

<p>1 Wednesday, 15 January 2020 2 (2.00 pm) 3 Welcome and opening remarks by THE CHAIR 4 THE CHAIR: Good afternoon, everyone. As many of you will 5 know, I am Alexis Jay, and I'm the chair of this public 6 inquiry. Sitting with me are the other panel members of 7 the inquiry: Professor Sir Malcolm Evans, Ivor Frank and 8 Drusilla Sharpling. 9 On behalf of the inquiry, I welcome you to this, the 10 second preliminary hearing in the investigation into 11 Child Sexual Exploitation by Organised Networks. This 12 investigation aims to examine the nature and extent of 13 the sexual exploitation of children by organised 14 networks and institutional responses to it in six 15 selected areas within England and Wales. 16 Last year, we held its first preliminary hearing and 17 accepted applications for core participant status from 18 16 institutions, organisations and individuals. In June 19 and December 2019, update notes were provided to core 20 participants, giving information on the progress of this 21 investigation. 22 Today is an opportunity to consider the steps for 23 future conduct of this investigation over the next 24 period of time leading to the public hearing beginning 25 on 20 April 2020.</p> <p style="text-align: center;">Page 1</p>	<p>1 Before we hear from counsel, a couple of points on 2 timing to deal with. We will take a ten-minute break at 3 around 3.15 pm if this hearing has not concluded prior 4 to that, and directions arising from this hearing will 5 be published on the inquiry's website shortly after the 6 hearing, as will the hearing transcript. 7 I will now invite the lead counsel to the inquiry in 8 this investigation, Henrietta Hill QC, to provide us 9 with an update. Please go ahead, Ms Hill. 10 Opening statement by MS HILL 11 MS HILL: Thank you, chair. Members of the panel, I appear 12 today with Paul Livingston, junior counsel on this phase 13 of the investigation. As you know, chair, others are 14 assisting away from the hearing room. 15 Chair, you have summarised the background to today's 16 hearing in your opening words and, in summary, this is 17 the second preliminary hearing in this investigation, 18 the first having taken place in May of last year. We 19 are working towards a ten-day public hearing in April of 20 this year, and the purpose of today's hearing is to try 21 and set out the work of the investigation to date and 22 the steps to be taken between now and that hearing. 23 Chair, the agenda for today's hearing is at tab 1 of 24 your bundle. The note circulated to core participants 25 by the counsel team in advance of the hearing with our</p> <p style="text-align: center;">Page 2</p>
<p>1 proposals is at tab 7 and you should have written 2 submissions that have been received on behalf of some of 3 the core participants. You should have submissions from 4 CS-A2, Maggie Oliver and John Wedger, Sarah Champion MP, 5 the Centre for Women's Justice and the 6 Metropolitan Police Commissioner at tab 8 of your 7 bundle. 8 I will now introduce, I hope, in order, everybody 9 who is here, although I don't think everybody will be 10 making submissions. 11 I think, on behalf of CS-A2 we have Kim Harrison and 12 Richard Scorer; on behalf of the Centre for Women's 13 Justice, Caoilfhionn Gallagher QC and Keina Yoshida; on 14 behalf of PACE, David Greenwood; Sarah Champion MP is 15 represented by Hafiz Suleman; for Ofsted, we have 16 Mathew Gullick; the NPCC, James Berry; the Home Office, 17 I think representing government as a whole, Sian Reeves; 18 Margaret Oliver and John Wedger, represented by 19 Chris Jacobs and David Enright; for the 20 Metropolitan Police, Christopher Butterfield; for the 21 London Borough of Tower Hamlets, Cleo Perry and Andrew 22 Powell; for Warwickshire Police, Samantha Leek QC; 23 Warwickshire County Council, Andrew Sharland QC; St 24 Helens Borough Council, Rory Dunlop QC; 25 Bristol City Council, Nancy Rollason; and Durham County</p> <p style="text-align: center;">Page 3</p>	<p>1 Council, Steven Ford QC. I very much hope I have 2 covered everybody who is here. 3 Chair, dealing then with the broad issue of scope, 4 if I may, we made clear in our note, as indeed the scope 5 document for this investigation does, that the 6 systematic grooming and sexual abuse of children by 7 groups of offenders in cities and towns of England and 8 Wales is widespread. 9 The definition of child sexual exploitation was 10 first given in statutory guidance in 2009 and updated in 11 2017. I will just read out that definition to assist 12 people who are attending this hearing for the first 13 time: 14 "Child sexual exploitation is a form of child sexual 15 abuse. It occurs where an individual or group takes 16 advantage of an imbalance of power to coerce, manipulate 17 or deceive a child or young person under the age of 18 18 into sexual activity (a) in exchange for something the 19 victim needs or wants and/or (b) for the financial 20 advantage or increased status of the perpetrator or 21 facilitator. The victim may have been sexually 22 exploited even if the sexual activity appears 23 consensual. Child sexual exploitation does not always 24 involve physical contact; it can also occur through the 25 use of technology."</p> <p style="text-align: center;">Page 4</p>

<p>1 Chair, as you will be familiar with, this inquiry                  2 has adopted a definition of organised networks, adopted                  3 in the course of its scoping work over the last couple                  4 of years. I will remind you and your colleagues, chair,                  5 of that because this may have some significance when                  6 I come to address you about some of the witness                  7 evidence.                  8 The inquiry's working definition of an organised                  9 network is that it is characterised by two or more                  10 individuals, whether identified or not, who are known                  11 to, or associated with, one another and are known to be                  12 involved in, or to facilitate, the sexual exploitation                  13 of children. The definition makes clear that being                  14 involved in the sexual exploitation of children includes                  15 introducing them to other individuals for the purpose of                  16 exploitation, trafficking a child for the purpose of                  17 sexual exploitation, taking payment for sexual                  18 activities with a child or allowing their property to be                  19 used for sexual activities with a child.                  20 Chair, by way of reminder, this investigation seeks                  21 to examine the institutional responses to this                  22 particular form of sexual exploitation of children and                  23 it seeks to build upon the body of work on child sexual                  24 exploitation following specific instances in places such                  25 as Devon and Cornwall, Oxford, Rochdale, Rotherham and</p> <p style="text-align: center;">Page 5</p>	<p>1 Telford. The investigation will assess the extent to                  2 which a wide range of relevant authorities have learned                  3 lessons, implemented recommendations and put in place                  4 effective strategies to prevent child sexual                  5 exploitation in the future.                  6 Chair, you will recall the themes for this                  7 investigation that have been identified by the inquiry                  8 are eight in number and can be summarised in this way.                  9 Firstly, problem profiling and disruption of                  10 offenders. Secondly, empathy and concern for child                  11 victims. Thirdly, risk assessment and protection from                  12 harm. Fourthly, missing children, Return Home                  13 Interviews and looked-after children. Fifth, male                  14 victims. Sixth, children with a disability. Seventh,                  15 partnership working on these issues. And, eighth,                  16 audit, review and performance improvement.                  17 As you will recall, chair, the proposal is that this                  18 investigation examines those themes that, by focusing on                  19 six particular geographical areas chosen by the inquiry                  20 to represent a range of features including size,                  21 demography, geography and social characteristics, as                  22 well as being likely to lead to illustrations of                  23 contrasting practice and performance. The areas are                  24 reflected, of course, in those who represent core                  25 participants: St Helens, Tower Hamlets, Swansea, Durham,</p> <p style="text-align: center;">Page 6</p>
