



**METROPOLITAN
POLICE**

TOTAL POLICING

Directorate of Professional Standards

DPS Appeals Unit
22nd Floor
Empress State Building
Empress Approach
Lillie Road
London
SW6 1TR

Our reference: PC/00909/18

Date: 10 April 2018

Dear [REDACTED]

We will not be continuing our investigation into your complaint

On 08 March 2018, I wrote to you asking you to tell me more about the complaint that was recorded on you made on 06 March 2018. I asked this because I was of the opinion your complaint was an abuse of the police complaints process. The word 'abuse' is used as that is what is used in the regulations; it is not used against you personally. I asked you to reply to me within 28 days, and told you that if you did not respond within that time, I would be applying for permission to stop our investigation into your complaint. This is also known as a 'disapplication'.

This letter is to inform you that I applied to stop our investigation into your complaint because I consider the information you gave me is not sufficient to continue with your complaint. The application was made to the Deputy Assistant Commissioner (DAC) for the Directorate of Professional Standards.

The DAC has considered all the information and agreed to stop the investigation into your complaint. He also considered what, if any, further action needs to be taken as a result. His decision is that no further action will be taken in relation to your complaint against Commander Cundy.

This is considered not to be a complaint about the conduct or behaviour of Cmdr Cundy; you are driving a political campaign and attempting to use the police service, in this instance the Metropolitan Police, to stop the process of the UK leaving the EU. This complaint is considered to be an abuse of the police complaints process in that you are using it for your own political purposes. Commander Cundy has the right not to disclose the legal advice he received, as does anyone in receipt of such information. Your point that you do not agree with Cmdr Cundy's position in relation to the Act of Parliament should not be used to instigate a complaint against him. The Act has been passed into law by parliament and therefore it cannot be considered a point of complaint when a police officer relies on the content of the Act to make an operational decision.

You have the right to appeal this decision, and can do so by writing to the Independent Office for Police Conduct (IOPC). You have 28 days from the day after the date of this letter to make your appeal. The 28th day is **09 May 2018**. The IOPC may decide not to

consider your appeal if they do not receive it by this date, unless there are exceptional circumstances.

If you do decide to appeal, you can find more information, and the forms to do so, on their website: www.policeconduct.gov.uk. If you prefer to appeal by post, please write to:

Independent Office for Police Conduct
PO Box 473
Sale
Manchester
M33 0BW

Yours sincerely,



Inspector Duncan Marriott
Directorate of Professional Standards