

INQUIRY INTO THE RETIREMENT OF THE FORMER COMMISSIONER OF POLICE

WITNESS STATEMENT OF MOSHE LEVY

1. I am Moshe Levy, a partner at Hassans. In a letter dated 1 May 2024, I was asked by Triays, the solicitors for the Inquiry to answer a number of questions contained in that letter requiring a reply by 6 May.
2. I assume that the very short deadline to comply with the request has arisen as a result of my being on leave over the Passover festival and otherwise dictated by the Inquiry witness timetable. For context this has caused some degree of difficulty because I only returned to work on 2 May, but had an urgent professional commitment to deal with for 3 May.
3. Be that as it may, in the limited time to respond to these questions I have done my best to answer them to the best of my knowledge and belief. I have reproduced the questions in this statement for ease of reference.
4. I should start by saying that at the relevant time I was not a partner at Hassans, I was an associate. I worked with Lewis Baglietto KC on most matters.
5. I confirm that, as one of the few lawyers in Hassans with experience in criminal law practice and procedure, I acted as a junior to Lewis Baglietto in the matter of the search warrant. I was assisting Mr Baglietto for the first couple of days until Mr Charles Bonfante, previously of the firm and now the Stipendiary Magistrate, took over the main junior role. I was still assisting after that, but did not have conduct of the matter. Specifically, I would still be asked by Mr Baglietto to carry out work, when needed.
6. During the relevant period asked about by the Inquiry (12 May-9 June 2020), I would say my main role was to do a first review of the emails that were identified by the search terms that had been agreed with the RGP.
7. I have reviewed the questions asked by Triays and cannot really assist with positive answers on most of the questions. I can confirm that I do not recall any meeting with Mr Llamas KC on this matter though I note that contemporaneous Whatsapps referred to in evidence during the course of the Inquiry suggest me and Mr Baglietto did attend his offices with at least a view to a meeting on 14 May 2020. I have checked my diary, emails and contemporaneous notepads and can find no record of this meeting. I note that in their testimony to the inquiry neither Mr Baglietto nor Mr Llamas recall it happening.
8. However, I can confirm that I met with Mr Picardo with Mr Baglietto at the beginning of the relevant time period. I believe it was between 12 – 14 May 2020. I can find no

record or entry in my diary of this meeting nor any note or email with a record of this meeting. From memory, I recall Mr Baglietto telling me that a meeting had been arranged with Mr Picardo at No.6 Convent Place. I can remember attending that meeting. I cannot remember if anyone else was there. I do not remember it being a particularly long meeting.

9. I do not now recall how the meeting was arranged or for what specific purpose but I do recall that the topic of the meeting was the search warrant. I have no recollection or record of what was exactly discussed, but I remember two things that Mr Picardo said at the meeting.

a. First, was a comment that he made on the fact that if the RGP could treat a leading silk in this way, how had they been treating less prominent members of the general population, or words to that effect.

b. Second, I remember him saying something about that this was not the only issue that he had with Mr McGrail. I do not remember him elaborating on what these issues were. I do not think that he did. I cannot remember the words he used, only that this was the overall effect he conveyed.

10. Other than this point, I do not believe I can assist the Inquiry any further. I will now answer the specific questions with reference to the preceding paragraphs.

(a) Please explain his role / the capacity under which he acted for Mr James Levy during the period 12 May to 9 June 2020.

11. Please refer to paragraphs 4 to 6 above.

(b) Did he communicate with (or was he party to) any communications to/ from any of the following with reference to the search warrant or any of the matters which under the Inquiry's terms of reference or list of issues:

- a. The Attorney General*
- b. The Chief Minister*
- c. The DPP*
- d. Mr Nicholas Pyle*

If so, please provide disclosure and copies of all such communications which are (in writing)

12. I can confirm that I had no communications with any of these individuals, save for the meeting described at paragraphs 8 to 9 above, and see further paragraph 16 and 17 below.

(c) *Did he attend any meeting(s) with the Attorney General (together with Mr Baglietto KC or otherwise) in the period 12 May 2020 to 9 June 2020. Please confirm if Mr Levy recalls:*

a. *Meeting with the Attorney General on 14 May 2020 (transcript day 9 / pg67 – lines 20-25, pg68 – lines 1-24) or if not, whether he recalls attending the Attorney General’s office that day and if so, what he collects;*

13. Please see paragraph 7 above.

b. *Meeting with the Attorney General on 15 May 2020. Mr Baglietto KC appears to recollect this was a meeting which he attended along with the Attorney General on 15 May 202 (transcript day 9 / pg85 - lines 20-25 and pg86 – lines 1-17).*

14. I did not attend any such meeting. I am aware that Mr Baglietto was expecting to meet with Mr Llamas on the evening of 15 May 2020. After Shabbat I would have known that the meeting went ahead but I did not attend because as a constant practice I would not be at work on a Friday evening as Shabbat would be about to commence.

c. *If Mr Levy attended either meeting, whether he took any notes of the meeting or made any contemporaneous written record of the meeting. If so, please disclose and provide a copy of any note(s) or contemporaneous written record to the inquiry.*

15. Please see my answers above and paragraph 7.

(d) *In the period 12 May to 9 June 2020, did he attend any meetings with the Chief Minister in relation to the search warrant or any matters which touch on the Inquiry’s terms of reference or List of Issues. In particular, was Mr Moshe Levy present at the meeting on 17 May 2020 between Mr James Levy, Mr Baglietto and the Chief Minister at the Chief Minister’s home?*

16. Please see paragraphs 8 and 9 above. I did not attend any meeting on 17 May 2020.

17. As regards the meeting with the Chief Minister that I refer to, I am conscious that I remember it, and Mr Baglietto does not. I do not know whether Mr Picardo does either.

(e) *Is Mr Levy aware of any other communications or meetings which took place between:*

a. *Mr James Levy or Hassans and the Chief Minister in the period 12 May to 9 June 2020 (which touch on the search warrant and the matters which are currently the subject matter of this Inquiry);*

b. Mr James Levy or Hassans and the Attorney General (which touch on the search warrant and/or the matter which are currently the subject matter of this Inquiry)

18. I am not aware of any other communications or meetings between Mr James Levy or Hassans and the Chief Minister or Mr James Levy or Hassans and Mr Llamas on any relevant matter. My role was very much as I described at paragraphs 4 to 6 above.

(f) Was Mr Moshe Levy present during any calls (or online meetings) (if any) which took place between Mr Baglietto KC and the Chief Minister or Attorney General during the period 12 May 2020 to 9 June 2020? If so please set out precisely what was discussed (to the best of his recollection) and provide copies of any notes taken during these calls or meetings.

19. I do not recall being on any such calls. I have checked my diary, emails and notepads and cannot find any record indicating that I was on any such calls or meetings.

I believe that the facts stated in this witness statement are true.

Personal Data

Moshe Levy

Dated this 6th day of May 2024.