<p>1 Bristol and Warwickshire.                  2 Pausing there, Ms Champion MP's submissions raise                  3 certain questions about how these areas have been                  4 selected that I'd hoped to try to address now. At                  5 paragraph 9 of her submissions, she has asked why areas                  6 with particularly high-profile cases of CSE, such as                  7 Oxford and Rotherham, were not selected. As we                  8 indicated at the previous preliminary hearing, the                  9 scoping work of the inquiry led to the identification of                  10 13 areas and, from those 13, a smaller group of six were                  11 selected. They were selected, as I have indicated, to                  12 provide a variety of approaches, different demographics                  13 and geographical spread. Given that this investigation                  14 is forward looking, neither Oxford nor Rotherham, for                  15 example, were among those initial 13 areas. The focus,                  16 instead, is on selecting a group of areas which did not                  17 prejudge the quality of the response. It is intended                  18 the evidence will be of good practice, areas where                  19 improvement may be needed, and that, overall, in the                  20 context of a forward-looking investigation, the                  21 selection of these six areas provides the best possible                  22 spread.                  23 Chair, several of the submissions, notably                  24 Ms Champion's at paragraphs 10 and 11, and the Centre                  25 for Women's Justice at paragraph 10, query whether your</p> <p style="text-align: center;">Page 7</p>	<p>1 intention is to try to extrapolate any national                  2 conclusions from the evidence on these six geographical                  3 areas. Chair, our proposal is to place before you                  4 national-level evidence by way of context and a breadth                  5 of evidence on these themes from the six geographical                  6 areas, and it would certainly be our hope, chair, that                  7 you can compare and contrast the examples of practice,                  8 both good and poor, in the different areas about which                  9 you hear. You may be able to reach wider findings based                  10 on those themes, perhaps to a national level. But,                  11 plainly, chair, you and your colleagues will need to be                  12 led by your analysis of the evidence, but that would                  13 certainly be our hope, that we place before you                  14 a breadth of evidence from which you can make                  15 appropriate conclusions.                  16 Chair, we have made clear in the update note                  17 published in March of last year that the focus of this                  18 investigation is on the actions of the police and local                  19 authorities. I will now confirm who the core                  20 participants are, perhaps reflected in who I have                  21 already indicated is represented here. In our group of                  22 national level core participants, we have the PACE                  23 group -- Parents Against Child Sexual Exploitation --                  24 Margaret Oliver, John Wedger, Sarah Champion, the                  25 Home Office on behalf of government, Ofsted, the NPCC --</p> <p style="text-align: center;">Page 8</p>

<p>1 the National Police Chiefs' Council -- and the Centre                  2 for Women's Justice. Our apologies for the error in the                  3 note in that regard.                  4 As far as the core participants specific to                  5 particular case studies, we have CS-A2, Warwickshire                  6 County Council, the Chief Constable of Warwickshire,                  7 Bristol City Council, Durham County Council, St Helens                  8 Borough Council, the London Borough of Tower Hamlets and                  9 the Commissioner of Police of the Metropolis.                  10 Pausing there, chair, we note, as you will have                  11 indicated and understood, that in some of the six areas                  12 we have core participants from both the police and the                  13 local authority. But that is not the case for all the                  14 areas. So we note that Merseyside Police, Durham Police                  15 and Avon and Somerset have not applied to become core                  16 participants. We also observe that neither the police                  17 nor the Local Authority for Swansea are currently                  18 represented as core participants, Swansea being one of                  19 our six chosen areas.                  20 Chair, at section 4 of our note, we have tried to                  21 distil, as best we can, what we envisage the issues may                  22 be within those broad eight themes. I will perhaps just                  23 try and go through those as best I can.                  24 Under the broad topic of problem profiling and                  25 disruption, we anticipate you will hear evidence around</p> <p style="text-align: center;">Page 9</p>	<p>1 these questions:                  2 Do police forces -- I think we should add to that                  3 "and local authorities" -- have comprehensive and                  4 up-to-date information about local patterns of child                  5 sexual exploitation in their area?                  6 To what extent is that information effective and                  7 reliable?                  8 To what extent is disruption of offenders, based on                  9 that local profiling and more generally, effective?                  10 In terms of empathy and concern for child victims,                  11 do child victims feel they are treated with empathy and                  12 respect by the police and other professionals with whom                  13 they have contact? What action do police and local                  14 authorities take to ensure that victims are treated with                  15 empathy and respect? What action do they take to                  16 prevent and/or respond to negative stereotyping of                  17 victims?                  18 Under the heading "Risk assessment and protection                  19 from harm", questions might be: are the risks to                  20 sexually exploited children understood, documented and                  21 managed effectively? Do local multi-agency meetings                  22 take appropriate action to safeguard children from the                  23 threat of sexual exploitation?                  24 Under theme 4, missing children, Return Home                  25 Interviews and looked-after children. What is being</p> <p style="text-align: center;">Page 10</p>
<p>1 done to prevent children from going missing and to                  2 protect such children from the threat of child sexual                  3 exploitation? Are Return Home Interviews carried out,                  4 and perhaps we should have added "as and when they                  5 should be"? What use is made of the data from those                  6 interviews? To what extent do looked after-children go                  7 missing? How are those placed in residential homes and                  8 other areas protected from child sexual exploitation by                  9 networks.                  10 As far as male victims are concerned, our current                  11 draft issues are: what are the barriers to the                  12 identification of males as victims? Is there any                  13 regional variation in identifying male victims of CSEN?                  14 In relation to disability, what is the threat of                  15 CSEN to children with learning and other disabilities?                  16 What is being done to safeguard disabled children from                  17 this risk?                  18 Under issues 7 and 8, issues around partnerships                  19 sharing information, the effectiveness of partnership                  20 working and audit activity.                  21 Chair, you will have reflected on, I'm sure, the                  22 submissions to the effect that that list of issues could                  23 be helpfully expanded, so several of the written                  24 submissions you have received invite the inquiry to                  25 expand on that list of issues or, indeed, to add</p> <p style="text-align: center;">Page 11</p>	<p>1 additional issues to it. I will simply flag at this                  2 point, chair, hoping to do justice to the submissions as                  3 best I can, where those points are.                  4 Firstly, in Maggie Oliver and John Wedger's                  5 submissions at paragraphs 24 to 29, they raise the                  6 question about police forces' responses to grooming, and                  7 later in their submissions, at 30 to 34, they raise the                  8 question of whether the investigation is going to look                  9 at the legal framework within sections 14 and 15 of                  10 the Sexual Offences Act 2003 and they pose the question                  11 of whether there are sufficient legal preventative                  12 measures in place or whether the law should change.                  13 They question, at paragraph 30 -- that may be an                  14 incorrect number; forgive me, if it is -- again, whether                  15 or not the investigation will focus on the approach of                  16 police forces to child sexual exploitation.                  17 Sarah Champion's submissions raise further questions                  18 about the extent to which the investigation will                  19 consider the impact of child sexual exploitation on                  20 victims into adulthood, the adequacy of support services                  21 for those who are under 18 and those who are over 18 and                  22 the motivation of perpetrators. That's paragraphs 4 to                  23 5, 6, and 12 to 15 of her submissions.                  24 The Centre for Women's Justice makes submissions, at                  25 paragraph 11, around accountability mechanisms to ensure</p> <p style="text-align: center;">Page 12</p>

