

<p>1 Tuesday, 13 July 2021</p> <p>2 (10.00 am)</p> <p>3 THE CHAIRMAN: Good morning, everybody.</p> <p>4 MR MOSS: Good morning, sir.</p> <p>5 Sir, our first witness of the day is Chief Inspector</p> <p>6 Bill Scammell.</p> <p>7 THE CHAIRMAN: Sorry you were inconvenienced a fortnight</p> <p>8 ago. Thank you for coming back.</p> <p>9 MR MOSS: Can the witness please be sworn?</p> <p>10 THE CHAIRMAN: Yes.</p> <p>11 MR BILL SCAMMELL (affirmed)</p> <p>12 THE CHAIRMAN: Please sit down.</p> <p>13 Can we just establish, Mr Moss, that although the</p> <p>14 screens are up, that is for convenience, rather than for</p> <p>15 necessity --</p> <p>16 MR MOSS: It is.</p> <p>17 THE CHAIRMAN: -- and nobody is impaired from seeing what is</p> <p>18 going on?</p> <p>19 MR MOSS: Sir, that's right. It is nothing more than</p> <p>20 a practical arrangement and I am assured there are TV</p> <p>21 screens behind the other screens that allow people to</p> <p>22 see the witness.</p> <p>23 THE CHAIRMAN: Nobody has any observations to make as to why</p> <p>24 in the interests of convenience we shouldn't dismantle</p> <p>25 the screens at a more convenient time?</p> <p style="text-align: center;">Page 1</p>	<p>1 MR MOSS: I think everyone is happy, sir.</p> <p>2 THE CHAIRMAN: Thank you.</p> <p>3 Questions from MR MOSS</p> <p>4 MR MOSS: Officer, can you please confirm your name?</p> <p>5 A. My name is Bill Scammell.</p> <p>6 Q. Is it right, Chief Inspector, that at the time,</p> <p>7 December 2015, you were a police sergeant?</p> <p>8 A. That's right.</p> <p>9 Q. What was your role on 11 December 2015?</p> <p>10 A. My role was that of blue loggist, monitoring the channel</p> <p>11 of one of the surveillance teams deployed on Operation</p> <p>12 Ankaa.</p> <p>13 Q. Had you carried out the role of blue loggist before?</p> <p>14 A. Many times.</p> <p>15 Q. With what sort of frequency?</p> <p>16 A. Probably a couple of times a month relating to threat to</p> <p>17 life and kidnap operations with a similar setup to the</p> <p>18 day we had here --</p> <p>19 THE CHAIRMAN: Can I ask you to speak up a little?</p> <p>20 MR MOSS: It might be easier, Chief Inspector, if you move</p> <p>21 the microphones slightly nearer you, one of the red</p> <p>22 microphones. It might be better.</p> <p>23 What is a blue loggist, what makes a loggist blue?</p> <p>24 A. It relates to the person I was logging on behalf of or</p> <p>25 helping, which was the blue commander, which would have</p> <p style="text-align: center;">Page 2</p>
<p>1 been Chris Davies on the day. The blue commander is the</p> <p>2 surveillance manager for the operation.</p> <p>3 Q. We will see in a little while when we look at the CLIO</p> <p>4 log that there is more than one blue loggist on the log.</p> <p>5 A. Yes.</p> <p>6 Q. Was there more than one person logging for the</p> <p>7 surveillance manager or do other blue loggists do other</p> <p>8 things?</p> <p>9 A. There were three blue loggists monitoring three</p> <p>10 different channels for three surveillance teams.</p> <p>11 Q. What was your training as a CLIO loggist and was there</p> <p>12 particular training as a loggist for a surveillance</p> <p>13 manager, as a blue loggist?</p> <p>14 A. I did a day's course with Peter King, who ran C3000,</p> <p>15 which was about logging on and how to use the system and</p> <p>16 how to send messages on it. I actually did that course</p> <p>17 twice and then using my surveillance experience gave me</p> <p>18 what I needed to be the loggist for a surveillance team.</p> <p>19 Q. If, Chief Inspector, you look behind divider 3 in your</p> <p>20 bundle, and if we please look at IPC253 on the screens.</p> <p>21 Looking at the document you have open -- it might not be</p> <p>22 your divider 3, but you can see the document on the</p> <p>23 screen?</p> <p>24 A. Yes.</p> <p>25 Q. You will see that document is signed by Peter King and</p> <p style="text-align: center;">Page 3</p>	<p>1 this, as we understand it, is a document that was</p> <p>2 prepared for the IOPC by the Metropolitan Police to</p> <p>3 explain the CLIO system. The person that wrote that</p> <p>4 document, Peter King, is the person who gave you your</p> <p>5 training?</p> <p>6 A. Yes, I did the training twice.</p> <p>7 THE CHAIRMAN: I presume that was voluntarily.</p> <p>8 A. The first time I did it, sir, I volunteered for it and</p> <p>9 the second time I just happened to be there and I felt</p> <p>10 my knowledge of CLIO wasn't good enough, so I did it</p> <p>11 again.</p> <p>12 MR MOSS: How long does the training last?</p> <p>13 A. One day.</p> <p>14 Q. Are you able to remember -- perhaps you are having done</p> <p>15 it twice -- what sort of things are covered in that day?</p> <p>16 A. As I said, it is more around logging on, how to log on</p> <p>17 as your role, whether you are blue loggist or blue</p> <p>18 commander. How to attach briefings and send briefings</p> <p>19 to other parts of C3000 that are working there. So it</p> <p>20 is more around the nuts and bolts of how CLIO works.</p> <p>21 Q. I am now going to ask you about where, actually, you</p> <p>22 were working on 11 December. We have heard C3000</p> <p>23 described as a very large room, we have heard it</p> <p>24 described as a corporate room. Where were you within</p> <p>25 that room?</p> <p style="text-align: center;">Page 4</p>

