

MUCKAMORE ABBEY HOSPITAL INQUIRY

RESTRICTION ORDER

PURSUANT TO SECTION 19 OF THE INQUIRIES ACT 2005

Restriction Order No. 52 (Anonymity Order – “A12”)

I have power under section 19(1)(b) of the Inquiries Act 2005 to make orders restricting disclosure or publication of evidence or documents given, produced or provided to an Inquiry.

An application for anonymity has been received from an individual who wishes to give evidence to the Inquiry. I am satisfied, having regard to the particular circumstances of this Applicant, that a grant of anonymity is conducive to the Inquiry fulfilling its Terms of Reference and to be necessary in the public interest.

Therefore, having considered that application and in exercise of that power, IT IS ORDERED THAT:

1. The Applicant is granted anonymity for the purposes of the Inquiry.
2. The name and address of the Applicant and any other information liable to lead to their identification shall not be disclosed or published in any form.
3. No person may identify or cause or permit to be identified the person granted anonymity by this Order by way of disclosure or publication by any means whatsoever.

4. The person granted anonymity by this Order shall be referred to as “A12” in the Inquiry’s confidential schedule of persons to whom anonymity has been granted. The cipher “A12” will be inserted in place of the person’s name in all statements and evidence for the purposes of the Inquiry.
5. Paragraph 2 does not apply to disclosure by the Inquiry to the Police Service of Northern Ireland (PSNI) in accordance with the Memorandum of Understanding between the Inquiry, PPS and PSNI.
6. This Order shall not restrict any solicitor, acting on behalf of the Inquiry, from identifying A12 to another witness (for the purposes of this Order to be referred to as “Witness B”), in order to put parts of the statement or oral evidence of A12 to another witness in pursuance of a request by the Inquiry to do so.
7. For the avoidance of doubt, the revealing of the identity of A12 to “Witness B”, in order to put parts of the statement or oral evidence of this witness to “Witness B”, shall not constitute waiver of this Order for any other purpose.
8. This Order remains in force for the duration of the Inquiry and at all times thereafter, unless otherwise ordered.
9. This Order may be varied or revoked by a further order during the course of the Inquiry.

Any threat to break this Order, or any breach of it, can be certified to the High Court under section 36 of the Inquiries Act, which will deal with it as though the breach had occurred in proceedings before that court.

Made by the Chair on 23 April 2024

A handwritten signature in blue ink, appearing to read 'Tom Kark', with a horizontal line underneath.

Tom Kark KC
Chair