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Attorney General's Office

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Solicitor and Second Counsel
The Azelle Rodney Inquiry
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4th April 2011

Dear Solicitor,

UNDERTAKING AS TO THE USE OF EVIDENCE

The Attorney General, in consultation with the Director of Public Prosecutions, has considered the request of the Chairman of the Inquiry to provide an undertaking to witnesses to the Inquiry as to the use that may be made by prosecuting authorities of the evidence they give to the Inquiry.

The Attorney General has agreed to provide the following undertaking:


This is an undertaking in respect of any person who provides evidence to the Inquiry relating to a matter within its terms of reference. "Evidence" includes oral evidence, any written statement made by that person preparatory to giving evidence to the Inquiry or during the course of his or her testimony to the Inquiry, and any document or information produced to the Inquiry solely by that person.

No evidence a person may give before the Inquiry, nor any evidence as defined above, will be used in evidence against that person in any criminal proceedings, save that this undertaking does not apply to:

- (a) A prosecution where the person is charged with having given false evidence in the course of this Inquiry or having conspired with or procured others to do so, or*
- (b) Proceedings where the person is charged with any offence under section 35 of the Inquiries Act 2005 or having conspired with or procured others to commit such an offence.*

It is further undertaken that in any criminal proceedings brought against any person who provides evidence, as defined above, to the Inquiry, no reliance will be placed on evidence which is obtained during an investigation as a result of the provision by that person of evidence to the Inquiry. This undertaking does not preclude the use of information and/or evidence identified independently of the evidence provided by that person to the Inquiry.

The Attorney General is content that you publish this undertaking in any form you consider appropriate.

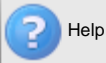
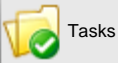
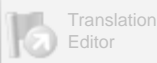
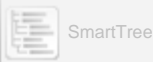
Yours sincerely


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'Attorney General's
Undertaking



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The Azelle Rodney Inquiry

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Azelle Rodney Inquiry

Azelle Rodney died in North London on 30 April 2005 following an open Metropolitan Police. On 30 March 2010, the Government announced it establish an inquiry under the Inquiries Act 2005 to investigate Azelle Rodney's death. The statement indicated that there would be a further announcement of the Chair of the Inquiry, and the Terms of Reference.

On 10 June, a further statement to Parliament announced that Sir Chris Holland, a retired High Court judge, had agreed to chair the Inquiry. The Terms of Reference for the Inquiry were also announced:

'To ascertain by inquiring how, where and in what circumstances Azelle Rodney came by his death on 30 April 2005 and to make any such recommendations as may seem appropriate'

English



100%
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