

<p>1 Wednesday, 19 July 2017</p> <p>2 CONSULTATION ON TERMS OF REFERENCE</p> <p>3 GRENFELL TOWER INQUIRY</p> <p>4 (10.00 am)</p> <p>5 (The meeting was delayed)</p> <p>6 (10.10 am)</p> <p>7 SIR MARTIN MOORE-BICK: Good morning ladies and gentlemen.</p> <p>8 Can you all hear me? I am going to take it you can</p> <p>9 unless you put your hand up to show you can't. All</p> <p>10 right? My name is Martin Moore-Bick and I'm Chair of</p> <p>11 the public inquiry into the fire at Grenfell Tower. I'd</p> <p>12 like to welcome you all to the meeting. It's been</p> <p>13 called to enable you to tell me what questions you think</p> <p>14 the inquiry should answer.</p> <p>15 I've have some other members of the inquiry team</p> <p>16 here with me. On my right is Mark Fisher, who is the</p> <p>17 secretary to the inquiry; oOn my left is Richard Millett</p> <p>18 QC; and we have Bernard Richmond QC. Bernard has</p> <p>19 a different background, he's a very experienced criminal</p> <p>20 silk, he specialises in defence work and has extensive</p> <p>21 experience of dealing with witnesses and others who have</p> <p>22 suffered physical and psychological trauma. Again,</p> <p>23 experience which is going to be very valuable to the</p> <p>24 inquiry.</p> <p>25 Just so that you get the fuller picture, you might</p> <p>Page 1</p>	<p>1 those two considerations.</p> <p>2 I am seeking views about what should be the scope of</p> <p>3 the terms of reference in this case from a wide range of</p> <p>4 people. There are a number of different ways in which</p> <p>5 it's possible to respond that consultation. You can</p> <p>6 send an e-mail to the inquiry team, you can write to the</p> <p>7 secretary, take make an observation, a suggestion, in</p> <p>8 person at this meeting. If you think you might like to</p> <p>9 put forward your suggestions otherwise than in person at</p> <p>10 this meeting the members of the inquiry team who are</p> <p>11 here this morning have cards which set out the relevant</p> <p>12 contact details and please take one before you go if you</p> <p>13 think you might like to get in touch with us later on.</p> <p>14 In a minute I am going to be inviting contributions</p> <p>15 from you, but before I do so I think it might be helpful</p> <p>16 to say a little more about the nature of a public</p> <p>17 inquiry and what, subject to this consultation of</p> <p>18 course, I'm inclined to think that the inquiry ought to</p> <p>19 investigate.</p> <p>20 The purpose of the public inquiry is to get hold of</p> <p>21 the evidence and wherever it may be found, and to find</p> <p>22 out exactly what happened at Grenfell Tower and what</p> <p>23 needs to be done to prevent a similar tragedy from</p> <p>24 happening again. It's important that people understand</p> <p>25 that the inquiry's responsibility is to find facts and</p> <p>Page 3</p>
<p>1 like to know that I have also been lucky enough to</p> <p>2 recruit a lady called Kate Grange, Queen's Counsel, who</p> <p>3 has experience in construction cases, regulatory matters</p> <p>4 and also public inquiries, and two junior counsel,</p> <p>5 Andrew Kinnear and Rose Grogan, who between them have</p> <p>6 a lot of experience in similar fields and are very</p> <p>7 familiar with building regulations, fire regulations and</p> <p>8 so on.</p> <p>9 A team of experienced solicitors has been provided</p> <p>10 to support the inquiry by the Government legal</p> <p>11 department. Now, as you know, the Prime Minister has</p> <p>12 asked me to consult all those who are interested in the</p> <p>13 inquiry about its terms of reference and we're currently</p> <p>14 in the course of doing that. Just so that you</p> <p>15 understand the position, the terms of reference is</p> <p>16 a formal document which contains the inquiry's</p> <p>17 instructions. They tell it what matters to examine and</p> <p>18 report on and whether to make recommendations.</p> <p>19 Since the inquiry has no power to consider matters</p> <p>20 which fall outside its terms of reference, it's often</p> <p>21 convenient to frame them in broad terms to avoid</p> <p>22 imposing unduly narrow limits on what it can examine.</p> <p>23 If they are too wide, however, the inquiry may become</p> <p>24 unwieldy and there may be unwelcome delay in producing</p> <p>25 a report, so one is trying to hold a balance between</p> <p>Page 2</p>	<p>1 make recommendations. It is prevented by statute from</p> <p>2 determining civil or criminal liability, that's a matter</p> <p>3 for other people.</p> <p>4 In this case finding the facts is likely to involve,</p> <p>5 among other things, the following. First and foremost,</p> <p>6 of course, investigating how the fire started and how it</p> <p>7 spread to the whole of the building and why so many</p> <p>8 people died.</p> <p>9 Then it will be necessary to examine a wider picture</p> <p>10 including the construction of the building and its</p> <p>11 modification from time to time over the years.</p> <p>12 Examining the relevant building and fire regulations.</p> <p>13 Examining the involvement of the various bodies who have</p> <p>14 been responsible for the upkeep and maintenance of the</p> <p>15 building and its most recent refurbishment including, of</p> <p>16 course, the local council and the tenant management</p> <p>17 organisation and those who were involved in the design</p> <p>18 of the refurbishment, the manufacturer of the materials</p> <p>19 used and the carrying out of the work.</p> <p>20 It will be necessary, I think, to consider the</p> <p>21 measures taken over the years to protect residents of</p> <p>22 the tower in the event of fire. It will also be</p> <p>23 necessary to look into warnings given by the residents</p> <p>24 to the council, or the TMO, about fire safety risks and</p> <p>25 see what they were and what responses were made to them.</p> <p>Page 4</p>

<p>1 I think it will also be necessary for us to look at</p> <p>2 the fire-fighting equipment available to the Fire</p> <p>3 Brigade and the way in which it went about tackling the</p> <p>4 blaze and attempting to save the lives of those who</p> <p>5 lived in the tower.</p> <p>6 Now, as you know, the purpose of this meeting is to</p> <p>7 consult you about the inquiry's terms of reference. The</p> <p>8 terms of reference are actually set by the Government,</p> <p>9 but the Government has said that you should be consulted</p> <p>10 about them and I have been asked to conduct that</p> <p>11 consultation. As I already indicated, this meeting</p> <p>12 forms a part but only a part of that process and, as</p> <p>13 I've said, there are other ways in which you can</p> <p>14 respond. It's right to say that I've received many</p> <p>15 responses already to the consultation, and in</p> <p>16 conjunction with the inquiry team I'm considering them</p> <p>17 as they come in. But of course it is necessary to</p> <p>18 consider them in the round and that is something that I</p> <p>19 shall do during the week after the consultation ends, so</p> <p>20 that's the week beginning 7 August. Having considered</p> <p>21 all the suggestions I shall then write a letter to the</p> <p>22 Prime Minister with a recommendation as to what, in my</p> <p>23 view, should be the scope of the inquiry's terms of</p> <p>24 reference. If it were the case that I recommended that</p> <p>25 the terms of reference should not cover some of the</p> <p style="text-align: center;">Page 5</p>	<p>1 make that clear and we'll get the microphone to you.</p> <p>2 Again, I probably don't need to say this but I am</p> <p>3 going to say it anyway: please resist the temptation to</p> <p>4 make speeches. What I really want to know is concrete</p> <p>5 suggestions, what should we be looking at, and then,</p> <p>6 when we've got those, we can make a decision about it.</p> <p>7 I was going to say could you please confine your</p> <p>8 remarks to two minutes. That is to ensure that as many</p> <p>9 people as possible get the chance to speak. I am not</p> <p>10 going to time you, but I think you understand what I am</p> <p>11 looking for: some succinct suggestions rather than too</p> <p>12 much time on your feet. If somebody already made the</p> <p>13 suggestion you were hoping to make, maybe you don't need</p> <p>14 to get up to make it. But I am not going to stop you,</p> <p>15 obviously.</p> <p>16 The final thing to mention is that we are preparing</p> <p>17 a transcript of this meeting so we have your suggestions</p> <p>18 in precisely the way in which you gave them to us.</p> <p>19 Although I could have asked someone to take a manuscript</p> <p>20 note, it's notoriously difficult to get a note which</p> <p>21 accurately reflects exactly the terms in which someone</p> <p>22 has made a proposition to you. So we're having</p> <p>23 a transcript. We can then take account of all your</p> <p>24 suggestions and, again, you should know that the</p> <p>25 transcript will eventually be published on the inquiry</p> <p style="text-align: center;">Page 7</p>
<p>1 matters suggested in the course of consultation then I</p> <p>2 would explain that in the covering letter and set out</p> <p>3 the reasons why I don't think those matters ought to be</p> <p>4 covered.</p> <p>5 It will then, of course, be for the Prime Minister</p> <p>6 to decide exactly what the terms of reference should be.</p> <p>7 As I've already indicated, this meeting is intended</p> <p>8 to give you an opportunity to tell me what you think the</p> <p>9 inquiry should or should not examine. I am pleased to</p> <p>10 see so many people here, but because there are a lot of</p> <p>11 you who may wish to speak, I am going to ask you, if you</p> <p>12 will, to observe a few rules in order to ensure that</p> <p>13 everyone gets a chance to speak and that my team and</p> <p>14 I can hear clearly what you want to say.</p> <p>15 So we've got some roving microphones. Please wait</p> <p>16 until you've got hold of one of them before you speak so</p> <p>17 that we can hear you clearly. I would ask you, if you</p> <p>18 wouldn't mind, to give us your name and any organisation</p> <p>19 you represent so that we can understand the source of</p> <p>20 your suggestion.</p> <p>21 I probably don't need to say this but I am going to</p> <p>22 say it: please speak slowly and clearly and please don't</p> <p>23 interrupt or talk over the person who currently has the</p> <p>24 microphone. He who has the microphone has the floor,</p> <p>25 and if you want to make some comment or response, please</p> <p style="text-align: center;">Page 6</p>	<p>1 website so that everything that we do is in the public</p> <p>2 domain. I'm sure you understand that that's vital in</p> <p>3 the case of an inquiry of this kind, which has got to be</p> <p>4 completely open and transparent.</p> <p>5 Well, thank you very much for listening to me. Now</p> <p>6 it's your turn and I'm looking forward to hearing what</p> <p>7 you have to say to us.</p> <p>8 Hands up for the microphone. Someone at the back.</p> <p>9 FROM THE FLOOR: Very good morning. My name is</p> <p>10 Steve Mackenzie. I'm an independent fire and emergency</p> <p>11 planning expert.</p> <p>12 Listening to your response this morning and the key</p> <p>13 priorities, I think there's also an urgent need to look</p> <p>14 at the Government and Local Authority responses under</p> <p>15 Civil Contingencies Act. We've seen a dichotomy between</p> <p>16 the Grenfell response and the Camden evacuations.</p> <p>17 I think there's also a need to look at the root cause</p> <p>18 failure, the independence of the expert panel and the</p> <p>19 information that's coming out to residents, the</p> <p>20 construction sector, and persons responsible for local</p> <p>21 and private housing, because we've seen a number of</p> <p>22 knee-jerk reactions from enforcement and inspection</p> <p>23 authorities that are potentially disproportionate. So</p> <p>24 there's a need for a wide-ranging inquiry on a number of</p> <p>25 levels.</p> <p style="text-align: center;">Page 8</p>