<p>1 that children achieve justice, including prosecution of                  2 offenders in appropriate cases, and they have helpfully                  3 given, at paragraphs 13 to 18 of their submissions,                  4 a series of much more detailed proposed amendments to                  5 that list of issues.</p> <p>6 Chair, in response to the submissions that have been                  7 made, it is our view that we need a little time to                  8 reflect on these proposals. Our provisional view is                  9 that some of the issues raised will, in fact, be covered                  10 by our current themes and, therefore, working                  11 collaboratively, we can simply amend and expand the list                  12 of issues to cover some of these points that have been                  13 identified.</p> <p>14 It seems to us that potentially some of the issues                  15 do amount to new themes which would change the scope of                  16 this investigation and may create difficulties in                  17 obtaining the evidence at this stage and, ultimately,                  18 any significant change to scope would be a matter for                  19 you, chair.</p> <p>20 So for today's purposes, our proposal is that we                  21 consider all of the submissions that have been made, we                  22 attempt to revise or refine a list of issues, we revert                  23 to you for a decision that is needed and we obviously                  24 ensure that the core participants are kept updated in                  25 writing. So, as far as those submissions are concerned,</p> <p style="text-align: center;">Page 13</p>	<p>1 we have found them very helpful and, essentially, we                  2 would like a little time to reflect further on them.</p> <p>3 Two further points, chair, that arise from the                  4 submissions on scope. Ms Champion MP's submissions at                  5 paragraphs 3 to 7, as I have alluded to, stress the need                  6 to ensure that if somebody is an adult, that they                  7 disclose they were exploited as a child, their                  8 experience should still be considered by this                  9 investigation, on the basis that they were exploited                  10 while a child. We have no difficulty with that                  11 proposition and, as you know, that has happened in many                  12 of the other investigations, so there should not be any                  13 problem in that regard.</p> <p>14 Similarly, the Centre for Women's Justice                  15 submissions at paragraph 25 raise a question about some                  16 of our rule 9 questions, which have sought data from the                  17 police and local authorities from within a two-year                  18 timeframe from 2017 to 2019, and the question that is                  19 posed in the submissions is whether, if there is any                  20 compelling or particularly important evidence from                  21 before 2017, the inquiry panel would consider it.</p> <p>22 Chair, in response to that, we would indicate that                  23 this investigation, unlike some others, does not have                  24 a fixed temporal scope, so there is nothing to stop you                  25 looking at some evidence that's from before 2017, so we</p> <p style="text-align: center;">Page 14</p>
<p>1 wouldn't exclude any of that evidence. But this is                  2 intended to be a very current and forward-looking                  3 investigation, and you will perhaps bear that in mind.</p> <p>4 Chair, turning then to the issue of disclosure, we                  5 have provided to the core participants a list of                  6 previous reports on CSEN issues and, in fact,                  7 a supplementary list to that report list has gone out                  8 today. We have submitted a series of rule 9s to the                  9 local authorities and police forces in the six                  10 geographical areas that ask, in the first instance, some                  11 generic questions; in the second rule 9, some specific                  12 questions to that area; and, in the third rule 9, some                  13 specific questions about particular children.</p> <p>14 The replies to those rule 9s have been coming in.                  15 They have been processed and reviewed by the inquiry in                  16 the usual way. Many of those statements are very                  17 detailed and refer to, in the body of the statement,                  18 material that is then exhibited to the statement.</p> <p>19 The inquiry team has reviewed all of that evidence                  20 and, where appropriate, has provided follow-on rule 9s,                  21 perhaps our fourth rule 9 requests, to the statement                  22 providers to clarify certain issues. I return at that                  23 juncture, chair, to the inquiry's definition of                  24 "organised networks", because one of the issues that's                  25 emerging from the provision of statements is a question</p> <p style="text-align: center;">Page 15</p>	<p>1 around the interpretation of the meaning of "networks"                  2 that police and local authorities are in some cases                  3 applying. You will see that that point has been flagged                  4 in the Centre for Women's Justice submissions at                  5 paragraph 21. I can indicate that that issue is one                  6 that does feature in some of the follow-on rule 9s and                  7 we are very live to that issue, not least, chair,                  8 because it perhaps feeds into the key theme, theme 1, of                  9 problem profiling and disruption.</p> <p>10 In terms of disclosure, as at today's date,                  11 statements from Durham County Council, Durham Police,                  12 Bristol City Council, Avon and Somerset Police, the                  13 London Borough of Tower Hamlets and the Metropolitan                  14 Police, Warwickshire County Council and Warwickshire                  15 Police and South Wales Police have all been disclosed                  16 and the statements from Merseyside Police, Swansea                  17 Council and St Helens Council will be disclosed today.</p> <p>18 That means that, by the end of today, chair, the                  19 core participants will have had disclosure of the key                  20 generic evidence from the 12 lead witnesses in each of                  21 the six areas, and so they will have had, effectively,                  22 the statement evidence for those witnesses who we                  23 anticipate will embrace six of the days of the hearing.</p> <p>24 Going forward, we anticipate that the next phase of                  25 disclosure will involve some of the generic exhibits to</p> <p style="text-align: center;">Page 16</p>

<p>1 those witness statements. We have taken on board the                  2 submissions made by the Centre for Women's Justice at                  3 paragraphs 23 and 25 around material in the public                  4 domain, and we will seek to frontload that disclosure as                  5 soon as we can. There will be, we anticipate, further                  6 statements from these providers that respond to the                  7 follow-on rule 9s, and perhaps to the third rule 9s, but                  8 we anticipate that provision of that material around the                  9 six areas will have been disclosed by the end                  10 of February.</p> <p>11 Disclosure will be on a rolling basis, chair, ahead                  12 of that date.</p> <p>13 Chair, we have given careful thought to the issue we                  14 flag at paragraph 16 of our December 20 note about                  15 evidence to do with particular children. I will now try                  16 and set out, for the benefit of the core participants,                  17 how our proposals have moved on since the December note,                  18 noting in particular, I think, the Metropolitan Police's                  19 submissions at paragraph 3 where they were seeking                  20 clarity as to how we propose to approach this evidence.                  21 So I will try to summarise what our proposal is now.</p> <p>22 Essentially, what the inquiry's legal team has tried                  23 to do, chair, is select five children, or up to five                  24 children, for each of the six areas, and to select                  25 children from the material that we have whose cases</p> <p style="text-align: center;">Page 17</p>	<p>1 appear to evidence several of our key themes or, indeed,                  2 evidence one of those key themes in a significant way.</p> <p>3 We have tried to select children whose cases or                  4 experiences have been considered most recently, so                  5 children whose cases appear after early 2018, so that                  6 they're in a rough two-year period prior to the hearing,                  7 aiming to ensure that we are looking at the most recent                  8 practice.</p> <p>9 We propose to provide the core participants and                  10 witnesses for each area with a list of those selected                  11 children, and we hope to be able to do that in a matter                  12 of weeks. So that should mean, chair, that the core                  13 participants and the witnesses will know at some point                  14 in the next month which children we are hoping to look                  15 at more carefully during the hearings.</p> <p>16 We propose to make disclosure of a limited amount of                  17 material about those particular children, which should                  18 be sufficient to enable the core participants and the                  19 witnesses to understand the context and understand how                  20 we believe it might relate to some of those key themes.</p> <p>21 We propose to identify the topics of particular                  22 interest around those children, which will feature on                  23 our topics list for witnesses, and we propose during the                  24 hearing to question the witnesses from the local                  25 authorities and the police forces about those children.</p> <p style="text-align: center;">Page 18</p>
