With the Compliments of the Assistant Legal Secretary

H. STEEL

Attorney General's Chambers, Law Officers' Department, Royal Courts of Justice, Strand. W.C.2A 2LL 01 405 7641 Extn. 3229

CONFIDENTIAL 3229 01-405 7641 Ext. XXXX Communications on this subject should ATTORNEY GENERAL'S CHAMBERS, be addressed to THE LEGAL SECRETARY ATTORNEY GENERAL'S CHAMBERS LAW OFFICERS' DEPARTMENT, ROYAL COURTS OF JUSTICE, LONDON, W.C.2. Our Ref: 14/12/4 10 May, 1982 De Serie DEATH OF PRISONER OF WAR ON SOUTH GEORGIA I have shown the Attorney-General my copy, which I have received today, of Brian Fall's letter to you of 7 May. He has commented that this case is so important, in the international sense, that we must be extra-careful and he therefore supports the view of the Foreign and Commonwealth Secretary that it is highly desirable that his (the Attorney-General's) advice should be sought before the Commanding Officer is in turn given advice on whether or not to institute court martial proceedings. It has been suggested that I should attend a meeting which is to be held tomorrow afternoon by Ponting (DS 15) and I hope to do so unless other Falkland commitments prevent me. The purpose of my attendance will be primarily to register again this interest which the Attorney-General has in the case and his desire to be consulted before any decisions on it are taken, but I also hope that the meeting will provide an opportunity for me to learn a little more about the facts of the case (on which I have so far seen no more than the ordinary press reports) so as to help me brief the Attorney-General when the time comes. I am copying this letter to Brian Fall and to John Coles at No.10. Jour ans, Stud H. STEEL David Omand Esq Private Secretary to the Secretary of State for Defence Ministry of Defence Main Building Whitehall London, SW1 CONFIDENTIAL