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Omagh prosecution 'impossible without new information'

• Virtually no chance of Real IRA arrests, says board

• Father of victim blames intimidation and politics

Henry McDonald, Ireland correspondent The Guardian, Thursday July 10, 2008

No one will be charged over the Omagh bomb massacre unless fresh evidence is found and new witnesses come forward, the body that oversees policing in Northern Ireland admitted yesterday.

Northern Ireland's Policing Board has concluded that there is virtually no chance of charges being brought against anyone in the Real IRA, the terror group responsible for the attack committed in the Co Tyrone town almost 10 years ago.

The blast that ripped through Omagh's commercial heart on August 15 1998 killed 29 men, women and children - the highest death toll for a single act of terrorism in 35 years of the Troubles.

Relatives of those killed last night accused the police and governments on both sides of the border of "throwing in the towel". Michael Gallagher, whose son Aidan died in the explosion, said he agreed with the policing board's conclusion that the Omagh bombers would never be brought to justice.

"There are several factors why no one will be charged. The first is fear. We still don't have an adequate witness protection programme to encourage new witnesses.

"Then there is the lack of political will. The two governments, despite their promises to hunt down the bombers at the time of atrocity, have not pursued those responsible vigorously. Why? Because the two governments have been told that there would be embarrassing consequences for them in terms of agents being exposed, and for some of those key players in the peace process," Gallagher said.

Last December a Belfast judge cleared Sean Hoey, the only man ever charged in direct connection with the car bomb attack, of any involvement. In response to Mr Justice Weir's ruling the policing board promised to hold an investigation into the Police Service of Northern Ireland's handling of the inquiry.

The judge demolished the prosecution's case against Hoey, saying forensic evidence had been "beefed up" by detectives. He was also critical of the Forensic Science Agency and the Public Prosecution Service for their handling of the case against the South Armagh electrician.

Sir Desmond Rea, the chairman of the policing board, yesterday expressed his regret that prosecution could not be secured without new evidence or witnesses. Despite international outrage the Real IRA has maintained a wall of silence over the bomb plot.

"The board has been mindful of the views that have been expressed by those who have suffered and continue to suffer as a result of the Omagh bombing.

"The board accepts the finding of the review, shared by the chief constable, that unless further witnesses or evidence is made available there is no prospect of securing a prosecution," Rea said. He and his colleagues appealed once more for any evidence.

Some of the Omagh families have taken civil action against a number of men they allege were central to the bomb plot. The case made legal history this year when it moved from Belfast high court to Dublin high court. Among the men the Omagh families are seeking to sue is the Real IRA's founder, Michael McKevittt, who until 1997 was in charge of the Provisional IRA's arsenal.

The civil action continues in Dublin this September and is expected to return to Belfast a month later.

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