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COMMENTS BY THE D.P.P. ON PRIVATE EYE ARTICLE "BEAST OF BERLIN (2)" OF 2 JANUARY 1981

1. The Director is not aware of any disagreement between the Attorney and himself on these matters.
2. The Attorney has not seen, and has not asked to see, any of Sir Peter Hayman's diaries. These are now in the possession of the D.P.P. who obtained them from the Metropolitan Police after the publication of the earlier Private Eye (24.10.80). This was for the purpose of the Security Service investigation. The D.P.P.'s officer who asked the police for them was not a "minion unacquainted with the Hayman case", but was the professional officer who had dealt with the case throughout and knew the location of the diaries.
3. The "charges facing Hayman's paedophilic cronies" is presumably a reference to the forthcoming trial of O'Carroll & others, the organisers of PIE, which is due to commence on 14th January and is therefore sub judice. Hayman was never considered to be an organiser, and is not involved in the prosecution, although the possibility that his name will be mentioned cannot be excluded. The charge is of conspiracy to corrupt public morals, and in accordance with arrangements between the Attorney and the Director, the Attorney was consulted about, and agreed to, the use of that charge.
4. Prior to the publication of the earlier Private Eye article, defence Counsel asked prosecuting Counsel whether the prosecution might drop the conspiracy charge. Consideration was being given to this possibility when the article appeared, as it might have been possible to accept pleas of guilty to other substituted charges and this would have resulted in the saving of Court time and expense. The suggestion that this would prevent the naming of Hayman in the proceedings was never considered. In due course the prosecution informed the Attorney of the suggestion that the conspiracy charge should be dropped, but after consultation between the Attorney, the Director and prosecuting Counsel all agreed that the charge should stand.

**DPA**

Sir Thomas Hetherington

7th January 1981.

*When we receive a report [redacted]  
[redacted] however, we can put  
the 2 together as a report  
to the P.M.*

**DPA**

**DPA**

*S. i. S.*

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