



IRAQ HISTORIC ALLEGATIONS TEAM

The Iraq Historic Allegations Team (IHAT) Quarterly update

IHAT QUARTERLY UPDATE - JULY TO SEPTEMBER 2016

Introduction and Aim

1. The aim of this document is to ensure that the public have access to relevant information that details the progress made by the IHAT. This includes noteworthy developments during the reporting period; the number of cases referred to the IHAT and the number of cases at each stage of the IHAT process. Information relating to the nature of the allegations and completed cases can be found elsewhere on the IHAT webpage.

Overview

2. Due to travel restrictions outwith the control of the IHAT, there has been no OP MENSA deployment during this period. Arrangements are in hand to attempt to overcome this issue and increase the number of interviews in the coming months.

IHAT Strategic Priorities:

3. The current strategic priorities of the IHAT include:
- a. Allegations of unlawful killing in the custody of British Forces.
 - b. Allegations of unlawful killing following contact with British Forces.
 - c. Allegations of unlawful killing of juveniles.
 - d. Allegations of serious ill treatment including rape, sexual assaults and Grievous Bodily Harm.
 - e. Allegations of ill treatment where the war-crime threshold has been met.

Cases Allocation

4. As at 30th September IHAT had received allegations of potential criminal behaviour relating to 3368 victims:

- 1555 will not be pursued for a variety of reasons (for example duplicates, not a criminal offence or not within the jurisdiction of the Service Justice System). This includes the four allegations reported as received in the last Quarterly Report which were returned to PIL with a request for a witness statement.
- 127 are still in initial assessment to determine whether they need to be addressed further.

5. This leaves allegations relating to 1686 potential victims which IHAT must consider, comprising:

- 325 allegations of unlawful killing.
- 1361 other forms of alleged ill treatment, ranging from serious sexual assault to common assault.

6. Of these, IHAT has closed or is in the process of closing 192 allegations, of which:

105 were of unlawful killing:

- in 103 cases the allegation of criminal behaviour was not sustainable;

- one soldier was referred to the DSP with a view to prosecution (DSP decided not to proceed); and
- one case was referred to the RAF Police for further investigation.

87 were of ill-treatment:

- In 85 cases the allegation of criminal behaviour was not sustainable,
- one soldier was referred to his Commanding Officer for disciplinary action (and was fined £3,000).
- one soldier was referred to the DSP with a view to prosecution (DSP decided not to proceed).

7 The remaining 1494 allegations are subject to further work.

Predicted Caseload

8. The IHAT continues to review allegations of unlawful killing and ill treatment submitted by PIL and other legal representatives. These allegations have been subdivided into twelve caseloads in order to manage the receipt and flow of cases within the organisation. These are summarised as follows:

Figure 1: Summary of Current and Predicted IHAT Caseloads¹

CASELOAD	DETAILS	CURRENT STATUS
Caseload 1	Original IHAT caseload registered up to 18 November 2014.	Allocated to the IHAT (Previous to 18 November 2014)
Caseload 2	Criminal allegations identified within civil claims allocated from 18 November 2014.	Allocated to the IHAT (Allocated 18 November 2014)
Caseload 3	Additional criminal allegations received by the IHAT from PIL between August and October 2014.	Allocated to the IHAT (Allocated 28 January 2015)
Caseload 4	Additional criminal allegations identified by the IHAT Investigation/Interview Teams since 18 November 2014.	Allocated to the IHAT (Allocated 10 August 2016)
Caseload 5	Additional criminal allegations received by the IHAT from PIL between October and December 2014.	Allocated to the IHAT (Allocated 15 July 2015)
Caseload 6	Additional criminal allegations received by the IHAT from PIL since 1 January 2015.	Allocated to the IHAT (Allocated 17 July 2015)
Caseload 7	Additional criminal allegations received in March 2015 relating to Al Sweady Inquiry.	Allocated to the IHAT (Allocated 31 March 2015) All cases have been closed
Caseload 8	Additional criminal allegations identified in the narratives of Claim Register entries provided by PIL where no specific complaint has been submitted by PIL.	Analysis in progress
Caseload 9	Additional criminal allegations received by the IHAT from PIL and other legal representatives since 1 April 2015.	Allocated to the IHAT (Allocated 2 December 2015)
Caseload 10	Additional criminal allegations identified by the IHAT Investigation/Interview Teams since 10 September 2015.	Analysis in progress (4 victims added to date)
Caseload 11	Additional criminal allegations received by the IHAT from PIL since 22 October 2015.	Allocated to the IHAT 14 April 2016
Caseload 12	Four additional criminal allegations received by the IHAT from PIL since 23 March 2016.	Caseload closed 5 September 2016. Cases not allocated to the IHAT

