

Our ref:

**Commander Stuart Cundy
Specialist Crime Investigations**

Metropolitan Police Service
New Scotland Yard
Victoria Embankment
London
SW1A 2JL

Email:

27 November 2017

Re: Allegations of Misconduct in Public Office in relation to “Brexit”

Dear #####

I write in response to your letter dated 18th October 2017 (and also reported on 25th August 2017) alleging that the offence of misconduct in public office has been committed by the Prime Minister and/or members of the Cabinet.

The MPS has considered the arguments in your letter carefully and has commissioned independent legal advice to evaluate the legal arguments advanced by David Wolchover on which you rely.

That legal advice is subject to legal professional privilege. However, I can say that it is the view of the MPS that the European Union (Notification of Withdrawal) Act 2017 is sufficient to constitute a legally binding declaration of the UK’s intention to withdraw from the European Union (EU) and to empower the Prime Minister to notify the United Kingdom’s intention to withdraw from the EU under Article 50(2).

As a result, the MPS does not consider that there is sufficient evidence to commence an investigation into whether the offence of misconduct in a public office has been committed in the way that you allege. Therefore no further action will be taken by the MPS in relation to this matter.

For your records this allegation has been recorded as an incident under reference 6545962/17, in line with the National Standard for Incident Reporting. In accordance with the National Crime Reporting Standard and the Home Office Counting Rules for Recorded Crime your complaint has not been recorded as a crime.

Yours sincerely,



Stuart Cundy
Commander - Specialist Crime Investigations