

Complaints against the Independent Police Complaints Commission

Complaint Number _____
(For IPCC use)

Please tick the appropriate box Mr Mrs Miss Ms Other _____

First Name John Surname Layte

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Please provide full details of your complaint, including the date and time of the incident. If known, please provide the names of the IPCC staff or Commissioners you are complaining about. Please continue on a separate sheet if necessary

My complaint is that neither the Police nor the IPCC investigated my suspicion of corruption first made in a phone call to Liz Semple of the IPCC in February 2005 and backed up by my fax to the IPCC and the Police of 10 March 2005. A copy of this fax (on a CD/DVD) was subsequently posted to the Police and the IPCC on numerous occasions and uploaded to several web sites which the IPCC and the Police have been informed about.

Instead of investigating my complaint the Police have attempted to avoid the investigation by applying to the IPCC to dispense with the need usually on the grounds that "I am out of time".

Continued on page 2

Signature _____ Date 8 January 2014

The IPCC, like all public bodies, is obliged to record the ethnicity of people using our service. Being able to identify the ethnicity of complainants, helps us to check we are providing all sections of society with the best possible service. Any information given will be treated in the strictest confidence. Please describe your ethnicity using the boxes below.

White:	Mixed:	Asian or Asian British:	Black or Black British:	Other ethnic groups:
White British <input checked="" type="checkbox"/>	White and Caribbean <input type="checkbox"/>	Indian <input type="checkbox"/>	Caribbean <input type="checkbox"/>	Chinese <input type="checkbox"/>
White Irish <input type="checkbox"/>	White and Black African <input type="checkbox"/>	Pakistani <input type="checkbox"/>	African <input type="checkbox"/>	Other <input type="checkbox"/>
Other <input type="checkbox"/>	White and Asian <input type="checkbox"/>	Bangladeshi <input type="checkbox"/>	Other <input type="checkbox"/>	
	Other <input type="checkbox"/>	Other <input type="checkbox"/>		Prefer not to say <input type="checkbox"/>

Send your form to: IPCC, 90 High Holborn, London, WC1V 6BH or Fax: 020 74040965, or email enquiries@ipcc.gsi.gov.uk

Paula McEwan of the IPCC dispensed with the need to investigate DC Roger Exelby, the prime suspect in my suspicion of corruption (because of the fact that I was told he had a connection with the Claimants which may have influenced his decision to issue a PACE notice in January 2004). The PACE notice was used as the only evidence by the Claimants to extend the already extant litigation for years at great cost to the Defendants, the Court, the Ministry of Justice, the Police and the IPCC.

The reason Paula McEwan gave for dispensing with the need to investigate DC Roger Exelby was that "The Police first became aware of my suspicion against DC Exelby was in a phone call to SGT Ray Jones on 3 October 2012" and therefore I was about eight years out of time in making the allegation!

When asked how the IPCC were aware of what was said in the 3 October 2012 phone call Paula McEwan replied that it was from the report of the phone call prepared by SGT Ray Jones that she had come to the conclusion that the Police first became aware of my allegation of suspected corruption during this phone call. I pointed out to her that was nonsense and asked her if she had listened to the Police recording of the phone call to which she replied that she had not. I pointed out to her that I also had a recording of the phone call and volunteered to send her a copy but she declined.

I had another listen to my recording of the phone call (two hours!) and certainly DC Exelby is mentioned several times and his connection to Mr and Mrs Arthur and DI Strickland's 25 January 2011 letter that states "DC Exelby did not have a connection with Mr Arthur" but there is nothing in the phone call that suggests the Police were being informed about this connection for the first time and obviously DI Strickland must have been informed about DC Exelby's connection with Mr and Mrs Arthur otherwise he would not have denied it in his 25 January 2011 letter.

Assuming that SGT Jones' report had deliberately misled the IPCC regarding as to when the Police "first" became aware of my complaint of a suspicion of Police corruption (DC Exelby being the prime suspect) I requested a copy of his report under the FOI Act.

Having received a copy of the report of the 3 October 2012 phone call I can say that very little of it accurately describes what was said in the call and a lot of it seems to be SGT Jones' own opinion of events but that aside there is no mention in it that the Police "first" became aware of my suspicion of corruption during the phone call.

Why Paula McEwan should say that the report states something it does not state is for the IPCC to explain but she should not accuse a Police Officer of making a statement he did not make.

I pointed out to Paula McEwan that contrary to her own view that I first made the Police aware of my suspicion of Police corruption in a phone call on 3 October 2012 I actually made the IPCC aware of it in a phone call to Liz Semple (of the IPCC) in a phone call in February 2005 and the Police were made aware of this phone call by fax dated 10 March 2005.

Continued on Page 3

Contradicting what the Police allegedly told the IPCC Paula McEwan conceded that the IPCC, at least, had a considerable amount of correspondence on file for the 2004-2005 period but admitted that my important 10 March 2005 fax was missing. It was faxed to the following persons -

MR Bynde, IPCC, on fax no. 02074 040430

Liz Semple, IPCC, on fax no. 02902 0646104

R Glass, Police Legal Advisor, on fax no. 01392 452183

DS Cook, Camborne Police, on fax no. 01209 611315

DC Exelby, Camborne Police, on fax no. 01209 611315

(Copies of all 5 faxes were subsequently copied to a CD/DVD which was supplied to the IPCC and the Police (and the Court) on several further documented occasions, some of which were before the claim came to trial).

It is thus inconceivable that the IPCC (and the Police) were not aware of my allegation of corruption but as I did not receive a response to my 10 March 2005 fax from either I have no idea if an investigation was undertaken. Considering the seriousness of my allegation and the fact that a yet to be heard £40,000 Court case relied on the validity of a PACE Notice issued by a Police Officer I believe was a neighbour of the Claimants I would say an investigation should have been undertaken with some urgency.

Regardless of whether an investigation was undertaken (or not) the IPCC and the Police should, at the very least, informed the Court that the only evidence the First Claimant had used to support his £40,000 claim against us (the PACE Notice) was at best dodgy and at worst a deliberate act by the First Claimant to procure evidence from neighbouring Police Officers (DC Roger Exelby and DC Joanne Burley/Exelby) in an attempt to pervert the course of Justice in extant civil litigation.

TO BE CONTINUED