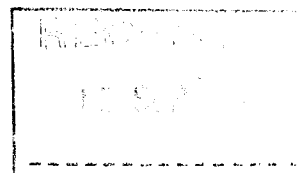


STATEMENT OF WITNESS



STATEMENT OF DANIEL MAGILL

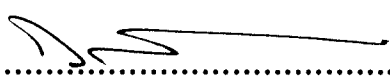
DATED THIS 9th DAY OF September 2009

I, DANIEL MAGILL, 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 ^{one} ~~a number of~~ documents to me. Where I make specific reference to ^{that} ~~a~~ document in my statement I have given the number of the relevant page.
2. In 1997 I was the Deputy Director of the DPP office. I had been in that post for five or six years and I left the DPP in September 1997.
3. I have no recollection of being involved in the Hamill matter at all.
4. I have been shown a file note [page number 31613] on ~~the~~ Deputy Director headed paper following a meeting held on 12 May 1997. The note was signed on my behalf by my secretary, [REDACTED]. It is copied to Mr Junkin who was the Senior Assistant Director at that time. According to the file note I met with Superintendent Hooke and Superintendent McBurney.
5. I have no recollection of this meeting whatsoever, even having read the file note. Therefore I am unable to say why Superintendent Hooke or Superintendent McBurney came to see me. ^{During the time} ~~In the five years~~ I held the post of Deputy Director officers might have come to me in the first instance, but I really do not remember ^{at} ~~after this removal~~ ^{more} of time.

* That would have been my invariable procedure

- 6. The file note that I prepared would have ~~been a full note of the meeting for the attention of Mr Junkin. It would have~~ contained all matters that I considered relevant. As I have no recollection of the meeting I do not recall whether the police gave me any papers. However, I would be very surprised if I had been given any papers by police on this day that I ^{would} ~~did~~ not include ^{that} in the file note. If I had received witness statements I feel certain I would have ^{reported} ~~reported~~ it. _{Noted}
- 7. I have been told that there was a complaint made against police officers at the time. I cannot recall whether I was told about a complaint at this meeting. In the file note I stated that there had been allegations that police did not act quickly enough in relation to the incident but that is as much as I know.
- 8. If I had been told that the ICPC were supervising a complaint against a police officer at the scene I imagine that I would have put that in the file note. Additionally if I had been told that there was an allegation that a reserve constable had tipped off a suspect to dispose of his clothing I cannot imagine any circumstance in which I would not have included that in the file note. I would have considered these to be relevant matters and I would have included all relevant matters I was told ~~about~~ in the note.
- 9. The file note would have been passed to Mr Junkin. I cannot recall if we had any discussions about it. My recollection of the time is that one Senior Assistant Director dealt with scheduled crime and the other dealt with non-scheduled crime. This would have been a scheduled matter.
- 10. I would not have entered anything like this into a desk diary.

SIGNED: 

DANIEL MAGILL

DATED: 9.10.09