<p>1 A. As people have described it, it is a double room that 2 was opened up as one room and I was pretty much in the 3 centre of it, where the blue commander and surveillance 4 will sit. So I had a blue loggist to my left, 5 Dan McCarthy was sat behind me because there wasn't 6 enough room for all the blue loggists in the normal 7 seats and I had the firearms TAC advisers to my right. 8 Q. Inspector Davies, the surveillance manager for whom you 9 were the loggist, was he near to you? 10 A. Yes, he was generally behind me, so in between me and 11 where Dan McCarthy was sat. 12 Q. Was he sitting at a desk behind you or was he roaming 13 around? 14 A. He was roaming around. 15 Q. Before you started work on that day, did you receive 16 a briefing on the operation, as opposed to the CLIO 17 system? 18 A. Yes, I went to a briefing on 10 December at 19 Scotland Yard, and then there was an update briefing at 20 5.00 am. 21 Q. What was your understanding of the intelligence of which 22 you were aware after those two briefings? 23 A. My understanding was that an organised crime network 24 were planning to break out some friends from a prison 25 van as it arrived at court.</p> <p style="text-align: center;">Page 5</p>	<p>1 Q. Was there anything in either of those briefings specific 2 to your role as a blue loggist? 3 A. No. 4 Q. Did anybody say, "These are the sorts of things we want 5 you to be logging down", or these are the sorts of 6 things loggists generally ought to be logging down or 7 was the briefing at a higher level about the operation? 8 A. No. The briefing was at a general level for the 9 surveillance teams deployed and it is relevant to me, 10 but there was nothing specific to my role. 11 Q. You are sitting at the desk in C3000, what equipment do 12 you have in front of you and around you to allow you to 13 carry out your role? 14 A. I would have two desktop computers and a police radio, 15 a secure radio. 16 Q. What is on the screen of each of those two computers? 17 A. CLIO is based, like an internet-based application on 18 a normal police computer and the other one can access 19 cameras and things like that. 20 Q. So CLIO fills one screen the whole of the time and that 21 machine is used for nothing else? 22 A. It could be used for other police purposes, like email 23 and those kinds of things, but on that day it was just 24 used for CLIO for me. 25 Q. What did you actually do with the other system -- you</p> <p style="text-align: center;">Page 6</p>
<p>1 say it could be used for a variety of things? 2 A. I didn't use it, it wasn't relevant that day. 3 Q. So you had the one computer that you did use, the CLIO 4 computer and then you had the one police radio? 5 A. Yes. 6 Q. What channel was that radio on, can you remember either 7 what it was called or can you tell us what was on it? 8 A. I think it is on my original entry -- 9 Q. Shall we look then, IPC251, page 2, and it is the entry 10 at 603 I think you are going for? 11 A. Yes, it's folder 174B. 12 Q. What does "folder" mean? 13 A. It is really a radio channel, but the folder holds 14 several radio channels within it, six or seven, and the 15 idea was that all the teams were on the same folder so 16 that if they came together they could easily switch 17 between each other to talk to each other. 18 Q. With the radio that you had, were you tasked just with 19 listening to the radio or were you tasked to make 20 transmissions as well? 21 A. I did both. 22 Q. In what circumstances did you make transmissions, who 23 could ask you to do so? 24 A. So Chris Davies could ask me to give information out, 25 and the teams or the team that I was listening to would</p> <p style="text-align: center;">Page 7</p>	<p>1 give information that I would potentially pass to 2 Chris Davies, because it would be relevant to the TFC. 3 Q. We see your entry at 6.03, you say: 4 "I am the blue loggist for Team 6, who are on folder 5 174B." 6 If we please go over the page, top of page 3 you go 7 on to say: 8 "Log number 340160. 9 "This may be a fast moving dynamic surveillance 10 deployment. I will try and make log entries but my 11 priority will be to assist the team with any information 12 relevant to their role and safety." 13 What team are you referring to? 14 A. The surveillance team, Team 6. 15 Q. What information might you need to provide to that team? 16 A. I might need to provide them intelligence, I might need 17 to tell them where the other teams are in relation to 18 them, which subjects were under control, which subjects 19 are not. Things like that. 20 Q. You say, "I will try and make log entries". In what 21 circumstances would you be making entries, would you be 22 directed to do so by Mr Davies or would you choose to do 23 so or something else? 24 A. I would say both. 25 Q. Did it happen that both did take place?</p> <p style="text-align: center;">Page 8</p>

2 (Pages 5 to 8)

<p>1 A. Yes.</p> <p>2 Q. When you made an entry that was on behalf of Mr Davies</p> <p>3 was it dictated to you or did you phrase them yourself?</p> <p>4 A. I would say I phrased them myself.</p> <p>5 Q. If we go to page 5, please, 6.48, you wrote:</p> <p>6 "Advised to leave control to technical, number of</p> <p>7 occupants requested ASAP, intelligence suggests persons</p> <p>8 not in vehicle, team advised."</p> <p>9 What is "technical" a reference to?</p> <p>10 A. The technical is in reference to a technical device that</p> <p>11 was on the car, that can be used to track it.</p> <p>12 Q. Did somebody direct you to make that entry?</p> <p>13 A. Yes, that would have come from Chris Davies.</p> <p>14 Q. What tells you that that came from Chris Davies?</p> <p>15 A. Well the decision to leave it to technical would have</p> <p>16 been his decision.</p> <p>17 Q. Was it therefore his decision to make the log of that</p> <p>18 decision or did you choose to do that?</p> <p>19 A. No, I was told that they could leave it to technical,</p> <p>20 rather than risk a compromise, and I made that note,</p> <p>21 I was not dictated that, but it would have come through</p> <p>22 him.</p> <p>23 Q. If we jump forward a couple of pages, page 7 and the</p> <p>24 time then is 7.29, please --</p> <p>25 THE CHAIRMAN: Could I just interrupt you a second, please,</p> <p style="text-align: center;">Page 9</p>	<p>1 Mr Moss.</p> <p>2 MR MOSS: Shall we go back to page 5?</p> <p>3 THE CHAIRMAN: No, no, it doesn't matter. We know, because</p> <p>4 it was clarified during the course of a previous</p> <p>5 witness, I think it was actually when Mr Williams gave</p> <p>6 evidence, that a lot of the attributions to what was</p> <p>7 originally Mr Williams's cipher are in fact this</p> <p>8 witness.</p> <p>9 MR MOSS: I think there was one example, but, sir, I believe</p> <p>10 that was when it was a digital cipher put over the top</p> <p>11 rather than a handwritten cipher in a marker pen. So</p> <p>12 I think when we look at this document here --</p> <p>13 THE CHAIRMAN: No, I am only mentioning that because if</p> <p>14 there are any other attributions which should have been</p> <p>15 to Mr Scammell and you want to refer to them, then</p> <p>16 everybody will understand that he is not being asked</p> <p>17 about something that somebody else logged down.</p> <p>18 MR MOSS: Yes, I suspect that the Trial Director system is</p> <p>19 one step ahead of both of us, sir, and we are probably</p> <p>20 looking at a refreshed document that does not have that</p> <p>21 error on it, but we will dance around it, if we need to.</p> <p>22 THE CHAIRMAN: Fine, thank you.</p> <p>23 MR MOSS: Chief Inspector, if you look in the middle of the</p> <p>24 page, 7.29:</p> <p>25 "Team advised that intelligence suggests that any</p> <p style="text-align: center;">Page 10</p>
<p>1 offence will be firearm enabled."</p> <p>2 Do you see that?</p> <p>3 A. Yes.</p> <p>4 Q. Does "team advised" mean that you made a radio</p> <p>5 transmission to that effect?</p> <p>6 A. It does.</p> <p>7 Q. Does the entry reflect precisely the wording of the</p> <p>8 transmission which you made?</p> <p>9 A. Yes.</p> <p>10 Q. Would you have said the words, "Team advised that ..."</p> <p>11 or would you just start at, "Intelligence suggests that</p> <p>12 any offence will be firearm enabled"?</p> <p>13 A. Yes, the latter.</p> <p>14 Q. But word for word, your words were "Intelligence</p> <p>15 suggests that any offence will be firearm enabled"?</p> <p>16 A. Yes.</p> <p>17 Q. Who instructed you to make that transmission?</p> <p>18 A. Chris Davies.</p> <p>19 Q. What does "firearm enabled" mean to you?</p> <p>20 A. It means that to achieve their aim, the criminals will</p> <p>21 use a firearm.</p> <p>22 Q. Does the wording imply a real firearm as opposed to</p> <p>23 an imitation or does it not mean that?</p> <p>24 A. It doesn't matter.</p> <p>25 Q. It is your evidence that "firearm enabled" means either</p> <p style="text-align: center;">Page 11</p>	<p>1 a real firearm or an imitation firearm will be used to</p> <p>2 enable the offence?</p> <p>3 A. Yes.</p> <p>4 Q. Is it a phrase with which you were familiar from your</p> <p>5 training?</p> <p>6 A. No.</p> <p>7 Q. Is it a phrase that you had heard used before?</p> <p>8 A. Not in relation to firearms, but "knife enabled" I had</p> <p>9 heard.</p> <p>10 Q. So when you give the clear evidence that it means either</p> <p>11 a real or an imitation firearm, one or the other, that</p> <p>12 is your understanding of it having not heard that phrase</p> <p>13 before or were you told that is what the phrase means?</p> <p>14 A. No, that is my understanding.</p> <p>15 Q. Do you feel that the phrase conveys a clear meaning?</p> <p>16 A. Yes.</p> <p>17 Q. Looking --</p> <p>18 THE CHAIRMAN: It might be said that it conveys a clear</p> <p>19 meaning that it will be a firearm, as opposed to</p> <p>20 an imitation firearm. I think that is the point that</p> <p>21 you are being asked about.</p> <p>22 A. Yes, sir. I see your point but from a firearms team and</p> <p>23 an armed surveillance point of view, until that firearm</p> <p>24 or imitation firearm has been through a forensic lab, it</p> <p>25 will be treated as a real firearm.</p> <p style="text-align: center;">Page 12</p>

