



independent
police complaints
commission

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By email to:

CC Chris Sims
CC David Shaw
CC Andy Parker
PCC David Jamieson
PCC Bill Longmore
PCC Ron Ball

08 October 2014

Dear Sirs

Re: Investigation into the conduct of Inspector Ken MacKaill, DS Stuart Hinton and PS Chris Jones

As you will be aware, the above named officers who were previously subject to an independent investigation in relation to their conduct issued a claim for judicial review in January 2014. This claim challenged the IPCC's decision to re-determine the mode of investigation from a supervised investigation to an independent investigation conducted by the IPCC itself. The hearing took place on the 29-30 July and the judgment was handed down on Monday 6 October.

We welcome the Court's judgment that there was no proper final report prepared for this investigation; and that as a result of this the decisions of the three appropriate authorities that there was no case to answer for misconduct or gross misconduct for any of the officers were also invalid.

We also accept the Court's judgment that the re-determination decision in this matter should not have been taken by Deborah Glass. However, we note that the Court also held that this did not mean that the IPCC as an institution is biased, and that it is the proper body to re-determine the matter, and manage or conduct any subsequent investigation.

The IPCC will therefore now make a fresh assessment as to whether to re-determine the mode of investigation.

Commissioner Jan Williams has now been given oversight of this investigation. I can confirm that she has had no previous involvement in this matter. She will now make a decision in relation to the mode of investigation and I have asked her to write to you all once this decision has been made.

I trust that this is a helpful update.

Yours sincerely

A handwritten signature in black ink that reads "Anne Owers". The signature is written in a cursive style with a large initial 'A'.

Dame Anne Owers
Chair

Independent Police Complaints Commission (IPCC)