<p>1 There's also the question of: should there be 2 a referral to the European Court of Justice? Because we 3 are still part of the European Member States and to give 4 us a degree of true independence from the UK regulatory 5 and legislative systems.</p> <p>6 SIR MARTIN MOORE-BICK: Can you help me as to what you think 7 we ought to refer to the ECJ?</p> <p>8 FROM THE FLOOR: Well, I think a fundamental facet of 9 legislation is based on the framework and workplace 10 directives which led to the Regulatory Reform (Fire 11 Safety) Order, so there is potential because some of our 12 building and fire safety standards have been developed 13 into British standards, European EN standards and ISO 14 standards. So potentially the problems we're 15 experiencing in the UK should be referred to the 16 European Union and potentially United Nations for due 17 diligence because this may be a European and global 18 issue now.</p> <p>19 SIR MARTIN MOORE-BICK: Right. Well, thank you very much. 20 That's a very interesting suggestion and raises 21 something I hadn't, I have to confess, thought about. 22 Thank you.</p> <p>23 Now, then the gentleman down here.</p> <p>24 FROM THE FLOOR: Thank you.</p> <p>25 First of all, thank you for the invitation to this</p> <p style="text-align: center;">Page 9</p>	<p>1 This should also include the competence of all those 2 involved in fire risk-management, such as fire risk 3 assessors, designers, builders and, importantly, 4 decision-makers. Of course, you've already mentioned 5 the fire-fighting capacity and resources.</p> <p>6 We also think that the adequacy, the implementation 7 and the enforcement of relevant fire, health and safety 8 and building regulations need to be examined. In this 9 context, we've specifically highlighted the need to 10 complete the review of Approved Document B of the 11 Building Regulations 2010, the evaluation of the 12 Regulatory Reform (Fire Safety) Order 2005, to look at 13 the Construction, Design and Management Regulations 2015 14 and how they apply and the level of compliance with the 15 Health and Safety at Work, et cetera, Act 1974, 16 particularly section 3. Finally, the standards for 17 testing and approving building materials and methods.</p> <p>18 Thank you.</p> <p>19 SIR MARTIN MOORE-BICK: Thank you very much. 20 The gentleman at the back.</p> <p>21 FROM THE FLOOR: Many thanks. Dave Green, Fire Brigades 22 Union. We obviously represent the firefighters that 23 went into the building and responded, so we've got 24 a clearly vested interest in this inquiry. We're 25 working on our response to your terms of reference</p> <p style="text-align: center;">Page 11</p>
<p>1 meeting. I'm Richard Jones. I'm from the Institution 2 of Occupational Safety and Health. We're the chartered 3 body for safety and health professionals.</p> <p>4 Although we've submitted a written submission, we'd 5 like to just reiterate some of the key areas.</p> <p>6 I think the first thing to say is we believe it's 7 totally unacceptable for residents, members of the 8 public, and emergency services to be exposed to this 9 level of risk in modern day Britain, and I think it's 10 vital that this disaster marks a turning point for 11 improved safety awareness.</p> <p>12 But we believe the inquiry should examine both the 13 immediate and the root causes of both the fire and its 14 spread, the failure to safely evacuate all residents and 15 the lessons that can be learned from this.</p> <p>16 It should also establish how the UK has arrived at 17 a situation in which high-rise buildings are clad in 18 materials that have subsequently failed Government 19 screening tests for limited combustibility and the 20 levels of risk that's posed by this, and how this should 21 be addressed in the future to protect human life.</p> <p>22 We also believe the inquiry should thoroughly 23 examine any systemic weaknesses and areas for 24 improvement in the UK's competence and management of 25 fire risk that this tragic event has revealed.</p> <p style="text-align: center;">Page 10</p>	<p>1 briefing.</p> <p>2 I mean, what we were pleased to see within your 3 original briefing was the fact -- excuse me, I just need 4 to read it -- that it will examine all relevant 5 circumstances leading up to and surrounding the fire at 6 Grenfell, and necessarily mean looking at circumstances 7 well beyond the design, construction and modification of 8 the building itself.</p> <p>9 I think that is quite crucial for us because the 10 actual fire, if you like, is something we deal with on 11 a day in, day out basis. If it had been contained in 12 the flat, that would have been a normal, run-of-the-day 13 fire, but clearly not for the occupants. The incredible 14 thing for us is how it spread so rapidly and what 15 developed over the next few hours was beyond anything 16 we've ever seen. So clearly that needs to be addressed.</p> <p>17 I won't go into the whole details of our response to 18 yourself, but I think we've identified four primary 19 areas, really, you know, obviously how it grew so 20 devastatingly so quickly. And I guess the crucial thing 21 for us is the response.</p> <p>22 The response in London, initially very quickly, 23 there were 40 fire appliances, 250 firefighters there. 24 If you concern yourself with just London, London must 25 have that amount of resources. If that had happened</p> <p style="text-align: center;">Page 12</p>

1 elsewhere in the UK, there just aren't those appliances  
 2 around, and there is no reason to suggest that the fact  
 3 it happened in London, it's not going to happen anywhere  
 4 else. 4,000 high-rise buildings across the UK. You  
 5 know, I was a firefighter in Nottinghamshire; we haven't  
 6 even got 40 appliances, and on duty we certainly haven't  
 7 got 250 personnel at night.

8 So our concern would be: are you going to consider,  
 9 you know, the resilience of the fire and rescue service  
 10 as a whole across the UK and not just confine that to  
 11 London? I think there are issues. I mean, clearly  
 12 there were high-rise appliance issues; they had to use  
 13 the one from Surrey because the ones in London weren't  
 14 big enough. They used resources from Kent. Our control  
 15 became overwhelmed in London and they had to use other  
 16 controls to mop up the call. So I think that's a real  
 17 crucial area.

18 I guess as well, you know, the fire safety regime is  
 19 something that the Fire Brigades Union has warned  
 20 consistently about over a long period of time, so we  
 21 would like that to be looked at. I mean, there's going  
 22 to be people who have far greater knowledge of that area  
 23 of expertise than I have.

24 SIR MARTIN MOORE-BICK: When you say the fire safety regime,  
 25 can you explain what you have in mind?

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1 FROM THE FLOOR: Well, it's deregulation of the fire safety  
 2 industry. It's something that we've had great concern  
 3 about for a long time. I mean, in effect, you know, the  
 4 kind of like red tape challenge, getting rid of  
 5 bureaucracy. You know, we come at it from a completely  
 6 different area, and that is that bureaucracy, red tape,  
 7 i.e. safety regulations, protect people, they're there  
 8 for a reason, and there are huge concerns about that,  
 9 not just over cladding, but a whole range of other areas  
 10 of fire safety as well.

11 So I guess you get the thread of what I'm saying;  
 12 it's just about us making sure that the scope is wide  
 13 enough so that we can properly assess the risks that our  
 14 communities face.

15 SIR MARTIN MOORE-BICK: Thank you very much indeed. Yes.  
 16 Some useful suggestions.

17 Yes, the gentleman -- I don't know which of you were  
 18 first, but anyway, the gentleman in the middle first and  
 19 then we'll have this lady next.

20 FROM THE FLOOR: Hello. My name is Karl Robertson, I'm  
 21 a consultant. I had a certain amount of time to be able  
 22 to look at this already so some of the brief  
 23 conclusions, I've already entered a report.

24 SIR MARTIN MOORE-BICK: Thank you.

25 FROM THE FLOOR: So the brief conclusions are one thing I'm

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1 absolutely clear about is that the building regulations  
 2 are clear and have been clear for many years, that  
 3 buildings that are classed as high-rise, which is over  
 4 18 metres or seven floors, should absolutely be EN13501  
 5 class A2, which is limited combustibility. That's been  
 6 like that for many years.

7 Now, the concern, of course, is that the cladding --  
 8 the ACM, as everybody seems to be getting to know the  
 9 term now -- is a sandwich product. It's got two  
 10 aluminium surfaces on the inside and outside, and in the  
 11 core, the filler, as it's called in the regs, is,  
 12 I gather, polypropylene -- polyethylene, and that is  
 13 completely non-fire resistant. So it's not fire  
 14 resistant, which should be the next level up, and it's  
 15 definitely not limited combustible. So I think there is  
 16 a serious thing to look at there.

17 The other area to look into is foam insulation.  
 18 None of the foam insulations that I can see in my  
 19 investigation so far meet A2. You know, the highest you  
 20 get with foam insulation is fire class B. So that needs  
 21 to be looked into.

22 SIR MARTIN MOORE-BICK: So you would like us to look into  
 23 what was used and why was it used and if it wasn't  
 24 sufficiently flame-proof --

25 FROM THE FLOOR: Yes.

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1 SIR MARTIN MOORE-BICK: -- what should be done?

2 FROM THE FLOOR: Absolutely. Because from the information  
 3 I've looked into, they clearly weren't compliant with  
 4 the regs, and that clause has been in there for many  
 5 years.

6 So the next thing that I believe that needs to  
 7 be looked into is the planning application. There is  
 8 a big weakness in the planning application from what  
 9 I can see. You know, there's lots of checks about  
 10 environmental issues, about waste management, what sort  
 11 of uses the building would be put to, but the most  
 12 obvious thing that's missing is there's no check of risk  
 13 assessments or management of safety. So there  
 14 absolutely is no check gate to say: have you looked at  
 15 the safety aspects of the building that you are planning  
 16 for?

17 So really there's a critical point. That's  
 18 effectively a design review, the planning application,  
 19 and there's an opportunity to force the paperwork to be  
 20 present to show that an evaluation has been done.  
 21 Because that's not there, it's a loophole and that check  
 22 doesn't have to be done. So I think that's an area to  
 23 look into.

24 I suppose I want to touch on an historical thing,  
 25 really. There was a time when we used lots of

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1 combustible materials, lots of wood, and then we had  
 2 things like the fire of London, which, you know, we all  
 3 know the history of that, so I won't go into that. Then  
 4 we started moving to bricks, stone and concrete, and of  
 5 course fires reduced. Now, gradually, we're starting to  
 6 put more and more combustible materials into buildings,  
 7 and I think the way that we are doing that -- I mean,  
 8 we're starting to do it partially because of cost,  
 9 that's quite clear, there's a cost thing, and also  
 10 because there are advantages with certain materials;  
 11 they give very good thermal insulation properties. But  
 12 there are alternatives. You know, there are mineral  
 13 alternatives that give thermal insulation as well and  
 14 the mineral alternatives are limited combustible, or  
 15 even higher, A1. A1 is the highest.

16 So I think the use of these combustible materials,  
 17 foams is one example, needs to be looked into in detail.

18 Really, I think we need to be clear in our  
 19 regulations and our codes of practice that there is  
 20 a requirement, an absolute requirement, and there should  
 21 be some checkpoints within the regulations, to ensure  
 22 that people actually carry out a management of safety  
 23 and it's been seen that they do a management of safety  
 24 programme and they do risk assessments and they do  
 25 design reviews, because the purpose of all those three

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1 key documents, they enable checks along the way of the  
 2 design process and the final outcome. Without those,  
 3 mistakes get made.  
 4 I suppose in the round-up, Cullen Report. The  
 5 Cullen Report that reported on Piper Alpha. It's  
 6 a marvellous document and it isn't just for the oil  
 7 industry; it's applicable basically in design and  
 8 business operations generally, I think.

9 That's it. Thank you very much.

10 SIR MARTIN MOORE-BICK: Well, thank you very much indeed.

11 Now, the lady in the front here has been very  
 12 patient. I think she ought to go next.

13 FROM THE FLOOR: My name is Khatija Sacranie, I'm from  
 14 Grenfell Legal Support. We're assisting a lot of the  
 15 people on the ground.

16 It might be a comment more about optics rather than  
 17 anything else, but what we're hearing a lot of from  
 18 people on the ground is the composition of the inquiry  
 19 panel and the lack of diversity. It is an issue and  
 20 it's becoming more of an issue, and there's a concern  
 21 that no matter how equipped you all are as individuals  
 22 and how equipped in terms of your background you are to  
 23 look at the facts of the fire and the case, there's  
 24 a feeling on the ground that, without diversity and an  
 25 understanding of the diversity of the communities

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1 involved, it is going to be a whitewash, and a lot of  
 2 the concerns of the people on the ground won't be  
 3 affected. If we look at Macpherson Inquiry, that was  
 4 challenged and there was diversity brought into that.

5 Is that something that you are thinking about? Is  
 6 that something that you can build into taking your team  
 7 forward and potentially addressing that?

8 SIR MARTIN MOORE-BICK: If you are asking me a question,  
 9 I have an open mind at the moment about what assistance,  
 10 if any, I might need in reaching conclusions.

11 The purpose of this meeting is to help me understand  
 12 what questions you think the inquiry ought to be  
 13 addressing. Of course, the questions that the inquiry  
 14 has to address will to some extent influence the choice  
 15 of who should answer them.

