

Mr Kitson

Please see my note of consultation.

Witness A will not give evidence. Witness B claims that he cannot recollect anything. He is clearly lying. Neither witness A nor B can be relied on.

Without witnesses A and B the following cannot be prosecuted :-

- 1 Forbes
- 2 Hanvey
- 3 Robinson

While there is evidence that they were present there is no evidence to connect them to assaulting Hamill. There is some evidence of disorderly conduct (particularly Robinson) but given the period they have spent in custody a prosecution for such a minor matter is inappropriate.

4 Colin Prouty is yet to be seen by Mr Kerr QC. If he is willing and credible his evidence will support an assault charge on the deceased and possibly (depending on pathology) a murder charge against the accused Wayne Lunt.

5 Marc Hobson is seen by Constable Neill kicking the deceased. ID is by way of positive confrontation. Other evidence places him at the scene. Jonathan Wright's evidence may also assist in an assault or murder charge.

6 Stacey Bridgett is seen in the crowd and is noted by a few people, including police to have a bloody ~~not~~ nose. There may be forensic evidence linking his blood + the clothing of the ... .. + ... ..

evidence to support proceedings but I recommend that we wait until the forensic is received before ~~deciding~~ deciding on whether or not to prosecute him.

I recommend, subject to counsel's opinion and other evidence arising that a direction of no prosecution issue forthwith against the following men who should be released from custody

- 1 Feltz
- 2 Hanvey
- 3 Robinson

The decision on whether or not other persons can be prosecuted can be left until receipt of the pathology report. (or forensic in Bridgett's case).

R. Dawson.

24/10/97