<p>1 So our hope, chair, is that that process will deal                  2 proportionately and sensitively with the important issue                  3 of how the high-level, generic evidence is operating in                  4 particular cases. I hope that that summary is of                  5 assistance to the core participants.</p> <p>6 Chair, in addition, we are obtaining evidence from                  7 other agencies who work in these six areas, including                  8 Barnardo's, I can confirm a rule 9 has gone to                  9 Barnardo's, and at least one witness addressing                  10 privately owned children's care homes in response to the                  11 query from the Centre for Women's Justice.</p> <p>12 We are also obtaining evidence from the Safeguarding                  13 Children Partnerships in each of the English areas and                  14 the Safeguarding Children Board in Swansea.</p> <p>15 We have also sent rule 9 requests to some of                  16 the national level witnesses, to provide some context,                  17 and to some of the other core participants.</p> <p>18 We can confirm that CS-A2, Maggie Oliver and                  19 John Wedger have received rule 9 requests from us since                  20 the December note was circulated.</p> <p>21 We anticipate ensuring, as far as possible, that all                  22 of this material will be disclosed by 4.00 pm on                  23 28 March.</p> <p>24 The submissions from Maggie Oliver and John Wedger                  25 at paragraph 54, chair, invite you to direct the inquiry</p> <p style="text-align: center;">Page 19</p>	<p>1 to disclose all of that material sooner, by the end                  2 of February, rather than, there, the end of March.</p> <p>3 I make it clear that we will, of course, ensure                  4 disclosure is provided on a rolling basis. It will not                  5 all be provided on 28 March. But the process of                  6 obtaining a substantial amount of witness evidence from                  7 witnesses, which itself takes time, then reviewing and                  8 redacting that material, applying ciphers where                  9 appropriate, and agreeing redactions with material                  10 providers does take time, and our focus to date has                  11 I think understandably been on those six areas. So we                  12 will do the best we can to ensure disclosure is made in                  13 a timely fashion, but the timetable we have set out in                  14 our note is what we believe is realistic.</p> <p>15 Chair, towards the end of the note, we have set out                  16 some points around the logistics of the hearing. As you                  17 will be familiar with, of course, the broadcasting                  18 ruling applies. There is, of course, the delay between                  19 the hearing and the live stream. We have given some                  20 broad indications at paragraph 21 of how we envisage the                  21 hearing being structured.</p> <p>22 We envisage the first three days involving opening                  23 statements and some national-level and context-setting                  24 witnesses. We hope this will ensure that the national                  25 picture of child sexual exploitation by organised</p> <p style="text-align: center;">Page 20</p>

<p>1 networks is taken into consideration before we focus on 2 the six particular areas. 3 We will ensure, as far as possible, that the voice 4 of victims and survivors is heard during that phase. We 5 note Ms Champion MP's submissions at paragraphs 16 to 6 19. It may not be possible to hear direct evidence from 7 survivors in each of the six areas, but we will do the 8 best we can to ensure that survivor evidence is heard 9 and of course, as I have indicated, there will be 10 particular children whose cases will be looked at more 11 closely. 12 As I have indicated, we envisage that Days 4 to 9 13 will involve broadly one day for each of those six 14 areas, with evidence from the local authority and the 15 police force being heard in person, and evidence from 16 other agencies and/or the SCP in that area being called 17 or read. There will then be a final day for closing 18 statements. We will, of course, finesse a witness 19 timetable that will be provided to the core 20 participants, but we hope that those broad indications 21 of how we propose to structure the hearing are of 22 assistance. 23 The usual provisions around opening and closing 24 statements have been set out in our note. We have had 25 extensive submissions about the rule 10 process, which</p> <p style="text-align: center;">Page 21</p>	<p>1 we have taken account of. We are content to work 2 towards a process by which any applications for 3 a rule 10 series of questions is made four working days 4 prior to the witness giving evidence. We have indicated 5 here that our proposals for the topics for a particular 6 witness and, I also make clear in response to further 7 queries that we have had today, the documents for 8 a particular witness will be circulated at least 9 14 working days before the witness gives evidence. The 10 same will be true of those witnesses whose evidence we 11 propose to read or summarise, and we have given 12 a timetable by which we invite core participants to let 13 us know if they wish to make an opening or closing 14 statement. Indeed, some have already done so already. 15 Chair, I hope that gives you an overview of the work 16 that has been done to date on this complex and important 17 investigation. I hope it helps you understand the work 18 that will continue to be done between now and the 19 hearing. Those are all the submissions I wish to make 20 at this point. I believe, chair, we have indicated to 21 you very helpfully which core participants wish to 22 address you. I'm very grateful. 23 THE CHAIR: Thank you, Ms Hill. Ms Harrison? 24 25</p> <p style="text-align: center;">Page 22</p>
<p>1 Submissions by MS HARRISON 2 MS HARRISON: Chair and panel, firstly, further to our 3 written submissions and the written submissions of 4 Howe &amp; Co and the Centre for Women's Justice regarding 5 the rule 10 process, we are very grateful to counsel to 6 the inquiry for her communication to us today that the 7 inquiry now intends to give core participants and their 8 legal representatives the usual three to four working 9 days prior to a witness giving oral evidence to make any 10 rule 10 applications for questions to those witnesses, 11 rather than the seven working days originally suggested 12 in CTT's update note. 13 As we stated in our written submissions, seven 14 working days really would have put noninstitutional core 15 participants at a particular disadvantage, and so, on 16 behalf of our clients, we are extremely grateful to the 17 inquiry for listening to our voice and the voices of the 18 others who raised objections to that proposal. 19 Chair, secondly, we want to address the issue of 20 rule 9 requests. All of the core participants in this 21 investigation are institutions or organisations or, 22 alternatively, they are campaigners on behalf of victims 23 and survivors. The one exception to that is our client, 24 CS-A2. Our client is the mother of a CSA victim and 25 survivor. The inquiry, therefore, has an opportunity to</p> <p style="text-align: center;">Page 23</p>	<p>1 hear the real, lived experience of a victim and 2 survivor's close family member from CS-A2 and her 3 experience of institutional failings and response. We 4 are grateful to the inquiry legal team for the rule 9 5 request for her statement which was received on Friday 6 of last week. However, we do want to put on record, on 7 behalf of our client, that we are concerned that one 8 hadn't been sent before, and that concern had been 9 previously expressed to the inquiry team because CS-A2 10 has a lot of information to provide to the inquiry about 11 her and her family's experiences of institutional 12 response. The lack of a rule 9 request until very 13 recently had led our client to feel concerned that her 14 evidence was of little interest to this inquiry. 15 Our client's daughter suffered serious and very 16 recent child sexual exploitation in Warwickshire. Her 17 case is a current one for this inquiry to consider. As 18 we have explained to the inquiry legal team, our 19 client's mother has provided us with extensive 20 documentation and evidence and is of the view that 21 multiple institutions have failed her daughter. 22 Chair, we have had the benefit of reading the 23 corporate statement supplied by Warwickshire Police and 24 Warwickshire County Council. I do not think I'm doing 25 the statements any injustice by saying that they, for</p> <p style="text-align: center;">Page 24</p>

<p>1 the most part, assert that the actions of the police and                  2 social services in Warwickshire are models of good                  3 practice and that all is in order.                  4 Chair, those statements bear little relation to the                  5 reality experienced by our client and her daughter. It                  6 is for this reason that her evidence of lived experience                  7 is going to be so valuable to the inquiry team. Fully                  8 reviewing and hearing her evidence is a perfect                  9 opportunity to test the assertions of corporate bodies                  10 against the actual lived experience of a victim and her                  11 family. Failing to test the evidence of corporate                  12 bodies by sense checking it against the real and lived                  13 experiences of people on the ground, such as my client,                  14 could effectively render worthless any conclusions that                  15 you reach.                  16 I'm grateful that in her submissions today counsel                  17 to the inquiry spoke of the inquiry building on the                  18 important work done in areas such as Rochdale, Rotherham                  19 and Telford and looking at the extent to which lessons                  20 have been learned. Chair, we say you can't reach robust                  21 conclusions about whether lessons have been learned by                  22 institutions on the untested assertions of corporate                  23 bodies. You have to interrogate that evidence, and we                  24 submit that the best way to interrogate it and reach                  25 meaningful conclusions about it is just to hear the</p> <p style="text-align: center;">Page 25</p>	<p>1 other side of the story, from victims and survivors on                  2 the ground who can share their experiences with the                  3 inquiry.                  