

Form 3.4

Notice of an Inquiry under the Inquiries into Fatal Accidents and Sudden Deaths etc (Scotland) Act 2016.

SHERIFFDOM OF GLASGOW AND STRATHKELVIN

COURT REF: GLW-B366-23

MOIRA ORR, THE PROCURATOR FISCAL FOR THE DISTRICT OF GLASGOW AND STRATHKELVIN GIVES NOTICE UNDER SECTION 15(1) OF THE INQUIRIES INTO FATAL ACCIDENTS AND SUDDEN DEATHS ETC. (SCOTLAND) ACT 2016 THAT:

1. An inquiry into the deaths of DECLAN GALLACHER and DAVID BERRY be held.
2. The inquiry is a mandatory inquiry under Section 2(4)(a) of the Inquiries into the Fatal Accidents and Sudden Deaths etc. (Scotland) Act 2016. The Lord Advocate having considered that the death of Declan Gallacher occurred whilst he was within legal custody within Clydebank police Office, Clydebank, and David Berry whilst he was within legal custody within Govan Police Office, Glasgow.
3. The Procurator Fiscal considers that a Preliminary Hearing is necessary to allow the parties to settle the scope of the FAI; identify matters likely to arise during the FAI; identify matters likely to be in dispute; and establish a framework for the course of the FAI.
4. A Preliminary Hearing has been fixed for 9:30am, 12 May 2023 within the Sheriff Court House at Glasgow, Sheriff Court House, 1 Carlton Place, Glasgow, G5 9DA.

Notice

5. If you wish to participate in this inquiry you must apply to the Sheriff to do so under rule 3.5 of the Act of Sederunt (Fatal Accident Inquiry Rules 2017).