16 Now, do you have any suggestions as to what the  
 17 inquiry should address?

18 FROM THE FLOOR: I think that you need to be perhaps looking  
 19 a step behind or a step back. Even the questions that  
 20 you address, there's a feeling on the ground that  
 21 regardless of how wide the inquiry is, unless you have  
 22 that first point taken care of, that there is diversity,  
 23 people's concern is that it actually just won't matter  
 24 how wide, from your perspective, the terms of reference  
 25 are.

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1 SIR MARTIN MOORE-BICK: All right. I've taken note of what  
 2 you've said. Thank you very much.

3 The gentleman had his hand up at the back next,  
 4 I think. Sorry, keep putting your hands up if I don't  
 5 come to you each time. Who has the microphone on this  
 6 side?

7 FROM THE FLOOR: Hello, I'm David Whyte, I'm professor of  
 8 socio-legal studies at the University of Liverpool.

9 I think I would like to echo the comments of the  
 10 last contributor in the sense that the spirit of the  
 11 inquiry, at least at the moment, seems to be to have  
 12 a very high level of consultation with the survivors and  
 13 the residents, and I'm assuming that the lead in terms  
 14 of how wide or narrow the terms of reference could be,  
 15 will be taken from those residents and survivors.  
 16 I think that's absolutely crucial, so I wanted to just  
 17 register my support for the last speaker.

18 I've got a number of specific points that I think  
 19 I'll be able to cover in two minutes, but I think the  
 20 issue is that the terms of the inquiry have to be very,  
 21 very broad, and that seems to be the sense of some of  
 22 the comments.

23 We haven't really spoken about the impact of public  
 24 sector cuts, and that's clearly an issue in the public  
 25 discussion everywhere across the political spectrum. So

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5 (Pages 17 to 20)

<p>1 to echo what the person from the Fire Brigades Union 2 said: look, we know -- I'm quoting a report from the 3 Financial Times, actually, so I don't know exactly the 4 integrity of this figure, but 25 per cent reduction in 5 fire audits in tower blocks over the past few years is 6 something that has to be a serious concern. Clearly 7 that's linked to cuts, which of course the Fire Service, 8 we have to recognise, have faced a 28 per cent cut in 9 the last five years. So that's the first key issue.</p> <p>10 Second key issue which was raised before this 11 bonfire of red tape -- not my words, by the way, 12 David Cameron's words, the bonfire of red tape -- which 13 has clearly led to a whole series of issues around 14 regulations, not just the regulations that exist on 15 paper but the lack of their enforcement. I think, you 16 know, even if we just think about what the Regulatory 17 Reform (Fire Safety) regulations mean in terms of some 18 of the things that weren't done, that opens up that 19 question about how complacent and perhaps reckless 20 a series of Government ministers have been about the 21 terms of regulation. The Hazards movement has perhaps 22 been the most vocal in this respect and has been saying 23 for years that the outcome of a bonfire of red tape 24 would be precisely the conditions that we saw at 25 Grenfell tower.</p> <p>Page 21</p>	<p>1 at Grenfell, we're probably talking about five tiers. 2 Costs are cut at every level of that supply chain. 3 We know that if we're thinking about the way in which 4 the market for cladding and the purchasing of cladding 5 happened. We already know that from anecdotal evidence. 6 But we have to think about wisdom of a system of 7 subcontracting which is based upon reducing costs at 8 every level and ensuring that, at every level of that 9 contract, there is a surplus made for the suppliers and 10 for the companies involved. This has to be part of the 11 inquiry. Of course, part of that subcontracting 12 involves the Kensington and Chelsea TMO, because of 13 course they are in effect the primary contractor in all 14 of this.</p> <p>15 My final point is we have to ask profound questions 16 in terms of the integrity and safety of our public 17 buildings, and of course some private buildings, but 18 especially there have been 36 hospitals built under 19 PFI schemes that have been exposed in a range of ways, 20 but some relating to the cladding, as posing an imminent 21 fire risk at the moment.</p> <p>22 There is a PFI economy which appears to be fuelling 23 the construction and refurbishment of buildings. I know 24 Grenfell tower wasn't refurbished under a PFI, but in 25 the aftermath we found out precisely the same conditions</p> <p>Page 23</p>
<p>1 What role have the political priorities of 2 gentrification played in all of this? It seems like 3 an abstract question. But it's a very real question 4 when you look at what building inspectors in Kensington 5 and Chelsea we doing in the years leading up. And they 6 weren't exactly inactive; they were involved in a whole 7 series of regulatory activities which were probably 8 focused on the concerns of gentrification, rather than 9 upholding the integrity of building safety.</p> <p>10 Now, it's a speculative point actually, but it's 11 based on some evidence that there were two campaigns 12 regulatory campaigns around building inspections in 13 Kensington and Chelsea which were focused on the 14 aesthetics of buildings. So there were a series of 15 prosecutions of contractors for hanging advertising on 16 the side of buildings when they shouldn't have been.</p> <p>17 There was also an initiative launched April last 18 year in Kensington and Chelsea around noise. I'm not 19 saying these things aren't important, but they tell us 20 something about the regulatory priorities of building 21 inspectors, and I think the inquiry will find that these 22 are linked to priorities of gentrification, rather than 23 residents' safety.</p> <p>24 In a different vein, and the inquiry already knows 25 the complexity of the contractor and subcontractor chain</p> <p>Page 22</p>	<p>1 in that subcontracting economy are exacerbated through 2 those PFI deals.</p> <p>3 I'm not suggesting that that is something that is at 4 the foremost of the inquiry's mind, but increasingly, 5 that is the issue of public interest that we face. How 6 do we organise public building projects in ways that 7 seem to ignore the public and prioritise profit?</p> <p>8 SIR MARTIN MOORE-BICK: All right. Thank you very much 9 indeed.</p> <p>10 Now, there were some hands over this side I think 11 I'd better go to. The gentleman at the front.</p> <p>12 FROM THE FLOOR: Thank you very much. Martin Conlon from 13 the Building Control Alliance. Certainly my interest is 14 clearly on the regulatory side of things and the 15 guidance that was given by Government.</p> <p>16 By their very nature, building regulations are 17 reactive, they react to situations, and I think the 18 difficulty is: how can we frame a regulatory framework 19 which takes account of how things move forward? New 20 materials are coming on the line all the time, new 21 methods of designing, new methods of construction and 22 contracting also have an input.</p> <p>23 Also I'd like to look at and address -- one of the 24 problems we tend to have is the education of people 25 within the contract chain. I agree with the last</p> <p>Page 24</p>

1 speaker with regards to economies. There seems to be a  
 2 focus on cutting costs and saving money, and a lot of  
 3 the time I find that if you go on site, certainly some  
 4 contractors don't understand the reason for fire  
 5 stopping and ignore it and find that it's difficult.  
 6 Sometimes the design is almost very difficult to achieve  
 7 on site, so buildability is an issue as well among that.  
 8 Again, as we are using -- modern materials are  
 9 coming on line all the time. Methods and satisfactory  
 10 methods of testing, are we keeping pace with what's  
 11 happening in technological change? I think that's  
 12 another aspect. Okay.  
 13 SIR MARTIN MOORE-BICK: Thank you very much indeed.  
 14 The lady in the second row here.  
 15 FROM THE FLOOR: Hello, everyone. I'm from the BME Lawyers  
 16 4 Grenfell. I just want to say thank you for accepting  
 17 our invite to come here, and we have written to you  
 18 already, Sir Martin Moore-Bick, just with regards to  
 19 inviting you to a seminar today at the BBC, but  
 20 I understand you're unable to make it.  
 21 Just picking up from Khatija's point, we're just  
 22 talking with regards to the diversity of the panel. We  
 23 are in no way discrediting the panel that have been  
 24 chosen; obviously they are very good at what they do.  
 25 SIR MARTIN MOORE-BICK: It's only me at the moment.

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1 FROM THE FLOOR: Oh, right, okay, I thought you had other  
 2 people that were chosen.  
 3 SIR MARTIN MOORE-BICK: No.  
 4 FROM THE FLOOR: Right, okay, that was a bit of  
 5 a misunderstanding then because I understand in the  
 6 press or I've seen other panel members that have been  
 7 chosen too? No?  
 8 SIR MARTIN MOORE-BICK: No. At the moment the Prime  
 9 Minister has appointed me to conduct the inquiry.  
 10 FROM THE FLOOR: Right, okay.  
 11 SIR MARTIN MOORE-BICK: It's not impossible that she or  
 12 I might suggest that some other people be added to the  
 13 panel, but I think that might depend to some extent on  
 14 the questions that have to be answered, and they will  
 15 arise out of the terms of reference when we get them  
 16 settled.  
 17 FROM THE FLOOR: Okay. Because what we would like to  
 18 suggest is an actual -- you know, we'd like to put  
 19 forward some names, if possible, of who we believe would  
 20 be appropriate as well, and if the panel -- if yourself  
 21 and the Prime Minister could look into that as well,  
 22 that would be fantastic.  
 23 We understand that it's great that you've actually  
 24 gone down to Grenfell Tower and we welcome that you've  
 25 actually extended the consultation to 4 August, that's

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1 brilliant, but yes, if you could look into the  
 2 diversity, that would be great.  
 3 SIR MARTIN MOORE-BICK: You send us your suggestions; we'll  
 4 at them. Thanks very much.  
 5 A gentleman who had his hand up several times in the  
 6 third row.  
 7 FROM THE FLOOR: Hello, my name is Martin Hardwick from  
 8 Engineered Panels in Construction. Again, thank you for  
 9 allowing me to attend today. We have submitted our  
 10 thoughts to you already, but again, we just wanted to  
 11 reiterate a few important points if we could, please.  
 12 Basically the initial BRE testing that was referred  
 13 to previously we feel was a little hasty because it was  
 14 effectively just examining the core element of the  
 15 product, rather than the whole product. It was again,  
 16 by the gentleman to my left, referred to as a pass or  
 17 fail this morning. It wasn't ever a pass or fail test;  
 18 it's a classification determination test. So it was  
 19 incorrect for whoever suggested it was a pass or fail to  
 20 put that out to the wider media and politicians as being  
 21 such.  
 22 We do welcome the wider large-scale testing that's  
 23 now underway, and that's more appropriate as it will  
 24 examine the product, rather than just the core of  
 25 a product.

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1 In terms of the wider scale testing, though, we  
 2 would like it, if possible, to include the actual  
 3 materials and built-up system at Grenfell Tower. There  
 4 should be sufficient material left intact at the lower  
 5 levels to enable a sort of forensic examination of that  
 6 and compare that to large-scale testing that's going to  
 7 be under way at the BRE. If they could literally either  
 8 dismantle it and take it for tests or forensically  
 9 examine it, because what we need to examine is whether  
 10 a perfectly installed system and product performs in the  
 11 same way as the as constructed product to examine if  
 12 there are any construction failures, rather than just  
 13 examining the product itself.  
 14 What we could also suggest, if possible, is that we  
 15 examine the same or similar -- or buildings, sorry, that  
 16 have the same or similar materials that were subject to  
 17 a fire, to a real fire, but didn't have the same  
 18 outcome, and examine as to the materials in place at  
 19 that time but also the wider building design, to examine  
 20 why a building with the same or similar materials acted  
 21 in one manner but didn't in a secondary situation.  
 22 SIR MARTIN MOORE-BICK: Yes. Well, that's very helpful, and  
 23 it's fair to say that an examination of other buildings  
 24 which suffered in some cases very serious fires but  
 25 without the same disastrous outcome is something we have

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7 (Pages 25 to 28)

