STATEMENT OF WITNESS

STATEMENT OF CHRISTINE SMITH

DATED THIS 22nd DAY OF June 2009

I, CHRISTINE SMITH, declare that this statement is true to the best of my knowledge and belief and I make it knowing that if it is tendered in evidence at the Inquiry I will be liable to prosecution if I have wilfully stated in it anything which I know to be false or do not believe to be true.

1. The Inquiry has disclosed a number of documents to me. Where I make specific reference to a document in my statement I have given the number of the relevant page.

2. I was briefed in late September or early October 2003 by Ivor Morrison to conduct the preliminary inquiry in the case of R v Atkinson & Atkinson & Hanvey. Ivor Morrison was then the Assistant Director of the Department for Public Prosecutions ("DPP"). In Northern Ireland, a preliminary inquiry is conducted as a mixed committal; in other words a committal where the depositions are served on the Defence and they have the opportunity to call and cross-examine Prosecution witnesses. Gerald Simpson QC, who was to be Leading Counsel at the trial, had directed previously which witnesses he wished to call at trial but was not involved in the committal proceedings per se. In the brief I received copies of the depositions that were to be witness statements for the trial and a copy of the police report, which provided the background to the case and details of witnesses' criminal records. There was no sensitive material in the bundle that I can remember.

3. I was not involved in the prosecution of Andrea and Michael McKee.