

PENAL NOTICE

IF ANY PERSON DISOBEYS THIS ORDER, THE MATTER MAY BE CERTIFIED TO THE HIGH COURT WHICH MAY HOLD THAT PERSON TO BE IN CONTEMPT OF THE INQUIRY AND THAT PERSON MAY BE IMPRISONED, FINED OR HAVE THEIR ASSETS SEIZED

ANY PERSON WHO KNOWS OF THIS ORDER AND DOES ANYTHING WHICH HELPS OR PERMITS ANY PERSON TO BREACH THE TERMS OF THIS ORDER MAY ALSO AFTER CERTIFICATION TO THE HIGH COURT OR BE HELD TO BE IN CONTEMPT OF THE INQUIRY AND MAY BE IMPRISONED, FINED OR HAVE THEIR ASSETS SEIZED

INQUIRY INTO UNDERCOVER POLICING

[DRAFT] ORDER: CORE PARTICIPANT N58

UPON the Chairman considering the generic open application for restriction orders and the individual open application for restriction orders made on behalf of a Core Participant known to the Inquiry as N58 ('the applicant')

AND UPON the Chairman considering the applicant's closed application for restriction orders and supporting evidence

IT IS ORDERED THAT until further order:

1. This order is made under section 19(1) of the Inquiries Act 2005 and binds:
 - a. all persons, including Core Participants and their legal representatives whether acting by themselves or by their servants or agents or in any other way;
 - b. all companies, whether acting by their directors or officers, servants, agents or in any other way.

2. In the case of public authorities, the restrictions specified in this order take effect subject to the terms of section 20(6) of the Inquiries Act 2005.
3. No disclosure or publication of any evidence or documents given, produced or provided to the Inquiry may reveal:
 - a. the name of the applicant;
 - b. the personal address, past or present, of the applicant;
 - c. the telephone number, e-mail address or social media account of the applicant;
 - d. the image of the applicant, whenever made, including any picture photograph or artist's impression of the applicant;
 - e. any other information which would tend to lead to the identification of the applicant.
4. No report of or in connection with the Inquiry proceedings may reveal:
 - a. the name of the applicant;
 - b. the personal address, past or present, of the applicant;
 - c. the telephone number, e-mail address or social media account of the applicant;
 - d. the image of the applicant, whenever made, including any picture photograph or artist's impression of the applicant;
 - e. any other information which would tend to lead to the identification of the applicant.
5. There shall be substituted, for all purposes in the Inquiry proceedings in place of references to the applicant by name, and whether orally or in writing, reference to the cipher N58. The applicant shall be referred to only by this cipher during the hearing of the Inquiry and any reporting of the Inquiry hearings.
6. To the extent necessary to protect the identity of the applicant, any other references, whether to persons or places or otherwise in any evidence or documents given, produced, or provided to the Inquiry shall be redacted or otherwise adjusted appropriately, with leave to the parties to apply in default of agreement to the manner of such redaction or appropriate adjustment.
7. The individuals present in the court room when the applicant gives oral evidence are to be limited to the Chairman of the Inquiry, counsel and solicitors to the Inquiry, counsel and solicitors representing the applicant and any essential court staff. No other persons will be allowed access to the court room and any time during the giving of the applicant's evidence to the Inquiry.

8. During the applicant's oral evidence, there will be no video or audio broadcast of the proceedings. Confirmation that the live or recorded video and audio streams have been turned off will be given before the applicant enters the court room.
9. The lives transcript of the proceedings will be turned off during the applicant's evidence to ensure information or information that could lead to the identification of the applicant or others does not enter the public domain in the event of an inadvertent/accidental reference during oral evidence which may occur under the pressure of giving evidence. A copy of a transcript redacted or adjusted appropriately in accordance with the terms of this order will be posted on the Inquiry's website at a later time.
10. Any person affected by this order may apply in accordance with section 20 of the Inquiries Act 2005 to vary its terms.

Dated this day of 2016

Lord Justice Pitchford
Inquiry Chairman