

<p>1 Monday, 28 June 2021</p> <p>2 (10.00 am)</p> <p>3 Housekeeping</p> <p>4 THE CHAIRMAN: Good morning, everybody.</p> <p>5 Ms Blackwell.</p> <p>6 MS BLACKWELL: Good morning, sir. May we begin, please,</p> <p>7 with an item of housekeeping?</p> <p>8 THE CHAIRMAN: Yes.</p> <p>9 MS BLACKWELL: As you know, sir, the inquiry has obtained</p> <p>10 a report from a Mark Brown, who is an adviser providing</p> <p>11 the inquiry with assistance in relation to the technical</p> <p>12 aspects of the probe which was fitted into the Audi</p> <p>13 vehicle.</p> <p>14 THE CHAIRMAN: Yes.</p> <p>15 MS BLACKWELL: He, together with Steve Alexander from the</p> <p>16 TSU, and a second adviser, Bill Storey, who is providing</p> <p>17 assistance on the staffing of the Covert Monitoring Post</p> <p>18 were all due to be giving evidence later this week.</p> <p>19 THE CHAIRMAN: Yes.</p> <p>20 MS BLACKWELL: Whilst Mr Storey's statement and report have</p> <p>21 been served on the family, I am afraid that Mr Brown's</p> <p>22 report is yet to go through the redaction process and,</p> <p>23 despite having had the report for a week, the MPS are</p> <p>24 still not in a position to agree redactions to it.</p> <p>25 I have spoken to my learned friend Mr Butt, and we</p> <p style="text-align: center;">Page 1</p>	<p>1 are expecting a restriction order application to be</p> <p>2 made, but I am afraid that the delay to proceedings has</p> <p>3 meant that we have had to put those three witnesses back</p> <p>4 to a subsequent date, which is yet to be identified.</p> <p>5 I raise this point so that the family hears the position</p> <p>6 and perhaps I can ask Mr Butt to provide an explanation</p> <p>7 for the delay.</p> <p>8 THE CHAIRMAN: Yes, Mr Butt. Please do.</p> <p>9 MR BUTT: Sir, there has been no delay. We have had</p> <p>10 a detailed and technical expert report for a week.</p> <p>11 THE CHAIRMAN: Yes.</p> <p>12 MR BUTT: That has been considered both by the lawyers and</p> <p>13 by a technical expert at the TSU. We have proposed</p> <p>14 redactions to that report to the inquiry legal team. As</p> <p>15 matters stood at about 8.00 on Friday, there remained</p> <p>16 two areas in which in the view of the technical support</p> <p>17 unit they should be redacted and Mr Brown has said they</p> <p>18 ought not to be redacted.</p> <p>19 Our hope is that we can resolve these matters,</p> <p>20 either by way of agreement or by way of a restriction</p> <p>21 order application and potentially one which would allow</p> <p>22 the family to see these areas. That work is ongoing.</p> <p>23 THE CHAIRMAN: How long is it going to take?</p> <p>24 MR BUTT: The proposal was that Mr Brown and a Mr Whitaker</p> <p>25 from the TSU speak today.</p> <p style="text-align: center;">Page 2</p>
<p>1 THE CHAIRMAN: Yes.</p> <p>2 MR BUTT: Your team sensibly suggests there ought to be</p> <p>3 representatives present at that meeting. Sir, as soon</p> <p>4 as that can be arranged, it will be arranged. If there</p> <p>5 is no agreement, then a restriction order application</p> <p>6 will be made within hours, if that is what is required.</p> <p>7 We are working as fast as we possibly can. No one,</p> <p>8 sir, wants, least of all the family, if information is</p> <p>9 properly in the public interest to be withheld, and</p> <p>10 could assist criminals or jeopardise operations that to</p> <p>11 be made public and that is what we are all working to</p> <p>12 ensure does not happen.</p> <p>13 THE CHAIRMAN: Right. All that is noted and it is very</p> <p>14 helpful in the sense that we know where we are going but</p> <p>15 we have effectively, as I understand it, had to</p> <p>16 reschedule the attendance of these witnesses to overcome</p> <p>17 the difficulties that the understandably late service of</p> <p>18 these reports has caused.</p> <p>19 So we really do need to know when we will be at the</p> <p>20 end of this particular bout of indigestion, because it</p> <p>21 is a bit more than a hiccup.</p> <p>22 MR BUTT: Absolutely, yes.</p> <p>23 THE CHAIRMAN: If there are to be any restriction order</p> <p>24 applications, we need to know by the end of today, don't</p> <p>25 we?</p> <p style="text-align: center;">Page 3</p>	<p>1 MR BUTT: If the conversation is able to take place, the</p> <p>2 obstacle to that at the moment is a very sensible</p> <p>3 suggestion from your team that a representative from the</p> <p>4 IRT and the MPS ought to be present. Now, I could</p> <p>5 arrange that today, if your team could arrange that</p> <p>6 during the hearing.</p> <p>7 That is the only matter -- I have spoken to</p> <p>8 Mr Whitaker over the weekend, and this morning at</p> <p>9 8.00 am. He is on hand this morning to speak to</p> <p>10 Mr Brown if he is available.</p> <p>11 THE CHAIRMAN: Ms Blackwell?</p> <p>12 MS BLACKWELL: We can undertake to provide one of our team</p> <p>13 to attend that meeting.</p> <p>14 THE CHAIRMAN: Right.</p> <p>15 On that basis, I can, as it were, indicate that if</p> <p>16 there are to be any restriction order applications, they</p> <p>17 have to be uploaded, shall we say by 5.00 this</p> <p>18 afternoon?</p> <p>19 MR BUTT: Sir, that is not possible.</p> <p>20 THE CHAIRMAN: Not possible?</p> <p>21 MR BUTT: I am going to be in the hearing.</p> <p>22 THE CHAIRMAN: And you are going to be responsible for</p> <p>23 drafting them?</p> <p>24 MR BUTT: Yes, it would have to be me, sir.</p> <p>25 THE CHAIRMAN: Okay, understood.</p> <p style="text-align: center;">Page 4</p>

<p>1 MS BLACKWELL: Could we say 10.00 am tomorrow. 2 THE CHAIRMAN: 10.00 am tomorrow. 3 MR BUTT: If that is the direction you make, sir -- 4 THE CHAIRMAN: If you can realistically oppose it, Mr Butt, 5 feel free to do so. 6 MR BUTT: We have a punishing timetable this week -- 7 THE CHAIRMAN: We have less of a punishing timetable that we 8 had, given that we no longer are calling the evidence 9 that we were doing on Thursday. 10 MR BUTT: I have conferences in this case obviously until 11 7.00 this evening. I can work on the application 12 between -- 13 THE CHAIRMAN: I don't want to put anybody under 14 unreasonable pressure, Mr Butt. And I do remember, 15 although it is now quite a long time ago, the pressures 16 that one is under when one is conducting a case of 17 complexity such as this is. 18 How long is the evidence going to take today, 19 Ms Blackwell? 20 MS BLACKWELL: It is going to take us all day. 21 THE CHAIRMAN: Right. 22 MS BLACKWELL: But, given that we have some additional time 23 now this week, if you wanted to rise early today in 24 order to give Mr Butt time to consider these matters, 25 which are pressing, then we could do that. We only have</p> <p style="text-align: center;">Page 5</p>	<p>1 the gentleman who is in the witness box at the moment, 2 Mr Turner, and S48, but they are both involved 3 witnesses. 4 THE CHAIRMAN: I know that. 5 MS BLACKWELL: It is a matter for you, sir. 6 THE CHAIRMAN: I don't want to rise early if the consequence 7 of that is going to be bringing either of them back 8 tomorrow. 9 MS BLACKWELL: I think it is inevitable that S48 will be 10 coming back tomorrow. 11 THE CHAIRMAN: Right. Okay. If he is coming back tomorrow, 12 bearing in mind that this question of restriction orders 13 is something about which everybody needs to know sooner 14 rather than later, what would you like me to do, 15 Ms Blackwell, if I am to realistically require 16 restriction orders to be uploaded by 10.00 in the 17 morning? 18 MS BLACKWELL: If perhaps you were to rise at 3.00 today and 19 you would allow Mr Butt until perhaps noon tomorrow to 20 upload the restriction order applications, then that may 21 give him a bit of extra time. 22 MR BUTT: We can keep that under review, I am not requiring 23 an early end to today. 24 THE CHAIRMAN: No, I know you are not and I hope I am being 25 as reasonable as you are.</p> <p style="text-align: center;">Page 6</p>
<p>1 MR BUTT: Can I foreshadow a potential solution which 2 reflects an underlying problem here. It is one thing to 3 redact Mr Brown's report in order to mean that if 4 a member of the public were to find it they would not 5 learn covert policing methodology. It is another thing 6 for -- 7 THE CHAIRMAN: As long as it is not left at a bus stop, 8 Mr Butt. 9 MR BUTT: Quite. 10 It is another thing for Mr Brown to give evidence 11 and in the course of that evidence to be broadcast on 12 YouTube and a transcript to be available for these 13 matters not to be revealed. 14 It seems to me that Mr Brown's evidence really from 15 beginning to end would meet the classification of 16 "Official/sensitive". If that is so, a potential way 17 forward might be to have a form of restricted session, 18 which of course if this were the proposal, the family 19 would be present at and we could discuss who else would 20 be present in order to protect the open justice 21 principle. 22 THE CHAIRMAN: That would make life a lot easier. 23 MR BUTT: It would make the application easier, because if 24 information were disclosed that ought not to be, it 25 would give us the opportunity to put that right.</p> <p style="text-align: center;">Page 7</p>	<p>1 THE CHAIRMAN: Yes. 2 MR BUTT: I know the family have not heard this before, 3 I have mentioned it to the inquiry legal team and, sir, 4 as you will know, it is a mechanism that has been used 5 to some extent in the Manchester Arena Inquiry. That 6 might be a way of breaking the impasse. As I say, we 7 know that Mr Baker's family do not want anything to be 8 done that would, if proper foundations are laid, 9 compromise policing or put people at risk. 10 THE CHAIRMAN: Equally we do not want the family of 11 Mr Baker, they or their legal advisers to be prevented 12 from participating fully in anything which does not 13 satisfy those criteria. 14 Right. 15 MS BLACKWELL: We have been giving some thought to that. It 16 isn't a simple solution to everything, because there are 17 aspects of Mr Brown's report that we feel should be 18 heard -- 19 THE CHAIRMAN: Yes. 20 MS BLACKWELL: -- in open, with the live feed running. But 21 if it means that we can progress, then it certainly is 22 something which Mr Butt and I can talk about. 23 That would of course still require a restriction 24 order from you, sir. 25 THE CHAIRMAN: Yes, I realise that.</p> <p style="text-align: center;">Page 8</p>

<p>1 MS BLACKWELL: But I am grateful for the suggestion and we 2 will bear it very much in mind in discussions. 3 THE CHAIRMAN: I tell you what, I will not say now that I am 4 going to rise at 3.00, because I know that behind the 5 scenes efforts will be being made to simplify any issues 6 which restriction orders are going to cover. 7 MS BLACKWELL: Yes. 8 THE CHAIRMAN: So as long as everybody knows that it is 9 a possibility to ensure that that target can be 10 maintained, perhaps you would let me know this afternoon 11 where we stand. 12 MS BLACKWELL: We will. 13 THE CHAIRMAN: Are you happy with that, Mr Butt? 14 MR BUTT: Yes. The only reason why I was reluctant to agree 15 is I don't want to let the family or you down by 16 standing up tomorrow morning and saying, "I'm very 17 sorry, I haven't been able to ..." 18 THE CHAIRMAN: If I may say so, Mr Butt, that is a very 19 laudable approach, I am less concerned about you letting 20 me down than I am about you letting the family down. 21 MR BUTT: I am working on the basis we will have a very full 22 day today and the application will be served early 23 tomorrow morning. 24 THE CHAIRMAN: Fine. You will let me know if and when you 25 want to rise early today, if either or both of you</p> <p style="text-align: center;">Page 9</p>	<p>1 think -- or Ms Kaufmann thinks that that would be in the 2 best interests of the inquiry. 3 MS BLACKWELL: Thank you. 4 THE CHAIRMAN: Thank you. 5 Anything to say, Ms Kaufmann, at this stage? 6 MS KAUFMANN: No, sir. 7 THE CHAIRMAN: Very good. 8 MS BLACKWELL: Thank you. 9 Can Mr Turner be sworn, please. 10 THE CHAIRMAN: Certainly. 11 MR CRAIG TURNER (sworn) 12 Questions from MS BLACKWELL 13 A. Craig Turner, detective chief superintendent, specialist 14 crime, Metropolitan Police. 15 MS BLACKWELL: Thank you. 16 Mr Turner, I am going to ask you questions on the 17 following topics. 18 First of all, we will cover your training. 19 Then the commencement of Operation Ankaa. 20 The planning meetings which you attended. 21 The firearms authorisation process and the forms 22 that were completed. 23 The briefings to the deployment. 24 Then, finally, the deployments which took place on 8 25 and 11 December 2015.</p> <p style="text-align: center;">Page 10</p>
<p>1 May we begin by dealing with your position and 2 training. 3 You are currently, as you have said, detective chief 4 superintendent? 5 A. That's correct, sir, yes. 6 Q. But at the time of Operation Ankaa, you were a detective 7 superintendent? 8 A. That's correct, at the time I was a detective 9 superintendent and I was head of the Flying Squad. 10 Q. You have been a police officer now for about 30 years? 11 A. 29 years. 12 Q. 29. You have served during the course of those years in 13 different ranks and roles as a detective, including 14 local investigations at a borough level, covert policing 15 operations, on the anti-corruption command, within the 16 department of professional standards and various covert 17 managing roles within the organised crime command? 18 A. That's correct, sir, yes. 19 Q. You developed your career within the arena of firearms 20 investigations, at first as a tactical firearms 21 commander, and in 2005 you were posted initially as 22 a detective inspector on the projects team, organised 23 crime group, investigating gun-enabled crime, including 24 contracts to kill and live crimes in action? 25 A. That's correct, sir, yes.</p> <p style="text-align: center;">Page 11</p>	<p>1 Q. Between 2008 and 2012, you were posted as a detective 2 chief inspector within the kidnap unit of the 3 Metropolitan Police Service, and your role was a senior 4 investigating officer at that time? 5 A. That's correct. 6 Q. You investigated in excess of 120 live kidnap 7 investigations, deploying firearms teams as a TFC, in 8 the recovery of outstanding hostages in dynamic hostage 9 rescue operations from a control function room? 10 A. That's correct. 11 Q. In 2011, you were given the command responsibility of 12 the Flying Squad at Barnes, investigating armed robbery 13 offences across London and managing armed deployments as 14 both a SIO and a TFC? 15 A. That's correct, yes, sir. 16 Q. In 2012, you were promoted and selected as a detective 17 superintendent in the organised crime demand and on 18 being posted to that role you took on the full-time role 19 of strategic firearms commander and kidnap SIO as part 20 of a superintendent cadre, passing your strategic 21 firearms course in June 2012? 22 A. That's correct, sir, yes. 23 Q. Since 2012, you have maintained your training and 24 accreditation and you have been an assessor for the 25 strategic firearms commander's course for the College of</p> <p style="text-align: center;">Page 12</p>

<p>1 Policing?</p> <p>2 A. That's correct, yes.</p> <p>3 Q. Do you still perform that role?</p> <p>4 A. No, I don't and also as an SFC, because of my role in</p> <p>5 being promoted and also as a temporary commander, I have</p> <p>6 now ceased being a SFC deployed anywhere.</p> <p>7 Q. Thank you.</p> <p>8 Over the course of your firearms command, you have</p> <p>9 authorised over 250 pre-planned firearm deployments in</p> <p>10 high-risk operations against serious and organised crime</p> <p>11 groups and dangerous offenders in London?</p> <p>12 A. That's correct, sir, yes.</p> <p>13 Q. You have also authorised a number of operations against</p> <p>14 violent and dangerous individuals, with the deployment</p> <p>15 of Taser only where the threshold of the deployment of</p> <p>16 firearms was not met?</p> <p>17 A. That's correct, sir, yes.</p> <p>18 Q. In 2015, you were head of the Metropolitan Police Flying</p> <p>19 Squad overseeing armed deployments as an SFC, as you</p> <p>20 have said, and your daily responsibilities included the</p> <p>21 oversight, deployment and command of pre-planned and</p> <p>22 spontaneous operations on the organised crime command?</p> <p>23 A. That's correct, sir.</p> <p>24 Q. As strategic firearms commander, you had responsibility</p> <p>25 for various tactical firearms commanders on the</p> <p style="text-align: center;">Page 13</p>	<p>1 organised crime command, mainly for pre-planned</p> <p>2 operations in line with an investigative strategy?</p> <p>3 A. That's correct, sir, yes.</p> <p>4 Q. Your role as SFC was to determine the strategic</p> <p>5 objectives, set tactical parameters and retain strategic</p> <p>6 oversight and overall command responsibility?</p> <p>7 A. That's correct, sir, yes.</p> <p>8 Q. Thank you.</p> <p>9 Let's look together --</p> <p>10 THE CHAIRMAN: For want of a better expression, as far as</p> <p>11 this operation is concerned, the buck stops with you?</p> <p>12 A. Absolutely, sir, I am responsible for that operation.</p> <p>13 THE CHAIRMAN: Thank you.</p> <p>14 MS BLACKWELL: Let's look together, please, at the following</p> <p>15 document. It is part of the MPS SOP. It is at IPC80,</p> <p>16 please, Mr Coates.</p> <p>17 Could we go to page 9.</p> <p>18 Thank you.</p> <p>19 You will be familiar with this, Mr Turner.</p> <p>20 A. Yes, I am, sir, yes.</p> <p>21 Q. May we read through it together, please.</p> <p>22 We can see that there is a definition set out in</p> <p>23 a series of bullet points as to the role and</p> <p>24 responsibilities of the strategic firearms commanders.</p> <p>25 At 6.80, as we have said, their role or your role,</p> <p style="text-align: center;">Page 14</p>
<p>1 was to determine the strategic objectives and set</p> <p>2 tactical parameters, and you must retain a strategic</p> <p>3 oversight and an overall command responsibility and you</p> <p>4 were also responsible for authorising specialist</p> <p>5 munitions when necessary.</p> <p>6 The strategic firearms commander has overall</p> <p>7 strategic command with responsibility and accountability</p> <p>8 for directions given:</p> <p>9 "Must set, review, communicate and update the</p> <p>10 strategy based on the threat assessment and the</p> <p>11 available intelligence; should consider consulting</p> <p>12 a tactical adviser."</p> <p>13 Which you did in the case of Operation Ankaa:</p> <p>14 "Should consider any tactical parameters to be</p> <p>15 placed on the police response; must ensure that the</p> <p>16 strategy for armed deployment is recorded, including any</p> <p>17 changes to it, to provide a clear audit trail. Must</p> <p>18 authorise the deployment of AFOs and ratify or rescind</p> <p>19 the deployment where it has already been approved by the</p> <p>20 TFC on form FA3/FA3A; must ensure that all decisions are</p> <p>21 recorded where practicable, in order to provide a clear</p> <p>22 audit trail; must ensure that the firearms strategy</p> <p>23 complies with the wider strategic aims of the overall</p> <p>24 operation; should test the tactical plan against the</p> <p>25 established strategy, where practicable and/or time</p> <p style="text-align: center;">Page 15</p>	<p>1 allows; is responsible for overall resourcing in respect</p> <p>2 of the deployment of AFOs; where appropriate, will chair</p> <p>3 meetings of the strategic coordinating group when they</p> <p>4 were held during a multi-agency or multi-discipline</p> <p>5 response; should set command protocols where</p> <p>6 appropriate; should consider consulting with partners,</p> <p>7 stakeholders and interest groups involved, if any, when</p> <p>8 determining strategy."</p> <p>9 Over to the following page:</p> <p>10 "Should consider the need for a community impact</p> <p>11 assessment.</p> <p>12 "Should consider declaring and managing the event as</p> <p>13 a critical incident.</p> <p>14 "Should maintain a strategic overview.</p> <p>15 "Must be able to be contacted by the TFC.</p> <p>16 "Is responsible for reviewing and ensuring the</p> <p>17 resilience and effectiveness of the command structure</p> <p>18 and the effectiveness of the TFC."</p> <p>19 Finally:</p> <p>20 "Should consider the appointment of more than one</p> <p>21 tactical firearms commander where there are clear</p> <p>22 demarcations geographically (ie police boundaries) or in</p> <p>23 respect of roles or where the management of AFOs is only</p> <p>24 one part of the operational police response."</p> <p>25 At the time of Operation Ankaa, beginning and</p> <p style="text-align: center;">Page 16</p>

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<p>1 throughout the course that it continued until the final 2 deployment on 11 December 2015, you were aware of those 3 areas of your role and responsibilities?</p> <p>4 A. Yes, sir, I was.</p> <p>5 Q. Thank you.</p> <p>6 For the sake of completeness, may we also, please, 7 look at the APP at COP 24, please, Mr Coates, and 8 page 4.</p> <p>9 We can see that here reflected are the same roles 10 and responsibilities. We can look at the five bullet 11 points that are on this page, and if we just go over the 12 page, please, to the next page, there we are. A direct 13 replication of what we have just been through, and we 14 can take that down, please, thank you.</p> <p>15 Would you agree, Mr Turner, that the role of the SFC 16 was to provide intrusive supervision?</p> <p>17 A. It is to be intrusive and also supportive to the 18 tactical firearms commander. In this case this was 19 Neil Williams.</p> <p>20 Q. Yes, thank you.</p> <p>21 Do you believe that during the course of Operation 22 Ankaa you were able to provide that supervision?</p> <p>23 A. Yes, I provided support to Neil, on occasions when 24 necessary I was intrusive. I wasn't by any way wanting 25 to restrict Neil in relation to his actual role, because</p> <p style="text-align: center;">Page 17</p>	<p>1 as we know there are specific roles in relation to TFCs 2 and SFCs.</p> <p>3 Q. Can we look at a few matters now which we will come back 4 to as we deal with the particular details of this 5 operation.</p> <p>6 Were you responsible for granting authorisation for 7 the firearms operation?</p> <p>8 A. Yes I was, for the TSU deployment, on the 8th and also 9 for deployment on 11 December as well.</p> <p>10 Q. Were you responsible for identifying tipping points 11 within the course of those deployments -- I am thinking 12 particularly now of 11 December?</p> <p>13 A. For the 11th, tipping points or evidential tipping 14 points were something under the consideration by the 15 TFC. However, these were rather guided by the 16 parameters and contingencies that we put in place that 17 day, because it was a geographical one and a closing 18 time window of when evidence could actually be gathered 19 between the van leaving Wormwood Scrubs prison and then 20 it coming to what I would refer to the line in the sand, 21 which was the North Circular junction with the A1.</p> <p>22 Q. Thank you, so that is the geographical tipping points?</p> <p>23 A. Yes, correct.</p> <p>24 Q. Were there also tipping points based upon risk or 25 threat?</p> <p style="text-align: center;">Page 18</p>
<p>1 A. There was, and these were evidential ones that would be 2 taken into consideration by the TFC as we know now in 3 the control room at C3000.</p> <p>4 Q. As the operation developed, do you accept that it would 5 be good practice to brief AFOs about any tipping point 6 that might impinge upon officer or public safety?</p> <p>7 A. Yes, there would be but this was a live crime in action. 8 So obviously there were many variables that could have 9 happened in relation to this, and I think this was borne 10 out in relation to the tactical advice that we were 11 given, but obviously it was sometimes hard to say what 12 those tipping points would actually be, but very much 13 a tactical decision that would take place.</p> <p>14 Q. What would you describe as being the objectives of the 15 operation?</p> <p>16 A. The objectives of the operation were public safety, 17 safety of police officers and also the safety of 18 obviously the subjects that we later found to be in the 19 Audi.</p> <p>20 So they were the areas of obviously risk in relation 21 to running the operation.</p> <p>22 Q. During the course of the planning, was there 23 an assessment of the long-term risks as well as the 24 short-term risks?</p> <p>25 A. So there was an assessment in relation to obviously the</p> <p style="text-align: center;">Page 19</p>	<p>1 overarching strategy and that was long-term protection 2 for the actual public.</p> <p>3 If I could go on to say --</p> <p>4 Q. Yes, please?</p> <p>5 A. Obviously, the Izzet Eren and Turkish organised crime 6 were -- I say they were organised, they were very 7 committed, they were very, very driven in relation 8 obviously to what they carried out.</p> <p>9 They were responsible for a number of shootings, 10 murders, the shooting of innocent people across London. 11 They pose a very imminent danger and threat to members 12 of the community for the very nature of individuals that 13 may well get obviously caught in the crossfire.</p> <p>14 Q. Yes.</p> <p>15 A. I think this has been documented in relation to judges 16 that have sentenced Mr Eren. Politically as well, 17 within the Tottenham and Haringey area, so it was very 18 much the case that they were so committed, so 19 determined, that it was a necessity that obviously the 20 police obviously dealt with this matter, in the long 21 term, and any short-term measure would only put this off 22 for another day.</p> <p>23 Q. What you are describing is also sometimes called 24 sustained public protection?</p> <p>25 A. I think, as I said, sustained public protection for the</p> <p style="text-align: center;">Page 20</p>

5 (Pages 17 to 20)

<p>1 public. 2 Q. Yes. Let's look at the armed policing document in 3 relation to this. We can find it, Mr Coates, at COP24, 4 page 10: 5 "Sustained public protection: 6 "The objective of any police investigation must be 7 to protect the public through the detection and 8 prevention of crime. This includes obtains sufficient 9 evidence to bring arrested persons to justice. While 10 this objective legitimately includes an attempt to 11 secure sufficient evidence to demonstrate the full 12 extent of the planned and criminal intention, this must 13 be balanced against any associated risk to the public. 14 "Action taken to mitigate risk in the short term may 15 only serve to displace or delay that risk and may not 16 address the longer term public safety considerations. 17 It may only be possible to effectively eliminate risk to 18 the public through the detention, successful prosecution 19 and subsequent lengthy imprisonment of the subjects, 20 particularly where they are committed or recidivist 21 offenders. It may not however always be possible to 22 develop a plan capable of securing sufficient evidence 23 to do so without risk. 24 "In a covert armed policing operation, the decision 25 to activate a tactical arrest plan and move to an overt</p> <p style="text-align: center;">Page 21</p>	<p>1 phase may have to take account of competing 2 considerations in terms of evidential sufficiency and 3 the safety of those potentially exposed to risk. Where 4 the policing operation relates to more than one subject, 5 evidential sufficiency may have to be considered in the 6 wider context: 7 "It is appropriate to assess the level of risk to 8 the public in both the short and longer term. This may 9 include consideration of whether the means by which more 10 imminent risk is mitigated may increase in the longer 11 term as a result of reduced police control and 12 intelligence opportunities: 13 "In deciding when to authorise the activation of the 14 tactical arrest plan, a commander is, therefore, 15 entitled to take into account the strength of the 16 evidence against the subjects and to consider whether: 17 "There is sufficient evidence to warrant the 18 detention and prosecution of the subjects. Overt police 19 action at an early stage will reduce the likelihood of 20 a successful prosecution." 21 Next page, please: 22 "Early overt police action will notify the subjects 23 of the covert police operation and result in reduced 24 control and intelligence opportunities. The longer term 25 public interest will be served by the activation of the</p> <p style="text-align: center;">Page 22</p>
<p>1 tactical arrest plan at this stage: 2 "Any armed policing operation must be planned and 3 controlled so as to minimise to the greatest extent 4 possible, recourse to lethal force and risk to the 5 public. Any command decisions which may potentially 6 increase the short-term risks associated with the 7 tactical arrest plan in order to reduce the long-term 8 risk to the public must be fully rationalised and 9 justified. In such cases, commanders should seek to 10 implement appropriate safeguards to minimise identified 11 short-term risks where possible." 12 That sets out, really, the background to what you 13 have described, that the long-term risk that was here 14 being considered was sustained public protection, in 15 order to infiltrate the gang that you have described in 16 detail? 17 A. That's correct, yes. 18 Q. How do you go about balancing a short-term risk as 19 against a long-term risk? How, in practical terms, does 20 that happen? 21 A. So this was very much a part of, as it was then, SCO7's 22 daily business. It is a balance between both, for the 23 long-term protection and also balance between evidence, 24 to say the least. 25 However, if we talk about how we would control, we</p> <p style="text-align: center;">Page 23</p>	<p>1 need to maintain control of the subjects, remain control 2 obviously through intelligence and other covert means to 3 actually satisfy ourselves that we have overall control 4 of the incident actually concerned, in order that we 5 could meet the overriding strategy, and that was 6 protection of the public, protection of police and also 7 protection of the suspects that were causing very danger 8 themselves in relation to this operation, so it is 9 a fine balance that we have to strike between it. 10 In order to manage that, as in with this case, we 11 put in several contingencies, several parameters, in 12 order that we could mitigate and control that risk 13 throughout the duration of the actual investigation. 14 Needless to say, from the very start of the actual 15 operation/investigation in its own right, we did look at 16 other areas in relation to identifying unknown males 17 that were going to be involved within the conspiracy. 18 In order that we could look at other ways in order to 19 obviously disrupt the events on 11 December. 20 We implemented a number of actions, and I would 21 refer to my FA3, in order that we could obviously 22 identify those individuals and there were numerous 23 technical and also covert actions that were taken in 24 order to, what I say, probably key around this, that is 25 identifying the unknown individuals that were going to</p> <p style="text-align: center;">Page 24</p>

<p>1 go into the Audi.</p> <p>2 Q. Are you describing taking as your starting point the</p> <p>3 longer-term risk and then making a tactical plan, and to</p> <p>4 a certain extent a strategic plan which limits to the</p> <p>5 greatest extent possible the short-term risks that are</p> <p>6 going to exist?</p> <p>7 A. Yes, it does, but also limits as well the need to</p> <p>8 obviously deploy firearms. To obviously in relation to</p> <p>9 minimise to the maximum possible point the recourse of</p> <p>10 lethal force as on 11 December. So looking at every</p> <p>11 single opportunity along the way in order to deal with</p> <p>12 this issue that, apart from putting firearms out on</p> <p>13 11 December. Yes, so we looked in two ways, there was</p> <p>14 an investigation that took place to plug those and close</p> <p>15 the intelligence gap, and also the planning, extensive</p> <p>16 planning, that we needed to put in place.</p> <p>17 Q. Of the operational side?</p> <p>18 A. Of the operation. In parallel there was a lot of work</p> <p>19 carrying on which I had tasked out to the TFC and SIO to</p> <p>20 plug those critical gaps of the who.</p> <p>21 Q. The TFC being Mr Williams and the SIO being Mr Murray?</p> <p>22 A. Correct, yes.</p> <p>23 Q. For this exercise in particular do you consider it</p> <p>24 essential to ensure a separation of the investigative</p> <p>25 team on one side and the operational team on the other?</p> <p style="text-align: center;">Page 25</p>	<p>1 A. So in relation to separation of roles, objectivity is</p> <p>2 key in relation to it, something which SCO7 at the time</p> <p>3 and will continue to do, obviously take this into</p> <p>4 account.</p> <p>5 If I may?</p> <p>6 Q. Please continue.</p> <p>7 A. In March 2015, the then Superintendent John Kiely</p> <p>8 conducted a review of separations of roles across SCO7,</p> <p>9 in line with APP. In particular reference to the</p> <p>10 central task force, there is commentary in relation to</p> <p>11 specific roles. The DIs would be the SIO, and although</p> <p>12 not mentioned within that document, but that</p> <p>13 specifically then allows the DCI, who would be</p> <p>14 independent of the investigation, to carry out the role</p> <p>15 of TFC.</p> <p>16 Documented within my FA3, I was very mindful that</p> <p>17 the TFC in this case was not the SIO. In line with most</p> <p>18 importantly APP but also our consideration of the</p> <p>19 command team on SCO7 at the time.</p> <p>20 THE CHAIRMAN: Yes.</p> <p>21 MS BLACKWELL: Thank you.</p> <p>22 As you have described, the investigative team, run</p> <p>23 on this occasion by Mr Murray as SIO, would be</p> <p>24 concentrating on evidence gathering and plugging the</p> <p>25 gaps that existed in the intelligence?</p> <p style="text-align: center;">Page 26</p>
<p>1 A. Yes, sir. Not just there but obviously with other</p> <p>2 outside agencies as well.</p> <p>3 Q. Yes, and the operational team would focus on the</p> <p>4 planning of the firearms operation and ensuring that</p> <p>5 that was planned and executed as safely as possible.</p> <p>6 A. Correct, sir, yes.</p> <p>7 Q. Yes.</p> <p>8 Is it possible, in your mind, Mr Turner, for there</p> <p>9 ever to exist a conflict between the primary purpose of</p> <p>10 the investigative team and that of the operational team?</p> <p>11 A. So I think objectivity is key, as mentioned within APP</p> <p>12 around this. At the time I was absolutely satisfied</p> <p>13 along with policy and also APP that the DCI was not the</p> <p>14 SIO. So I was quite happy and content that we had met</p> <p>15 policy and they were not part of one, so I was quite</p> <p>16 satisfied at that time.</p> <p>17 Q. I was gearing my question more towards the</p> <p>18 practicalities of what the teams do. For example, the</p> <p>19 longer that you allow a conspiracy to run, the greater</p> <p>20 the chance of evidence gathering, but also the greater</p> <p>21 increase in the risk of the operation.</p> <p>22 A. I think it obviously just depends upon the circumstances</p> <p>23 in relation to that question.</p> <p>24 Yes, it does allow -- I mean one mitigates the</p> <p>25 other, so in relation to plugging the intelligence gaps,</p> <p style="text-align: center;">Page 27</p>	<p>1 that would perhaps and hopefully negate having to run</p> <p>2 the operation, which obviously needed to be planned.</p> <p>3 This is not uncommon, where on serious and organised</p> <p>4 crime, that we would plan for these events but then have</p> <p>5 an investigation running parallel alongside.</p> <p>6 Q. Yes.</p> <p>7 A. To obviously mitigate the absolute need for putting, as</p> <p>8 I would term, an operation on the road.</p> <p>9 Q. Right.</p> <p>10 In relation to Operation Ankaa, is it your evidence,</p> <p>11 Mr Turner, that the long-term public protection plan, or</p> <p>12 sustained public protection, as we have looked at, would</p> <p>13 be achieved by the arrest of members of the Tottenham</p> <p>14 Turks OCG --</p> <p>15 A. Yes, it would be. However, not -- if taking a moment</p> <p>16 back in time, from the 10th and then looking forward,</p> <p>17 not necessarily on the 11th, the team were committed to</p> <p>18 plug those gaps to look at other opportunities to</p> <p>19 disrupt. You know, if there was an opportunity for</p> <p>20 a firearm to be recovered for arrest to be taken place,</p> <p>21 or there was an opportunity to identify the unknown</p> <p>22 males, there may will be perhaps, I don't know, one of</p> <p>23 them could have been a named suspect, I am not obviously</p> <p>24 saying they were, but there could have been other</p> <p>25 opportunities to arrest and disrupt without having to</p> <p style="text-align: center;">Page 28</p>

