

**INQUIRY INTO THE RETIREMENT OF**  
**THE FORMER COMMISSIONER OF POLICE**

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**FOURTH AFFIDAVIT OF IAN MCGRAIL**

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I, IAN MCGRAIL of **Personal Data** MAKE OATH AND SAY as follows:

1. I submit this affidavit in order to remain compliant with my disclosure obligations to the Inquiry. I would like to make further disclosure of certain data which I have only discovered on 9<sup>th</sup> November 2022. The data in question relates to one of the items in the List of Issues, namely the Airport Incident.
2. The contents of this Affidavit are true to the best of my knowledge, information and belief.
3. Whilst clearing out my desk drawers at home on 9<sup>th</sup> November 2022 I came across a disused sunglasses case containing ten pen drives and one SD memory card. I had brought home all these pen drives into the said sunglasses case together with my personal belongings when I retired from the RGP on 9<sup>th</sup> June 2020. I had no reason to use these pen drives or indeed recalled what data (if any) they contained until 9<sup>th</sup> November 2022 when I decided to do a clear out of my desk drawers.
4. I checked the contents of all the pen drives. Nine of them contained personal information (photographs, movies, power point presentations, open-source police related literature, my application for the post of commissioner of police, correspondence to do with my residential property etc). However, there was one pen drive which aside from containing other personal material also contained two subfolders named "*Whatsapp messages*" and "*emails in INBOX Det Supt*" respectively. I checked these two subfolders and found that the "*Whatsapp messages*" folder contained 141 screenshots of the RGP Senior

Management Team (SMT) WhatsApp exchanges concerning the Airport Incident (**Exhibit IM/36**). Upon seeing these it triggered my recollection that I had taken these screen shots and saved them on to the pen drive to safeguard the information. The members of the RGP's Senior Management Team at the time were Mr Eddie Yome (commissioner of police), Mr Richard Mifsud (chief superintendent), Mr Richard Ullger (superintendent), Mr Cathal Yeats (superintendent) and myself who also held the rank of superintendent.

5. I also opened the folder named "emails in INBOX Det Supt" and found it contained a total of 42 emails from various personalities/officials which also related to the Airport Incident (**Exhibit IM/37**). Like with the WhatsApp messages, I had copied these emails on to the pen drive to safeguard the information in case I had to make reference to them in the future.
6. The pen drive in question provides the metadata as to when these two particular folders were created and the contents were saved – both were created back in 2017, a short time after the Airport Incident occurred.
7. Upon discovering the information contained in this pen drive I reported it straight away to my legal team at Charles Gomez & Co. I handed over the pen drive to them for safe keeping. I would not have recalled that I had this information in my possession had it not been for the clear out of my desk at home.
8. A copy of the data contained in this pen drive would have been provided to the Solicitors for the Inquiry however we were informed on 24th November 2022 that the Commissioner for the Inquiry's preference was that no further disclosure "be provided to the Inquiry until greater clarity is received on the data breach issue and until data security is confirmed". The Inquiry has recently (on 9<sup>th</sup> February) requested that this disclosure is filed and I do so accordingly.

SWORN by the abovenamed Ian McGrail

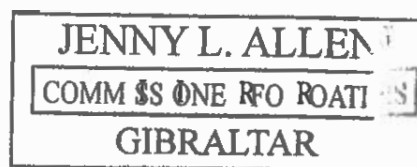
This 15<sup>th</sup> day of February 2023

at 292 Main Street, Gibraltar

Before me

Personal Data

A Commissioner for Oaths



Presented by Charles Gomez & Co, of Scott & Taylor's Lane, Gibraltar, solicitors for Ian McGrail

Personal  
Data