

Independent Jersey Care Inquiry

INQUIRY RULING

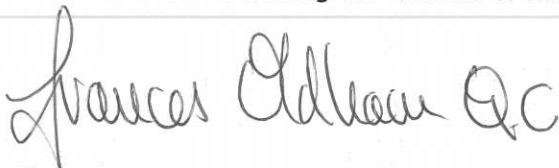
APPLICATION FOR PROTECTIVE MEASURES

On 9 July 2015, the Panel heard an application by Advocate Lacey, on behalf of David Castledine, that a document containing information that allegations made against a former Child Care Officer, Richard Davenport, were given to David Castledine should not be put to David Castledine during the course of his evidence. Advocate Lacey submitted that the information was not in relation to any alleged abuse and that it was a suggestion that an individual could go to Richard Davenport to receive money and services from the Children's Office. It was further submitted that David Castledine did not want this document put to him on the basis that he had no knowledge of the document or the incident.

Counsel to the Inquiry, Patrick Sadd, submitted that the document formed part of a complaints file disclosed to the Inquiry by Children's Services and that the allegations were that the complaint to Children's Services in respect of obtaining sexual favours and money from the Children's Office are relevant to the Inquiry's Terms of Reference. In addition the witness should not be able to determine which documents should or should not be put to him.

Upon hearing the submission of Advocate Lacey and the position of Counsel to the Inquiry, the Panel determined that the document should be put to David Castledine during the course of his evidence as the issue was not whether the incident took place, but rather the fact that a complaint was made to a member of Children's Services and the complaints process at that time.

The application for the document (WD006253) was refused and the document was put to David Castledine during the course of his evidence.



Signed
Frances Oldham QC

9 July 2015