

Our ref: MPS/FBT/003036-2-1/7534

Your ref:

Email: [REDACTED]

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Also by email to [REDACTED]

19 February 2019

Dear Sirs

**Privacy International & Ors v Secretary of State for Foreign and  
Commonwealth Affairs Claim No. IPT/17/86 & 87CH**

We refer to the disclosure provided on Friday evening, 15 February 2019.

We note that areas of dispute remain which may be resolved, at least in part,  
this week.

Given the proximity of the hearing the Claimants request any further  
disclosure by 4pm on Thursday 21 February 2019.

In addition, we have a number of requests arising from the information  
provided on Friday evening:

1. Please provide a copy of the letter from the Prime Minister to the  
Intelligence Services Commissioner, dated 27 November 2014, referred to  
in the Report of the Intelligence Services Commissioner for 2015.
2. The Report of the Intelligence Services Commissioner for 2015 refers to "a  
*memorandum of understanding with the CPS which outlines when  
consultation on CHIS matters is desirable*" (p.13). Please provide a copy  
and a copy of any equivalent document with the Public Prosecution  
Service for Northern Ireland.
3. We have been provided with an SIA Inspection Report 2015 in respect of  
an inspection dated 24 June 2015, which includes a section entitled  
*"Referral to the Crown Prosecution Service"* that is redacted in its entirety.  
Please provide an explanation for that redaction (explaining, for example,  
whether this section of the Inspection Report details a specific referral to  
the CPS or a statement of policy, and in any event the grounds upon  
which it has been redacted and a gist of the contents).
4. Paragraph 2 of the Security Service Policy on Running Agents in Serious  
Crime refers to "Home Office Circular 97/1969", which is said to "contain..."

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Tony Murphy  
Megan Phillips  
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who is a lawyer with equivalent  
standing and qualifications.

*guidelines issued by the Home Office to police forces on the use of informants who take part in crime*". Please provide a copy of that circular and all subsequent versions of that circular or any policy/guidelines that replaced it.

5. The second witness statement of MI5 Witness 2 includes a section entitled "*Working with the police*", which refers to "*an issue*", consideration of which appears to have prompted a change to the "*record-keeping system*" of the Security Services. Please explain the nature of that issue.

We would be grateful for a prompt response, and in any event by 4pm on Thursday 21 February 2019.

Yours faithfully,



**BHATT MURPHY**

CC: [REDACTED]