


**Independent Commission for Police Complaints for Northern Ireland**

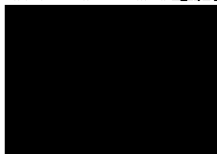
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Chairman: Paul A. Donnelly, BA, MSc

Chief Executive: Brian G. McClelland, BA

Mr James Donnelly


 Our Ref: C1553/98 9  
 C1554/98 1

 19<sup>th</sup> February 1999

Dear Mr Donnelly

Further to the Commission's letter of 24 August 1998 I enclose a copy of the formal Statement which the Commission has issued after receiving the report of the investigation into your and Mrs Rosemary Nelson's complaints. While the Commission is satisfied that the investigation has been properly carried out, its role in the matter does not end here.

A copy of the investigation report has been sent to the Assistant Chief Constable of the Royal Ulster Constabulary who may, depending upon whether or not he determines that it indicates that a criminal offence may have been committed by a member of the Royal Ulster Constabulary, forward a copy to the Director of Public Prosecutions.

Whether or not criminal charges are preferred against any RUC officer there is a second stage at which the Independent Commission for Police Complaints will examine the details of the cases again. At this point another Member who has not previously been concerned with the investigation will assess the papers and a decision will be made on whether or not to accept the Assistant Chief Constable's findings on the disciplinary aspects.

You will be advised in due course of the outcome of the disciplinary aspects of your complaint.

A copy of this letter has been forwarded to Mrs Rosemary Nelson, Solicitor.

Yours sincerely,

  
 Chief Executive.

Encl.

**Commission Members**

 Brian Reid (Deputy Chairman), Suzanne Bryson, Robin Davidson,  
 Bob Moore, GERALYN McNALLY, David Shillington