

<p>1 2 (2.00 pm) 3 LORD JUSTICE LEVESON: Yes. 4 MR JAY: Now, Mr Edwards, your views, please, about 5 Mr Fedorcio. You've told us that there wasn't gossip 6 and unauthorised disclosures at the meetings you 7 attended, but do you have some general assistance you 8 can give the Inquiry about him? 9 <b>A. Well, I think he was a very professional man, but 10 I think that he represented a kind of a new era. 11 I don't exactly remember when he arrived at the Met, but 12 I think it was around about the time that we had a new 13 government in about 1997 and I thought that he really 14 represented that kind of a -- there was a lot of talk of 15 spin doctoring and the Alastair Campbell effect on 16 government at that time, and I thought that Mr Fedorcio 17 sort of tended to embrace those ideals quite a lot. 18 I don't mean it in a detrimental sense, but he was part 19 of what they call the government information service, 20 and I think that he definitely had one eye on trying to 21 positively influence the media and possibly 22 concentrating more on media that he thought were 23 influential and not paying so much attention to those he 24 thought were less influential.</b> 25 Q. Do you feel that he had any favourites within the CRA? Page 1</p>	<p>1 <b>that particular time, or many occasions people would</b> 2 <b>say, "I can't come from a drink, I have to go back to my</b> 3 <b>office, I have to go home" for whatever reason. There</b> 4 <b>was usually not much pre-planning to it. It was ad hoc,</b> 5 <b>usually.</b> 6 LORD JUSTICE LEVESON: Similarly for the senior officers or 7 were they generally always prepared to have a more 8 informal and relaxed relationship? 9 <b>A. As I said, I wasn't always there myself.</b> 10 <b>LORD JUSTICE LEVESON: No.</b> 11 <b>A. So I think that, you know, yes, they worked very hard,</b> 12 <b>they tended to start very early in the mornings.</b> 13 <b>I think most of them were at their desks about 7 am, and</b> 14 <b>I think by the time 6 or 7 pm rolled around, some of</b> 15 <b>them would, you know, like to go and relax over a glass</b> 16 <b>of wine.</b> 17 MR JAY: And were these ever the occasions for the exchange 18 of gossip, particularly over matters which you've 19 described as political? 20 <b>A. Well, it's hard for me to be specific because so many</b> 21 <b>things would be talked about in those circumstances.</b> 22 <b>I think certainly in my case and I think in some of my</b> 23 <b>colleagues', it would be wrong to suppose that this kind</b> 24 <b>of interaction was entirely focused in on policing or on</b> 25 <b>the world of journalism. You know, we had a broad</b> Page 3</p>
<p>1 <b>A. I wouldn't like to use the word "favourites", but</b> 2 <b>I think there were people he had more contact with than</b> 3 <b>with others. Again, I don't necessarily think you can</b> 4 <b>draw any conclusions from that, but I think there</b> 5 <b>were -- as I said, I think that there were possibly some</b> 6 <b>organisations, for instance News International, possibly</b> 7 <b>Associated Newspapers, that I think he was more keen to</b> 8 <b>engage with than others.</b> 9 Q. Did you attend the -- attend is sort of elevating it to 10 a higher level of formality -- drinks in the wine bar 11 near New Scotland Yard with journalists and senior 12 police officers on occasion? 13 <b>A. Well, yes. I can think of three or four possible</b> 14 <b>locations for that. I don't think it's true to say that</b> 15 <b>all these meetings, which were of -- quite often not</b> 16 <b>organised, they were quite often just occurrences, I --</b> 17 <b>yes, I would have been present on some occasions for</b> 18 <b>certain.</b> 19 LORD JUSTICE LEVESON: "Occurrences" may not be quite the 20 right word. What you are saying is really, well, at the 21 end of one of these meetings, that's a formal meeting, 22 somebody may say, "Let's have a drink". Is that what 23 you're talking about? 24 <b>A. In short yes. It would be -- sometimes you would</b> 25 <b>because you didn't have anything more pressing to do at</b> Page 2</p>	<p>1 <b>church. You'd talk about all the sort of things that</b> 2 <b>people living a metropolitan life -- I don't mean in the</b> 3 <b>sense of the police -- talk about. So there was quite</b> 4 <b>a lot of good humour, there was some entertaining</b> 5 <b>badinage and sometimes I suppose there were remarks made</b> 6 <b>about politicians, about editors, about all sorts.</b> 7 <b>I can't remember anything that astonished me or made me</b> 8 <b>think, gosh, I wonder if he really meant to say that.</b> 9 Q. Can I go back to the operations of the CRA, and this is 10 the first page of your main statement, our page 09509. 11 You tell us there under question 4 that: 12 "The CRA operates in a similar way to the 'Lobby 13 Correspondents' system among parliamentary 14 correspondents." 15 <b>A. Yes.</b> 16 Q. It "does provide some additional access to some police 17 forces". 18 <b>A. Yes.</b> 19 Q. Are you suggesting there that there is privileged access 20 as a result of membership of the CRA? 21 <b>A. To a certain extent there might be. It wouldn't be</b> 22 <b>automatically so. CRA -- I mean, I've heard various</b> 23 <b>things said about the CRA during this Inquiry, and last</b> 24 <b>night I made a point of checking my list and I see that</b> 25 <b>we have 45 members currently, and every major news</b> Page 4</p>