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<p>1 THE CHAIRMAN: Thank you.</p> <p>2 MR MOSS: Looking closely at the wording, "Intelligence</p> <p>3 suggests [I will come back to that word] that any</p> <p>4 offence will be firearm enabled". The word "suggests"</p> <p>5 muddies the water and casts some doubt. The words "will</p> <p>6 be" are more concrete words, they convey some certainty.</p> <p>7 Do you think that is confusing, using the word</p> <p>8 "suggests" and the words "will be"?</p> <p>9 A. I don't, no.</p> <p>10 Q. What impression do you think it leaves the person</p> <p>11 receiving it with, that it might be firearm enabled,</p> <p>12 that it will be firearm enabled?</p> <p>13 A. If you take it literally it says it will be firearm</p> <p>14 enabled.</p> <p>15 Q. Do you accept though that the word "suggests" takes away</p> <p>16 from the certainty of the words "will be"?</p> <p>17 A. I understand your point, but "intelligence suggests" is</p> <p>18 used for most intelligence that is shared and it might</p> <p>19 depend on where that intelligence has come from.</p> <p>20 Q. Is it your evidence then that a firearms officer hearing</p> <p>21 that transmission would hear the phrase intelligence</p> <p>22 suggests and discount those words and then hear the</p> <p>23 words "will be firearm enabled" and think, yes, it will</p> <p>24 be firearms enabled, there is no doubt about it?</p> <p>25 A. If I was in their position I would think there is</p> <p style="text-align: center;">Page 13</p>	<p>1 intelligence to suggest that these criminals have</p> <p>2 a firearm, whether it is real or imitation.</p> <p>3 Q. Taking the point slightly further, if you were in their</p> <p>4 position, would you think these criminals have</p> <p>5 a firearm? Or would you think these criminals may have</p> <p>6 a firearm?</p> <p>7 A. I would think may, if it were me.</p> <p>8 Q. I thought that was the opposite of what you were just</p> <p>9 saying. I thought you were saying that the transmission</p> <p>10 says "will be firearms enabled", it conveys certainty</p> <p>11 and "intelligence suggests" is something we can just</p> <p>12 hive off to the side. Are you not saying that it</p> <p>13 conveys certainty, it says these criminals will have</p> <p>14 a firearm?</p> <p>15 A. I don't understand your question.</p> <p>16 Q. If you heard the phrase, "Intelligence suggests the</p> <p>17 offence will be firearms enabled", would you think the</p> <p>18 criminals will have a firearm or they may have</p> <p>19 a firearm?</p> <p>20 A. I would think that they may have a firearm.</p> <p>21 Q. If we move then to page 12, 8.47, we see "TL" in the</p> <p>22 middle of the page:</p> <p>23 "TL advised that SIO will want conventional control</p> <p>24 of Audi YPT as prison van nears plot."</p> <p>25 We have heard evidence, I think from Mr Davies, that</p> <p style="text-align: center;">Page 14</p>
<p>1 "TL" is probably a typo and probably is supposed to be</p> <p>2 "TFC", do you think that is right or do you think it</p> <p>3 means something else?</p> <p>4 A. No, "TL" means team leader.</p> <p>5 Q. Who does that refer to in these circumstances, leader of</p> <p>6 what team?</p> <p>7 A. FE10.</p> <p>8 Q. What does "conventional control"?</p> <p>9 A. It means having eyes-on control rather than just relying</p> <p>10 on technical control.</p> <p>11 Q. So having people there who were carrying out</p> <p>12 surveillance and can see the vehicle?</p> <p>13 A. Yes, as we are nearing an interception, the risk of</p> <p>14 compromise is less of an issue because there is going to</p> <p>15 be an overt police action imminently anyway.</p> <p>16 Q. Did you make a radio transmission to the effect of this?</p> <p>17 A. Yes.</p> <p>18 THE CHAIRMAN: Is this one of those cases where the acronym</p> <p>19 "SIO" has been used to cover "SFC" or is this accurately</p> <p>20 attributed to the SIO? Because we have heard a number</p> <p>21 of instances where the two acronyms have been used</p> <p>22 interchangeably.</p> <p>23 A. It wouldn't relate to the SFC, sir.</p> <p>24 THE CHAIRMAN: Would it relate to the TFC?</p> <p>25 A. It may do. I don't remember the actual wording that was</p> <p style="text-align: center;">Page 15</p>	<p>1 given to me.</p> <p>2 THE CHAIRMAN: When I said "SFC", I actually should have</p> <p>3 said "TFC". We have heard of a number of occasions</p> <p>4 where SIO has been seen to equal TFC. Is that likely to</p> <p>5 be the case here?</p> <p>6 A. I don't know whether it is likely. It is possible.</p> <p>7 THE CHAIRMAN: Thank you.</p> <p>8 MR MOSS: Finally, Chief Inspector, page 13, and we are at</p> <p>9 8.58 there. Your entry:</p> <p>10 "Audi YPT is parked in Bracknell Close in</p> <p>11 a residential bay on a driveway just beyond the junction</p> <p>12 with Olympus Grove. Numerous builders working opposite</p> <p>13 the vehicle in Bracknell Close."</p> <p>14 Is it correct that if any further details about the</p> <p>15 vehicle or the situation in Bracknell Close had been</p> <p>16 conveyed via the radio, that you would have noted that</p> <p>17 down?</p> <p>18 A. I think if there had been a significant change in its</p> <p>19 position or movement from or to that vehicle, then that</p> <p>20 would have been noted on here but the surveillance log</p> <p>21 would record anything else.</p> <p>22 Q. If you had made a more detailed transmission about how</p> <p>23 many builders there were or the precise location of them</p> <p>24 or for how long they had been there, or anything like</p> <p>25 that, we would see that on the log?</p> <p style="text-align: center;">Page 16</p>