<p>1 already got in mind. I think -- you may know the answer</p> <p>2 to this -- there have been some very serious fires</p> <p>3 abroad in the Middle East and perhaps in America which</p> <p>4 might repay consideration.</p> <p>5 FROM THE FLOOR: Yes, I can't deny that.</p> <p>6 What I would say also is I think the gentleman</p> <p>7 behind me mentioned panels on hospitals as well,</p> <p>8 et cetera. What I would add to my earlier comments is</p> <p>9 that it would appear that there's a bit of</p> <p>10 misinformation in terms of cladding and insulated</p> <p>11 panels. It may just be due to a lack of technical</p> <p>12 knowledge. Obviously myself and my colleague at the</p> <p>13 side are experts in that field and would be happy to</p> <p>14 provide technical terminology to differentiate between</p> <p>15 cladding and insulated panels because they are two</p> <p>16 completely different products, and what we're in danger</p> <p>17 of doing here is examining one single product that is as</p> <p>18 yet not proven to be at fault, but it's under</p> <p>19 examination, clearly, but it doesn't mean that every</p> <p>20 product in a similar range is of the same manufacture or</p> <p>21 type.</p> <p>22 SIR MARTIN MOORE-BICK: Well, thank you very much indeed.</p> <p>23 Someone at the back has had his hand up several</p> <p>24 times, so I will go to him next.</p> <p>25 FROM THE FLOOR: Thank you. Good morning. Barry Turner</p> <p>Page 29</p>	<p>1 that somebody else might have actually done that</p> <p>2 particular part of the job.</p> <p>3 Thank you.</p> <p>4 SIR MARTIN MOORE-BICK: Thank you very much indeed.</p> <p>5 Another gentleman over there and then we'll come</p> <p>6 back to this side of the house.</p> <p>7 FROM THE FLOOR: Thank you. John Stewart, the Residential</p> <p>8 Landlords Association. It is partly to echo the points</p> <p>9 made by Mr Turner there. You get complex relationships</p> <p>10 now within these tower blocks. You'll have an owner or</p> <p>11 a freeholder, a building management company,</p> <p>12 owner/occupiers, people letting directly from the owner,</p> <p>13 private lets and subletting within that.</p> <p>14 You also have the balance between the regulations,</p> <p>15 the housing health and safety rating system, the fire</p> <p>16 safety regulations and building regulations all</p> <p>17 interacting, and then the different enforcing</p> <p>18 authorities, which I think is what Mr Turner is getting</p> <p>19 at, where some were enforced by the Local Authority,</p> <p>20 some were enforced by the fire and rescue serve. So</p> <p>21 there are a lot of very complex relationships in there,</p> <p>22 and from our members' point of view it would be helpful</p> <p>23 if the inquiry could look at those relationships and</p> <p>24 bring some clarity and simplification to the range of</p> <p>25 regulations and the range of relationships and</p> <p>Page 31</p>
<p>1 from LABC, an organisation which represents Local</p> <p>2 Authority building control. My expertise is within</p> <p>3 building regulations and the application of those</p> <p>4 regulations.</p> <p>5 I would like the inquiry to confirm or be aware of</p> <p>6 the difference particularly between planning and</p> <p>7 building regulations. There seems to have been some</p> <p>8 confusion on that from the floor already this morning as</p> <p>9 to who does what, and quite often everything is referred</p> <p>10 to as "planning" when in actual fact it isn't; planning</p> <p>11 is what it looks like, not necessarily how it performs.</p> <p>12 There's also a lot of calls -- and quite rightly --</p> <p>13 to review regulation, and when we are mentioning</p> <p>14 regulation everybody refers to Approved Document B.</p> <p>15 I would like it to be clarified that Approved Document B</p> <p>16 is not the regulation; it is a recommendation on how you</p> <p>17 might satisfy the requirements of the regulations.</p> <p>18 Lastly, with all the regulation that we have in</p> <p>19 place, I would like the inquiry to be aware of the</p> <p>20 interaction or lack of between the various regulations</p> <p>21 and the regulatory bodies, because quite often things</p> <p>22 fall in the gaps in between and that is something that</p> <p>23 I am very conscious of and very aware of, and when you</p> <p>24 concentrate on one particular regulation or one</p> <p>25 particular regulatory body, it's very easy to forget</p> <p>Page 30</p>	<p>1 responsibilities within there, so that our members can</p> <p>2 have comfort that they are doing their best to ensure</p> <p>3 the safety of their tenants and therefore fulfilling</p> <p>4 their obligations.</p> <p>5 I would echo the points mentioned earlier about</p> <p>6 enforcement capacity within the public sector.</p> <p>7 Regulations are completely useless if they cannot be</p> <p>8 enforced effectively. That is an issue, given the cuts</p> <p>9 in capacity.</p> <p>10 Thank you.</p> <p>11 SIR MARTIN MOORE-BICK: Thank you very much.</p> <p>12 Now, there were hands up over here. Yes, the lady</p> <p>13 in the middle.</p> <p>14 FROM THE FLOOR: Thank you. Emma Dent Coad, MP for</p> <p>15 Kensington.</p> <p>16 We're clearly blessed with experts today, if that's</p> <p>17 the right word, technical experts. I absolutely support</p> <p>18 the comments about diversity, we're looking at the</p> <p>19 community affected, and the other matters brought up by</p> <p>20 David White, which I think are extremely important.</p> <p>21 I want to put the human back into this, and I'm</p> <p>22 looking at the letter that the leader of the opposition</p> <p>23 sent to the Prime Minister, which I think you've</p> <p>24 received, and I want to support two specific issues</p> <p>25 here.</p> <p>Page 32</p>



<p>1 One of them is we're asking that we should focus on, 2 among other things, the soundness or otherwise of the 3 advice given to residents during the fire, and I am 4 wondering if any consideration at all has been made to 5 the many, many people who were on the phone to their 6 friends in the fire, who were actually being given 7 minute-by-minute comments about what was happening. I'm 8 thinking of one particular woman who lives half a mile 9 away and isn't in the immediate area who is completely 10 traumatised as she heard her friend die. I think she 11 would obviously -- she was giving a relay of exactly 12 what was going on, "They're coming in, they're not 13 coming in, they're banging on the door, they're saying 14 come back in a minute, they're saying stay in your 15 flat", and all of this. That kind of thing would be 16 very helpful, not criticising the fire brigade at all --</p> <p>17 SIR MARTIN MOORE-BICK: I'm sorry to interrupt you, but it 18 might help you if I said at this stage that it seems to 19 me that evidence from people who were involved in the 20 fire or who observed the fire is going to be of 21 fundamental importance, and we are doing our best to 22 encourage anyone who was living in the tower or living 23 in the blocks surrounding the tower who saw the fire, 24 maybe filmed it on their phones or whatever, to give us 25 their evidence. If you can encourage them to come</p> <p>Page 33</p>	<p>1 One of the questions that you asked the lady there 2 from Grenfell Legal Support was: what questions do you 3 have that may justify an expansion of the expertise you 4 have on the panel? And you will be obviously hearing in 5 the meetings coming up directly from people affected, 6 and so in many respects I will let them speak for 7 themselves. But what I would say is that from many -- 8 in fact, uniformly, everyone I've spoken to, all the 9 technical issues that you're looking at are under-girded 10 by decisions, and those decisions, many of them will 11 say, come out of issues of gentrification. All the 12 investment decisions, all the savings decisions -- 13 obviously this was one of the richest boroughs in the 14 country, but as you will probably know, the area around 15 Grenfell Estate itself is one of the poorest areas in 16 London. This was a building where a huge amount of 17 money was being spent on making it look attractive, but 18 at the same time there were naked gas pipes in that 19 building which created a fire risk.</p> <p>20 There's really significant issues of discrimination 21 and attitudes towards social housing that many of these 22 people feel were involved in the investment, the 23 maintenance and also the response to this disaster, and 24 they would feel that it's very important for the inquiry 25 to consider that. And obviously they very much hope</p> <p>Page 35</p>
<p>1 forward and make statements and tell us what they 2 experienced, I think that's going to be enormously 3 helpful.</p> <p>4 FROM THE FLOOR: Absolutely. What I was saying in addition 5 to those obvious people, there were some people who were 6 on the phone to their friends and had, you know, ear 7 witness, if you like, experience of it.</p> <p>8 SIR MARTIN MOORE-BICK: Yes.</p> <p>9 FROM THE FLOOR: And who incidentally aren't getting any 10 support and who may need persuasion, but I will try to 11 persuade her to come forward.</p> <p>12 The other issue that was in the letter was to review 13 the support and advice given to those affected after the 14 incident and how effectively it was administered.</p> <p>15 That's actually in the past tense; it's still utter 16 chaos out there every day and I'm spending 17 three-quarters of my life dealing with the utter chaos 18 at the council, I'm afraid, so it's not a past tense 19 issue.</p> <p>20 SIR MARTIN MOORE-BICK: Thank you very much.</p> <p>21 The gentleman at the front.</p> <p>22 FROM THE FLOOR: Hello. Thank you very much. My name is 23 Jules Carey, I'm from Bindmans and I represent a number 24 of individuals and I've also assisted a number of 25 organisations since 15 June.</p> <p>Page 34</p>	<p>1 that obviously you've got a lot of technical expertise 2 there with criminal defence and complex civil 3 litigation, and I think many people would think in 4 a humanitarian disaster like this, they would very much 5 hope that the sort of expertise that you would get out 6 of possibly even human rights lawyers or lawyers who 7 would be expert in issues concerning discrimination that 8 they would feel inform those decisions, and if not 9 perhaps QCs or people involved in that sort of 10 expertise, and obviously as a part of panel of 11 assessors, much like the Macpherson Inquiry, having 12 people from the community who are recognised as leaders 13 perhaps in that community or leaders on this issue, they 14 would think be very helpful.</p> <p>15 If I could just make one more point about evidence. 16 Obviously you mentioned that it would be very important 17 for the individuals affected to put forward the evidence 18 that they gathered/preserved on that evening. I've been 19 at many meetings over the last five weeks where they've 20 been told exactly that. But at the same time, they are 21 extremely distressed to find that there hasn't been 22 a single arrest, nobody has been questioned under 23 caution, and so far those people who should in their 24 view be treated as suspects are currently being treated 25 as witnesses and invited to preserve evidence.</p> <p>Page 36</p>

<p>1 The consequence of that for both any potential 2 criminal prosecution but also the public inquiry are 3 causing them very great concern, because obviously if 4 the evidence isn't there then your ability to find facts 5 and get to the truth is going to be significantly 6 hampered.</p> <p>7 One final point on that is your invitation to 8 consult also asks individuals how they would hope the 9 evidence will be dealt with in the inquiry. Across the 10 board there is a real desire for individuals to be able 11 to have the opportunity to ask questions themselves, 12 obviously maybe through legal representatives, but their 13 hope is that the questions will not be restricted to 14 only coming through counsel to the inquiry or yourself, 15 that they would have a real opportunity to participate 16 in the inquiry.</p> <p>17 Obviously that's a management issue for you at the 18 inquiry, but you will hear people over the next 19 consultation saying that they want to play a part. 20 They're grateful for the consultation, but if their only 21 involvement is setting the terms of reference and not 22 being able to cross-examine any of the witnesses in the 23 inquiry, they will find that extremely alienating and 24 frustrating.</p> <p>25 SIR MARTIN MOORE-BICK: All right. Well, thank you very</p> <p style="text-align: center;">Page 37</p>	<p>1 two points now which I'd like you to bear in mind as you 2 are considering the terms of reference.</p> <p>3 One is looking at the emergency planning and 4 response arrangements, and I think you alluded to that 5 earlier on, in terms of the statutory duties that are 6 imposed upon the responders, the category 1 responders 7 as they are known, under the Civil Contingencies Act, 8 which is our framework for planning for and responding 9 to emergencies in the UK since 2004. It's not been 10 tested or evaluated; it came out too soon to be 11 evaluated under the 7/7 bombings in 2005. But there is 12 a wealth of information out there, a wealth of statutory 13 guidance, documents, and the response needs to be 14 evaluated against that guidance.</p> <p>15 One of the requirements is for the authorities -- 16 I use that in the widest sense -- to plan, to exercise 17 and to train, because if you don't do those functions, 18 your response on the day and subsequently is likely to 19 be pretty awful. Obviously the inquiry will identify to 20 what extent that was.</p> <p>21 Now, we have a major exercise or had a major 22 exercise in London 15 months before called Exercise 23 Unified Response. You may be aware of it. It was much 24 heralded at the time, it was hosted by the London Fire 25 Brigade with significant European Union funding. Large</p> <p style="text-align: center;">Page 39</p>
<p>1 much. As I've already said, we do want to preserve all 2 the contemporaneous evidence because it's going to give 3 us the best picture or part of the best picture we can 4 of what actually happened.</p> <p>5 How we actually take evidence in the course of 6 hearings is something I'll have to give consideration to 7 at a later stage. It may depend who the witnesses are 8 and, in particular, whether local people are legally 9 represented, because that will introduce a different 10 aspect of things. But I'm always open to hear what 11 people want to say about how these things should be 12 done.</p> <p>13 This gentleman at the front has been waiting a long 14 time to have his say, so could he have the microphone, 15 please.</p> <p>16 FROM THE FLOOR: Thank you, panel members. My name is Tony 17 Thompson. I'm here as chair of the Emergency Planning 18 Society. The Emergency Planning Society is 19 a professional body for those involved in emergency 20 preparedness, response and recovery, and we have members 21 drawn from across all the organisations, both from the 22 public, private and voluntary sector that were involved 23 in the response to the inquiry.</p> <p>24 I will be submitting written evidence to you before 25 your due deadline date, so I just wanted to highlight</p> <p style="text-align: center;">Page 38</p>	<p>1 numbers of recommendations were made, and ironically it 2 involved the collapse of a tower block in central London 3 with fatalities in excess of 70.</p> <p>4 Certainly the recommendations that we ought to be 5 looking at, and which brings me on to my second point 6 I want to make, is about the humanitarian aspects, the 7 support for those that were involved, immediately 8 afterwards and, as we heard from the local member of 9 Parliament, that continues to pose a problem.</p> <p>10 There's been a lot of work, not just in London, 11 around the country, about planning for events like this. 12 The Government issued in October last year new guidance, 13 revised guidance, on dealing with the human aspects of 14 emergencies. The information is out there and the 15 question I would want you to look at is why it wasn't 16 implemented satisfactorily.</p> <p>17 It's a real issue. Lots of the members concerned 18 have identified, particularly at Local Authority level, 19 their inability to produce plans, effectively work in 20 a multi-agency environment because of some estimated 21 40 per cent cuts in the emergency planning capability 22 around the country. I will ask for that to be looked at 23 in terms of how the Local Authorities or the local 24 responders dealt with the emergency response on the day 25 and subsequently.</p> <p style="text-align: center;">Page 40</p>

