

1 concerns that had been expressed by the safety
2 representatives. In fact, it made it appear as though
3 they had engaged Mr. McLean in some kind of general
4 discussion of a number of topics without any reference to
5 actual conditions in the mine. We submit you should find
6 Albert McLean's memo to Claude White was another
7 deliberate attempt to distort the record of discussions
8 of safety problems at the Westray Mine.

9 The evidence is that mine inspectors got other
10 warnings from the men about how bad things were at
11 Westray and you have that before you.

12 But if they really wanted to know about the safety
13 concerns of the miners, all the inspectors needed to do
14 was look at the mine safety reports, the reports on the
15 safety walks. You recall there were five reports
16 produced between October and April, October of '91, April
17 of '92. The reports covered the full range of known
18 safety deficiencies in the mine, many deficiencies which
19 were direct violations of the Coal Mines Regulations Act.
20 They were circulated to the mine inspectors and each one
21 of the mine inspectors, Albert McLean, John Smith, and
22 Claude White testified they reviewed some of them. Not
23 systematically, but they did review some of them.

24 However, the evidence is also that no action was
25 taken by anyone in the mine safety division as a result