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<p>1 A. Yes, this entry is literally to pinpoint where the 2 vehicle is for the police armed units that are coming in 3 from the surveillance team and my last entry on this is 4 "TJ aware", which means Trojan aware, which is the armed 5 police that are there. 6 MS MURPHY: Sorry, one moment. 7 MR MOSS: I have no further questions, other might though, 8 sir. Do you in the meantime have any questions? 9 THE CHAIRMAN: I will stay where I am for the moment. 10 MR MOSS: This is question 7, interaction? 11 MS MURPHY: Yes. 12 MR MOSS: There was somebody called Daniel McCarthy that day 13 who logged into the CLIO system. Do you remember 14 Daniel McCarthy? 15 A. Yes. 16 Q. Can you tell us the role of Daniel McCarthy? 17 A. He was blue loggist for one of the surveillance 18 channels. 19 Q. If we go to page 2, and 6.03 on the log. 20 A. Yes. 21 Q. We see him logging in also as blue loggist? 22 A. Yes. 23 Q. I am going to read to you the evidence of DC Reddy and 24 then ask you a question about it: 25 "I was informed by the listening officers that the</p> <p style="text-align: center;">Page 17</p>	<p>1 occupants of the vehicle did not appear concerned and 2 were joking about the fact that they were constantly 3 getting lost. I relayed this to the SIO [probably the 4 TFC] and the surveillance support within the operations 5 team." 6 The question is this: do you recall receiving that 7 update? 8 A. No. 9 Q. Would you have required the instructions of DI Davies to 10 put that over the radio? 11 A. No. 12 MR MOSS: Sir, we now do have no further questions. 13 Questions from THE CHAIRMAN 14 THE CHAIRMAN: Just one, please. 15 You agreed with Mr Moss that the use of the words 16 "will be" implied certainty. 17 A. Yes, sir. 18 THE CHAIRMAN: You also agreed that you would have 19 interpreted the entry that intelligence suggests that 20 the operation will be firearms enabled as meaning that 21 they may have a firearm. Which is some way short of 22 certainty. 23 If "will be" implies certainty and "may be" doesn't, 24 why did you not use the phrase "may be"? 25 A. I think my point is that I was asked if I heard that,</p> <p style="text-align: center;">Page 18</p>
<p>1 what I would think, and I understand that "will be" is 2 positive -- 3 THE CHAIRMAN: You were in fact noting down that which you 4 have been told? 5 A. Yes, that's right, sir. But I am saying if I was 6 a firearms officer on the ground near the vehicle, 7 I would think may be, because they might not use the 8 firearm at that point, so I may see it, I may not. So 9 I wouldn't assume I am going to see it, just because of 10 that transmission. 11 THE CHAIRMAN: In other words, will be firearms enabled 12 means will have access to a firearm whether they use it 13 or not, in your view? 14 A. Yes, in my view, sir, yes. 15 THE CHAIRMAN: Is that a fair way of putting it? 16 A. Yes, sir. 17 THE CHAIRMAN: Thank you very much. 18 MR MOSS: Thank you, sir. I do not have any further 19 questions. 20 THE CHAIRMAN: Very good. 21 MR MOSS: Sir, we just need five minutes, the next witness 22 is P2, but we need to reset the room slightly. 23 THE CHAIRMAN: Yes, fine. 24 Thank you very much, Mr Scammell. 25 I am just making a note. Unless anybody objects,</p> <p style="text-align: center;">Page 19</p>	<p>1 I am going to stay whilst we ... 2 MR MOSS: Of course. 3 (10.22 am) 4 (Pause) 5 (10.25 am) 6 THE CHAIRMAN: Yes. 7 MS BLACKWELL: Thank you, sir, may the witness be sworn, 8 please. 9 THE CHAIRMAN: Certainly. 10 W112 (sworn) 11 THE CHAIRMAN: Feel free to sit down, everybody else has. 12 A. Thank you. 13 Questions from MS BLACKWELL 14 MS BLACKWELL: Are you a detective constable in the 15 Met Police? 16 A. I am a constable. 17 Q. You are a constable? 18 A. Yes. 19 Q. Thank you. 20 Are you known by the cipher W112? 21 A. I am, yes. 22 Q. I would like to begin your questioning, please, by 23 inviting you to provide us with a summary of your 24 experience as a police officer as at 11 December 2015, 25 please?</p> <p style="text-align: center;">Page 20</p>

5 (Pages 17 to 20)

<p>1 A. Sir, at the time I had been a police officer for 2 13 years, two years as a borough response officer. 3 Following that I applied and was successful in being 4 accepted into the specialist firearms command, the unit 5 now known as SCO19. I did six years and following that 6 I volunteered and was successful in becoming a counter 7 terrorist specialist firearms officer, where I have been 8 in that role ever since. 9 Q. Thank you. 10 Just give me a moment, please. Had you, as at 11 11 December, received any first aid training as a police 12 officer? 13 A. Yes. I had been given ballistic first aid, which is as 14 part of an armed response officer, you would receive 15 ballistic first aid training. 16 Once I became a CTSFO, I then went on to become 17 a CTSFO medic, which involves two weeks' intensive 18 training. 19 Q. When was that completed? 20 A. That was -- 21 Q. Was it proximate to December 2015? 22 A. So I had done refresher training in October of that 23 year. 24 Q. Okay. So the two-week training course, the intensive 25 training course had been some time prior to that, but</p> <p style="text-align: center;">Page 21</p>	<p>1 you had upgraded or given yourself a refresher course in 2 October? 3 A. That's correct, yes. 4 Q. Thank you. 5 How did you first become aware of Operation Ankaa? 6 A. So in early December, S105 had basically told me that 7 an operation would be taking place on 11 December, and 8 that was -- that was it, no further information at that 9 stage was given to me. 10 Q. Was it obvious to you that you were being told of the 11 existence of the operation because it was expected that 12 you would be part of it? 13 A. That's correct, yes. 14 Q. Did you ask S105 any questions about the operation 15 during that first conversation? 16 A. It was a confidential operation, so no. 17 Q. Right. Following that first discussion, was the next 18 time that you spoke to S105 about the operation on 19 Monday, 7 December? 20 A. That's correct, yes. 21 Q. Right. 22 I am going to take you through what you were told 23 during that conversation and then up to and including 24 what took place on 11 December. It may help if you turn 25 behind tab 5 in our bundle to look at the witness</p> <p style="text-align: center;">Page 22</p>
<p>1 statement that you made on 14 December, so within 2 a matter of days of the incident taking place. 3 I should say that you have provided several witness 4 statements, haven't you, about this matter? 5 A. Yes, I have. 6 Q. You gave two short witness statements on the day itself, 7 on 11 December. 8 Then this more full statement on 14 December. 9 Then, subsequent to that, you have also provided 10 a statement in 2016 which I think was at the behest of 11 the IPCC, wasn't it? 12 A. That's correct. 13 Q. Finally, a statement for this inquiry dealing with 14 applications. 15 Let's concentrate, if we can, please, with the 16 statement on 14 December. If you can turn to page 2, 17 you will see the content relates here to what took place 18 on 7 December. 19 Tell us, please, on that occasion, what you were 20 told by S105 about the operation? 21 A. So S105 gave myself an outline of what the operation 22 might entail. He spoke about two males having been 23 stopped on a motorcycle and two firearms having been 24 recovered. 25 Q. Yes.</p> <p style="text-align: center;">Page 23</p>	<p>1 A. Also, that there was the potential that a group may 2 effectively try and spring an individual from a prison 3 van. 4 Q. What were you told about the prisoners? 5 A. So the -- those involved in the arrest, links to gangs, 6 murders both in the UK and abroad, violence -- that kind 7 of ... 8 Q. Were you told the reason why the prisoners were being 9 taken to court, what sort of offences they were facing? 10 A. Firearms offences. 11 Q. Were you told the type of firearms which had been seized 12 from them on the occasion that they were arrested on 13 13 October? 14 A. I was, yes, sir. 15 Q. What were they? 16 A. One was a semi-automatic pistol and the second was 17 a Skorpion machine pistol. 18 Q. Were you familiar with those weapons? 19 A. Certainly a Skorpion machine pistol, yes, very familiar. 20 Q. Were you also told that a vehicle had been identified, 21 a lost or stolen black Audi vehicle, and there was 22 an expectation that that may be used in some way, shape 23 or form in the escape plan? 24 A. That's correct, yes. 25 Q. Were you told that the vehicle had been parked up in</p> <p style="text-align: center;">Page 24</p>