7 (Pages 25 to 28)

<p>1 put a firearms team out.</p> <p>2 And, once again, it is that balance that the TFC and</p> <p>3 SFC discuss and make in order to deliver those.</p> <p>4 Q. Thank you.</p> <p>5 Let's turn then, please, to the commencement of</p> <p>6 Operation Ankaa.</p> <p>7 Before I do that, I would just like us to --</p> <p>8 THE CHAIRMAN: Just before you do, you talked there about</p> <p>9 there might have been an opportunity to take a gun off</p> <p>10 the streets. But not necessarily arrest anybody who was</p> <p>11 directly involved with the Tottenham Turks?</p> <p>12 A. No, sir, what I am suggesting here is, as a result of</p> <p>13 plugging the intelligence gaps and narrowing that gap</p> <p>14 down, we could have identified some of the</p> <p>15 co-conspirators before the 11th and that may have given</p> <p>16 us an opportunity to uncover some other criminality that</p> <p>17 would have disrupted the conspiracy and this operation.</p> <p>18 The key around it was the "who", unfortunately we</p> <p>19 didn't find out who the who was until post 11 December,</p> <p>20 once we had obviously run the operation.</p> <p>21 THE CHAIRMAN: Yes.</p> <p>22 A. Hopefully that assists.</p> <p>23 MS BLACKWELL: Thank you.</p> <p>24 Yes, just before we turn to look at the commencement</p> <p>25 of Operation Ankaa, I would just like to display the</p> <p style="text-align: center;">Page 29</p>	<p>1 result of two reviews of your command logs in 2015,</p> <p>2 prior to this operation commencing.</p> <p>3 We can see these, Mr Coates, at MPS3984.</p> <p>4 These are in your additional bundle, sir, at</p> <p>5 page 214.</p> <p>6 THE CHAIRMAN: Thank you.</p> <p>7 MS BLACKWELL: Page 14, please, Mr Coates.</p> <p>8 Thank you, we can see that in March and May 2015</p> <p>9 there was a review of your command logs, firstly in</p> <p>10 relation to Operation Tyrion and secondly in relation to</p> <p>11 Operation Yena.</p> <p>12 The commander manager's feedback in relation to the</p> <p>13 first operation was that you demonstrated, both verbally</p> <p>14 and in your logs, a thorough understanding of the</p> <p>15 requirements and responsibilities of an SFC. On this</p> <p>16 operation you:</p> <p>17 "Identified the need to provide for TSU deployments</p> <p>18 and ensured sufficient resources were deployed to</p> <p>19 deliver the operational plan."</p> <p>20 And you:</p> <p>21 "Utilised tactical advice appropriately particularly</p> <p>22 in the use of basic MASTS."</p> <p>23 Secondly, that you:</p> <p>24 "... demonstrated, both verbally and in your logs</p> <p>25 a thorough understanding of the requirements and</p> <p style="text-align: center;">Page 30</p>
<p>1 responsibilities of an SFC, and there was clear evidence</p> <p>2 of the use of the NDM [the national decision model] and</p> <p>3 you ensured the operation received the correct</p> <p>4 operational response using tactical advice and</p> <p>5 resources."</p> <p>6 There we see that in relation to two other recent</p> <p>7 operations, following the completion of those</p> <p>8 operations, you were effectively assessed as having had</p> <p>9 a thorough understanding of your role during the course</p> <p>10 of those operations?</p> <p>11 A. Yes.</p> <p>12 Q. Thank you.</p> <p>13 Can we take that down, please.</p> <p>14 You were, as we have established, working in the</p> <p>15 Flying Squad at the time that Operation Ankaa began, and</p> <p>16 not in the same division as Mr Williams and Mr Murray.</p> <p>17 A. It was the same command, but not the same strand, not</p> <p>18 the same teams.</p> <p>19 Q. Did you regularly act as SFC for the organised crime</p> <p>20 command?</p> <p>21 A. Yes, I did.</p> <p>22 Q. How often had you acted as SFC with Neil Williams taking</p> <p>23 the role of TFC before Operation Ankaa?</p> <p>24 A. And from memory, and only documents prior to this</p> <p>25 hearing, I think on Utara once. I can't recall any</p> <p style="text-align: center;">Page 31</p>	<p>1 others. There may have been others, I just cannot</p> <p>2 recall.</p> <p>3 Q. How much did you know about Operation Utara?</p> <p>4 A. Only from the briefing beforehand and that was obviously</p> <p>5 the targeting of an organised crime network.</p> <p>6 Q. What was the procedure for selecting an SFC for</p> <p>7 something like Operation Utara or Operation Ankaa? How,</p> <p>8 in practical terms, did that take place?</p> <p>9 A. Sometimes it was for officers that were on call, so we</p> <p>10 did an on-call system a week about where we would also</p> <p>11 take on the commitment of the kidnap SIO and SFC at the</p> <p>12 same time. Or it was who was available depending on</p> <p>13 other, you know, quite high workloads of some of the</p> <p>14 superintendents that were on the command.</p> <p>15 Q. Right. I would like to look at another MPS SOP</p> <p>16 document, please.</p> <p>17 It is paragraph 6.22, relating to the appointment of</p> <p>18 a TFC. Mr Coates, it is at IPC79, at page 16.</p> <p>19 I think it is a bit further on than that. It is</p> <p>20 paragraph 6.22 that we are looking for.</p> <p>21 Thank you:</p> <p>22 "The SCO19 TFC cadre will take primary</p> <p>23 responsibility for all firearms calls. However, another</p> <p>24 SCO TFC may take command of an firearms call in</p> <p>25 circumstances where:</p> <p style="text-align: center;">Page 32</p>

<p>1 "They are accredited and operationally competent and 2 a TFC from the SCO19 cadre and ARV duty officer are all 3 committed to other deployments and are unavailable." 4 "They are accredited and operationally competent and 5 already dealing with a non-firearms incident that 6 develops into a firearms incident. 7 "They are accredited and operationally competent and 8 in the best position to deal with the incident in terms 9 of location and knowledge of circumstances. 10 "In all cases where there is no agreement as to 11 which TFC will command the incident, the on-duty SCO19 12 SFC must be consulted immediately in order to resolve 13 the issue and to ensure tactical command is appointed." 14 Does this relate to spontaneous deployments rather 15 than something that is planned? 16 A. Reading it there, yes, it would be in relation to 17 spontaneous incidents. However, even at the time, 18 officers would undertake spontaneous deployments, if 19 there was an ongoing investigation. 20 Q. Right. 21 A. Obviously, OCGs don't generally just allow themselves in 22 relation to firearms. As we know and appreciate, they 23 go into other parts of criminality as well. 24 So I think that just replies to spontaneous but not 25 pre-planned.</p> <p style="text-align: center;">Page 33</p>	<p>1 Q. As you will know from your involvement, although 2 limited, with Operation Utara, there was a spontaneous 3 deployment on 13 October during which Izzet Eren and 4 Erwin Amoyaw-Gyamfi were arrested with the firearms? 5 A. Correct, yes, I am fully aware of that. 6 Q. Okay. 7 We can take that down, please. 8 How should a tactical firearms commander be 9 selected? 10 A. Well, in relation to obviously the operation, each unit 11 would run it differently. The review in 2015 -- sorry, 12 I have not got that in front of me -- specifically 13 outlines about where a TFC can actually be taken from, 14 I think that is probably quite key and the structure -- 15 and the structure from it. 16 So most importantly in relation to selection, is 17 that the TFC is not the SIO -- 18 Q. Yes. 19 A. -- in accordance with APP. 20 The command was quite spread out at the particular 21 time, it has now since changed. 22 Q. Do you mean geographically spread out? 23 A. Geographically spread out but also within units as well 24 and specifically within that document highlighted the 25 structure and how TFCs were to come into it, but the</p> <p style="text-align: center;">Page 34</p>
<p>1 main criteria and key point is the objectivity and them 2 not being the SIO in the operation. 3 Q. Were you concerned that, although Mr Williams was 4 performing the role of TFC or chosen to perform the role 5 of TFC, that he was the direct line manager of 6 Mr Murray, who was performing the role of SIO? 7 A. No, it didn't. And I am always very mindful, my mindset 8 is about whether or not an individual may have been 9 subject to any type of authority, whether they have 10 complete independence. I was quite happy in relation to 11 DCI Williams that he wasn't. 12 I was aware that he hadn't been involved in Utara, 13 in the SIO capacity. I think at some point, I am not 14 totally clear of his career path, but I know that he had 15 come back to the business group and had taken on as 16 branch commander as DCI there and he had been away for 17 a long period of time I think in the commissioner's 18 office. So I was really mindful that those roles were 19 actually split. 20 Q. Who was it, was it Mr Murray or Mr Williams, or perhaps 21 somebody else, who first contacted you and told you 22 about the intelligence relating to the planned escape of 23 Izzet Eren and made the preparations for you to be 24 appointed as strategic firearms commander, how did that 25 happen?</p> <p style="text-align: center;">Page 35</p>	<p>1 A. From memory, I think it was Rob Murray that contacted me 2 and spoke to me about it in the first instance. 3 Q. Would that have been on the telephone? 4 A. It would have been on the telephone. Whether it was on 5 desk phone, mobile phone, I really cannot recall, I am 6 sorry. 7 Q. The inquiry has very helpfully been provided with some 8 telephone records that reveal that you I think had two 9 telephone calls with Mr Murray on 9 November 2015. Do 10 you think that that fits in with the timings in terms of 11 when you were first invited to be part of the operation? 12 A. I have seen that document. I did see that on a search. 13 It would make sense that it was, but I can't recall what 14 was spoken about on that call, I am afraid. 15 Q. Were you geographically close to the office in which 16 Mr Murray and Mr Williams were working? 17 A. No. 18 Q. Right. Do you remember whether it was during those 19 telephone conversations, on 9 November or some other 20 time proximate, the detail of what you were first told 21 about the escape plan? 22 A. No, I don't think he had spoke to me about on the phone 23 and the first reference I have, as per my statement, was 24 Tuesday, 10 November, when I first of all had that 25 meeting.</p> <p style="text-align: center;">Page 36</p>

<p>1 Q. The meeting.</p> <p>2 A. Yes.</p> <p>3 Q. Surely you would have had to have been told something in</p> <p>4 order to --</p> <p>5 A. There was some context in relation to it, but I can't</p> <p>6 recall any detail and I can't recall the conversation.</p> <p>7 I apologise, it was coming up to six years ago.</p> <p>8 Q. I know. I have some sympathy with you given the time</p> <p>9 that has passed between November 2015 and now.</p> <p>10 So you don't recollect being told about the escape</p> <p>11 plan before the meeting of 10 November?</p> <p>12 A. No, I don't.</p> <p>13 Q. All right. Well then, let's turn to deal, please, with</p> <p>14 what happened on 10 November.</p> <p>15 Sir, we are assisted by the first witness statement</p> <p>16 that Mr Turner made on 16 December 2015. I know that</p> <p>17 you will have had an opportunity to refresh your memory</p> <p>18 of what that contained.</p> <p>19 THE CHAIRMAN: Yes.</p> <p>20 MS BLACKWELL: This is behind tab 1 in your first bundle,</p> <p>21 sir --</p> <p>22 THE CHAIRMAN: I have it, thank you.</p> <p>23 MS BLACKWELL: -- at page 2. You record in your witness</p> <p>24 statement, Mr Turner, that on Tuesday, 10 November, the</p> <p>25 meeting that you attended with Mr Murray and Mr Williams</p> <p style="text-align: center;">Page 37</p>	<p>1 and the tactical adviser S48 began at 1.00 pm.</p> <p>2 A. Correct, yes.</p> <p>3 THE CHAIRMAN: By which time he had already been assigned,</p> <p>4 Mr Williams, as TFC?</p> <p>5 A. I don't think -- I think "assigned" would be too strong</p> <p>6 a word for it.</p> <p>7 THE CHAIRMAN: I am only quoting from your statement.</p> <p>8 A. I think we were talking about what a possible structure</p> <p>9 would actually look like, but not in the true technical</p> <p>10 term of being assigned, until authorities were actually</p> <p>11 assigned on 10 December.</p> <p>12 MS BLACKWELL: You were attending that meeting as the</p> <p>13 proposed SFC?</p> <p>14 A. Correct, sir, yes.</p> <p>15 Q. Yes, and Mr Williams as the proposed TFC?</p> <p>16 A. Correct, sir, yes.</p> <p>17 Q. And S48 as the tactical adviser?</p> <p>18 A. Yes, sir.</p> <p>19 Q. Rob Murray of course, as we know, was already the SIO of</p> <p>20 the investigative side of things.</p> <p>21 The intelligence that was made available to you at</p> <p>22 that meeting was that the central task force at Barking</p> <p>23 were investigating an ongoing conspiracy to assist</p> <p>24 Izzet Eren in escaping from lawful custody?</p> <p>25 A. That's correct, sir, yes.</p> <p style="text-align: center;">Page 38</p>
<p>1 Q. Did you know before the meeting that he had been</p> <p>2 arrested on 13 October?</p> <p>3 A. I knew that someone had been arrested because we get</p> <p>4 daily updates in relation to it, so I was aware that the</p> <p>5 individual, Izzet Eren, had been arrested from memory</p> <p>6 from a daily update that we normally get.</p> <p>7 Q. That had taken place about a month before this meeting?</p> <p>8 A. As I believe, sir, yes.</p> <p>9 Q. Yes.</p> <p>10 Were you told at that meeting that there had been</p> <p>11 an attempt to spring Izzet Eren from a prison van that</p> <p>12 was aborted on 29 October?</p> <p>13 A. I haven't made a note in my statement in relation to</p> <p>14 that, but I do remember a conversation that had taken</p> <p>15 place from memory, that an attempt had been -- that they</p> <p>16 had intelligence that an attempt had been made.</p> <p>17 Q. You do recollect being told that?</p> <p>18 A. I do, and that is also then reflected in the FA3 form</p> <p>19 and FA2 form that was later sent to me, obviously later</p> <p>20 on, but I do remember that an attempt had been made.</p> <p>21 Q. Right. Although you refer yourself quite understandably</p> <p>22 back to your statement dated 16 December 2015, of course</p> <p>23 this statement was being made much closer in time to the</p> <p>24 meeting of 10 November, but still a month after that</p> <p>25 meeting had taken place?</p> <p style="text-align: center;">Page 39</p>	<p>1 A. That's correct, yes.</p> <p>2 Q. Where was the meeting held?</p> <p>3 A. That was at Cobalt Square.</p> <p>4 Q. Right, so the building in which Mr Murray and</p> <p>5 Mr Williams worked?</p> <p>6 A. No.</p> <p>7 Q. Sorry.</p> <p>8 A. No, Mr Murray and DCI Williams work in Barking, I work</p> <p>9 in Cobalt Square.</p> <p>10 Q. So yours, I am so sorry.</p> <p>11 Who called the meeting and organised it?</p> <p>12 A. As far as I can remember, I think Mr Murray did.</p> <p>13 Q. Did you chair the meeting?</p> <p>14 A. I was -- yes, I was the senior officer there.</p> <p>15 Q. That was one of your responsibilities as SFC?</p> <p>16 A. Correct, yes.</p> <p>17 Q. Who was responsible for record keeping at the meeting?</p> <p>18 A. So as responsible officer there, sir, I was responsible</p> <p>19 for that. I was responsible for taking a note within</p> <p>20 that meeting. In hindsight, that note should have taken</p> <p>21 place in relation to some of the contents that were</p> <p>22 spoken about. There was several sensitive issues that</p> <p>23 were spoken about within that meeting --</p> <p>24 THE CHAIRMAN: That would be the same with every meeting.</p> <p>25 A. -- but a note, sir, should have been taken.</p> <p style="text-align: center;">Page 40</p>

<p>1 THE CHAIRMAN: Are you saying it wasn't?</p> <p>2 A. A note wasn't taken by me in that meeting.</p> <p>3 MS BLACKWELL: It is your responsibility as the senior</p> <p>4 officer and the strategic firearms commander to ensure</p> <p>5 that a formal note is taken, isn't it?</p> <p>6 A. Correct, sir, yes.</p> <p>7 Q. By that, I mean something akin to proper minutes of</p> <p>8 a meeting?</p> <p>9 A. Correct, sir, yes.</p> <p>10 Q. Yes.</p> <p>11 You were aware of your responsibility in that regard</p> <p>12 at the time?</p> <p>13 A. I wasn't actually responsible of minute taking of that</p> <p>14 particular -- but in hindsight, I realise I should have</p> <p>15 taken a note of that meeting.</p> <p>16 THE CHAIRMAN: You just said before, "I was responsible for</p> <p>17 taking a note". That means, doesn't it, that either you</p> <p>18 were responsible for taking a note or you were</p> <p>19 responsible for delegating the task of notetaking to</p> <p>20 somebody else?</p> <p>21 A. Yes, sir, that's correct.</p> <p>22 THE CHAIRMAN: Yes.</p> <p>23 MS BLACKWELL: Can you explain why that wasn't done?</p> <p>24 A. No, I can't. Obviously, as I said, I was responsible</p> <p>25 for taking a note of that. I can't explain the reason</p> <p style="text-align: center;">Page 41</p>	<p>1 why that didn't take place. Obviously in hindsight</p> <p>2 obviously that is a matter that should have been</p> <p>3 obviously noted down.</p> <p>4 Q. Was it an oversight?</p> <p>5 A. Yes, it was.</p> <p>6 Q. Did anybody take a note?</p> <p>7 A. As I believe subsequently I do believe that some notes</p> <p>8 were taken by some of the other officers that were</p> <p>9 there.</p> <p>10 Q. All right.</p> <p>11 THE CHAIRMAN: But not as a result of any instruction from</p> <p>12 you?</p> <p>13 A. No, sir.</p> <p>14 THE CHAIRMAN: Yes.</p> <p>15 MS BLACKWELL: There was somebody else present at the</p> <p>16 meeting, a person called Brendan Gilmour, who was once</p> <p>17 known by the cipher of FE15.</p> <p>18 A. That's correct, sir, yes.</p> <p>19 Q. What was his rank at the time?</p> <p>20 A. Detective superintendent.</p> <p>21 Q. So the same rank as you held at the time?</p> <p>22 A. Yes, sir.</p> <p>23 Q. What was his role at the meeting?</p> <p>24 A. So Mr Gilmour was the superintendent in charge of the</p> <p>25 central task force.</p> <p style="text-align: center;">Page 42</p>
<p>1 Q. Yes.</p> <p>2 A. He had just joined the command and he was going to</p> <p>3 shadow me as an SFC, so through the accreditation</p> <p>4 process and to become occupationally competent, the role</p> <p>5 would be shadowing me throughout -- of three</p> <p>6 deployments. And Mr Gilmour obviously elected to shadow</p> <p>7 on this occasion.</p> <p>8 Q. Were you aware that as of 10 November 2015, Mr Gilmour</p> <p>9 had not yet undertaken his shadowing course and did not</p> <p>10 in fact commence his period of shadowing until</p> <p>11 7 December?</p> <p>12 A. I did know that, because he was on his course a few</p> <p>13 weeks later.</p> <p>14 Q. Right.</p> <p>15 A. It was rather seen as an opportunity, is that he could</p> <p>16 get to know the role, he knew that he was going on his</p> <p>17 course, that was subsequently of him having to pass the</p> <p>18 course, but we knew that his course had been prior,</p> <p>19 prebooked, they are booked months in advance.</p> <p>20 Q. Right, so this was really an introductory step to the</p> <p>21 shadowing that he was expected to be competent enough to</p> <p>22 carry out after he had successfully completed the</p> <p>23 course?</p> <p>24 A. Correct, sir, yes.</p> <p>25 Q. You would have been aware that Mr Gilmour was the direct</p> <p style="text-align: center;">Page 43</p>	<p>1 line manager of Mr Williams, who was the direct line</p> <p>2 manager of Mr Murray?</p> <p>3 A. Yes. I was. But, sir, if I may, it was very much</p> <p>4 a passive role that Mr Gilmour was going to take. It</p> <p>5 was actually to see the process and obviously the</p> <p>6 planning and obviously what you should do within role.</p> <p>7 Q. Did it concern you that there may have been a blurring</p> <p>8 of lines between the investigatory roles and the</p> <p>9 operational roles?</p> <p>10 A. No. Because, as I mentioned, this is a passive role, it</p> <p>11 is seen as good practice, by the College of Policing, in</p> <p>12 order that officers shadow and embed themselves within</p> <p>13 their SFC role.</p> <p>14 Q. Right. Given what you have accepted about the proposed</p> <p>15 roles that everybody was expected to take when the</p> <p>16 meeting of 10 November began, and indeed in the event</p> <p>17 did take on 11 December, who was it prior to that</p> <p>18 meeting that had identified the roles required and the</p> <p>19 individuals who would be suitable for those roles?</p> <p>20 A. Ultimately, it would be me as the SFC. With any</p> <p>21 appointment, but as I have said, we were very much in</p> <p>22 the planning phase with that as I described at the start</p> <p>23 with some of the questions, sir, that parallel that we</p> <p>24 run, planning for the 11th but also planning also in</p> <p>25 relation to the investigation. If that makes sense.</p> <p style="text-align: center;">Page 44</p>

<p>1 Q. Right, so it was, although those individuals had been 2 identified by the meeting of 10 November, was it your 3 responsibility thereafter, as SFC, to consider whether 4 that command structure was appropriate? 5 A. Yes, it is. 6 Q. And you did consider that it was appropriate? 7 A. For a proposal, yes, I did. 8 Q. Let's look for a moment if we can, please, at the state 9 of the intelligence as it was then passed to you during 10 the course of the meeting. You were given some details 11 about the arrest of Izzet Eren and Erwin Amoyaw-Gyamfi, 12 and you were told that both men had been charged with 13 firearms offences and had appeared at Wood Green Crown 14 Court to make their guilty pleas for those offences. 15 In your witness statement you describe that as 16 having taken place on 2 November. In fact, are you 17 aware that the plea hearing at Wood Green Crown Court 18 had taken place on 29 October? 19 A. No, I wasn't. As I can recall, I think that was the 20 information that was passed to me. 21 Q. You believe that at the meeting on 10 November you were 22 told that that plea hearing had taken place on 23 2 November? 24 A. I did -- obviously I wrote that down, so that is what 25 I believed.</p> <p style="text-align: center;">Page 45</p>	<p>1 Q. Who would have given you that information? 2 A. I believe it would have been the SIO. 3 Q. Mr Murray? 4 A. Mr Murray in this case. 5 Q. You also record in your witness statement that you were 6 told that, in relation to a charge of conspiracy to 7 murder, at the time of the meeting on 10 November the 8 Crown Prosecution Service were still considering whether 9 or not to pursue that charge against the two men? 10 A. That was my understanding at the time, yes. 11 Q. Are you aware of when a decision was taken by the Crown 12 Prosecution Service not to pursue that charge? 13 A. No, I wouldn't be and wouldn't expect to be either, on 14 the basis -- obviously I was very close to the 15 investigation in its own right, but so no, I am sorry, 16 sir, I can't really help you with that. 17 Q. But you would expect Mr Murray to follow that 18 consultation and decision-making process? 19 A. This was the information that I was given at the time. 20 THE CHAIRMAN: But the question was would you expect 21 Mr Murray to follow it through? 22 A. I think it would form part of the briefing to me as the 23 SFC, so, yes, obviously the detail of that would be 24 important. 25 THE CHAIRMAN: In other words, when a decision was taken one</p> <p style="text-align: center;">Page 46</p>
<p>1 way or the other, you would expect to be told? 2 A. I would do, yes. 3 THE CHAIRMAN: Yes. 4 MS BLACKWELL: Thank you. 5 I think you were also told during the course of that 6 meeting that the sentencing hearing for whatever 7 offences were acceptable or not by the Crown Prosecution 8 Service, had been fixed to take place at Wood Green 9 Crown Court on 11 December? 10 A. Correct, sir, yes. 11 Q. During the course of the meeting, it became apparent to 12 you that the Erens represented a long-running feud 13 between different gangs, which had resulted in a number 14 of shootings in north London, and also that Izzet Eren 15 was wanted in Turkey for the offence of murder? 16 A. Yes, sir, that is correct. I was given information in 17 relation to that and obviously the severity of the 18 organised criminality that this group had actually been 19 involved in, and obviously Izzet Eren being very central 20 to that. And, as I mentioned before, worthy of note was 21 the public -- the collateral damage, the collateral 22 injury, the collateral misery that this organised crime 23 network actually caused to the whole of London, but in 24 particular Tottenham and Haringey. 25 Q. Were you also made aware that Ozcan Eren, who was at one</p> <p style="text-align: center;">Page 47</p>	<p>1 stage thought to be the brother of Izzet Eren but in 2 actual fact is his cousin, was also central to the 3 gang's actions and behaviour? 4 A. Where they fell within the hierarchy, I wasn't aware, 5 but I knew they were, as I said before, extremely 6 committed, extremely organised in relation to the 7 business that they carried out. 8 Q. In addition to that, he was also thought, at that time, 9 to be central to the escape, the conspiracy to escape? 10 A. Yes. 11 Q. But the information that you were given on 10 November 12 was that he was effectively organising a group of 13 unknown males in order to assist in the escape? 14 A. Correct, sir, yes, as I understand he was -- what 15 I would refer to as the orchestrator, the organiser of 16 the plan. 17 Q. And that the gang had access to a stolen vehicle, which 18 it was expected they would utilise during the course of 19 the escape plan? 20 A. Correct, sir, yes. 21 Q. And also had access to firearms? 22 A. Correct, sir, yes. 23 Q. The vehicle had been identified as a stolen black Audi, 24 bearing false plates, which had been parked in a car 25 park on Eastern Road in Wood Green. You knew that that</p> <p style="text-align: center;">Page 48</p>

12 (Pages 45 to 48)

<p>1 was a short distance from Wood Green Crown Court?</p> <p>2 A. Correct, sir, yes. I don't know the area myself, but</p> <p>3 that is what I was told.</p> <p>4 Q. Now, within your witness statement.</p> <p>5 This is page 3, sir, behind divider 1.</p> <p>6 THE CHAIRMAN: Thank you.</p> <p>7 MS BLACKWELL: Do you have a copy of your witness statement?</p> <p>8 A. I have it in front of me.</p> <p>9 Q. Great. Could I ask you to turn to page 3, and it is the</p> <p>10 third paragraph on this page.</p> <p>11 You say this:</p> <p>12 "At this stage a discussion was conducted in</p> <p>13 relation to operational activity needed to mitigate this</p> <p>14 risk to members of the public, police and the suspects</p> <p>15 in this investigation, as well as tactical options that</p> <p>16 were available."</p> <p>17 What was that discussion that you describe here?</p> <p>18 A. So obviously the command and control was key, so</p> <p>19 obviously this was very early stages --</p> <p>20 Q. Yes.</p> <p>21 A. -- to the operation, so they were very much proposals.</p> <p>22 And I think key to actually know that nothing had been</p> <p>23 authorised whatsoever but, however, putting an operation</p> <p>24 together takes time and also planning.</p> <p>25 With the other parallel of the investigation, as</p> <p style="text-align: center;">Page 49</p>	<p>1 I have mentioned before, that was carrying on.</p> <p>2 So this was very much as what could this possibly</p> <p>3 look like, not what it would look like.</p> <p>4 Q. Did you then go on, together with Mr Williams and</p> <p>5 Mr Murray, to discuss the provisions of the national</p> <p>6 decision model?</p> <p>7 A. Yes, I mean in my mindset I was using the national</p> <p>8 decision model. I don't know that in the meeting we</p> <p>9 actually specifically mentioned that, but I was</p> <p>10 certainly using the national decision model in relation</p> <p>11 to that meeting and my mindset at that particular time.</p> <p>12 Q. Right. I just want to refer you, again, to something</p> <p>13 that appears now at the end of this paragraph:</p> <p>14 "Using the national decision making model and</p> <p>15 through the SIO and TFC, I actioned how some of the</p> <p>16 intelligence gaps could be addressed."</p> <p>17 Is it your evidence that you did discuss the NDM</p> <p>18 with those officers or not?</p> <p>19 A. We discussed the gaps, which is part of the NDM.</p> <p>20 Q. All right.</p> <p>21 Can we look, please, at the national decision model,</p> <p>22 which appears, Mr Coates at IPC82, page 9.</p> <p>23 Do you think you had a copy of the national decision</p> <p>24 model in front of you whilst you were discussing the</p> <p>25 intelligence gaps that could be addressed?</p> <p style="text-align: center;">Page 50</p>
<p>1 A. Not as far as I was aware, but at that particular time,</p> <p>2 we use it so much that we -- I think probably all of us</p> <p>3 in the room would have a good working understanding of</p> <p>4 what the NDM was.</p> <p>5 Q. If you didn't have a copy of it in this format, would</p> <p>6 you, throughout your discussions, refer to the wording</p> <p>7 that we see in the circles that make up the larger</p> <p>8 circle of the decision model? Would you, for instance,</p> <p>9 talk about the need to gather information and</p> <p>10 intelligence and then assess the risk and threat as</p> <p>11 a result of that?</p> <p>12 A. Definitely, in line with my responsibilities, yes. As</p> <p>13 I mentioned before, key around this was the intelligence</p> <p>14 gaps that -- it was crucial that we filled those as best</p> <p>15 as possible, for all the reasons I hope I have clarified</p> <p>16 that enough, that I wanted to fill those gaps.</p> <p>17 Q. Yes, and what were the intelligence gaps?</p> <p>18 A. So there were a number of intelligence gaps in relation</p> <p>19 to the who, and the individuals, because it would feed,</p> <p>20 it would be a platform to feed so much and plug our</p> <p>21 gaps. I am sure we will be speaking about EMD issues,</p> <p>22 EBI issues as a result of it, so the who would really</p> <p>23 inform us in relation to what our response would look</p> <p>24 like. As well as being able to be able to disrupt prior</p> <p>25 to the 11th if there was an opportunity, as I mentioned,</p> <p style="text-align: center;">Page 51</p>	<p>1 in relation to looking at other criminality, looking at</p> <p>2 perhaps a firearm we could have recovered. So it was</p> <p>3 absolutely pivotal to plug those gaps of the who.</p> <p>4 If I may.</p> <p>5 Q. Please continue?</p> <p>6 A. I think it is really in relation to the amount of work,</p> <p>7 that that actually means, I mean in relation to --</p> <p>8 I think with PAS forms, in relation to monitoring within</p> <p>9 prisons --</p> <p>10 Q. Just to ask you to pause there, the PAS forms are the</p> <p>11 forms that are used by police officers to request</p> <p>12 intelligence and access to information from the prisons?</p> <p>13 A. Correct, yes.</p> <p>14 Q. Was that something that you discussed and was that on</p> <p>15 your radar as being a possible route by which some of</p> <p>16 the intelligence gaps could be plugged?</p> <p>17 A. Yes, in relation to obviously identifying those unknown</p> <p>18 individuals, there would be further covert deployments</p> <p>19 and also the most very sensitive applications being</p> <p>20 applied for, in order to identify other data which could</p> <p>21 identify other avenues of intelligence that we could</p> <p>22 push out to other agencies, which would probably be</p> <p>23 subject to outside of this session.</p> <p>24 Q. In terms of intelligence, if we can just keep ourselves</p> <p>25 at that point for a couple more minutes, were you</p> <p style="text-align: center;">Page 52</p>