1 outlet from the Financial Times to the Sunday Star is  
 2 represented in that group --  
 3 LORD JUSTICE LEVESON: But not the Sunday Times?  
 4 **A. I believe the Sunday Times are the only omission, but**  
 5 **interestingly enough, my Lord, I have engaged with one**  
 6 **of their reporters several times over the years actually**  
 7 **encouraging him, asking him, really, to say, "Put**  
 8 **forward an application and we will certainly be prepared**  
 9 **to meet that", but no application has ever followed,**  
 10 **so --**  
 11 LORD JUSTICE LEVESON: So it's not -- I'm keen to understand  
 12 it. It's not only for those who only do crime?  
 13 **A. Yes, it is.**  
 14 LORD JUSTICE LEVESON: It is?  
 15 **A. It's -- right. There are fashions in journalism, so**  
 16 **once upon a time all journalists who reported crime were**  
 17 **called crime reporters. Now some are called home**  
 18 **affairs reporters or whatever. So in a discussion I had**  
 19 **several years ago with some of my colleagues, I said we**  
 20 **ought to broaden the definition slightly to be one of --**  
 21 **that you have to -- that the criteria that needs to be**  
 22 **met is that the bulk of the work done by the individual**  
 23 **should be in the arena of law enforcement, because being**  
 24 **a member of the Crime Reporters Association, you get --**  
 25 **policing covers so much more than just events, you know,**

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1 crimes in action. It's about policies, it's about the  
 2 politics of policing, it's about a myriad of issues.  
 3 So providing that somebody can show that they are in  
 4 an organisation that's staffed to the right level --  
 5 that's to say it needs to be a national organisation --  
 6 yes, we would allow them to join.  
 7 LORD JUSTICE LEVESON: And do they have to be in to get to  
 8 the formal briefings?  
 9 **A. They have to be in to get the formal CRA briefings.**  
 10 **I mean, there are good practical reasons, I think, why**  
 11 **the CRA came into existence, and there's a debate about**  
 12 **when this actually happened, but certainly it appears to**  
 13 **have taken up its current form probably just after the**  
 14 **Second World War, and that is to say that you get**  
 15 **a major policing event and the police will hold a press**  
 16 **conference. Now, that tends to be dominated these days**  
 17 **mostly by the broadcast media, who want to basically**  
 18 **monopolise all the front-row seats and they are**  
 19 **interested in sound bite responses from those people**  
 20 **that they are talking to and so forth. These people are**  
 21 **very often not specialists in this field.**  
 22 **So I think the rationale was -- the thought was that**  
 23 **there needed to be a forum -- this was at the inception**  
 24 **of the organisation -- whereby people more**  
 25 **knowledgeable, more specialised in the art, could engage**

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1 at a slightly different level. It would be like, if  
 2 I could use an analogy, if CRA stood for the Cricket  
 3 Reporters Association, you know, you would expect the  
 4 correspondents to know the difference between an off  
 5 break and a leg break, if you understand what I'm  
 6 saying, so that if you were --  
 7 LORD JUSTICE LEVESON: I understand the point you're making.  
 8 **A. Yes. So that at a different level we can engage**  
 9 **about -- in a greater level of detail without having to**  
 10 **have everything, you know, for the most basic concepts**  
 11 **explained to us. So that's the rationale behind the**  
 12 **CRA. It's a talking shop for those people who have**  
 13 **a particular interest professionally.**  
 14 LORD JUSTICE LEVESON: And are the broadcast media in the  
 15 CRA?  
 16 **A. Oh yes. I think -- in fact, when I looked at our list**  
 17 **last night, I think there's three or four members from**  
 18 **the BBC, ITN are represented, the regional TV for London**  
 19 **is represented, Sky News is represented.**  
 20 LORD JUSTICE LEVESON: So it doesn't help you remove the  
 21 sound bite requests. They are still going to want sound  
 22 bites?  
 23 **A. Yes, it does, it does, my Lord, because what happens in**  
 24 **the CRA meeting is there aren't any camera crews or**  
 25 **recording equipment there.**

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1 LORD JUSTICE LEVESON: Oh, I see.  
 2 **A. They might have a press conference at which the TV**  
 3 **reporters get to do their immediate bulletin stuff, and**  
 4 **then maybe an hour later -- I mean, if you took the**  
 5 **events of July 2005 as perhaps an ideal example, maybe**  
 6 **later there would be a CRA meeting with those same**  
 7 **correspondents who had just been on the 6 o'clock news,**  
 8 **at 7.30 we're having a slightly different level of**  
 9 **engagement where perhaps the police were endeavouring to**  
 10 **put a bit more flesh on the bones of the outline of**  
 11 **a story, where we could go in and ask and say, "You may**  
 12 **not know what's happened but tell me what you think has**  
 13 **happened", and they could start to give us a greater**  
 14 **overview about the event, what their response was likely**  
 15 **to be, and issues that came off that. You know, these**  
 16 **would be way beyond the requirements of a brief press**  
 17 **conference.**  
 18 LORD JUSTICE LEVESON: I see.  
 19 MR JAY: At the bottom of this first page, question 6, when  
 20 you say "many CRA members had daily dealings on an  
 21 individual basis with the MPS", are you saying there  
 22 that they're journalists who are organising these  
 23 dealings themselves, they're not doing it, as it were,  
 24 wearing their CRA hat?  
 25 **A. Well, that's right. In a sense, as a crime specialist,**