¹ Purple - caseloads allocated by PM(N); Blue – completed caseloads; White – yet to be allocated to the IHAT by PM(N)

Status of Current IHAT Caseload: Allegations of Unlawful Killing

9. The current status of the IHAT caseload is shown below and reflects the status of cases against those provided for the previous Quarterly Report.

Figure 2A: Status of Unlawful Killing Allegations in IHAT Caseload 1:

CASELOAD 1 OVERALL STATUS count by victims	Number of victims as at 30 Jun 16	Number of victims as at 30 Sep 16
Receipt	0	0
Pre-Investigation	5	4
Investigation	17	17
In the process of being closed <i>(Dep Hd instructed that no further investigative work is to be undertaken. Final Reports being drafted for submission to Director IHAT).</i>	18	1
Terminated	23	41
Total	63	63

Figure 2B: Status of Unlawful Killing Allegations in IHAT Caseload 3:

CASELOAD 3 OVERALL STATUS count by victims	Number of victims as at 30 Jun 16	Number of victims as at 30 Sep 16
Receipt	0	0
Pre-Investigation	94	72
Investigation	4	14
In the process of being closed <i>(Dep Hd instructed that no further investigative work is to be undertaken. Final Reports being drafted for submission to Director IHAT).</i>	9	14
Terminated	1	8
Total	108	108

Figure 2C: Status of Unlawful Killing Allegations in IHAT Caseload 4:

CASELOAD 4 OVERALL STATUS count by victims	Number of victims as at 30 Jun 16	Number of victims as at 30 Sep 16
Receipt	0	0
Pre-Investigation	2	0
Investigation	1	2
In the process of being closed <i>(Dep Hd instructed that no further investigative work is to be undertaken. Final Reports being drafted for submission to Director IHAT).</i>	0	1
Terminated	0	0
Total	3	3

Figure 2D: Status of Unlawful Killing Allegations in IHAT Caseload 5:

CASELOAD 5 OVERALL STATUS count by victims	Number of victims as at 30 Jun 16	Number of victims as at 30 Sep 16
Receipt	0	0
Pre-Investigation	16	15
Investigation	0	1
In the process of being closed <i>(Dep Hd instructed that no further investigative work is to be undertaken. Final Reports being drafted for submission to Director IHAT).</i>	2	2
Terminated	0	0
Total	18	18

Figure 2E: Status of Unlawful Killing Allegations in IHAT Caseload 6:

CASELOAD 6 OVERALL STATUS count by victims	number of victims as at 30 Jun 16	number of victims as at 30 Sep 16
Receipt	0	0
Pre-Investigation	53	51
Investigation	0	1
In the process of being closed <i>(Dep Hd instructed that no further investigative work is to be undertaken. Final Reports being drafted for submission to Director IHAT).</i>	27	9
Terminated	0	19
Total	80	80

Figure 2F: Status of Unlawful Killing Allegations in IHAT Caseload 9:

CASELOAD 9 OVERALL STATUS count by victims	number of victims as at 30 Jun 16	number of victims as at 30 Sep 16
Receipt	0	0
Pre-Investigation	6	6
Investigation	0	0
In the process of being closed <i>(Dep Hd instructed that no further investigative work is to be undertaken. Final Reports being drafted for submission to Director IHAT).</i>	0	0
Terminated	0	0
Total	6	6

Figure 2G: Status of Unlawful Killing Allegations in IHAT Caseload 11:

CASELOAD 11 OVERALL STATUS count by victims	number of victims as at 30 Jun 16	number of victims as at 30 Sep 16
Receipt	1	0
Pre-Investigation	36	37
Investigation	0	0
In the process of being closed <i>(Dep Hd instructed that no further investigative work is to be undertaken. Final Reports being drafted for submission to Director IHAT).</i>	0	0
Terminated	0	0
Total	37	37

2.8 Status of Current IHAT Caseload: Allegations of Ill Treatment

Figure 3A: Status of Ill Treatment Allegations in IHAT Caseload 1:

CASELOAD 1 OVERALL STATUS count by victims	number of victims as at 30 Jun 16	number of victims as at 30 Sep 16
Receipt	0	0
Pre-Investigation	158	157
Investigation	44	45
In the process of being closed <i>(Dep Hd instructed that no further investigative work is to be undertaken. Final Reports being drafted for submission to Director IHAT).</i>	15	11
Terminated	1	5
Total	218	218

Figure 3B: Status of Ill Treatment Allegations in IHAT Caseload 2

CASELOAD 2 OVERALL STATUS count by victims	number of victims as at 30 Jun 16	number of victims as at 30 Sep 16
Receipt	44	0
Pre-Investigation	79	123
Investigation	0	0
In the process of being closed <i>(Dep Hd instructed that no further investigative work is to be undertaken. Final Reports being drafted for submission to Director IHAT).</i>	33	0
Terminated	0	33
Total	156	156

Figure 3C: Status of III Treatment Allegations in IHAT Caseload 3:

CASELOAD 3 OVERALL STATUS count by victims	number of victims as at 30 Jun 16	number of victims as at 30 Sep 16
Receipt	18	0
Pre-Investigation	180	198
Investigation	1	1
In the process of being closed <i>(Dep Hd instructed that no further investigative work is to be undertaken. Final Reports being drafted for submission to Director IHAT).</i>	8	0
Terminated	0	8
Total	207	207

Figure 3D: Status of III Treatment Allegations in IHAT Caseload 4:

CASELOAD 4 OVERALL STATUS count by victims	number of victims as at 30 Jun 16	number of victims as at 30 Sep 16
Receipt	0	0
Pre-Investigation	1	0
Investigation	1	19
In the process of being closed <i>(Dep Hd instructed that no further investigative work is to be undertaken. Final Reports being drafted for submission to Director IHAT).</i>	0	1
Terminated	0	0
Total	2	20

Figure 3E: Status of III Treatment Allegations in IHAT Caseload 5:

CASELOAD 5 OVERALL STATUS count by victims	number of victims as at 30 Jun 16	number of victims as at 30 Sep 16
Receipt	271	0
Pre-Investigation	106	371
Investigation	1	7
In the process of being closed <i>(Dep Hd instructed that no further investigative work is to be undertaken. Final Reports being drafted for submission to Director IHAT).</i>	15	0
Terminated	0	15
Total	393	393

Figure 3F: Status of III Treatment Allegations in IHAT Caseload 6:

CASELOAD 6 OVERALL STATUS count by victims	number of victims as at 30 Jun 16	number of victims as at 30 Sep 16
Receipt	100	0
Pre-Investigation	155	250
Investigation	0	5
In the process of being closed <i>(Dep Hd instructed that no further investigative work is to be undertaken. Final Reports being drafted for submission to Director IHAT).</i>	2	0
Terminated	0	2
Total	257	257

Figure 3G: Status of III Treatment Allegations in IHAT Caseload 9:

CASELOAD 9 OVERALL STATUS count by victims	number of victims as at 30 Jun 16	number of victims as at 30 Sep 16
Receipt	19	0
Pre-Investigation	3	20
Investigation	0	2
In the process of being closed <i>(Dep Hd instructed that no further investigative work is to be undertaken. Final Reports being drafted for submission to Director IHAT).</i>	8	0
Terminated	0	8
Total	30	30

Figure 3H: Status of III Treatment Allegations in IHAT Caseload 10:

CASELOAD 10 OVERALL STATUS count by victims	number of victims as at 30 Jun 16	number of victims as at 30 Sep 16
Receipt	0	0
Pre-Investigation	2	0
Investigation	2	4
In the process of being closed <i>(Dep Hd instructed that no further investigative work is to be undertaken. Final Reports being drafted for submission to Director IHAT).</i>	0	0
Terminated	0	0
Total	4	4

Figure 3I: Status of Ill Treatment Allegations in IHAT Caseload 11

CASELOAD 11 OVERALL STATUS count by victims	number of victims as at 30 Jun 16	number of victims as at 30 Sep 16
Receipt	70	0
Pre-Investigation	2	71
Investigation	0	1
In the process of being closed <i>(Dep Hd instructed that no further investigative work is to be undertaken. Final Reports being drafted for submission to Director IHAT).</i>	3	0
Terminated	0	3
Total	75	75