<p>1 provided with intelligence reports for any of the</p> <p>2 members of the Tottenham Turks during the course of this</p> <p>3 meeting? By that I am thinking in particular of</p> <p>4 Sinan Ozger, Ozcan Eren and Izzet Eren?</p> <p>5 A. So the timescale of that -- I am sorry, I would have to</p> <p>6 go back, sorry, I was sent some profiles, I was sent</p> <p>7 some information. I don't think it was prior to that,</p> <p>8 I think it was after 10 November.</p> <p>9 Q. Right, but if you hadn't been in possession of the</p> <p>10 printed documents, did one of the other officers present</p> <p>11 brief you on what was known about the intelligence level</p> <p>12 of those people and what they were working on?</p> <p>13 A. Yes.</p> <p>14 Q. All right.</p> <p>15 A. I think an agreed intelligence picture in relation to</p> <p>16 the whole criminal network.</p> <p>17 Q. Was there a discussion about the precise manner in which</p> <p>18 this gang may use the Audi vehicle in order to effect</p> <p>19 an escape from the prison van?</p> <p>20 A. No, it wasn't, as far as I was aware, it wasn't known</p> <p>21 what the precise piece would be. So in the minds of the</p> <p>22 OCG, who were going to obviously do this, so the precise</p> <p>23 information, no. It was generic terms, generic</p> <p>24 intelligence picture.</p> <p>25 Q. Did you think that members of the OCG would be in the</p> <p style="text-align: center;">Page 53</p>	<p>1 Audi on the day that the escape attempt was made?</p> <p>2 A. We didn't know. As I said before, the key platform</p> <p>3 to -- all of this, is the who.</p> <p>4 Q. Yes.</p> <p>5 A. And what I would class as the intensive investigation</p> <p>6 that went behind this to try to identify what -- who the</p> <p>7 who was. Which is really important.</p> <p>8 Q. Did you consider that it was a possibility that members</p> <p>9 of the OCG may be in the Audi?</p> <p>10 A. I -- yes, I mean you would assume that they could be,</p> <p>11 but my experience ... and I would say we are always</p> <p>12 learning but extensive experience, is the fact that some</p> <p>13 of these OCGs, to use the terminology, don't want to get</p> <p>14 dirty in relation to it. They don't go hands on, they</p> <p>15 don't go hands on with drugs, they don't go hands on,</p> <p>16 but they would plan it, they would facilitate it.</p> <p>17 Q. All right, because whatever Izzet Eren and</p> <p>18 Erwin Amoyaw-Gyamfi were up to or going to do on</p> <p>19 13 October, whether it was the transfer of firearms or</p> <p>20 something even more serious than that, that was</p> <p>21 an example, wasn't it, of the OCG being involved in the</p> <p>22 handling of firearms?</p> <p>23 A. Yes, yes. They could have been, but this would be very</p> <p>24 much at hindsight and I don't think we could have second</p> <p>25 guessed at that stage, because you can only be led by</p> <p style="text-align: center;">Page 54</p>
<p>1 your intelligence.</p> <p>2 Q. Yes, thank you.</p> <p>3 Can we take that down, please, Mr Coates, and</p> <p>4 replace it with IPC515.</p> <p>5 These are notes made by S48 of the meeting, which we</p> <p>6 have just been through. We can see that -- next page,</p> <p>7 thank you.</p> <p>8 Can we take that down, please. We are going to</p> <p>9 check those notes and provide the correct reference.</p> <p>10 We know that, as far as you were concerned -- I am</p> <p>11 taking this from your witness statement -- the next</p> <p>12 meeting, planning meeting, didn't take place until</p> <p>13 3 December?</p> <p>14 A. That was correct, yes.</p> <p>15 Q. Right. Do you agree that, by the end of this meeting on</p> <p>16 10 November, there really was a broad operational plan</p> <p>17 which had been agreed?</p> <p>18 A. So I will go back to -- I just want to make it</p> <p>19 absolutely clear, around the intelligence gaps, there</p> <p>20 was two issues that were running in parallel. There was</p> <p>21 a proposed plan and a proposed direction. As I said</p> <p>22 before, in my quite extensive experience, we do plan for</p> <p>23 these issues time -- I could give a number of examples</p> <p>24 where we plan all the time, but then other information,</p> <p>25 intelligence or even sometimes evidence, once we have</p> <p style="text-align: center;">Page 55</p>	<p>1 identified who those individuals actually are, would</p> <p>2 lead us to a different path.</p> <p>3 Q. Right.</p> <p>4 A. Then -- sorry --</p> <p>5 Q. Carry on.</p> <p>6 A. They are live crimes in actions for a reason and we go</p> <p>7 back to treading that balance between evidence, between</p> <p>8 the deployment of firearms within an operation, and it</p> <p>9 is really key for SFCs to get that right and look for</p> <p>10 other opportunities to disrupt.</p> <p>11 And, as we know, those opportunities were not</p> <p>12 forthcoming and I know we probably didn't cover all the</p> <p>13 extensive work that was carried out in order to identify</p> <p>14 who those individuals were.</p> <p>15 Q. But if between the date of that meeting on 10 November</p> <p>16 and the sentencing hearing on 11 December, if there had</p> <p>17 been no other opportunity to arrest any of the OCG</p> <p>18 members to disrupt the plan to spring Izzet Eren, then</p> <p>19 this was in broad terms the operational plan, wasn't it,</p> <p>20 for a firearms deployment to take place?</p> <p>21 A. It was. I wanted to give a maximum amount of time for</p> <p>22 that to obviously take place, those gaps to be closed,</p> <p>23 the closing of the gaps, as I said, critical.</p> <p>24 So hence why nothing was authorised until</p> <p>25 10 December, before I actually authorised any authority</p> <p style="text-align: center;">Page 56</p>

14 (Pages 53 to 56)

<p>1 for the carriage of firearms.</p> <p>2 Q. Thank you.</p> <p>3 Mr Coates, please could we put back up IPC515, I am</p> <p>4 very grateful to my learned friend Ms McNeill for</p> <p>5 checking. In fact this is the extent of the note.</p> <p>6 I think we were a little surprised that it wasn't more</p> <p>7 extensive?</p> <p>8 THE CHAIRMAN: Do we know how long the meeting lasted?</p> <p>9 MS BLACKWELL: Mr Turner?</p> <p>10 A. Sorry, sir. I can't recall.</p> <p>11 THE CHAIRMAN: Well --</p> <p>12 A. It was probably within an hour, but no longer than</p> <p>13 an hour and a half.</p> <p>14 THE CHAIRMAN: Yes. Up to an hour and a half, thank you.</p> <p>15 MS BLACKWELL: I am going to attempt to decipher S48's</p> <p>16 handwriting, with your assistance, please, Mr Turner.</p> <p>17 We can see:</p> <p>18 "Turkish associates ... "</p> <p>19 There are then some names. There is then</p> <p>20 a reference on the following line to a 9mm handgun and</p> <p>21 Skorpion, and to a car. There is reference to,</p> <p>22 "Ozcan Eren (brother)".</p> <p>23 As I said, I think it was originally thought that he</p> <p>24 was the brother but we now know him to be the cousin:</p> <p>25 "Possession of firearm, unknown, whether premises or</p> <p style="text-align: center;">Page 57</p>	<p>1 transit."</p> <p>2 Is that a reference to it was unknown whether or not</p> <p>3 the escape attempt would be in a premises or a transit,</p> <p>4 do you think?</p> <p>5 A. I wouldn't like to comment.</p> <p>6 Q. I will ask S48 then, I don't want you to speculate.</p> <p>7 A. Apologies, I don't quite know what --</p> <p>8 Q. All right.</p> <p>9 There is then a reference to phone intel in</p> <p>10 prison --</p> <p>11 THE CHAIRMAN: Before that it says, "Corruption issue HMP".</p> <p>12 MS BLACKWELL: Yes, do you know to what that relates?</p> <p>13 A. Obviously I later find out and I think I have documented</p> <p>14 in the FA3 in the fors and against, in relation to</p> <p>15 concerns by Mr Murray in relation to Serco. However,</p> <p>16 I have not seen any documentation in relation to that.</p> <p>17 One thing I would probably like to press is that</p> <p>18 there were concerns it was a covert investigation,</p> <p>19 dealing with the very most sensitive of information.</p> <p>20 Q. Yes.</p> <p>21 A. So therefore I am not sure where that came from, I think</p> <p>22 it could have been concerns in relation to informing</p> <p>23 other outside third parties, as well as the -- as well</p> <p>24 as Serco.</p> <p>25 Q. Were you aware of corruption issues within Serco?</p> <p style="text-align: center;">Page 58</p>
<p>1 A. No, I wasn't.</p> <p>2 Q. Then we see:</p> <p>3 "Phone intel prison, transit van G4S/Serco."</p> <p>4 That rather looks as if at the meeting on</p> <p>5 10 November, it was not known who the transport company</p> <p>6 was going to be, as between G4S and Serco. Do you</p> <p>7 agree?</p> <p>8 A. I agree, it might be in S48's -- at that particular</p> <p>9 time, I don't know who the service provider for the</p> <p>10 transportation of prisoners were, so I cannot really</p> <p>11 comment. I know that G4S might have done in the past,</p> <p>12 so I am not sure.</p> <p>13 Q. What I am trying to get at is that that note would</p> <p>14 suggest, during the course of this meeting, that the</p> <p>15 discussion was that the transport provider could have</p> <p>16 been Serco or it might have been G4S?</p> <p>17 A. Yes, I mean it could have been -- in S48's mind, yes.</p> <p>18 Q. All right, and when we take that on board --</p> <p>19 THE CHAIRMAN: Sorry, Ms Blackwell.</p> <p>20 You say in S48's mind, if it is a minute or a note</p> <p>21 of a meeting, it is something which has been said, isn't</p> <p>22 it?</p> <p>23 A. It --</p> <p>24 THE CHAIRMAN: Like words to the effect, "We don't know yet</p> <p>25 whether it is going to be G4S or Serco"?</p> <p style="text-align: center;">Page 59</p>	<p>1 A. It could have been, sir, yes.</p> <p>2 THE CHAIRMAN: Yes.</p> <p>3 MS BLACKWELL: The reason why that may assist us in relation</p> <p>4 to the note which we see directly above it, is, given</p> <p>5 that, according to this note, there had not been</p> <p>6 a settled view as to who the transport provider was</p> <p>7 going to be, the corruption issue above appears to</p> <p>8 relate not to the transport provider but to HMP, doesn't</p> <p>9 it?</p> <p>10 A. I was unaware of that. Obviously I didn't take a minute</p> <p>11 myself but I was unaware of where any corruption had</p> <p>12 been coming from. My view, as the SFC, was concern in</p> <p>13 relation to the dissemination of intelligence to</p> <p>14 an outside party.</p> <p>15 On SCO7 and organised crime, we are very much</p> <p>16 mindful of the more people you tell, obviously the</p> <p>17 greater chance of obviously -- how can I say? Impacting</p> <p>18 on the investigation. Which would not then meet my</p> <p>19 working strategy.</p> <p>20 THE CHAIRMAN: You agree, don't you, that the point</p> <p>21 Ms Blackwell is making is if one looks at these notes,</p> <p>22 it rather looks as though the concern was corruption at</p> <p>23 the prison, rather than corruption with anyone else?</p> <p>24 A. Sir, from the facts on those notes, yes.</p> <p>25 THE CHAIRMAN: Yes.</p> <p style="text-align: center;">Page 60</p>

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<p>1 MS BLACKWELL: Thank you.</p> <p>2 Reading on:</p> <p>3 "Body cam on M/CS ARV supports."</p> <p>4 Can you help with that note?</p> <p>5 A. No, sorry, sir, I can't. Obviously it is to body-worn</p> <p>6 videos.</p> <p>7 MS BLACKWELL: Yes.</p> <p>8 A. I am unaware whether that obviously impacts on marked</p> <p>9 Trojan units or ARVs or not, but it obviously refers</p> <p>10 to --</p> <p>11 THE CHAIRMAN: ARVs is armed response?</p> <p>12 A. Armed response vehicles, sir.</p> <p>13 MS BLACKWELL: Thank you.</p> <p>14 Do you remember there being a discussion about</p> <p>15 whether or not it would be appropriate and useful for</p> <p>16 officers to wear body-worn video equipment?</p> <p>17 A. Not at that meeting, but as the inquiry would more than</p> <p>18 identify this has been an ongoing debate and discussion</p> <p>19 within the armed policing world.</p> <p>20 Q. All right, thank you.</p> <p>21 "Intention to break out brother."</p> <p>22 I think that is:</p> <p>23 "Black Audi A6."</p> <p>24 Something to do with Ozcan, false plates, Wood</p> <p>25 Green, "LOS", that is lost or stolen, isn't it?</p> <p style="text-align: center;">Page 61</p>	<p>1 A. Yes, it is.</p> <p>2 Q. "Spare key (technical insertion) technical Op on car,</p> <p>3 11 December for sentence Wood Green Crown Court, form of</p> <p>4 words to HMP for hospital visit, special scheme???</p> <p>5 ARVs. Public safety, issues around court, CTC site,</p> <p>6 team leaders SCO11 [perhaps] meeting?? Donald."</p> <p>7 There is no reference in that note to a discussion</p> <p>8 that you remember taking place around the national</p> <p>9 decision model and the plugging of intelligence gaps, is</p> <p>10 there?</p> <p>11 A. No, there is not.</p> <p>12 Q. No.</p> <p>13 Nor is there any reference to the previous aborted</p> <p>14 attempt on 29 October?</p> <p>15 A. No, sir, there is not.</p> <p>16 Q. Indeed in your witness statement, which we have</p> <p>17 established was made a month after this meeting, there</p> <p>18 is no reference to the previous aborted attempt?</p> <p>19 A. No, there is not.</p> <p>20 Q. Do you think, Mr Turner, that you may not have been told</p> <p>21 about that during the course of this meeting?</p> <p>22 A. I can only go on my recollection. I go back to that it</p> <p>23 should have been obviously noted and recorded, which</p> <p>24 would have put us in a far better position six years,</p> <p>25 now, in relation to what was said but I can say</p> <p style="text-align: center;">Page 62</p>
<p>1 obviously from my FA form, on the FA2 and 3 that was</p> <p>2 submitted by Mr Williams, a note of that on there</p> <p>3 I believe is made.</p> <p>4 Q. That form was not submitted until 7 December, was it?</p> <p>5 A. Correct, yes.</p> <p>6 Q. I am asking you whether or not you were made aware of</p> <p>7 that aborted attempt during this meeting on 10 November?</p> <p>8 A. I believe I was, yes.</p> <p>9 THE CHAIRMAN: Even though it is not referred to in your</p> <p>10 statement?</p> <p>11 A. Even though it is not referred to in my statement.</p> <p>12 THE CHAIRMAN: Or in the minutes?</p> <p>13 A. In the minutes, sir.</p> <p>14 And I do apologise --</p> <p>15 THE CHAIRMAN: You have apologised already, thank you.</p> <p>16 MS BLACKWELL: Is that a convenient moment for us to take</p> <p>17 our break, sir?</p> <p>18 THE CHAIRMAN: Yes, it is.</p> <p>19 11.45. Thank you.</p> <p>20 (11.33 am)</p> <p>21 (A short adjournment)</p> <p>22 (11.48 am)</p> <p>23 THE CHAIRMAN: Please sit down. Thank you.</p> <p>24 Yes.</p> <p>25 MS BLACKWELL: By the time the meeting on 10 November had</p> <p style="text-align: center;">Page 63</p>	<p>1 finished, were you confident that there had been</p> <p>2 sufficient assessment by you and the other officers</p> <p>3 present as to the long-term risk versus the short-term</p> <p>4 risk?</p> <p>5 A. Certainly there were -- there was enough information</p> <p>6 there of the risk and threat posed by the Izzet Eren</p> <p>7 organised crime network, that we had to look to protect</p> <p>8 the public, the police and also obviously the subjects,</p> <p>9 if it went that far, for the long term.</p> <p>10 As I said before, they are a very committed, very</p> <p>11 driven, and I think that is evidence of where we were</p> <p>12 then and evidenced where we are now, with Mr Eren's</p> <p>13 absolute drive to escape lawful custody in relation to</p> <p>14 him now being on the run after being repatriated back to</p> <p>15 Turkey, which really demonstrates how this matter was</p> <p>16 not going to go away for the police.</p> <p>17 Q. That assesses the long-term risk, but my question was,</p> <p>18 by the end of the meeting were you satisfied that there</p> <p>19 had been appropriate discussion -- I am now going to say</p> <p>20 and a balance, between that long-term risk and the</p> <p>21 short-term risk of arranging a firearms deployment?</p> <p>22 A. Yes, there were, but this was predicated -- I'm sorry to</p> <p>23 keep on repeating -- the gaps that could be filled to</p> <p>24 give other options and opportunities for the</p> <p>25 investigative team.</p> <p style="text-align: center;">Page 64</p>

16 (Pages 61 to 64)

<p>1 Q. Remind us, please, Mr Turner, those gaps being?</p> <p>2 A. Being intelligence gaps of the who would go into the</p> <p>3 Audi to facilitate the conspiracy.</p> <p>4 Q. Yes, which, as we know, had not been filled by</p> <p>5 11 December?</p> <p>6 A. Correct, sir, yes.</p> <p>7 Q. Right.</p> <p>8 Was there, during the course of that meeting,</p> <p>9 a discussion and consideration of the Article 2</p> <p>10 provisions?</p> <p>11 A. I can't recall specifically that being spoken about, but</p> <p>12 what we were looking at, and in line with the NDM, was</p> <p>13 having a proportionate response in relation to how we</p> <p>14 would tackle the whole investigative/deployments.</p> <p>15 Q. Do you know what the Article 2 provisions are?</p> <p>16 A. Of right to life.</p> <p>17 Q. Yes. Well, the positive obligation to protect life --</p> <p>18 A. Yes.</p> <p>19 Q. -- and the fact that that should take precedence over</p> <p>20 any other imperative.</p> <p>21 A. Yes, sir.</p> <p>22 Q. Yes.</p> <p>23 Were you at the time of the meeting on 10 November</p> <p>24 familiar with what are known as the McCann principles?</p> <p>25 A. I am aware of obviously McCann, within my training as</p> <p style="text-align: center;">Page 65</p>	<p>1 an SFC and also later on as a specialist SFC as well.</p> <p>2 Q. What do you understand those to be?</p> <p>3 A. Obviously to minimise in the greatest possible terms the</p> <p>4 recourse of lethal force.</p> <p>5 Q. And also whether the operation, as a whole, not just the</p> <p>6 potential armed encounter, but the operation as a whole</p> <p>7 is controlled and organised in a manner which respects</p> <p>8 the requirements of Article 2?</p> <p>9 A. Yes, sir. I do.</p> <p>10 Q. You were aware that it is not just a question of what</p> <p>11 happens on the day, on 11 December, but that you had</p> <p>12 a responsibility that, from the outset, this first</p> <p>13 planning meeting, the whole operation had to be</p> <p>14 organised and controlled in a way that respected the</p> <p>15 requirements of Article 2?</p> <p>16 A. Yes, sir, I am -- and if I may bring up some of the</p> <p>17 areas that we covered in relation to that.</p> <p>18 Q. At this meeting?</p> <p>19 A. Not at the meeting, sorry, as we went further forward.</p> <p>20 Q. Right, do you think that in reality there was any</p> <p>21 consideration by you or the other officers at this first</p> <p>22 planning meeting to those Article 2 requirements?</p> <p>23 A. Yes, there would have been.</p> <p>24 Q. There is no reference in the notes to it.</p> <p>25 A. There is no reference in the note and if we go back,</p> <p style="text-align: center;">Page 66</p>
<p>1 once again, a note of this meeting would have absolutely</p> <p>2 shown some of that mindset and some of that thinking</p> <p>3 that went behind it.</p> <p>4 THE CHAIRMAN: Well we have a note of the meeting. We do</p> <p>5 have a note, but the note doesn't show it.</p> <p>6 A. I think, sir, in due respect to S48, a properly minuted</p> <p>7 account by someone that could have obviously taken</p> <p>8 a more comprehensive note.</p> <p>9 THE CHAIRMAN: I assume that you didn't even know he was</p> <p>10 making a note.</p> <p>11 A. I didn't, no.</p> <p>12 THE CHAIRMAN: No.</p> <p>13 MS BLACKWELL: Was there a consideration of risks to the</p> <p>14 public at this meeting? The risks to the public of</p> <p>15 allowing the conspiracy to continue and the firearms</p> <p>16 deployment taking place?</p> <p>17 A. At the meeting, and central to our training, is the</p> <p>18 safety of the public, which goes to the actual core of</p> <p>19 our planning.</p> <p>20 Q. Do you remember discussing that with the other officers?</p> <p>21 A. Specifically, not but it is part of our training within</p> <p>22 the college, and also subsequent courses, that it is</p> <p>23 actual central to us.</p> <p>24 Q. Just to confirm, you have no recollection of discussing</p> <p>25 the risks to the public at that meeting?</p> <p style="text-align: center;">Page 67</p>	<p>1 A. Not specifically. No, not specifically at that meeting.</p> <p>2 Q. What about the risks to the subjects within the Audi,</p> <p>3 the conspirators, was there a discussion at this meeting</p> <p>4 of the risks posed to them?</p> <p>5 A. So nothing had been authorised or audited within the FA</p> <p>6 forms, as we would normally do. I can recall some of</p> <p>7 the parameters of not allowing -- we were quite specific</p> <p>8 within that, is that we couldn't allow the offence to</p> <p>9 take place. We couldn't, yeah, allow the -- I will call</p> <p>10 them victims, being Serco, coming anywhere near that</p> <p>11 mission vehicle.</p> <p>12 Q. So I think you said in the early morning session that</p> <p>13 you didn't know what role that vehicle would be playing,</p> <p>14 during the course of the escape attempt?</p> <p>15 A. I don't recall saying that, but I think the mission</p> <p>16 vehicle was our central focal point, our intelligence</p> <p>17 pointed to the Audi being used within that role.</p> <p>18 So we had to go with what our intelligence was</p> <p>19 telling us.</p> <p>20 Q. That was the intelligence as of 10 November?</p> <p>21 A. Yes.</p> <p>22 Q. But it was another month until the sentencing hearing</p> <p>23 was to take place, on 11 December.</p> <p>24 A. Yes. And in between that time, I have spoken about the</p> <p>25 extensive work that was carried out, in order that we</p> <p style="text-align: center;">Page 68</p>

17 (Pages 65 to 68)

<p>1 could develop and in order to, once again, plug the 2 gaps, look at the intelligence, look for other options. 3 But between that date, and also right up until the time 4 of authorising the armed operation, that intelligence, 5 sir, had not changed.</p> <p>6 Q. But you, as you sat in the meeting on 10 November, did 7 not know, in fact, whether or not the position of the 8 mission vehicle being used during the attack would 9 change? It is possible that it would change?</p> <p>10 A. No, anything was possible --</p> <p>11 Q. Yes.</p> <p>12 A. -- it is a live crime in action. And through the very 13 nature of the parameters that were put in place, and 14 developed through the tactical advice, through the 15 control of the operation, through the technical support 16 deployments onto the vehicle, really demonstrated the, 17 1, the control, but also the mitigation of risk that 18 was -- that you asked about, in managing the operation 19 as a whole.</p> <p>20 Q. That is relevant if the mission vehicle remained as the 21 Audi, but if, for instance, the group got wind of the 22 fact that there had been a deployment around the vehicle 23 and had got cold feet about using it, it is possible, 24 isn't it, that on the day other vehicles could have been 25 used which had not been previously identified by the</p> <p style="text-align: center;">Page 69</p>	<p>1 team?</p> <p>2 A. It is possible. We were mindful of that, hence the 3 parameters, the contingencies put in place, and the 4 control through intelligence or the control through the 5 deployment within inside the Audi.</p> <p>6 Q. The reason for asking these questions is when I asked 7 about if there was a discussion about risks to the 8 conspirators, to the subjects within the Audi, your 9 answer appeared to be that any risks that pertained to 10 them could be controlled by ensuring that that vehicle 11 did not get close to the prison van?</p> <p>12 A. It could -- yes, absolutely.</p> <p>13 Q. But if the Audi was jettisoned as the vehicle, and you 14 didn't know of the identity of another vehicle that 15 might have been used by the gang, then that risk would 16 not be mitigated by preventing the Audi getting close to 17 the van, would it?</p> <p>18 A. So within the parameters, yeah, and obviously bearing 19 that in mind, was the containment overt and covert 20 bubble around the -- I call it the prison van, the Serco 21 van --</p> <p>22 Q. Yes.</p> <p>23 A. -- that we put in place. 24 Very much a TFC decision, because if there was 25 a loss of control and I think the DCI Neil Williams was</p> <p style="text-align: center;">Page 70</p>
<p>1 really clear around this, we would go to an overt stage. 2 So control of this was an absolute must, that would lead 3 to, and I have to be really clear, that this is 4 an interception, this was anything prior to the actual 5 offence taking place. So we would not, as with APP, 6 allow the victim to get anywhere near the actual 7 commission of the offence.</p> <p>8 Q. What is the difference between interception and 9 intervention?</p> <p>10 A. So an interception is something obviously where we 11 intercept before the actual offence takes place. 12 Intervention, high risk in relation to police 13 getting in between as the offence is actually taking 14 place. 15 The parameters were specifically put in place, yeah, 16 in order to stop any intervention, and I think that 17 terminology really needs to be fully understood. It was 18 an interception that took place on the 11th.</p> <p>19 Q. What the gang was up to was a conspiracy to effect 20 somebody's escape, wasn't it?</p> <p>21 A. Correct, yes.</p> <p>22 Q. Yes. 23 When did that conspiracy begin?</p> <p>24 A. Well, the conspiracy or the threshold was met from the 25 conversations that actually occurred within the vehicle.</p> <p style="text-align: center;">Page 71</p>	<p>1 Q. That is an answer to a different question.</p> <p>2 A. Well, so it began as soon as they possibly got inside 3 the vehicle, that is when the conspiracy began.</p> <p>4 Q. The conspiracy is the agreement, isn't it?</p> <p>5 A. It is the agreement.</p> <p>6 Q. To effect the arrest. So the conspiracy began before 7 the meeting on 10 November, didn't it, when you became 8 aware of the intelligence that the gang were planning to 9 effect an escape?</p> <p>10 A. There was a conspiracy, correct.</p> <p>11 Q. Yes. 12 So with an inchoate offence such as a conspiracy, at 13 the time that the Audi was -- we are jumping forwards 14 now, but I am just using this as an example to invite 15 your opinion on something. At the time that the vehicle 16 was sitting in Bracknell Close, wasn't that mid 17 conspiracy? Hadn't the offence already started and 18 wasn't what took place thereafter an intervention?</p> <p>19 A. No, I absolutely totally disagree. Absolutely totally 20 disagree. 21 There was intelligence and it is making intelligence 22 into evidence, which is quite clear with sustained 23 long-term protection, in order to obviously protect the 24 public in the long term. 25 So if there was to be any interception, yeah, before</p> <p style="text-align: center;">Page 72</p>

<p>1 that point, before substantive and substantive evidence</p> <p>2 is mentioned within sustained public protection, we</p> <p>3 would have not met the working strategy in order</p> <p>4 obviously to protect the public in relation to this</p> <p>5 ongoing OCG that was extremely dangerous.</p> <p>6 So we wouldn't have met our strategy by doing that.</p> <p>7 So I would disagree that they were mid phase. There</p> <p>8 wasn't any evidence of that.</p> <p>9 THE CHAIRMAN: I think what you are saying is that there was</p> <p>10 intelligence about the existence of a conspiracy long</p> <p>11 before there was evidence that could be used to warrant</p> <p>12 an arrest and charge; is that the point?</p> <p>13 A. Correct, sir, yes.</p> <p>14 THE CHAIRMAN: Thank you.</p> <p>15 MS BLACKWELL: Thank you.</p> <p>16 Do you accept that the way in which the operation</p> <p>17 was being planned, even at this early stage, created</p> <p>18 a high risk at the time of any -- I will use your</p> <p>19 word -- interception?</p> <p>20 A. There is always a risk when police officers go forward</p> <p>21 obviously to a vehicle or also to a person.</p> <p>22 Q. Yes.</p> <p>23 A. I think that was really adequately captured by DCI</p> <p>24 Neil Williams within his risk assessment that he ran in</p> <p>25 C3000, and he reflects that, within that. I would say,</p> <p style="text-align: center;">Page 73</p>	<p>1 and I think it was recognised within the College of</p> <p>2 Policing report, as being good practice in relation to</p> <p>3 how that was dealt with.</p> <p>4 So it is at specific points at the start of the</p> <p>5 operation, as would go onto my FA3. My suggestion would</p> <p>6 be that it was low, at the point of that journey but,</p> <p>7 obviously, as Mr Williams captured, which I have to say</p> <p>8 was -- I have seen it but not to that extent before,</p> <p>9 I think it was captured fantastically well by the TFC,</p> <p>10 in articulating at every single stage of where risk</p> <p>11 moved along, because it does at any point of</p> <p>12 interception.</p> <p>13 THE CHAIRMAN: Yes.</p> <p>14 MS BLACKWELL: Thank you.</p> <p>15 I am going to move now to 13 November. I am going</p> <p>16 to read to you what appears in the witness statement of</p> <p>17 an SCO35 officer, DI Gosling, are you aware of him?</p> <p>18 A. I do know Mr Gosling.</p> <p>19 Q. He told Mr Murray on 13 November the following:</p> <p>20 "I am keen to ensure that the SFC is aware of the</p> <p>21 operating capability of the technical equipment as this</p> <p>22 may have an impact on their decision making. Some</p> <p>23 equipment can be temperamental and therefore may not be</p> <p>24 suitable in certain operations."</p> <p>25 That relates to the deployment during which a probe</p> <p style="text-align: center;">Page 74</p>
<p>1 was placed in the Audi vehicle, that the inquiry has</p> <p>2 heard about.</p> <p>3 Were you aware that the first application for that</p> <p>4 probe was made by DI Murray on 5 November?</p> <p>5 A. No, I wasn't.</p> <p>6 Q. Right. Because that was five days before the meeting</p> <p>7 that we have just completed.</p> <p>8 THE CHAIRMAN: Six days.</p> <p>9 MS BLACKWELL: Six days, thank you.</p> <p>10 THE CHAIRMAN: No, you are right, five days. 10 November.</p> <p>11 I have written 11/10, rather than 10/11, sorry.</p> <p>12 A. The intrusive application, sir, would have been separate</p> <p>13 to my role as the SFC. So I was not aware.</p> <p>14 MS BLACKWELL: But you were aware that that is what was</p> <p>15 being intended, that in order to gain control and to</p> <p>16 keep control of the Audi and to be able to listen to</p> <p>17 what the conspirators were saying on the day?</p> <p>18 A. Yes, correct.</p> <p>19 Q. But you were not aware that that had already taken</p> <p>20 place?</p> <p>21 A. No, I wasn't.</p> <p>22 Q. Did DI Gosling ever discuss with you his concerns about</p> <p>23 the temperamental nature of some equipment?</p> <p>24 A. I was not aware, no. And I didn't have that</p> <p>25 conversation.</p> <p style="text-align: center;">Page 75</p>	<p>1 Q. Right.</p> <p>2 Let's move then to 3 December. What took place</p> <p>3 between the meeting on 10 November and this meeting</p> <p>4 which we are turning to now on 3 December, in terms of</p> <p>5 your involvement with the development of the plan?</p> <p>6 A. So always obviously available to be supportive,</p> <p>7 obviously with the TFC and obviously asking where the</p> <p>8 gaps had been filled, what progress had been made, and</p> <p>9 frustratingly what intelligence updates had there been.</p> <p>10 As I previously have described, there had been no</p> <p>11 intelligence updates right up until that point, although</p> <p>12 obviously a vast amount of activity had been undertaken</p> <p>13 by the investigative team in order to obviously create</p> <p>14 a -- attempt to make a fuller picture.</p> <p>15 Q. Had you had any meetings with anybody, any members of</p> <p>16 the team between 10 November and 3 December?</p> <p>17 A. No, I hadn't. They would come to me or -- I used to</p> <p>18 share an office with Detective Superintendent Gilmour.</p> <p>19 It would be a point of conversation whether or not there</p> <p>20 had been any updates, what had been taken further</p> <p>21 forward. There hadn't been.</p> <p>22 Q. How would he know if there had been any updates?</p> <p>23 A. Because he was the superintendent in charge, as I have</p> <p>24 mentioned, of the central task force.</p> <p>25 Q. Right, and he would have discussions with you as the</p> <p style="text-align: center;">Page 76</p>