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<p>1 I might have six different matters to deal with on any  2 given day that might require me on one hand speaking  3 directly to Mr Fedorcio, on the second strand talking to  4 one of his representatives in the borough of Lewisham,  5 on the third strand talking directly, possibly, to  6 a superintendent on the firearms command about  7 a particular issue that I was interested in and so on  8 and so forth.</p> <p>9 So although I'm a CRA member, those -- you know,  10 I would still be doing my normal job without any  11 special -- you know, I could -- any reporter possibly  12 could ring up Mr Fedorcio or the Press Bureau and put in  13 a particular request for information about something and  14 get it. What I suppose does happen is that they could  15 talk in perhaps a more expansive way because they knew  16 that on this particular topic, this is something that  17 I already knew a lot about, so rather than having to  18 explain it, like I said, in the first place, they could  19 talk knowing that I already had a base of knowledge  20 about that topic.</p> <p>21 MR JAY: On the next page, question 9, you say:  22 "Like all complex interfaces, it [that's the  23 relationship between the CRA and the police] requires  24 constant maintenance and adjustment."  25 That gives rise, I suppose, to two inevitable</p> <p style="text-align: center;">Page 9</p>	<p>1 around that for me, please. What is a deft adjustment  2 and what is scorched earth?</p> <p>3 A. Okay. I've heard a couple of my colleagues talk today  4 about their concerns about a reaction en masse from  5 police officers both as individuals and corporately to  6 be more reluctant to engage as a result of certain  7 things that are going on, and experience tells me --  8 I have seen many revolutions and evolutions in the  9 relationships between the police, both as a corporate  10 entity and on an individual basis, in my career. That's  11 why I say this is not actually a new issue. It's  12 cyclical. It's gone around before and different  13 commissioners, different chief constables in the  14 counties, as well, have tended to take different  15 approaches to it.</p> <p>16 I agree that in the 21st century, given all the  17 things that, you know, some astonishing things that have  18 come to light apparently recently and so forth, that it  19 can't go unmonitored, but I think that has to be done in  20 a careful way and a considered way, so as not to stifle  21 completely that very necessary, I think, open ability to  22 engage between the police both, as I said, as  23 a corporate identity and both -- and with those officers  24 within it.</p> <p>25 If I could explain, I think it's an endlessly</p> <p style="text-align: center;">Page 11</p>
<p>1 questions. What adjustments, if any, do you think are  2 currently required?</p> <p>3 A. Well, I would really endorse things that have been said  4 by a couple of my colleagues and counterparts this  5 morning, which is that I think at one point in my  6 answers to you I talked about Elizabeth Filkin's  7 findings when she said that contact with the media was  8 permissible but not unconditional, and I said it has  9 always been so. That's always been the case. And it's  10 always been -- policing is always moving, it's always in  11 action, and so is the media, and thus these arrangements  12 need to be constantly looked at, I think, by both sides,  13 because it's not as if there aren't disagreements and  14 things don't go wrong sometimes and things have to be --  15 you know, we need to sometimes sit down and say how are  16 we going to make sure this kind of problem doesn't occur  17 again? You know, you perhaps need to put new facilities  18 in place, we perhaps need to take a different approach  19 to things.</p> <p>20 I'm a great believer in it's about deft adjustments,  21 delicate adjustments rather than some kind of scorched  22 earth policy, a carpet bombing of the whole system or  23 whatever, and breaking it down and starting again.</p> <p>24 LORD JUSTICE LEVESON: Wonderful headlines, Mr Edwards,  25 carpet bombing of the system. But put some reality</p> <p style="text-align: center;">Page 10</p>	<p>1 fascinating topic, but in broad terms the police tends  2 to run, and always has done, and probably always will  3 do, on a blame culture, and that's to say that at times  4 like this, the police will invoke a policy of "If  5 there's any doubt attached to this, I won't do it".  6 They'll take the easier option. They will say, "At the  7 moment we're under fire, we're under criticism, so what  8 are we going to do? Well, the safest path is simply to  9 close down as much engagement as possible."</p> <p>10 But I think after a while what tends to happen is  11 things then -- matters occur that cause sensible people  12 to think, "Hang on, this isn't working either. We've  13 got to get back to some kind of normality." It's just  14 a question -- and if I was still very active as a crime  15 correspondent, I'm sure I would be having these  16 conversations at the police college, at Scotland Yard,  17 and say to people, "How are we going to redress the  18 balance so that it's more transparent, but without  19 squeezing off that very necessary need to engage at  20 a number of different levels on a huge range on topics?"  21 It's a difficult problem.</p> <p>22 I am not sure that requiring all police officers all  23 the time to note and report any meeting with a member of  24 the media is necessarily the answer. I think that  25 I would like to see a situation where we had a more</p> <p style="text-align: center;">Page 12</p>

