

1 yes.

2 LORD JUSTICE GAGE: What are the situations?

3 A. For a start, where there is no raised intracranial
4 pressure evident on scan and you have retinal and
5 subdural bleeding.

6 MR HORWELL: That is quite a change, is it not, to the third
7 paper?

8 A. Yes.

9 Q. Have you ever made this known before?

10 A. No, but I will when my paper comes --

11 Q. So today is the very first day --

12 A. I suppose so.

13 Q. -- that you have made it clear publicly that Geddes 3
14 has an error?

15 A. Can I make it clear that I have been retired for
16 two-and-a-half years. I am no longer practising, no
17 longer involved except in this case in medico-legal
18 work, and it has not yet been appropriate because I have
19 no data to back it up.

20 Q. Dr Geddes, cases up and down the country are taking part
21 where Geddes 3 is cited by the defence time and time
22 again as the reason why the established theory is wrong.

23 A. That I am very sorry about. It is not fact; it is
24 hypothesis. But, as I have already said, so is the
25 traditional explanation. I have never sought -- I would

1 be very unhappy to think that cases were being thrown
2 out on the basis that my theory was fact. We asked the
3 editor if we could have Hypothesis Paper put at the top
4 and he did not, but we do use the word "hypothesis"
5 throughout.

6 Q. Why have you not made it clear before today that Geddes
7 3 is wrong?

8 LORD JUSTICE GAGE: I appreciate the reason you ask it but
9 we are here to examine the issues in these cases.

10 MR HORWELL: I understand.

11 MR JUSTICE MCFARLANE: While there is a pause, can I go back
12 to something you said shortly before we broke. You said
13 severe brain swelling is not necessary for the
14 hypothesis to work. You have now said that one area
15 where the hypothesis does not work is if there is raised
16 intracranial pressure. Fissures are still seen
17 (inaudible). What did you mean by the earlier answer?

18 A. A modified hypothesis, when we were talking about my
19 modifications.

20 Q. This is further thoughts?

21 A. Further thoughts, yes.

22 MR JUSTICE GROSS: Forgive me; does your current thinking
23 turn on raised intracranial pressure?

24 A. Partly, yes.

25 Q. But that is not measured -- is that right -- or at least