

Witness Name : Robert Le Brocq  
Statement No : First  
Exhibits: RLB1 – RLB12  
Dated : 27 August 2014

**THE INDEPENDENT JERSEY CARE INQUIRY**

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EXHIBIT RLB8

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# States of Jersey Police

Your ref

Our ref PAH/PAO

Date 21<sup>st</sup> August 2000

Advocate H M Boleat  
Olsen Backhurst & Dorey  
47 Esplanade  
St Helier  
JE1 0BD

States of Jersey Police  
P.O. Box 789  
Jersey, JE4 8ZD

tel: [REDACTED]  
fax: [REDACTED]

R. H. Le Breton *Chief Officer*

R. Jones  
*Deputy Chief Officer*

Dear Advocate Boleat

## Re your client : Centenier Gallichan

As we discussed in the office of the Constable of St Helier on Friday 18 August 2000, it would be my usual policy to arrest your client as part of my investigation. This decision would be based upon the following:

- An allegation of attempting to pervert the course of justice is a serious offence;
- This is compounded by the fact that your client is an elected public official who is in a position of trust within Jersey's judicial system;
- The arrest of your client would ensure that he is afforded his full rights under Code C by the Custody Sergeant, who would also be responsible for his welfare whilst he remained in custody;
- An arrest would preserve the integrity of my investigation and reduce the opportunity for any allegations of impropriety against the investigation officers;
- The detention of your client and the Constable of St Helier would prevent any collusion between them between interviews after caution. Such collusion could frustrate my intention of conducting a thorough investigation.

I appreciate that the arrest of your client could have a prejudicial impact on the reputation of the St Helier Honorary Police and the wider issues concerning the policing of Jersey. The sentencing of Roger Holland, a former Vingtenier, on 8 September 2000 and anticipated Media interest could aggravate this effect.

I am therefore prepared to adopt a flexible approach to this issue with the caveat that I will not agree to any course of action that would:

- Undermine the integrity of the investigation
- Prevent the completion of a thorough investigation
- Prejudice your client's rights.

In order to facilitate the interview after caution of your client I suggest the following arrangements;

1. Your client and the Constable attend the Headquarters of the States of Jersey Police at an agreed time and date.
2. Your client agrees to remain at Headquarters until the completion of the interviews of both himself and the Constable.
3. ~~Your client will not be formally arrested and not detained in cells.~~
4. On his arrival a Sergeant not connected with the investigation will advise your client of his rights. This officer will also be responsible for your client's welfare whilst he remains at Headquarters. The Sergeant will maintain a log rather than a Custody Record. The Duty Officer will oversee this process.
5. Refreshments will be provided.
6. Your client will be kept under constant supervision whilst at Headquarters, other than when in consultation with his legal representative. Any telephone calls and visits will be supervised.
7. There will be no contact between your client and the Constable whilst they are at Headquarters.
8. The interviews after caution will be tape recorded and remotely monitored.

You will appreciate that these arrangements are somewhat extraordinary. In order not to compromise my investigation I require prior written confirmation that these arrangements are satisfactory and that you are content that your client's rights are not being undermined.

If we cannot agree suitable arrangements within a reasonable time or any agreement is subsequently breached, I reserve the right to exercise my discretion in determining whether to arrest your client.

At this time I am unable to state precisely how long it will take to complete the interviews after caution. I anticipate that if a prompt start is made in the morning then we should be able to complete them within a single day. It will however be a long day that could carry on into the evening.

In order that I can complete my preparations for the interviews and make travel and accommodation arrangements, I would be grateful if we can agree a date as soon as possible. In order to complete the interviews before your client goes on holiday I would like to confirm a date as soon as practicable.

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Finally please find enclosed a copy of a document that was seized from the Constable's office that relates to your client.

I look forward to your response. I can be contacted either through Detective Chief Inspector McKerrell of the States of Jersey Police or my own Force, Wiltshire Constabulary, London Road, Devizes, Wiltshire. SN10 2DN (telephone [REDACTED])

Yours sincerely

[REDACTED]

Paul A Howlett  
Superintendent  
Wiltshire Constabulary