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<p>1 a residential car park close to the court itself?</p> <p>2 A. Yes.</p> <p>3 Q. Were you told of the extent of the operation, and by</p> <p>4 that I mean this, how many firearms officers it was</p> <p>5 expected would be involved in the deployment that day?</p> <p>6 A. Perhaps not on this day, I think this was more of</p> <p>7 a flavour of what the operation might entail.</p> <p>8 Q. So no specifics in relation to that?</p> <p>9 A. No.</p> <p>10 Q. Right.</p> <p>11 Were you then asked to accompany W80 and N79 on</p> <p>12 a reconnaissance or recce of the area concerned on</p> <p>13 Wednesday, 9 December?</p> <p>14 A. I was, yes.</p> <p>15 Q. Did you do that?</p> <p>16 A. I did, yes.</p> <p>17 Q. Did that involve you going to Wood Green Crown Court and</p> <p>18 the surrounding area?</p> <p>19 A. Yes.</p> <p>20 Q. What did you concentrate on when you got to the Crown</p> <p>21 Court?</p> <p>22 A. The other officers in the vehicle, we went to the area</p> <p>23 of the court where it was noted entrances and exits.</p> <p>24 Q. Right.</p> <p>25 A. The entrance where the prison van would go into, staff</p> <p style="text-align: center;">Page 25</p>	<p>1 entrances, car parks, the general layout of the area.</p> <p>2 Q. Had you been to the area at the rear of the Crown Court</p> <p>3 where the prison vans entered and exited before? Had</p> <p>4 you been before?</p> <p>5 A. No.</p> <p>6 Q. No, so this was your first visit?</p> <p>7 A. It was, yes.</p> <p>8 Q. Did you notice -- well, were you present there when the</p> <p>9 gates used to provide entry to that area were opened and</p> <p>10 closed?</p> <p>11 A. I -- I have made a note that I saw those gates, but</p> <p>12 I can't really remember what they look like.</p> <p>13 Q. Were you aware of any area of vulnerability for a prison</p> <p>14 van at that particular location?</p> <p>15 A. An area of vulnerability for a vehicle going into</p> <p>16 a building like a court is that at some point it must be</p> <p>17 static while the gates open, which is certainly an area</p> <p>18 I would consider of concern.</p> <p>19 Q. Is that something of which you were aware because of</p> <p>20 your experience as a police officer or is that something</p> <p>21 that you noted on this particular day?</p> <p>22 A. Just as general experience, but --</p> <p>23 Q. Do you think that there was any conversation between</p> <p>24 yourself and the other two officers on that day about</p> <p>25 that being an area of vulnerability?</p> <p style="text-align: center;">Page 26</p>
<p>1 A. I have not made any note of any conversation, no.</p> <p>2 Q. All right.</p> <p>3 Did anybody alert you to the fact that the gate that</p> <p>4 had to open to allow access to a prison van did so in</p> <p>5 a slow fashion rather than at great speed?</p> <p>6 A. No, but I would certainly say that that would be</p> <p>7 a vulnerability for any --</p> <p>8 THE CHAIRMAN: Is it fair to say the longer it takes to open</p> <p>9 and close, the greater the vulnerability?</p> <p>10 A. Absolutely, sir.</p> <p>11 THE CHAIRMAN: Yes.</p> <p>12 MS BLACKWELL: During the recce, did you also see the</p> <p>13 entrance to Eastern Road where the black Audi vehicle</p> <p>14 was parked?</p> <p>15 A. Yes.</p> <p>16 Q. Did you drive down the road and look at the vehicle --</p> <p>17 A. No.</p> <p>18 Q. Why not?</p> <p>19 A. Because there is always a potential that you could</p> <p>20 compromise the operation.</p> <p>21 Q. Yes.</p> <p>22 Does that conclude your recollection as to what you</p> <p>23 did on 9 December in relation to your visit to Wood</p> <p>24 Green Crown Court and the roads surrounding it?</p> <p>25 A. Once the recce was complete, I was released from duty.</p> <p style="text-align: center;">Page 27</p>	<p>1 Q. Right.</p> <p>2 The following day, Thursday, 10 December, you have</p> <p>3 described as having been set aside as an administration</p> <p>4 day. What does that mean?</p> <p>5 A. So those that are not involved in any further planning</p> <p>6 that might be required, you would reasonably expect to</p> <p>7 kind of make sure that your kit and equipment for the</p> <p>8 following days is ready, and then it would probably be</p> <p>9 a rest period or, you know, you would be allowed to go</p> <p>10 home wherever possible.</p> <p>11 Q. You were not expecting to be deployed on another</p> <p>12 operation that day?</p> <p>13 A. No.</p> <p>14 Q. Is it your experience that, where a planned deployment</p> <p>15 is due to take place, the day before is as far as is</p> <p>16 possible, kept free for the officers to make sure that</p> <p>17 their kit is in the correct format and have a rest</p> <p>18 period?</p> <p>19 A. Wherever possible, yes.</p> <p>20 Q. Yes.</p> <p>21 Were you asked to attend a briefing at</p> <p>22 New Scotland Yard about Operation Ankaa on the afternoon</p> <p>23 of 10 December?</p> <p>24 A. No, I wasn't.</p> <p>25 Q. Had you been asked to do that, is there any reason why</p> <p style="text-align: center;">Page 28</p>