<p>1 <b>common sense approach based on ethicality, on good</b>                  2 <b>judgment, on integrity, where if things have gone</b>                  3 <b>a little bit astray in the past, they need to be brought</b>                  4 <b>back into line, but it doesn't need to be -- I don't</b>                  5 <b>think it needs a draconian approach.</b>                  6 LORD JUSTICE LEVESON: To some extent, that's motherhood and                  7 apple pie, isn't it? Of course nobody could dissent                  8 from that. The problem is how you check on it.                  9 Let me take a different problem entirely, which you                  10 may be familiar with. Some years ago, the police got                  11 into terrible trouble in relation to their use of                  12 informers, and so there was devised a scheme which                  13 required a great deal to be noted down, and all contact                  14 recorded, so that it became much more available and                  15 therefore, if relevant to a criminal trial, could be                  16 exposed and analysed. And I think then -- and I'm going                  17 back in my own dealings with the criminal law -- there                  18 was a great concern that that would shut off --                  19 <b>A. Yes.</b>                  20 LORD JUSTICE LEVESON: -- informants, but the system still                  21 operates, and I think has demonstrably worked.                  22 Now, I'm not suggesting that one has to treat                  23 journalists like informers; they're quite different,                  24 it's a different problem. And, of course, nothing of                  25 the relationship will ever likely impinge on a criminal</p> <p style="text-align: center;">Page 13</p>	<p>1 what could work and what won't work, and as in your                  2 capacity as the President of the Crime Reporters                  3 Association, it seems to me that your association par                  4 excellence is in a position to give me the press                  5 perspective on what might work, provided only that you                  6 recognise, as you do, that there has to be some -- I've                  7 used the word "audit" -- mechanism to ensure that this                  8 is not just a free-for-all.                  9 <b>A. I agree with you, my Lord. I think that I have said</b>                  10 <b>earlier in this dialogue that one of the things I think</b>                  11 <b>we exist for is to find ways to reach accords with the</b>                  12 <b>law enforcement authorities, and I think that's probably</b>                  13 <b>what we're going to have to do now, is to find new</b>                  14 <b>working practices that satisfy the -- you know, the new</b>                  15 <b>criteria I suppose you would call it. There needs to</b>                  16 <b>be, I guess, more transparency from both sides. How we</b>                  17 <b>achieve that, the detail, I'm not sure about at the</b>                  18 <b>moment, but I think it's inevitable that we need to go</b>                  19 <b>down that road.</b>                  20 LORD JUSTICE LEVESON: If your association would like to                  21 think about it and send me something, I've said this to                  22 a number of people, I'm very happy to receive it and to                  23 take it into account. I have the will to try to find                  24 a way to make it work, because in relation to the                  25 publication of information about criminal justice I have</p> <p style="text-align: center;">Page 15</p>
<p>1 trial. But I am concerned to find some way of                  2 redressing that balance without stifling all that is                  3 important, because you may have heard me say it is                  4 critical for consensual policing that the public are                  5 engaged, and that the public are prepared to come                  6 forward to the police and help criminal investigations                  7 for the good of society, the community. One of the ways                  8 that the police can communicate with the public is                  9 through the press, and it's a critically important way.                  10 So I don't want to lose any of that, but you are                  11 right when you say there has to be some balance, there                  12 has to be some check. The question is: What would do                  13 it?                  14 <b>A. Yes, my Lord. I entirely accept your point. I don't</b>                  15 <b>have an answer, I'm afraid, at the moment. And I think</b>                  16 <b>whatever systems are put in place will need the facility</b>                  17 <b>for further fine-tuning, if you see what I mean, for</b>                  18 <b>adjustment later, because it is complex.</b>                  19 LORD JUSTICE LEVESON: The reason I ask you -- don't get me                  20 wrong, I'm not trying to shuffle off the responsibility                  21 that I have onto you. You're entitled to say, "I'm                  22 retired now, I've had enough of this", but actually it's                  23 exactly the same that I've been talking about in                  24 relation to regulation of the press. This was your                  25 business. You have all of the experience of knowing</p> <p style="text-align: center;">Page 14</p>	<p>1 a very strong view as to how important it is, so I'm                  2 happy to think about anything that is suggested and                  3 I don't ask you to come up with a signed and sealed                  4 agreement, that may be unfair on you, but I would be                  5 interested in anything you have to say. Not now, but --                  6 <b>A. I have noted your suggestion, and I will talk to my</b>                  7 <b>members and suggest that we do engage with you and try</b>                  8 <b>and come up with some kind of strategy in this</b>                  9 <b>direction.</b>                  10 LORD JUSTICE LEVESON: Thank you.                  11 MR JAY: Mr Edwards, I have been asked to raise with you                  12 a point in relation to what happened to you when you                  13 were the victim of crime. We don't need to know the                  14 details, if you follow me, but you say you had a lengthy                  15 meeting with senior police officers. It's towards the                  16 middle of page 09510, the second page of your statement.                  17 They were unchaperoned by police officers. Do you think                  18 it's the position that you received preferential                  19 treatment because they knew you were a journalist or was                  20 it more to do with the nature of the crime?                  21 <b>A. I have to say that I wasn't satisfied with the police</b>                  22 <b>response in this particular matter, which was quite</b>                  23 <b>recent, but I remembered, through my association with</b>                  24 <b>the police college, that I actually knew the borough</b>                  25 <b>commander where I lived, so I approached him directly</b></p> <p style="text-align: center;">Page 16</p>

1 and essentially put a flea in his ear and said, "Look,  
 2 I'm not satisfied with the approach that your people  
 3 have taken". So frankly yes, I suppose I did use that  
 4 situation to my advantage, but the point was a general  
 5 one. Anybody should have been able to do what I did and  
 6 demand a better response.

7 Q. I understand. A lot of the points you've made on the  
 8 following pages of your statement you have developed  
 9 orally for us in any event. Can I deal with the point  
 10 you make in this statement and in your supplementary  
 11 statement, question 68. Page 09516. I don't know  
 12 whether you're working from the same pagination at the  
 13 bottom of the page, but no doubt you'll find question  
 14 68.

15 A. Yes.

16 Q. It's really question 69, when you were present in May  
 17 2004 when officers ambushed a gang of robbers. Can you  
 18 tell us a little bit about that, please, and the  
 19 circumstances in which you were present on that occasion  
 20 and then a future occasion?

21 A. Yes, certainly I can. Well, historically, around about  
 22 that time, the early part of the -- that decade, there  
 23 were a whole series of robberies in and around the  
 24 Heathrow Airport area for very high-value cargoes. They  
 25 were mostly actually computer chips that were arriving

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1 in the freight holds of airliners from the Far East and  
 2 they were being moved on to what is sometimes referred  
 3 to as Britain's silicon valley, down the Thames Valley  
 4 in Reading and Slough and places like that. It became  
 5 so damaging to the industry that Scotland Yard were  
 6 almost obliged to set up a special operation to deal  
 7 with this specific problem, and it was known as  
 8 Operation Grafton.

9 It was an operation that I was quite interested in,  
 10 very interested in, I suppose, and I made some enquiries  
 11 about it and wrote a couple of stories about it.

12 I can't remember the exact circumstance, but at some  
 13 point the previous year in 2003 I had been talking to  
 14 a couple of officers who were involved in this operation  
 15 and they said, "We've actually -- we think we're  
 16 actually on the cusp of making some big inroads into  
 17 this, we think we've identified people who are involved  
 18 and you might be seeing some results quite soon."

19 I, without much hope of success really, I think,  
 20 I sort of said, well -- because there's been a history  
 21 of police allowing some journalists in certain  
 22 circumstances out on certain operations, I said would it  
 23 be possible if I was to, in a very -- you know, adhering  
 24 to strict controls and guidelines, if I could be allowed  
 25 some kind of access to this operation.

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1 In short, I think one of these officers said, "Why  
 2 don't you make a formal approach through the usual  
 3 channels and see what the reaction would be?" So  
 4 I approached the head of the Press Bureau then, who was  
 5 a man -- he's retired now -- called Robert Cox, Bob Cox,  
 6 who worked for Dick Fedorcio. He was not Dick's deputy,  
 7 but he was the head of the Press Bureau.