<p>1 strategic firearms commander?</p> <p>2 A. On occasions, but only an update -- there was no update.</p> <p>3 Q. I thought that his only involvement in the operation was</p> <p>4 as a shadow strategic firearms commander?</p> <p>5 A. Correct, yes.</p> <p>6 Q. But he was updating you, was he, about the investigation</p> <p>7 throughout the course of this three weeks that we are</p> <p>8 asking about?</p> <p>9 A. On occasions in passing, but I would expect the TFC,</p> <p>10 yeah, in that strict line of command and control, to</p> <p>11 come to me in relation to any update, in order that</p> <p>12 I could review the threat assessment, from the</p> <p>13 intelligence provided, I am sure we have -- where we</p> <p>14 could spin the wheel again in relation to the NDM, in</p> <p>15 order to identify once again any opportunities to</p> <p>16 disrupt, any other opportunities to obviously minimise</p> <p>17 the recourse of lethal force and deployment of firearms.</p> <p>18 Q. Did that happen between 10 November and 3 December?</p> <p>19 A. In relation to, sorry, updates?</p> <p>20 Q. Yes, from Mr Williams?</p> <p>21 A. No.</p> <p>22 Q. No updates?</p> <p>23 A. No, there was no further updates in relation to</p> <p>24 intelligence that would affect the planning that would</p> <p>25 go forward.</p> <p style="text-align: center;">Page 77</p>	<p>1 But ...</p> <p>2 Q. Carry on.</p> <p>3 A. I wanted to leave a maximum amount of gap in order that</p> <p>4 those intelligence gaps were to be filled. As I said</p> <p>5 before, there was a bit of frustration that there hadn't</p> <p>6 been any success in being able to plug those gaps</p> <p>7 between 10 November, the activity taking place, and my</p> <p>8 authority that I signed on 10 December.</p> <p>9 Q. The meeting on 3 December was primarily a meeting to</p> <p>10 arrange the deployment of the probe being fitted, wasn't</p> <p>11 it?</p> <p>12 A. Correct, yes.</p> <p>13 Q. Yes.</p> <p>14 So by 3 December, none of the intelligence gaps had</p> <p>15 been plugged and you were still proceeding on the basis</p> <p>16 that the armed deployment on 11 December was going to go</p> <p>17 ahead?</p> <p>18 A. We were preparing, because it was complex.</p> <p>19 Q. Yes.</p> <p>20 A. There was the use of a control room, and if I may take</p> <p>21 the opportunity -- in 2015, that wasn't a regular</p> <p>22 practice that was taken in kidnaps, that I am obviously</p> <p>23 really experienced on, that was not regularly utilised</p> <p>24 for live crimes in action so there was organisation that</p> <p>25 needed to take place in relation to effectively -- and</p> <p style="text-align: center;">Page 78</p>
<p>1 I think it has been recognised -- quite a comprehensive</p> <p>2 command and control of the operation that took place.</p> <p>3 You know, we put that in place from learning from</p> <p>4 previous incidents that had actually taken place. There</p> <p>5 was a lot of planning that needed to go into it, but, as</p> <p>6 I said before, within serious and organised crime, we</p> <p>7 were quite used to even up to the night before, even</p> <p>8 hours before, in withdrawing, as per my role as the SFC,</p> <p>9 withdrawing an authority in order to take another form</p> <p>10 of disruption that would be obviously more proportionate</p> <p>11 to obviously what we were trying to achieve and in line</p> <p>12 with the working strategy that I set out.</p> <p>13 Q. The reason for my asking the question was to lead on to</p> <p>14 this.</p> <p>15 Why was it that, as of 3 December, and indeed in the</p> <p>16 days following, there had been no firearms authority</p> <p>17 forms completed and dealt with?</p> <p>18 A. So they were work in progress, but I wasn't going to</p> <p>19 authorise anything, yeah, right up until the point of</p> <p>20 where we were satisfied that we had exhausted all</p> <p>21 possible intelligence inquiries. So within the arena of</p> <p>22 organised crime something could change at a minute's --</p> <p>23 second's notice, and I really wanted to give ample</p> <p>24 opportunity for that to actually take place. I wanted</p> <p>25 full sight of everything that had taken place right up</p> <p style="text-align: center;">Page 79</p>	<p>1 until -- I referred to the 11th hour where we could</p> <p>2 authorise. We planned, but I wasn't going to authorise</p> <p>3 anything right up until that last opportunity.</p> <p>4 Q. You did in fact authorise before the 11th hour, because</p> <p>5 let's put aside your authorisation of the deployment on</p> <p>6 8 December, and we will come to this. In relation to</p> <p>7 your authorisation on the deployment on 11 December,</p> <p>8 there were two series of FA2 forms and two series of</p> <p>9 your authorisation for that one deployment, weren't</p> <p>10 there?</p> <p>11 A. There was a working copy of an FA3, which I think you</p> <p>12 are in possession of, that was being put together, yes,</p> <p>13 prior to obviously where I wanted to authorise it, right</p> <p>14 up until that maximum opportunity.</p> <p>15 I reviewed that FA form of the morning of the 10th</p> <p>16 and in fact, intrusively, made some changes to that</p> <p>17 form, in order that I was satisfied that, 1, ample</p> <p>18 opportunity had been taken to plug the gaps, 2, to</p> <p>19 articulate the fact that there had been no intelligence</p> <p>20 update and also, I think, to capture on the FA3, in</p> <p>21 relation -- I think it was in the for and against box,</p> <p>22 in relation to Serco and I think informing Serco, that</p> <p>23 had been left ... or which had not been recorded within</p> <p>24 the series.</p> <p>25 Q. What would have been wrong with inviting Mr Williams to</p> <p style="text-align: center;">Page 80</p>

20 (Pages 77 to 80)

<p>1 complete his FA2 form, together with the FA5 form that</p> <p>2 S48 would be responsible for, providing those to you at</p> <p>3 the beginning of December, you considering them and</p> <p>4 provisionally granting authority and then reviewing it</p> <p>5 again the day before?</p> <p>6 A. So I think those forms could have fundamentally changed,</p> <p>7 yes, that position could have fundamentally changed.</p> <p>8 Q. It could have done, but it didn't in the event, did it?</p> <p>9 A. With the amount of work, with the amount of intrusive</p> <p>10 covert activity that was happening in relation to trying</p> <p>11 to plug the gaps, in relation to trying to find</p> <p>12 a firearm, trying to obviously identify the who, which</p> <p>13 was the basis of this, you know, investigation that was</p> <p>14 taking place, who were the conspirators. We wanted to</p> <p>15 leave it right until the end before, because otherwise</p> <p>16 it could have been -- the FA2 would have been rewritten,</p> <p>17 so I wanted to give maximum opportunity, maximum</p> <p>18 opportunity, to have the full picture as the SFC.</p> <p>19 Q. Thank you.</p> <p>20 The meeting on 3 December then, as we have</p> <p>21 established, a planning meeting, but predominantly</p> <p>22 called to consider the circumstances in which the audio</p> <p>23 probe would be fitted to the Audi vehicle. Who was</p> <p>24 present at that meeting, please?</p> <p>25 A. There was Rob Murray, there was DCI Neil Williams and</p> <p style="text-align: center;">Page 81</p>	<p>1 S48.</p> <p>2 Q. Anybody else?</p> <p>3 A. No, not as far as I can recall within the meeting on the</p> <p>4 3rd.</p> <p>5 Q. Given that we have established that it was a meeting</p> <p>6 predominantly to talk about and flag up any issues</p> <p>7 concerning the probe being fitted, do you not remember</p> <p>8 that there were individuals present from the TSU?</p> <p>9 A. No, I don't recall.</p> <p>10 Q. What was discussed at the meeting then?</p> <p>11 A. What was discussed was the --</p> <p>12 THE CHAIRMAN: Can we refer to the notes of this meeting,</p> <p>13 please?</p> <p>14 MS BLACKWELL: Are there any notes of the meeting,</p> <p>15 Mr Turner?</p> <p>16 A. No, there are not.</p> <p>17 THE CHAIRMAN: Sorry --</p> <p>18 MS BLACKWELL: We do have some notes, sir, that were made by</p> <p>19 S48 which we can display. IPC532, please, Mr Coates.</p> <p>20 THE CHAIRMAN: Do these notes that we are hearing about or</p> <p>21 you are hearing about now, fall into the same category</p> <p>22 as the notes for the 10 December meeting?</p> <p>23 A. They do, sir.</p> <p>24 THE CHAIRMAN: You should have made a note of this meeting?</p> <p>25 A. I was responsible, sir, for making a note of this</p> <p style="text-align: center;">Page 82</p>
<p>1 meeting.</p> <p>2 THE CHAIRMAN: And you didn't?</p> <p>3 A. No, I didn't.</p> <p>4 MS BLACKWELL: There were no formal notes were there,</p> <p>5 Mr Turner?</p> <p>6 A. No, there weren't, sir.</p> <p>7 THE CHAIRMAN: I think the inquiry is perhaps entitled to</p> <p>8 an explanation. You have explained why it was -- well,</p> <p>9 you have explained that you failed to discharge your</p> <p>10 duty in relation to notetaking on 10 November. To use</p> <p>11 the words of Oscar Wilde, to forget to take notes on one</p> <p>12 occasion might be regarded as a misfortune, but to</p> <p>13 forget to take notes on two occasions, why was that?</p> <p>14 A. Sir, I did fail to take the note obviously --</p> <p>15 THE CHAIRMAN: I know that, you have already agreed. I am</p> <p>16 asking how it came to pass that in relation to each of</p> <p>17 these two meetings you didn't take a note?</p> <p>18 A. I was very mindful about some of the sensitive matters</p> <p>19 that we would be discussing within those meetings --</p> <p>20 THE CHAIRMAN: There were plenty of non-sensitive matters,</p> <p>21 weren't there?</p> <p>22 A. Sir, I agree.</p> <p>23 THE CHAIRMAN: Because that was the reason you gave behind</p> <p>24 the meeting on 10 November.</p> <p>25 Now, how was it that you failed on each of these</p> <p style="text-align: center;">Page 83</p>	<p>1 occasions to take a note?</p> <p>2 A. Sir, it was an oversight on my part.</p> <p>3 THE CHAIRMAN: The same oversight on both meetings in</p> <p>4 relation to the same operation; is that the position?</p> <p>5 A. Sir, it is the position but on the basis that there</p> <p>6 would be an auditable record in the FA series that were</p> <p>7 produced during the investigation.</p> <p>8 THE CHAIRMAN: Thank you.</p> <p>9 MS BLACKWELL: Does that mean that whatever was discussed at</p> <p>10 this meeting needed to be held inside the mind of the</p> <p>11 individual firearms commanders and then at a future</p> <p>12 time, which could be and indeed was up to a week later,</p> <p>13 transposed into the FA forms?</p> <p>14 A. In relation to this, the deployment, it was protection</p> <p>15 for the TSU in deploying armed protection for TSU</p> <p>16 officers that were going to go forward to obviously</p> <p>17 deploy the probe, and yes, from the production -- after</p> <p>18 that meeting, from the production and putting together</p> <p>19 the tactical advice, as well as obviously the FA2 and</p> <p>20 then FA3, that was a week later.</p> <p>21 Q. Does it concern you now, looking back, that you, in</p> <p>22 control and command of this meeting, responsible for</p> <p>23 there being a formal note of what was discussed, were</p> <p>24 leaving your officers vulnerable by not providing them</p> <p>25 with a formal minute of what took place and what was</p> <p style="text-align: center;">Page 84</p>

<p>1 discussed?</p> <p>2 A. I fully accept that, within these planning meetings,</p> <p>3 a full note should have been made. However, as I stated</p> <p>4 before, I am mindful in relation to the auditable trail</p> <p>5 of the authority in relation to the FA series, but I do</p> <p>6 take your point, sir --</p> <p>7 THE CHAIRMAN: Is there anything in the -- call it the</p> <p>8 protocol, the code of practice, that provides for the</p> <p>9 taking of notes to be dispensed with either because of</p> <p>10 security issues or because there is an auditable trail?</p> <p>11 A. In relation to some aspects of the meeting, no, there is</p> <p>12 not. In relation to some aspects of the meeting, there</p> <p>13 is obviously we are restricted through legislation</p> <p>14 around what we can actually write.</p> <p>15 THE CHAIRMAN: Yes, I understand that. Thank you.</p> <p>16 MS BLACKWELL: As we established over the course of the</p> <p>17 earlier morning session, you were aware of your</p> <p>18 responsibility as the strategic firearms commander of</p> <p>19 ensuring that a formal note was taken?</p> <p>20 A. Yes, sir.</p> <p>21 Q. There was nothing about this meeting to place it amongst</p> <p>22 any exception to that rule?</p> <p>23 A. No, sir.</p> <p>24 Q. Thank you.</p> <p>25 Could we look, please, at the TSU log, which was</p> <p style="text-align: center;">Page 85</p>	<p>1 created by that department following this meeting taking</p> <p>2 place.</p> <p>3 We can see this, Mr Coates, at MPS3996.</p> <p>4 If we just take a moment to familiarise ourselves</p> <p>5 with this document, this starts off with an initial</p> <p>6 request for the probe to be inserted into the vehicle.</p> <p>7 We can see at the top right-hand corner in that box the</p> <p>8 operation name is "Utara" and the current status was</p> <p>9 "Task complete", nature of request, "intrusive" and the</p> <p>10 initiating officer was Andy Sparks, DC. He was part of</p> <p>11 the team, wasn't he, of Mr Murray's team?</p> <p>12 A. Yes.</p> <p>13 Q. Thank you.</p> <p>14 Could we go to the next page, please and the next</p> <p>15 page. And the following page. Keep going, please,</p> <p>16 Mr Coates. And again. Thank you. Stop there, please.</p> <p>17 Do you remember, Mr Turner, me telling you that the</p> <p>18 initial application for the probe had been made on</p> <p>19 5 November?</p> <p>20 A. I do, yes.</p> <p>21 Q. Yes. I am just asking as to confirm that by this note</p> <p>22 here.</p> <p>23 We can see, on the third line down on the schedule,</p> <p>24 5 November 2015, at 11.58, contact with applicant, the</p> <p>25 applicant being Andy Sparks, initial contact with</p> <p style="text-align: center;">Page 86</p>
<p>1 applicant. This is being recorded by -- I think we can</p> <p>2 see on the far left-hand column the initials "SA", I am</p> <p>3 going to suggest that that is Steve Alexander from the</p> <p>4 TSU:</p> <p>5 "I have spoken to Andy about this request and</p> <p>6 informed him that it would fall within the remit of our</p> <p>7 [redacted] he would like a joint strategy when he comes</p> <p>8 to speak to EG55 [that is another officer there] I have</p> <p>9 passed the details on to [someone whose name is</p> <p>10 redacted] and arrangements will be made for a strat."</p> <p>11 Could we now turn to page 13 of this document,</p> <p>12 Mr Coates.</p> <p>13 If we look at the final entry on this schedule on</p> <p>14 this page, we can see that, on 3 December 2015, at</p> <p>15 14.31, there is a note made of an action that took place</p> <p>16 two minutes before, at 14.29:</p> <p>17 "Contact with applicant, review with applicants,</p> <p>18 I attended a meeting today with DI Gosling, the meeting</p> <p>19 was chaired by DSU Craig Turner, the applicants were</p> <p>20 represented by DCI Neil Williams and DI Rob Murray.</p> <p>21 Also present [can we go over the page, please] were</p> <p>22 CO19. The operational plan was discussed and it was</p> <p>23 also agreed that the TSU deployment would be completed</p> <p>24 with armed support."</p> <p>25 Right.</p> <p style="text-align: center;">Page 87</p>	<p>1 Q. What is the reference to CO19?</p> <p>2 A. Firearms, SCO19, it was its name at the time.</p> <p>3 THE CHAIRMAN: Can we just go back one page, please?</p> <p>4 Thank you very much.</p> <p>5 MS BLACKWELL: If we pause there, Mr Coates.</p> <p>6 DI Gosling was present at the meeting, the person</p> <p>7 who made this note, whose identity has been redacted,</p> <p>8 was at the meeting, and representatives of SCO19 were at</p> <p>9 the meeting, or a representative from SCO19.</p> <p>10 None of whom you remember being there?</p> <p>11 A. Unfortunately, sir, no.</p> <p>12 Q. What was discussed then, as far as you can recollect?</p> <p>13 A. As far as I can recollect, there was a -- there had been</p> <p>14 a prior discussion in relation to whether the deployment</p> <p>15 should be armed or not. My part of that meeting was</p> <p>16 obviously to assess whether or not the deployment of</p> <p>17 firearms was proportionate, was necessary, and obviously</p> <p>18 there was reason to suppose that, obviously, individuals</p> <p>19 may have access to firearms.</p> <p>20 Q. Anything else?</p> <p>21 A. And obviously for the protection of the TSU officers</p> <p>22 that were going to obviously fit the listening device</p> <p>23 into the Audi vehicle.</p> <p>24 Q. Other than the TSU's involvement on what we know became</p> <p>25 8 December, fitting of the probe, was anything else</p> <p style="text-align: center;">Page 88</p>

<p>1 discussed at this meeting?</p> <p>2 A. Sorry, yes, we did go on to then speak -- sorry, just</p> <p>3 referring back to my statement --</p> <p>4 Q. Yes.</p> <p>5 A. Then we did have a conversation, a further conversation,</p> <p>6 in relation to the use of the covert control room, but</p> <p>7 that was in respect of the proposed deployment on</p> <p>8 11 December.</p> <p>9 The resources that would need to obviously deploy on</p> <p>10 what is obviously a complex investigation, and then my</p> <p>11 authority for opening up C3000, which had to be</p> <p>12 a superintendent. I think we are all in agreement</p> <p>13 collectively, but it had to be my authority to make use</p> <p>14 of that control room, and obviously get the necessary</p> <p>15 planning in place.</p> <p>16 I mean the plan in place, was: was the room actually</p> <p>17 going to be used for anything else? So we needed to</p> <p>18 make sure that the room was available.</p> <p>19 Q. Were you given any intelligence updates at this meeting?</p> <p>20 A. No.</p> <p>21 Q. Did you ask for any?</p> <p>22 A. It would have been, yes. It was a constant thing: is</p> <p>23 there any update? As I said before, it was frustrating</p> <p>24 that there hadn't been.</p> <p>25 Q. Could we put up, please, Mr Coates, IPC532, at page 2.</p> <p style="text-align: center;">Page 89</p>	<p>1 This is S48's note of the meeting:</p> <p>2 "Operation Utara SCO7 Ankaa, 3 December 2015.</p> <p>3 Rob Murray, FE16."</p> <p>4 There is then a reference to the Erens. Then</p> <p>5 a reference to Sinan Ozger, "Source of original</p> <p>6 firearm".</p> <p>7 Do you know what was told to you about him during</p> <p>8 the course of the meeting?</p> <p>9 A. If I can just turn to -- I don't think there was any</p> <p>10 updates, sir, I don't recall that from the meeting. If</p> <p>11 I can turn to my FA3.</p> <p>12 Q. Allow me to try and assist. Were you aware that the</p> <p>13 intelligence suggested that Sinan Ozger had provided the</p> <p>14 firearms which had been used by Izzet Eren and</p> <p>15 Erwin Amoyaw-Gyamfi on 13 October?</p> <p>16 A. Yes, I was.</p> <p>17 Q. Location of firearm -- do you know what that is</p> <p>18 a reference to?</p> <p>19 A. No, I don't.</p> <p>20 Q. All right.</p> <p>21 There is then a series of information relating to</p> <p>22 the Audi, the camera, the fact that it is on Eastern</p> <p>23 Road in Wood Green.</p> <p>24 Was there discussion about the insertion of a video</p> <p>25 as well as an audio probe?</p> <p style="text-align: center;">Page 90</p>
<p>1 A. No, there was a discussion in relation to a camera, and</p> <p>2 as far as I was aware, and still am aware, it was from</p> <p>3 an observation point and not from inside the vehicle.</p> <p>4 Q. You are talking of the static camera?</p> <p>5 A. The static camera.</p> <p>6 Q. What was the purpose of setting up that static camera?</p> <p>7 A. Once again, from the very start, as I keep on saying, to</p> <p>8 plug those gaps. If that camera had identified prior,</p> <p>9 to identify any individuals that may be involved in the</p> <p>10 wider conspiracy to break Izzet out of prison.</p> <p>11 Q. Yes, so it was a camera that was focused upon the</p> <p>12 vehicle?</p> <p>13 A. I don't know, but I would -- it would make sense that it</p> <p>14 was, yes.</p> <p>15 Q. Is there any reason why you don't know that information?</p> <p>16 A. It was very much part of the investigative team,</p> <p>17 obviously to obviously plug those gaps --</p> <p>18 Q. Right.</p> <p>19 A. -- I didn't ask for -- not really as an SFC role, to ask</p> <p>20 for the parameters, yeah, and what that actually looked</p> <p>21 like.</p> <p>22 Q. But you were aware that there was a static camera?</p> <p>23 A. I was aware, yes.</p> <p>24 Q. And the intention was to try and capture the travel of</p> <p>25 any of the conspirators to the vehicle and from the</p> <p style="text-align: center;">Page 91</p>	<p>1 vehicle, in order to attempt to identify them?</p> <p>2 A. That would have been the main purpose.</p> <p>3 Q. Were you aware that it did not operate in the hours of</p> <p>4 darkness, in other words once darkness had fallen it was</p> <p>5 impossible to see any of the footage?</p> <p>6 A. No, I was not.</p> <p>7 Q. And that that was something that was raised twice as</p> <p>8 an issue but doesn't seem to have been acted upon?</p> <p>9 A. No, I was not aware.</p> <p>10 Q. There is then discussion about the TSU mid morning</p> <p>11 alarm, Monday night TFC. 3000 -- that is a reference,</p> <p>12 isn't it, to the use of room C3000 on 11 December?</p> <p>13 A. Yes, sir.</p> <p>14 Q. "Live feed into and store and retrieve."</p> <p>15 That is a reference to the two types of probe that</p> <p>16 were going to be placed in the Audi, one providing</p> <p>17 a live feed to C3000 and the other to store and retrieve</p> <p>18 later?</p> <p>19 A. So I was unaware of the mechanics and technical piece</p> <p>20 behind it, but the whole purpose of C3000, as I have</p> <p>21 mentioned before, good practice, we could feed</p> <p>22 intelligence, we could feed product as I would call it</p> <p>23 from the probe into C3000, in order that timely</p> <p>24 decisions could then obviously be made.</p> <p>25 Q. Yes, and there is also a reference there to</p> <p style="text-align: center;">Page 92</p>

<p>1 interpreters. You were aware that the organised crime 2 network that were being investigated in Operation Utara, 3 part of which were being investigated for Operation 4 Ankaa, the escape plan, were of Turkish descent? 5 A. Yes, so therefore it would have made sense to have 6 Turkish interpreters present. 7 Q. In case those who were in the Audi on the morning were 8 talking not in English but in Turkish? 9 A. Yes, and that would be a sensible reason why we had them 10 there -- not to say it was a complete assumption because 11 obviously, as we later find out -- but they could 12 obviously talk in English but Turkish would be 13 an obvious point to start. 14 Q. Yes, and indeed that is what was organised for the 15 morning of 11 December, wasn't it, there were Turkish 16 interpreters present in C3000? 17 A. Correct, sir, yes. 18 Q. Thank you. 19 Does that say, "Surprise element and views"? 20 THE CHAIRMAN: I think it is "comprise". 21 MS BLACKWELL: Is it "Comprise element"? I am afraid I am 22 going to have to ask S48 about these notes. 23 THE CHAIRMAN: Of course you are. 24 MS BLACKWELL: There is then a reference to Audi: 25 "Auto solution street theatre mid-morning Monday."</p> <p style="text-align: center;">Page 93</p>	<p>1 Do you know what that relates to? 2 A. I don't sir, no, sorry. 3 Q. "Coverage of TFC, Monday mid-morning deployment, minimum 4 footprint on the ground. Operation Kestrel." 5 What was Operation Kestrel? 6 A. I don't know, I see SCO7's basic MASTS there, I don't 7 know, it would have been an SCO7 operation but I have no 8 recollection of Kestrel. 9 Q. All right, can we go to the next page, please, 10 Mr Coates. 11 TFC, 3000, there is then a reference to Mr Gosling, 12 TSU, MASTS, MASTS protection, Wood Green, Monday, 13 resident judge, prison visit completed in van, 14 collateral damage, comprise, uncontrolled, quit and 15 something ... 16 THE CHAIRMAN: "Transport back". 17 MS BLACKWELL: Thank you, transport back: 18 "TFC, FE16 [that's Mr Williams]." 19 Then something is on ... then this: 20 "Tipping points??" 21 Do you think that the subject of tipping points was 22 discussed during this meeting? 23 A. It is obviously mentioned there. There is a good 24 possibility. Obviously they then transformed into the 25 latter FA2 and FA3 in relation to tipping points and</p> <p style="text-align: center;">Page 94</p>
<p>1 what they would look like. 2 Q. Can you remember what was said during this meeting about 3 the tipping points? 4 A. No, I can't. 5 Q. Thank you, can we take that down, please. 6 Can you confirm, please, from your understanding of 7 the FA forms, that, following this meeting on 8 3 December, the FA5 form was completed by S48? 9 A. Yes, it was. 10 Q. What use should be made of the FA5 form, and by whom? 11 A. It informs the TFC and then obviously the SFC in 12 relation to the options that are available when, in this 13 case, it comes to any interception of the activity that 14 would take place. 15 But it gives a number of different options, as it 16 said, it is an option on the menu in relation to what we 17 can actually do as -- when we are ground assigned. 18 Q. Is it unusual for the FA5 form to be prepared first in 19 the series of FA forms? 20 A. Normally it is done on request. I had forgotten about 21 the actual series that has taken place. I am sure S48 22 had enough information from the meetings that had taken 23 place to formulate an FA5, as he did, and sent on to 24 Mr Williams and then to me. 25 Q. Is the first form that is usually prepared first in time</p> <p style="text-align: center;">Page 95</p>	<p>1 the FA1? 2 A. It is on most occasions. On this occasion, it wasn't, 3 on the basis that Mr Williams was the applicant. So the 4 FA1 doesn't reach me. It goes to the FA -- it goes to 5 the TFC, sorry, and then they formulate the FA2, but the 6 actual applicant in this case was DCI Neil Williams. 7 Q. That is the reason that he has provided to the inquiry 8 for not having completed an FA1, isn't it? 9 A. Well, I am aware that the FA1 wasn't produced. 10 It is not always produced on every operation when 11 that is the case, where the applicant is in fact the 12 TFC, and that sometimes does happen. 13 Q. It should be produced though, shouldn't it? In anything 14 other than a truly spontaneous deployment, an FA1 form 15 should be produced, shouldn't it? 16 A. It should be produced but, however, it would be 17 duplication and it would almost be the TFC talking to 18 himself in relation to what that looks like. 19 Q. It is not just a question of informing the TFC, is it? 20 The other purpose served by an FA1 form is to provide 21 a full audit trail of the firearms authority forms. 22 A. So, yes, I agree, there should be that full audit trail. 23 However, it would be replication of DCI Williams and 24 what he put down, exactly what he put down in the FA2 25 would be exactly what he put down in the FA1.</p> <p style="text-align: center;">Page 96</p>

<p>1 Q. Do you consider appropriate in this case that there was 2 no FA1 form completed? 3 A. From the point of bureaucracy, yes. 4 Q. Could we put up, please, IPC80, Mr Coates, at page 2. 5 I just want to us read together paragraphs 6.39 and 6 6.40: 7 "Any officer may make an application for the 8 authorisation of a firearms application on form FA1, 9 available via the intranet forms site. However, in 10 practice it is only like to be made by an officer after 11 consultation with their respective SLT. This form must 12 then be submitted for assessment as to whether it meets 13 the criteria for a firearms operation. The form should 14 be as comprehensive as possible and should be 15 accompanied by an oral briefing by the officer applying 16 to the officer assessing. The assessing officer must be 17 satisfied that there is a need for the police use of 18 firearms and to this end must ask probing questions of 19 the applicant to establish ..." 20 Pausing there, what you are explaining, Mr Turner, 21 is that the officer applying and the officer assessing 22 was the same person? 23 A. Yes. 24 Q. "It is recognised that where rapidly emerging 25 intelligence requires an armed response, it may not be</p> <p style="text-align: center;">Page 97</p>	<p>1 possible to complete an FA1 as fully as when more time 2 is available. In these circumstances, the minimum 3 expectation is that the information and intelligence 4 driving the need for the deployment of armed officers is 5 shared with the on duty SCO19 TFC, who will brief the 6 SCO19 SFC to gain authority. A full FA1 should be 7 completed as soon as is subsequently practicable, 8 requesting units should ensure that form FA1 is overseen 9 by a supervisor prior to submission and that the 10 originating OCU's SLT are informed of the request for 11 an armed deployment." 12 Thank you, could we take that down, please. 13 As I have established with you, I think you accept 14 that strictly speaking an FA1 should have been 15 completed, but in circumstances where the applying 16 officer is the same as the assessing officer, in your 17 view, it is a duplication of work? 18 A. It would be a duplication and obviously going back to 19 that SOP, Mr Williams is obviously the SLT as well, so 20 I don't think that really takes into account. 21 Q. But it does leave a gap in the audit process? 22 A. I don't think it leaves a gap, because it would have 23 been replication. It would have just been a replication 24 with a form submitted. 25 Q. Right.</p> <p style="text-align: center;">Page 98</p>
<p>1 Can we look at IPC1078, please. 2 This was an email on 4 December: 3 "Please find attached authority for Operation Ankaa 4 for deployment on Monday, 7 December using armed assets 5 from SCO19 as a contingency to a TSU deployment. 6 Authorised Friday, 4 December at 2 pm." 7 This email is being sent at 3.20. 8 A. Yes. 9 Q. Do you recollect this email? 10 A. No, not specifically but now it is up there, normally my 11 practice is to send all my FA forms off to the SCO19 12 mailbox, and obviously include TAC advisers, the SIO and 13 also the TFC. 14 Q. So your authority had been completed, I think, or rather 15 provided, at 2.00 pm on Friday, 4 December. 16 For how long had you considered the provision of 17 that authorisation prior to giving it? In other words, 18 how long had you had the FA2 application form on your 19 desk and for how long did you consider that before 20 providing the authorisation? 21 A. I cannot recall. 22 Q. Right. 23 How long would it take you normally to complete 24 an FA3 document? 25 A. It depends upon – if it is something like a TSU</p> <p style="text-align: center;">Page 99</p>	<p>1 deployment, I would say is quite a simple deployment in 2 my view, obviously, of everything I need to assess and 3 what I need to look at. 4 Q. Yes, so certainly more straightforward and less involved 5 than the subsequent application for the deployment on 6 11 December? 7 A. Yes, sir, yes. 8 Q. Would you have part of your FA3 document filled in 9 already, in anticipation of receiving an FA2? 10 A. Sometimes, yes. 11 Q. Right. 12 On this occasion, doing the best you can, how long 13 do you think you have considered the FA2 document before 14 providing your deployment, your authorisation? 15 A. I really couldn't assist, on the basis that sometimes 16 I might get interrupted in relation to doing the 17 authority, it is quite busy in relation to that role, so 18 I apologise, I can't really assist. 19 Q. All right, well let's have a look at the FA2 form, 20 please, at IPC1080. 21 Next page, please. 22 This was the FA2 document that you received on 23 4 December. We can see the date that it was completed 24 is in the top left-hand corner, do you see that? 25 A. Yes, I do.</p> <p style="text-align: center;">Page 100</p>

25 (Pages 97 to 100)

<p>1 Q. Two boxes down from that date of commencement, we see 2 the following words "Operation Morguld"?</p> <p>3 A. Yes.</p> <p>4 Q. When this document came across your desk on 4 December, 5 did you notice that, according to the frontispiece, it 6 related to a different operation?</p> <p>7 A. On this deployment, no, I didn't, but if I may? 8 The forms get inherently corrupted. I do send -- 9 I did I think I had sent an Operation Morguld, because 10 I was the SFC on Operation Morguld, a copy to 11 Mr Williams, in order that he had a copy that was 12 workable. Hence why Operation Morguld still obviously 13 appears on that. Does that make sense?</p> <p>14 Q. I am not sure it does. Are you suggesting, Mr Turner, 15 that you sent an FA2 form from a different operation to 16 Mr Williams for him to copy?</p> <p>17 A. Not to copy, yeah, only on the basis that the formatting 18 of the forms, yeah, in order that he could get a clear 19 version of the actual format of the forms. Not by any 20 stretch of the imagination to copy any of it, because it 21 didn't relate to the operation.</p> <p>22 Q. Are these forms not provided in their skeleton format to 23 be filled in?</p> <p>24 A. They are, and then on occasions the formatting of it 25 does create some glitches and some issues.</p> <p style="text-align: center;">Page 101</p>	<p>1 Q. What do you mean by that?</p> <p>2 A. It is difficult for the officers to fill out, we have 3 made reference to the College in relation to the FA 4 forms on a number of occasions.</p> <p>5 Q. So rather than inviting him to fill out an empty form, 6 you sent to him, by email?</p> <p>7 A. It is -- and I have been trying to find that email and 8 unfortunately I can't, but can I just put some clarity 9 around it, this was for the fact, yeah, that it was 10 a form that could be easily formulated, not taking the 11 information or the detail or the information from that 12 form.</p> <p>13 Q. Well, he didn't follow your instructions, because here 14 we see that it bears some -- the name of another 15 operation, so it does, at least so far as that is 16 concerned, bear information from another operation, 17 doesn't it?</p> <p>18 A. It does, just with the operation name, yes.</p> <p>19 Q. When you received this, Mr Turner, did you go back to 20 Mr Williams and say you have sent it with the wrong 21 operation name on it?</p> <p>22 A. I didn't, unfortunately, sir, notice it on the first 23 occasion, and then the second occasion I did, with some 24 other amendments that I asked Mr Williams to make as 25 well.</p> <p style="text-align: center;">Page 102</p>
<p>1 THE CHAIRMAN: You said you cannot find the email, can we go 2 back to the email trail of 4 December.</p> <p>3 MS BLACKWELL: Yes, we can if you will just give me 4 a moment.</p> <p>5 THE CHAIRMAN: 1078.</p> <p>6 MS BLACKWELL: Yes, it is IPC1078, please.</p> <p>7 THE CHAIRMAN: 001.</p> <p>8 MS BLACKWELL: Yes.</p> <p>9 THE CHAIRMAN: What is the email at the bottom there? When 10 was that sent? By whom and to whom?</p> <p>11 MS BLACKWELL: I think that is Mr Williams sending to you, 12 Mr Turner, the completed FA2 form, isn't it?</p> <p>13 A. Correct, sir, yes.</p> <p>14 THE CHAIRMAN: When was it sent?</p> <p>15 MS BLACKWELL: We do have that information and we will 16 provide it to you, sir.</p> <p>17 THE CHAIRMAN: Thank you.</p> <p>18 MS BLACKWELL: That might give us some indication of the 19 period of time during which you would have been able to 20 consider the contents of the FA2, together with any 21 other work which you were doing, which I accept might 22 have also taken place.</p> <p>23 Could we go back to the form, please, at IPC1080.</p> <p>24 In fact, sorry, Mr Coates, before we do that, could 25 we go to MPS3984, page 9.</p> <p style="text-align: center;">Page 103</p>	<p>1 If you just give me a moment, please, this appears 2 in our hard copy bundle, sir, at page -- I think that is 3 page 10, Mr Coates. Could we go to page 9. Page 9 is 4 at the top.</p> <p>5 This is at our page 209, sir, in our hard copy 6 bundle.</p> <p>7 THE CHAIRMAN: Thank you.</p> <p>8 MS BLACKWELL: My copy of this page is headed "Firearms 9 operational deployment evidence matrix".</p> <p>10 We can take this down, please, Mr Coates. I am 11 simply going to read to you what appears on this 12 schedule, Mr Turner, and it relates to your involvement 13 with Operation Morguld.</p> <p>14 A. Hmm.</p> <p>15 Q. We know that it was an operation that you authorised on 16 6 August 2015; does that sound about right?</p> <p>17 A. Sorry, sir, I mean I will take -- I understand that is 18 the case.</p> <p>19 Q. Others will correct me if I am wrong. It was a series 20 of 10 deployments:</p> <p>21 "It was an ongoing investigation into an OCN 22 believed to be responsible for commercial robberies in 23 the west end of London, predominantly in the boroughs of 24 Westminster, Kensington and Chelsea, it was a large OCN 25 who were known to commit a variety of other offences,</p> <p style="text-align: center;">Page 104</p>

