. In essence:

- · If POL concedes in any case that its old processes were inadequate, then this concession may need to be disclosed to any SPMR involved in a criminal case. We therefore need to be very careful about doing this as it will have significant consequences.
- · If POL concedes that its old processes were not followed in a specific case due to the specific circumstances of that case, that raises a small risk of needing to make a criminal disclosure. This should be ok but we would need CK's view on this on a case-by-case basis.
- If POL concedes that the outcome of a case may have been different under its current practices (eg. under current practices POL would have intervened earlier, etc.) then that should be ok.

In practice, the investigators (and my team here) need to be careful about how they phrase any concession to make sure it accurately describes the situation in questions. Otherwise, we risk getting tied up in unnecessary discussions about criminal law disclosures. You'll see that CK have provided some suggested "safe" wording in the attached document.

Kind regards Andy

**Andrew Parsons** 

Senior Associate

for and on behalf of Bond Dickinson LLP

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From: Shirley Hailstones [mailto] Sent: 23 January 2014 20:00 To: Parsons, Andrew; Angela Van-Den-Bogerd Cc: Leigh-Doyle, Cathal; Parmenter, Claire Subject: RE: M029 Report [BD-4A.FID25887033]
Hi Andy
Thanks for that: I'll have a look in the morning & discuss with the case handler.
I'll catch up with you at some point tomorrow afternoon.
Shirley
Shirley Hailstones I Case Review Manager
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original message.
From: Parsons, Andrew [mailto:
Angela, Shirley
Please find attached BD's comments on M029, which is looking good.
We haven't run this case past CK yet for legal sign off because a one of the points made in this report may cause them concern.
The report notes that POL could may perhaps have intervened earlier in this branch. I ran this scenario (just as a hypothetical question) past CK earlier this week and they have responded saying that this could cause a serious criminal risk (see attached.)
I'm meeting CK on Tuesday at 10am at Old Street to discuss this issue in more detail (you're more than welcome to attend but they've schedule this for 2 hours so you may want to leave the lawyers to it in the first instance!).
I've attached the report anyway so that your investigator can have a look at the few other points raised. However, this report cannot go out until the above issue is sorted.
If you'd like to discuss before the CK meeting, please do feel free to give me a call.
Kind regards
Andy
Andrew Parsons

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