8 To cut a long story short, I was able to meet with  
 9 higher chains of command, we had a number of  
 10 conversations about this and a sort of in-principle  
 11 agreement was worked out that if we were prepared to  
 12 adhere to certain -- you know, a lot of guidelines, we  
 13 could be allowed along to have some access to such an  
 14 operation.

15 In the event, it started with one operation, and  
 16 I think between October and Christmas 2003, I think  
 17 I was probably with a police team on ten to a dozen  
 18 different occasions near Heathrow, and I had made a  
 19 point, incidentally, of saying to them, "I do not want  
 20 to know the details of this job until it is completed";  
 21 in other words I was very conscious of the fact I did  
 22 not want at any point to be -- if anything went wrong,  
 23 anybody to say, "You were the leak on this", or "The  
 24 problem was caused by you". All I said, in the most  
 25 general terms, "I don't need to know the who, the what,

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1 the why. If things unfold in front of me, that will be  
 2 fine, but I don't want to know in advance exactly what's  
 3 going on." All I knew was that they were hoping to  
 4 ambush some robbers in the commission of a crime near  
 5 Heathrow, and in the event it went into the new year  
 6 2004 and that robbery plan -- or the police ambush plan  
 7 had to be stood down.

8 But we kept the engagement going and essentially  
 9 they said, "Look, you've abided by the conditions that  
 10 we put on this, we think it's a workable plan and if  
 11 another suitable job comes online, we will consider  
 12 allowing you access to it." I was happy to go along  
 13 with that, and in fact then in May 2004, at very short  
 14 notice, I think on a Sunday, I was called at home by an  
 15 officer who said, "If you can get to a particular  
 16 location at 4 o'clock tomorrow morning, I think you  
 17 might find it interesting", and that morning I was  
 18 accompanied by two police officers and we drove in the  
 19 direction of Heathrow Airport, and once again  
 20 I deliberately did not ask what the target was or any  
 21 details of the job until much later on in the morning,  
 22 and about two hours before it all came to fruition, one  
 23 of the officers said, "Look, in broad terms there are  
 24 two very valuable cargoes arriving at the airport this  
 25 morning from different locations around Europe, one is

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<p>1 gold bullion, one is cash, and we think, because of                  2 a various combination of circumstances, that a team of                  3 armed robbers may attempt to steal this load this                  4 morning."                  5 I still didn't know where the location was going to                  6 be, I had none of the details at all, and at about                  7 10 o'clock on that morning we were actually thinking it                  8 probably wasn't going to go ahead, and I said to one of                  9 the officers, "If this doesn't take place today, when                  10 might it come back online?" and he said to me, "I think                  11 it may not come back online again ever or it might come                  12 back in a couple of weeks' time", and I said nothing                  13 ventured, nothing gained, and more or less at that                  14 moment he received a phone call that essentially said,                  15 "They're here", and we were probably a mile or two back                  16 from the warehouse at Heathrow that was under attack.                  17 When we got there the robbers had already been                  18 detained by the police, and the officers that were                  19 chaperoning me said, "Wait in the car until we come                  20 back", they went into the warehouse, they came back and                  21 said, "The situation is under control now, you can come                  22 in". I was accompanied by a photographer, by the way.                  23 That was all part of the agreement.                  24 I went in and there were a number of men who were                  25 still masked actually handcuffed in various locations</p> <p style="text-align: center;">Page 21</p>	<p>1 the Flying Squad in 2004, and as I've said in my                  2 statement to you, he in essence inherited me.                  3 So I felt while we're talking about -- while we're                  4 scrutinising the type of relationship that exists                  5 sometimes between the police and the media, it was                  6 important to correct Ms Hames' misapprehensions about                  7 that.                  8 Q. She also made a point about possible prejudice to a fair                  9 trial, because the photograph, I think, was on the front                  10 page of the Daily Mirror.                  11 A. It was.                  12 Q. But you deal with that in your statement.                  13 A. Yes. Do you want me to --                  14 Q. Yes.                  15 A. Yes, this is part of -- you know, if you're a specialist                  16 reporter, you know about these issues before you even                  17 embark on the project, so of course it was something                  18 that was -- I had considered and was discussed in great                  19 detail, in great length, with -- by the way, I said in                  20 my statement, up to a very high level within the                  21 Metropolitan Police, up to an Assistant Commissioner                  22 level, before my involvement was authorised. I think                  23 the Assistant Commissioner at the time was                  24 Tarique Ghaffur, who allowed this to happen.                  25 We said was there any way that a prosecution might</p> <p style="text-align: center;">Page 23</p>
<p>1 around the warehouse, and my photographer was given free                  2 access to take various photographs. I know this has                  3 been referred to before by one of your previous                  4 witnesses. It was very successful from our point of                  5 view. The police were very pleased, I think. I think                  6 they were pleased because I think it showcased the fact                  7 that they were on top of serious crime problems so, yes,                  8 it was mutually beneficial, I guess, in that respect.                  9 Q. Jacqui Hames said in her evidence that the reason why                  10 you were allowed to tag along at the last minute was                  11 thanks to your close association with one of the Flying                  12 Squad supervisory officers. You address that in your                  13 supplementary statement.                  14 A. Yes. It's demonstrably wrong.                  15 Q. Because?                  16 A. Because in fact, as I've explained to you, I had not                  17 been allowed to, quote unquote, "tag along at the last                  18 minute". It had in fact been an operation that was                  19 seven months in the birthing process, I guess you could                  20 call it that, and in fact the officer I know who she's                  21 alluding to was not actually on the Flying Squad at the                  22 time that I made an approach to be given access to this                  23 operation, but he had been what was called a level                  24 transfer. He hadn't been promoted, but he had been                  25 moved from Operation Trident, where he was in 2003, to</p> <p style="text-align: center;">Page 22</p>	<p>1 be jeopardised or prejudiced by our presence there? We                  2 talked about the identification issue, and we agreed                  3 that essentially identification would not be an issue,                  4 in other words if they were there and were arrested                  5 holding weapons and masked and so forth, they couldn't                  6 very -- they were not in a position to argue, "It wasn't                  7 us, it must have been someone else". So as I said,                  8 we -- there were some -- there was a lot of negotiation                  9 to satisfy all the requirements to allow us to do the                  10 job. In fact, in my experience, it was really almost                  11 a one-off.                  12 Q. If you were asked to describe the public interest in you                  13 being there, and indeed what flowed from you being there                  14 and the piece that came out in the Daily Mirror with the                  15 photograph, how would you describe that?                  16 A. I'm sorry?                  17 Q. It's a slightly convoluted question. What was the                  18 overall public interest, do you think, in you being                  19 invited along?                  20 A. I think it was entirely legitimate. I think that there                  21 was a very serious crime problem at the airport at that                  22 time. As I said, there had been a catalogue, I think                  23 several dozen serious crimes over several years                  24 associated with cargoes coming into Heathrow at that                  25 time, so I think that it was -- there was legitimate</p> <p style="text-align: center;">Page 24</p>

