

MAHI Muckamore Abbey Hospital Inquiry

MUCKAMORE ABBEY HOSPITAL INQUIRY

RESTRICTION ORDER PURSUANT TO SECTION 19 OF THE INQUIRIES ACT 2005

Restriction Order No. 14 (Redaction in “A Way to Go” Report)

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.

This order relates to the redaction of text in the report “A Review of Safeguarding at Muckamore Abbey Hospital: A Way to Go” (November 2018). The report is exhibited to the statements of Dr Margaret Flynn (Inquiry reference MAHI – STM – 108 – 1) and Martin Dillon (Inquiry reference MAHI – STM 107 – 1).

In exercise of that power, IT IS ORDERED THAT:

1. The following text be redacted (with reference to the statements of Margaret Flynn and Martin Dillon respectively):
 - a. The text beneath “Acknowledgments” on internal page 42 of 87 of the report (MAHI – STM – 108 – 45) and (MAHI – STM – 107 – 1379).
 - b. The text following “Update provided by” in footnote 5 on internal page 51 of 87 of the report (MAHI – STM – 108 – 54) and (MAHI – STM – 107 – 1388).
 - c. The text at paragraphs 33 and 34 on internal pages 13 to 15 of 87 of the report (MAHI – STM – 108 – 16-18) and (MAHI – STM – 107 – 1350-1352).
 - d. The text appearing within the tables on internal pages 55, 56 and 58 of 87 of the report (MAHI – STM – 108 – 58, 59 and 61) and (MAHI – STM – 107- 1392, 1393 and 1395).
2. The report has not to date been made public, save in summary form. The report was informed by contact and discussions with a range of parties in circumstances in which those providing information were reasonably entitled to expect that their names would not be made public. Further, disclosure of the names of those acknowledged in the report may potentially risk compromising the protection afforded by Restriction Order No. 2 – Patient Anonymity and Restriction Order No. 4 – Staff Identification.

3. In addition, having received representations from the Police Service of Northern Ireland (PSNI) and the Public Prosecution Service (PPS), I am satisfied that the redaction of the text at paragraphs 1c and 1d above is necessary having regard to the ongoing criminal investigations and the Memorandum of Understanding between the Inquiry, the Police Service of Northern Ireland and the Public Prosecution Service.
4. I am satisfied that redaction of the text specified in paragraph 1 above is conducive to the Inquiry fulfilling its Terms of Reference and is necessary in the public interest. The need for redaction of the specified text will be kept under review.
5. This Order remains in force for the duration of the Inquiry and at all times thereafter, unless otherwise ordered.
6. I may vary or revoke this Order by making 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 28 April 2023.

Varied by the Chair on 31 May 2024.



Tom Kark KC
Chair