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<p>1 you couldn't have attended at 3.00 pm?</p> <p>2 A. No.</p> <p>3 Q. No.</p> <p>4 Did you spend the night in a hotel with other</p> <p>5 officers?</p> <p>6 A. No. I went home.</p> <p>7 Q. You went home.</p> <p>8 Did you deploy the following morning at 3.00 am?</p> <p>9 A. I did, yes.</p> <p>10 THE CHAIRMAN: Were you aware of the existence of this</p> <p>11 briefing on 10 December?</p> <p>12 A. I don't think so, sir, no.</p> <p>13 THE CHAIRMAN: Was the identity of the CTSFOs who were going</p> <p>14 to take part in stopping the conspirators known at that</p> <p>15 stage to the TFC?</p> <p>16 A. I would guess that the TFC would be aware of the</p> <p>17 resources that were available. The specifics around</p> <p>18 names and who would be attending, probably not. I don't</p> <p>19 know.</p> <p>20 THE CHAIRMAN: How would you have expected to be asked to</p> <p>21 attend at the briefing the day before?</p> <p>22 A. It would possibly be a phone call or perhaps the day</p> <p>23 before, when I was on duty, somebody might have</p> <p>24 approached me and said --</p> <p>25 THE CHAIRMAN: Who would be the person you would expect to</p> <p style="text-align: center;">Page 29</p>	<p>1 approach you in those circumstances?</p> <p>2 A. Probably the OFC.</p> <p>3 THE CHAIRMAN: That was?</p> <p>4 A. S105.</p> <p>5 THE CHAIRMAN: Thank you.</p> <p>6 MS BLACKWELL: Once you deployed on the morning of</p> <p>7 11 December and you went to Leman Street, did you then</p> <p>8 attend on the third floor for a briefing?</p> <p>9 A. I did, yes.</p> <p>10 Q. Was that described to you as a tactical briefing?</p> <p>11 A. Yes.</p> <p>12 Q. What did that include?</p> <p>13 A. That included a PowerPoint presentation. Also</p> <p>14 an intelligence picture, with regards to an armed gang</p> <p>15 facilitating the escape of a person in custody.</p> <p>16 Q. Yes.</p> <p>17 Just to interrupt you if I may for a moment, was</p> <p>18 this the first occasion when you had any formal address</p> <p>19 given to you about the operation?</p> <p>20 A. Any formal?</p> <p>21 Q. Yes.</p> <p>22 A. Yes.</p> <p>23 Q. Because prior to this, it had been a question of you</p> <p>24 having a conversation with S105, hadn't it?</p> <p>25 A. That's correct, yes.</p> <p style="text-align: center;">Page 30</p>
<p>1 Q. And perhaps other officers as well?</p> <p>2 A. Yes.</p> <p>3 Q. How many firearms officers were present at this 3.00 am</p> <p>4 briefing? In general terms, if you can?</p> <p>5 A. I suppose -- at least I suppose about 11 officers, which</p> <p>6 would be the MASTS contingent.</p> <p>7 Q. Yes.</p> <p>8 Who delivered the briefing?</p> <p>9 A. I have not made a note of who actually delivered the</p> <p>10 briefing.</p> <p>11 Q. Did you make notes during the course of this briefing?</p> <p>12 I know we have some notes that you have provided, but</p> <p>13 I am unsure as to whether or not they were prepared</p> <p>14 during this briefing or the 5.00 am briefing?</p> <p>15 A. So the piece of paper -- we were also given a paper</p> <p>16 briefing pack and I removed one of the pages to make</p> <p>17 notes. The notes that I have made on that piece of</p> <p>18 paper were from the subsequent 5.00 am briefing.</p> <p>19 Q. What you have put in your statement of 14 December is</p> <p>20 just what you recollect from memory as to the issues</p> <p>21 that were covered during the course of the 3.00 am</p> <p>22 briefing?</p> <p>23 A. Yes.</p> <p>24 Q. Was there anything said during the course of that</p> <p>25 3.00 am briefing that was different or expanded upon</p> <p style="text-align: center;">Page 31</p>	<p>1 what you already knew about the operation?</p> <p>2 A. So there was the information as I have said, it was also</p> <p>3 that the operation was split into several elements.</p> <p>4 Q. What were you told about that?</p> <p>5 A. So there would be an element that would deal with the</p> <p>6 protection of the prison van.</p> <p>7 Q. Yes.</p> <p>8 A. There was the MASTS element that would deal with the</p> <p>9 stolen Audi and there was a third element, which was</p> <p>10 an unarmed element that would deal with a separate</p> <p>11 subject.</p> <p>12 Q. Right.</p> <p>13 You were then assigned the role of crewing the Bravo</p> <p>14 vehicle?</p> <p>15 A. That's correct, yes.</p> <p>16 Q. What does that mean?</p> <p>17 A. So officers are allocated roles and responsibilities and</p> <p>18 on this particular occasion I was crewed with two other</p> <p>19 officers in what we call the Bravo vehicle.</p> <p>20 Q. Right. We know that, from what you have said, your</p> <p>21 position was going to be sitting in the front passenger</p> <p>22 seat?</p> <p>23 A. That's correct, yes.</p> <p>24 Q. Who directed that you would sit in that position?</p> <p>25 A. We are allocated our vehicles, and then it is basically</p> <p style="text-align: center;">Page 32</p>

<p>1 a discussion between the three officers and perhaps one</p> <p>2 day you might decide you might want to drive and perhaps</p> <p>3 one day I might decide I want to drive.</p> <p>4 Q. But all of the officers present in your vehicle were</p> <p>5 qualified and experienced in driving in such operations</p> <p>6 and also in sitting in the different positions within</p> <p>7 the vehicle?</p> <p>8 A. Yes.</p> <p>9 Q. So it was just a question of choice between the three of</p> <p>10 you?</p> <p>11 A. That is -- during our training, you kind of rotate</p> <p>12 through those roles so everybody has an idea of how to</p> <p>13 work in any of those roles.</p> <p>14 Q. Is there any particular task given to the person sitting</p> <p>15 in the front passenger seat?</p> <p>16 A. It would normally be to monitor the communications as</p> <p>17 closely as possible. To have a map book, certainly in</p> <p>18 2015 it was a map book, so you might monitor movements</p> <p>19 within that map, and -- yes, that is I suppose prior to</p> <p>20 any action being taken, that would be your general role.</p> <p>21 Q. Yes. Were you deploying in plainclothes?</p> <p>22 A. I was, sir, yes.</p> <p>23 Q. Did there come a time when you attended to collect your</p> <p>24 equipment that you were going to take during the</p> <p>25 deployment?</p> <p style="text-align: center;">Page 33</p>	<p>1 A. I did, yes.</p> <p>2 Q. Was that before or after the second briefing at 5.00 am?</p> <p>3 A. That was prior to that briefing.</p> <p>4 Q. The first briefing concluded, you went to pick up your</p> <p>5 kit and equipment and then you attended the 5.00 am</p> <p>6 briefing?</p> <p>7 A. That's correct, yes.</p> <p>8 Q. All right.</p> <p>9 Let's take a look, please, at the notes which you</p> <p>10 have prepared, or did prepare during the course of that</p> <p>11 second briefing. I will ask you to continue to look at</p> <p>12 your statement, because I think that might help you.</p> <p>13 Could we display, please, Mr Coates, FEO37, page 2.</p> <p>14 We can see that appears to be an aerial photograph, is</p> <p>15 that the page of the briefing pack that you removed and</p> <p>16 made notes on the back of?</p> <p>17 A. Yes.</p> <p>18 Q. Thank you.</p> <p>19 I am just seeing if we have a clearer copy. No, it</p> <p>20 is the same. Can we go to the next page, please,</p> <p>21 Mr Coates. Thank you.</p> <p>22 What we see in the bottom right-hand corner is</p> <p>23 an exhibit label, isn't it?</p> <p>24 A. That's correct, yes.</p> <p>25 Q. That didn't form part of your notes, that has been</p> <p style="text-align: center;">Page 34</p>
<p>1 placed on this document subsequently.</p> <p>2 A. Yes.</p> <p>3 Q. Could you take us through, please, what you remember of</p> <p>4 the briefing, and identify reference to any of the notes</p> <p>5 that you have made.</p> <p>6 A. So as you look at the page then, in the top left-hand</p> <p>7 corner is 174A, B, C, and next to that I've put -- these</p> <p>8 are radio channels and "prot & surv" is effectively the</p> <p>9 radio channel that the protection around the Serco van</p> <p>10 and the associated surveillance would use.</p> <p>11 The Bravo, that is MASTS and surv, the MASTS element</p> <p>12 and the surveillance.</p> <p>13 And then the Charlie channel I have written what</p> <p>14 looks like "Borg", but that is the -- you can see</p> <p>15 underneath that actually says "Unarmed surv", which is</p> <p>16 the unarmed surveillance channel.</p> <p>17 Q. Right, okay.</p> <p>18 A. To the right of that are two vehicles that I have made</p> <p>19 a note of during the deployment. In I suppose the upper</p> <p>20 centre you will see a rectangle as the index of the</p> <p>21 stolen Audi.</p> <p>22 I have then repeated that in an upside down box,</p> <p>23 which is on the left.</p> <p>24 The timing of the main briefing is above that,</p> <p>25 05.10, and the location of that is Lincoln Road.</p> <p style="text-align: center;">Page 35</p>	<p>1 Then in the other rectangle I have put "van" with</p> <p>2 an index, and that refers to the prison van index.</p> <p>3 Q. Thank you.</p> <p>4 I'm so sorry, please carry on.</p> <p>5 A. To the right there is 121-L3, which is a -- basically</p> <p>6 coordinates on a map book that I had scribbled down and</p> <p>7 then the time of the hearing, which was 10.00 am.</p> <p>8 Q. That is the court hearing that was going to take place</p> <p>9 at Wood Green Crown Court?</p> <p>10 A. Yes.</p> <p>11 Q. Thank you.</p> <p>12 During this briefing, was it reinforced to you that</p> <p>13 the gang would be extremely dangerous and that they</p> <p>14 would be in possession of firearms?</p> <p>15 A. Yes.</p> <p>16 Q. Did that leave you in no doubt that the two males being</p> <p>17 conveyed in the prison van were also extremely</p> <p>18 dangerous, because it was repeated to you, you had been</p> <p>19 told before, it was set out that they had been in</p> <p>20 possession of dangerous firearms when they were</p> <p>21 arrested?</p> <p>22 A. Yes.</p> <p>23 Q. May I invite you, please, to look at page 4 of the main</p> <p>24 witness statement.</p> <p>25 I am going to read what appears just below where the</p> <p style="text-align: center;">Page 36</p>

