

G/I - This requires the co-operation of 2 men acting in concert: if the Def's indecent act is directed against another person who does not consent, the act cannot amount to G/I under S.13 S.O.A. 56.

(aged 20 at offence)
AN-A98

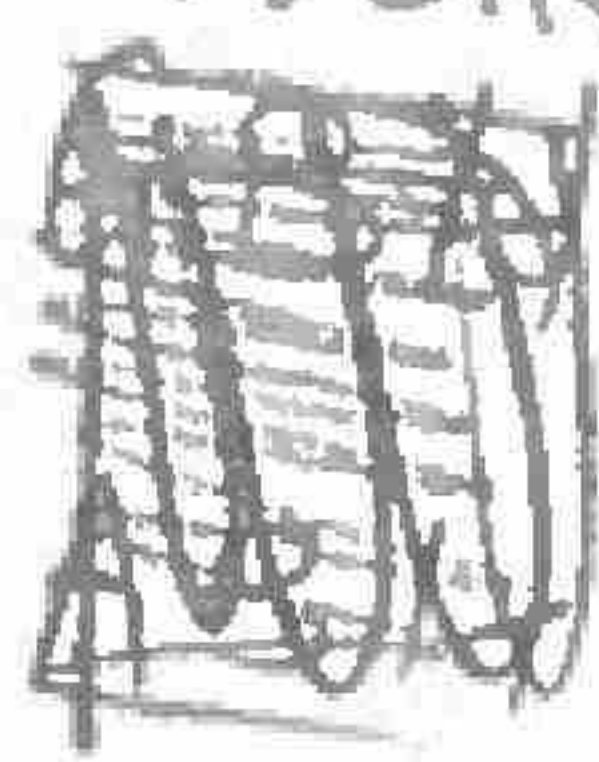
DPA

P. 55 he consented

o o

(1) G/I - time barred

(2) No indecent assault - consented

(3)  Wounding with clothes brush -
no complaint, no medical evidence, consented.

AN-A117

(aged ~~20~~ 19 at offence)

DPA

Deception - trust and belief that activities were part of obedience of monastic life and were God's will.

1. Cold shower while naked.
2. penitential psalms while naked
3. ~~Washing~~ Naked caressing
4. masturbation.
5. beatings -

1 Discussion with D on 24/2/93,

Conf. with Police, on 26/2/93.

All evidence reviewed.

~~Notes~~

Accepted: -

① no prospect of success in any
pros. other than Todd

1. time bar or age bar for G/I
2. consent is in issue for I/A.

Todd

2 alleg. to justify pros.

- a. — lower end of
- b. — scale.

Other "victims" ev. of system.

Cantia or Prosecution

Consensus of

view that the cant. may attract

(1) Contested - ev. of system ^{would have to be introduced}

(2) Victim's fragile Todd suicide → homo.

2

2. Harrowing peds for victims
3. Sentence likely to be light
4. The mischief is to prevent further abuse of trust by Bishop.
5. Accept. of canon = end of career
Offer of resignation is return
for canon made by Sols.
- 6.

More than 1 compl. = peds.
systematic breach of trust

As however 1 compl
we share the police view = canon

If D is content on intent
to write to Det Sols that he would

be prepared to authorise a Cont.
for As An

alternative to prosecution, Point
out that it unequivocal admission.

Here he to refuse a Cont.
our view = pros.

Peter John Ball

Allegations

(A) by Neil Todd (d.o.b. **DPA** 73) who was 18 years of age when alleged events took place

In Todd's bedroom

(1) On or about 22/9/92 Ball and Todd got undressed and Ball ^{stroked and} caressed Todd on his body, ~~stroked and~~ kissed his shoulders and briefly held Todd's penis.

(2) On or about 22/10/92 Ball and Todd got undressed in Ball's study and Ball stroked and caressed Todd on his body, kissed his neck and invited Todd "to do anything to me." Todd then stroked Ball on the side of his body and Todd's elbow knocked Ball's penis causing Ball to ejaculate.

For and Against Prosecution

For

1. Corruption of young persons, Substantial disparity in age. Assaults were more than trivial and were repeated.
2. Victims were particularly vulnerable. Totally dedicated to joining a monastic order and anxious not to offend a person they looked up to as a "role model" whose endorsement they ^{valued and} ~~needed~~ needed.
3. Abuse of power and authority.
Relationship of trust and responsibility.
4. Element of deceit and ~~disguising~~ homosexual gratification as monastic procedure.
5. Deterring to others in authority
6. Caution may be seen as a cover-up and ^{as} preferential treatment

Against

- (1) No previous convictions.
- (2) Charges would ~~be~~, I suggest, be confined to Gross Indecency ~~and~~ ^{with} Indecent Assault ~~on~~ ^{with} Todd.
- (3) Traumatic experience for Church and victims in the event of a trial.
- (4) Possible light sentence.