Written submission from a member of the public (SHW0081)

I have assisted a lady in her complaint of sexual assault for about 11 years. Initially I encouraged her to report the various incidents to management, as initially I doubted I would be allowed to assist her.

On reporting the matter, to her manager she encountered opposition to her complaint being taken forward formerly. The complainant was separated immediately from the respondent while the case was dealt with Internally, and referred to the Police almost immediately.

The respondent was suspended whilst the police investigation took place. When the police decision was, not to proceed to court, on receipt of this decision, the respondent was Immediately released from suspension. The victim remained isolated for a further 3-4 years until being told she would be starting work somewhere totally unsuited to her, without previous contact/discussion. In this situation she found a position more conveniently located and started work there, while very upset about her treatment.

1 Beware promises of support and equal treatment
   The Company offered all sorts of support and even called it bravery for a person to make a formal complaint, all this was in print but in the end, it all counted for nothing.

2 Beware of Police action not going forward due to “knowledge in the Public Domain”
   Beware of “Knowledge in Public Domain” Where this is considered to be within the evidence, it may persuade the Police on the advice of CPS not take the case to court and thus the case will proceed no further

3 Failure of Parliamentary Departments
   The propensity not to answer important questions, so as to prevent evidence coming out, thus denying facts to the complainant. This failure to answer has in my view a serious side effects, to people’s careers and mental wellbeing.

4 Failure to comply with legally binding decisions and authority covering such things up
   The Impact on victims is immense, whilst the culprit remains in post and this mainly due to ring fencing the “knowledge in the public domain” clause gave the respondent what he needed for his ethnic defence to succeed. Serious consideration by anyone considering making a complaint of Indecent exposure/sexual assault against men of certain Ethnic Groups.

5 Ignorance of Evidence levels needed for court hearings and Internal investigation
   The focusing on the Police not proceeding to court. Preferring the avoidance of disciplinary action against the respondent which is presently depriving the complainant any justice at all.

6 The evidence already collected is strong and it is being denied in parrot fashion responses
   Our local MP is being treated extremely badly in my view by his parliamentary colleagues, are wasting serious amounts of money and time, due to their persistent denial of clear facts while passing disciplinary responsibility to the Police to act for them, by taking the case successfully to court. This focuses the wasting of a procedurally very good structure to deal with these matters internally.
Conclusion

This I believe is the failure of the ministers to consider the facts based on their own responses, the internal investigation was a sham. The appeal was not complied with despite being called as Legally Binding on both parties. Police evidence which was not presented to the Victim until after the appeal but had been considered by management originally. The procedure over ran its time allotted by some distance. The case needs to be reconsidered due to the original investigation being clearly faulty.

The complainant still wants to be heard in court. Complaining has cost her job/ her trust in management/ministers/Justice as she feels cheated, disbelieved and her case has not been fairly handled. Police have let her down in their way of collecting the descriptive evidence, this only came to light in 2016/17, and has left her only with our Local MP and her AO for his belief in her for eleven years. in most of this type of crime they will only have descriptive evidence of the individual, this is important to give her a chance to have her complaint fairly and successfully heard.

The complainant will probably see no justice. Thanks to Knowledge in the public domain, it means some men will be almost bullet proof to do as they like, and use certain things as a defence which does not suggest equality in the law. It also appears to be a short way for management to make assumption and thus insuring the culprit will be cleared.

The total blocking of questions and contact with the ministry which makes finding the truth will never come out while the Ministers or Parliamentarians are allowed to avoid difficult.

Legitimate questions which to me has lead and will in future lead to major cover ups, which take many years to resolve

This case is not going away at any time soon and the state the victim has been left in will continue to drive me on for some time yet.

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