<p>1 Thank you very much.</p> <p>2 SIR MARTIN MOORE-BICK: Thank you very much.</p> <p>3 Yes, the lady next to the microphone.</p> <p>4 FROM THE FLOOR: Hi, my name is Vicky Cooper, I'm lecturer</p> <p>5 in social policy at the Open University. Just to echo</p> <p>6 some of the points made about levels of stigma regarding</p> <p>7 tenants and social housing, gentrification and</p> <p>8 discrimination, et cetera.</p> <p>9 Given the chaos that ensued in the immediate</p> <p>10 aftermath of Grenfell, I wonder if the inquiry would</p> <p>11 also take into account the necessity of real significant</p> <p>12 proper housing options to tenants who are victims of</p> <p>13 such events so that they are properly accommodated</p> <p>14 permanently within the community.</p> <p>15 Obviously in the aftermath of Grenfell we saw all</p> <p>16 sorts of chaos, people sleeping in halls, people sent to</p> <p>17 temporary accommodation, sent to hotels, et cetera, and</p> <p>18 that really introduces secondary forms of victimisation</p> <p>19 and really extends the psychological harm when you split</p> <p>20 up communities, when you split up families, et cetera,</p> <p>21 from their key support networks within their original</p> <p>22 communities where they are from.</p> <p>23 Now, as part of that, given the housing crisis that</p> <p>24 we're experiencing in London, it's not simply enough to</p> <p>25 say that Local Authorities need to have those</p> <p style="text-align: center;">Page 41</p>	<p>1 who would like to say something.</p> <p>2 FROM THE FLOOR: My name is Louise Christian. I was the</p> <p>3 solicitor acting for the bereaved families in the</p> <p>4 Lakanal House inquest. I'm here on my own behalf, not</p> <p>5 on anybody else's because I'm so concerned that it's</p> <p>6 happened again, and Lakanal House was very traumatic.</p> <p>7 It happened in July 2009, and at the time the</p> <p>8 Government of the day promised a public inquiry. But</p> <p>9 that public inquiry didn't happen, and the reason for</p> <p>10 that was that there was a criminal investigation which</p> <p>11 lasted three and a half years. It got downgraded to an</p> <p>12 inquest, and the inquest was in January 2013. Because</p> <p>13 it was an inquest, it didn't look at the wider issues.</p> <p>14 The Tenants Association which applied to be represented</p> <p>15 at the inquest was refused, and therefore I think</p> <p>16 I really want to emphasise the importance that this</p> <p>17 inquiry does do what a public inquiry can do, which is</p> <p>18 to look at the much wider issues.</p> <p>19 So the first thing wanted to say was that in the</p> <p>20 consultation document you talk about an interim report.</p> <p>21 SIR MARTIN MOORE-BICK: Yes.</p> <p>22 FROM THE FLOOR: I would counsel against anything called</p> <p>23 "interim" and I don't understand why there needs to be</p> <p>24 an interim report. The particular example that I would</p> <p>25 like to draw your attention to, because Lakanal House</p> <p style="text-align: center;">Page 43</p>
<p>1 contingency and real housing options in place; those</p> <p>2 local authorities actually need money, they need</p> <p>3 resource as well. Obviously Kensington and Chelsea is</p> <p>4 an exception because we know that they've got resource</p> <p>5 and we know that they've got money, but if a case like</p> <p>6 this happens in a deprived -- in a Local Authority where</p> <p>7 there isn't sufficient funds or resource to offer proper</p> <p>8 housing options, what resource and legal guidance will</p> <p>9 be offered from central government to those local</p> <p>10 authorities to make sure that, in the height of public</p> <p>11 sector cuts, they actually do have the money to house</p> <p>12 individuals who are affected by such events?</p> <p>13 Housing is the key significant factor here that --</p> <p>14 obviously the fire regulations are really important, but</p> <p>15 it's actually also the housing and proper housing</p> <p>16 solutions that are available to those communities</p> <p>17 affected by this. We've seen a number of buildings that</p> <p>18 have similar harmful cladding in London and also outside</p> <p>19 of London, and it's really important that those Local</p> <p>20 Authorities have the proper housing options so that</p> <p>21 families can be housed within the community, not outside</p> <p>22 those communities.</p> <p>23 SIR MARTIN MOORE-BICK: All right. Well, thank you very</p> <p>24 much. We'll certainly consider what you've suggested.</p> <p>25 There's a lady in the front here or near the front</p> <p style="text-align: center;">Page 42</p>	<p>1 isn't the only disaster case I've done, I was involved</p> <p>2 in numerous inquiries into rail crashes when there were</p> <p>3 rail crashes happening one after the other. In</p> <p>4 particular, a few weeks into the public inquiry into the</p> <p>5 Southall rail crash which happened in -- the public</p> <p>6 inquiry was in 1999 but the crash had been in 1997.</p> <p>7 Again, there was a two-year delay because of the</p> <p>8 criminal investigation.</p> <p>9 The Ladbroke Grove crash happened only a few weeks</p> <p>10 into that public inquiry and 31 people died. There was</p> <p>11 then such outrage that a second crash had happened for</p> <p>12 the same reasons that the Government of the day decided</p> <p>13 there should be no delay because of a criminal</p> <p>14 investigation. The Ladbroke Grove public inquiry</p> <p>15 actually opened two months after that crash and was</p> <p>16 completed within a year. There were three parts to the</p> <p>17 inquiry, so the initial part, which was the longest,</p> <p>18 looked at what had happened, but there were two further</p> <p>19 parts which looked at wider issues. It was announced</p> <p>20 there would not be a criminal investigation until</p> <p>21 afterwards.</p> <p>22 Now, I want to ask about this criminal investigation</p> <p>23 thing, because I'm one of those people who would like to</p> <p>24 see criminal investigations being effective, but I'm</p> <p>25 also aware through long experience that there has never</p> <p style="text-align: center;">Page 44</p>

1 been a successful corporate manslaughter prosecution  
 2 over a major disaster. This unfortunately is not like  
 3 Hillsborough, where you've got potential individual  
 4 responsibility; it is likely to be a matter of corporate  
 5 responsibility and all the complications that that  
 6 brings.  
 7 So I would also like to raise the question of what's  
 8 going to happen if witnesses refuse to answer questions  
 9 in your inquiry, because that was an issue in Ladbroke  
 10 Grove. In the end, what happened was that Lord Cullen  
 11 gave an indemnity to witnesses that said in respect of  
 12 the evidence they gave to the inquiry only there would  
 13 be no criminal liability, but in relation to all other  
 14 evidence that that was not the case. That did cause  
 15 great unhappiness among my clients at the time, who were  
 16 similarly anxious for criminal prosecutions, but in fact  
 17 there was quite a long criminal investigation after  
 18 Ladbroke Grove which lasted I think a year and a half,  
 19 and there were lots of meetings with my clients in which  
 20 the police assured them that the guarantees given hadn't  
 21 impacted. That criminal investigation was dropped when  
 22 the prosecution over Hatfield, which you may remember  
 23 was a corporate manslaughter prosecution, was brought  
 24 over Hatfield and it was stopped in the court.  
 25 Anyway, I just wanted to raise that as an issue.

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1 But what I would like to say is because Ladbroke Grove  
 2 was a final report in all three parts before the  
 3 criminal investigation, I would suggest not using the  
 4 word "interim". That's the first thing.  
 5 Secondly, I think your inquiry should be in two  
 6 parts. The first part should look at all the issues  
 7 that you yourself have outlined about what happened,  
 8 what companies were involved, what compromise,  
 9 compartmentalisation. You know, the cladding is  
 10 obviously an issue, but I do wonder whether there were  
 11 internal things that compromised compartmentalisation,  
 12 and so on.  
 13 It should, you know, really get to the bottom of all  
 14 that, or should also look at the issue of equipment  
 15 available to the fire service, ALPs, should look at the  
 16 issue of sprinklers and so on, and look at all those  
 17 immediate issues, just as we did at Lakanal House.  
 18 But I think the second part of the inquiry will be  
 19 really important, and that needs to look at the system  
 20 of regulation generally. It needs to look at  
 21 accountability and it needs to look at the response from  
 22 Kensington and Chelsea. And it does need to look at the  
 23 issues about discrimination that have been outlined and  
 24 whether the regulations system has become so ineffective  
 25 because there is discrimination. So I think that it

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1 does need to address all those issues.  
 2 I would support those who have said that you should  
 3 consider appointing wing members or a panel that would  
 4 help command the confidence of the community. I think  
 5 independent people, not community leaders from the area,  
 6 but independent people who could command confidence,  
 7 I think that would be of assistance to your inquiry and  
 8 it was, I think, of great assistance to the Macpherson  
 9 Inquiry.  
 10 But I do think that the inquiry into systems should  
 11 go really quite wide, and you will need to have  
 12 representation from a wider group of people than you  
 13 would have just into an inquiry in what happened,  
 14 including tenants groups. And the issue of why the  
 15 complaints from people in the block were not listened  
 16 to, and also the issue about management of the block,  
 17 should it have been able to be siphoned off to this  
 18 tenants management group which appears to have been  
 19 ineffective? I think all those things.  
 20 And also, I just want to say: fire safety risk  
 21 assessments, why are they so ineffective? Why are they  
 22 not working? That is a really, really big question.  
 23 Thank you.  
 24 SIR MARTIN MOORE-BICK: Well, thank you very much. A lot of  
 25 points there and a lot of food for thought and I'm glad

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1 we've got it on a transcript.  
 2 Can I just explain one thing? The notion of having  
 3 an interim report was not mine; it came from the  
 4 Government, who set up the inquiry. I think the concern  
 5 is that if we can identify exactly what happened, almost  
 6 in physical terms, that may or may not be too difficult  
 7 to do and certainly should be easier to do in  
 8 a relatively short period than answering the more  
 9 difficult question, which is why we got to that  
 10 situation in the first place.  
 11 I think the Government is very concerned to identify  
 12 what happened because when we know that, we may be able  
 13 to make some recommendations of a kind that would stop  
 14 it happening again. I don't say we could make  
 15 recommendations across the board in relation to things  
 16 like the review of building regulations or fire safety  
 17 or whatever, but we might be able to put our finger on  
 18 some really important defects that could be rectified  
 19 and I think that's really why it is thought that we need  
 20 to get to the bottom of the "what happened" question  
 21 quickly and see where it leads. But we'll see how we  
 22 go.  
 23 Yes, someone in the front here had his hand up.  
 24 FROM THE FLOOR: Thank you for the opportunity.  
 25 My name is John Nolan, I'm chairman of the

