

Abigail Scholefield
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The Solicitors to Jermaine Baker Inquiry

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Our Reference: Legal/DS/00004671

Dear Ms Scholefield

Jemaine Baker Public Inquiry

Thank you for your letter dated 13 October 2022 asking the IOPC to provide an update to the Chairman on its response to the recommendations in his report which were directly or indirectly relevant to it. I have set out below the recommendations the IOPC has identified as relevant, with the update requested.

15.23: That the IOPC should introduce a practice requiring, as an alternative to a face-to-face interview, the submission of a list of questions for written answer within a fixed time. This issue was raised during the inquiry and informed the IOPC's [police witness guidance](#) which was being developed and was published on 13 July 2022. The guidance permits questions to be sent to key police witnesses and for them to be required to respond in a timely manner. It explains a failure to do so may lead to a referral to the Appropriate Authority (to consider recording a conduct matter).

15.24: The IOPC should be provided with the power to require a force to take "management action" As explained in the IOPC's note to the Inquiry dated 17 September 2021 (attached), legislative change in 2020 gave this power for *conduct and complaints investigations*. It also explained the IOPC is seeking legislative change so that it may also do so in *death or serious injury investigations*. It will be for the Home Office to decide if to agree with this legislative change proposal and if so, to draft the legislation and secure parliamentary time for it. The IOPC will, of course, contribute in any consultation and assist it in any other way it can.

15.25: Amending the current legislation so that allegations of "simple" misconduct, as distinct from "gross" misconduct, will survive following a police officer's resignation or retirement. This recommendation will require consultation led by the Home Office with all stakeholders in the field of police discipline, the IOPC will contribute to any consultation and, if taken forward, it will assist in any way it can with the legislation and its implementation.

If there is further information you require, please do not hesitate to contact us.

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Yours sincerely

A handwritten signature in black ink, appearing to read "D Simpson".

Danny Simpson
Solicitor for the IOPC