4 So, in the strongest possible terms, we urge you                  5 that, having granted core participant status to our                  6 client, you take this opportunity to consider and hear                  7 her factual account and her observations about the                  8 reality of the institutional failures on the ground that                  9 she and her daughter have experienced by allowing her to                  10 give oral evidence to the inquiry. Chair, thank you,                  11 those are our submissions.                  12 THE CHAIR: Thank you, Ms Harrison. Mr Jacobs?                  13 Submissions by MR JACOBS                  14 MR JACOBS: Chair, thank you, we act for Maggie Oliver and                  15 John Wedger, both of whom are retired senior police                  16 officers and whistleblowers who played significant roles                  17 in dealing with child sexual abuse by organised networks                  18 in the Metropolitan and Greater Manchester Police Forces                  19 respectively. Our clients are national, core level                  20 participants, but will undoubtedly also assist the                  21 investigation in relation to at least four of the case                  22 study areas. We refer you, chair, to our written                  23 submissions dated 7 January 2020 which set out our                  24 clients' expertise and details the way in which they                  25 will assist this investigation.</p> <p style="text-align: center;">Page 26</p>
<p>1 We asked in those submissions for our clients to be                  2 served with rule 9 requests for witness statements and                  3 we are grateful that the inquiry has acted on this                  4 request.                  5 We are also grateful that counsel to the                  6 investigation has acceded to our request to revert to                  7 the three to four-day time limit for rule 10 questions.                  8 Chair, the panel will no doubt be aware that                  9 yesterday the independent assurance review of the                  10 effectiveness of multi-child agency responses to child                  11 sexual exploitation in Greater Manchester was published.                  12 This is an important report that was commissioned by the                  13 Mayor of Greater Manchester and which addresses the                  14 institutional failings by police and other agencies in                  15 relation to grooming gangs. The report concludes that                  16 vulnerable girls in care were groomed and abused in                  17 plain sight, with police and Manchester City Council                  18 failing to act after shelving a major investigation to                  19 tackle the problem which was Operation Augusta and that                  20 was shelved in 2005. Our client, Maggie Oliver, was the                  21 lead investigator in Operation Augusta and played                  22 a significant part in the Mayor of Manchester's review.                  23 She cannot attend today as she is dealing with media --                  24 still dealing with media enquiries relating to the                  25 important content of this review.</p> <p style="text-align: center;">Page 27</p>	<p>1 The panel may be aware that the independent review                  2 was triggered by Maggie Oliver's brave stand on                  3 institutional failures in the Greater Manchester Police                  4 Force in relation to failing to respond adequately to                  5 the clear evidence that grooming gangs were persistently                  6 and openly targeting vulnerable children in the area.                  7 That report, chair, could not be more relevant to this                  8 investigation. We know that you have it before you                  9 because I have seen that Ms Gallagher has sent it to                  10 you, attached with her submissions, and no doubt the                  11 inquiry will consider the report very carefully.                  12 The report is also, I say in passing, relevant to                  13 the scope of the effective leadership investigation in                  14 which the Maggie Oliver Foundation has a core                  15 participant application pending before you, chair.                  16 The authors of the report are Malcolm Newsam CBE,                  17 a child protection specialist, and Officer                  18 Gary Ridgeway, a former senior police officer. The                  19 inquiry may wish to invite statements from these                  20 individuals and, indeed, hear live evidence from them.                  21 We ask for directions today on three outstanding                  22 issues. Firstly, we have asked in our written                  23 submissions that the investigation will include a review                  24 of sections 14 and 15 of the Sexual Offences Act 2003,                  25 and those are the provisions which deal with grooming.</p> <p style="text-align: center;">Page 28</p>

<p>1 The purpose of the review, we say, is for the inquiry to                  2 consider whether the Act and its implementation by                  3 police is in need of revision. This is an important                  4 review which has been starkly highlighted by the                  5 publication of yesterday's report. We submit that                  6 a preventative emphasis on targeting and challenging                  7 grooming is preferable to prosecution of the offender                  8 after children have actually been abused. As such, the                  9 inquiry needs to investigate whether sections 14 and 15                  10 of the 2003 Act are being actively implemented in policy                  11 and, of course, in practice.</p> <p>12 Our second request, chair, we ask that the inquiry                  13 will focus on institutional responses to child sexual                  14 exploitation which arises as a consequence of                  15 the activities of organised networks -- grooming gangs,                  16 for example. Our clients will say, and they both have                  17 experience of this, that police will see exploited                  18 children as having made a lifestyle choice rather than                  19 having been a victim of child sexual abuse. Indeed,                  20 chair, you may recall this is a theme that formed part                  21 of the evidence and part of our submissions in the                  22 Nottinghamshire Councils' investigation. This issue                  23 does not only relate to the police.</p> <p>24 Chair, yesterday's report was critical of a coroner                  25 who, in an inquiry into the death of</p> <p style="text-align: center;">Page 29</p>	<p>1 a sexually-exploited child, who was killed, aged 15, by                  2 an abuser, referred to the victim's propensity to                  3 provide sexual favours. So it is an issue that's deeply                  4 rooted in institutional responses to child exploitation.</p> <p>5 Finally, chair, we note the disclosure timetable at                  6 paragraphs 17 and 18 of CTI's note and we ask for                  7 a direction that the end date, of 28 March 2020, for                  8 disclosure of national-level evidence is brought forward                  9 to 28 February 2020. This is because the current                  10 proposals would only give 13 working days for core                  11 participants and their representatives to consider that                  12 important body of material. We have listened to the                  13 response of Ms Hill QC to our written submissions on                  14 this point, and we do understand, of course, the                  15 inquiry's legal team will need time to redact and cipher                  16 that material. However, this is an important and                  17 a complex investigation, and we will also need time to                  18 scrutinise all of the evidence. We respectfully submit                  19 that if more resources are needed to enable earlier                  20 disclosure, then those resources should be provided.</p> <p>21 Chair, thank you.</p> <p>22 THE CHAIR: Thank you, Mr Jacobs. Ms Gallagher?                  23 Submissions by MS GALLAGHER</p> <p>24 MS GALLAGHER: Thank you, chair and panel. I'm appearing,                  25 as was indicated, with Ms Yoshida for the Centre for</p> <p style="text-align: center;">Page 30</p>