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12 (Pages 45 to 48)

<p>1 Construction Industry Council. We represent 32 of the 2 professional bodies in the built environment, which is 3 of the order of 500 professionals. All those 4 professional institutions, they are mostly trusts and, 5 as a consequence, their articles of association are 6 about the public good. So we don't represent trade 7 bodies and so we hope that we can offer a very 8 independent advice.</p> <p>9 The reason I put my hand up when I did was because 10 what we are trying to do is to sort out the why for you. 11 Immediately after the fire we set up a meeting of the 12 heads of all of our institutions. We had a meeting -- 13 well, we had two meetings. The second one had 50 people 14 in it. There was a unanimous agreement across 32 15 professional bodies that we should put together 16 a cross-discipline team to examine the why.</p> <p>17 We believe there's been a systemic failure in the 18 built environment procurement system, which effectively 19 runs right from regulation, procurement all the way 20 through to facilities management, and as somebody said 21 earlier on, the connectivity within.</p> <p>22 So we started off with a large meeting. We've 23 organised a chairman. The chairman is the former leader 24 of the largest housing association in the country. From 25 that we have decided on ten areas that we're addressing,</p> <p style="text-align: center;">Page 49</p>	<p>1 we don't follow the route that the media has already 2 gone down and said that they know what caused it and 3 what the results were. It would be a great disservice 4 to all of those who have been affected by this to make 5 changes to rules and regulations on an assumption that 6 is not based on what actually went wrong. We may miss 7 the real cause of this, and I think that all of us in 8 the construction industry are very keen that we do find 9 out exactly what went wrong.</p> <p>10 Happily it's a very rare occurrence, something like 11 this, and there are plenty of buildings that are built 12 and used and materials that are perfectly safe, and 13 I would just like to say something about material 14 manufacturers, who are very credible organisations, 15 they've been providing these sorts of materials for more 16 than 50 years, and there are plenty of buildings around 17 the world that have used these materials to very 18 beneficial results.</p> <p>19 A number of people have made assumptions, even this 20 morning, about what they think the cause was, and there 21 is a confusion between combustible materials and 22 inflammable materials. There are plenty of combustible 23 materials that are used in construction and they will 24 continue to be used in construction. Just look around 25 this building here; there's quite a lot of material here</p> <p style="text-align: center;">Page 51</p>
<p>1 and within those areas we're about to have within the 2 next couple of weeks a series of large-scale discussions 3 where we can establish what should be addressed.</p> <p>4 From that, we are then going to put, we think, ten 5 panels together, and we hope these panels will be able 6 to report to you very quickly.</p> <p>7 SIR MARTIN MOORE-BICK: Thank you very much indeed. We look 8 forward to receiving anything you can submit to us. 9 Thank you.</p> <p>10 There were some hands over here. Yes, gentleman in 11 the fourth row, I think it is, or third row. Yes.</p> <p>12 RESPONDENT: Good morning. Thank you my name is 13 Simon Storer, I'm the chief executive of BRUFMA, which 14 is the trade association which represents the insulation 15 manufacturers.</p> <p>16 We very much welcome the inquiry and I also welcome 17 your initial comments that said that we need to get to 18 the facts of what went wrong here. Clearly something 19 went seriously wrong and it's in all of our interests 20 that we get to the very bottom, and that the 21 recommendations that you make come from the evidence 22 that you find, and I think that is enormously important.</p> <p>23 There are already a lot of assumptions being made as 24 to what the cause was and what the cause of the spread 25 of the fire was, and I think we need to be careful that</p> <p style="text-align: center;">Page 50</p>	<p>1 that are inflammable and combustible. They in 2 themselves should not be condemned and the materials 3 manufacturers do produce new materials all the time to 4 meet the demands of an ever-growing built environment.</p> <p>5 Those buildings and those materials go through 6 rigorous testing and accreditation, both at European 7 level and at a national level, and the guidance that is 8 provided with those materials from the manufacturers is 9 very stringent and very obvious, and therefore they must 10 be used in certain ways to make sure that they meet all 11 the requirements. I think it would be very wrong to 12 condemn vast amounts of materials at this stage without 13 finding out what the cause was in this particular 14 incident.</p> <p>15 Therefore, some of the assumptions of confusion 16 between -- I say between inflammable and combustible, 17 have led to a lot of hares running in the press that 18 have condemned buildings that really should not be 19 condemned, that are perfectly safe. The construction 20 industry is an enormous industry in this country. It is 21 a very credible and responsible sector and we all want 22 to get to the bottom, because this is a highly unusual 23 situation that doesn't occur regularly, thank God, and 24 as I say, we owe it to everybody to make sure that we do 25 find the evidence and that we therefore base the</p> <p style="text-align: center;">Page 52</p>

<p>1 recommendations and the changes on what actually went</p> <p>2 wrong, and not on what people think they have observed</p> <p>3 went wrong.</p> <p>4 SIR MARTIN MOORE-BICK: Thank you very much.</p> <p>5 Now, a gentleman on the left here, then I'll come</p> <p>6 back to you later.</p> <p>7 FROM THE FLOOR: Thank you. My name is Niall Rowan. I'm</p> <p>8 chief operations officer for the Association of</p> <p>9 Specialist Fire Protection. That's manufacturers of</p> <p>10 passive fire protection products, such as doors and fire</p> <p>11 stopping and structural protection to steel, et cetera.</p> <p>12 My contribution comes just after the BRUFMA</p> <p>13 contribution, so it could be quite interesting.</p> <p>14 The ASFP is concerned that all the cladding that has</p> <p>15 so far been taken from buildings has not satisfied the</p> <p>16 Government screening regime. Think about whether that's</p> <p>17 allowed or not is another matter. However, the</p> <p>18 association recognises that at this stage the</p> <p>19 requirement for such cladding to meet A2 has not been</p> <p>20 clear to all stakeholders. There are some stakeholders</p> <p>21 who are still saying now you don't need to meet this</p> <p>22 requirement A2. That's the first point, which is in</p> <p>23 relation to the revision of the building regulations.</p> <p>24 The second point is that the use of desktop studies</p> <p>25 means that, as a result, many of the install systems</p> <p style="text-align: center;">Page 53</p>	<p>1 you've got the floor.</p> <p>2 FROM THE FLOOR: My name is Colin Mitchell. I represent</p> <p>3 a company called Safety Cases Limited. One thing you</p> <p>4 might wish to look at in your inquiry is as to whether</p> <p>5 there is some fundamental conflict within the role of</p> <p>6 the Local Authority as (1) a social housing provider and</p> <p>7 (2) as an enforcer of building regulations. Is there an</p> <p>8 inherent conflict there?</p> <p>9 Somebody referred to Lord Cullen's inquiry into the</p> <p>10 Piper Alpha, and that conflict was very evident in the</p> <p>11 case of the Department of Energy at that time as the</p> <p>12 Government body responsible for getting the oil out of</p> <p>13 the ground and the Government department responsible for</p> <p>14 safety. I think it would be worthwhile to look at that</p> <p>15 issue.</p> <p>16 Thank you.</p> <p>17 SIR MARTIN MOORE-BICK: I can see the force of what you are</p> <p>18 saying.</p> <p>19 This time the gentleman sitting next to, I think,</p> <p>20 Ms Christian. No, forward. That's it.</p> <p>21 FROM THE FLOOR: Hi, I'm Dr Michael Korzinski, I'm a trauma</p> <p>22 and psychosocial expert and I've been working with</p> <p>23 trauma survivors for the past 25 years, more recently in</p> <p>24 post-conflict and conflict parts of the world.</p> <p>25 I appreciate there is someone on the panel who is</p> <p style="text-align: center;">Page 55</p>
<p>1 have not met this requirement for A2.</p> <p>2 Now, this shows a disconnect between what is</p> <p>3 designed, supplied and approved and the Government's</p> <p>4 expectations of the fire performance of the cladding.</p> <p>5 So we think the public inquiry needs to investigate why</p> <p>6 this is and examine the processes used to justify this</p> <p>7 system and investigate why products supplied do not meet</p> <p>8 the expected performance. If there are third-party</p> <p>9 documents which are used that allow a lower performance,</p> <p>10 then the inquiry must examine how these are justified in</p> <p>11 themselves.</p> <p>12 My final point is that the public inquiry needs to</p> <p>13 look at the building control process to ensure it has</p> <p>14 adequate rigour. There need to be more adequate</p> <p>15 scrutiny of documents and inspection of installed fire</p> <p>16 protection.</p> <p>17 Thank you very much.</p> <p>18 SIR MARTIN MOORE-BICK: Thank you very much for your</p> <p>19 suggestions.</p> <p>20 Someone over here had his hand up. Gentleman in the</p> <p>21 fourth row, fifth row.</p> <p>22 FROM THE FLOOR: My name is Colin Mitchell.</p> <p>23 SIR MARTIN MOORE-BICK: Yes, go on.</p> <p>24 FROM THE FLOOR: Sorry.</p> <p>25 SIR MARTIN MOORE-BICK: No, no, you've got the microphone,</p> <p style="text-align: center;">Page 54</p>	<p>1 aware or the role that a trauma-informed approach to the</p> <p>2 inquiry is central to its success. To that end, I think</p> <p>3 it's important to remember that the panel has the</p> <p>4 ability to either compound the trauma of the survivors</p> <p>5 through how its actions are perceived.</p> <p>6 When I refer to a trauma-informed approach, it goes</p> <p>7 to the heart of how people who have been subjected to</p> <p>8 images and experiences of catastrophic loss and violence</p> <p>9 understand information, and the role that</p> <p>10 a trauma-informed communication strategy plays in</p> <p>11 helping victims in their observations, in what they saw</p> <p>12 and what they felt is going to be central to this</p> <p>13 inquiry. How is it that you create a safe place and</p> <p>14 a safe space for these victims to feel confident in the</p> <p>15 process.</p> <p>16 SIR MARTIN MOORE-BICK: I am going to invite Bernard</p> <p>17 Richmond, who is one of the counsel to the inquiry, just</p> <p>18 to comment on that, because that's why he's been brought</p> <p>19 on board.</p> <p>20 FROM THE FLOOR: There is one other thing I would like to</p> <p>21 mention, and this relates to betrayal, and betrayal</p> <p>22 trauma being a central and distinct experience as</p> <p>23 opposed to the other forms of trauma that have happened</p> <p>24 in this. And it's really how does one mitigate the</p> <p>25 sense of injustice and betrayal that permeates every</p> <p style="text-align: center;">Page 56</p>

