



Attorney
General's
Office

Attorney General's Office
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Core Participants in the Grenfell Tower Inquiry

www.gov.uk/ago

10 February 2020

REQUEST FOR AN UNDERTAKING FROM THE GRENFELL TOWER INQUIRY PANEL

The Attorney General's Office has received a request from the Grenfell Tower Inquiry Panel to provide an undertaking in the following terms:

"1. No oral evidence given by a natural or legal person before the Grenfell Tower Inquiry ("the Inquiry") in Modules 1, 2 and 3 of Phase 2 will be used in evidence against that person in any criminal proceedings or for the purpose of deciding whether to bring such proceedings save as provided in paragraph 2 herein.

2. Paragraph 1 does not apply to:

(a) a prosecution in which that person is charged with having given false evidence in the course of the Inquiry or with having conspired with or procured others to do so, or

(b) a prosecution in which that person is charged with any offence under section 35 of the Inquiries Act 2005 or with having conspired with or procured others to commit such an offence."

The Panel has determined that it will not be possible for the Inquiry properly to fulfil its Terms of Reference if witnesses do not have an assurance that the answers they give to questions will not be used in furtherance of criminal proceedings against them, and that therefore this undertaking should be sought.

It is important to emphasise that the undertaking sought, and which the Attorney will consider, does not amount to immunity from prosecution.

The Attorney General will now consider this request and take the decision – whether or not to provide an undertaking – in the public interest. The Attorney will have regard to the objectives of the Inquiry and the administration of justice in general.

In doing so, the Attorney will consider the ruling by the Inquiry panel, the written request from the Inquiry and the submissions which were made in writing and orally by core participants to the Inquiry. He will also consult the Crown Prosecution Service.

The Attorney will also consider any other representations relevant to his decision. Any such representations by core participants, or an indication that none will be lodged, should be received by email to AGO.Correspondence@attorneygeneral.gov.uk or by writing to the address on this letter by 17.00 on 17 February 2020.

ATTORNEY GENERAL'S OFFICE