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<p>1 including commercial smash and grab robberies." 2 The outcome was: 3 "Numerous cross-border protocols established." 4 The only reason that I take us to this document is, 5 firstly, to confirm the date upon which your involvement 6 with Morguld was relevant, so it was several months 7 before Operation Ankaa but in the same year? 8 A. Yes. 9 Q. Secondly, for us to recognise that this was another 10 operation into an OCN, so an organised crime network. 11 It leads me to ask you this: do you think that you chose 12 this particular operation's FA forms because they 13 related to an OCN and because therefore it wasn't just 14 the format of the form but also some of the contents of 15 the form that you thought might be relevant to this 16 operation? 17 A. No, definitely -- I mean every single operation that 18 I authorise was obviously attributed to organised crime 19 networks. So this didn't stick out particularly in 20 relation to -- I'm sorry, I can't really assist, it was 21 almost six years ago, Operation Morguld, so I can't 22 really assist -- 23 THE CHAIRMAN: I think you are being asked about 24 a principle, rather than. 25 A. The principle --</p> <p style="text-align: center;">Page 105</p>	<p>1 THE CHAIRMAN: Just a moment, please. 2 You are being asked about how it came to pass that 3 an FA2 in relation to another operation came to be used 4 in this operation. I don't think you are being asked 5 for the details of Operation Morguld, and no one is 6 expecting you to remember it. 7 A. Thank you, sir. 8 THE CHAIRMAN: Ms Blackwell? 9 MS BLACKWELL: My question was: do you think that you chose 10 that particular form because it related to 11 considerations of another OCN that may have been 12 relevant and applicable to this operation? 13 A. No, sir, no. 14 THE CHAIRMAN: But it was chosen why? Because of issues 15 with regard to formatting or -- 16 A. Formatting of the actual forms. 17 Sir, if I could probably put it into a little bit of 18 context, the forms are downloaded from the intranet 19 which is our internal system, on a number of occasions, 20 where there is not dropdown boxes as in they give 21 options, but sometimes it just doesn't format correctly. 22 Inherently I think, and hopefully it has been documented 23 within some of the strategic firearms meetings we have 24 had, we do have some particular problems or did have -- 25 I don't know now -- in relation to how they are</p> <p style="text-align: center;">Page 106</p>
<p>1 formatted and because they quite often you will not 2 capture everything that the officer has written down. 3 THE CHAIRMAN: Really what you were trying to do was you 4 were trying to help? 5 A. I was trying to be helpful, sir. 6 THE CHAIRMAN: Presumably the tactical firearms commander 7 would be, as it were, perfectly aware of the problems 8 which existed and that you were trying to help? 9 A. I was trying to be helpful, sir. 10 THE CHAIRMAN: Yes. 11 MS BLACKWELL: By this time, so beginning of December 2015, 12 how many FA3 forms had you completed in your career? 13 A. I mean we can go back to the start, but a number. 14 Q. Can you do better than that, please, Mr Turner? 15 A. Sorry, I mean, 200 plus. 16 Q. 200 plus. Had you ever done this before? That is send 17 a completed form for a different operation to a TFC 18 inviting them to use that as a template? 19 A. Not that I am aware of. I can't remember -- I can't 20 remember doing it, but if I can just go back to the very 21 crux and context of it, I was trying to be helpful to 22 the TFC in relation to this and it was an inherent 23 problem with the actual forms, and that was 24 recognised -- quite recognised as far as I can recall. 25 Q. If it was an inherent problem with the forms, why had</p> <p style="text-align: center;">Page 107</p>	<p>1 you not done this before, why had you not felt the need 2 to do this before? 3 A. I didn't say that I hadn't done it before, I can't 4 recall whether I had done it before. 5 Q. Sorry, I -- 6 A. Sorry, I don't want to confuse the issues around it. 7 Q. No, of course. 8 A. It was a problem, I tried to be helpful to overcome the 9 problem. 10 Q. Right. Well, can you help us with this. Were you in 11 the habit of doing it this, as an SFC, sending 12 a completed form to a TFC? 13 A. No, not unless there was a particular problem with it. 14 Q. The particular problem with this operation was the 15 formatting? 16 A. Not with the operation, not with the operation, it was 17 a problem with the forms. 18 Q. Was there anything about Mr Williams's ability to fill 19 in the forms that caused you to want to help him in this 20 way? 21 A. No, none whatsoever. We haven't gone on to the 22 experience of DCI Williams, but DCI Williams is 23 an extremely experienced detective, experienced TFC, and 24 all round officer. 25 Q. All right.</p> <p style="text-align: center;">Page 108</p>

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<p>1 We have asked for the MPS to provide us with the</p> <p>2 Operation Morguld FA forms, so the FA2, and the FA3.</p> <p>3 Will we find that they bear a striking similarity to</p> <p>4 the FA2 and FA3 forms in this operation?</p> <p>5 A. I have not looked at Morguld. I have supplied all of</p> <p>6 the Morguld FA forms. I would say that there would be</p> <p>7 in the areas of legislation, because they are generic,</p> <p>8 but relevant to the actual operation, there will be --</p> <p>9 there will be similarities, because that is legislation,</p> <p>10 but other than that, there wouldn't be -- you know, it</p> <p>11 is bespoke to the actual deployment.</p> <p>12 Q. Right. When did you provide those forms to the MPS?</p> <p>13 Recently?</p> <p>14 A. In relation to Morguld?</p> <p>15 Q. Yes.</p> <p>16 A. I think it was on Sunday.</p> <p>17 Q. Right, thank you. I think that is probably following</p> <p>18 our request for them.</p> <p>19 A. Yes.</p> <p>20 And sorry, sir, just for clarity, they were just the</p> <p>21 FA3 forms. I didn't have access to all the FA2 forms,</p> <p>22 in fact none. So it was only the FA3 forms that I kept.</p> <p>23 Q. Right. Why did you not have access to the FA2 forms?</p> <p>24 A. Because inherently they would have been put on to emails</p> <p>25 and unfortunately they had been -- we have gone on to</p> <p style="text-align: center;">Page 109</p>	<p>1 a different platform internally and I have tried to</p> <p>2 recover, but unfortunately I cannot recover the</p> <p>3 particular email I would have sent to Mr Williams or any</p> <p>4 of the FA2s.</p> <p>5 Q. Thank you.</p> <p>6 Could we put up, please, Mr Coates, MPS3766.</p> <p>7 Sir, I am attempting to display the email that was</p> <p>8 sent by Mr Williams to Mr Turner that contained as</p> <p>9 an attachment the FA2 document. We will over the</p> <p>10 luncheon adjournment endeavour to arrange for that to be</p> <p>11 done but for your note, sir, the email containing the</p> <p>12 FA2 was sent to Mr Turner at 12.53 pm on 4 December.</p> <p>13 THE CHAIRMAN: Yes.</p> <p>14 MS BLACKWELL: So, if we please display IPC1078, thank you.</p> <p>15 It was about two hours and 20 minutes before you sent</p> <p>16 your authorisation. Does that help you in establishing</p> <p>17 the period of time during which you could consider --</p> <p>18 A. Consider the content? Whether or not any of that was</p> <p>19 prepared beforehand, excuse me, unfortunately I cannot</p> <p>20 assist the inquiry.</p> <p>21 MS BLACKWELL: Thank you, Mr Turner.</p> <p>22 We will pause there, if we may, sir, and turn to the</p> <p>23 content of the documents this afternoon.</p> <p>24 THE CHAIRMAN: Certainly.</p> <p>25 MS BLACKWELL: Sir, I don't anticipate we will reach a point</p> <p style="text-align: center;">Page 110</p>
<p>1 today where we will begin the evidence of S48.</p> <p>2 THE CHAIRMAN: Right.</p> <p>3 MS BLACKWELL: So could we formally put him back to</p> <p>4 tomorrow, please?</p> <p>5 THE CHAIRMAN: Yes. Particularly if there is a request, as</p> <p>6 it were, to use the time to assist the MPS --</p> <p>7 MS BLACKWELL: Yes.</p> <p>8 THE CHAIRMAN: -- to resolve the outstanding issues in</p> <p>9 relation to the expert evidence.</p> <p>10 MS BLACKWELL: Thank you.</p> <p>11 THE CHAIRMAN: Yes.</p> <p>12 So 1.50. Thank you.</p> <p>13 (1.00 pm)</p> <p>14 (The Luncheon Adjournment)</p> <p>15 (1.50 pm)</p> <p>16 THE CHAIRMAN: Thank you.</p> <p>17 Yes.</p> <p>18 MS BLACKWELL: Thank you, sir.</p> <p>19 Mr Turner, before we broke for lunch, we were</p> <p>20 discussing your involvement in Operation Morguld, and</p> <p>21 you were telling us that you had sent a copy of an FA2</p> <p>22 form from that operation to Mr Williams?</p> <p>23 A. I believe so, yes.</p> <p>24 Q. You confirmed that although you have been able to find</p> <p>25 the FA3 forms that you completed for Operation Morguld,</p> <p style="text-align: center;">Page 111</p>	<p>1 you have not been able to locate the FA2 forms?</p> <p>2 A. That is correct, they would have been sent off in</p> <p>3 subsequent emails to what we would have referred to as</p> <p>4 the SCO19 mailbox. I am of a practice that I save all</p> <p>5 of my FA3s, I don't save other TFC's FA2s.</p> <p>6 Q. So it is not a question of you saving them and then</p> <p>7 deleting them at the end of the operation, you don't</p> <p>8 save them at all?</p> <p>9 A. No, I don't. I keep the FA3s myself.</p> <p>10 Q. So how would you complete the FA3 form without saving</p> <p>11 the FA2 form? Could you take us through the</p> <p>12 practicalities of how you complete your FA3 form without</p> <p>13 having a copy of the FA2 form to refer to?</p> <p>14 A. Oh, no, sorry, perhaps I am not explaining myself</p> <p>15 correctly.</p> <p>16 I would complete my FA3, obviously with the FA2, but</p> <p>17 in my own personal file I keep a record of all my FA3s.</p> <p>18 I don't -- I then send off the FA2 and FA3, once I have</p> <p>19 authorised an operation but then I don't subsequently</p> <p>20 save the FA2s in my own personal files. Does that make</p> <p>21 sense?</p> <p>22 Q. I am not sure I necessarily follow.</p> <p>23 Do you keep the document open on your computer, the</p> <p>24 FA2, whilst you are filling in your FA3 without saving</p> <p>25 it? Or are you talking about saving it to a different</p> <p style="text-align: center;">Page 112</p>

<p>1 place?</p> <p>2 A. No, sorry. So I keep all my FA3s. Yes, in a saved</p> <p>3 folder, so I have done that for several years. The FA2,</p> <p>4 given to me by numerous TFCs, yes, I don't retain.</p> <p>5 I don't keep.</p> <p>6 Q. Right.</p> <p>7 A. However, the SCO19 mailbox, as we have seen from other</p> <p>8 previous emails, I send off to, the FA2 and the FA3, and</p> <p>9 sometimes the FA5 as well, so they retain a corporate</p> <p>10 record of all of the FA2s and FA3s and obviously</p> <p>11 authorities.</p> <p>12 Q. So we would be able to approach them?</p> <p>13 A. I hope so, yes. They should be retained.</p> <p>14 Q. Thank you.</p> <p>15 THE CHAIRMAN: You told us that, in this case, you sent</p> <p>16 a copy of the Operation Morguld FA2 to Mr Williams, who</p> <p>17 was the TFC. But you hadn't kept a copy of the FA2?</p> <p>18 A. No, not subsequently going forward, sir, no, I didn't.</p> <p>19 THE CHAIRMAN: So when --</p> <p>20 A. So I would have had that on my email inbox, but</p> <p>21 I wouldn't have particularly saved those to my own</p> <p>22 personal file.</p> <p>23 THE CHAIRMAN: So you had to sort of go through your inbox</p> <p>24 to find the FA2 that you thought might help Mr Williams;</p> <p>25 is that right?</p> <p style="text-align: center;">Page 113</p>	<p>1 A. Well, a file, a format, yes, that wasn't unformatted, to</p> <p>2 assist DCI Williams.</p> <p>3 THE CHAIRMAN: Thank you.</p> <p>4 MS BLACKWELL: So you had kept a copy of the FA2 for</p> <p>5 Morguld, that was on your system at the time that you</p> <p>6 were able to send it to him?</p> <p>7 A. Two distinct parts, if I can assist. One that is in my</p> <p>8 email, yes, not in my saved folders.</p> <p>9 Q. Okay, and that is where you extracted it from to send it</p> <p>10 to him?</p> <p>11 A. From the emails, yes, because I don't save them.</p> <p>12 Q. Thank you.</p> <p>13 Let's look at the FA2 form that he sent to you, we</p> <p>14 have looked at the first page already, it is IPC1080,</p> <p>15 please.</p> <p>16 Thank you, if we go to page 3.</p> <p>17 We can see under the information/intelligence box,</p> <p>18 that there is information setting out that Operation</p> <p>19 Ankaa is:</p> <p>20 "A proactive operation being conducted by the</p> <p>21 central task force at Barking in response to reliable</p> <p>22 intelligence that there is an ongoing conspiracy to</p> <p>23 assist Izzet Eren in escaping from custody on Friday,</p> <p>24 11 December, when due to appear at Wood Green Crown</p> <p>25 Court. Intelligence indicates that those engaged in</p> <p style="text-align: center;">Page 114</p>
<p>1 this criminal conspiracy have access to a stolen vehicle</p> <p>2 for use in the commission of this offence and also have</p> <p>3 access to firearms for the same purposes.</p> <p>4 "The operational team have identified this vehicle,</p> <p>5 a lost or stolen Audi A6, which has been parked in</p> <p>6 an off-street car park in Eastern Road, Wood Green, N22.</p> <p>7 That vehicle is currently displaying false registration</p> <p>8 plates [they are given] to assist the operational</p> <p>9 response to this threat authority has been granted under</p> <p>10 a separate authority to deploy covert equipment on this</p> <p>11 vehicle."</p> <p>12 Let's just pause there. By the time this form was</p> <p>13 sent to you on 4 December, had there been authority</p> <p>14 provided, or granted, under a separate authority to</p> <p>15 deploy covert equipment on the vehicle?</p> <p>16 A. I am unaware, I didn't see the part 3 intrusive and</p> <p>17 part 3 in relation to it, so I am unaware. I had to</p> <p>18 take that from the briefing as per the briefing from the</p> <p>19 TFC intelligence from the FA2 that was sent to me by</p> <p>20 DCI Williams.</p> <p>21 Q. You assumed that in relation to at least part of the</p> <p>22 deployment, covert equipment, that there had been</p> <p>23 authority granted for at least part of it?</p> <p>24 A. As far as I was aware, yes.</p> <p>25 Q. I think that may have related to a tracker device?</p> <p style="text-align: center;">Page 115</p>	<p>1 A. It may have done. I was aware that there was, as</p> <p>2 I mentioned before, numerous really sensitive covert</p> <p>3 methodology put in place to get control of the vehicle,</p> <p>4 whether it be a probe, whether it be a tracker, in order</p> <p>5 to start plugging the gaps that we started to speak</p> <p>6 about.</p> <p>7 Q. Although we can see that, according to this copy, the</p> <p>8 date that this part of the form is filled in, it says</p> <p>9 4 February 2015, we know that it is 4 December, don't</p> <p>10 we?</p> <p>11 A. We do, yes.</p> <p>12 Q. So that appears to be an error.</p> <p>13 We can also see that the intelligence on this form</p> <p>14 has been graded A1 by Mr Williams. What did you take</p> <p>15 that to mean?</p> <p>16 A. That some of that information was known fully to the</p> <p>17 officer himself. However, I think it was a mix of other</p> <p>18 intelligence within the briefing, as well.</p> <p>19 Q. Right, so when we see the grading of A1, would it have</p> <p>20 been obvious to you as you were reading this document,</p> <p>21 that that grading only related to some and not all of</p> <p>22 the intelligence?</p> <p>23 A. Yes.</p> <p>24 Q. How so?</p> <p>25 A. Only because I was aware that DCI Williams was actually</p> <p style="text-align: center;">Page 116</p>

<p>1 present at some of -- at the arrest that took place.</p> <p>2 Q. Right.</p> <p>3 A. However, some of the information/intelligence that was</p> <p>4 passed to us would have been graded by an outside</p> <p>5 agency.</p> <p>6 Q. Right, okay, so really the grading A1 should appear next</p> <p>7 to the first box only on that form, shouldn't it,</p> <p>8 because that is the only --</p> <p>9 A. Correct.</p> <p>10 Q. -- matter that relates to a personal knowledge of</p> <p>11 Mr Williams?</p> <p>12 A. Correct, yes. Yes.</p> <p>13 Q. Were you able to assess what the grading of the rest of</p> <p>14 the intelligence on this page was?</p> <p>15 A. I knew its origin.</p> <p>16 Q. Right. Okay.</p> <p>17 Going back to the form:</p> <p>18 "This deployment will be conducted in situ during</p> <p>19 daylight hours by unarmed TSU operatives supported by</p> <p>20 unarmed surveillance operatives from the central task</p> <p>21 force. Whilst surveillance will be conducted on Ozcan</p> <p>22 Eren, who is the organiser of the escape plot, to ensure</p> <p>23 he is under control, the identity and location of other</p> <p>24 co-conspirators is unknown and therefore the same</p> <p>25 applies as to their risk. The Erens represent the</p> <p style="text-align: center;">Page 117</p>	<p>1 Tottenham side of a long-running feud with the rival</p> <p>2 Hackney Turks, which has seen numerous shootings and</p> <p>3 murders dating back to 2009 in both London and Turkey."</p> <p>4 Can we go to the next page, please:</p> <p>5 "Intelligence this week has indicated that</p> <p>6 Sinan Ozger has been engaged in the movement and</p> <p>7 safekeeping of firearms and it was Ozger who performed</p> <p>8 this same function prior to Izzet Eren's arrest in</p> <p>9 possession of a loaded Skorpion sub-machine gun on</p> <p>10 13 October.</p> <p>11 "I have reviewed the intelligence, threat assessment</p> <p>12 and strategy in line with the NDM. I take the view that</p> <p>13 the rationale for the deployment of a limited firearms</p> <p>14 contingency has been met, in that I have grounds to</p> <p>15 suspect that the subjects and associates will have</p> <p>16 possession of firearms or immediate access to firearms.</p> <p>17 "I have reviewed whether there are any other</p> <p>18 operational opportunities currently available to</p> <p>19 effectively respond to this intelligence and remove the</p> <p>20 threat prior to the deployment and there are none."</p> <p>21 Then we see that you are identified as the SFC,</p> <p>22 Mr Williams is the TFC, S48 is the tactical adviser, SIO</p> <p>23 is Rob Murray and the case officer is DC Gary Kinch.</p> <p>24 That was the information that you received on</p> <p>25 4 December in relation to the intelligence and</p> <p style="text-align: center;">Page 118</p>
<p>1 information relating to this application?</p> <p>2 A. Yes, sir.</p> <p>3 Q. Thank you.</p> <p>4 Can we put up, please, next to this document, the</p> <p>5 document IPC1079.</p> <p>6 THE CHAIRMAN: It is the FA3.</p> <p>7 MS BLACKWELL: Yes, this is the FA3 that you completed. At</p> <p>8 page 4, please.</p> <p>9 Can we go back to the previous page, on IPC1080, so</p> <p>10 can we go back to page 3.</p> <p>11 It very much looks as if you have transposed the</p> <p>12 briefing from the FA2 to the FA3. That would, some</p> <p>13 might think, make perfect sense because there is</p> <p>14 absolutely no point in you sitting and typing out</p> <p>15 something for the sake of it.</p> <p>16 Is this the correct procedure, you consider or on</p> <p>17 this occasion you considered the information and</p> <p>18 intelligence received, you thought about it, you</p> <p>19 analysed it and then once you accepted that that was</p> <p>20 relevant and it was appropriate for you to transpose it</p> <p>21 onto your form, you did a cut and paste exercise?</p> <p>22 A. Yes, because it is relevant to the deployment. Nothing</p> <p>23 had changed and there had been no further update apart</p> <p>24 from that was received in the previous FA2, so it made</p> <p>25 common sense in order to do that.</p> <p style="text-align: center;">Page 119</p>	<p>1 Q. Yes, thank you.</p> <p>2 Now, could we go on the first document, 1080, to</p> <p>3 page 14, please.</p> <p>4 Could we go to page 9 on 1079.</p> <p>5 The FA2 identifies the initial working strategy in</p> <p>6 the way in which we see on the left-hand side of our</p> <p>7 display, and it says:</p> <p>8 "The overarching principle is the preservation of</p> <p>9 life in protection of the public, police and any unknown</p> <p>10 subjects. The aim is to protect the public in the most</p> <p>11 appropriate method balancing the risk of harm and the</p> <p>12 public in the short and longer term."</p> <p>13 Then there are three identifiable principles which</p> <p>14 are:</p> <p>15 "Minimise risk to potential general public.</p> <p>16 "Maximise the safety to TSU operatives."</p> <p>17 And:</p> <p>18 "Maximise the safety of police officers deployed."</p> <p>19 On your form, the FA3, there appears to have been</p> <p>20 a difference, in relation to the threats and risk --</p> <p>21 there have been two added and there is a difference in</p> <p>22 terms of the order in which they appear.</p> <p>23 Firstly, Mr Turner, can you confirm that the order</p> <p>24 in which these threats and risks and overarching</p> <p>25 principles are displayed, are in order of priority?</p> <p style="text-align: center;">Page 120</p>

<p>1 A. So in relation to obviously on the screen to the 2 right-hand side, they are -- what I meant by potential 3 victim was meant to be the public. 4 THE CHAIRMAN: I think the question was are they in order of 5 priority? 6 A. No, they are not. 7 THE CHAIRMAN: Thank you. 8 A. However -- 9 MS BLACKWELL: Just before you go on. Would it surprise you 10 to learn that Mr Williams said that they were in his 11 mind in order of priority? 12 A. No, it wouldn't. But if you refer back to the 13 threat/risk assessment and down the right-hand side, 14 there is an agreed hierarchical numbering, both of the 15 FA2 and FA3 refer to that. Actually they match, it is 16 just in this box I failed to put that in exact 17 hierarchical order. 18 MS BLACKWELL: Is so is your evidence that they should be in 19 priority but you didn't do that? 20 A. Yes, and mirroring the FA2 from the TFC as well. But if 21 we could go back to the threat/risk assessment, and down 22 the right-hand side, there is an agreed hierarchical 23 order that matches both. So there could be no doubt 24 that I adopted the threat/risk assessment within the FA2 25 and FA3.</p> <p style="text-align: center;">Page 121</p>	<p>1 Q. Right, so -- 2 THE CHAIRMAN: Where do we find that, sorry? 3 MS BLACKWELL: We are looking in your form, are we, 4 Mr Turner, on the FA3? 5 A. Yes. 6 Q. On document 1079, if we can go back to page 3, please, 7 and to the next page, and to the next page, and to the 8 next page, there we are, this is the beginning of the 9 threat and risk, isn't it? 10 A. Yes. 11 Q. Sorry, go on. 12 A. So if you can see down the right-hand side, there is 13 "Final order" and it is: general public, 1; TSU 14 engineers, 2; police surveillance officers, 3; armed 15 officers, 4. 16 Q. If we go on to page 9, please, Mr Coates, the order has 17 changed and there is an additional one here. 18 A. Yes. 19 Q. How has that happened? 20 A. I cannot answer that, but was in my own mind that 21 I obviously was adopting the threat and risk assessment 22 from the FA2, that that is filled out incorrectly in 23 relation to one, hierarchy and also terminology because 24 I would have adopted the threat and risk assessment from 25 the start.</p> <p style="text-align: center;">Page 122</p>
<p>1 Q. Mr Coates, could we go back and look at the threat and 2 risk assessments in relation to the FA2 document, which 3 is on the left-hand side, 1080. If we could go back to 4 page 8, please. 5 Further back. Right, so if we go to page 8 again, 6 there appears to be four identifiable individuals or 7 groups at risk here: The public, the engineers, unarmed 8 police and armed police. Is that right? 9 A. Correct, yes. 10 Q. Could we go forwards, please. Then we have general 11 public, and next page, please, TSU engineers, unarmed 12 surveillance and armed surveillance officers. 13 Can we go to the next page. There is the armed ones 14 and the next page, and the next page, and the next page. 15 So general public, TSU operatives, police officers 16 both armed and unarmed. And on your threat and risk 17 assessment: 18 "Any potential victim, general public, police 19 officers and TSU staff together, unidentified suspects, 20 and identify, locate, contain and neutralise the threat 21 posed by the unknown subjects." 22 That bears very little resemblance to what we see on 23 the left-hand side, doesn't it? 24 A. It does, but then I take you back to the threat and risk 25 assessment and my priority order matches that of the FA2</p> <p style="text-align: center;">Page 123</p>	<p>1 that DCI Williams sent me. 2 Q. I ask you again, how is it that this page has at least 3 three, possibly four, differences to what appears 4 earlier on in your form? 5 A. That is incorrect, and it should have mirrored pages 6 6 and -- 7 THE CHAIRMAN: I think we have established that it does 8 contain differences. You are being asked why it 9 contains differences? 10 A. I can't answer that, I apologise. I can't answer why it 11 is different but it should, it should, be exactly as 12 I've got on page 6 and page 7. 13 MS BLACKWELL: Is it because you cut and pasted this page 14 from a different operation? 15 A. No. 16 Q. Could we go to the next page, please, on the right-hand 17 side, document 1079. 18 Thank you. 19 This is of interest, because at the bottom of this 20 page, we see the time at which you provided your 21 authority and it is 1400 hours on 4/12. We know from 22 information that was provided to the inquiry this 23 morning that you received the FA2 form about an hour 24 before, so although you didn't send it on until 3.20, 25 you certified your authority at 2.00.</p> <p style="text-align: center;">Page 124</p>

31 (Pages 121 to 124)

<p>1 Do you think that, in order to save some time, you 2 may have cut and pasted pages from other operations into 3 your document?</p> <p>4 A. No. I don't. There is a generic -- I think I mentioned 5 it this morning, particularly if we look at powers, 6 policy and considerations, which would be bespoke to 7 each operation, which would be generic in my FA3. But 8 I do not cut and paste and didn't cut and paste on this 9 occasion, because I am so wary of those issues but 10 obviously there are some generic stuff that make common 11 sense in order to --</p> <p>12 Q. Yes, absolutely, and we will look at that now, and there 13 is every reason for understanding your decision making 14 there, as I have already said, there is no point in 15 simply typing something out for the sake of it, when it 16 is a generic matter, within one of these forms, but what 17 we have just looked at could not be more operationally 18 specific, could it, the threats and risks?</p> <p>19 A. No, it couldn't, but as I have explained that should 20 have reflected the agreed final order, which I've got, 21 which obviously mirrors the TFC's.</p> <p>22 Q. Thank you.</p> <p>23 Can we on the left-hand document, please, Mr Coates, 24 1079, go to page 11 and can we go to page 16 in the 25 other document.</p> <p style="text-align: center;">Page 125</p>	<p>1 THE CHAIRMAN: We are looking at the FA2 on the left and the 2 FA3 on the right?</p> <p>3 MS BLACKWELL: I am so sorry, I've got those numbers mixed 4 up. Can we go to page 16 on the left-hand side and 5 page 11 on the right.</p> <p>6 THE CHAIRMAN: 16 of the FA2 and 11 of the FA3?</p> <p>7 MS BLACKWELL: Yes, I am so sorry, sir.</p> <p>8 THE CHAIRMAN: Thank you.</p> <p>9 MS BLACKWELL: On the left-hand side, we can see that 10 Mr Williams has chosen to simply reflect the title of 11 those various pieces of legislation and guidance. 12 On the right-hand side, you have chosen to put in 13 more information in relation to each of them?</p> <p>14 A. That's correct, sir, yes.</p> <p>15 Q. This was not cut and pasted from the FA2 to the FA3, was 16 it?</p> <p>17 A. No, that is -- so, they are generic but relevant --</p> <p>18 Q. Yes.</p> <p>19 A. -- to the operation. But, yes, they will be general 20 ones that I would use in my firearms authority. If 21 there was a need to be specific, and because this is 22 a crime in action of different -- I have to be quite 23 generic in the legislatively areas I would depict to put 24 in the FA3.</p> <p>25 Q. Do you know from where you have cut and pasted that?</p> <p style="text-align: center;">Page 126</p>
<p>1 A. No, I wouldn't. They are general principles that 2 I would have used throughout the whole period of time of 3 being a SFC.</p> <p>4 Q. Did you keep within your folders on your computer 5 a template for powers and policy considerations?</p> <p>6 A. I would have kept the template for powers and policies, 7 yes.</p> <p>8 Q. Then you would have pasted it into this document?</p> <p>9 A. Yes, it would have been.</p> <p>10 Q. Right. Does that mean that there should be a concern 11 that you haven't given these policies and pieces of 12 legislation full consideration?</p> <p>13 A. No, in my view, they are always -- they are general 14 policies and they are general points of law. Which were 15 absolutely embedded within the SFC training, of which we 16 dealt with on a permanent basis, there were general 17 areas of law, general areas of SOP and general areas of 18 direction.</p> <p>19 Q. Thank you.</p> <p>20 Mr Coates, please could we put up page 22 of 1080 21 and page 13 of 1079.</p> <p>22 Again, you have read and considered the proposed 23 options and plan provided to you by Mr Williams and the 24 rationale, and you have cut and pasted that across 25 because, presumably having considered it you have found</p> <p style="text-align: center;">Page 127</p>	<p>1 it acceptable?</p> <p>2 A. And have agreed it, yes.</p> <p>3 Q. Yes, and you have agreed it.</p> <p>4 In terms of the rationale:</p> <p>5 "The rationale is completed after consideration of 6 the following factors. 7 "The current intelligence and information about the 8 operation and subjects. 9 "The strategic intention, operation policing 10 objectives and threat assessment. 11 "The resources available at this time. 12 "Guidance contained in the authorised professional 13 practice armed policing module. 14 "MPS policy." 15 Again, are those matters that you reflected upon 16 individually, and I am thinking in particular the 17 guidance contained in the APP AP module, before signing 18 this off or was this simply a question of you looking at 19 the list provided by Mr Williams and deciding that, in 20 general terms, you were satisfied that that was correct?</p> <p>21 A. These are all points that we considered.</p> <p>22 Q. Yes.</p> <p>23 A. And these were points that we considered in every armed 24 operation, which needed to reflect obviously exactly 25 what the TFC's thoughts were, obviously as well as my</p> <p style="text-align: center;">Page 128</p>

32 (Pages 125 to 128)

<p>1 own, but I didn't obviously fall out with any of the</p> <p>2 options in relation to what the TFC was talking about.</p> <p>3 Q. Thank you. We can take those down now.</p> <p>4 That was how things were on 4 December. And by</p> <p>5 7 December, which I think was at some point the proposed</p> <p>6 date for the TSU deployment, but in fact matters</p> <p>7 overtook themselves and it became the following day,</p> <p>8 didn't it, 8 December?</p> <p>9 A. Yes.</p> <p>10 Q. But if we stay for a moment at 7 December, was it that</p> <p>11 date that you received the FA2 form from Mr Williams</p> <p>12 dealing with the proposals for the deployment on</p> <p>13 11 December?</p> <p>14 A. Correct, sir, yes.</p> <p>15 Q. Thank you.</p> <p>16 Could we put up, please, Mr Coates, IPC1082. Thank</p> <p>17 you.</p> <p>18 Here we can see Mr Williams sending to you the</p> <p>19 application for Friday's deployment. It is being sent</p> <p>20 to you at 1935 hours on 7 December and he is copying it</p> <p>21 into a series of other officers, including S48, and he</p> <p>22 is inviting S48 to provide tactical advice and it is</p> <p>23 being sent for the information of the other officers?</p> <p>24 A. Correct, sir, yes.</p> <p>25 Q. Thank you.</p> <p style="text-align: center;">Page 129</p>	<p>1 The other officers there, FE1 and FE17, FE1 is</p> <p>2 Keely Smith, isn't it?</p> <p>3 A. I believe so, yes.</p> <p>4 Q. Was she one of the ground TFCs on the deployment?</p> <p>5 A. Yes, we hadn't gone through what the structure was but</p> <p>6 I decided, obviously, in consultation within,</p> <p>7 beforehand, that separate TFCs was good practice in</p> <p>8 order to contain, obviously what we referred to as</p> <p>9 plots, and to keep them separate and keep command and</p> <p>10 control in line with C3000, where DCI Neil Williams</p> <p>11 would sit being the overarching TFC. And I think that</p> <p>12 has been recognised as being good practice, use of</p> <p>13 control room and use of a multi-tiered structure as</p> <p>14 well.</p> <p>15 Q. So she in fact was copied in here I am going to suggest,</p> <p>16 although I appreciate you didn't send this email,</p> <p>17 because she had been identified as the ground TFC on</p> <p>18 team Bravo, who were going to be following the Audi?</p> <p>19 A. I cannot recall, sir, whether or not actually they were</p> <p>20 ground assigned to different plots. I think it was</p> <p>21 basically they would be available, so I am unaware of</p> <p>22 when they were actually instructed and Neil would have</p> <p>23 instructed -- sorry, DCI Williams would have instructed</p> <p>24 them about what separate responsibilities they would</p> <p>25 take on the 11th.</p> <p style="text-align: center;">Page 130</p>
<p>1 Q. Thank you.</p> <p>2 Could we take that down please and replace it with</p> <p>3 IPC1083. And go to the next page, please.</p> <p>4 This is the document that you received from</p> <p>5 Mr Williams on 7 December, we can see the date at the</p> <p>6 top left-hand corner. The reference number on the top</p> <p>7 right-hand corner is Operation Ankaa 150960. We can see</p> <p>8 that it still bears the wrong operation name of</p> <p>9 Operation Morguld.</p> <p>10 I think you said this morning that on this occasion</p> <p>11 you did notice that error?</p> <p>12 A. I did, yes.</p> <p>13 Q. Did you send the form back to Mr Williams and ask him to</p> <p>14 correct it?</p> <p>15 A. So there was a couple of things in relation to the form</p> <p>16 when it was sent through.</p> <p>17 One was obviously the operation name, which everyone</p> <p>18 has obviously highlighted but wasn't the only thing.</p> <p>19 There was a number of things I wanted to ensure and it</p> <p>20 comes back to what we were talking about earlier this</p> <p>21 morning and that was about, obviously, absolutely</p> <p>22 ensuring that we had plugged all the gaps and that was</p> <p>23 actually documented and the fact that there had not been</p> <p>24 any further intelligence coming to the investigative</p> <p>25 team to identify who the who was, who the who was that</p> <p style="text-align: center;">Page 131</p>	<p>1 was going to go into the Audi. So that was part of</p> <p>2 a discussion in relation to myself and DCI Williams.</p> <p>3 Also, if you were to go on to the FA3 and look at</p> <p>4 the for and against, and there was a bit around how it</p> <p>5 was written, ie not in the person, as in the third</p> <p>6 person. I agreed with the for and against which</p> <p>7 DCI Williams was talking about, but it failed to</p> <p>8 identify the issue in relation to the transport and the</p> <p>9 Serco transportation, and I have forgotten the wording,</p> <p>10 I would have to look at the FA3 --</p> <p>11 Q. We will do.</p> <p>12 Just let me ask you to rewind for a moment.</p> <p>13 My question was upon realising that this form also</p> <p>14 bore the wrong operation name, did you send the form</p> <p>15 back to Mr Williams and ask him to correct it? I think</p> <p>16 you went on to say that there were several issues,</p> <p>17 I think, about this form that you were not happy with,</p> <p>18 is that right or am I --</p> <p>19 A. I wouldn't have called him ...</p> <p>20 Q. At any time, did you send this form back to him and ask</p> <p>21 him to correct it?</p> <p>22 A. I don't know whether -- I can't recall whether I rang</p> <p>23 him or whether I sent it directly back to him, but</p> <p>24 I certainly requested and spoke to DCI Williams in</p> <p>25 relation to bits that I think that should have been add.</p> <p style="text-align: center;">Page 132</p>

