



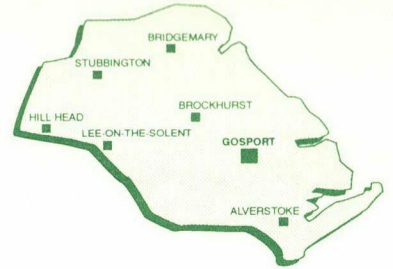
PETER VIGGERS MP
House of Commons, London SW1A 0AA

Code A

Constituency Office: 023 92 52 21 21

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Working for the constituency of Gosport



PJV/BHS

13 June 2007

Mr. Charles Farthing

Code A

Dear Mr. Farthing,

I have been pursuing the issue you raised with me relating to the death of your uncle, Arthur Cunningham, at Gosport War Memorial Hospital. I am now able to enclose a copy of a letter from the Chief Constable of Hampshire dated 29 May and I also note that you have met with the Senior Investigating Officer.

Yours sincerely,

Code A

(Help if card name)

1. Ask for name of 35 professionals who were interviewed in this particular case - not aware of more than 6 involved.
— please name —

~~2. He~~

2. I was present on day of admission, He came from a nursing home and his major problem was bed sores only. I am not aware of any other reason for admission, or particular indication of his terminal decline.

Did the plan take statements from his GP who asked for him to be admitted, or the staff at the Care Home, as the family is not aware of any concerns by either of them, ~~two~~ about his long-term health.

3. At my meeting with CTS, Elton identified some of the facts upon which the CTS decision was made, and I was able ~~to~~ to point out there were flawed factual errors in some of the C. I would be willing to ask you to ensure that the data on this case is factually accurately accurate.



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 Chief Constable

Your ref:

Our ref: CC/BDS/smg/133.07

29 May 2007

Mr Peter Viggers MP
House of Commons
London
SW1A 0AA

Dear Mr Viggers

I write further to my letter dated 8 May 2007 regarding the investigation at the Gosport War Memorial Hospital.

Arthur Cunningham died at Gosport War Memorial Hospital on 26 September 1998 and I can confirm that the Operation Rochester investigation team conducted a full investigation into the circumstances surrounding his death.

Unfortunately Mr Cunningham was assessed to have been suffering from a progressive illness which resulted in his terminal decline. The police investigation took evidence from 35 Healthcare professionals in this particular case and the decision of the Crown Prosecution Service (CPS), based on the evidence provided, was that the prosecution test had not been met. In fact the healthcare expert witnesses unanimously agreed that he was in the terminal end phase of life.

The police report to the CPS into the death of Arthur Cunningham has also formed the basis of evidence to both Mr David Horsley, Her Majesty's Coroner in Portsmouth, and the General Medical Council. The GMC will now assess whether or not there is sufficient evidence to launch a Professional Conduct Committee hearing. On this basis the evidence is not available for release under the Freedom of Information Act.

Professor Baker was asked by the Chief Medical Officer to undertake a statistical analysis of mortality rates at Gosport War Memorial Hospital during the period under investigation. The report which was produced as a result has been embargoed by the Chief Medical Officer. However, in terms of its evidential content relating to any matters which were under police investigation, it was only relevant to one of the final ten cases considered and not to Mr Cunningham's case. This was also made available to the CPS with the other available evidence.

On Wednesday 16 May 2007 the Senior Investigating Officer, Detective Superintendent David Williams, met personally with Mr Stewart-Farthing to discuss any outstanding areas of concern. Mr Williams will also make himself available to personally brief you in more detail if necessary.

Yours sincerely

Code A

**Paul Kernaghan
Chief Constable**