



Ministry
of Justice

Report on the Use of Closed Material Procedure

From 25 June 2022 to 24 June 2023



Ministry
of Justice

Report on the Use of Closed Material Procedure

From 25 June 2022 to 24 June 2023

Presented to Parliament pursuant to Section 12 of the Justice and Security
Act 2013

October 2024



© Crown copyright 2024

This publication is licensed under the terms of the Open Government Licence v3.0 except where otherwise stated. To view this licence, visit nationalarchives.gov.uk/doc/open-government-licence/version/3

Where we have identified any third party copyright information you will need to obtain permission from the copyright holders concerned.

This publication is available at www.gov.uk/official-documents

Any enquiries regarding this publication should be sent to us at ClosedMaterialProcedure@justice.gov.uk

ISBN 978-1-5286-5238-4

E03223752 10/24

Printed on paper containing 40% recycled fibre content minimum

Printed in the UK by HH Associates Ltd. on behalf of
the Controller of His Majesty's Stationery Office

Contents

Report on the Use of Closed Material Procedure	3
Applications	4
Declarations	5
Revocations	6
Final Judgments	7
Additional Information	8

Report on the Use of Closed Material Procedure

From 25 June 2022 to 24 June 2023

Section 12(1) of the Justice and Security Act 2013 (“the Act”) requires the Secretary of State to prepare (and lay before Parliament) a report on the use of the closed material procedure (CMP) under section 6 of that Act. Under section 12(4) of the Act, the report must be prepared and laid before Parliament as soon as reasonably practicable after the end of the twelve-month period to which the report relates.

The report is submitted in the form of the tables below. The first set of tables (“Applications”, “Declarations”, “Revocations”, “Final Judgments”) lists numbers, as prescribed by section 12(2) of the Act. The second set of tables (“Additional Information”) provides the names of the cases referred to in the first set; this additional information is provided at the discretion of the Secretary of State under section 12(3) of the Act.

This is the tenth annual report on this subject and covers the period from 25 June 2022 to 24 June 2023.

Applications

<u>Applications for a declaration that a CMP application may be made in proceedings during the reporting period</u>¹	
Made by the Secretary of State	8 ²
Made by persons other than the Secretary of State	3 ³
<u>Applications for a revocation of a declaration made by a court that a CMP application may be made in proceedings during the reporting period</u>	
Made by the Secretary of State	0
Made by persons other than the Secretary of State	0

¹ A total of 6 applications for a declaration that a CMP application may be made in proceedings during the reporting period.

² This figure includes two applications that were jointly made with a person other than the Secretary of State.

³ This figure includes two applications that were jointly made with the Secretary of State, and one application which was made in respect of a group of 51 cases.

Declarations

Declarations that a CMP application may be made in proceedings during the reporting period	
In response to applications made by the Secretary of State during the reporting period	2
In response to applications made by the Secretary of State during previous reporting periods	3 ⁴
In response to applications made by persons other than the Secretary of State during the reporting period	0
In response to applications made by persons other than the Secretary of State during previous reporting periods	1 ⁵
Of the court's own motion	0

⁴ This includes one case where the application had been jointly made by a person other than the Secretary of State. This declaration covered a group of 30 actions.

⁵ This includes one case where the application had been jointly made with the Secretary of State. This declaration covered a group of 30 actions

Revocations

<u>Revocations</u> of declarations for CMP during the reporting period	
In response to applications made by the Secretary of State during the reporting period	0
In response to applications made by the Secretary of State during previous reporting periods	0
In response to applications made by persons other than the Secretary of State during the reporting period	0
In response to applications made by persons other than the Secretary of State during previous reporting periods	0
Of the court's own motion	0

Final Judgments

Final judgments which are closed judgments	
Made regarding the outcome of the application for a CMP under section 6 Justice and Security Act 2013 proceedings during the reporting period.	1
Final judgments which are NOT closed judgments	
Made regarding the outcome of the application for a CMP under section 6 Justice and Security Act 2013 proceedings during the reporting period.	1
Final judgments which are closed judgments	
Made to determine substantive proceedings.	3
Final judgments which are NOT closed judgments	
Made to determine substantive proceedings.	3

Additional Information

	Application made by the Secretary of State?	Claimant(s)	Defendant(s)
APPLICATIONS <u>Applications for a declaration</u> that a CMP application may be made in proceedings during the reporting period	Yes	Jagtar Singh Johal	(1) The Foreign, Commonwealth and Development Office (2) The Home Office (3) The Attorney General (4) The Secret Intelligence Service (5) The Government Communications Headquarters (6) The Security Service
	Yes	FMA and Others	The Secretary of State for the Home Department
	Yes	1. L1T FM Holdings UK Ltd 2. LetterOne Core Investments S.À.R.L.	The Secretary of State in the Cabinet Office ⁶
	Yes	AHB	(1) The Department for Business and Trade (2) The Foreign, Commonwealth and Development Office
	Yes	Nexperia B.V.	The Secretary of State in the Cabinet Office ⁶
	Yes	Islam	The Secretary of State for the Home Department
	No	Single Application Covering Group of 51	The Chief Constable of Police Service of Northern Ireland

⁶ The defendant for the Cabinet Office has changed since the end of this reporting period and is now the Chancellor of the Duchy of Lancaster.