<p>1 Women's Justice, instructed by Harriet Wistrich, its                  2 director, who sits beside me. First of all, we are very                  3 grateful to counsel to the inquiry for giving us the                  4 helpful update which has dealt with a number of                  5 the points which we would otherwise have raised today.                  6 There has been some reassurance on a number of points                  7 which we'd raised and we are grateful for that.</p> <p>8 We intend to address you on three topics. Firstly,                  9 some outstanding issues relating to scope and the list                  10 of issues at paragraph 10 of CTI's note. Secondly, some                  11 issues relating to the voice of the child and the                  12 involvement of individual children. And, thirdly, some                  13 points about disclosure and rule 9.</p> <p>14 So, starting with scope and issues, we have                  15 indicated in our note at paragraphs 7 to 18 a number of                  16 high level and detailed points. I won't repeat all of                  17 it here, and we are grateful for the indication from                  18 Ms Hill QC about those points of detail being considered                  19 subsequently.</p> <p>20 However, we do want to raise at this stage, first of                  21 all, two headline points, and then to take you through                  22 some of the specific proposed changes to the                  23 paragraph 10 list which we suggest, just to give you                  24 some more of the rationale.</p> <p>25 On the two headline points which we raise in our</p> <p style="text-align: center;">Page 31</p>	<p>1 submissions at paragraph 9, there are two broad topics                  2 which do not appear to be included at all on the list of                  3 issues at paragraph 10, and they are (a) the picture                  4 nationally and (b) accountability. Now, on the picture                  5 nationally, we are very grateful to CTI for the                  6 indication given in relation to context setting,                  7 national evidence at the outset of the hearing. That is                  8 important. It is also important when you turn back to                  9 look at the scope document that it isn't solely                  10 context-setting material and it isn't solely that you                  11 can extrapolate general points from the evidence                  12 relating to these six areas. But there must be a means                  13 through the course of this hearing of examining                  14 critically the national-level picture and examining how                  15 that national-level picture relates to these six                  16 individual areas.</p> <p>17 I had very much in mind the inquiry's report                  18 published in the last number of days in relation to                  19 Children Outside the UK, for example, where you had                  20 national-level evidence indicating in respect of                  21 section 72 that, at national level, it was assumed and                  22 understood that police forces were aware of their                  23 obligations and their duties and, in fact, when you                  24 delved into the evidence from six individual forces, you                  25 discovered and made a finding in the report that four of</p> <p style="text-align: center;">Page 32</p>



<p>1 those six forces did not, in fact, reflect the assertion                  2 made at national level.                  3 So we think it is particularly important, in                  4 relation to the national picture, that you also look at                  5 how individual police forces and individual local                  6 authorities reflect national level learning.                  7 We do recognise that paragraph 10 of CTT's                  8 submissions are copied or lifted from paragraph 5 of                  9 the update note from March 2019, which set out the eight                  10 themes to be explored. However, that note,                  11 in March 2019, at paragraph 2, made very clear that it                  12 was intended to amplify the scope document -- that was                  13 the word used -- and not limit it, and the key                  14 touchstone when considering the matters that need to be                  15 looked at in the April hearing is the scope document,                  16 and in the scope document, it refers expressly to the                  17 national picture, at paragraph 1, at paragraph 2.4, when                  18 it refers to the importance of examining the                  19 implementation of previous recommendations at national                  20 and local levels and, of course, also at paragraph 2.6                  21 on the statutory and regulatory framework. So we echo                  22 and support the submissions made on the national picture                  23 by Ms Champion MP and we do urge you to ensure that,                  24 when examining more closely those points in                  25 paragraph 10, we don't use paragraph 5 of the March 2019</p> <p style="text-align: center;">Page 33</p>	<p>1 document as a limiting feature.                  2 The second point relates to accountability, and we                  3 deal with this in our submissions at paragraphs 9 and 11                  4 in particular. The Centre for Women's Justice notes and                  5 accepts that the inquiry is of course placing                  6 a significant focus on the role of police and local                  7 authorities in keeping with the March 2019 update note.                  8 However, the Centre for Women's Justice also notes that                  9 it is important that the inquiry considers the issue of                  10 accountability mechanisms to ensure that if or when                  11 children are failed, there are adequate accountability                  12 mechanisms in place so that concern for child victims                  13 also includes justice for child victims. This aspect of                  14 institutional responses, in the context of child sexual                  15 exploitation in organised networks, is an important one.                  16 Whilst, of course, there is an overlap with the police                  17 and local authorities' institutional responses in some                  18 of the points made in paragraph 10 of CTT's note, my                  19 client is particularly concerned about the role of                  20 the Crown Prosecution Service. When we look back at the                  21 definition of scope for this investigation, it states at                  22 paragraph 2.3 that the inquiry is considering whether                  23 the response of the constituent parts of the criminal                  24 justice system was appropriate in cases of child sexual                  25 exploitation.</p> <p style="text-align: center;">Page 34</p>
<p>1 So it is inevitable that you must look at aspects of                  2 the criminal justice system outside the police only.                  3 Indeed, that's supported by the emergent evidence which                  4 we are now receiving because what we find when we look                  5 at the evidence that has been received from local                  6 authorities and from police is a number of them do, in                  7 fact, make express reference to issues concerning the                  8 CPS. May I just give you two examples, both from the                  9 same statement.                  10 Mr Minns' statement -- he is the strategic director,                  11 director of Children's Services in Warwickshire County                  12 Council, the reference is WCC000236. There is                  13 a reference at page 2 of his statement to a particular                  14 case where he says that CS-A73 was referred to the CSE                  15 team, had a missing episode and he describes what                  16 happened to this individual victim.                  17 He goes on to say that six males were remanded in                  18 custody during the ongoing investigation, a decision was                  19 made by the CPS, two weeks before the trial commenced,                  20 not to proceed. That's the description that he gives of                  21 that individual case.                  22 Then, similarly, at page 29, paragraph 177, he makes                  23 reference to a more general concern within Warwickshire                  24 relating to the CPS, where he says:                  25 "Some years ago, Warwickshire Safeguarding Children</p> <p style="text-align: center;">Page 35</p>	<p>1 Board asked the CPS for a report on cases that were not                  2 taken forward, but the CPS were not able to progress                  3 this."                  4 It seems to us, if we are going to probe that                  5 evidence, those individual examples or the systemic                  6 point which he makes at 177, it is inevitable that we                  7 are going to have to look at the CPS, and our client                  8 thinks it is important that you do so. It may be that                  9 falls under the partnership working phrase that you have                  10 got, but we think, wherever it comes in that list, it                  11 must be examined and it is a critical issue. We are                  12 concerned that paragraph 10 doesn't refer to                  13 accountability in any way in its current form and we                  14 hope that that point will be taken on board.                  15 We then, in paragraph 13 onwards, deal with a number                  16 of specific points, and we will leave those to be                  17 considered in some detail afterwards, and we are of                  18 course happy to come back and deal with any specifics.                  19 I will just raise a few points. First of all, we                  20 very much agree with and support CTT's suggestion that                  21 item 1.1 be amended to refer to both police forces and                  22 local authorities, but we also think it is important                  23 that it be amended to reflect the question of whether                  24 those agencies have comprehensive and up-to-date                  25 information not only about local patterns of child</p> <p style="text-align: center;">Page 36</p>

