



# INDEPENDENT INQUIRY CHILD SEXUAL ABUSE

## NOTICE OF DETERMINATION

### CORE PARTICIPANT APPLICATION

1. On 25 January 2016 the Inquiry invited anyone who wished to be designated as a core participant in the investigation into institutional responses to allegations of child sexual abuse involving the late Lord Janner of Braunstone QC (“this investigation”) to make an application to the Solicitor to the Inquiry by 22 February 2016. For brevity, in the rest of this determination, I will refer to the late Lord Janner of Braunstone QC as “Lord Janner”. No discourtesy is intended by this.
2. On 2 June 2020 an application for core participant status was made by Peter Hollingworth, former Chief Crown Prosecutor (Leics/Northants). This notice sets out my determination of the application.
3. Applications for core participant status are considered under Rule 5 of the Inquiry Rules 2006 which provides:

*(1) The chairman may designate a person as a core participant at any time during the course of the inquiry, provided that person consents to being so designated.*

*(2) In deciding whether to designate a person as a core participant, the chairman must in particular consider whether –*

*a. The person played, or may have played, a direct and significant role in relation to the matters to which the inquiry relates;*

*b. The person has a significant interest in an important aspect of the matters to which the inquiry relates; or*

*c. The person may be subject to explicit or significant criticism during the inquiry proceedings or in the report, or in any interim report.*

*(3) A person ceases to be a core participant on –*

*a. the date specified by the chairman in writing; or*

*b. the end of the inquiry.*



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4. In determining each person's application, the matters listed in Rule 5(2) must be considered, but the list is not exhaustive and I may also take into account other relevant matters.
5. This application has been lodged over four years after the deadline for core participant applications in this investigation. Notwithstanding the delay, I have a discretion pursuant to Rule 5(1) to designate a core participant "at any time" during the course of the Inquiry.
6. The application contains an explanation for the delay. Mr Hollingworth says he has provided a witness statement to the IOPC as part of its investigation which concluded last year. He says that the IOPC recently proposed that he should consider applying for core participant status given his statement and the documents he provided to the IOPC, and he now does so.
7. In the light of this explanation, I am satisfied that the delay should not stand in the way of my considering Mr Hollingworth's application.
8. Mr Hollingworth was the Chief Crown Prosecutor (Leics/Northants) during 1991, during which time a decision was made not to prosecute Lord Janner in respect of allegations of child sexual abuse made against him. This investigation will consider, amongst other things, the adequacy and propriety of law enforcement investigations and prosecutorial decisions relating to allegations of child sexual abuse involving Lord Janner.
9. In those circumstances, and having regard to the provisions of Rule 5(2), I am satisfied that Mr Hollingworth has a significant interest in the matters under investigation. In particular, I am satisfied that he has an interest in the adequacy and propriety of law enforcement investigations and prosecutorial decisions relating to allegations against Lord Janner, the extent to which various institutions were aware of the allegations and, if they were, the adequacy of their response and whether and to what extent there were failings of institutions to protect children from sexual abuse. I



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am therefore satisfied that Mr Hollingworth should be designated a core participant in this investigation.

10. Mr Hollingworth states in his application that he wishes to be legally represented, but does not provide details of a named legal representative who he wishes to be designated as a recognised legal representative.

11. Applications for designation as the recognised legal representative of a core participant are governed by Rules 6 and 7 of the Inquiry Rules 2006, which provide as follows:

*6(1) Where -*

- (a) a core participant, other than a core participant referred to in rule 7; or*
- (b) any other person required or permitted to give evidence or produce documents during the course of the inquiry,*

*has appointed a qualified lawyer to act on that person's behalf, the chairman must designate that lawyer as that person's recognised legal representative in respect of the inquiry proceedings.*

*7(1) This rule applies where there are two or more core participants, each of whom seeks to be legally represented, and the chairman considers that -*

- (a) their interests in the outcome of the inquiry are similar;*
- (b) the facts they are likely to rely on in the course of the inquiry are similar; and*
- (c) it is fair and proper for them to be jointly represented.*

*(2) The chairman must direct that those core participants shall be represented by a single recognised legal representative, and the chairman may designate a qualified lawyer for that purpose.*

*(3) Subject to paragraph (4), any designation must be agreed by the core participants in question.*

*(4) If no agreement on a designation is forthcoming within a reasonable period, the chairman may designate an appropriate lawyer who, in his opinion, has sufficient knowledge and experience to act in this capacity.*

12. Should Mr Hollingworth apply for designation of a recognised legal representative at a



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later date, I am mindful of the requirement in rule 7 of the Inquiry Rules 2006 that I must appoint a single recognised legal representative where two or more core participants have similar interests in the inquiry, the facts they rely on are similar and it is fair and proper for them to be jointly represented. I set out this rule now so that it is clear that it is something I must have regard to should Mr Hollingworth make an application for the appointment of a recognised legal representative at a future date.

**Professor Alexis Jay OBE**

**12 June 2020**

**Chair, Independent Inquiry into Child Sexual Abuse**