

**NOTICE OF DETERMINATION
CORE PARTICIPANT APPLICATION**

1. On 5 January 2016 the Inquiry invited anyone who wished to be designated as a core participant in the Anglican Church investigation to make an application to the Solicitor to the Inquiry by 5 February 2016.
2. An application was made by Katy Bourne, the Sussex Police and Crime Commissioner ('the SPCC') for core participant status in the Anglican Church investigation.
3. I made a provisional ruling declining the application on 29 February 2016. The SPCC was provided with an opportunity to renew her application at a preliminary hearing on 16 March 2016. The SPCC did not renew her application. Accordingly, this notice sets out my final determination of the application.
4. 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.

5. In determining the 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.

6. Having regard to the provisions of Rule 5(2), I am not satisfied that the SPCC fulfils the criteria in Rule 5(2) or that there are other good reasons to designate the SPCC as a core participant. I have reached this conclusion on the basis that I am designating the Chief Constable for Sussex Police as a Core Participant to this Inquiry because Sussex Police were responsible for investigating allegations of child sexual abuse against Peter Ball which led to his conviction in 2015, and that Peter Ball's offending is being considered by this Inquiry as one of its case studies. I have also borne in mind the possibility that Sussex Police may be subject to explicit criticism by the Inquiry in due course as a result of its investigation into Peter Ball, and/or the Inquiry's consideration of the nature and extent of any failings of institutions to protect children from abuse. The SPCC has statutory responsibilities under section 1 of the Police Reform and Social Responsibility Act 2011 to secure the maintenance of the police force in Sussex and to hold the Chief Constable to account, not least in respect of his duties for the safeguarding of children. Nevertheless, my provisional view is that the SPCC does not have a significantly separate interest to that of the Chief Constable for Sussex Police to warrant designation as a Core Participant in the Inquiry's Anglican Church investigation. While it is conceivable that the SPCC will have responsibilities to hold the Chief Constable to account at the conclusion of this investigation, in light of any findings that are made, as the Inquiry's terms of reference relate to non-recent child sexual abuse, I do not envisage that those responsibilities can properly be exercised in respect of issues arising in the investigation during its course. The SPCC is unlikely to be the subject of criticism by the Inquiry. Her statutory role essentially relates to funding and oversight and in those circumstances, I therefore consider that she has no direct and significant interest in the matters to which the Inquiry relates. Accordingly, I decline the application to designate Katy Bourne as a core participant in the Anglican Church investigation.

7. I will keep the scope of the investigation and the designation of core participants under review as the inquiry progresses and further invitations to apply for core participant status may be made as the investigation proceeds. My decision not to designate a person as a core participant in this particular investigation does not preclude the SPCC

from making a future application in respect of other investigations. I will consider any future application which the SPPC wishes to make on its merits.

Hon. Dame Lowell Goddard DNZM

16 March 2016

Chair, Independent Inquiry into Child Sexual Abuse