

**Professor Brian Livesley MD FRCP****THE GOSPORT CASE**

From my hand-written notes made on 23 July 2002 prior to the meeting on 31 July 2001 my invited meeting with Roger Hopwood, Caseworker, Professional standards, Hampshire Constabulary.

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I received a letter (dated 22 November 1999) from DCI Ray Burt of the Hampshire Constabulary providing an overview of what is described here as the 'Gosport Case'. The letter followed his invitation that I should become the medical expert witness in the case of Gladys Mabel Richards (deceased). At this stage I did not know there were others that the Police were gathering, or about to gather, evidence about.

[After gathering and studying all the evidence presented to me and other material I requested]

At DCI Burt's request I prepared an "Initial report for discussion only" [with Counsel and the CPS] and this was sent to him on 9 November 2000.

[I received a letter from DCI Burt, dated 24 November 2004, stating the investigation was now 'on hold'.]

There was then a long gap and in June 2001 I was telephoned by DSupt. James and asked to meet Mr James Perry, Counsel, at his Chambers on 19 June 2001.

[At this meeting which lasted] from 11.30am – 13.30pm I was verbally abused, bullied, and attacked by Mr Perry so much so that I complained loudly that this was not professional.

Throughout [this meeting] DSupt. James and Code A [query correct spelling for the DS.] sitting on my left kept his back to me and did not move [or speak] but sat facing Mr Perry. On one occasion at the end [of the meeting] Code A came to my defence over the financial aspects of the case.

Mr Perry made great play of the fact that the docs. [documents] were now in the public domain and could be shared so that I could be sued for libel.

It was a v[ery] bruising meeting in the presence of DSup. J[ames] / [and] Code A ? and the CPS representative.

On leaving the meeting I [immediately] contacted the MDU [Medical Defence Union] and [then] spoke to DS[upt] James mobile-mobile [telephones] and said I would be withdrawing my doc., which had been prepared for discussion only and [also] the letter written at the request by DSup James citing my fees should the investigation be extended.

I have no financial interest in this case.

Earlier in discussion with DCI Burt I said I had a duty of care and had to share some principles of the background of the case with my College, BGS [British Geriatrics Society, and the DOH [Department of Health] which I did.

These matters being relevant to the CHI investigation and report [sic]. JJ [DSupt. John James] asked if he could release my report to Regulatory Bodies and with CHI. I agreed on the basis that those who read it – signed off that they had [read it, since] I did not want it leaking out.

Mrs Mackenzie wrote to me in March 2002 [asking for a copy of my report, to which I replied it was now police property].

In June 2002 I was contacted by phone by a lady who have her name as Code A regarding her mother who had died.[and she stated she had a] solicitor. During that conversation I heard that Mrs Mackenzie was mounting a case [for] the European Court to obtain a copy of my report.

I believed there had been a breach in the administration of the law which could lead to a miscarriage of justice and that this matter had been inappropriately buried.

Reasons — Although only 1 case

- subsequently it led to others and [I] was asked how several hundred's (100's) of †'s [deaths] during previous time could be screened — I identified a simple and I thought effective way forward.
- against this background I was concerned that the change of tone & direction of the investigation that appeared to have been introduced by JJ [DSupt. John James] was covering-up some important issues
- and particularly when latterly I learned from the media that several relatives were dissatisfied with the investigation & the lack of opportunities for an effective hearing ĉ [with] the Police in this matter.

Why was I so pressurised by Mr Perry and led into an ambush at the meeting by JJ [DSupt. John James]?

- I had [previously] drawn to the attention of JJ [DSupt. John James] & others in the Police to the serious implications if other deaths had resulted in a manner similar to the one I investigated.
- I mentioned Bristol, Liverpool, and Shipman [investigations] and the serious implications for the NHS once a major investigation into the care of eld. [elderly] people was investigated in a geriatric hospital.
- I am a competent at my job & in producing my report had identified serious clinical malpractice involving senior professional people and by being competent had drawn attention to what could become a wide & deep ranging investigation that could cost money.
- It appeared to me to be task I did not wish to touch.

[As mentioned above these notes were used during my meeting with Roger Hopgood on 23 July 2002.

They have been typed out on 9 September 2013 following my meeting with Norman Lamb MP at DOH, Richmond House, London, on 4 September 2013.

In conjunction with these notes the reader should study the report of T. J. Harper, Detective Chief Inspector, Scientific Support, Headquarters, PO Box 2, Headquarters, Springfield, Chelmsford, Essex CM2 6DA.]

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