<p>1 public interest in that. It was affecting a high-tech 2 industry. There were public safety implications, there 3 was a whole raft of good reasons or reasons that made it 4 legitimate, I thought.</p> <p>5 Q. Okay.</p> <p>6 A. So I think that, you know, yes, it was -- in every way 7 it was quite legitimate as an exercise.</p> <p>8 LORD JUSTICE LEVESON: Could I just ask you a question about 9 that, because you legitimately can argue, and you do, 10 that you were invited to go along on this operation 11 after months of planning and applications and 12 discussions and there it was, so you acquired this 13 opportunity by dint of your own reputation built up over 14 years and your --</p> <p>15 A. Partly, yes.</p> <p>16 LORD JUSTICE LEVESON: -- and your persistence with senior 17 officers in the Met asking to do this. Now, that's one 18 side of it. The other side of it is that actually this 19 was a magnificent photo opportunity story, however many 20 times you had to go to do it, and therefore it really 21 should be open to more, rather than just somebody who, 22 because he's been around for a long time, people know, 23 can receive that sort of result. You understand --</p> <p>24 A. I do understand the point you're making, my Lord. 25 Anybody can request -- any reporter could request access</p> <p style="text-align: center;">Page 25</p>	<p>1 and there's some information which they, for various 2 reasons, say we'll only talk about this if we're asked 3 to do so.</p> <p>4 I think this came under the heading of that, 5 essentially, that I had shown an interest in 6 Operation Grafton, apparently nobody else had. As 7 a result of that, my continuing interest in it, as you 8 say, I saw an opportunity and was able to reach an 9 agreement to get access to -- and also, of course, in 10 a real sense, because of the nature of what was going 11 on, it would have been impossible for the police to 12 accommodate a coachful of reporters.</p> <p>13 LORD JUSTICE LEVESON: Of course they can't. The question 14 is whether there has to be some rather more open policy 15 about allowing different titles to take advantage of 16 these opportunities.</p> <p>17 A. But they do that, my Lord. As I said, it would have 18 been open to anybody to request that facility had they 19 wanted to. There was a huge time commitment involved, 20 not everybody wants to do that, but the police are 21 usually quite good at -- you know, if the request is 22 reasonable -- at granting that facility to anybody who 23 asks.</p> <p>24 LORD JUSTICE LEVESON: Okay.</p> <p>25 A. I don't think any partiality was shown, if you see what</p> <p style="text-align: center;">Page 27</p>
<p>1 to a police operation. As you know, reporters are 2 frequently given access to police operations. I mean, 3 I would -- let's look at the nightly menu on television. 4 If you watch traffic cops or any one of these fly on the 5 wall series, some of which are very good, actually, 6 that's journalists being given long-term access to 7 police operations in a particular area of the country, 8 and that's at the discretion of chief constables, 9 wherever they happen to be.</p> <p>10 In a broader picture, the police also operate -- 11 certainly the Metropolitan Police operate with their 12 Press Bureau what is called an "if asked system". 13 That's to say officers might arrest somebody for 14 a particular offence, and although they do not 15 necessarily make public that information, if I get to 16 hear about it one way or another and I ring up the 17 police and say, "I'm really interested to know", the 18 Press Bureau of the police, and say, "I'm told that you 19 arrested a man in connection with this homicide", or 20 whatever, "and I want it on an if asked only basis", 21 they would confirm that indeed a 36-year-old man has 22 been arrested today in connection with this offence, but 23 they won't disseminate that information generally.</p> <p>24 So there's a decision-making process which there's 25 some information they disseminate generally all the time</p> <p style="text-align: center;">Page 26</p>	<p>1 I mean, in that case. I was not -- I don't think that 2 I got that because it was a special favour in any way. 3 It was an endeavour on my behalf that met with success.</p> <p>4 MR JAY: Detective Superintendent Phillips who phoned you up 5 on the Sunday in May before the successful operation, 6 was he a contact of yours?</p> <p>7 A. I did know Mr Phillips prior, yes.</p> <p>8 Q. Was he a friend of yours?</p> <p>9 A. Yes, I would say he was a friend of mine, yes. Over 10 a long period of time, I've probably known Mr Phillips, 11 prior to that event, for 15 or 20 years.</p> <p>12 Q. Do you think it was that friendship which caused him to 13 phone you up the day before?</p> <p>14 A. No, absolutely not. That's the whole point I'm making 15 here. At its inception, he was nothing to do whatsoever 16 with Operation Grafton. As I said, what happened was in 17 the interim period he had been transferred to that 18 section of the police which was dealing with 19 Operation Grafton, so as I said in my statement to you, 20 in essence he inherited me along with the job.</p> <p>21 LORD JUSTICE LEVESON: Yes. As I understand what you've 22 said, you'd got this access for a quite different 23 operation.</p> <p>24 A. That's right.</p> <p>25 LORD JUSTICE LEVESON: That had come to nothing. So what</p> <p style="text-align: center;">Page 28</p>

7 (Pages 25 to 28)

1 they were saying to you was "We're very sorry for that,  
 2 you've spent a lot of time in it, therefore when  
 3 something else comes along, if it comes along, you'll be  
 4 the first port of call"?