<p>1 I think once again going back to being intrusive but 2 supportive. But intrusive, I mean in essence to make 3 sure it was auditable in order to make sure that it was 4 correct. 5 Q. Right, but did you then receive on the same day, 6 a different version of this form with the correct 7 operation name on it? 8 A. Correct, sir, yes. 9 Q. You did? On the same day? Because we know that 10 an additional FA2 form was sent on 10 December, the day 11 before, with an update to the intelligence. What I am 12 asking you is whether or not -- 13 A. No, I -- sorry. 14 Q. Whether or not upon seeing this error, you sent it back 15 to him or rang him and said, "You need to correct this 16 and send it back again"? 17 A. I believe it was sent to me back on the 10th. 18 THE CHAIRMAN: You just said, you see, this is the problem. 19 You are a very experienced officer. It wasn't 20 a complicated question. The question was, whether it 21 was sent back on the same day. And you said yes. And 22 now you are saying it was the 10th. Please make matters 23 clear. 24 A. Apologies, sir, obviously through the passage of time -- 25 I believe it was sent on the 10th.</p> <p style="text-align: center;">Page 133</p>	<p>1 THE CHAIRMAN: Thank you. 2 MS BLACKWELL: Thank you. 3 Can we go to page 5, please, on this document. 4 MR BUTT: Sir, I am concerned the witness and Ms Blackwell 5 are at cross purposes. This document, as has been made 6 clear by Ms Blackwell, is the FA2 that was submitted to 7 change the date of the TSU deployment from the 7th to 8 the 8th. The witness is talking about the FA2 in 9 relation to the deployment on the 11th. 10 THE CHAIRMAN: Thank you. 11 A. Yes. 12 MS BLACKWELL: I am afraid my learned friend is wrong. 13 It is quite clear from this page that we are looking 14 at that this relates to the deployment on 11 December. 15 MR BUTT: I am so sorry, I am wrong. 16 THE CHAIRMAN: Very good. 17 MS BLACKWELL: "The intelligence indicates this was overseen 18 by Ozcan Eren. The intelligence suggests that the 19 intention is it to attack the van in the Bounds Green 20 area before it arrives at Wood Green Crown Court." 21 For the sake of completeness in fact could we look 22 at the previous page, please, Mr Coates. And the 23 previous page. 24 This is the beginning of the intelligence. Here we 25 have the second paragraph down in relation to the</p> <p style="text-align: center;">Page 134</p>
<p>1 information and intelligence box: 2 "On Tuesday, 13 October, Izzet Eren and Erwin Gyamfi 3 were stopped by ARVs on a stolen motorbike travelling 4 South from Haringey towards Hackney in Stamford Hill, 5 N16. They were in possession of two loaded weapons with 6 the safety catches off. A Tokarev 9mm pistol containing 7 six rounds of ammunition and a Skorpion machine pistol 8 with a full magazine." 9 Here Mr Williams has placed the grading A1 against 10 the correct box, hasn't he? 11 A. Yes, he has. 12 Q. Because that is the piece of information that he had 13 personal knowledge of? 14 A. Yes, sir, that's correct. 15 Q. Thank you: 16 "They were charged and first appeared at Wood Green 17 Crown Court on Friday, 1 November, pleading guilty to 18 offences including possession of firearms with intent to 19 endanger life." 20 When you read this form, were you aware that that 21 was the wrong date? 22 A. No, I wasn't. 23 Q. Right. Indeed, when you made your witness statement, as 24 we established this morning, you had thought that it was 25 Friday, 2 November, that the pleas had been entered.</p> <p style="text-align: center;">Page 135</p>	<p>1 That is what appears in your witness statement? 2 A. Yes, I -- I am unaware of how I came, whether that was 3 the right information or not, but that was the 4 information that I was told at the time. 5 Q. Right, so you at the time that you read this, had no 6 reason to query whether that was the right date or not? 7 A. No, I didn't. 8 Q. Right: 9 "Given the overall circumstances of the arrest, the 10 stolen motorbike, the nature and ready condition of the 11 firearms, the clothing, two sets and balaclavas, and 12 Izzet Eren has been deported from the UK and has clearly 13 evidential history of shootings, murder involving the 14 Eren family, the prosecution were allowed a period of 15 six weeks to consider their position whether an offence 16 to conspiracy to murder should be added to the 17 indictment prior to sentence. No decision has yet been 18 made by the CPS." 19 Did you know if that piece of information was 20 accurate? 21 I should make myself clearer, I am sorry. Did you 22 know whether or not the CPS had made their decision in 23 relation to the charge of conspiracy to murder? 24 A. I was not aware, I was not aware. 25 Q. As you have explained to us this morning, that really</p> <p style="text-align: center;">Page 136</p>

34 (Pages 133 to 136)

<p>1 wasn't your job to find that out?</p> <p>2 A. Not as the SFC, it was part of the investigative thing,</p> <p>3 process.</p> <p>4 Q. Yes.</p> <p>5 A. I think it was good practice, perhaps -- obviously I had</p> <p>6 to take it from the information that was actually told</p> <p>7 me, that that was the case. As I now later understand,</p> <p>8 that that was not obviously formulated and carried on</p> <p>9 with in relation to the second part of that charge.</p> <p>10 Q. Right.</p> <p>11 A. I only know that now.</p> <p>12 Q. Okay, but --</p> <p>13 THE CHAIRMAN: What do you only know now?</p> <p>14 A. Not now. I know that they didn't carry on with the</p> <p>15 further charge of conspiracy to murder.</p> <p>16 THE CHAIRMAN: They never proffered a charge of conspiracy</p> <p>17 to murder, because the defendants were sentenced on the</p> <p>18 Friday.</p> <p>19 A. Yes, sir.</p> <p>20 THE CHAIRMAN: Yes.</p> <p>21 MS BLACKWELL: Although it wasn't your role as a strategic</p> <p>22 firearms commander to establish whether or not the Crown</p> <p>23 Prosecution Service were proceeding with conspiracy to</p> <p>24 murder charges, you would expect the SIO, Mr Murray, to</p> <p>25 have known that information?</p> <p style="text-align: center;">Page 137</p>	<p>1 A. Yes, I would have -- it is in his domain of being the</p> <p>2 SIO.</p> <p>3 Q. Exactly.</p> <p>4 THE CHAIRMAN: Wasn't it highly relevant whether this</p> <p>5 decision had been taken and if so what it was?</p> <p>6 A. It would have been, sir, but I had no reason to</p> <p>7 disbelieve obviously any of the information that was in</p> <p>8 the FA form that was sent to me.</p> <p>9 THE CHAIRMAN: Which said that they had not made their minds</p> <p>10 up, yet?</p> <p>11 A. Correct, sir, yes.</p> <p>12 THE CHAIRMAN: But this was crucial information to enable</p> <p>13 you to decide whether or not this operation was going</p> <p>14 ahead, wasn't it?</p> <p>15 A. I think, sir, it was part of the information. We knew</p> <p>16 they were going to get sentenced for the firearms</p> <p>17 offences --</p> <p>18 THE CHAIRMAN: But they wouldn't have been sentenced for the</p> <p>19 firearms offences, would they, if there had been</p> <p>20 outstanding charges of conspiracy to murder?</p> <p>21 A. It was something I didn't take into consideration at</p> <p>22 that particular time.</p> <p>23 THE CHAIRMAN: But you must have known, surely, that if</p> <p>24 there were outstanding charges pending, that were even</p> <p>25 more serious than those for which they were to be</p> <p style="text-align: center;">Page 138</p>
<p>1 sentenced, there was no way that they would be sentenced</p> <p>2 until the conclusion of any trial for conspiracy to</p> <p>3 murder?</p> <p>4 A. Yes, sir. I mean I can go on the information that was</p> <p>5 given to me that something had been fixed for the 11th.</p> <p>6 THE CHAIRMAN: You have 30 years' experience, or then had</p> <p>7 25 years' experience as a very senior police officer.</p> <p>8 Are you really trying to say that in your mind there</p> <p>9 was a possibility that they would be sentenced for the</p> <p>10 conspiracy to possess firearms with intent to endanger</p> <p>11 life whilst there was a conspiracy to murder charge</p> <p>12 outstanding?</p> <p>13 A. Sir, all I can say is that on my information was that</p> <p>14 they were going to appear at court. Obviously how those</p> <p>15 proceedings were to take place --</p> <p>16 THE CHAIRMAN: But they wouldn't have been appearing at</p> <p>17 court at all, would they, on that day if they were not</p> <p>18 going to be sentenced. That is why it is so important.</p> <p>19 A. Sir, I do understand, obviously in relation to what you</p> <p>20 are saying but the information given to me, I cannot</p> <p>21 predispose obviously of them not going to court or will</p> <p>22 be going to court.</p> <p>23 THE CHAIRMAN: Yes.</p> <p>24 MS BLACKWELL: I am just going to read through the rest of</p> <p>25 this page --</p> <p style="text-align: center;">Page 139</p>	<p>1 THE CHAIRMAN: Sorry, Ms Blackwell.</p> <p>2 MS BLACKWELL: No, not at all:</p> <p>3 "Izzet Eren and Erwin Gyamfi have remained on remand</p> <p>4 at HMP Wormwood Scrubs, they are next due at Wood Green</p> <p>5 Crown Court on Friday, 11 December 2015. On 1 November</p> <p>6 intelligence suggested that Izzet Eren was in contact</p> <p>7 with his brother Ozcan Eren conspiring to facilitate his</p> <p>8 escape that day. Ozcan Eren was coordinating a team of</p> <p>9 unknown individuals to carry out this attempt. They had</p> <p>10 access to a stolen vehicle and weapons, including</p> <p>11 a firearm. One of that team however was not prepared to</p> <p>12 assist and the attempt was aborted until this coming</p> <p>13 Friday."</p> <p>14 So by this date, you were certainly aware of the</p> <p>15 aborted attempt which had taken place?</p> <p>16 A. Yes, in a written format, yes, I was aware of that.</p> <p>17 Q. I think we established this morning that your</p> <p>18 recollection is that that was told to you during the</p> <p>19 meeting of 10 November?</p> <p>20 A. My recollection was, yes.</p> <p>21 Q. Yes.</p> <p>22 If that is right and you were told it on</p> <p>23 10 November, when you read this on 7 December did it</p> <p>24 occur to you that the date was different? That it was</p> <p>25 the aborted attempt, as we know, was on 29 October, but</p> <p style="text-align: center;">Page 140</p>

35 (Pages 137 to 140)

<p>1 here was Mr Williams telling you it was on 1 November?</p> <p>2 A. No, it didn't. I wasn't specific in relation to the</p> <p>3 dates, just the intelligence.</p> <p>4 Q. Thank you:</p> <p>5 "The operational team have since identified the</p> <p>6 aforementioned stolen vehicle, a black Audi A6</p> <p>7 [registration plate] which has been parked since then in</p> <p>8 a private car park at Eastern Road, Wood Green. This is</p> <p>9 a short distance from Wood Green court and is located</p> <p>10 between the court building and the North Circular. This</p> <p>11 would appear the likely route taken by any prison van</p> <p>12 arriving in the morning from Wormwood Scrubs."</p> <p>13 Can I just go back, please, for a moment, Mr Turner,</p> <p>14 to the paragraph above. When you were told about the</p> <p>15 aborted attempt, were you told that there was a weapon</p> <p>16 involved, a firearm?</p> <p>17 A. I was aware that there was a firearm, yes.</p> <p>18 Q. Did you know whether or not it was a real or</p> <p>19 an imitation firearm?</p> <p>20 A. No, I was not aware.</p> <p>21 Q. Right.</p> <p>22 So neither? You were just told a firearm?</p> <p>23 A. Just told a firearm.</p> <p>24 Q. Thanks.</p> <p>25 Going back to the information:</p> <p style="text-align: center;">Page 141</p>	<p>1 "The vehicle is on false plates, the original index</p> <p>2 being [redacted] which was stolen from a burglary on</p> <p>3 28 August 2015. The vehicle is parked in a nondescript</p> <p>4 car park bordering an estate to which none of the</p> <p>5 subjects have any known connections ... technical</p> <p>6 control has now been obtained on this vehicle ..."</p> <p>7 Were you aware that that was a reference to the</p> <p>8 tracker having been fixed to the cart?</p> <p>9 A. Yes, and obviously it wouldn't be written in that form</p> <p>10 but yes, my reading was yes, it was.</p> <p>11 Q. You realised that at the time that you read the form?</p> <p>12 A. I realised that there was technical control of the</p> <p>13 vehicle.</p> <p>14 Q. Thank you.</p> <p>15 The Erens represent the Tottenham side of the</p> <p>16 long-running feud with the rival Hackney Turks, which</p> <p>17 has seen numerous shootings and murders dating back to</p> <p>18 2009 in both London and Turkey (summary attached)."</p> <p>19 What was attached to this document?</p> <p>20 A. There was a schedule of offences that had taken place in</p> <p>21 relation to it and just elaborating a little bit more</p> <p>22 around it, it gave me a good understand of this ongoing</p> <p>23 feud, it gave me a good understanding of the numerous</p> <p>24 shootings innocent people had been caught within the</p> <p>25 crossfire of it and even murders of obviously innocent</p> <p style="text-align: center;">Page 142</p>
<p>1 individuals as well. So it did give me a good</p> <p>2 intelligence picture in relation to the threat and risk</p> <p>3 posed by the organised crime network.</p> <p>4 Q. Was that something which had happened in other</p> <p>5 operations, that when you received an FA2, a convenient</p> <p>6 way to provide more information is to attach documents</p> <p>7 to it? Or was that --</p> <p>8 A. It would depend upon the TFC, but I have been provided</p> <p>9 in the past with some quite lengthy intelligence profile</p> <p>10 pictures of the threat and risk caused by the subjects.</p> <p>11 Q. As well as the schedule which was attached, were there</p> <p>12 also individual intelligence profiles for Sinan Ozger,</p> <p>13 Izzet Eren and Ozcan Eren?</p> <p>14 A. Yes, there were.</p> <p>15 Q. "Izzet Eren is indeed wanted in Turkey for murder.</p> <p>16 Intelligence received on 29 and 30 November indicated</p> <p>17 that Sinan Ozger has been engaged in the movement and</p> <p>18 safekeeping of firearms and it was Ozger who performed</p> <p>19 this same function prior to Izzet Eren's arrest in</p> <p>20 possession of a loaded Skorpion sub-machine gun on</p> <p>21 13 October. Intelligence received on 3 December</p> <p>22 indicated that Ozcan Eren is still in contact with Izzet</p> <p>23 and is putting together a team of suitable individuals</p> <p>24 to effect the escape. The identity of that personnel is</p> <p>25 currently unknown. It is not known whether there will</p> <p style="text-align: center;">Page 143</p>	<p>1 be an attempt to assist Gyamfi to escape.</p> <p>2 "Intelligence received today has confirmed that this</p> <p>3 offence is still planned and that Ozcan Eren has</p> <p>4 recruited a team which includes unknown IC3 males. The</p> <p>5 Audi has moved today for a period of about 20 minutes,</p> <p>6 which suggests the vehicle is still the intended vehicle</p> <p>7 to be used. Intelligence indicates this was overseen by</p> <p>8 Ozcan Eren."</p> <p>9 Just pausing there, between 3 December and</p> <p>10 7 December intelligence was received to indicate that</p> <p>11 Ozcan Eren had recruited a team to carry out the escape</p> <p>12 plan, which included unknown IC3 males, which is black</p> <p>13 males?</p> <p>14 A. Correct, yes.</p> <p>15 Q. Did that indicate to you that those likely to be in the</p> <p>16 Audi on 11 December, were not members of the Tottenham</p> <p>17 Turks, but were black males recruited from outside of</p> <p>18 the organisation?</p> <p>19 A. I think it would be a fair assumption that individuals</p> <p>20 were brought in by that organised crime network to carry</p> <p>21 out this piece of activity and work.</p> <p>22 Q. Right.</p> <p>23 Thank you:</p> <p>24 "The intelligence suggests that the intention is to</p> <p>25 attack the van in the Bounds Green area before it</p> <p style="text-align: center;">Page 144</p>

36 (Pages 141 to 144)

1 arrives at Wood Green Crown Court.
 2 "Whilst there has been no further intelligence
 3 updates to indicate that firearms will be used on
 4 Friday, I take the view that there is every likelihood
 5 that this will be the case given the antecedents of the
 6 OCG and the fact that any successful attempt would
 7 involve considerable threat and duress to any
 8 custodians.
 9 "I have reviewed the intelligence, threat assessment
 10 and strategy in line with the NDM. I take the view that
 11 the rationale for the deployment of the firearms has
 12 been met and that I have grounds to suspect that the
 13 subjects and associates will have possession of firearms
 14 and immediate access to firearms and also as
 15 an operational contingency to ensure the safety of all
 16 parties.
 17 "I have reviewed whether there are any other
 18 operational opportunities currently available to
 19 effectively respond to this intelligence and remove the
 20 threat prior to the deployment ..."
 21 Then he lists five different operational
 22 opportunities.
 23 As you read through this list, did you agree with
 24 his assessment in relation to each of them?
 25 **A. Yes, I did. I didn't think it was exhaustive. I think**

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1 **particular point, always pointed towards the Audi, but**
 2 **we obviously always have to plan for what ifs and**
 3 **contingencies and parameters in relation to that to**
 4 **maintain obviously and adhere to the working strategy,**
 5 **and that is the long-term protection of the public, the**
 6 **police and also suspects.**
 7 Q. Yes.
 8 Your intelligence didn't stretch to the role that
 9 the Audi may play in the escape attempt, did it?
 10 **A. Not exactly, no, but we knew that it was to be, with the**
 11 **information we had, was to be the focal point, yes, of**
 12 **any surveillance or any activity.**
 13 Q. Right.
 14 Did you know for instance whether it was going to be
 15 the vehicle used to carry those who were attacking the
 16 van or used as a getaway vehicle?
 17 **A. No, we didn't, but we didn't have any other intelligence**
 18 **to suggest that it would be used for anything else. So**
 19 **we had to go with what our intelligence pictured was**
 20 **telling us in lieu of anything else that could have**
 21 **happened, but as the SFC, had to think of what ifs and**
 22 **contingencies.**
 23 Q. Thank you.
 24 Then number 4:
 25 "Video-link the court appearance or change courts.

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1 **there was numerous ways that the -- it could have been**
 2 **disrupted, but not necessarily that met the working**
 3 **strategy that obviously we later then come to agree**
 4 **with. So I do agree but probably not exhaustive,**
 5 **I think we could have thought of many different ways to**
 6 **disrupt this matter.**
 7 Q. Let's just have a look at them:
 8 "Sufficient intelligence to identify the location of
 9 weapons."
 10 Well, there wasn't that information within the
 11 operation at the time, was there?
 12 **A. Unfortunately not, sir, no.**
 13 Q. No:
 14 "Arrest opportunities for other offences."
 15 Again, those were nil at present:
 16 "Recovery of the Audi."
 17 There was no intelligence to indicate that the
 18 vehicle -- either way to indicate that this vehicle
 19 would still be used, the conspirators may intend to use
 20 another vehicle.
 21 That is what we touched upon this morning, isn't t?
 22 That although the current intelligence as of 7 December
 23 was that that vehicle was still going to be utilised in
 24 the plan, as is recognised here, that may change?
 25 **A. Yes, yes, it could do but our intelligence at that**

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1 This has been considered but I take the view that
 2 an operational response ultimately provides the best
 3 opportunity to remove the threat posed by the Erens in
 4 the long term to the communities of north London. To
 5 purely disrupt Friday's plan will leave vulnerabilities
 6 should an attempt be planned at a hospital visit, for
 7 example, when we do not have the same quality of
 8 intelligence or operational assets. If we are to remove
 9 one side of this long-running feud, we will make
 10 a substantial difference to gun crime and provide
 11 sustainable public protection in Haringey and Hackney."
 12 What information did you have as at 7 December,
 13 about the possibility of the sentencing hearing taking
 14 place by video-link on 11 December?
 15 Perhaps anything in addition to what we see in this
 16 paragraph?
 17 **A. I didn't have anything in addition in relation to this.**
 18 **Only obviously for the fact that by doing a video-link,**
 19 **didn't obviously hit the working strategy, and obviously**
 20 **for the long-term protection for the public. And then**
 21 **obviously just putting this off to another day, with**
 22 **a very committed intent OCG that would carry out this**
 23 **activity.**
 24 Q. Just dealing with your answer there, once 11 December
 25 had passed, and proceeding on the basis that on that

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<p>1 date Izzet Eren was sentenced for conspiracy to possess 2 firearms with intent to endanger life, once he was 3 sentenced, and serving a sentence at a prison, he would 4 then become the responsibility of the prison, wouldn't 5 he? 6 A. Yes, he would. 7 Q. And he wouldn't be under your control or your 8 responsibility any longer? 9 A. Yes, correct. 10 Q. Right. If he were to serve that sentence at 11 a category A prison, such as Belmarsh, then any 12 subsequent trip by him for a hospital visit, for 13 example, would be something which they would have to 14 arrange in whatever circumstances they thought 15 appropriate, given the risk that he was assessed to 16 pose? 17 A. Yes, it would do but, if I could please carry on, that 18 still wouldn't negate -- obviously we had an opportunity 19 here to secure safety for, you know, the public and that 20 would be including those that would work on the Belmarsh 21 that would take perhaps Ozcan Eren to hospital, so it 22 was very much of a thought that these individuals are so 23 committed and so driven to obviously break 24 Mr Ozcan Eren -- sorry, Izzet Eren out of prison that we 25 couldn't obviously sit back. We had a moral, we had</p> <p style="text-align: center;">Page 149</p>	<p>1 an absolute obligation to the public, to act in relation 2 to this information that had come to us, because they 3 were so driven, so committed and so organised. 4 Q. In relation to the possibility of video-linking him in 5 from Wormwood Scrubs, were you aware that, in fact, at 6 this time in December 2015, that was not a possibility? 7 A. At that -- no, I was not aware. 8 Q. If that had been known to Mr Williams at the time, would 9 you have expected him to put that on the form? 10 A. Yes. I don't think then -- sorry, if I can go on to 11 say, I don't think it would have fundamentally changed 12 our working strategy in relation to this, because we 13 would still be putting something off for a later date, 14 as with your explanation around Belmarsh, we are still 15 putting something off which, with committed individuals, 16 would still be followed through. 17 Q. Thank you. 18 Finally: 19 "Search Izzet Eren and/or his prison cell to recover 20 a mobile phone. This has been considered but does not 21 prevent him obtaining another and he was able to 22 circumvent a search before leaving for court on 23 1 November." 24 Ignoring the fact that that is the wrong date, did 25 you know anything else about his ability to circumvent</p> <p style="text-align: center;">Page 150</p>
<p>1 a search before leaving the prison on that date? 2 A. No, I didn't. But what I knew obviously in relation to 3 removing communication may well obviously limit us 4 hitting our working strategy once again, and that is for 5 keeping protection, long-term protection, to the public. 6 At that particular time, as we have mentioned 7 before, vast amounts of work being carried out by the 8 investigative team to plug the gaps, vast amounts of 9 work in order to control the vehicle, whether it be 10 through probe, a technical deployment and intelligence. 11 So I was satisfied as the SFC that there was control, 12 there was a good command structure that was in place, 13 using best practice as I have mentioned before. 14 So by doing this, it would frustrate -- we would 15 have obviously stopped us from carrying out our 16 strategy, our working strategy, that had been agreed. 17 Q. You touch upon something there, that might be worthy of 18 consideration. Given that by this time the probe being 19 placed in the Audi was imminent, it was going to take 20 place the following day, was there anything that would 21 have prevented you from providing your authority for the 22 firearms deployment on 11 December? Wasn't it really 23 always going to go ahead, subject to you discovering 24 where the firearms were or who the people in the Audi 25 were going to be?</p> <p style="text-align: center;">Page 151</p>	<p>1 A. Well, I think if there was further intelligence in 2 relation to a firearm, sir, and where a firearm would 3 actually be, we would be absolutely committed to get 4 that firearm there and back, within hours of getting 5 receipt of that information. You know, we would be 6 absolutely obliged not then to obviously seek to see who 7 obviously went into the Audi, because getting the 8 firearm back, once again, protection of the public being 9 at the forefront of our mind. 10 Q. Thank you. 11 Finally: 12 "Consultation and briefings had taken place with 13 Governor Nichols at Wormwood Scrubs, the residing judge 14 at Wood Green, Judge Pawlak, and the Wood Green court 15 manager, Zeb Johnson, all of whom are content with the 16 MPS response and have provided authority for MPS 17 officers to operate within their respective premises." 18 Were you aware that on 7 December, although 19 Judge Pawlak and Zeb Johnson may have provided 20 an indication that they were content for there to be 21 a firearms presence at Wood Green Crown Court, that in 22 fact that had to be authorised by the presiding judge 23 and then the lead presiding judge, authorisation that 24 was not yet obtained and was not going to be applied for 25 until the following day?</p> <p style="text-align: center;">Page 152</p>

1 **A. No, I wasn't aware. I am away from obviously the**
 2 **briefings that were sent to me in subsequent emails that**
 3 **I was certainly CC'd into, that that activity had been**
 4 **undertaken, I believe by DCI Neil Williams, I think by**
 5 **Commander Ball, but as I understand then DCS Manson went**
 6 **along to that meeting. So I was aware that that**
 7 **activity, that that stakeholder input was being made,**
 8 **but was not aware of the detail of the conversation that**
 9 **had been taking place.**
 10 Q. Did you know that it was Mr Murray who had really led
 11 the discussions with Governor Nichols at Wormwood
 12 Scrubs, rather than Mr Williams?
 13 **A. I wasn't aware at that time, no.**
 14 Q. Would you be surprised that it wasn't Mr Williams, given
 15 that that was part of the operational side of the job?
 16 **A. So, it is obviously once again separation of roles in**
 17 **relation to exactly what they were doing.**
 18 **Also, it is in relation to availability, yeah, as**
 19 **well. So I was aware that they had obviously had to**
 20 **split that work between them, but I was unaware of what**
 21 **conversations were taking place by who, but more than**
 22 **aware of the separation of roles in relation to the SIO**
 23 **and the TFC, and one having more knowledge around the**
 24 **tactical deployment of firearms on those particular**
 25 **days.**

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1 **obviously on their knowledge, I think both had knowledge**
 2 **in relation to what would happen. I don't think**
 3 **Mr Williams DCI Williams, could be in two places at one**
 4 **time and it was literally availability.**
 5 THE CHAIRMAN: Are you saying that the reason why Mr Murray
 6 went to this meeting with Mr Nichols was because
 7 Mr Williams wasn't available?
 8 **A. As far as I am aware, sir, yes, from back then.**
 9 THE CHAIRMAN: Yes.
 10 MS BLACKWELL: In relation to the application at Wood Green
 11 Crown Court for a firearms presence during the course of
 12 the hearing on 11 December, it was Mr Murray who first
 13 went to the Crown Court and spoke to Zeb Johnson, who in
 14 turn spoke to Judge Pawlak.
 15 That was in relation to the presence of firearms
 16 officers. That would be a job for the tactical firearms
 17 commander, wouldn't it?
 18 **A. I would say would probably be more suited, yes.**
 19 Q. Right. So does it surprise you that Mr Murray went to
 20 the Crown Court to try and organise that taking place?
 21 **A. I think it could have been carried out by both. I don't**
 22 **think it is stipulated who could actually do it, it was**
 23 **person with knowledge, personal knowledge obviously of**
 24 **the investigation and what would actually happen.**
 25 **I think one role is more suited to the other, personally**

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1 Q. Do we take it from what you have just said that where,
 2 for instance, the TFC might be busy doing a particular
 3 job one day, then it would be acceptable for the SIO to
 4 take his place on a different job -- what you are
 5 describing from what I understand it is a sharing of
 6 roles, not a separation of roles?
 7 **A. No, definitely a separation of roles. Distinctly**
 8 **separation of roles in relation to the SIO and what they**
 9 **carry out, Mr Williams and DCI Neil Williams may have**
 10 **had more knowledge around the tactical deployment of**
 11 **firearms, which obviously the courts may need to know**
 12 **about. But definitely a distinction between SIO and**
 13 **TFC.**
 14 Q. What I was asking you about wasn't the discussions
 15 around Wood Green Crown Court but Wormwood Scrubs and
 16 I was asking whether you thought it was a more suitable
 17 job for the tactical firearms commander to perform going
 18 to the prison and discussing with the security governor
 19 the aspects of the operation which needed to be known on
 20 the morning of 11 December, such as the provision of the
 21 registration number of the van in which Izzet Eren was
 22 going to be carried to court -- that sort of thing. Is
 23 that not the role of the tactical firearms commander,
 24 rather than the SIO who runs the investigation?
 25 **A. I think it could have been either or depending --**

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1 **that is what I feel, but I don't think it is depicted**
 2 **about who could actually go and obviously brief, apart**
 3 **from obviously an ACPO officer, NPCC officer now, and**
 4 **the SIO that should brief in relation to obviously the**
 5 **Crown Court.**
 6 Q. You do know that Mr Williams went the following day with
 7 the ACPO officer and spoke to Mr Sweeney at the Royal
 8 Courts of Justice?
 9 **A. I was aware from emails that that had taken place.**
 10 Q. Okay.
 11 I would like to just go back to the visit to Wood
 12 Green Crown Court, because whilst Mr Murray was there he
 13 performed a reconnaissance around the building with
 14 other officers that were present at the same time.
 15 That was a reconnaissance for the appropriate place
 16 for the firearms officers to be present on the morning
 17 of 11 December, and any entrances or exits that might be
 18 relevant.
 19 Do you agree that that was a job for the tactical
 20 firearms commander and not the SIO of the investigation?
 21 **A. I think, in retrospect, it could have been the TFC that**
 22 **did it, he would be more suited because obviously he was**
 23 **the tactical firearms commander on the day.**
 24 THE CHAIRMAN: What do you mean in retrospect?
 25 **A. In hindsight, sir, it should have been the TFC that**