<p>1 decision, however well intended, is perceived by the</p> <p>2 survivor.</p> <p>3 Thank you.</p> <p>4 SIR MARTIN MOORE-BICK: Bernard, would you like to say</p> <p>5 something about that?</p> <p>6 BERNARD RICHMOND: Good morning. I am Bernard Richmond with</p> <p>7 a cold. I think it's very important that we understand</p> <p>8 that one size doesn't fit all when listening to what</p> <p>9 people need to tell us and want to tell us. One of the</p> <p>10 roles I am going to be primarily involved in is ensuring</p> <p>11 that the survivors and the other people who have been</p> <p>12 involved are given the best opportunity to tell us what</p> <p>13 they want to tell us in the environment which is safe,</p> <p>14 and at the moment I'm trying to find out and listen to</p> <p>15 what those safe environments are.</p> <p>16 There's a meeting I think tomorrow, and I'm very</p> <p>17 keen to speak to anybody, including the people here</p> <p>18 today -- I've already written some names down -- as to</p> <p>19 what I need to do to make sure people are able to</p> <p>20 express themselves. One of my skills is dealing in</p> <p>21 cases where people are very traumatised and need to tell</p> <p>22 us about some of the most awful things that have</p> <p>23 happened to them, and every case is different. So at</p> <p>24 the moment I'm learning and I'm looking forward to</p> <p>25 hearing from people as to what I need to do to make</p> <p style="text-align: center;">Page 57</p>	<p>1 be looking into that, and at the moment it's certainly</p> <p>2 my intention that we should.</p> <p>3 FROM THE FLOOR: Right, thank you.</p> <p>4 The second one is as, you know, volunteers that are</p> <p>5 dealing with victims on the ground every night, dealing</p> <p>6 with a sense of a lot of trauma and all the associated</p> <p>7 symptoms that go with that, what are the long -- because</p> <p>8 this is an unprecedented situation, and therefore it</p> <p>9 requires looking at this in a much more complex way in</p> <p>10 terms of the trauma that's been -- the traumatised</p> <p>11 community in fact, you know, how can this consultation</p> <p>12 help determine the kind of support needs, the long-term</p> <p>13 needs, health needs, of the community? Because they are</p> <p>14 quite different. And, you know, I think on your team,</p> <p>15 your panel, should be an expert in mental health. I do</p> <p>16 feel I'm going to support the call for mental health and</p> <p>17 BME because they do link together in terms of the</p> <p>18 over-representation of BME people in the mental health</p> <p>19 system in Britain.</p> <p>20 I'm also going to ask that, because as someone who</p> <p>21 is on the ground every night dealing with individuals</p> <p>22 who are very distressed and supporting people who are,</p> <p>23 that those who are involved in the long-term health</p> <p>24 needs, need to be experienced experts, because I think</p> <p>25 there's a lot of confusion which is resulting in</p> <p style="text-align: center;">Page 59</p>
<p>1 those environments as safe as possible. And then, in</p> <p>2 due course, how best to make sure that those people have</p> <p>3 their voices heard in the ultimate inquiry.</p> <p>4 But rest assured, having voices heard is what I've</p> <p>5 been brought in for.</p> <p>6 SIR MARTIN MOORE-BICK: Thank you very much.</p> <p>7 Now, there's a lady in a red sweater. Would you</p> <p>8 like to say something?</p> <p>9 FROM THE FLOOR: Hello. Good morning. My name is</p> <p>10 Elena Noel from the Grenfell Victims Support and</p> <p>11 Information Network.</p> <p>12 Just a couple of things. I want to go back really</p> <p>13 to the comment that was made -- I think it was Phillip</p> <p>14 Hammond -- initially regarding the Grenfell Tower fire</p> <p>15 when he spoke about the cladding on the tower being</p> <p>16 responsible for -- you know, having a role to play.</p> <p>17 I think what he said was that it was banned in the UK.</p> <p>18 I'm wondering if that is part of the scope that should</p> <p>19 actually, you know, determine the terms of reference for</p> <p>20 the consultation. Whether or not, because we -- there's</p> <p>21 a lot of points have been made this morning post-fire,</p> <p>22 but do we need to step back one to say: what were the</p> <p>23 terms that led to the cladding being put on the building</p> <p>24 in the first place?</p> <p>25 SIR MARTIN MOORE-BICK: I sense you think that we ought to</p> <p style="text-align: center;">Page 58</p>	<p>1 generalisations as to how people make decisions and can</p> <p>2 make informed decisions when they are so traumatised.</p> <p>3 So this isn't a six-month issue. I personally think</p> <p>4 this will be a generational issue of at least a decade.</p> <p>5 So you need to put in a system of systemic support that</p> <p>6 can hold a community. I do feel that is a very</p> <p>7 important framework for this inquiry.</p> <p>8 SIR MARTIN MOORE-BICK: Thank you very much.</p> <p>9 Now then, any more questions? The gentleman at the</p> <p>10 front.</p> <p>11 FROM THE FLOOR: Thank you. Neil Gibbons, chief executive</p> <p>12 of the Institution of Fire Engineers.</p> <p>13 I've been listening very carefully to all of the</p> <p>14 points made and we will be responding in writing with</p> <p>15 around about 70 points already identified that will</p> <p>16 explain why the question should be posed and why it is</p> <p>17 important.</p> <p>18 But there are two things that I don't think have</p> <p>19 been emphasised enough this morning. One of them is</p> <p>20 product safety. It's widely reported in the press that</p> <p>21 the fire started in a domestic appliance, and we need to</p> <p>22 be carefully considering the controls to ensure that</p> <p>23 items that are running 24/7 in people's houses are fit</p> <p>24 for purpose and kept safe through their life.</p> <p>25 The second thing is about the competency of people</p> <p style="text-align: center;">Page 60</p>

<p>1 to make decisions in the process, in this functional</p> <p>2 world of achieving fire safety. I am really deeply</p> <p>3 concerned about the lack of regulation over the</p> <p>4 standards affecting people making such critical</p> <p>5 decisions.</p> <p>6 Thank you.</p> <p>7 SIR MARTIN MOORE-BICK: Thank you very much.</p> <p>8 I think a gentleman in the middle, you've already</p> <p>9 had one.</p> <p>10 FROM THE FLOOR: If nobody else wants to.</p> <p>11 SIR MARTIN MOORE-BICK: Oh yes, don't worry, if nobody else</p> <p>12 wants to, you can have a turn. Does anybody else want</p> <p>13 to make a suggestion?</p> <p>14 Yes, the lady in the middle now. A suggestion for</p> <p>15 what we ought to be looking at.</p> <p>16 FROM THE FLOOR: Thank you. Baroness Sally Hamwee. I'm</p> <p>17 here in a personal capacity, but I was a member of the</p> <p>18 Greater London Authority at the time of the</p> <p>19 7/7 bombings. One of the issues that became clear then</p> <p>20 was that of communications, technical and the content of</p> <p>21 communications, both between the emergency services and</p> <p>22 the experience of the public in using technology, and</p> <p>23 the role of broadcasters in giving out information.</p> <p>24 I've not heard any suggestions that there have been</p> <p>25 problems. We now have social media as well. If there</p> <p style="text-align: center;">Page 61</p>	<p>1 that, I take it?</p> <p>2 FROM THE FLOOR: I am.</p> <p>3 SIR MARTIN MOORE-BICK: I can understand why. Thank you</p> <p>4 very much. Yes.</p> <p>5 Now, anyone else who wants to make a suggestion who</p> <p>6 hasn't so far had a chance to do so? No? Well, then</p> <p>7 I'll allow people to have a second -- can I just</p> <p>8 explain, we've got this room until midday. That's not</p> <p>9 to say that you have to sit here until midday because if</p> <p>10 we exhaust people's suggestions and possibly exhaust</p> <p>11 your patience, of course we'll stop. But if there are</p> <p>12 people who want to add to what they've said already, I'm</p> <p>13 quite content to -- there's a gentleman here I think who</p> <p>14 hasn't said anything, have you? You have. All right,</p> <p>15 well, have another turn.</p> <p>16 FROM THE FLOOR: Thank you. It is Richard Jones from IOSH.</p> <p>17 I'd just like to pick up and re-emphasise the point that</p> <p>18 the FBU representative made earlier about the change of</p> <p>19 the fire regime and also points made by other people,</p> <p>20 that the fire regime in the UK now has moved away from</p> <p>21 fire certification by the fire authorities to one of a</p> <p>22 responsible person making a fire risk assessment, and</p> <p>23 I think it's been mentioned time and time again it's</p> <p>24 absolutely critical the competence of those people who</p> <p>25 are making the fire risk assessments, and also those who</p> <p style="text-align: center;">Page 63</p>
<p>1 haven't been problems, I think it would be helpful to</p> <p>2 know that this is all holding up in a way that it didn't</p> <p>3 in 2005. If there have been problems, of course it</p> <p>4 would be useful to know.</p> <p>5 SIR MARTIN MOORE-BICK: Thank you very much. Any other</p> <p>6 suggestions? First of all, any suggestions from people</p> <p>7 who haven't already had something to say? The gentleman</p> <p>8 there.</p> <p>9 FROM THE FLOOR: I'm sorry, I arrived very, very late</p> <p>10 because of the trains coming from Gloucestershire. My</p> <p>11 name is Jonathan O'Neill, I'm from the Fire Protection</p> <p>12 Association. This may already have been covered earlier</p> <p>13 on, but I just wondered, and I think this came out in</p> <p>14 the Lakanal Inquiry, until 2012 we had local acts in the</p> <p>15 United Kingdom, local building acts, and we had a London</p> <p>16 Building Act, particularly section 20 of the London</p> <p>17 Building Act, which was repealed in 2012, which has</p> <p>18 slightly higher standards than current building</p> <p>19 regulations. I wondered if there was any intention to</p> <p>20 actually look and see whether Grenfell Tower, which was</p> <p>21 originally covered as a section 20 building but would've</p> <p>22 been refurbished under current building regulations,</p> <p>23 whether there would've been a difference in the fire</p> <p>24 protection offered by those two pieces of legislation.</p> <p>25 SIR MARTIN MOORE-BICK: You are suggesting we should look at</p> <p style="text-align: center;">Page 62</p>	<p>1 are making the decisions as to who should make those</p> <p>2 fire risk assessments.</p> <p>3 SIR MARTIN MOORE-BICK: Yes. Thank you.</p> <p>4 The lady in the second row.</p> <p>5 FROM THE FLOOR: Thank you. Tinu Adeshile, BME Lawyers</p> <p>6 4 Grenfell. It's great that we have had this</p> <p>7 consultation, but my concern is it does seem to be made</p> <p>8 up of a lot of people here that are from building</p> <p>9 control, you know, regulations and fire safety. I just</p> <p>10 wanted to know exactly what was the inquiry doing to</p> <p>11 make sure that they are reaching out to the residents.</p> <p>12 Will they be having separate consultations?</p> <p>13 SIR MARTIN MOORE-BICK: Yes, we're going to have two further</p> <p>14 meetings of a similar nature at which local residents</p> <p>15 are invited.</p> <p>16 FROM THE FLOOR: Okay.</p> <p>17 SIR MARTIN MOORE-BICK: Which I hope they will attend and</p> <p>18 I hope they'll tell me, as people here have, what they</p> <p>19 think the inquiry ought to cover.</p> <p>20 FROM THE FLOOR: Okay.</p> <p>21 My second point is just in relation to immigration.</p> <p>22 I don't think anyone has picked up on that. The</p> <p>23 Government announced that they would be allowing</p> <p>24 an amnesty for the survivors to have an indefinite leave</p> <p>25 to remain for only 12 months. We as an organisation</p> <p style="text-align: center;">Page 64</p>



1 have written to the Home Secretary to ask for that  
 2 extension, but we would welcome if the panel or the  
 3 inquiry could look into the whole situation with  
 4 immigration. A lot of the survivors do not want to come  
 5 forward because there is this -- you know, some of them  
 6 are not supposed to be here. So it's really important  
 7 that we do reach out to them because they are a very  
 8 integral part of this inquiry. So if that could be  
 9 looked into, it would be great.

10 SIR MARTIN MOORE-BICK: All right. We've got that noted for  
 11 further consideration. Thank you.

12 There's a lady halfway back on the left who hasn't  
 13 I think said anything so far, so you had better get  
 14 priority.

15 FROM THE FLOOR: Hello. My name is Melanie Phelan, I am  
 16 a long-standing member of the community and I have  
 17 worked with other volunteers. But basically I've kept  
 18 myself very separate from -- there are a lot of groups  
 19 been set up in the area. Now, I have been involved and  
 20 have been an advocate for people from Grenfell Tower and  
 21 people around the tower as well. I've been there since  
 22 the morning of the fire. I've learnt a huge amount,  
 23 I've seen a huge amount, and each of us who have  
 24 worked -- we've certainly tried to work tirelessly --  
 25 have a great deal of information and certainly we need

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1 to know how to put that forward, what is appropriate,  
 2 what's not, that type of thing.

3 Now, I have seen the councils come and go, sometimes  
 4 day by day, sometimes every eight-hour shift in the  
 5 relief centres. When we first turned up there was  
 6 absolutely nothing. There was no response. I'm not  
 7 talking about the firemen, the firefighters or the  
 8 police; they were certainly there. I'm talking about  
 9 RBKC, central Government. I was literally begging for  
 10 a disaster response team to come into the area. I was  
 11 told that that wouldn't be possible because they were  
 12 based at RBKC and that was where they had their offices.

13 I did explain that in this area, that wouldn't be  
 14 appropriate, that they needed to get people down into  
 15 the area as soon as possible. I actually asked  
 16 personally for three or four people to come into the  
 17 area, literally sit at a desk if they have to, I could  
 18 have arranged buildings for them to sit in if they  
 19 wanted to because people were so concerned about  
 20 helping. I'm sure the local MP will -- yes, we begged  
 21 for this. We were told that it wasn't appropriate, it  
 22 wasn't possible and when -- as I say, I asked for  
 23 somebody to come, for three or four people to come on  
 24 a rotation so that we didn't keep getting different  
 25 people from different councils.

