

**Note of meeting with Detective Superintendent John James  
and Treasury Solicitor Nick Holloway 21.11.01**

- NH: statement to public about passing information from their interviews to other bodies should be amended to clarify that CHI is legally required to do so under the 99 Health Act and to indicate that a police investigation is already underway
- The regs indicated that Chi is both entitled and required to share information with police if there is an indication of a 'serious arrestable offence'
- JJ: police would respect confidentiality of those who had spoken to CHI
- JJ: helpful to have summaries from CHI of all interviews that may be relevant to police investigation
- It would be appropriate to alert the Ripleys to police interest before police contact them
- JJ: police will consider summary of evidence before deciding whether to contact witnesses so call from CHI to those they interviewed should come after we hear from police that they want to speak to people
- NH: asked JJ to write to CHI clarifying and confirming that they they will be seeking information from people interviewed during stakeholder days and site visit week to assist with police investigation of serious arrestable offences
- NH: CHI doesn't have the legal power to compel police to disclose evidence to them
- JJ: indicated that police happy to disclose all evidence they had about GWM.
- including witness statements, to CHI
- JM explained that we were unable to see patient identifiable information;
- NH: ideally all info about police should be anonymised so that patient's identity not disclosed to CHI
- JJ: not keen to do this because of time & staff not available
- Can CHI use police information/evidence in final report?
- NH: if police have properly disclosed reports to CHI no reason why we cannot unless it discloses confidential patient information
- JJ: police reports from external experts like Dr Livesey were commissioned by the police so decision about disclosure should be for the police
- However, all agreed that the better alternative would be for CHI to interview report authors like Dr

L themselves and get the evidence directly rather than relying on police reports

- Can police legally access CHI information?
- NH: Yes. No doubt - regs make it clear.
- Anyone involved in the CHI investigation can be compelled to disclose information to the police; therefore this should be explained to all team members before the site visit week; they should not be concerned about incurring any civil liability for doing so (NH)
- JJ: it is unlikely that police could actually use evidence/information from interviews with CHI ; they would in themselves have little evidential value; police would contact interviewees to get evidence directly from them
- How does CHI handle refusal of GWM staff to speak to us? NH says it would be difficult for any of them to be able to justify that refusal. Not only do we have warrant powers but our questions are of a general nature around the provision of care and the systems underlying it rather than about the details of individual cases which may be the subject of criminal or civil proceedings