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<p>1 actually did that, but it was availability of either the 2 SIO or TFC that could have done this. 3 THE CHAIRMAN: You seem to be suggesting that these are jobs 4 which can be done by either person, but yet there is 5 a separation of roles? 6 A. There is a clear separation of roles. 7 THE CHAIRMAN: Yes. 8 MS BLACKWELL: Can we go to the next page of the document, 9 please, Mr Coates. 10 Then we can see that in Mr Williams's view this is: 11 "An application for an armed surveillance operation 12 to be conducted by officers from SCO35 armed for self 13 protection, supported by covert SFO officers providing 14 mobile armed support to surveillance (MASTS). Two 15 separate deployments will be conducted (a) the Audi A6 16 and (b) on the Serco van. 17 "Authority is also sought for the deployment of 18 overt ARVs as a contingency for the Serco van, should 19 there be insufficient control of the subjects planning 20 this offence and for a limited number of covert armed 21 officers to be at Wood Green Court as a further 22 contingency when Izzet Eren is there. 23 "Unarmed surveillance will also be conducted on 24 Ozcan Eren should he be controlling matters from 25 a distance. It is unknown whether he will be in the</p> <p style="text-align: center;">Page 157</p>	<p>1 actual team on the day." 2 Did you take it from that that the intelligence 3 suggested that Ozcan Eren, rather than being in the 4 Audi, would be more likely to be organising matters from 5 afar? 6 A. That would have been my understanding, yes. 7 Q. Right. 8 A. Certainly no -- obviously he was unarmed, so certainly 9 no application was made to me, sir, in relation to any 10 armed surveillance on Ozcan Eren and that would have 11 been subject to the intelligence, I would imagine, that 12 DCI Williams or DI Murray had. Or were in possession 13 of. 14 Q. If part of the intelligence with which you had been 15 informed at the time that you considered this 16 application, so if either on the schedule that you have 17 described being sent, attached to this document, or the 18 specific intelligence reports relating to the three 19 individuals, one of whom was Ozcan Eren, if either of 20 those pieces of material had indicated to you that in 21 July 2015 Ozcan Eren had been in possession of a Luger 22 firearm, would you have expected there to have been 23 an application for armed surveillance on him? 24 A. It would rather depend around the specific intelligence 25 that was on that particular day. As far as I am aware,</p> <p style="text-align: center;">Page 158</p>
<p>1 he is not a habitual carrier of a firearm, so it would 2 have been subject for the TFC to come and make 3 an application to me as the SFC about what their 4 intention and operational plan would actually be. That 5 didn't take place. 6 Q. He was somebody connected to an organisation in relation 7 to whom there had been significant operational activity 8 under the guise of Operation Utara and in relation to 9 whom there was, I am going to suggest, significant 10 intelligence of access to firearms. Do you agree? 11 A. Yes, but it would depend upon what that intelligence is, 12 on the actual day. I think it would definitely show 13 a certain mindset of the TFC around applications to the 14 SFC based on reason to suppose at that particular time. 15 Q. Right. Thank you. 16 Can we go to the next page, please, and the next 17 page. 18 Here we have intelligence or information. This is, 19 I appreciate, a summary and is not reflective of the 20 whole of the information that you were given as 21 attachments to this application form. 22 A. Yes, correct, sir, yes. 23 Q. All right. 24 We see in relation to Ozcan Eren on the lower 25 portion of this page that in 2013, he was wearing body</p> <p style="text-align: center;">Page 159</p>	<p>1 armour and carrying guns in the Green Lanes area of 2 north London, and he was seeking revenge for the murder 3 of his brother, and he was actively seeking members of 4 the rival gang, and not afraid of consequences of his 5 intended actions. 6 Again, this did not cause you to consider whether or 7 not it would have been appropriate to authorise armed 8 surveillance in relation to him on the day? 9 A. So, once again an application was not made to me in 10 relation to that. And it had been very specific in 11 relation to what the intelligence on the day was. 12 I think the intelligence on the day was that he was the 13 orchestrator of obviously the activity that was going to 14 take place. 15 Q. But unlikely to be in the Audi? 16 A. As far as I was aware, yes. 17 Q. Yes. 18 Can we have the next page, please. 19 There we are, we can see at the top: 20 "It is not known whether Ozcan Eren will be a member 21 of the team on the day or will be conducting operations 22 from a distance." 23 The next page, please, and the following page. 24 Thank you just looking at the threat and risk 25 section of the form:</p> <p style="text-align: center;">Page 160</p>

40 (Pages 157 to 160)

<p>1 "The OCG have access to firearms and a propensity to 2 discharge against rival groups, there is an intention to 3 assist Izzet Eren in escaping from custody and this is 4 likely to involve the use of weapons to place any 5 custodians under duress." 6 There we have six identified individuals or groups 7 at risk. The general public, Serco or other custodians, 8 unarmed police, armed police, the subjects and 9 Izzet Eren and any other prisoners in the van. 10 Serco or the custodians are placed second in terms 11 of the priority of those groups at risk. 12 Yes? 13 A. Correct, yes. 14 Q. Were you still content with the fact that the 15 operational decision was not to inform Serco of the plan 16 that was being made for 11 December? 17 A. I was and I obviously reflected that in the fors and 18 against in my FA3, which I am sure we will come on to. 19 As I mentioned before, I didn't have any information 20 obviously from the SIO, in relation to obviously any 21 activity in relation to Serco. I rather saw this as 22 being the wider piece and that is obviously a covert 23 investigation and obviously the wider you push 24 information out, the more chance of compromise there 25 actually is and that would not fulfil the working</p> <p style="text-align: center;">Page 161</p>	<p>1 strategy that had obviously been put in place. 2 Q. Just going back to the note of the meeting which we saw 3 from 10 November, and the information that was provided 4 to you on that date, that the corruption concern was in 5 relation to HMP, rather than G4S or Serco, do you 6 remember? 7 A. I do, yes. 8 Q. At what stage did you become aware that the corruption 9 consideration was now not with HMP but was with Serco? 10 A. I can't recall when I was told that information. It was 11 a discussion between myself and DCI Williams, because 12 I wanted to reflect that, because it was absolutely 13 critical for our contingencies that we put in place, 14 that obviously from our working strategy that obviously 15 we were to protect the public and the public would 16 obviously include Serco as well. 17 Q. Okay, thank you. 18 Could we go, please, to page 26, Mr Coates., and 19 page 27. 20 This is a reflection by Mr Williams of the ECHR 21 principles and his consideration of them in relation to 22 the deployment on 11 December. 23 When you read through this page, did anything strike 24 you as odd? 25 A. It -- not at the time, and I didn't pick it up at the</p> <p style="text-align: center;">Page 162</p>
<p>1 time in relation to TSU being mentioned in the body. 2 But at that particular point, as we discussed before, 3 I brought up and could see several other points, but 4 I didn't pick this up. 5 Q. Do you think you read this when you went through the 6 form on 7 December? 7 A. I would have looked at it, but obviously not in enough 8 detail to pick up TSU. 9 Q. All right. Because as we can see, you are quite right, 10 in relation to the boxes reflecting accountability and 11 necessity, they have been copied from the application 12 that was made to you on 4 December, relating on that 13 occasion to the TSU deployment. 14 If you didn't read those two boxes with sufficient 15 care to identify that those were clearly errors, did you 16 in fact read any of this page on ECHR principles, do you 17 think? 18 A. I think that would be unfair to say, I just didn't pick 19 up on the TSU piece. 20 THE CHAIRMAN: It wasn't being suggested that you had, you 21 were simply being asked whether you had? So nobody is 22 being fair or unfair, you are just being asked whether 23 you had in fact. 24 A. I hadn't in fact picked up on the TSU bit, sir. 25 THE CHAIRMAN: But you had read everything else?</p> <p style="text-align: center;">Page 163</p>	<p>1 A. I did read everything else, sir, yes. 2 THE CHAIRMAN: Yes. 3 MS BLACKWELL: This form does not in any way go into the 4 plans or contingencies in relation to how things would 5 work on the day. By that I mean this: it doesn't give 6 any guidance or suggestion as to what will happen when 7 the firearms officers go to approach the Audi to extract 8 those inside, does it? 9 A. This form doesn't, no. No, it doesn't, sir. 10 Q. Would you expect it to? 11 A. So it is a strategic firearm commander's form. I think 12 that could be reflected, perhaps, elsewhere -- 13 Q. Sorry, this is a tactical firearms commander form. 14 A. Sorry, apologies, tactical firearms form. Whether that 15 should fit in with that or not I think would be a matter 16 of debate. But obviously the first contact with people 17 in the car is an important point. 18 Q. Yes. 19 What was being planned was an armed interception, 20 wasn't it? And a possible fast-time extraction of those 21 inside the Audi? 22 A. So what was being planned was obviously a deployment of 23 firearms during a live crime in action investigation. 24 Q. Yes. 25 A. So there were no options in relation to, obviously the</p> <p style="text-align: center;">Page 164</p>

41 (Pages 161 to 164)

<p>1 TAC advice that were given that were dead set, because</p> <p>2 there were so many different variables -- as</p> <p>3 I previously mentioned -- that could have actually</p> <p>4 happened on the day. So nothing was set in relation to</p> <p>5 what the interception would actually look like, because</p> <p>6 there could be so many moving parts to the operation.</p> <p>7 Q. Which I fully appreciate, but what would have been</p> <p>8 wrong, and you may think that there would have been</p> <p>9 a lot right with setting out some of those permutations</p> <p>10 as to how the extraction or the stopping of the escape</p> <p>11 plan might have looked on the morning.</p> <p>12 A. I think it was really difficult to properly articulate,</p> <p>13 because there were so many different variables around</p> <p>14 it, certainly as the SFC I wouldn't obviously constrain</p> <p>15 the tactical delivery. Obviously my role is in relation</p> <p>16 to obviously ensuring the tactical plan met the</p> <p>17 overarching working strategy, and making sure that</p> <p>18 obviously the contingencies we put in place mitigated</p> <p>19 the actual risk.</p> <p>20 Q. Would you expect to see that in the tactical advice</p> <p>21 form, the FA5?</p> <p>22 A. Obviously reading the FA5, it clearly gives a whole menu</p> <p>23 of different contingencies and options that were</p> <p>24 available to the TFC and possibly the OFC, who were</p> <p>25 actually on the ground and who could make those</p> <p style="text-align: center;">Page 165</p>	<p>1 decisions.</p> <p>2 Q. Right, we will come to look at that.</p> <p>3 Sir, I wonder whether that is a convenient moment</p> <p>4 for us to have our afternoon break?</p> <p>5 THE CHAIRMAN: Yes, because you will soon be moving to the</p> <p>6 FA3, I imagine, is that right?</p> <p>7 MS BLACKWELL: The FA5.</p> <p>8 THE CHAIRMAN: The FA5, yes, 10 minutes, 3.20?</p> <p>9 MS BLACKWELL: Thank you.</p> <p>10 THE CHAIRMAN: How long do you anticipate this officer's</p> <p>11 evidence continuing today?</p> <p>12 MS BLACKWELL: I still have quite a way to go, I am afraid.</p> <p>13 THE CHAIRMAN: It is just a question of you deciding with</p> <p>14 Mr Butt how far you are going to take it today before he</p> <p>15 can concentrate on the other matters that he has.</p> <p>16 MS BLACKWELL: You may have noticed that Mr Moss has not</p> <p>17 been present during this afternoon's hearing so far. He</p> <p>18 and a member of Mr Butt's team I think have been working</p> <p>19 away in the background trying to establish a way</p> <p>20 through.</p> <p>21 THE CHAIRMAN: That is very helpful. I will leave it</p> <p>22 entirely up to you to decide where and at what stage we</p> <p>23 stop.</p> <p>24 MS BLACKWELL: Thank you.</p> <p>25 (3.09 pm)</p> <p style="text-align: center;">Page 166</p>
<p>1 (A short adjournment)</p> <p>2 (3.22 pm)</p> <p>3 THE CHAIRMAN: Ms Blackwell, I will leave it entirely up to</p> <p>4 you to decide when today you want to break off, bearing</p> <p>5 in mind that this officer's evidence is not going to</p> <p>6 finish today.</p> <p>7 MS BLACKWELL: No, I don't believe it will.</p> <p>8 THE CHAIRMAN: Very good. Thank you.</p> <p>9 MS BLACKWELL: Mr Turner, just before we broke I was asking</p> <p>10 you about the absence on the FA2 form of any of the</p> <p>11 possible ways in which the conspirators would be</p> <p>12 extracted from the Audi or the plan to spring Izzet Eren</p> <p>13 would be foiled. You made reference to the tactical</p> <p>14 adviser's form and I said that we would look at that</p> <p>15 now, the FA5 form.</p> <p>16 Just so that I am clear, is it your evidence that</p> <p>17 you wouldn't expect any of that information to appear in</p> <p>18 the FA2 form?</p> <p>19 A. No.</p> <p>20 Q. Right, but you would expect it to be considered in the</p> <p>21 FA5 form?</p> <p>22 A. Yes.</p> <p>23 Q. Is one of the perceived difficulties in its absence from</p> <p>24 the FA2 form, the fact that if it isn't raised by the</p> <p>25 tactical firearms commander, how can the various</p> <p style="text-align: center;">Page 167</p>	<p>1 permutations then be considered by the tactical adviser?</p> <p>2 A. So, in relation to the deployment of a mobile armed</p> <p>3 support configuration and platform, it gives a various</p> <p>4 amount of around the different options within cases like</p> <p>5 this.</p> <p>6 I have experience within kidnap cases where so many</p> <p>7 different obviously variables can occur, it is exactly</p> <p>8 the same in this occasion as well. So many different</p> <p>9 variables which would give the TFC and OFC options in</p> <p>10 order to deliver the most safest way in order to</p> <p>11 obviously either disrupt or put in place contingencies</p> <p>12 to meet the working strategy that we discussed before.</p> <p>13 Q. Right, so where should those options be recorded?</p> <p>14 A. The options would be recorded in the FA5.</p> <p>15 Q. Right, and is it from that FA5 that the OFC and the</p> <p>16 officers on the ground will get briefed as to the most</p> <p>17 suitable of those options?</p> <p>18 A. There wasn't a most suitable option because, in essence,</p> <p>19 we would be unable to say what that actually looked</p> <p>20 like, so they would be aware -- the officers would be</p> <p>21 aware about the contingencies and options available to</p> <p>22 them.</p> <p>23 Q. Right.</p> <p>24 A. But very much in the tactical firearms commander's role,</p> <p>25 not in the SFC's role.</p> <p style="text-align: center;">Page 168</p>

42 (Pages 165 to 168)

1 Q. Right, thank you.
 2 Could we look at COP24 please, Mr Coates, and
 3 page 9. This is the APP AP.
 4 I just want us to reflect for a moment on effective
 5 strategy, which begins at the bottom of this page:
 6 "An effective strategy should.
 7 "Provide clarity of purpose.
 8 "Recognise public safety as a priority.
 9 "Reflect the multidimensional threat assessment in
 10 priority order.
 11 "Be achievable.
 12 "Be dynamic to reflect changes in circumstances.
 13 "Be specific to the operation."
 14 "When formulating a working strategy, firearms
 15 commanders are required to consider the role of the
 16 police in protecting the public alongside the wider duty
 17 to investigate crime and bring offenders to justice.
 18 Sustained public protection may be characterised as
 19 an acknowledgment that an extended duty of care to the
 20 public exists in some more complex operations."
 21 That final part, referencing again sustained public
 22 protection, goes back to what you have already told us
 23 during the course of your evidence.
 24 But given that this is guidance indicating that
 25 an effective strategy should -- I am looking at the

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1 **mindset in towards the Audi, there was a closing --**
 2 **a collapsing timeframe in relation to obtaining evidence**
 3 **within that, and so therefore gave evidence, gave**
 4 **a period of time and a tipping point in order to gather**
 5 **evidence for the long-term protection of the public and**
 6 **safety of obviously police officers and those involved**
 7 **in the car.**
 8 Q. It was impossible, prior to the morning of 11 December,
 9 for you to plan where along a potential route your
 10 evidential threshold or tipping point might arrive,
 11 because you didn't know until the morning of 11 December
 12 which route the van would be taking?
 13 **A. No, it didn't, however there was very much in the**
 14 **parameters and contingencies was the formulation of the**
 15 **world "control" and if the TFC had lost control of the**
 16 **vehicle, ie it started to move and the gap started to**
 17 **narrow between what I will say were potential victims in**
 18 **being Serco and the mission car. There was**
 19 **a contingency in place in order to implement the overt**
 20 **containment of the Serco vehicle as it travelled towards**
 21 **the court.**
 22 Q. All right. I just want to ask you a series of questions
 23 to invite your opinion on an option that could have
 24 played out on the morning of 11 December.
 25 We have established that until shortly before the

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1 penultimate bullet point:
 2 "Be dynamic to reflect changes in circumstances."
 3 Does that not suggest that a reference to how the
 4 circumstances may change and what the options may be
 5 should be something that you, as a strategic firearms
 6 commander, consider in your role?
 7 **A. Yes, it would be and to put it into context, that would**
 8 **be in receipt of threat information or intelligence,**
 9 **where obviously we could review what the threat**
 10 **assessment is and then there will be this constant**
 11 **review and evaluation as per obviously the national**
 12 **decision making model.**
 13 Q. Thank you.
 14 When you read through this FA2 form on 7 December,
 15 did you consider what the evidential thresholds might be
 16 in relation to this operation?
 17 **A. So with this, very much in the TFC quarter in relation**
 18 **to what the evidential threshold is, but to put it into**
 19 **context, it was the parameters -- the parameters that we**
 20 **put in place, was a geographical one and I think I may**
 21 **have touched on it.**
 22 Q. Yes.
 23 **A. The van was obviously travelling from Wormwood Scrubs**
 24 **and it was travelling obviously to a line in the sand.**
 25 **So, therefore, if we then bring our attention and**

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1 van left Wormwood Scrubs you were unaware of the route
 2 that would be taken by the vehicle, by the van.
 3 **A. Very much in the tactical space, but as far as I am**
 4 **aware, yes.**
 5 Q. Although you had by that time installed a tracker and
 6 a probe on the Audi vehicle, you have accepted that it
 7 was possible -- I don't put it any higher than that --
 8 that on the morning of the escape attempt, or some time
 9 close to the morning of the escape attempt, it was open
 10 to the conspirators to decide to use a different
 11 vehicle?
 12 **A. Okay, yes, absolutely, sir, that was the case.**
 13 **However, to go back into the question, our**
 14 **intelligence pointed that the mission car was going to**
 15 **be the focal point.**
 16 THE CHAIRMAN: Nothing had changed.
 17 **A. Nothing had changed at all, sir.**
 18 THE CHAIRMAN: Yes.
 19 **A. However, if anything had changed, yes, we had the**
 20 **resources, we had the command structure in place, we had**
 21 **the contingencies in place to deal obviously with that**
 22 **threat and risk.**
 23 **It comes back to what the MASTS is actually there,**
 24 **it is a flexible platform in order to deliver a number**
 25 **of different options.**

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<p>1 MS BLACKWELL: Yes.</p> <p>2 A. And most suitable resource to use in this case, with the</p> <p>3 best trained CTSFOs obviously in place on that day.</p> <p>4 Q. It is not a tactic, is it, it is a platform from which</p> <p>5 a variety of tactics can follow?</p> <p>6 A. A variety of tactics can be deployed.</p> <p>7 Q. If those following the Serco van had been blindsided by</p> <p>8 a vehicle not previously known to the police, which had</p> <p>9 stopped in front of the van and conspirators had got out</p> <p>10 and tried to attack the van, was there a contingency in</p> <p>11 place for that happening somewhere along that route</p> <p>12 which would have taken about an hour to get from the</p> <p>13 prison to the court?</p> <p>14 A. There was armed surveillance, there was a covert and</p> <p>15 an overt element to put a containment bubble around that</p> <p>16 Serco van.</p> <p>17 So I was content that there was contingencies in</p> <p>18 place to secure the safety of those individuals.</p> <p>19 Q. One way for you to have increased the efficacy of those</p> <p>20 contingencies would be to have discovered the route</p> <p>21 beforehand, so you could have placed -- you could have</p> <p>22 had not only armed officers around the van, covertly</p> <p>23 around the van, but you could have had other officers</p> <p>24 placed along the route, couldn't you?</p> <p>25 A. I mean, yes, you could -- I don't see what -- I mean</p> <p style="text-align: center;">Page 173</p>	<p>1 very much a tactical issue, it would be one that the TFC</p> <p>2 or the TAC adviser didn't put to me. I don't see how</p> <p>3 that could give any advantage to us within London,</p> <p>4 within rush hour traffic. I think that may have caused</p> <p>5 some difficulties, but very much a tactical option but</p> <p>6 I don't see what added value that would have brought.</p> <p>7 Q. Let's now look at the FA5 form which you received on</p> <p>8 9 December.</p> <p>9 It is IPC1133, please, Mr Coates. Thank you.</p> <p>10 Could we go to the next page, please.</p> <p>11 A great deal of what appears on this form is</p> <p>12 generic, isn't it? In that it is not operational</p> <p>13 specific.</p> <p>14 A. Yes, some is. I have seen lots of tactical advice, and</p> <p>15 some of that is relevant to it, but yes.</p> <p>16 Q. This page, for instance, sets out what the tactical</p> <p>17 advice document should do and should contain, and there</p> <p>18 is nothing on this page that is operational specific, is</p> <p>19 there?</p> <p>20 A. No.</p> <p>21 Q. If we go to the next page, please.</p> <p>22 Similarly, that sets out the responsibilities and</p> <p>23 the advice provided by the OFC, so that is not</p> <p>24 operational --</p> <p>25 A. That's correct, sir.</p> <p style="text-align: center;">Page 174</p>
<p>1 Q. The next page, please.</p> <p>2 Here we have the national decision model and the</p> <p>3 tactical options testing process, not operational</p> <p>4 specific. The next page, please, this is operational</p> <p>5 specific because this is a tick list, isn't it, that is</p> <p>6 completed by the tactical adviser, setting out what the</p> <p>7 general tactical options and the covert operations</p> <p>8 contingency deployments are, and the overt operations</p> <p>9 contingency deployments and the decisive action options.</p> <p>10 We can see that there are a series of boxes which</p> <p>11 have been ticked by the tactical adviser, and this is</p> <p>12 really a summary of what then follows in relation to the</p> <p>13 issues which have been considered and some of which have</p> <p>14 been accepted and some of which have been rejected?</p> <p>15 A. Correct, sir, yes.</p> <p>16 Q. Thank you.</p> <p>17 Next page, please.</p> <p>18 This page is certainly operationally specific:</p> <p>19 "This advice is being provided following a meeting</p> <p>20 with the SFC, DSU Turner, TFC, DCI Williams, SIO,</p> <p>21 DI Murray and others at [the place has been redacted] on</p> <p>22 3 December 2015.</p> <p>23 "I have previously prepared further tactical advice</p> <p>24 relating to other Operation Ankaa deployments and this</p> <p>25 advice relates to an armed deployment on Friday,</p> <p style="text-align: center;">Page 175</p>	<p>1 11 December 2015."</p> <p>2 The other deployments to which S48 was referring is</p> <p>3 the TSU deployment on 8 December?</p> <p>4 A. Correct, sir, yes.</p> <p>5 Q. Thank you:</p> <p>6 "I have had several detailed telephone conversations</p> <p>7 with the TFC in relation to the developing intelligence</p> <p>8 picture, detailed telephone discussions with the TFC and</p> <p>9 the SIO. I have also had the opportunity to read the</p> <p>10 FA1 and FA2 and the attached document. I have noted the</p> <p>11 threat assessment and the initial working strategy."</p> <p>12 When you read this, were you aware that S48 couldn't</p> <p>13 have read the FA1 document because it had not been</p> <p>14 completed?</p> <p>15 A. I was aware that obviously an FA1 was not in existence,</p> <p>16 so he couldn't have read it. I would have been aware.</p> <p>17 Q. Did you draw that to his attention?</p> <p>18 A. No. No, I didn't.</p> <p>19 Q. "The full intelligence picture is detailed and therefore</p> <p>20 not repeated here."</p> <p>21 Just pausing there, was there anything unusual about</p> <p>22 the fact that the tactical adviser would not necessarily</p> <p>23 repeat everything that was in the FA2 form?</p> <p>24 A. Yes, there is nothing unusual in relation to that.</p> <p>25 Q. Thank you:</p> <p style="text-align: center;">Page 176</p>

44 (Pages 173 to 176)

<p>1 "However, intelligence suggests a possibility of any 2 offences being committed within central and/or north 3 London, although at this time the intended location is 4 unknown." 5 What did you take that to mean, a reference to, "The 6 offences being committed within central and/or north 7 London"?" 8 A. So I rather took that that this is a live crime in 9 action, that obviously, yes, things could change as 10 a result of obviously as we progress towards the 11 morning. 12 Q. The Audi vehicle was parked in close proximity to Wood 13 Green Crown Court, wasn't it? 14 A. Yes, correct. 15 Q. The intelligence of which you were aware indicated that 16 the likely escape attempt would take place close to the 17 Crown Court? 18 A. Yes. 19 Q. Does that explain why there is a reference on this form 20 to the offence being committed in central London rather 21 than north London? 22 A. I wouldn't be able to answer that. I mean it would be 23 something for S48, but, once again, it is a live crime 24 in action, so who could tell what would happen on the 25 morning, whether they would get in the car and drive</p> <p style="text-align: center;">Page 177</p>	<p>1 around. Obviously they didn't. 2 THE CHAIRMAN: This document was created for your benefit. 3 A. And the TFC, sir, as well. 4 THE CHAIRMAN: Yes. 5 I think Ms Blackwell is asking in effect, here we 6 have a reference to "central London", did you ask him 7 what he meant? 8 A. No, I didn't. 9 THE CHAIRMAN: You knew that there was no FA1 document in 10 existence. 11 A. Yes, sir. 12 THE CHAIRMAN: Did you suggest to him that really he 13 shouldn't refer to the existence of a document which 14 everybody knew didn't exist? 15 A. No, I didn't, sir. 16 THE CHAIRMAN: Yes. 17 MS BLACKWELL: I will return to the form, Mr Turner: 18 "As discussed verbally with the SFC and the TFC the 19 operation will be supported by two armed surveillance 20 teams, this will provide the TFC with the capacity to 21 provide an armed deployment to the known subjects and 22 a further deployment to provide armed support around the 23 movement of the escort and subject within. CTSFO 24 officers will have the ability to provide a further team 25 and reactive jump-off option. This will allow the TFC</p> <p style="text-align: center;">Page 178</p>
<p>1 a full range of tactical options to cater for any 2 developing intelligence. 3 "The following advice provides advice in relation to 4 an imprecise situation where any offence venue is 5 unknown (MASTS support) and also provides for a security 6 and protection armed deployment utilising armed 7 surveillance officers with CTSFO support to maintain 8 control of the escort. It is intended at this time for 9 covert deployment around the escort as to alert persons 10 of police knowledge of subjects' intended actions may 11 result in disruption, only for the offence to be 12 reenacted at a later date when not under police control 13 and a reasonably anticipated tactical response cannot be 14 planned or initiated in full. Therefore if the 15 subjects' actions were to take place at a later date, it 16 is likely it would result in the absence of mitigation 17 to the risks and thus increasing risks to potential 18 future victims. 19 "Notwithstanding the above, if intelligence 20 indicates uncontrolled elements or subjects toward the 21 escort, the TFC can utilise the contingency assets 22 assigned and can promptly adopt a discreet protection 23 method or can provide an overt protection package. This 24 will provide a significant visible armed deterrent to 25 any attempt by the subjects intending to complete armed</p> <p style="text-align: center;">Page 179</p>	<p>1 criminality towards the escort and, likewise, an overt 2 and covert armed presence will be instigated upon the 3 escort arrival at the known location, Wood Green Crown." 4 In that rather lengthy paragraph, what is being 5 suggested by the tactical adviser is that the MASTS 6 support provides an appropriate level of security and 7 protection by way of armed deployment to surveillance 8 officers in circumstances where, were the conspiracy not 9 allowed to run, there was a risk that the same attempt 10 might be made at a future time when those provisions had 11 not been planned and were not available? 12 A. Yes, sir, that's correct. 13 Q. Right: 14 "The overarching TFC will be located remotely in the 15 crime command suite and will have direct access to CTSFO 16 tactical adviser along with intelligence updates. At 17 this time I am aware ground-assigned TFCs will be 18 located within the covert armed CTSFO assets. Instant 19 radio communications with the overarching TFC 20 [Mr Williams] and ground TFCs, firearms and surveillance 21 assets will be in use. At this time there is no 22 detailed intelligence in relation to offence methodology 23 or armaments, although as the intelligence develops, 24 there may be a consideration for the issue or deployment 25 of EMOE specific for this operation, as a contingency</p> <p style="text-align: center;">Page 180</p>

45 (Pages 177 to 180)

1 for life at risk scenarios and would require further
 2 authorisation. EMOE is carried under standing authority
 3 for on-duty CTSFO teams."
 4 Firstly can you help us with "EMEO" stands for,
 5 please?
 6 THE CHAIRMAN: EMOE.
 7 **A. Emergency method of entry.**
 8 MS BLACKWELL: Emergency method of entry. What does that
 9 mean?
 10 **A. That would mean explosives in order to gain fast-time**
 11 **entry, rapid entry within inside a premises.**
 12 Q. Right. Was it being considered that this operation
 13 would have involved something along those lines?
 14 **A. No.**
 15 Q. Right. There was no suggestion that the conspirators
 16 would be operating from a building rather than
 17 a vehicle, was there?
 18 **A. No, there is not. I mean obviously once again live**
 19 **crime in action in order that options could be obviously**
 20 **identified. If there was a breakout and they had run**
 21 **into premises, which could have caused a member of the**
 22 **public obviously to put them at risk, then it would have**
 23 **been a consideration and an option to perhaps obviously**
 24 **use this method.**
 25 Q. There is no reference here on this page, is there, to

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1 any particular options of tactical deployment in terms
 2 of how the firearms officers were going to approach the
 3 vehicle in the circumstances of the escape attempt being
 4 made?
 5 **A. No, sir, as previously said, this would be a tactical**
 6 **options, and obviously as we go through the FA form, you**
 7 **will see a whole menu of tactical options open to the**
 8 **TFCs, open to the OFCs, who are actually on the ground**
 9 **and can actually make those decisions.**
 10 Q. As we look at those now, when you were reading this
 11 form, did you consider that each of the tactical options
 12 that were being considered were relevant to the
 13 intelligence that -- of which you were aware, in terms
 14 of what you expected to take place?
 15 **A. Obviously reading through all the options are relevant,**
 16 **but none preferred because obviously, depending upon the**
 17 **different variables that could happen that day, once**
 18 **again with the title of MASTS, it is obviously to have**
 19 **that flexible approach in relation to obviously options**
 20 **that we can deliver.**
 21 Q. All right, thank you.
 22 Could we go to the next page, please:
 23 "Insufficient evidence exists to arrest and
 24 prosecute the subjects at this time, therefore the
 25 deployment options that support the working strategy are

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1 as follows."
 2 There are two:
 3 "Either to thwart the commission of any offences
 4 using preventative measures."
 5 (b):
 6 "To conduct a covert armed operation to identify,
 7 locate and arrest subjects once sufficiency of evidence
 8 has been obtained."
 9 We can see that in relation to (a) there is
 10 a description and then a series of implications and
 11 considerations. But there is nothing operationally
 12 specific about this, is there?
 13 Although this is being suggested as a possible
 14 option, there is nothing in what appears below the
 15 heading of (a) "Thwart the commission of offence using
 16 preventative measures" that is operationally specific to
 17 Operation Ankaa?
 18 **A. No, I think they are generic options. I think it would**
 19 **be difficult to be so specific, as I mentioned before,**
 20 **the variables could be so far and wide.**
 21 THE CHAIRMAN: It is a cut and paste?
 22 **A. I don't know, sir.**
 23 THE CHAIRMAN: Well it is not unreasonable to assume, is it?
 24 **A. It is not, sir, it is generic but probably relevant.**
 25 THE CHAIRMAN: Yes. I am not saying it is not relevant but

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1 the point is that, if it is not specific, it is likely
 2 to have been lifted from another similar document?
 3 **A. Yes, sir, I mean they look generic, so, yes, perhaps.**
 4 THE CHAIRMAN: Thank you.
 5 MS BLACKWELL: Then we go to the option (b), which, as we
 6 know, is the option is that is preferred:
 7 "Conduct a covert armed operation to identify,
 8 locate and arrest subjects once sufficiency of evidence
 9 has been obtained."
 10 And:
 11 "It is recommended that the covert operation
 12 includes an authority for: armed surveillance
 13 intelligence gathering.
 14 "This deployment is supported by a firearms team
 15 providing: mobile armed support to surveillance (MASTS)
 16 and intervention/interception options."
 17 We see that the final paragraph starts to describe
 18 armed surveillance intelligence gathering. If we can go
 19 to the next page, please, there are certain aspects of
 20 this form which have been redacted as being sensitive.
 21 But looking down that page, as the form sets out, armed
 22 surveillance intelligence gathering and mobile armed
 23 support to surveillance and SCO19 mobile armed support
 24 to surveillance and MASTS and what those three aspects
 25 of the operation relate to. Again, these are options

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1 that are chosen but they are generic options?
 2 **A. Yes, sir.**
 3 Q. Yes.
 4 Can we go to the next page, please. There we have
 5 implications and considerations and then there is then
 6 a reference to:
 7 "Armed interception.
 8 Armed interception of subjects on foot.
 9 "Armed interception of subjects in vehicles,
 10 relating to firstly a natural stop ..."
 11 Next page, please, then a compliant stop and then
 12 an enforced stop.
 13 Those are three possible options that could happen
 14 during the course of this deployment, aren't they?
 15 **A. Possible amongst others as well, yes.**
 16 Q. Thank you.
 17 Then there are the implications and considerations
 18 of those, there is:
 19 "Overt support to covert operations, incidental
 20 contact, ram rounds ..."
 21 Next page, please:
 22 "A small team intervention capability, armed
 23 interception of subjects in premises."
 24 Just before we reach there, I have run through those
 25 rather quickly, but you can confirm, can you not,

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1 **So many different variables, so many things can**
 2 **happen in a live crime in action.**
 3 Q. You wouldn't discount it, but you wouldn't consider it
 4 as relevant perhaps as some of the other options, given
 5 what you knew of the state of the intelligence at the
 6 time? Is that fair?
 7 **A. I think it would be down the lower end but obviously we**
 8 **cannot perceive anything, we cannot assume anything.**
 9 Q. Fair enough, thank you.
 10 Let's move down to the bottom third of this page,
 11 "Containment and call out":
 12 "This option is a trained and practised firearms
 13 deployment for which SCO19 firearms teams providing
 14 MASTS support are equipped to carry out a contingency
 15 measure. If a subject has entered a building or
 16 structure and intelligence suggests the subject may be
 17 armed or have ready access to firearms inside the
 18 premises or if a firearms warrant has been obtained for
 19 the premises, this option may be employed. The
 20 technique would be to cordon a small area using unarmed
 21 officers to contain the building front and rear using
 22 armed officers, to then approach the building with armed
 23 officers and either force or request entry. Contact
 24 would then be made with the occupants, who would be
 25 required to exit the premises. Any occupants would then

