
From: Turnbull Tracey (NATIONAL SERVICES SCOTLAND) <[REDACTED]>
Sent: 16 November 2011 15:26
To: Lovell G (Gemma)
Cc: Murray Susan (NATIONAL SERVICES SCOTLAND); McElroy Kathryn (NATIONAL SERVICES SCOTLAND); Hay Pamela (NATIONAL SERVICES SCOTLAND); Blackwood Jennifer (NATIONAL SERVICES SCOTLAND)
Subject: RE: Penrose Inquiry - B5 - Professor Lowe's evidence

Gemma,

Thank you for your email. I have cut and pasted Prof Lowe's email response on this point. I can confirm having also discussed the matter with Prof Forbes who has indicated that his recollection is that there were no such written protocols. In relation to more recent written protocols pertaining to Hep C testing, I understand that Dr. Campbell Tait of GRI has indicated that he has copies of written policies available from 2000 should the Inquiry wish to be provided with copies. Please advise if these are required.

Kind regards,

Tracey

Dear Tracey

Sorry for delayed reply.

1) I cannot recall any written protocol for HIV testing produced by Dr Forbes in 1985. Perhaps he might remember? I recall that he and Patricia Wilkie discussed the counselling procedure with myself and other junior medical staff and the Haemophilia Sister. Patricia Wilkie's review of HIV counselling in the Scottish Medical Journal AIDS issue of 1987 summarises the process I think.

2) I cannot recall if there were written policies for hepatitis testing in the Haemophilia Centre in the 1970s and 1980 - Drs Prentice and Forbes just told junior medical staff and nursing staff that patients receiving blood products should be routinely tested for liver function tests and hepatitis B, as was generally agreed good medical practice (see eg Jones, 1980, reference in our collective C5 statement). I recall that we produced written policies from the 1990s, when testing became more complicated due to inclusion of hepatitis C, hepatitis A immunity (? vaccination), and hepatitis B immunity (? vaccination). Whether or not any copies remain in the Haemophilia Centre I do not know - copying to Campbell to enquire.

Kind regards

Gordon

TRACEY TURNBULL
SENIOR SOLICITOR
Central Legal Office

NHS National Services Scotland
Anderson House
Breadalbane Street

Bonnington Road
Edinburgh
EH6 5JR

T: 0131 275 [REDACTED]
F: 0131 275 [REDACTED]
www.clo.scot.nhs.uk

From: Lovell G (Gemma) [mailto:[REDACTED]]
Sent: 14 November 2011 12:38
To: Turnbull Tracey (NATIONAL SERVICES SCOTLAND)
Cc: Murray Susan (NATIONAL SERVICES SCOTLAND); McElroy Kathryn (NATIONAL SERVICES SCOTLAND); Hay Pamela (NATIONAL SERVICES SCOTLAND); Blackwood Jennifer (NATIONAL SERVICES SCOTLAND)
Subject: RE: Penrose Inquiry - B5 - Professor Lowe's evidence

Dear Tracey

I refer to your email of 27 October 2011 (below).

I would be grateful if you could advise as to progress on this matter.

Regards,

Gemma

From: Turnbull Tracey (NATIONAL SERVICES SCOTLAND) [mailto:[REDACTED]]
Sent: 27 October 2011 13:58
To: Lovell G (Gemma)
Cc: Murray Susan (NATIONAL SERVICES SCOTLAND); McElroy Kathryn (NATIONAL SERVICES SCOTLAND); Hay Pamela (NATIONAL SERVICES SCOTLAND); Blackwood Jennifer (NATIONAL SERVICES SCOTLAND)
Subject: RE: Penrose Inquiry - B5 - Professor Lowe's evidence

Thank you for your email Gemma. I have just returned from annual leave but will follow this up with Prof Lowe.

Regards,
Tracey

TRACEY TURNBULL
SENIOR SOLICITOR
Central Legal Office

NHS National Services Scotland
Anderson House
Breadalbane Street
Bonnington Road
Edinburgh
EH6 5JR

T: 0131 275 [REDACTED]
F: 0131 275 [REDACTED]
www.clo.scot.nhs.uk

From: Lovell G (Gemma) [mailto:[REDACTED]]
Sent: 27 October 2011 13:11

To: Turnbull Tracey (NATIONAL SERVICES SCOTLAND)
Cc: Murray Susan (NATIONAL SERVICES SCOTLAND); McElroy Kathryn (NATIONAL SERVICES SCOTLAND); Hay Pamela (NATIONAL SERVICES SCOTLAND); Blackwood Jennifer (NATIONAL SERVICES SCOTLAND)
Subject: RE: Penrose Inquiry - B5 - Professor Lowe's evidence

Dear Tracey,

I refer to your email of 06 October 2011 (below).

I would be grateful if you could provide me with an update as to progress on this matter.

Kind regards,

Gemma

From: Turnbull Tracey (NATIONAL SERVICES SCOTLAND) [mailto:]
Sent: 06 October 2011 18:17
To: Lovell G (Gemma)
Cc: Murray Susan (NATIONAL SERVICES SCOTLAND); McElroy Kathryn (NATIONAL SERVICES SCOTLAND); Hay Pamela (NATIONAL SERVICES SCOTLAND); Blackwood Jennifer (NATIONAL SERVICES SCOTLAND)
Subject: RE: Penrose Inquiry - B5 - Professor Lowe's evidence

Gemma,

I met with Prof Lowe today. He will prepare a response to your queries and this will be forwarded to you in due course.

Regards,
Tracey

TRACEY TURNBULL
SENIOR SOLICITOR
Central Legal Office

NHS National Services Scotland
Anderson House
Breadalbane Street
Bonnington Road
Edinburgh
EH6 5JR

T: 0131 275
F: 0131 275
www.clo.scot.nhs.uk

From: Lovell G (Gemma) [mailto:]
Sent: 05 October 2011 10:17
To: Turnbull Tracey (NATIONAL SERVICES SCOTLAND)
Cc: Murray Susan (NATIONAL SERVICES SCOTLAND); McElroy Kathryn (NATIONAL SERVICES SCOTLAND)
Subject: Penrose Inquiry - B5 - Professor Lowe's evidence

Dear Tracey,

During evidence given by Professor Lowe on Thursday 30th June 2011, he referred to "the procedures and policies of the haemophilia unit" in relation to pre-test counselling for HTLV-III.

The relevant part of the transcript can be found from page 55, line 21 to page 56, line 2. I have set out the relevant sections below for your convenience:

Q *"So it sounds as though it really depended on which doctor you saw, whether you were told that you were going to be tested?"*

A *"Well, I have not had an opportunity to speak with that doctor. The doctor was, I think, a senior registrar and well versed in the procedures and policies of the haemophilia unit."*

We would be grateful if you could ask Professor Lowe to confirm what the procedures and policies of the haemophilia unit were in relation to pre-test counselling for HTLV-III and whether they were in written form.

Professor Lowe also referred to a policy for testing for hepatitis. I refer you to the transcript of Thursday 30th June, page 9, lines 2 - 4:

A *"Well, we had written unit policies right from the 1970s about assessment of bleeds, treatment, et cetera, et cetera. We had policies for testing for hepatitis."*

Was the policy for testing for hepatitis a written policy? If so, we would be grateful if a copy of the policy (or policies) could be provided to the Inquiry.

I look forward to hearing from you.

Please acknowledge receipt of this email.

Kind regards,

Gemma Lovell

Penrose Inquiry
44 Drumsheugh Gardens
Edinburgh
EH3 7SW

Tel: 0131 528 [REDACTED]

E-mail: [REDACTED]