

**RESTRICTION ORDER FOR THE DISCLOSURE OF “SUMMARY OF OBSERVATIONS  
MADE IN THE CONTEXT OF THE CONSULAR ACTIVITY BY FOREIGN AND  
COMMONWEALTH OFFICE REPRESENTATIVES WHO ATTENDED CONSULAR VISITS  
WITH HASHEM ABEDI BETWEEN 25 MAY 2017 AND 21 MARCH 2019 IN RESPECT OF  
THE TREATMENT OF HASHEM ABEDI DURING HIS DETENTION” DATED 16  
DECEMBER 2020**

**RESTRICTION ORDER PURSUANT TO SECTION 19 OF THE INQUIRIES ACT 2005**

This Restriction Order is made pursuant to section 19(1) of the Inquiries Act 2005 (“the Act”) and binds all members of the public and media, including Core Participants (“CPs”).

Any threat to break such an order, or any breach of it, can be certified to the High Court or Court of Session under section 36 of the Act, and the Court will deal with it as though the breach had occurred in proceedings before that Court.

**IT IS ORDERED THAT:**

**A. General**

1. This Order is made on 21 July 2021 and remains in force indefinitely.
2. The Chairman may vary or revoke this Order by making a further order at any point.
3. Any breach of this Order by any means whatsoever shall be notified in writing to the Solicitor to the Inquiry (“STI”) immediately upon identification of the breach.

**B. Documents**

4. Subject to this Order, no person may reveal, disclose, share or publish the content contained within the document entitled “Summary of observations made in the context of the consular activity by Foreign and Commonwealth Office representatives who attended consular visits with Hashem Abedi between 25 May 2017 and 21 March 2019 in respect of the treatment of Hashem Abedi during his detention” dated 16 December 2020 (“the gist”) or the Secretary of State’s Restriction Order Application dated 14 July 2021 in respect of the gist (“the application”).
5. The restriction imposed by paragraph 4 above does not apply where publication or disclosure is required by law, or to:

- a. The person who gave, produced or provided the document to the Inquiry.
- b. Any member of staff of the Inquiry (which expression includes counsel to or instructed by the Inquiry, and is to be broadly construed), where the disclosure or publication is to another member or members of the staff of the Inquiry, or to an expert to the Inquiry, or to any person carrying out processing of information on behalf of the Inquiry whilst and only whilst doing so, and is for the purposes of the Inquiry.

### **C. Authorised Person and Core Participant access to the documents**

6. Authorised Person and Core Participant access to the gist dated 16 December 2020 and to the application is subject to the provisions set out in paragraphs 9 and 10 the “TYPE 1 RESTRICTION ORDER: DISCLOSURE OF OPERATIONALLY SENSITIVE CONTENT TO CORE PARTICIPANTS (ACCESS ON MAGNUM)” dated 19 February 2020.

### **D. Authorised Person and Core Participant use of the SENSITIVE documents**

7. Authorised Person and Core Participant use of the gist dated 16 December 2020 and the application is subject to the provisions set out in paragraph 11 the “TYPE 1 RESTRICTION ORDER: DISCLOSURE OF OPERATIONALLY SENSITIVE CONTENT TO CORE PARTICIPANTS (ACCESS ON MAGNUM)” dated 19 February 2020.
8. Nothing in this Order prevents the contents of the gist dated 16 December 2020 and the application:
  - a. Being referred to in written submissions provided that such submissions are only circulated via secure email<sup>1</sup> between Authorised Person and the Inquiry Legal Team; or
  - b. Being referred to orally during a restricted hearing.

### **E. Media Access to the SENSITIVE documents**

9. Members of the media will be provided with access to the gist and the application by inspection only.

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<sup>1</sup> CJSM email

10. The media shall notify the Solicitor to the Inquiry in writing of the names of those members of the media that require access to the gist and the application by inspection at a specified location. Written authorisation from the Chairman is required before a member of the media is permitted access to the gist and the application by inspection at a specified location.
11. Any member of the media granted permission to be shown the gist and the application must sign a register on each occasion that they attend a specified location to view the gist and the application.

### **Media use of the SENSITIVE documents**

12. The gist and the application must not be printed, downloaded, copied, photographed or otherwise replicated or saved by any means whatsoever.
13. Subject to this Order, the content of the documents must not be revealed, disclosed or published by any means whatsoever. However, this Order shall not prevent members of the media discussing the contents of the gist and/or the application with other members of the media for the purpose of making written or oral submissions in accordance with paragraph 14 below.
14. Nothing in this Order prevents the contents of the gist and/or the application:
  - a. Being referred to in written submissions provided that such submissions are only circulated via secure email<sup>2</sup> between the media and the Inquiry Legal Team;
  - b. Being referred to orally during a restricted hearing.

### **E. Interpretation**

15. For the purposes of this Order see the interpretation section set out in paragraph 12 of the “TYPE 1 RESTRICTION ORDER: DISCLOSURE OF OPERATIONALLY SENSITIVE CONTENT TO CORE PARTICIPANTS (ACCESS ON MAGNUM)” dated 19 February 2020.

### **F. PENAL NOTICE**

16. The High Court and the Court of Session have the power to imprison or fine for any breach of this Order.

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<sup>2</sup> CJSJ email or Proton mail