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1 Now, one of the councils that was brought in after  
 2 RBKC had left, so to speak, more or less left,  
 3 eventually there was some sort of an agreement that RBKC  
 4 would stay with help from other councils. Now one of  
 5 the original councils that was brought in has had to be  
 6 brought back in.

7 It has been a disaster, I'm afraid. Yes, it still  
 8 is every day. We are literally in the community picking  
 9 up the pieces. I am doing several professionals' jobs.  
 10 I am actually originally a business owner, I'm  
 11 an organisation, I suppose, overseer, and a design  
 12 professional.

13 Now, I have listened, of course, to dreadful,  
 14 appalling stories. I've very much had to try to stay  
 15 away or box that up, as it were, in order to try and get  
 16 systems in place for the community. Now, I've done this  
 17 at council level, I've also tried to do this at  
 18 Government level as well, and I would say that people  
 19 individually have absolutely tried to help. But the  
 20 organisations as a whole have not worked at all.

21 I personally am very worried if anything -- if  
 22 there's any major disaster in London, what response team  
 23 is there going to be? I'm sure there are people here  
 24 who know where it's going to be, but I've asked this  
 25 again and again. I've also asked could I now be on some

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1 form of a panel to discuss what happens if a tragedy  
 2 breaks out. After the Grenfell Tower fire, gold command  
 3 had a meeting at RBKC town hall, which was interrupted  
 4 by a march, and I think it was about five minutes in  
 5 when the meeting stopped. Now, I was at Westway Relief  
 6 Centre and I was then told that we were the response  
 7 team. We were the only working response team for --

8 SIR MARTIN MOORE-BICK: What are you suggesting should be  
 9 the function of the inquiry in this context?

10 FROM THE FLOOR: Sorry, I am suggesting that you look into  
 11 all of the functions, everything that happened, day by  
 12 day, and not only what happened with the fire but what  
 13 the response to the fire has been. And the trauma is  
 14 absolutely enormous. I am very worried that there are  
 15 people now who are not professionals who are dealing  
 16 with very traumatised individuals. I did request that  
 17 the Government open a permanent centre for people to  
 18 attend.

19 Now, RBKC have apparently bought a building, but  
 20 we've got issues because at the Westway Relief Centre --

21 SIR MARTIN MOORE-BICK: You would like us to look into all  
 22 this, would you?

23 FROM THE FLOOR: I would like you to look into it because --

24 SIR MARTIN MOORE-BICK: I think I can understand that.

25 FROM THE FLOOR: -- we do not have any -- the reason I am

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17 (Pages 65 to 68)

<p>1 standing here and speaking is people don't have the</p> <p>2 access that they need. And we have wonderful people</p> <p>3 like the fantastic professionals that are here and have</p> <p>4 clearly done huge amounts of work within their careers,</p> <p>5 and it has come to this. It's very sad.</p> <p>6 Sorry, and just on a last point, I would like to</p> <p>7 talk about social cohesion in the area. There is a huge</p> <p>8 issue --</p> <p>9 SIR MARTIN MOORE-BICK: Before you embark on social</p> <p>10 cohesion, what I really want your help on is what the</p> <p>11 inquiry ought to be looking into.</p> <p>12 FROM THE FLOOR: Yes, sure.</p> <p>13 SIR MARTIN MOORE-BICK: I think we're straying a bit outside</p> <p>14 what we might be able to tackle.</p> <p>15 FROM THE FLOOR: Understood, understood. I think, okay,</p> <p>16 perhaps what I can give you from that is that this</p> <p>17 a very individual area. We do have rich and poor people</p> <p>18 living cheek by jowl, and there has been an issue with</p> <p>19 clarity coming from council and Government to the</p> <p>20 people. I constantly ask for something that I termed as</p> <p>21 holding positions; in other words, what are the council</p> <p>22 going to do in the next 24 hours, 48 hours. Please look</p> <p>23 at it, it's very important, because we have had to</p> <p>24 do it.</p> <p>25 SIR MARTIN MOORE-BICK: We have ten minutes left and there</p> <p style="text-align: center;">Page 69</p>	<p>1 also very much reflected in the Grenfell response</p> <p>2 newsletters that are going out.</p> <p>3 There are a lot of community organisations,</p> <p>4 volunteers, from many, many organisations in</p> <p>5 Notting Hill and Ladbroke Grove and Latimer working</p> <p>6 together on a nightly basis right into the early hours</p> <p>7 of the morning. That is not in any way reflected in the</p> <p>8 material.</p> <p>9 Unless you get that "us and them" -- "us", "us", if</p> <p>10 you are talking the language of "us", that is also going</p> <p>11 to be quite significant for any regeneration engagement</p> <p>12 work that K&amp;C intends to do. So that would be a very</p> <p>13 good premise on which to start that work.</p> <p>14 SIR MARTIN MOORE-BICK: Thank you very much. There's</p> <p>15 a gentleman at the back who wants to say something.</p> <p>16 FROM THE FLOOR: Steve Mackenzie. One suggestion and</p> <p>17 a recommendation to the inquiry panel is to potentially</p> <p>18 tap into the international fire and construction</p> <p>19 community for a truly independent representation, and</p> <p>20 following 9/11, that is what the American Federal</p> <p>21 Government and the National Institute of Technology did.</p> <p>22 We tapped into in-country experience and then within the</p> <p>23 international community.</p> <p>24 I think, whilst I have the floor, there's an urgent</p> <p>25 need just now for representations to central Government</p> <p style="text-align: center;">Page 71</p>
<p>1 may be others who want to say something.</p> <p>2 FROM THE FLOOR: Sorry, can I just answer your question?</p> <p>3 One of the things that is fundamentally missing from</p> <p>4 Kensington and Chelsea, as opposed to many London</p> <p>5 boroughs, is a partnership between community and</p> <p>6 statutory, and I think that was at the forefront or was</p> <p>7 a major factor in the lack of co-ordinated services that</p> <p>8 were, you know, there on the ground to help the</p> <p>9 community and stopped information being passed between</p> <p>10 the community and the council.</p> <p>11 I think as a model, one of the things that you might</p> <p>12 want to consider, because that was actually what brought</p> <p>13 me to the Grove to actually look at that, you know,</p> <p>14 Grenfell, was there are at least, I think, ten ethnic</p> <p>15 groups involved in the Grenfell fire. At least ten.</p> <p>16 Yes? And one of the ways that information could have</p> <p>17 got to the community was through those representatives.</p> <p>18 Yet I was unable to kind of identify who they were in</p> <p>19 order to, you know, cascade the information to, and to</p> <p>20 also subsequently pass on information that would have</p> <p>21 been relevant in getting support.</p> <p>22 So one of the things I would say to you is</p> <p>23 definitely look or consider looking at a statutory</p> <p>24 community model of partnership working, rather than the</p> <p>25 very "them and us" that seems to be going on. That is</p> <p style="text-align: center;">Page 70</p>	<p>1 for some interim guidance to housing providers because</p> <p>2 of what's happened at Grenfell. There seems to be</p> <p>3 a void and an absence between what conscientious housing</p> <p>4 providers are trying to achieve, the concerns of the</p> <p>5 residents and the interim actions of inspection</p> <p>6 enforcement authorities. So whether that's from the</p> <p>7 panel, through the Prime Minister as an interim measure</p> <p>8 or whether it's from the floor and professional body</p> <p>9 representation.</p> <p>10 Thank you.</p> <p>11 SIR MARTIN MOORE-BICK: Thank you very much.</p> <p>12 The gentleman at the front.</p> <p>13 FROM THE FLOOR: Hello. My name is Graham Watts, I'm from</p> <p>14 the Construction Industry Council. I just want to make</p> <p>15 one very brief point for the terms of reference, and</p> <p>16 that is for the inquiry to look at the broader envelope</p> <p>17 of the refurbishment work at Grenfell Tower, and by that</p> <p>18 I mean things like the procurement arrangements, the</p> <p>19 contractual arrangements, the level of site supervision</p> <p>20 during the installation, the quality of workmanship in</p> <p>21 terms of the installation, because at the moment we seem</p> <p>22 to just be concentrating on the manufacture of the</p> <p>23 cladding and actually the installation is just as</p> <p>24 important. I think crucially, the level of engagement</p> <p>25 that there was between the people who designed the</p> <p style="text-align: center;">Page 72</p>

<p>1 refurbishment work and the people who constructed it, 2 because there seems to be greater fragmentation between 3 the design and construction teams, did that play a part 4 in miscommunication?</p> <p>5 SIR MARTIN MOORE-BICK: Yes. Thank you very much. Well, 6 I'm sure those are important things for us to look at. 7 We've got five minutes left. Is there anyone who 8 wants to say something, make a suggestion, who hasn't 9 yet had a chance to do so?</p> <p>10 This gentleman here, you haven't had a previous -- 11 FROM THE FLOOR: No, I haven't. My colleague from Bindmans 12 has. My name is Paul Ridge from Bindmans. I suppose 13 it's to echo the need for the terms of inquiry to be 14 broad enough to cover -- the Macpherson report covered 15 institutional issues and what is common from speaking to 16 residents and groups and people is the institutional 17 indifference of organisations. I would make a plea for 18 the terms of reference to be broad enough, as the 19 Macpherson report was, to capture the institutional 20 indifference.</p> <p>21 The second -- 22 SIR MARTIN MOORE-BICK: Can you be a bit more specific about 23 what you have in mind? 24 FROM THE FLOOR: What is a common comment we've heard from 25 some of the disaster response is perhaps a lack of</p> <p style="text-align: right;">Page 73</p>	<p>1 again goes to the culture. So, yes, maybe I'm saying 2 the same thing in a different way.</p> <p>3 SIR MARTIN MOORE-BICK: All right. 4 Well, thank you all very much. I think I am going 5 to draw the meeting to a close at this point because 6 we're very nearly at midday and our time in this hall 7 runs out.</p> <p>8 I'd like to thank you all very much for coming along 9 this morning. We've heard some very interesting and 10 useful suggestions about what the inquiry should look 11 at. I'll take those away and think about them.</p> <p>12 As I told you, I'm going to have two more meetings 13 with local residents, at which they will no doubt make 14 their own suggestions, and at the end of the day I will 15 look at everything that's been said and make 16 a recommendation on that basis.</p> <p>17 But thank you very much indeed for coming. I've 18 enjoyed hearing what you want to say. Thank you very 19 much.</p> <p>20 FROM THE FLOOR: Could we have the dates for the inquiry? 21 THE USHER: I'll come and speak to you. 22 SIR MARTIN MOORE-BICK: They've been fixed already. 23 Certainly. 24 Thank you all very much indeed. 25 (11.54 am)</p> <p style="text-align: right;">Page 75</p>
<p>1 compassion or understanding, "Oh, come to the town 2 hall", rather than go out to meet people. That would be 3 a sort of culture and an institutional response of, "You 4 shall receive the services we're going to give you", and 5 it's a culture and an institutional attitude that has 6 been at the heart of this community that has not been 7 heard for generations and years. That, I think, has to 8 be captured by the inquiry to have some legitimacy and 9 strength and real bite. I think it should be cast in 10 those terms.</p> <p>11 Secondly, we mentioned Lakanal House, but there are 12 other disasters. I'm thinking of the one in Stevenage, 13 the one in Scotland. There is a 17-floor tower that I'm 14 aware of. There's a whole series of reports and 15 coroners that have investigated, but those haven't been 16 picked up on. There were four Government ministers of 17 different political parties again that weren't picked up 18 on. So I would hope that the inquiry would be wide 19 enough to look at that aspect and feed into the failings 20 that go beyond just the technical side, which a lot of 21 the industry is talking about here.</p> <p>22 SIR MARTIN MOORE-BICK: I think you are suggesting that we 23 should learn from other disasters as well as this one; 24 is that what you are saying? 25 FROM THE FLOOR: And also why we have failed to learn, which</p> <p style="text-align: right;">Page 74</p>	<p>1 (The meeting concluded) 2 ----- 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25</p> <p style="text-align: right;">Page 76</p>

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