



Freedom of Information Request 302/12

Response date: 23rd May 2012

You have already informed that the decision not to prosecute in this matter was taken by D S Mark Lynch. Now you want to change your story and pass it back onto the CPS.

Consequently, as South Wales Police provides the right to request a re-examination of my case under its review procedure. I now request a re-examination.

RESPONSE

Part VI of the Section 45 Code of Practice places a duty on public authorities to implement a complaints process to ensure that applicants are able to request an internal review if they are not content with an authority response.

After conducting an internal review of the aforementioned Freedom of Information Request in a fair and impartial manner, I can confirm that South Wales Police maintains the position articulated in our original response. South Wales Police hold no information to answer your request.

Detective Superintendent Lynch did not refer the case to the CPS due to the fact that the Coroner concluded that there were no grounds to review the 1999 inquest on the basis of fraud, rejection of evidence, irregularity of proceedings or insufficiency of enquiry.

We still stand by our comment that decisions whether or not to prosecute are made by the CPS. Decisions on whether or not to refer cases to the CPS are made by South Wales Police.

If you are not satisfied with this response, the next step is to appeal to the Information Commissioner. The Commissioner's contact details can be found in the attached 'appeals letter',

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