5 **A. Yes. And in fact it may have been -- the outcome would  
 6 have been the same if Mr Phillips and I had never met  
 7 before, or whether we did know each other well, and it  
 8 is a fact that of course I come to meet -- have met lots  
 9 of people like Mr Phillips over the years, so there was  
 10 nothing unusual about that.**

11 MR JAY: Thank you. Question 67, if I can go back a page or  
 12 two, our page 09516. You give a pungent example of  
 13 receiving an anonymous tip and the consequences of that.  
 14 A chief constable is caught exceeding the speed limit in  
 15 a radar trap operated by his own officers. How often  
 16 did you get that sort of tip?

17 **A. Not very often. Sorry, which --**

18 Q. Question 67.

19 **A. Not very often, but sometimes police officers -- you  
 20 could tell they were police officers usually just by  
 21 their phraseology -- if they felt aggrieved about  
 22 certain things would ring anonymously and sometimes they  
 23 would ring anonymously a lot. You would have a dialogue  
 24 with somebody whose identity you never knew. Sometimes  
 25 you could guess at their motivation. I think on this**

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1 occasion I think I've said in my response to the  
 2 question that I think that whoever it was called me was  
 3 disgruntled about having his working patterns disrupted  
 4 by changes in force policy, and it was quite an  
 5 interesting story, because I think actually it had been  
 6 one of the first forces in the country to take all their  
 7 motorway patrols and return them to ordinary policing  
 8 duties, it was making them do more real police work, and  
 9 then two or three weeks later the same voice rang me and  
 10 said, "Guess what happened last night". That's  
 11 perfectly legitimate to follow that through. But of  
 12 course it had to be checked properly with -- I think in  
 13 this case it was the Surrey force, and they immediately  
 14 confirmed that that was in fact what had happened.

15 Q. But that doesn't flow from any inappropriate  
 16 relationship you had; it flows from the fact that you're  
 17 well-known as a crime correspondent and you're bound to  
 18 be the recipient of such tips?

19 **A. People from all walks of life contact the media all the  
 20 time, and that doesn't exclude some police officers and  
 21 people who work with them.**

22 LORD JUSTICE LEVESON: What do you think about that sort of  
 23 tip-off? I mean the example of the chief constable is  
 24 one, but it could be, "We're just about to arrest  
 25 celebrity X", and magically at 4 o'clock in the morning

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1 or 5 o'clock in the morning there are photographers  
 2 there to do it. Or, "We have famous person Y coming to  
 3 the police station to answer questions", so that when he  
 4 or she leaves the police station, there's a whole pack  
 5 of reporters and photographers. Doesn't that  
 6 demonstrate a lack of professionalism by the police?

7 **A. You might argue so, but I guess that the reality of  
 8 a situation like that, my Lord, would be that if  
 9 a police officer or somebody I thought was a police  
 10 officer said, "You need to get somebody down to  
 11 such-and-such a police station because we've just  
 12 arrested the captain of the England football team", if  
 13 I don't tell my boss and respond to that situation, and  
 14 he decides to ring a main rival, then I have a serious  
 15 problem. I don't necessarily approve of it personally,  
 16 but it's hard to mitigate.**

17 LORD JUSTICE LEVESON: No, to that extent one can't  
 18 criticise the press. If the press get the information,  
 19 of course this is a story, but it might be a consequence  
 20 of the nature of relationships that have been developed  
 21 and also it may be a consequence of the slightly blurred  
 22 line that perhaps some officers operate.

23 **A. Yes, I suppose it might. It's hard for me to comment on  
 24 that, because I -- yes, I can understand the point  
 25 you're making.**

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1 LORD JUSTICE LEVESON: I mean, we had evidence last year  
 2 from celebrity Z, and I'm always giving -- I won't talk  
 3 about the captain of the cricket team because then I'll  
 4 get into trouble for doing that, so if I just give  
 5 letters to people -- who reported some incident to the  
 6 police, and the first person there wasn't a policeman  
 7 but a reporter, or a photographer, and I understand why  
 8 the reporter or photographer might do that, but it  
 9 doesn't really reflect very well upon the police.

10 **A. I would agree with you. But I don't know how you  
 11 mitigate about that sort of thing in an open society.**

12 LORD JUSTICE LEVESON: No, well, that's why everybody has to  
 13 understand the lines.

14 **A. Yes. But the point is you can bring in -- I guess this  
 15 point has already been made by colleagues of mine  
 16 here -- all the checks and balances, the control  
 17 procedures that you like, but you can't stop  
 18 a disgruntled police officer going to a telephone kiosk  
 19 and ringing the news desk of the Daily Mirror for  
 20 whatever reasons are motivating that person.**

21 LORD JUSTICE LEVESON: No, you have to provide him with  
 22 avenues of whistle-blowing of his own and hope that his  
 23 professional integrity doesn't let him down, I suppose.

24 **A. Indeed. And in fact I have had examples during my  
 25 career where on one or two occasions people I have**

