

From: McIntosh, Oonagh
Sent: 19 May 2015 13:26
To: Roberts, Paul
Subject: CORRESPONDENCE WITH CUMBRIA CONSTABULARY

From: McIntosh, Oonagh
Sent: 18 September 2013 16:00
To: 'Marshall, Douglas'
Subject: RE: Morecambe Bay Investigation

Doug,

It was good to speak to you earlier. Thanks for accommodating our meeting request.

As discussed, the Investigation chairman, Dr Bill Kirkup, and I will meet you and DCS Iain Goulding at Cumbria Constabulary Headquarters in Penrith on Monday 30 September at 10.30am. Bill has to leave by 1.30pm but in the event that the meeting lasts longer than that, I can remain with you to conclude matters.

Thanks too for the discussion regarding the Memorandum of Understanding.

We agreed that the MOU needs to clearly set out:

- The parties to the MOU;
- Why the MOU is required and the intentions of both parties regarding the sharing of evidence;
- The information sharing policy between the Investigation and Cumbria Constabulary;
- Those issues (and evidence) pertinent and relevant to the ongoing police investigation that Cumbria Constabulary consider need to be separated from the sharing and subsequent transfer of evidence from them to the Morecambe Bay Investigation;
- The logistical arrangements (as necessary) for the safe transfer of evidence between parties to the Investigation;
- How the evidence will be accessed (on site in Penrith via the force's HOLMES system or by the Investigation initially viewing the evidence on site, determining what evidence should be transferred onto disk and provided to the Investigation for access elsewhere (to be discussed and agreed when we meet on 30 September));
- The Investigation's document security and document management (once its premises in Preston are secured and established and a Document and Evidence Manager is appointed) and
- The practical arrangements for the management and, subsequent return, of evidence by the Morecambe Bay Investigation to Cumbria Constabulary.

I recognise that some of the above will be pretty straightforward to draft and for both parties to agree to, but I would welcome your advice when we meet specifically on defining what, because of the ongoing police investigation of the Titcombe case, should remain outside the scope of the Investigation.

In advance of our meeting on 30 September, I will send you a draft MOU that we can discuss and amend as necessary and hopefully agree ASAP after the meeting.

In addition you offered to provide the Chairman with a confidential progress update on Cumbria Constabulary's investigation.

I hope this captures the key points of our conversation but please don't hesitate to drop me an e-mail if I have missed something.

I look forward to meeting you and DCS Goulding on 30 September.

With best wishes,

Oonagh.

From: Marshall, Douglas [REDACTED]
Sent: 13 September 2013 15:26
To: McIntosh, Oonagh
Subject: Morcambe Bay Investigation

Oonagh,

Further to our conversation regarding a meeting, Cumbria Constabularies Head of Crime Detective Chief Superintendent Iain Goulding is going to attend also please could you let me know if any of the dates below are suitable:

Wednesday 25th September (morning)
Friday 27th September (morning)
Monday 30th September (morning)
Tuesday 1st October (all day)
Wednesday 2nd October (afternoon)
Friday 4th October (all day)

Kind regards,

Doug.

Doug T. Marshall
Detective Inspector
Force Major Investigation Team

[REDACTED]

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From: McIntosh, Oonagh
Sent: 19 May 2015 12:04
To: Roberts, Paul
Subject: CORRESPONDENCE WITH CUMBRIA CONSTABULARY - NOT EVIDENCE RELATED
Attachments: DRAFT MOU 240913.docx

From: Marshall, Douglas [REDACTED]
Sent: 10 October 2013 11:09
To: McIntosh, Oonagh
Subject: RE: THE MORECAMBE BAY INVESTIGATION

Oonagh,

I have carried out some tinkering with the MOU (attached) I'm sure there may be a few further amendments to come. I have a couple of queries from the original MOU firstly the mention of a HOLMES Laptop. The information we provide will be on CD'S that will transfer to your computers as a readable PDF. The only time we use a HOLMES Laptop in Cumbria is to access the live incident which clearly in this case with the Titcombe investigation ongoing we wouldn't authorise. Secondly in respect of witnesses it would be helpful if you could also share with us (on an ongoing basis) who you intend to call as witnesses. The reason for this is that there are a number of nominal's pending in our system to be approached if we continue with our Corporate Manslaughter enquiry. Hence there are potential witnesses in our enquiry you may think we aren't interested in when we are. I'll discuss that further tomorrow.

