
From: Kath Buckley [mailto:Kath@williambache.co.uk]
Sent: 19 November 2008 16:46
To: Duncan Henderson
Subject:

Dear Mr Henderson,

Thank you for your letter earlier today. With reference to submissions received from those acting for other parties I have some brief comments in relation to 4 - (the Tribunals Inquiries Unit of the Ministry of Defence) and 6 – (Public Interest Lawyers on behalf of the Mousa family and the detainees).

With reference to 4, our view is that the order made by Mr Justice McKinnon at the Court Martial restricting publicity should please continue to apply.

With reference to the submissions of the public interest lawyers our view is that whilst we appreciate there is a dilemma, we believe the inducement to frankness in a public inquiry which is to ascertain as fully as possible what occurred and to make recommendations in the like thereof, should prevail over a regime which might restrict the free-flow of information where those restrictions might protect certain individuals against prosecution or other sanctions.

Yours sincerely
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