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1 Mr Turner, that in relation to all of those headings
 2 that we have just been through, again, although they are
 3 chosen in relation to this operation, there is nothing
 4 operationally specific about that information, they are
 5 generic choices?
 6 **A. They are generic choices and options.**
 7 Q. Thank you.
 8 "Armed interception of subjects in premises."
 9 The first topic under this heading is "Small team
 10 and covert support to arrest enquiries".
 11 We have just established, haven't we, that in
 12 relation to this operation there was nothing in the
 13 intelligence to suggest that there would need to be any
 14 armed interception of subjects in premises?
 15 **A. No, there is not.**
 16 Q. No.
 17 Strictly speaking, did you think that this was
 18 relevant or were you able to discount it when you read
 19 through the form?
 20 **A. Not discount, but be flexible around it. Because**
 21 **obviously, you know, we are not in control of obviously**
 22 **the subjects in the vehicle that are causing obviously**
 23 **risk to themselves by the means of actually being there,**
 24 **so we couldn't really tell how they would obviously**
 25 **react or what would happen.**

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1 be handed over to investigators in a safe area. The
 2 location would be searched for further persons by the
 3 firearms team before being handed over to the tactical
 4 firearms commander."
 5 There are then a series of implications and
 6 considerations in relation to that option.
 7 This related only to the option of containment and
 8 call out in a building, didn't it?
 9 **A. Correct, sir, yes.**
 10 Q. There is no reference here to containment and call out
 11 within a vehicle?
 12 **A. No, not here, no.**
 13 Q. Thank you.
 14 Can we go to the next page, please:
 15 "Dynamic entry or dynamic intervention, CTSFO team
 16 option only."
 17 So this was an option because the team included
 18 CTSFOs:
 19 "Specialist firearms officers are trained in dynamic
 20 entry or intervention techniques to save life, preserve
 21 evidence and arrest dangerous subjects from extreme
 22 circumstances.
 23 "It may be necessary for specialist firearms
 24 officers to intervene during the commission of the
 25 an offence, where there may be immediate threat to life

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<p>1 present or implied. This type of deployment would be 2 a dynamic intervention to save life. If the TFC 3 considers the dynamic entry deployment is required as 4 planned activity to support the strategic objectives of 5 the operation, further tactical advice should be 6 sought." 7 Was that dynamic entry or dynamic intervention 8 relating only to a building? 9 A. Into a building. 10 Q. Yes: 11 "Emergency search, again in all circumstances 12 appropriate authority should be sought, however where it 13 has not been possible to obtain this authority and due 14 to the immediate nature of the threat, it is reasonably 15 believed that any delay may result in the loss of life 16 or in serious injury, the decision to undertake 17 an emergency search will have to be fully justified by 18 those officers who carry it out." 19 Again, that is in relation to a building, isn't it, 20 rather than a vehicle? 21 A. A building, yes, sir. 22 Q. Can we go to the next page, please. We then come to 23 tactical options. 24 In relation to what has just gone before, although 25 there are a series of suggestions relating to armed</p> <p style="text-align: center;">Page 189</p>	<p>1 entry into buildings, there is nothing there in relation 2 to the manner in which the officers might approach and 3 deal with the occupants of a vehicle? 4 A. Yes, sir, that's correct. 5 Q. Did that surprise you that that wasn't there? 6 A. No, it didn't. I have seen obviously tactical advice 7 before and it hasn't mentioned that previously in 8 relation to obviously going back to your question, about 9 obviously the approach it took to individuals and 10 subjects. 11 Q. Yes, right. 12 Given that your intelligence was that these 13 conspirators would be acting in a vehicle rather than 14 a building, looking at this now, with the benefit of 15 hindsight, do you think that what we have just read 16 through might have been more relevant had it focused 17 upon the vehicle rather than buildings? 18 A. Yes, it could do but I think they are sensible options 19 to cover off because, once again, we need to be 20 flexible, we need to -- 21 THE CHAIRMAN: That might explain why they are in as well, 22 but the point Ms Blackwell is asking you to consider is 23 the absence of any reference to vehicle intervention. 24 A. So I think there is obviously reference to vehicle 25 intervention as we carry on within the FA form.</p> <p style="text-align: center;">Page 190</p>
<p>1 Q. All right. Let's have a look at the tactical options: 2 "The following tactical arrest options are available 3 to the TFC to support this covert operation." 4 1: 5 "Arrest the subjects at identified premises prior to 6 the commission of an offence." 7 2: 8 "Conduct mobile armed surveillance to establish 9 sufficiency of evidence and on the direction of the TFC 10 intercept/arrest subjects prior to substantive offence 11 taking place." 12 3: 13 "Intervene/arrest the subjects prior to offence 14 taking place at a known location." 15 4: 16 "Intervene or arrest the subjects during the 17 commission of the offence." 18 5: 19 "Arrest the subjects after the commission of the 20 offence." 21 Again, those are generic, a series of generic 22 tactical options which are then set out in more detail 23 over the following pages of the form, are they not? 24 A. Yes, they are, sir. 25 Q. So arrest subjects at identified location prior to the</p> <p style="text-align: center;">Page 191</p>	<p>1 commission of the offence. That is explained together 2 with the implications and considerations. 3 2: 4 "Conduct mobile armed surveillance, if sufficiency 5 of evidence to arrest is established on the direction of 6 the TFC intercept/arrest." 7 Again, we see the description of that and then 8 followed by the implications and considerations. Next 9 page, please. We then in the middle of that box have 10 the following in red: 11 "This action would prevent the subjects nearing the 12 escort, thereby reducing risks to any security 13 personnel, other transportees and members of the public 14 in the vicinity of the intended offence location." 15 That does appear to be operationally specific, 16 because it relates to the subjects nearing the escort? 17 A. Yes, sir, that's correct, yes. 18 Q. Has that been added by you? 19 A. No, sir, on the -- I am the SFC, this is the TAC 20 adviser. 21 THE CHAIRMAN: I know you are the SFC, but it comes to you. 22 Have you added it or has he put it in. 23 A. It would be the TAC adviser, sir, that put this in. 24 THE CHAIRMAN: Thank you. 25 MS BLACKWELL: Then in relation to option 3, again under the</p> <p style="text-align: center;">Page 192</p>

48 (Pages 189 to 192)

<p>1 implications and considerings we see two additions in 2 red: 3 "Firstly, in relation to no venue has been 4 identified, armed resources may be able to covertly 5 pre-positioned around the location and therefore be able 6 to respond quickly to the actions of the subjects if the 7 TFC requires that action." 8 Then the direction note below comments, and the 9 below comments in red are: 10 "Action here would have allowed the subjects to be 11 within close proximity of the escort. This may increase 12 risks to any security personnel, other transportees and 13 members of the public in the vicinity of the intended 14 offence location." 15 Again, it looks as if those words in red have been 16 added as operationally specific in a list of bullet 17 points that are generally generic? 18 A. Yes, sir. 19 THE CHAIRMAN: Yes. 20 MS BLACKWELL: Thank you. 21 Next page, please. 22 We see the fourth option set out in similar terms, 23 the fifth option again in similar terms. Next page, 24 please. Then we see in blue the following: 25 "The options which are most likely to achieve the</p> <p style="text-align: center;">Page 193</p>	<p>1 strategy are ..." 2 This is the (b) option rather than the (a) option, 3 which we have seen at the beginning of this section: 4 "Conduct a covert armed surveillance operation to 5 identify, locate and arrest subjects once sufficiency of 6 evidence is obtained." 7 Pausing there, the tactical adviser has gone through 8 the option of disrupting the conspiracy beforehand, or 9 option (b), which, having looked through the tactical 10 options, is the one which is being suggested and what we 11 see below this is: 12 "To support the two tactical options to be 13 implemented ..." 14 Then option 2, and option 2 is taken from the list 15 of five tactical options which we have just been 16 through? 17 A. Yes, sir. 18 Q. Yes. 19 Do you know what the tactical adviser meant when he 20 put, "To support this two tactical options to be 21 implemented"? 22 A. I would presume that he is talking in relation -- S48, 23 in relation to the two areas, so the Audi and then also 24 the Serco van. 25 Q. Thank you.</p> <p style="text-align: center;">Page 194</p>
<p>1 Can we there see the reference to option 2, which 2 has been recommended: 3 "If sufficiency of evidence to arrest is established 4 on the direction of the TFC intercept or arrest subjects 5 prior to any substantive offence taking place." 6 Then we see a reference to the circumstances: 7 "In these circumstances the following outcome is 8 expected." 9 We then go back to a generic description of what to 10 be expected and the rationale and the rejection of 11 option 1, can we go to the next page, please: 12 "Option 2 being the option which is most likely to 13 achieve the strategic intention." 14 If we look towards the bottom of that paragraph, we 15 see in I think what is darker print, "Clear tipping 16 points", three lines before the end: 17 "Clear tipping points need to be established to 18 ensure the subjects have no opportunity to come together 19 with the escort. To allow this would give police little 20 ability to quickly respond to any threat to life that 21 takes place prior to an interception being directed by 22 the TFC. 23 "However, these options are dependent on a number of 24 factors existing at the same time: 25 "The ability of police to locate and maintain</p> <p style="text-align: center;">Page 195</p>	<p>1 control of the subjects prior to any armed offence 2 taking place. 3 "The tactical firearms commander's ability to 4 communicate a decision to respond at the optimum time, 5 prior to the subjects committing any substantive offence 6 which puts any person at risk. Balanced against acts 7 which are merely preparatory to any actual offence. 8 "The armed officers being able to position 9 themselves forward enough to quickly respond without 10 alerting the subject to police presence and 11 understanding where the subjects and any vehicles are 12 located as well as the evidence available." 13 Then we see option 3 being considered but rejected, 14 and option 4 and option 5 in the same way. 15 At the bottom of this page: 16 "An open mind should be retained for the use of 17 further options depending on the progress of the 18 intelligence gained during the operation. 19 "Nothing should be ruled out and reassessment should 20 be made at appropriate junctures, this would reduce the 21 risk to all parties, including the general public." 22 There is still nothing on the form to set out in 23 relation to this specific operation what the options are 24 in terms of the officers approaching the vehicle in 25 an attempt to -- you look -- are you distracted by --</p> <p style="text-align: center;">Page 196</p>

49 (Pages 193 to 196)

<p>1 A. Sorry, I interrupted, sorry, apologies.</p> <p>2 Q. There is nothing that we have covered so far that sets</p> <p>3 out the contingencies in terms of how the officers are</p> <p>4 going to approach the Audi and how they are going to</p> <p>5 extract the occupants?</p> <p>6 A. Nothing you have covered so far has covered any of those</p> <p>7 options in relation to vehicles. Everything you covered</p> <p>8 so far hasn't.</p> <p>9 Q. Right, okay.</p> <p>10 We then move on to deal with the options for</p> <p>11 transportation and escort protection deployment and</p> <p>12 these are for consideration for the TFC:</p> <p>13 "The SEG are specially trained to carry out armed</p> <p>14 escorts operations and are an armed MPS resource to be</p> <p>15 considered for use for this operation. However the SEG</p> <p>16 are not covert armed police asset."</p> <p>17 "SEG" meaning?</p> <p>18 A. Special escort group.</p> <p>19 Q. Thank you.</p> <p>20 Is that something that was being considered here?</p> <p>21 A. It would have been considered as obviously the advice</p> <p>22 given, but obviously discounted in relation to training</p> <p>23 and resource. Hence why obviously we have the CTSFOs,</p> <p>24 obviously who can deliver all those options within</p> <p>25 a MASTS or overt capability.</p> <p style="text-align: center;">Page 197</p>	<p>1 Q. With that in mind, when we look at the tactical convoy</p> <p>2 configurations, there are five set out by the tactical</p> <p>3 adviser, the first four of which relate to the special</p> <p>4 escort group and the fifth option is:</p> <p>5 "Armed covert escort with SCO19, enhanced protection</p> <p>6 and MASTS deployable CTSFO team."</p> <p>7 Because we know that the special escort group was</p> <p>8 not used, and it must have been the fifth option that</p> <p>9 was going to be recommended, are we able then to move</p> <p>10 quite quickly through the first four options here?</p> <p>11 A. I think so, they were still options that were available</p> <p>12 to the TFC.</p> <p>13 Q. Yes.</p> <p>14 A. In relation to that, obviously I authorised the</p> <p>15 deployment and carriage of firearms. Obviously and look</p> <p>16 at the tactical plan to ensure that it meets the</p> <p>17 overarching strategy.</p> <p>18 Q. Yes.</p> <p>19 A. So obviously these were the options that were open to</p> <p>20 the TFC in order to deliver and mitigate the threat and</p> <p>21 risk that was on the day.</p> <p>22 Q. Right.</p> <p>23 Let's see then, we can see the first one is "Unarmed</p> <p>24 discreet escort", which would be with the special escort</p> <p>25 group.</p> <p style="text-align: center;">Page 198</p>
<p>1 Let's go to the next page, please "Armed discreet</p> <p>2 escort with the special escort group".</p> <p>3 Number 3, "Unarmed overt escort with a special</p> <p>4 escort group".</p> <p>5 Then, finally, "Armed covert escort with SCO19 CTSFO</p> <p>6 enhanced protection (contingency deployment)".</p> <p>7 We there see an explanation of what that would</p> <p>8 entail, again this is a generic description of the use</p> <p>9 of SCO19 officers, isn't it, in relation to how they are</p> <p>10 capable of deploying?</p> <p>11 A. I think it is specific and relevant to the deployment.</p> <p>12 I don't know whether it is generic or not in relation to</p> <p>13 obviously what they are going to deliver but, yes, it</p> <p>14 has got generic in it, but not specific because</p> <p>15 obviously there are so many different variables.</p> <p>16 Q. Thank you.</p> <p>17 Next page, please.</p> <p>18 Then we see this in bold:</p> <p>19 "Based on the information provided to me on the FA2,</p> <p>20 I recommend that the tactical option most likely to</p> <p>21 achieve the working strategy is: option 5, armed covert</p> <p>22 escort with enhanced protection (overt option</p> <p>23 available).</p> <p>24 "There is specific threat to this operation and the</p> <p>25 threat assessment does warrant the deployment of</p> <p style="text-align: center;">Page 199</p>	<p>1 specialist resources in the form of an enhanced</p> <p>2 protection CTSFO team to enhance the protection of the</p> <p>3 escort, such a response is proportionate to the risk.</p> <p>4 "The deployment should be appropriately armed to</p> <p>5 provide robust protection as any attempt to attack</p> <p>6 a moving convoy would in all likelihood involve a threat</p> <p>7 to the escorting officers, staff and surrounding public.</p> <p>8 The transportation can only take place by road.</p> <p>9 "By utilising an armed covert escort and enhanced</p> <p>10 protection, it provides the safest way to achieve the</p> <p>11 strategic intentions and is proportionate to the threat</p> <p>12 assessment provided. It would also allow an appropriate</p> <p>13 police response to any emerging threat and if disruption</p> <p>14 were to occur, would reduce risks for potential future</p> <p>15 victims and is therefore a more appropriate operational</p> <p>16 contingency in these circumstances.</p> <p>17 "The known location of delivery is also requested</p> <p>18 an armed support contingency. This will compromise of</p> <p>19 a STIC deployment within the venue to provide immediate</p> <p>20 armed support should any risk to life take place and</p> <p>21 also will be supported by the overt armed presence of</p> <p>22 deployed armed response vehicles and personnel</p> <p>23 externally at the venue, upon arrival of the escort."</p> <p>24 What did that relate to and what was S48 referring</p> <p>25 to when he described the venue?</p> <p style="text-align: center;">Page 200</p>

50 (Pages 197 to 200)

<p>1 A. I think he is referring to the venue as being the court 2 and obviously the STIC in order to obviously deploy up 3 there at any particular point if one of our 4 contingencies or parameters or loss of control of the 5 vehicle had occurred. 6 Q. Thank you: 7 "It is a possibility that the subject may have 8 associates within this location and such a deployment 9 provide a highly visible armed deterrent to any such 10 hostile action taking place at this venue. This 11 deployment would support and protect the employees, 12 other building inhabitants and the public. However, it 13 must be borne in mind that this deployment may disrupt 14 the offences to action at a later date. Therefore the 15 overt armed presence is likely to be instigated upon 16 arrival of the escort at this venue to reduce disruption 17 risks yet maintain the overall strategic objectives." 18 That is signed by S48, the CTSFO tactical adviser, 19 at midday on 9 December 2015. 20 Here is the tactical adviser indicating that the 21 tactical advice being provided is a recommendation that 22 an armed covert escort with enhanced protection (overt 23 option available) is in his view the most suitable 24 tactical option to take? 25 A. Yes, sir, yes, correct.</p> <p style="text-align: center;">Page 201</p>	<p>1 Q. Can we move on to the next page, please. 2 "Armed protection to TSU -- special munitions, 3 explosive method of entry, less-lethal options and risk 4 assessments." 5 Again, these are I think up to and including 6 "less-lethal options" generic in terms of what is being 7 suggested, is that right? 8 I mean armed protection to the TSU is not relevant, 9 is it? 10 A. Correct, sir, yes. 11 Q. Special munitions is not relevant? 12 A. Special munitions would be if we were going to deal with 13 the options on the vehicle, so, yes, it would be. 14 Q. Right, so the shotgun breaching rounds or the ram 15 rounds, that is relevant? 16 A. Correct, sir, yes. 17 Q. But not the CS agent or the distraction grenades, or do 18 you consider those were options on the day? 19 A. They would have been options on the day, I am unaware 20 whether they deployed that option. And I think S48 21 would be better placed to talk about that tactical 22 deployment. 23 Q. Then we will ask him about that. 24 The explosive method of entry has been redacted. 25 The less-lethal options is the use of Taser, isn't it?</p> <p style="text-align: center;">Page 202</p>
<p>1 A. Yes, correct, yes. 2 Q. Then we see risk assessments: 3 "The OFCs and TFC should be familiar with the 4 content of the operational risk assessments from the 5 SCO19 toolbox." 6 Were you aware of what S48 was referring to when he 7 quoted the SCO19 toolbox? 8 A. Yes, I am aware that risk assessments are generically on 9 our internal systems, sir, in order that people can gain 10 access to what those risk assessments are. 11 Q. Right, it says: 12 "The following risk assessments are applicable." 13 We then see a list of -- what are they? What is it 14 a list of? It looks like it is a list of guidance. 15 A. I think they are lists of guidance and references to 16 where the risk assessments could be obtained, with 17 reference numbers alongside. 18 Q. Right, and a description at the end of each line as to 19 what they relate to? 20 A. Correct sir, yes. 21 Q. Yes. 22 Then we can see under the box marked "Sensitive": 23 "SCO19 toolbox risk assessments adequately cover the 24 recommended tactical options and contingencies for this 25 operation. The tactical firearms commander will be</p> <p style="text-align: center;">Page 203</p>	<p>1 responsible for any further dynamic or specific assessed 2 risk for the deployment of armed officers which is 3 presented at the time of the activation of a tactical 4 option or is identified throughout the course of the 5 operation." 6 What did you take that to mean? 7 A. Obviously we are in the tactical space, obviously then 8 it would be the responsibility of the TFC in relation to 9 any further action in order that they could obviously go 10 through the NDM, identify any further tactical advice 11 that may well need to be taken from a TAC adviser -- S48 12 in this case. 13 Q. Right. Did it strike you that it was important on the 14 day for the tactical firearms commander and the tactical 15 adviser to be in easy contact with each other? 16 A. Of which they were and C3000 in my opinion and the 17 command structure gave that good practice, you know, in 18 order that they could sit alongside each other and be 19 contactable. 20 Q. So that they were able to act and react to the dynamic 21 situation really, as it developed? 22 A. Correct, yes, sir. 23 Q. Thank you. 24 Can we go to the next page, please. 25 This appears to relate to operational planning.</p> <p style="text-align: center;">Page 204</p>

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<p>1 Next page, please.</p> <p>2 That is specialist munitions and explosive entry.</p> <p>3 Next page, please.</p> <p>4 We can see here under the command and control box,</p> <p>5 we see the operation name.</p> <p>6 The tactical firearms commander, DCI Williams.</p> <p>7 Your name.</p> <p>8 Next page, please.</p> <p>9 Then "Operational tactical adviser continuity</p> <p>10 log ..."</p> <p>11 That is an option for S48 to use on the day,</p> <p>12 isn't it, to record anything that goes on -- it is not</p> <p>13 necessarily where he would keep his notes but it is</p> <p>14 an option for him to keep his notes there?</p> <p>15 A. Correct, sir, yes.</p> <p>16 Q. Thank you.</p> <p>17 Next page, please.</p> <p>18 And the next page.</p> <p>19 And the next page.</p> <p>20 Can we continue to the end. I think there are</p> <p>21 a couple more pages. There is some advice there about</p> <p>22 maintaining records -- and I think that is it.</p> <p>23 Thank you very much, Mr Coates. Can we take that</p> <p>24 down, please.</p> <p>25 Were you satisfied when you completed reading that</p> <p style="text-align: center;">Page 205</p>	<p>1 form that there was sufficient detail on it for the TFC</p> <p>2 to be able to advise on the morning as to what the</p> <p>3 tactical options were?</p> <p>4 A. I was happy with the FA5, which I saw obviously prior to</p> <p>5 the deployment. I do remember seeing vehicle options</p> <p>6 within the tactical advice, sir, but they don't</p> <p>7 obviously seem to appear on the copy that you have.</p> <p>8 Q. Ah. Do you think that you received a different version</p> <p>9 of that form?</p> <p>10 MR BUTT: Sir, I am sorry to rise, especially given I was so</p> <p>11 wrong last time, but at page 10 of the document we have</p> <p>12 been looking at there is a whole section dealing with</p> <p>13 subjects in the vehicle, containment and call out from</p> <p>14 a vehicle and extraction, which we didn't read out.</p> <p>15 THE CHAIRMAN: Thank you.</p> <p>16 MS BLACKWELL: Can we go to that, please then. Page 10.</p> <p>17 Right, let's look at the paragraph that appears</p> <p>18 under "Implications and considerations":</p> <p>19 "On many MASTS-based deployments a covert armed</p> <p>20 vehicle interception utilising enforced stop and</p> <p>21 extraction is often the preferred tactical option. It</p> <p>22 is accepted that this is a rapidly implemented tactic to</p> <p>23 dominate the occupants of a vehicle. Its use must be</p> <p>24 proportionate to the threat posed. On some occasions,</p> <p>25 it may be appropriate not to immediately extract</p> <p style="text-align: center;">Page 206</p>
<p>1 occupants but to contain them and call them out under</p> <p>2 control.</p> <p>3 "In a covert interception the use of blue lights and</p> <p>4 sirens immediately prior to interception is not normally</p> <p>5 carried out, as it is anticipated that the non-compliant</p> <p>6 actions of the subject would lead to them trying to make</p> <p>7 off. However, in some circumstances it may be assessed</p> <p>8 that the activation of warning equipment in the final</p> <p>9 seconds before the car is stopped may increase awareness</p> <p>10 of police presence, whilst minimising the risk of</p> <p>11 a pursuit/breakout.</p> <p>12 "Overt support to covert operations:</p> <p>13 "On some operations it may be appropriate to</p> <p>14 consider the support for overt ARV crews to assist in</p> <p>15 carrying out a vehicle interception. This could be for</p> <p>16 a number of reasons, including any uncertainty in</p> <p>17 relation to the firearms intelligence and also the need</p> <p>18 to hide the fact that a covert operation is being</p> <p>19 undertaken. In circumstances where the firearms</p> <p>20 intelligence is weak, it may be more appropriate for</p> <p>21 overt crews to undertake a natural or compliant stop</p> <p>22 with an armed enquiry."</p> <p>23 There is then a reference to incidental contact,</p> <p>24 about SCO19 officers being trained and authorised to</p> <p>25 make incidental contact with subject vehicles and at the</p> <p style="text-align: center;">Page 207</p>	<p>1 bottom a reference to ram rounds, which we have already</p> <p>2 covered.</p> <p>3 Can we go to the next page, please.</p> <p>4 Thank you, then can we go back to page 10.</p> <p>5 Is there anything on that page, other than a generic</p> <p>6 description of what a MASTS-based deployment in relation</p> <p>7 to enforced stop and extraction or other options is</p> <p>8 capable of doing?</p> <p>9 A. Is it generic? Is the question?</p> <p>10 Q. Yes.</p> <p>11 A. It is generic, which obviously is relevant to the</p> <p>12 operation, as I have mentioned before obviously there</p> <p>13 are so many different variables in relation to whether</p> <p>14 or not anything was preferred. There was options</p> <p>15 available to the TFC, OFC, to deploy a number of options</p> <p>16 that were available to them.</p> <p>17 Q. So you wouldn't expect the tactical adviser to take</p> <p>18 these generic options and then utilise them by importing</p> <p>19 into them the levels of intelligence that were known.</p> <p>20 In other words, let's take for example the MASTS-based</p> <p>21 deployment in relation to enforced stop and extraction.</p> <p>22 Would you expect there to have been a consideration</p> <p>23 by the tactical adviser of the specific intelligence</p> <p>24 that was known about the OCG and the use of the Audi and</p> <p>25 the area of London where it was expected that this</p> <p style="text-align: center;">Page 208</p>

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1 escape attempt was going to take place, and to
 2 incorporate those details into this form?
 3 **A. So I think, as I said, we go back to variables, the car**
 4 **could have actually moved anywhere as being the mission**
 5 **vehicle.**
 6 **It happened to park in an area obviously which could**
 7 **be contained and an arrest could be facilitated, but it**
 8 **could have actually gone anywhere, it could have been on**
 9 **the move. You know, the subjects could have been out of**
 10 **the vehicle. So what I am trying to make clear is that**
 11 **there were a number of different variables that could**
 12 **have actually occurred.**
 13 **The intelligence that was on -- was available, as**
 14 **the inquiry have actually heard did not change, so there**
 15 **was nothing specific in relation to how we could deploy**
 16 **any tactics, hopefully that makes sense but I really**
 17 **want to emphasise the point of being able to be -- deal**
 18 **with the variables in relation to the MASTS platform,**
 19 **which is specifically designed for these type of cases.**
 20 Q. Is your answer that it didn't surprise you that in
 21 relation to these options that were being set out on the
 22 form there was nothing operationally specific about
 23 them? There was nothing of the intelligence that was
 24 known imported into these generic descriptions?
 25 **A. No, it didn't surprise me, on the basis that the**

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1 We can see he has signed it, DCI Williams.
 2 That was received by you at 10.06.
 3 Now, you will have been aware that the vast majority
 4 of that FA2 form that was coming to you on 10 December
 5 had not changed --
 6 **A. Not specifically.**
 7 Q. -- and the only update was in relation to the two areas
 8 that DCI Williams sets out here in his email?
 9 **A. Yes, and they were the three areas.**
 10 **There was the area in relation to the Morguld piece**
 11 **that was put on the front.**
 12 **There was, secondly, that I wanted an update in**
 13 **relation to the no change in the intelligence.**
 14 **And then also in the for and against, which I think**
 15 **is page 8, reflecting obviously the issues around Serco.**
 16 Q. Right.
 17 Let's just have a look then, please, at IPC1086,
 18 which I think is the updated form.
 19 Thank you, next page, please.
 20 We can see that it now bears the correct name,
 21 Operation Ankaa, we can see that the date in the top
 22 left hand corner is 10 December 2015. If we go through
 23 the report, could you identify, please, the parts which
 24 you saw had been updated by the time that this form was
 25 received by you. Next page, please -- sorry, you were

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1 **intelligence we had unfortunately was quite broad, it**
 2 **wasn't specific enough to really dictate --**
 3 Q. Even that doesn't appear here, does it, the fact that
 4 the intelligence was broad and so it is not possible to
 5 say at the present time which of these options might be
 6 most suitable, that doesn't appear there, does it?
 7 **A. No, that is not mentioned, sir, no.**
 8 Q. That is the sort of operationally specific information
 9 that I am asking you, would you have expected there to
 10 have been something like that in this section of the
 11 report?
 12 **A. No, I wouldn't.**
 13 Q. In the form, sorry, and I think your answer is no?
 14 **A. No, I wouldn't.**
 15 Q. Thank you.
 16 Can we take that down, please.
 17 Moving to the updated FA2 form, which you received
 18 by email on the morning of 10 December. Can we put that
 19 up, please, at IPC1095, Mr Coates.
 20 We can see Mr Williams emailed this to you at 10.06
 21 on the morning of 10 December:
 22 "Please find updated the form, which includes the
 23 fact that there are no intelligence updates and the
 24 authority for deployment of AFOs overt and covert at
 25 Wood Green Crown Court from Lord Justice Gross."

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1 about to say something?
 2 **A. That is fine, sorry.**
 3 Q. Next page, please.
 4 And the next page.
 5 We can see at the bottom there, the final paragraph
 6 on that page:
 7 "Intelligence received today has confirmed that this
 8 offence is still planned and that Ozcan Eren has
 9 recruited a team, which includes unknown IC3 males."
 10 In fact that was out of date, wasn't it?
 11 **A. That was out of date and I think it is on the following**
 12 **page that Mr Williams has put the update. In fact it**
 13 **was the page after.**
 14 Q. Next page, please, and the next page.
 15 There we are.
 16 **A. Updated 10/12.**
 17 Q. "There have been no intelligence updates since
 18 7 December to indicate any changes in the intentions of
 19 the conspirators. The identities of the team recruited
 20 for this task remains unknown. Authority was granted on
 21 10 December by Lord Justice Peter Gross, the senior
 22 presiding judge for the deployments of both overt and
 23 covert armed officers at Wood Green Crown Court."
 24 So that had been updated?
 25 **A. Correct, yes.**

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<p>1 Q. Next page, please, and the next page, and the next page, 2 and the next page, and the next page and the next page, 3 and the next page, please. 4 Next page. 5 Thank you. 6 And the next page, and the next. 7 Had anything changed in relation to the threat and 8 risk assessments, as far as you were aware? 9 A. No. 10 Q. Next page. Thank you. Next page. 11 And the next page, and the next page. Next page, 12 next page, next page, next page. 13 Anything changed about the proposed options for the 14 plan there? 15 A. No, nothing at all, I think it was just on the for and 16 against in relation to the Serco, which I put on my FA3. 17 Q. Right, okay, next page, please, and the next page. 18 The accountability and necessity boxes, there was 19 still reference to the TSU in these, wasn't there? 20 A. As discussed before, yes. 21 Q. Are you able to explain why that had not changed in 22 relation to this updated -- 23 A. I hadn't noticed it and that was the reason why. 24 I didn't see it. 25 Q. The changes that we saw in relation to the operation</p> <p style="text-align: center;">Page 213</p>	<p>1 name, and I think you referenced Serco as well? 2 A. Yes. 3 Q. Those were specific matters which you brought to the 4 attention of the TFC? 5 A. Yes. 6 Q. And invited him to change? 7 A. Yes. 8 Q. At the time that he was updating the form in any event? 9 A. Yes. 10 Q. All right. 11 Thank you. 12 Could we take that down, please and look at IPC1084. 13 This is your email back to Mr Williams and I think 14 FE15 is Mr Gilmour, isn't it? 15 A. Yes, it is, yes. 16 Q. At 10.41, providing your attached authority in relation 17 to armed assets from SCO35 and 19. 18 Sent at 10.41 on 10 December, which is 35 minutes 19 after you had received the updated FA2 form. 20 In relation to your FA3 form -- which I think we 21 will look at now tomorrow, sir, if that is convenient -- 22 had you already prepared the vast majority of your form 23 prior to being sent this updated FA2? 24 A. Yes, the very vast majority of all of it I prepared 25 before.</p> <p style="text-align: center;">Page 214</p>
<p>1 Q. Right, that was done by you then at some point between 2 receiving the tactical advice and receiving this updated 3 FA2 form? 4 A. Yes, sir, correct. 5 Q. Or did you start to prepare your FA3 prior to receiving 6 the tactical advice? 7 A. I started before, unfortunately I cannot remember when I 8 started preparing it, but it was some in advance. 9 Obviously this had been an ongoing piece since 10 10 November. On receipt of I think the initial FA2, 11 I think sent on 7 December, I started to prepare the FA3 12 to give me (1) the maximum amount of time, as I said 13 before, in relation to plugging the gaps of the 14 intelligence, but then also, secondly, giving me time to 15 prepare the FA3 form as well. 16 Q. Thank you very much. 17 I'm sorry we haven't been able to complete your 18 evidence today, Mr Turner. We have to deal with the FA3 19 form and then matters that took place on the morning of 20 11 December. 21 Sir, is that a convenient place at which to pause 22 Mr Turner's evidence until tomorrow morning? 23 THE CHAIRMAN: Yes, certainly, if it suits you, 24 Ms Blackwell. 25 MS BLACKWELL: Thank you.</p> <p style="text-align: center;">Page 215</p>	<p>1 THE CHAIRMAN: Just as far as tomorrow is concerned, I think 2 we will presumably finish Mr Turner's evidence before 3 the break? 4 MS BLACKWELL: Yes. 5 THE CHAIRMAN: Then S48. 6 MS BLACKWELL: Yes. 7 THE CHAIRMAN: Who will take? 8 MS BLACKWELL: It is difficult to say. I hope that by using 9 Mr Turner to go through the large part of the FA5 form, 10 that will speed up S48's evidence tomorrow. Then we 11 have one other witness, W97, who has been asked to come. 12 His evidence will be short, so I am hoping that we will 13 be able to get through all three witnesses. 14 THE CHAIRMAN: In other words, by the time we get to the 15 close of business tomorrow, we should be effectively 16 where we expected to be? 17 MS BLACKWELL: Yes. 18 THE CHAIRMAN: Then you can let us know tomorrow where you 19 are expecting to be by close of business on Wednesday. 20 MS BLACKWELL: Will do, thank you. 21 THE CHAIRMAN: Thank you very much. 22 (4.29 pm) 23 (The Inquiry adjourned until 10.00 am the following day) 24 25</p> <p style="text-align: center;">Page 216</p>

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