<p>1 sexual exploitation in their area but also movement of                  2 individuals suspected of involvement in child sexual                  3 exploitation into their area. In CWJ's experience, and                  4 indeed the experience in many of those reports which                  5 have come out to date, you will see the issue of                  6 movement of children across boundaries. We are                  7 concerned that if we adopt a silo approach with very                  8 much a focus on disruption of local patterns of child                  9 sexual exploitation without particular focus on the                  10 issue of movement of individuals suspected of                  11 involvement in CSE into their area, that may be                  12 overlooked. We also think it is important under this                  13 heading that you examine the question of whether forces                  14 and local authorities have comprehensive and up-to-date                  15 national-level information.</p> <p>16 We are grateful for the indication that the                  17 submission my client and Ms Champion made regarding the                  18 importance of reflecting the experience of adults who                  19 were abused as children and who report later and                  20 institutional responses to that reporting is also                  21 considered. We have given a specific example of how                  22 that can be dealt with with an amendment under heading 2                  23 on empathy and concern for child victims to refer both                  24 to child victims and adults who were abused as children.                  25 We make a number of specific references to those placed</p> <p style="text-align: center;">Page 37</p>	<p>1 out of area and cross-boundary.</p> <p>2 Paragraph 20 of our submission relates to missing                  3 children, Return Home Interviews and looked-after                  4 children. There is one specific point to highlight                  5 today.</p> <p>6 Item 4.5, as currently phrased, is expressly                  7 restricted to residential homes in other areas. We make                  8 the submission that the vast majority of looked-after                  9 children who are in and out of borough placements are                  10 now in foster care placements and, of course, only one                  11 in ten children who's in care is in a residential                  12 children's home in any event and the majority of those                  13 children's homes are now privately run rather than local                  14 authority run. We just ask for an amendment to the                  15 wording to reflect that, so that we look at                  16 out-of-borough children who are placed in other                  17 settings, not only in residential children's homes.</p> <p>18 Again, we are grateful for the indication that evidence                  19 is being sought in respect of private children's homes                  20 and that's reassuring.</p> <p>21 In relation to children with a disability, we have                  22 made a suggestion that the questions be expanded and in                  23 particular that the issue not only of the barriers to                  24 the identification of children with disabilities as                  25 victims, but also barriers to the prosecution of CSEN in</p> <p style="text-align: center;">Page 38</p>
<p>1 respect of those children be examined. We also suggest                  2 a new question reflecting the one relating to male                  3 victims which is whether there is a regional variation                  4 in identifying children with disabilities at risk of                  5 CSEN. It is very much in keeping with the submissions                  6 made by CTI regarding why these areas have been                  7 selected.</p> <p>8 We suggest, in paragraph 18, including the reference                  9 to accountability mechanisms under heading 8. We are                  10 neutral as to where it comes. We just think it needs to                  11 be addressed. It can be addressed in a proportionate                  12 manner. We recognise, of course, that there is an                  13 entire other strand relating to accountability and                  14 redress mechanisms, but there are very particular issues                  15 arising relating to accountability and redress                  16 mechanisms in the context of CSEN which should be                  17 touched on during the course of this hearing. It is an                  18 important aspect.</p> <p>19 In relation to the voice of the child, we are very                  20 grateful for the update which we had relating to the                  21 intention that particular children will have their cases                  22 looked at more closely. I have just taken instructions                  23 during the hearing and we have got some short points to                  24 make in response to those submissions.</p> <p>25 First of all, my client very much welcomes this in</p> <p style="text-align: center;">Page 39</p>	<p>1 principle and we are pleased to hear that there is going                  2 to be the selection of up to five children for each of                  3 the six areas, there having been a gap previously. Of                  4 course, a closer examination of their cases is                  5 important.</p> <p>6 We just raise three matters publicly, and we are                  7 happy to discuss this further with CTI and STI and to                  8 explore it in the weeks to come, but publicly we wanted                  9 to raise these three points.</p> <p>10 The summary given raises three interrelated                  11 questions for the Centre for Women's Justice. First of                  12 all, the mode of selection of these children. In                  13 circumstances where we only have one victim or survivor                  14 individual core participant, we assume that they have                  15 been selected in a paper-based exercise predominantly                  16 from documents produced by the very agencies which may                  17 have failed those children or from Serious Case Reviews.                  18 So there may be an issue about selection, and the sooner                  19 we can see some information about the selection process                  20 so that we and other core participants can analyse that                  21 and, if necessary, make submissions on the selection                  22 issues, the better.</p> <p>23 The second issue concerns the voice of the child and                  24 agency. From the summary given, it does not sound as if                  25 those children are going to be represented, and there is</p> <p style="text-align: center;">Page 40</p>

<p>1 a key issue for us regarding article 12 of                  2 the UN Convention on the Rights of the Child. If those                  3 children are to be at the heart of the process, and for                  4 this not to be a tick-box exercise, there is a real                  5 issue regarding agency and whether they can have any                  6 form of involvement other than a group of strangers in                  7 Pocock Street examining their cases on the basis of                  8 a paper-based exercise.</p> <p>9 The third issue which my client is concerned about                  10 which links very closely to that point is our ability,                  11 and the inquiry's ability, to effectively probe the                  12 evidence, to understand their experience and to test the                  13 assertions of the agencies involved, and this is why it                  14 ties in very closely to Ms Harrison's submissions with                  15 which the centre wishes to associate itself. So                  16 Ms Harrison, in her submissions regarding CS-A2,                  17 described her client being the only victim/survivor with                  18 core participant status and described the importance of                  19 her lived experience and the inquiry hearing the other                  20 side of the story in an effective way in order to probe                  21 that evidence. We very much support the submission that                  22 was made regarding CS-A2 being central.</p> <p>23 But we also need to look at those 30 or so cases,                  24 the five children from each of the six areas, to see how                  25 we can do more than pay lip service to their experience</p> <p style="text-align: center;">Page 41</p>	<p>1 and how we can effectively probe. That also links very                  2 closely to the issue of disclosure because the sooner we                  3 get disclosure relating to those children, the sooner                  4 that we and other core participants can examine whether                  5 there is a way in which we can effectively test any                  6 assertions which may be made regarding how effectively                  7 they have been supported.</p> <p>8 We, of course, have in mind, in making this                  9 submission, the very powerful finding which was made,                  10 chair, in the Rotherham independent inquiry relating to                  11 collective failures of political and officer leadership                  12 and even during the course of the inquiry there being an                  13 ostrich-head-in-the-sand approach from some agencies.                  14 Our concern is this will have been identified from                  15 a paper-based process, focused on the agencies which we                  16 may wish to probe and without an independent voice for                  17 the children and with a difficulty in us effectively                  18 probing that material.</p> <p>19 I'm asked to raise those points. We are happy to                  20 consider them further once we know a little more about                  21 the selection process.</p> <p>22 The final issue I want to turn to concerns                  23 disclosure. We are very grateful for the update                  24 regarding the indicated timetable and the long stop                  25 dates and everything we say in our written submissions</p> <p style="text-align: center;">Page 42</p>
