



# HAMPSHIRE Constabulary

To: The Police Complaints Authority  
DX 119176  
Parliament Square 2

From: Deputy Chief Constable  
Police Headquarters  
DX 132262  
Winchester 7  
Tel: Code A

Our Ref: D1/AW/SM/P.418/98

Your Ref:

Date: 13<sup>th</sup> February 2001

## Section 75 (5) Memorandum: No Criminal or Disciplinary charge preferred

### 1. COMPLAINANT(S)

Mrs Gillian M MacKENZIE

**Code A**

### 2. AGENT (if applicable)

#### Relationship to Complainant

3. INVESTIGATING OFFICER Superintendent A WHITING

Informal Resolution Attempted? NO

Referral to CPS NO (If YES, CPS reply attached)

Referral to PCA NO **Date**  
**Section**

Supervised? NO (If YES, Supervised by )



4. COMPLAINTS

- (a) U - INCIVILITY
- (b) S - OTHER NEGLECT OF DUTY
- (c) S - OTHER NEGLECT OF DUTY

5. OFFICERS

- (a) Detective Inspector 7228 MORGAN - 'OH' Fingerprint Department, Police HQ
- (b) Code A 'OH' Civil Litigation Department, Police HQ

6. EVENT(S) FROM WHICH COMPLAINT(S) EMANATED

Mrs MacKENZIE's mother, a Mrs RICHARDS died on the 21<sup>st</sup> August 1998 in hospital. Some weeks later, Mrs MacKENZIE alleged to police that her mother had been unlawfully killed, in that her death had been assisted by means of a pain-killing injection and the deprivation of her drip-fed intravenous nourishment.

A police investigation was commenced, during which, Mrs MacKENZIE alleges that DI MORGAN spoke with her on the telephone in an inappropriate manner. She also claims that both DI MORGAN neglected her duty by failing to respond to her allegations that there were irregularities in the completion of her mother's will. Mrs MacKENZIE alleged that Code A also neglected his duty in that he failed to secure all the evidence prior to submitting the file to the Crown Prosecution Service and that his investigation into her mother's death was flawed.

7. OPINION AS TO MERITS OF COMPLAINT(S) AND RECOMMENDATION(S)

This investigation has not found any of Mrs MacKENZIE's allegations to be founded and no impropriety has been found on the part of either officer. It is proposed, however, that DC Code A receive operational advice for expressing his opinion to Mrs MacKENZIE (that the matter might best be dealt with by the General Medical Council.)

*But DI Morgan receive operational advice as covering that his comments to Mrs MacKenzie may easily have been misinterpreted and that hospital notes and*

8. ADDITIONAL COMMENTS

**Code A**

Code A Deputy Chief Constable