

CONFIDENTIAL



File  
Security

10 DOWNING STREET

THE PRIME MINISTER

4 June 1980

Dear Sir,

Under the procedures for reference to the Security Commission which the then Prime Minister announced on 25 March 1969 - an extract from the Official Report is attached - I have consulted Lord Diplock, the Chairman of the Security Commission, about a case which has led the Director of Public Prosecutions to bring charges under Section 2 of the Official Secrets Act 1911 against Mr. J.B. Wagstaff, a former employee of the Ministry of Defence.

I attach a copy of a statement of the facts which was prepared by the Ministry of Defence and sent to Lord Diplock. I also attach a copy of his reply. You will see his view that the case raises matters which deserve the attention of the Security Commission.

Subject to any views you may have, I propose to refer the case formally to the Commission. I will await Lord Diplock's advice before coming to any decision on timing. In the usual way I propose to inform the House after the outcome of the legal proceedings against Wagstaff.

Yours sincerely  
James Callaghan

The Right Honourable James Callaghan, MP

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