

**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 Cambridge House, Knowl View and Rochdale investigation to make an application to the Solicitor to the Inquiry by 5 February 2016.
2. On 11 January 2017, an application was made by A71 for core participant status in the Cambridge House, Knowl View and Rochdale investigation and for Richard Scorer to be A71's recognised legal representative. This notice sets out my determination of their application.
3. The application has been lodged approximately 11 months after the deadline for core participant applications on the Cambridge House, Knowl View and Rochdale investigation were due. 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. I understand from information brought to my attention by A71's solicitor on 11 January 2017 that A71 was unaware of the Independent Inquiry into Child Sexual Abuse ('the Inquiry') and the particular investigation into Cambridge House, Knowl View and Rochdale until that same day. Having regard to the period of and stated reasons for such a delay in A71's application for core participant status, I am satisfied that a significant reason for the delay was that A71 was until very recently unaware of the Inquiry and this particular investigation, and the opportunity for him to apply for core participant status. I have a wide discretion under Rule 5(1) to consider an application at any time during the Inquiry. There is good reason for me to consider the merits of the substantive application for designation and I consider it appropriate in all the circumstances for me to do so.
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 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.
6. Having regard to the provisions of Rule 5(2), I am satisfied that A71 should be designated as a core participant in relation to the Cambridge House, Knowl View and Rochdale investigation. A71 has confirmed that he was a resident of Knowl View. In the application submitted on his behalf, A71 alleges that he was sexually assaulted by a number of individuals, including Cyril Smith, whilst he was a resident at Knowl View. It has been confirmed that A71 was under 18 years of age at the time of the sexual abuse described and therefore within the Inquiry's terms of reference.
7. As part of this investigation, the Inquiry will consider the extent to which children who resided at Knowl View were vulnerable to sexual abuse and whether there were failures to protect children from sexual abuse. It will consider whether adults were afforded inappropriate access to children who resided at Knowl View. I therefore consider that A71 has a significant interest in the matters under investigation within the Cambridge House, Knowl View and Rochdale investigation and that his designation as a core participant is justified with regard to 5(2)(b).

8. 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.*

9. I am satisfied that A71 has appointed Richard Scorer of Slater and Gordon Solicitors as his qualified lawyer in relation to this investigation. I therefore designate Mr Scorer as the recognised legal representative for A71 in accordance with Rule 6(1) as I am required by that rule to do.

10. Directions have been given for receipt of applications for awards under section 40(1)(b) of the Inquiries Act 2005 for expenses to be incurred in respect of legal representation in this investigation. If A71 does wish to apply for such an award, any application must be lodged by 17 February 2017. Any such application will be

determined in accordance with the Inquiry's Cost Protocol on Legal Representation at Public Expense which is available on the Inquiry's website.

Professor Alexis Jay OBE

20 January 2017

Chair, Independent Inquiry into Child Sexual Abuse