



Department of the Director of Public Prosecutions

[REDACTED]

Mr Gordon Kerr QC
Bar Library

[REDACTED]

Your Ref:

Our Ref: 753/98

20 May 1999

Dear Mr Kerr

**ALLEGATION OF CRIMINAL CONDUCT AGAINST POLICE BY [REDACTED] ON
BEHALF OF DIANE HAMILL, [REDACTED]**

I refer to the above matter in respect of which you have already provided certain detailed advices.

The trial of Hobson has now concluded.

As you are aware no final decision on this complaint investigation file was to be taken until the trial of Hobson had concluded.

In consideration of the complaint it was considered appropriate to request transcripts of the evidence of certain of the witnesses who gave evidence at that trial. Those witnesses were Constables Atkinson, Neill and A [REDACTED] together with civilians, E [REDACTED], Mr Prunty and Mr Morrow, ambulance driver.

Transcripts of the evidence have now been obtained.

I would be grateful if you would consider the evidence contained in the transcript and advise further, in the light of what the various witnesses stated in Court together with the remarks of the Learned Trial Judge (a copy of which I believe you hold), as to whether there is now sufficient evidence available to provide a reasonable prospect of the conviction of any police officer for any offence arising from the circumstances which led to the death of Robert Hamill.

I have provided a copy of the transcript to D/Chief Superintendent McBurney and have invited him to consider, in conjunction with the Independent Commissioner of Police Complaints, whether further lines of investigation are required.

Please do not hesitate to contact me should you have any query about what I have written above.

Yours sincerely

R A KITSON
ASSISTANT DIRECTOR