<p>1 heavy print boxes appear, do you see?</p> <p>2 A. Yes.</p> <p>3 Q. "It was this level of criminality, the previous links to</p> <p>4 firearms and murder and the potential level of</p> <p>5 organisation that made me think this would be a very</p> <p>6 well-organised and well-orchestrated escape plan.</p> <p>7 "I was also aware that with this level of</p> <p>8 criminality and the potential for prisoners to receive</p> <p>9 lengthy custodial sentences, the probability that the</p> <p>10 gang would use extreme levels of violence to effect the</p> <p>11 escape would be very high and that the risks to the</p> <p>12 lives of the prison staff in the van and to the public</p> <p>13 in the vicinity would be extremely high."</p> <p>14 Was anything said to you during the course of the</p> <p>15 briefing about the custodians who were employed by</p> <p>16 Serco?</p> <p>17 A. With regards to any contingencies or --</p> <p>18 Q. With regards to whether or not they were aware of the</p> <p>19 plan?</p> <p>20 A. Not that I can remember, no.</p> <p>21 Q. Throughout the course of the morning of 11 December, and</p> <p>22 including the time at which you were deployed in the</p> <p>23 interception, did your assessment of the risk level to</p> <p>24 you as a police officer ever drop below very high?</p> <p>25 A. So my risk assessment was based on the point at which</p> <p style="text-align: center;">Page 37</p>	<p>1 I would confront the occupants of the Audi.</p> <p>2 Q. Yes.</p> <p>3 A. I was aware of the risk assessment to the Serco staff in</p> <p>4 that there were -- there was mitigation for their -- to</p> <p>5 ensure their safety. My safety prior to the point at</p> <p>6 which I would confront those occupants in the Audi,</p> <p>7 I wouldn't necessarily suggest was very high.</p> <p>8 Q. No. I think it is the way that I have posed the</p> <p>9 question, I do apologise.</p> <p>10 Here, what you were saying was, having heard what</p> <p>11 was told to you during the course of the briefing, and</p> <p>12 knowing what you did about the gang's history, and the</p> <p>13 expectation that they would have live firearms with</p> <p>14 them, you assessed the risk to you at the point of</p> <p>15 interception as being very high?</p> <p>16 A. Medium, yes. At least medium, if not high, yes.</p> <p>17 Q. The words that you have chosen in your witness statement</p> <p>18 are as follows:</p> <p>19 "The probability that the gang would use extreme</p> <p>20 levels of violence to effect the escape could be very</p> <p>21 high, that the risk to the lives of the prison staff in</p> <p>22 the van and to the public in the vicinity would be</p> <p>23 extremely high."</p> <p>24 A. If they were allowed to come into contact with prison</p> <p>25 staff.</p> <p style="text-align: center;">Page 38</p>
<p>1 Q. Right, I see, so perhaps we are talking at cross</p> <p>2 purposes. Were you able to assess the risk to you as</p> <p>3 a firearms officer approaching that vehicle and</p> <p>4 effecting an interception, given what you were told</p> <p>5 during the course of this briefing?</p> <p>6 A. Yes.</p> <p>7 Q. How did you assess the level of risk that you would</p> <p>8 face?</p> <p>9 A. Medium to high.</p> <p>10 Q. Right.</p> <p>11 A. At the point of contact.</p> <p>12 Q. Right. Was anything said to you during the course of</p> <p>13 the briefing as to the corporate risk assessment?</p> <p>14 A. Yes.</p> <p>15 Q. What was that?</p> <p>16 A. The corporate risk assessment was low.</p> <p>17 Q. Did you agree with that?</p> <p>18 A. With all the factors that are in place, yes.</p> <p>19 THE CHAIRMAN: What factors?</p> <p>20 A. So the mitigation around the prison van in that, if for</p> <p>21 instance the Audi had been lost, that the prison staff</p> <p>22 would be protected by an overt presence of police</p> <p>23 officers. The fact that the mission of the occupants of</p> <p>24 the Audi wasn't in fact against members of the public,</p> <p>25 per se, it was -- the mission was to rescue the occupant</p> <p style="text-align: center;">Page 39</p>	<p>1 of the prison van. So the general public, in general,</p> <p>2 the risk I think thought was low, unless something were</p> <p>3 to happen.</p> <p>4 There were -- I believe there was mitigation to stop</p> <p>5 threats being put to the Serco staff.</p> <p>6 MS BLACKWELL: All right.</p> <p>7 A. Does that answer your question?</p> <p>8 THE CHAIRMAN: Thank you.</p> <p>9 MS BLACKWELL: Was there any other information given to you</p> <p>10 during the course of that briefing about either the</p> <p>11 plans that were being made by the gang to effect the</p> <p>12 escape or the level of firearms capability that they</p> <p>13 were expected to have?</p> <p>14 A. So there was evidence to suggest a fairly high-level of</p> <p>15 organisation, because the gang had actually created</p> <p>16 a contingency plan, in that if their mission on this day</p> <p>17 didn't happen, that they had a contingency plan.</p> <p>18 Q. What was that contingency plan?</p> <p>19 A. So the prisoner would effectively feign an illness, be</p> <p>20 taken to hospital and the rescue attempt would take</p> <p>21 place in hospital.</p> <p>22 Q. That was being presented to you as a plan B, if you</p> <p>23 like, on behalf of the gang?</p> <p>24 A. Yes.</p> <p>25 Q. Was it being suggested that in those circumstances that</p> <p style="text-align: center;">Page 40</p>

