

Code A

From: Close Paul
Sent: 16 March 2010 17:26
To: Code A
Cc: Code A; Clements Simon
Subject: FW: OPERATION ROCHESTER

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Sent: 16 March 2010 17:26
To: White, John
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Dear Mr White,

Further to my telephone message, I await hearing from you with dates, convenient to you and your clients, to meet at Ludgate Hill, so we can discuss the various issues arising out of the further police enquiries into the above matter.

As you know, I have received miscellaneous correspondence from some of your clients, raising specific questions on the evidence. As you and your clients are also aware from our various meetings, I am not prepared to embark on piecemeal correspondence or to make any decisions on a piecemeal basis. To do so would be unfair to the other families involved. I would try to deal with these points during the course of any meetings.

I am also in receipt of recent correspondence sent to the CPS by Mr Ian Wilson and by Mrs Gillian Mackenzie.

The point raised by Mr Wilson concerning the evidential burden of proof was I recall discussed in detail in previous meetings. Further, the application of the Code for Crown Prosecutors was also discussed and explained. I do not consider that I can usefully add anything further at this stage.

The correspondence from Mrs Mackenzie is all noted. However there is nothing further which I can add to our previous discussions. I have no new file of evidence from the police upon which I can review any decision upon which to prosecute. So far as I am aware the Police have not investigated this matter further since their initial enquiry and do not propose to do so. As we have discussed, both in relation to this matter and in those affecting your other clients, the CPS is wholly independent of the police and it has no power to compel the police to undertake an investigation. I realise that this must be very difficult for your client but there is nothing which I can do to alter this situation.

As you are aware if the police submit new evidence then it would be reviewed in the usual way and in accordance with the Code for Crown Prosecutors.

I look forward to hearing from you in due course.

Yours Sincerely,

Paul Close.

16/03/2010