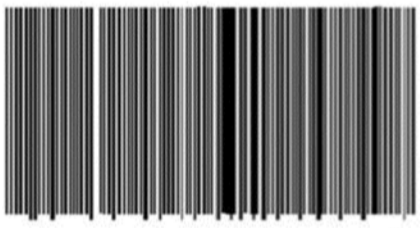
Prepared for OPEN publication in relation to the Independent Inquiry Relating to Afghanistan



RMP-221-0001791-A

# ARMY HQ
# ONE PAGE BUSINESS CASE

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| **END USER POC:**<br>Name, organisation, contact details | Col Rob Morris<br>AH Tech, HQ PM(A)<br>Ramillies Bldg, Marlborough Lines |
| **REF No**<br>Local reference | PMA/04_02/04/14 |
| **SUBMITTED BY**<br>Name, organisation, contact details | Martin Pollard<br>Op Northmoor Business Manager SO2 , HQ PM(A)<br>Ramillies Bldg, Marlborough Lines<br>Contact Details [redacted] |
| **WHAT/WHEN**<br>Enter a brief and concise description of the type of activity / journey /visit you wish to undertake and the dates. | The re-engagement of two Fee Earners to continue to provide confidential advice to the Provost Marshal (Army) and Director of Service Prosecutions as members of an Independent Advisory Group (IAG) for Op NORTHMOOR. This is the extension of the original appointments endorsed by the Secretary of State in Sep 16, sponsored by DJEP and previously approved by Army Res Hd Fin. Sir Jon Murphy and Mr Mark Ellison QC were selected to undertake specific advisory roles. As investigations continue there is an operational requirement to continue the engagements for a at least a further 11 month period from 01 Apr 19 to 01 Mar 20. Previous funding was agreed for Aug 18 to Mar 19 by Army Res Hd Finance. |
| **WHY**<br>Give a full and concise justification for the activity / journey /visit and how this meets management objectives. (Incl References and Direction) | Operation NORTHMOOR is an unusually complex and high profile investigation which raises sensitive and challenging issues for the RMP and Service Prosecution Authority (SPA). It is essential that the investigations and decisions of the RMP and the SPA are independent, effective and reasonably prompt. An independent advisory group (IAG) has been appointed, comprising two members prominent in their respective fields and of undoubted independence: a senior QC and a former civil police force Chief Constable who will provide confidential advice to the Provost Marshal (Army) and Director of Service Prosecutions. The appointments were approved by the Secretary of State in September 2016 and the Fee Earners have thus far undertaken 28 days work jointly for Op NORTHMOOR. As Fee Earners they are called upon as and when required, dependent on Op NORTHMOOR investigative activities. |
| **WHO**<br>Give full details of the people required / affected | Sir Jon Murphy<br>and<br>Mr Mark Ellison QC |
| **WHERE**<br>Location | London, Andover, Newquay and other locations as required by Op NORTHMOOR |
| **IMPACT IF NOT APPROVED**<br>Give a concise explanation of the impact if the application is NOT approved. | If NOT approved:<br>Expert, independent advice to Op NORTHMOOR has been endorsed by the Secretary of State. The Fee earner mechanism has been identified as the most effective method of paying for Sir Jon Murphy's and Mr Ellison's time. Should this not be approved, the advice will not be available to Op NORTHMOOR and will undermine a key assurance mechanism to a high profile investigation. The fees for re-engagement should be the same hourly rates that they have been on since 2016 and we should not seek to re-negotiate down to the Departmental cap of £775 per day. Both Sir John and Mark have provided significant benefit to the investigation and at this late stage any attempt to offer them less may result in them declining to assist further beyond their current contract date of 31 Mar 19, which would have significant impact on the independent assurance provided by both and go against the intent of the SofS in appointing them. Higher fees than Departmental policy, with agreement from the Centre, were offered when they were engaged precisely to attract the |

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| | right calibre of individual; which they have both proved to be.<br><br>In addition to the potential impact on the investigation there is also the expectation of both that when they were that they would receive the same fee for the duration of their support to the investigation no matter how long that support was required for. Finally it is my assessment that the re-engagement from Apr 19 to Mar 20 will be the last one required and, indeed we may not need their services throughout that whole period and the arrangement can be concluded earlier; but of course that is dependent on the outcome of the investigation. *(AH Op NORTHMOOR)*. |
| **FUNDING**<br>Enter details of all costs | The requirement for 01 Apr 19 to 01 Mar 20 is:<br>Sir Jon Murphy to be paid £200 per hour worked capped at £20,000 p.a. for upto 15 days worked to include T&S. Sir Jon is self employed.<br><br>Mr Mark Ellison QC to be paid £250 per hour capped at £10,000 p.a. for upto 10 days worked to include T&S. Mr Ellison is self employed. |
| **ARMY HQ HLB COMMENT & RECOMMENDATION** | **Recommended / Not Recommended** *(delete as appropriate)* |
| **Name, Signature & Date** | |
| **Signed & Date** | |
| **ARMY HQ TLB COMMENT & APPROVAL** | **Approved / Not Approved** *(delete as appropriate)* |
| **Name, Signature & Date** | |

For Fin Staff use

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| **UIN**<br><br>**RAC**<br><br>**BLB** | |