

RESTRICTION ORDER

No. 9: ANONYMITY OF WITNESSES 4 AND 5



The Chair of the Scottish Hospitals Inquiry, in exercise of the powers contained in section 20(4) of the Inquiries Act 2005 (“the Act”) and all other powers enabling him to vary or revoke a restriction order by making a further order during the course of the inquiry, makes the following Restriction Order.

IT IS ORDERED THAT:

1. General

1.1 This Order is made on 28 January 2026 and remains in force indefinitely, unless the Chair of the Inquiry orders otherwise.

1.2 The Chair may vary or revoke this Order by making a further order at any point during the course of the Inquiry.

1.3 Restriction Order No. 3: Anonymity of Witnesses 4 and 5 is hereby revoked.

2. Interpretation

2.1 For the purposes of this Order:

2.1.1 “Core Participant” means an individual or organisation who is designated a Core Participant by the Chair to the Inquiry.

2.1.2 “Inquiry” means the public inquiry established by the Scottish Ministers under the Inquiries Act 2005 to consider the planning, design, construction, commissioning and, where appropriate, maintenance of both the Queen Elizabeth University Hospital Campus (QEUH), Glasgow and the Royal Hospital for Children and Young People and Department of Clinical Neurosciences (RHCYP/DCN), Edinburgh with Lord Brodie PC QC as chair, commonly referred to as the Scottish Hospitals Inquiry. References to the “Chair” should be construed accordingly.

2.1.3 “Recognised Legal Representative” has the meaning given by Rule 5(1) of the Inquiries (Scotland) Rules 2007.

2.1.4 “Witness Statements” means the witness statements and any documents referred to in the witness statement, provided by the Witnesses to the Scottish Hospitals Inquiry.

2.1.5 “Witnesses” means Chris Jack and Gail Anderson who have submitted Witness Statements to the Inquiry and by virtue of Restriction Order No. 3 being

granted on 6 September 2021 have been referred to as Witnesses 3 and 4 since that date.

3. Order

3.1 This Order applies to any information provided by the Witness, any statements by the Witnesses or evidence given in the course of the Inquiry's proceedings, whether by the Witnesses or otherwise, including evidence which is published on the Inquiry's website following the of granting of this order.

3.2 From the date of granting of this order there shall be no restriction on reference to information which is capable of leading to the identification of the identity of a person includes, but is not limited to, the witnesses names, the witnesses address, the names of any children of the witnesses, the identity of the witnesses place of work, any still or moving image of the witnesses and any information that may tend to identify the witnesses and the witnesses family members, which may for the avoidance of doubt, include deceased family members.

3.3 From the date of granting of this order there shall be no restriction on reporting or publication whatsoever of any information capable of leading to the identification of the Witnesses.

4. Disclosure of Witness Statements

4.1 From the date of granting of this order there shall be no requirement to redacted or to remove any such identifying information before they are published on the Inquiry's website or disclosed to Core Participants in any Witness Statements or any other statements, documents or evidence provided to the Inquiry, which are capable of identifying the Witnesses.

5. Previous Publication of Information relating to Witness

5.1 This Order will apply from the date of granting only and will have no retrospective application. Consequently, any documentation or evidence which has been redacted by the Inquiry since the date of granting of Restriction Order No.3 to the date of granting of this Order will remain. This includes any Witness Statements or any other statements, documents or evidence provided to the Inquiry, which are capable of identifying the Witnesses which have been published on the Inquiry's website or disclosed to Core Participants prior to the granting of this Order.

Lord P Brodie KC PC
Chair, Scottish Hospitals Inquiry
28 January 2026