

INQUIRY INTO THE DEATH OF DAWN STURGESS

PENAL NOTICE


IF ANY PERSON DISOBEYS THIS ORDER, THE MATTER MAY BE CERTIFIED TO THE HIGH COURT WHICH MAY HOLD THAT PERSON TO BE IN CONTEMPT OF THE INQUIRY AND THAT PERSON MAY BE IMPRISONED, FINED OR HAVE THEIR ASSETS SEIZED

ANY PERSON WHO KNOWS OF THIS ORDER AND DOES ANYTHING WHICH HELPS OR PERMITS ANY PERSON TO BREACH THE TERMS OF THIS ORDER MAY ALSO AFTER CERTIFICATION TO THE HIGH COURT BE HELD TO BE IN CONTEMPT OF THE INQUIRY AND MAY BE IMPRISONED, FINED OR HAVE THEIR ASSETS SEIZED

**DRAFT RESTRICTION ORDER
UNDER SECTION 19 OF THE INQUIRIES ACT 2005:
HMG NAMES**

UPON the Chair having considered:

- An application made by HMG dated 31 May 2021 for a restriction order in respect of the names and designations (if appropriate) of:
 - a. all staff below Senior Civil Servant ('SCS') grade and the military equivalent of below one star rank;
 - b. all SCS not officially publicly linked to the 2018 events;
 - c. all UK Intelligence Community staff ('UKIC staff'), unless publicly avowed such as the Chief of SIS and MI5's Director General, including any cover names used by such staff; and


to continue indefinitely. That application comprised OPEN and CLOSED submissions, a Damage Assessment and a certificate issued by the Secretary of State for the Home Department and dated 26 May 2022.

- An application made by Counter Terrorism Policing [insert].

[AND UPON the Chair having heard oral submissions by Counsel for the Core Participants at an OPEN hearing, and Counsel for HMG and [insert any police counsel] at a CLOSED hearing;]

AND UPON the Chair being satisfied, for the reasons given in [insert any 'Minded to' notes and/or judgment/s dated [insert]] that fairness and the weight of the public interest fall in favour of an order restricting the publication or disclosure of the names and designations (if appropriate) of:

- a. all staff below Senior Civil Servant ('SCS') grade and the military equivalent of below one star rank;
- b. all SCS not officially publicly linked to the 2018 events;
- c. all UK Intelligence Community staff ('UKIC staff'), unless publicly avowed such as the Chief of SIS and MI5's Director General, including any cover names used by such staff; and

[REDACTED]

AND UPON the Chair considering his power to make a Restriction Order under section 19(2)(b) of the Inquiries Act 2005 ('the Act') read with section 19(3) thereof;

IT IS ORDERED THAT until further order

1. This Restriction Order binds all persons and groups of persons (whether acting by themselves or by their servants or agents or in any other way) including bodies

corporate and organisations (whether public or private), police forces and other law enforcement and government bodies and agencies and all companies (whether acting by their directors or officers, servants, agents, or in any other way);

2. There shall be no disclosure or publication made of any evidence or document given, produced or provided to the Inquiry which discloses any relevant names;
3. There shall be no disclosure or publication made of any evidence or document given, produced or provided to the Inquiry which has the effect of disclosing any relevant names, or contributing to such disclosure, and which the person responsible for the disclosure or publication knows or suspects will have that effect.
4. This Restriction Order imposes no restriction on the disclosure of any document or information:
 - a. between members of the Inquiry Legal Team for purposes connected with the Inquiry;
 - b. to the Minister or HMG advisers;
 - c. to current HMG staff or staff of any law enforcement agency or state body to whom disclosure of any relevant names is required for purposes connected to the Inquiry or required during the course of their employment and in order to fulfil the terms of their employment.
5. For the avoidance of any doubt, any person to whom disclosure of any relevant names is made in accordance with paragraph 4 above remains subject to the prohibitions at paragraphs 2 and 3 above in relation to any onward disclosure or publication, save

insofar as, and only to the extent that, such disclosure is made to another person or persons identified within paragraph 4 above.

6. Any person affected by any of the restrictions set out in paragraphs 2 and/or 3 above may apply to the Chair to vary this Restriction Order.

7. For the purposes of this Restriction Order, references to:
 - a. 'the Inquiry' are references to the 'Dawn Sturgess Inquiry';
 - b. 'the Chair' are references to the person appointed by the Minister to chair the Inquiry under section 4 of the Act, namely Lord Hughes;
 - c. 'the Minister' are references to the Secretary of State for the Home Department and to such other Government officials as are nominated by the Minister;
 - d. 'Inquiry Legal Team' are references to the Chair, Counsel to the Inquiry, the Solicitor to the Inquiry and such other persons as are agreed between the Minister and the Chair and identified as such in writing;
 - e. 'HMG advisers' are references to counsel and solicitors, instructed on behalf of Her Majesty's Government, and such other Government officials as are nominated by the Minister;
 - f. 'relevant names' are references to the names and designations of relevant staff;
 - g. 'relevant staff' are references to all staff below Senior Civil Servant ('SCS') grade and the military equivalent of below one star rank; all SCS not officially publicly linked to the 2018 events; all UK Intelligence Community staff ('UKIC staff'), unless publicly avowed such as the Chief of SIS and MI5's Director General, including any cover names used by such staff; [REDACTED]

[REDACTED];

- h. 'staff' are references to all current and former staff, including employees, office holders, external contractors and experts.

Lord Hughes

Chair, Dawn Sturgess Inquiry

[date]

