



HAMPSHIRE CONSTABULARY

WITNESS STATEMENT

(CJ Act 1967, s.9; MC Act 1980, ss.5A(3) (a) and 5B; MC Rules 1981, r.70)

RESTRICTED

Statement of: Gillian Mary MacKENZIE

Age if under 18: Over 18 (if over 18 insert 'over 18') Occupation: **Code A**

This statement (consisting of three page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false or do not believe to be true.

Signature: Gillian M MacKENZIE

Date: 19 June 2002

I am Gillian Mary MacKENZIE and the daughter of Gladys Mabel RICHARDS **Code A** formerly of the Glenheaths Rest Home, Lee on Solent, who passed away at the Gosport War Memorial Hospital on 21st August 1998.

My mother was admitted to the RNH Haslar on 30th July 1998 after a fall at the home and was operated on for a broken hip. She was subsequently transferred to the Gosport War Memorial Hospital on the 11th August 1998, where she remained for the four week period leading up to her death.

Following her death I attended Gosport Police Station on the 2nd October 1998 to report an alleged complaint that she had been unlawfully killed at the hospital. The full details of this incident recorded in a statement I subsequently made to DCI BURT, dated the 6th March 2000.

I have since been informed that no further action is to be taken in respect of my mother's death due to insufficient evidence being available.

From April 2001 I was aware from newspaper articles that other people had also made similar allegations following the death of their relatives at the hospital and the use of diamorphine.

I was informed by DCI Paul CLARK that these cases were now being looked into and as a result may make my own case stronger and that it could be resubmitted to the CPS for further consideration.

Signed: Gillian M MacKenzie

Signature witnessed by: Insp Wise 7948

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Continuation of Statement of : Gillian Mary MacKENZIE

I had several telephone conversations with Det Supt JAMES who I understand had now taken the case over and was advised that the police were awaiting several reports.

I heard that Det Supt JAMES intended to hold meetings with the other people who had come forward to express concerns about the medical treatment, but I wasn't included. In fact he told me over the phone that 'he had the strongest possible objection to me being there!' This occurred in February 2002.

I could not understand why I was being kept out of it and is part of my complaint is that he was withholding information from me.

Det Supt JAMES did indicate that he would contact me after the meetings, which he subsequently did on the Friday evening of the case meeting. He informed me that there were going to be no further investigations, but he had forwarded four files in addition to my own, to the GMC – General Medical Council.

He advised me that he had arranged for expert medical opinions to look at each case. This was the second such report as DCI BURT had also previously arranged one.

I then had a further conversation over the phone with Det Supt JAMES when it became clear that he had not referred any of the cases to the CPS and when I asked why not, he replied that 'it was his personal decision not to proceed with the investigation.'

I made the point to him that whilst the CPS could dismiss my case as an individual matter, there was surely no way that they could treat five similar cases in the same way.

Det Supt JAMES said that he was paid to make these decisions and that was the end of the matter.

Det Supt JAMES told me that he would allow me to have a copy of the medical opinions that the police had obtained during his investigation and was followed by a letter dated 27th February 2002, which

Signed : **Gillian M MacKenzie**

Signature witnessed by : **Insp Wise 7948**

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appeared to be a 'stack' reply to all concerned in the enquiry and gave details of how to apply for the reports. I produce a copy of the letter by the reference GMM/GMR/1.

I immediately rang the force solicitor, Mr WOODFORD, as instructed by the letter and left a message for him, requesting a copy of the medical opinion. He replied to me on the 6th March 2002, saying that I couldn't have them unless I obtained a Court Order. It appeared the left hand didn't know what the right hand was doing. He then stated the reason I couldn't now have them was because the medical defence union would not like me to see them.

The only conversation I have since had with Det Supt JAMES ended with him saying, "If you don't like the decision, then you can make a formal complaint."

I therefore wish to formally record my official complaint against Det Supt JAMES on the following grounds:

1. In my opinion, he has not investigated the other cases brought to his attention, which possibly could have made my case stronger when submitted to the CPS. Had there been a pattern of similar circumstances, then the CPS should have been made aware.
2. Why was I kept from the meeting which was held with the other relatives.

My concerns are all outlined in my correspondence to the Chief Constable and I would like all these issues fully investigated and answers given. Gillian M MacKENZIE

Signed : **Gillian M MacKenzie**

Signature witnessed by : **Insp Wise 7948**

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Code A

Male Female Date and place of birth:

Maiden name:

Height:

Identity Code:

Dates to be avoided. Delete dates of non-availability of witness (not police officers)

| Month of: | | | | | | | Month of: | | | | | | | Month of: | | | | | | |
|-----------|----|----|----|----|----|----|-----------|----|----|----|----|----|----|-----------|----|----|----|----|----|----|
| 1 | 2 | 3 | 4 | 5 | 6 | 7 | 1 | 2 | 3 | 4 | 5 | 6 | 7 | 1 | 2 | 3 | 4 | 5 | 6 | 7 |
| 8 | 9 | 10 | 11 | 12 | 13 | 14 | 8 | 9 | 10 | 11 | 12 | 13 | 14 | 8 | 9 | 10 | 11 | 12 | 13 | 14 |
| 15 | 16 | 17 | 18 | 19 | 20 | 21 | 15 | 16 | 17 | 18 | 19 | 20 | 21 | 15 | 16 | 17 | 18 | 19 | 20 | 21 |
| 22 | 23 | 24 | 25 | 26 | 27 | 28 | 22 | 23 | 24 | 25 | 26 | 27 | 28 | 22 | 23 | 24 | 25 | 26 | 27 | 28 |
| 29 | 30 | 31 | | | | | 29 | 30 | 31 | | | | | 29 | 30 | 31 | | | | |
| Month of: | | | | | | | Month of: | | | | | | | Month of: | | | | | | |
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| 22 | 23 | 24 | 25 | 26 | 27 | 28 | 22 | 23 | 24 | 25 | 26 | 27 | 28 | 22 | 23 | 24 | 25 | 26 | 27 | 28 |
| 29 | 30 | 31 | | | | | 29 | 30 | 31 | | | | | 29 | 30 | 31 | | | | |

Contact point (if different from above):

Address:

Telephone no:

| | | |
|--|------------------------------|-----------------------------|
| Does the person making this statement have any special needs if required to attend court and give evidence ? (e.g. language difficulties, visually impaired, restricted mobility, etc.). If Yes, please enter details. | Yes <input type="checkbox"/> | No <input type="checkbox"/> |
| Does the person making this statement need additional support as a vulnerable or intimidated witness? If Yes, please enter details. | Yes <input type="checkbox"/> | No <input type="checkbox"/> |
| Does the person making this statement give their consent to it being disclosed for the purposes of civil proceedings (e.g. child care proceedings)? | Yes <input type="checkbox"/> | No <input type="checkbox"/> |

Statement taken by (print name): Insp M Wise 7948

Station: Alresford

Time statement taken:

Place Statement Taken:

Signed : **Gillian M MacKenzie**

Signature witnessed by : **Insp Wise 7948**

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