I will be available to assist you tomorrow for as long as is necessary.

Unfortunately our Head of Media is off tomorrow but I will discuss your requirements, meet with her next week to explain the context and then ask her to ring you. [REDACTED] name is [REDACTED]

I will have ready for you tomorrow a matrix of cases investigated and their outcome and a chronology which I would ask you to treat as sensitive as there are numerous references to the Titcombe case.

I look forward to seeing you tomorrow afternoon.

Kind regards,

Doug.

Doug T. Marshall
Detective Inspector
Force Major Investigation Team

[REDACTED]

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W: www.cumbria.police.uk
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Twitter: www.twitter.com/cumbriapolice

Police Headquarters, Carleton Hall, Penrith, Cumbria. CA10 2AU

From: McIntosh, Oonagh [REDACTED]
Sent: 09 October 2013 16:09
To: Marshall, Douglas
Subject: THE MORECAMBE BAY INVESTIGATION

Dear Doug,

I hope you are well?

Thank you for the time and advice you and [REDACTED] gave the Chairman and me.

We are meeting you on Friday after we have been to meet John Woodcock MP in Barrow and although the purpose of the discussion is to start viewing the evidence on HOLMES – I wondered if it might be possible for me to have say 20 minutes of your time?

I'd like to discuss:

the local media (and possibly thereafter make contact with Cumbria Constabulary's Head of Communications\Press Office (sorry not sure of their correct title) to have an informal discussion with them about how we ensure our communications strategy is appropriate;

obtaining a list of the 30 (?) cases Cumbria Constabulary investigated\are investigating and

being provided with a copy of the chronology of events you and your Team have drawn up (possibly an abridged version of the chronology that [REDACTED] spoke to when we met, if that is available?).

Bill Kirkup has to leave by 3.00pm at the latest but I can stay longer should that be appropriate.

I look forward to seeing you on Friday.

Oonagh.

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DRAFT

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MORECAMBE BAY INVESTIGATION

**MEMORANDUM OF UNDERSTANDING BETWEEN THE MORECAMBE BAY
INVESTIGATION AND CUMBRIA CONSTABULARY**

The parties to the Memorandum of Understanding (MOU) are the Morecambe Bay Investigation, an independent investigation established by the Secretary of State for Health, and Cumbria Constabulary.

The MOU sets out the intention of Cumbria Constabulary to co-operate fully with the Morecambe Bay Investigation and provide as much evidence as possible, without compromising their ongoing investigation(s), to enable the Investigation Chairman, Dr Bill Kirkup, to complete his work and report to the Secretary of State for Health at the earliest opportunity.

The MOU also confirms the arrangements required to manage the safe transfer to, and the storage of evidence that has been collected by Cumbria Constabulary as part of their ongoing investigation into events that occurred at The University Hospitals Morecambe Bay Foundation Trust. The police investigation concerns events at Furness General Hospital (FGH) and not other hospitals within the Trust. These events form part of Operation Scarf. The transfer will be between Cumbria Constabulary and the independent investigation team to the offices of the Morecambe Bay Investigation [at Park Hotel, East Cliff, Preston, PR1 3JT].

The investigation staff will have access to the HOLMES database at Cumbria Constabulary Headquarters in Penrith under the direction of the police Holmes Office Manager. Evidence will be provided on CD'S and a copy of each CD will be retained by Cumbria Police.

If hard copies of evidence are required they will be delivered by Cumbria Constabulary to the offices of the Morecambe Bay Investigation.

