

STATEMENT OF WITNESS

STATEMENT OF KEVIN CHARLES PATRICK MCGINTY

DATED THIS 10<sup>th</sup> DAY OF September 2009

I, KEVIN CHARLES PATRICK MCGINTY, 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 have held the same position in the Attorney General's office since 1997. I advise the Attorney General in respect of his or her responsibilities in Northern Ireland as Attorney General for Northern Ireland. Subject to the supervision of the Director General of this office I am, and have been, the main adviser in relation to Northern Ireland matters. The Director General of the office is familiar with Northern Ireland matters but the bulk of the responsibility falls to me and I work directly to the Attorney General. At the time of the events covered by this statement the Attorney General was Lord Goldsmith QC.
3. There is a statutory relationship between the Attorney General for Northern Ireland and the Director of Public Prosecutions for Northern Ireland. That relationship is now defined by the Justice (Northern Ireland) Act 2002 but at the time of these events the relationship was defined by the Prosecution of Offences Order 1972. There is essentially no difference between the two Acts as to the nature of the relationship. The Director is responsible to Attorney General for the discharge of his functions. The Attorney General is answerable to Parliament for the actions of