	Application made by the Secretary of State?	Claimant(s)	Defendant(s)
		<p>Actions pursued by the following:</p> <ol style="list-style-type: none"> 1. Glenn Clarke Agnew 2. Thompson Samuel Beckett 3. Thompson Samuel Beckett 4. Lee Beckett 5. Stephen Benson 6. Stephen Benson 7. Andrew Best 8. John Blair 9. Paul Thomas Campbell 10. Paul Thomas Campbell 11. Jonathan Carey 12. Alfred Alan Clarke 13. Alfred Alan Clarke 14. Gareth Cole 15. Warren Lee Criag 16. Matthew Dawson 17. Joan Francis Dodds 18. Paul De Lucia 19. Michael Donnelly 20. John Donnelly, Roisin Donnelly, Pearse Donnelly, James Donnelly 21. Lysay Crawley 22. Thomas Flanagan 23. Stephen Gaw 24. Andrew Gillan 25. Clarence Gould 26. David Graham 27. George Gegan 28. David Graham 29. Mark Harbinson 30. James Lee Higgins 	

	Application made by the Secretary of State?	Claimant(s)	Defendant(s)
		31. William Hunter 32. Stephen Robert Jones 33. Julie Larsen 34. William Logue 35. Stephen Logue 36. Nigel Lundy 37. John Meek 38. Glen McCord 39. Alan McClure 40. John McMurray 41. Julie McCulloch 42. Philomena McParland 43. William Montgomery 44. William Montgomery 45. Andrew Robert McTaggart 46. John Nichol 47. Leo Morgan Jnr 48. Leo Morgan Snr 49. Desmond Roberts 50. Lee Sheppard 51. Stephen Sloan	
	Yes (jointly with person other than the Secretary of State)	Bernadette Armstrong	(1) The Chief Constable of Police Service Northern Ireland (2) The Secretary of State for Defence
	Yes (jointly with person other than the Secretary of State)	Mary Clinton	(1) The Chief Constable of Police Service Northern Ireland (2) The Secretary of State for Defence

	Claimant(s)	Defendant(s)
DECLARATIONS Declarations that a CMP application may be made in proceedings during the reporting period	FMA and others	The Secretary of State for the Home Department
	Ahmed Alamin Ali Qunoun	(1) The Security Service (2) The Secret Intelligence Service (3) The Attorney General (4) The Secretary of State for Foreign, Commonwealth and Development Affairs (5) The Secretary of State for the Home Department
	Islam	The Secretary of State for the Home Department
	Abdallah Alzouabi	The Home Department
	A single declaration covering a group of 30 cases pursued by: 1. Margaret Keeley 2. Gerard Hodgins 3. Liam Martin 4. James Martin 5. Veronica Ryan 6. Ann Gorman 7. Maria Theresa McHugh obo Anthony McKiernan Dec'd 8. Ryan Hegarty Personal Representative of the Estate of Frank Hegarty Dec'd 9. Patrick McDade 10. Eileen Robinson obo Vincent Robinson Dec'd 11. Mary Braniff obo Anthony Braniff Dec'd 12. Eileen Hughes obo Patrick Trainor Dec'd 13. Gemma Gilvary obo Maurice Gilvary Dec'd 14. Eamon Gilvary 15. Dermot Gilvary 16. Damian Gilvary 17. Brendan Gilvary 18. Annette Blackstock 19. Elizabeth Flood obo Patrick Flood Dec'd	(1) The Chief Constable of the Police Service Northern Ireland (2) The Ministry of Defence

	Claimant(s)	Defendant(s)
	20. Claire Dignam obo John Dignam Dec'd 21. Marc Moreland obo Caroline Moreland Dec'd 22. Patricia McNally obo Patrick Scott Dec'd 23. James O'Carroll 24. John Murray 25. Michael Harte obo Christopher Harte 26. Lorraine Surgenor 27. Frances Stringer 28. John Browne 29. Frank Mulhern 30. Veronica Ryan (a second matter)	

	Claimant(s)	Defendant(s)
<p><u>FINAL JUDGMENTS</u> Final judgments which are closed judgments – made regarding the outcome of the application for a CMP under section 6 Justice and Security Act 2013 proceedings during the reporting period.</p>	Ullah	The National Crime Agency Interested Parties: (1) Secretary of State for Defence (2) Foreign Commonwealth and Development Office
<p>Final judgments which are NOT closed judgments – made regarding the outcome of the application for a CMP under section 6 Justice and Security Act 2013 proceedings during the reporting period.</p>	Ullah	The National Crime Agency Interested Parties: (1) Secretary of State for Defence (2) Foreign Commonwealth and Development Office

	Claimant(s)	Defendant(s)
Final judgments which are closed judgments – made to determine substantive proceedings.	ALO and others	The Secretary of State for the Home Department
	O3	The Secretary of State for the Home Department
	R on the Application of Campaign Against Arms Trade	The Secretary of State for International Trade
Final judgments which are NOT closed judgments – made to determine substantive proceedings.	ALO and others	The Secretary of State for the Home Department
	O3	The Secretary of State for the Home Department
	R on the Application of Campaign Against Arms Trade	The Secretary of State for International Trade

E03223752

978-1-5286-5238-4