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<p>1 <b>believed to be, because of their knowledge, police</b></p> <p>2 <b>officers have contacted me anonymously to draw attention</b></p> <p>3 <b>to serious matters of wrongdoing within the Police</b></p> <p>4 <b>Service that have caused me to complete the circle by</b></p> <p>5 <b>saying that this matter is so sensitive --</b></p> <p>6 LORD JUSTICE LEVESON: That's why I say you need adequate</p> <p>7 whistle-blowing.</p> <p>8 <b>A. Yes.</b></p> <p>9 MR JAY: Mr Edwards, one can understand why police officers</p> <p>10 might have wanted to approach you off the record,</p> <p>11 anonymously or whatever, owing to your reputation,</p> <p>12 really, but do you think that some of your more junior</p> <p>13 colleagues, perhaps, may have sought to gain access to</p> <p>14 police favours by fostering an overcosy relationship?</p> <p>15 <b>A. I can't exclude it.</b></p> <p>16 Q. Are there any matters you feel able to draw to our</p> <p>17 attention?</p> <p>18 <b>A. No, I don't think there are, because I think in order to</b></p> <p>19 <b>do so I would have to be very specific. I can only say</b></p> <p>20 <b>that there have been times in my life where I have --</b></p> <p>21 <b>I mean, I -- because I was a senior staff reporter at</b></p> <p>22 <b>the Mirror, I was expected to mentor to some extent some</b></p> <p>23 <b>other reporters on occasions, or reporters would</b></p> <p>24 <b>frequently come to me for advice. You know, younger</b></p> <p>25 <b>members of staff. And on occasions I had to draw to</b></p> <p style="text-align: center;">Page 33</p>	<p>1 <b>an organisation of 50,000 individuals, if you don't</b></p> <p>2 <b>behave to a high standard, your reputation -- you know,</b></p> <p>3 <b>reputation will soon get around for being somebody who</b></p> <p>4 <b>there's a health warning attached to.</b></p> <p>5 <b>I think the biggest problem that I've observed over</b></p> <p>6 <b>the years is reporters who are not specialised but do</b></p> <p>7 <b>inevitably, because it's an open society and they go to</b></p> <p>8 <b>Crown Court trials or whatever, who meet police</b></p> <p>9 <b>officers, they might get into inappropriate</b></p> <p>10 <b>relationships with them, and sometimes they cut corners</b></p> <p>11 <b>or they do things as part of their job where they're not</b></p> <p>12 <b>worried, not concerned as I would have to be, about</b></p> <p>13 <b>having to come back the next day and deal with the same</b></p> <p>14 <b>people in the same organisation, but this time about</b></p> <p>15 <b>a fresh topic. They're not worried about how they're</b></p> <p>16 <b>perceived afterwards, they're simply -- it's</b></p> <p>17 <b>short-termism for them.</b></p> <p>18 <b>With the Crime Reporters Association, the majority</b></p> <p>19 <b>of these people are dedicated professionals, in it for</b></p> <p>20 <b>the long term, but that's not universal throughout the</b></p> <p>21 <b>business, and I have on occasions been annoyed about the</b></p> <p>22 <b>activities of some reporters because they've acted</b></p> <p>23 <b>inappropriately and it's people like me that have to</b></p> <p>24 <b>clear up the mess afterwards.</b></p> <p>25 LORD JUSTICE LEVESON: I don't know, it may be that you've</p> <p style="text-align: center;">Page 35</p>
<p>1 <b>their attention the dangers of going down perhaps</b></p> <p>2 <b>certain roads of where they could be compromised or even</b></p> <p>3 <b>be in danger of more serious consequences in</b></p> <p>4 <b>a particular relationship.</b></p> <p>5 Q. Finally, the Inquiry received evidence, particularly in</p> <p>6 the first week, which arguably showed overcosy,</p> <p>7 inappropriate relationships, but I'm not forming</p> <p>8 a judgment here. Did any of that evidence cause you any</p> <p>9 surprise?</p> <p>10 <b>A. I haven't -- I have tried to read as much as possible,</b></p> <p>11 <b>and I haven't, for various circumstances, been able to</b></p> <p>12 <b>see everything that's gone through. Could you</b></p> <p>13 <b>perhaps --</b></p> <p>14 Q. Well, I don't really want to ask you a leading question,</p> <p>15 you see, Mr Edwards, because then that would be</p> <p>16 judgmental. If there's nothing in particular, that's</p> <p>17 fine.</p> <p>18 <b>A. Okay, I would say this. I would say that I've heard</b></p> <p>19 <b>some offhand remarks made about the Crime Reporters</b></p> <p>20 <b>Association during this proceeding, and in the main</b></p> <p>21 <b>I would say that we aren't the main problem for the</b></p> <p>22 <b>police with journalists and I'll tell you why that is.</b></p> <p>23 <b>First of all, we have to be self-governing. We have to</b></p> <p>24 <b>adhere to carefully considered codes of conduct because</b></p> <p>25 <b>although, for instance, the Metropolitan Police might be</b></p> <p style="text-align: center;">Page 34</p>	<p>1 provided them to the Inquiry, and I just can't bring</p> <p>2 them to mind, but if the Crime Reporters Association</p> <p>3 does have its own code of conduct, could you provide</p> <p>4 a copy?</p> <p>5 <b>A. Yes, I can do that for you, my Lord.</b></p> <p>6 MR JAY: Those are all the questions I had for you,</p> <p>7 Mr Edwards.</p> <p>8 <b>A. Thank you.</b></p> <p>9 LORD JUSTICE LEVESON: Thank you very much indeed,</p> <p>10 Mr Edwards.</p> <p>11 Discussion re procedure</p> <p>12 MR JAY: I don't know where we are with the issue we left</p> <p>13 open this morning.</p> <p>14 LORD JUSTICE LEVESON: Let's find out where we are with all</p> <p>15 these issues. Is there any further information? I'm</p> <p>16 very content, Mr Garnham, to leave it to you to discuss</p> <p>17 with Mr Jay outside the focus of the Inquiry room.</p> <p>18 MR GARNHAM: It seems to me it might be useful if Mr Jay and</p> <p>19 Mr Phillips and I had a word as to the best way in which</p> <p>20 this should be dealt with, and it's probably best dealt</p> <p>21 with outside here.</p> <p>22 LORD JUSTICE LEVESON: I'm content with that entirely. You</p> <p>23 and Mr Phillips know perfectly well what I am trying to</p> <p>24 achieve and why I am trying to achieve it. Any way that</p> <p>25 I can appropriately achieve that I will consider.</p> <p style="text-align: center;">Page 36</p>

<p>1 MR GARNHAM: Sir. 2 LORD JUSTICE LEVESON: Thank you very much. 3 (3.05 pm) 4 (The hearing adjourned until 10 o'clock the following day) 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: center;">Page 37</p>	
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