

Park is fatally flawed: unless all the doctors were mistaken about her attendance; and unless the available telephone records are incomplete then the inevitable conclusion is that Ms. [REDACTED] has concocted the story about taking the child to that surgery. That is the view that I take having consulted with her about the matter. She is able, and quick, to think of apparently plausible explanations for apparent problems when they are pointed out to her (e.g. her present explanation for the non-existence of the old, grey-haired doctor as contrasted with her original version of the visit).

15. I offered her an opportunity to admit that her story was untrue and to give us the true explanation. She maintained that the version she had given was true.
16. There remains the issue about the letter which she received. The provenance of this letter is, as of this date, unknown. There is suspicion that the letter was not sent by persons ill disposed to her, but that she was aware that it was coming and might have been expecting it to arrive during the relevant weekend, thus giving her a reason for not coming. In the event the letter did not arrive until the Monday. However, the matter remains unresolved and I have not taken it into account, one way or the other, in coming to my decision.
17. The original advices in this case were given at a time when none of these issues had arisen. Ms. [REDACTED] had been convicted, on her plea, of an offence of doing an act with intent to pervert the course of justice. In the trial of the above defendants she would be the principal witness as to fact and her evidence would have to be treated as that of an accomplice. Accordingly, her credibility is of central importance.
18. In the circumstances of this case the prosecution will be called upon to explain the adjournment which resulted from her non-attendance on 22nd December. The explanation given by Ms. [REDACTED] is untruthful in my view in the light of the police enquiries. It would be inappropriate to put this version of events forward knowing that, as will inevitably happen if she goes into a witness box, she will give untruthful evidence.
19. The overall effect of her maintenance of the story, for which there is not a shred of corroboration, is to contaminate any evidence that she may give and completely to undermine her general credibility.
20. In those circumstances, I am not in a position to advise that she can be put forward by the prosecution as a witness capable of belief.

Gerald Simpson

15th March, 2004