Evidence will be catalogued by Cumbria Constabulary prior to delivery to the Investigation's office, documents will be cross referenced against the inventory by the Investigation in the presence of Cumbria Constabulary personnel, any omissions/queries will be raised immediately and the inventory will be amended as appropriate. A receipt (listing the documents transferred, the date of transfer, the name and signature of the receiving officer) will be signed by the Investigation Secretary, the Investigation's Documents and Evidence Manager or the Investigation's Documents and Evidence Deputy Manager. The original will be provided to Cumbria Constabulary and a photocopy retained by the Morecambe Bay Investigation

This process will be implemented in reverse when the evidence is ultimately returned by the Investigation to Cumbria Constabulary.

All evidence provided to the Investigation by Cumbria Constabulary will be stored in lockable metal filing cabinets\cupboards within the Investigation's document store room. The document room will remain locked when access is not required. The keys to the store room will be held in a combination lock key cupboard with the Investigation's Secretariat office at Park Hotel. The combination number to the key cupboard will only be provided to a limited number of Investigation staff.

Cumbria Constabulary will advise the Investigation Staff on an ongoing basis which issues (and evidence) are pertinent and relevant to their ongoing police investigation they consider need to be separated from the sharing and subsequent transfer of evidence from them to the Morecambe Bay Investigation. Such evidence is exclusive to the investigation into the death of Joshua Titcombe.

Once the evidence has been transferred to the Investigation, it retains the right to and responsibility for providing witnesses with copies of\ sight of evidence gathered by Cumbria Constabulary to assist them provide the fullest possible evidence to the Investigation.

Any further issues or queries regarding the gathering, transportation and storage of evidence provided by Cumbria Constabulary, will be addressed and resolved between the Investigation Secretary, Oonagh McIntosh, or the Investigation's Documents and Evidence Management Team and DI Doug Marshall of Cumbria Constabulary and\or his named representative.

THE MORECAMBE BAY INVESTIGATION

Chaired by Dr Bill Kirkup CBE

T/DCI Doug T. Marshall
Public Protection Unit/Force Major Investigation
Team
Cumbria Constabulary
Police Headquarters
Carleton Hall
Penrith
Cumbria
CA10 2AU

3rd Floor
Park Hotel
East Cliff
Preston
Lancashire
PR1 3EA

24 February 2015

Dear Doug,

Publication of the Morecambe Bay Investigation Report

My letter to you of 20 February refers.

The Report will be launched at The Cumbria Grand Hotel, Lindale Road, Grange-Over-Sands, Cumbria, LA11 6EN where the independent investigation Chairman, Dr Bill Kirkup, will deliver a statement at 12:00 outlining its contents. There will then be a question and answer session.

It is expected that the Secretary of State for Health will make an announcement welcoming the Report and we hope to show this live.

Embargoed access to the Report in a private room will be offered to representatives from interested organisations from 10:30. This will enable familiarisation with the themes of the Report. The Report is STRICTLY EMBARGOED until the start of Dr Kirkup's statement at 12:00.

We must stress that no details should be shared outside the room before the statement is made. This of course includes social media. We understand these are strict conditions but would also ask that laptops/tablets/phones are not used during this period to send information about the Report.

Telephone: 01772 536376

Email: correspondence@mbinvestigation.org

Independent investigation into the management, delivery and outcomes of care provided by the Maternity and Neonatal services of University Hospitals of Morecambe Bay Trust from January 2004 – June 2013

If you wish to attend please register your interest in advance by contacting the Morecambe Bay Investigation office on 01772 536376 or email correspondence@mbinvestigation.org. You should supply:

- The name of your organisation
- A contact telephone number and e mail address
- The names of those who wish to attend (two per organisation)

Once the Chairman has announced the publication of the Report an electronic copy will be made available on our website. A limited number of hard copies of the Report can be ordered from the Investigation through the above e mail address.

Yours sincerely,

OONAGH McINTOSH
SECRETARY TO THE INVESTIGATION