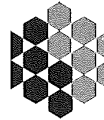


Departmental Solicitor's Office

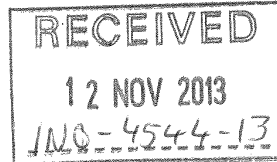


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Your Ref: AD-0679-13

Our Ref: LIT 477/2008/B5/CR

Date: 8 November 2013

Dear Anne

RE: PROFESSOR SCALLY'S EVIDENCE

You will recall that there has been considerable discussion as to Professor Scally's third and, most recent, report. In particular it was intended that Professor Scally would attend at the Inquiry on Wednesday 13 November to give oral evidence. The Department has been keeping this matter under review particularly in the light of the evidence that the Inquiry has heard over the past two weeks.

I thought that it would be useful if I was now to set out the Department's position. This is:

- a. we maintain the position that Dr Scally's report and the conclusions he arrived at do not accurately reflect the situation and the realities in Northern Ireland and England at the times under consideration.
- c. we recognise that the Inquiry now has the benefit of hearing first hand evidence on the key issues and is well positioned to take a view in this regard
- d. we recognise that it may be that the Inquiry will consider that hearing oral evidence from Dr Scally will not assist. We are prepared to accept whatever view the Inquiry comes to as to whether Dr Scally gives oral evidence.
- e. we know that the Inquiry will, of course, bear in mind our concerns as to that evidence but we are content to stand on the oral evidence thus far and the points that will be developed in our written submissions.

I trust that this is of assistance.

Yours sincerely

NUALA McCARRON
for The Solicitor

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