

UNDERCOVER POLICING INQUIRY

In the matter of Section 19(3) of the Inquiries Act 2005

Applications for restriction orders in respect of the real and cover names of officers of the Special Operations Squad and the Special Demonstrations Squad

Directions

HN81

1. There will be a closed hearing of HN81's application for a restriction order in respect of the cover name. Its principal purpose will be:
 - a. to evaluate the extent and nature of the risk to HN81 and HN81's partner;
 - b. to explore the means by which they can be protected from that risk if the cover name is disclosed; and
 - c. if the risk cannot be taken, to explore the steps which can be taken to permit the issues identified in the open 'Minded to' note of reasons to be fully investigated by the Inquiry.
2. If HN81 or the Metropolitan Police Service wish to adduce evidence in addition to that already filed, they must submit it in writing 7 days before the date fixed for the hearing.
3. If HN81 or the Metropolitan Police Service wish me to consider hearing oral evidence from Mr Reid, Dr Bussittil, HN81 or HN81's partner, the Inquiry is to be notified, with reasons, by 4pm 17 August 2017. Any request for such evidence to be given remotely should be made at the same time.
4. It is desirable that HN81 attends the hearing, but I do not order HN81 to do so.
5. My estimate of the time required for the hearing is half a day. If more than one day is required, the Inquiry must be so notified by 4pm on 17 August 2017.

HN26

6. There will be a closed hearing of HN26's application for a restriction order in respect of HN26's real and cover name.
7. HN26 must be capable of being contacted throughout the hearing, if not present at it.
8. My estimate of the length of the hearing is one day. If HN26's legal representatives or the Metropolitan Police Service consider that more time is required, they must so notify the Inquiry by 4pm on 17 August 2017.

UNDERCOVER POLICING INQUIRY

Other directions

9. In respect of the other proposed orders in the 'Minded to' note, any core participant who wishes to take issue with them should submit written representations to the Inquiry by 4pm on 14 September 2017 setting out the grounds for the objection. For reasons which I cannot explain openly at this time nothing further can be said openly about the applications of HN16, HN26 and HN81 until after the closed hearings have taken place.
10. If the Inquiry receives any written objection I will issue further directions for the determination of the applications still in issue.
11. I intend to give 'the Media'¹ the opportunity to make written submissions by 4pm on 14 September 2017 about the contents of this Note, before making a decision about the restriction orders under consideration. If written submissions are made the Inquiry will circulate them to core participants.
12. If the Inquiry receives no written objection from core participants and no written submissions from the Media, the Inquiry team will issue a restriction order of which the terms will be disclosed in draft to the recognised legal representative of each applicant before it is made. The recognised legal representative may make representations about the terms of the order within two working days of receipt of the draft.

3 August 2017

Sir John Mitting
Chairman, Undercover Policing Inquiry

¹ Guardian News & Media Ltd, Associated Newspapers Ltd, Independent Print Ltd, Independent Television News Ltd, Sky UK Ltd, Times Newspapers Ltd, and the BBC