



THE LEGAL SECRETARIAT TO THE LAW OFFICERS
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04 JUL 2005

Michael Fitzgerald
Solicitor to the Inquiry
The Rosemary Nelson Inquiry
PO Box 50157
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4th July 2005

Dear Solicitor,

By a letter dated 29th June, the Chairman of the Inquiry, Sir Michael Morland, sought an undertaking from the Attorney General as to the future use of evidence given to the Inquiry in any future prosecutions. I have been asked to reply.

The Attorney General was grateful to Sir Michael for setting out so fully and clearly his reasons for seeking an undertaking. For the reasons he gave, the Attorney General is satisfied that an undertaking is necessary. He agrees that it should be in the following terms:

An undertaking in respect of any person who provides evidence to the Inquiry that no evidence he or she may give before the Inquiry, whether orally or by written statement, nor any written statement made preparatory to giving evidence, nor any document or information produced by that person to the Inquiry, will be used in evidence against him or her in any criminal proceedings, except in proceedings where he or she is charged with having given false evidence in the course of this Inquiry or having conspired with or procured others to do so.

Accordingly, the Inquiry has the authority of the Attorney General to inform potential witnesses of the undertaking and to make this public if you wish to do so.

Yours sincerely

Kevin McGinty