

PARKER, GARRETT & CO

JOHN G. ARCHIBALD.
ERIC W. HABERSHON.
W. VINCENT RENDEL.
RODERICK P.A. GARRETT.
DAVID W. DONALDSON.

Telegraphic Address,
PARKER GARRETT, LONDON.

TELEPHONE NO MANSION HOUSE 5071.
(8 LINES)

St. Michael's Rectory, Cornhill,

London, 17th March 1952
E.C.3.

RPAG/MLM

RECEIVED

18 MAR 1952

Dear Sir,

Attd.....

Steam Tug "Security"

Your Ref: Admin.

We refer to Mr. Bryden's call on the 14th instant, when we discussed with him the general principles which you wished to observe in the interests of impartiality when asked to give evidence in a case in which you are not a party.

We have now considered the papers which Mr. Bryden left with us and return them herewith. There seems to be no danger of either side in this case complaining that you have not acted impartially. Messrs. Rowley, Ashworth & Co. in their letter of the 22nd February express their thanks for your co-operation, and seem to be perfectly satisfied. We agree, therefore, with what we said at our meeting with Mr. Bryden that no facilities should be offered to Messrs. Rowley, Ashworth & Co. beyond what they have asked for. If they ask for anything more, we think your representative might say that he must take instructions, and you may think it worth while to mention the matter again to us.

As far as the owners are concerned, the mere fact that they suggest incorporating the surveyors' evidence in Affidavits shows that the evidence must be of a formal and uncontroversial character. It seems to us to be in your interests that the surveyors' evidence should be given in that way.

It is, of course, quite in order that the draft affidavits or draft Statements should be submitted to the surveyors' who are to make them, for approval. It is also quite understandable that as a matter of office routine the affidavits or statements should receive the approval of the relevant departments in the head office. But we think you should avoid saying in any letter which goes out of your office that the drafts have been approved by any one other than the surveyor in each case who is concerned. Otherwise an opportunity might be given to cross-examining Counsel to suggest that expediency rather than a strict regard for the truth has been the witness's motive in framing his answers.

W311-0195

We are,
Yours faithfully,

Richard J. Smith

The Secretary,
Lloyd's Register of Shipping,
71, Fenchurch Street,
London E.C.3.

ADMIN.

Classification

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