<p>1 and today recognises the immensely hard work which CTI                  2 and STI have been undertaking in order to ensure that                  3 this hearing can be effective.</p> <p>4 We agree very much with Ms Hill QC in relation to                  5 some of the evidence which is emerging. We have made                  6 that point in our submission. I want to raise it just                  7 briefly now.</p> <p>8 From the evidence we have seen so far, it appears                  9 that, despite the very broad definition, rightly, which                  10 CTI has included in the note regarding organised                  11 networks, the material which we are receiving appears to                  12 take quite a narrow view on what this inquiry is                  13 examining. In particular, it is not examining, and some                  14 of the evidence does not appear to be alert to, the                  15 possibility of CSE within an organised network context                  16 which involves, for example, a gang where CSE is not its                  17 central focus, so where CSE is used against girls or                  18 young women as a means of silencing girls within a gang                  19 which is focused upon county lines or focused upon                  20 drugs, guns, violence. There are key gaps, we think, in                  21 the material we are receiving. Also, frankly, we are                  22 receiving a lot of statements which simply say "Nil                  23 return. We don't have a problem in our area". At this                  24 stage, when we are 10 to 11 weeks away from the hearing                  25 and we are receiving multiple statements which say, "Nil</p> <p style="text-align: center;">Page 43</p>	<p>1 return. Nothing to see here", we think it is imperative                  2 that the answers to those rule 9 questions, the further                  3 rule 9 questions, which CTI referred to, engage properly                  4 with these issues, reflecting the broad definition of                  5 organised networks and the definition of CSE, because,                  6 otherwise, we may have very thin evidence and it will be                  7 particularly difficult for you, chair and panel, to                  8 probe that effectively when it comes to the April                  9 hearing.</p> <p>10 We are grateful for the indication regarding the                  11 exhibits, some of which can be disclosed, and regarding                  12 the timeframe. There is just one other quick point                  13 which we wish to make.</p> <p>14 That relates to the NHS. We would welcome                  15 clarification that the partner agencies from whom                  16 evidence has been sought does include the NHS. The NHS                  17 was expressly referred to in the scope document. Many                  18 of the prior inquiry reports which have been conducted                  19 have looked at the importance of NHS-based data, and of                  20 course, in other contexts, including child stabbings in                  21 the context of gang violence, NHS data has been critical                  22 in terms of identifying victims or survivors who may                  23 otherwise not be identified. So that's an important                  24 point and we just welcome clarification.</p> <p>25 It would be practically helpful if it were possible</p> <p style="text-align: center;">Page 44</p>

<p>1 for us to be provided with a list of those bodies to                  2 whom rule 9 requests have been made, because that would                  3 then allow us and other CPs to examine the list. We may                  4 be able to make further suggestions, but we are                  5 concerned that, otherwise, we may end up, by 28 March,                  6 saying, "Hang on, why did you not ask X or Y?" If                  7 possible, we would be grateful for a list of                  8 the individuals and organisations who have been                  9 approached so we can identify any particular gaps.                  10 In relation to the NHS, in the Rochdale case, of                  11 course, the NHS data was critical. There are many                  12 examples which show the importance of the NHS. We just                  13 want clarification of that. It is of particular                  14 importance to the Centre for Women's Justice.                  15 Finally, we recognise that this hearing is due to                  16 take place in April, and some of the requests which we                  17 and others have made may be difficult to facilitate                  18 within the timeframe. There is, of course, another                  19 option, which is something that has been explored in                  20 other strands, which is that if you get to the end of                  21 the hearing in April/May and you consider there are                  22 particular gaps where the evidence hasn't assisted you,                  23 it is possible to do a further targeted investigation,                  24 whether that involved a public hearing or not is another                  25 matter. That is something you have looked at very</p> <p style="text-align: center;">Page 45</p>	<p>1 recently in relation to employers in respect of Children                  2 Outside the UK, for example. So we recognise that some                  3 of the points which we have made in relation to                  4 accountability, for example, may be hard to examine in                  5 detail within the timeframe available. We say they                  6 should be examined within the time available and, if                  7 necessary, we may have to revisit the issue of whether                  8 they need to be delved into further after the public                  9 hearings.                  10 Unless there is anything further, they are our                  11 submissions. Thank you.                  12 THE CHAIR: Thank you, Ms Gallagher. Before asking Ms Hill                  13 to make a response to the points that have been raised,                  14 are there any other submissions anyone wishes to make?                  15 Ms Hill, will you proceed?                  16 Submissions in reply by MS HILL                  17 MS HILL: Thank you, chair, a few points, if I may, by way                  18 of reply. Taking the submissions, if I may, in turn, my                  19 learned friend for CS-A2.                  20 We are, of course, very interested in the evidence                  21 that CS-A2 will give. It is absolutely not the case                  22 that the timing of the rule 9 should indicate anything                  23 other than that. I know there's been some informal                  24 discussions with those representatives, but of course we                  25 are very keen to hear what she has to say and, more</p> <p style="text-align: center;">Page 46</p>
<p>1 generally, we have listened and we hear what is being                  2 said about the need to test this evidence and we are                  3 very grateful for the collaborative approach that's                  4 being adopted.                  5 My learned friend for Ms Oliver and Mr Wedger. We                  6 hear what's said about the legal points that may be                  7 included in the list of issues. We will review that, as                  8 we have said. We very much hear what's been said about                  9 disclosure and will, of course, do all we can as far as                  10 the timetable is concerned.                  11 My learned friend for the Centre for Women's                  12 Justice, I'm very grateful again for the submissions.                  13 We are absolutely considering how to revise the list of                  14 issues. We have heard very much what's been said about                  15 the national-level picture. We will give consideration,                  16 chair, with you, of course, to the accountability issue.                  17 We are also conscious of the role of the CPS                  18 generally. I think I can indicate that a rule 9 has                  19 been sent to the CPS and that some of our further                  20 rule 9s do look at the issue of partnership working, so                  21 we are across that issue as best we can.                  22 I think I can indicate that some of the rule 9s that                  23 have been sent recently don't simply go to state                  24 agencies, but go to individuals and organisations who                  25 may be expected to provide an independent or a critical</p> <p style="text-align: center;">Page 47</p>	<p>1 view. So we are trying to do the best we can to obtain                  2 that evidence.                  3 I can indicate that we are aware of the need to look                  4 at the role of healthcare services and will reflect                  5 further on the proposal to simply provide the list of                  6 rule 9 requests that we have sent to see if that                  7 assists.                  8 We are very grateful for the observations made                  9 around our proposals as to the evidence of these                  10 particular children. As I have indicated, they are                  11 still being developed and we are very content to                  12 collaborate and liaise further with the core                  13 participants about how to make that piece of this                  14 evidential picture not only effective for the inquiry,                  15 but fair to those children. So we are very grateful for                  16 the submissions.                  17 THE CHAIR: Thank you, Ms Hill. Thanks to everybody for                  18 their submissions made. We will consider them carefully                  19 and get back to you as quickly as possible. Thank you.                  20 That is the end of this preliminary hearing.                  21 (3.02 pm)                  22 (The hearing concluded)                  23                  24                  25 I N D E X</p> <p style="text-align: center;">Page 48</p>

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