

- a. [LA-A245] described in detail the physical and mental effect the abuse and subsequent investigations and court hearings had had on his health and wellbeing, throughout his life.
- b. [LA-A5] explained the effect the abuse had had on her relationships and also her feeling of “betrayal” by the criminal justice system.
- c. [LA-A4] detailed the effect of the abuse on his relationships with his family and daughter. He also described having “flashbacks of what happened” and his use of drugs and alcohol to help him cope.

9.146. On 7 September 2016, DC Stafford was informed that the Attorney General had, after very careful consideration, decided to refer this sentence to the Court of Appeal for review on the basis that it was “unduly lenient”.¹⁹⁸ The referral was made on 29 September 2016 under section 36 of the Criminal Justice Act 1988.¹⁹⁹ It was heard on 27 October 2016 and the Court of Appeal imposed a total sentence of 18 years’ imprisonment.²⁰⁰

9.147. Operation Winter Key continued to investigate the allegations of sexual abuse made by [LA-A3] and [LA-A429]. In August 2016, a man named [LA-A422] contacted police after he saw Phillip Temple’s photograph in the news. [LA-A422] recalled Temple from when he was an altar boy at [DPA] Church in [DPA], but said that he knew Temple at this time as “Brother Agnellus”. He did not make any allegations of sexual abuse, but recalled that he had punched Temple in the nose. In January 2019, [LA-A422] contacted police again and said he now knew why he had punched Phillip Temple; it was because Temple had touched [LA-A422] genitals.²⁰¹

9.148. These three allegations were referred to the CPS for a charging decision. On 12 August 2019, the CPS advised Operation Winter Key that the Full Code Test was not met in the cases of [LA-A429] and [LA-A3] and that the matters should accordingly be NFA’d. This decision appears to have been based primarily on evidential difficulties, with key issues including [LA-A3] [Sensitive/Irrelevant] and the notable difference in the *modus operandi* described by [LA-A429] compared

198 D25256, Correspondence between court, police and prosecution, September – December 2016.
 199 D25253, Final Reference under Section 36 of the Criminal Justice Act 1988, 29 September 2016.
 200 D25252, Judgment of the Court of Appeal and D8100, Order of the Court of Appeal.
 201 01MP/00800/19, MG3 in respect of [LA-A422]