

From: "Parsons, Andrew" [GRO]
To: Belinda Crowe [GRO] "Rodric Williams" [GRO] "David Oliver1" [GRO] Angela Van-Den-Bogerd [GRO]

Subject: RE: A message from the Chair [BD-4A.FID20472253]

Date: Tue, 26 Aug 2014 10:25:52 +0000

Importance: Normal

Inline-Images: image001.jpg; image002.jpg; image003.jpg

All

This is obviously a disappointing decision by Tony. A couple of thoughts from me:

1. Tony's analysis is logically incorrect. The phrase "*If your case is suitable and you provide accurate, detailed information to Second Sight, then this [mediation] is likely in most circumstances*" imposes two pre-conditions to mediation. First that the case is suitable and second that the Applicant provides detailed information. Mediation is only "*likely in most circumstances*" if the pre-conditions are first met. Tony cannot therefore simply dismiss these pre-conditions as he has done in his decision. To be honest, I'm astonished by the sloppiness of Tony's analysis.
2. I'm not sure what Tony means in the last paragraph by "*any admission as to wrongdoing [...] made in circumstances where the admission was not made voluntarily*". For example, would this include the situation where an Applicant plea bargains and admits to false accounting in order to avoid a theft charge? If so, then Tony's decision will result in practically all the criminal cases being recommended for mediation.

Kind regards
Andy

Andrew Parsons
Senior Associate
for and on behalf of Bond Dickinson LLP

Bond Dickinson

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[GRO]

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From: Belinda Crowe [GRO]
Sent: 26 August 2014 10:45
To: kay [GRO] Anthony Hooper; 'Ian Henderson'; Angela Van-Den-Bogerd; Parsons, Andrew; alan.bates [GRO] Rodric Williams; Chris Aujard; mediation [GRO] Ron Warmington [GRO]
Cc: Lucy Overhill; cwh [GRO] David Oliver1
Subject: A message from the Chair

All,

Further to my email on Friday, please find attached Tony's decision and casting votes on the mediation issues.

Tony will now revisit his vote in M054. Should POL wish to make a submission about the application of the new test to M054, it should be with Tony by Thursday 28 August (copied to JFSA) and any reply to the POL submission from JFSA should be with Tony by Monday 1 September.

Best wishes
Belinda

Belinda Crowe

148 Old Street, LONDON, EC1V 9HQ

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