<p>1 would create a greater risk to the public and other 2 individuals and organisations, because there would be no 3 opportunity to have a planned deployment? 4 A. That's correct, and you would be introducing potentially 5 armed criminals into a hospital environment. 6 Q. Was any information provided to you about the likely 7 occupants of the vehicle, of the Audi vehicle, who they 8 might be? 9 A. No, I think from reading my statement there was a pool 10 of potential candidates but there was no specifics 11 around the occupants. 12 Q. Could I ask you to look at page 5 of your witness 13 statement, please, the bottom of the first paragraph. 14 Where you talk about the conclusion of the briefing, and 15 you say: 16 "Following this part, I was given the usual firearms 17 warnings and shortly after this, the recording equipment 18 was turned off. I then heard that intelligence had been 19 received that a group of IC3 males was wanted to carry 20 out the attack and that, again, firearms would feature." 21 A. Yes, that's correct. 22 Q. IC3 males being black males? 23 A. Yes. 24 Q. Can you expand, please, if possible on the circumstances 25 in which you remember that conversation taking place?</p> <p style="text-align: center;">Page 41</p>	<p>1 A. I can't really expand, no, and clearly what I actually 2 had written has been overwritten. 3 Q. Yes, okay. 4 A. So no, I can't, I am afraid. 5 Q. Do you think that that took place in the briefing room 6 but with the equipment switched off or do you think that 7 it was after the meeting had broken up and that was 8 a conversation at that took place in a smaller group? 9 A. It was after the recording equipment was turned off. 10 I would suggest -- this is just a suggestion -- that 11 those officers who would deploy would be privy to that 12 conversation, but I can't be sure. 13 Q. All right. 14 Once the briefing had concluded, did you take your 15 equipment and move to the Quicksilver Patrol Base with 16 the other officers in your vehicle? 17 A. Yes. 18 Q. Just explain to us, please, what that equipment 19 consisted of? 20 A. So a pistol in a covert holster, spare magazines for the 21 pistol, body armour, a covert harness for my radio. 22 I would then have a pair of gloves, my police cap and 23 some glasses, which I put in the front door pocket. 24 Q. Yes. 25 A. And then a carbine as well, which was in the footwell of</p> <p style="text-align: center;">Page 42</p>
<p>1 the vehicle. 2 Q. Did you also have with you a pyrotechnic distraction 3 device? 4 A. Yes. 5 Q. And a grab bag? 6 A. Yes, that's correct. 7 Q. What is the grab bag? 8 A. So it is effectively a pool of extra equipment and at 9 the time it was a rucksack which contained extra 10 magazines, smoke grenades and things that are 11 supplemental, a kind of just-in-case kind of bag, 12 basically. 13 Q. Was there also a medical pack? 14 A. Yes, that's correct. 15 Q. That was placed in the vehicle, whereabouts? 16 A. As in where -- so that was placed in the vehicle at 17 Leman Street. 18 Q. Yes. 19 A. So as part of our SOP, the medical pack is always at the 20 rear right of the vehicle, so everybody knows where it 21 is. 22 Q. Right, thank you. 23 Were you aware of communications between the 24 observation post and the surveillance team that someone 25 was seen getting into the Audi at about 6.30?</p> <p style="text-align: center;">Page 43</p>	<p>1 A. Yes. 2 Q. Explain to us. You are in the Quicksilver Patrol Base. 3 Sitting in your vehicle? 4 A. Yes. 5 Q. In the position that you have explained, front passenger 6 seat? 7 A. Yes. 8 Q. Are the communications being controlled by you, do you 9 have hold of the radio or is it coming through the 10 vehicle? 11 A. So the primary -- our primary radio channel, which for 12 this was the Bravo channel -- 13 Q. Yes? 14 A. -- would have been on the vehicle set, and that is our 15 primary responsibility. 16 The other supplemental radios would be there in case 17 we had to monitor the Alpha channel for whatever reason. 18 Q. Right? 19 A. I suppose as a contingency. 20 So the Bravo channel would have been on the vehicle 21 set, and I would be monitoring those communications. 22 Q. You said: 23 "I loosely followed some of the vehicle's movements 24 on a map and could hear from the commentary that it 25 sounded as though it was driving erratically, it sounded</p> <p style="text-align: center;">Page 44</p>

11 (Pages 41 to 44)

<p>1 to me as though the vehicle was attempting 2 anti-surveillance manoeuvres." 3 A. Yes, that's correct. 4 Q. That was coming over the radio channel in the vehicle? 5 A. Whilst I cannot remember the specifics around what was 6 said, yes, that is ... 7 Q. At some point, were you aware that additional 8 individuals had entered into the car? 9 A. Yes. 10 Q. You were also aware at some point that the prison van 11 was seen exiting Wormwood Scrubs and was on its way to 12 the court? 13 A. Yes. 14 Q. Were you then able to hear over the radio channel that 15 the Audi was seen in convoy with a second vehicle, and 16 that those two vehicles appeared to be driving bumper to 17 bumper? 18 A. Yes, that's correct. 19 Q. Did you then hear an intelligence update that firearms 20 would be used during the escape attempt? 21 A. Yes. 22 Q. Can you recollect what words were used during the course 23 of that transmission? 24 A. Not from my statement, no. 25 Q. If I were to suggest that the words used were "firearms</p> <p style="text-align: center;">Page 45</p>	<p>1 enabled", is that something that you recollect or not? 2 A. Yes, perhaps, yes. 3 Q. What does that phrase mean to you? 4 A. So that would mean to me that the perpetrators would 5 effectively -- their rescue attempt would be enabled ... 6 they would be enabled to effect the rescue by the use of 7 firearms. 8 Q. Live firearms or not necessarily live firearms? 9 A. I would suggest live firearms. 10 Q. You were aware that an audio probe had been placed in 11 the Audi vehicle, weren't you? 12 A. I think so, yes. 13 Q. Right. 14 The reason that I ask you that question is to 15 attempt to establish with you when you heard the update 16 that firearms would be used, or the attack would be 17 firearms enabled, did you expect that that intelligence 18 had come from the audio probe? 19 A. Quite possibly, yes. 20 Q. In other words, it had come from the occupants 21 themselves in the vehicle, rather than another source of 22 intelligence? 23 A. Yes. 24 Q. Would it have assisted you to have been informed that 25 from 29 October to 11 December the gang had been</p> <p style="text-align: center;">Page 46</p>
<p>1 attempting to source real firearms and ammunition? 2 A. Yes. 3 Q. Would it have assisted you to know that as of the night 4 before, so 10 December, intelligence suggested that only 5 an imitation firearm had been sourced? 6 A. No. 7 Q. Why not? 8 A. Because it is very difficult, firstly, to confirm that 9 a firearm is actually an imitation. 10 And, secondly, perhaps a subsequent firearm has 11 perhaps been missed and whilst one is an imitation, 12 there could also be a genuine firearm as well. 13 Q. Going back to your statement, you say: 14 "I knew there was a very real risk that the offence 15 would go ahead and there was a very real threat to 16 anyone who came into contact with the gang." 17 A. Yes, that's correct. 18 Q. That was based upon the intelligence update that 19 firearms would be used? 20 A. Yes. 21 Q. If you had been told at that stage that according to 22 intelligence, as of the night before, only an imitation 23 firearm had been sourced, would that have had any effect 24 on your assessment at that time? 25 A. It would have probably been fairly damaging.</p> <p style="text-align: center;">Page 47</p>	<p>1 Q. In what sense? 2 A. Because potentially I would be approaching a vehicle and 3 somebody has told me that it is an imitation firearm and 4 yet there is a live firearm and somebody ends up getting 5 shot. 6 Q. Is it your view that whatever the state of intelligence, 7 if it was thought that there was a firearm of any 8 description in the vehicle, that you would have to treat 9 that as being live until you were sure that it wasn't? 10 A. Yes. 11 THE CHAIRMAN: Do I understand you to be saying that, as far 12 as the planning is concerned, it is helpful to know what 13 it is, but actually at the point of carrying out the 14 operation, it is not going to help you, because you are 15 going to assume the worst? Or the most serious? 16 A. Yes, because -- unless the firearm has been checked -- 17 you wouldn't know whether it was real or an imitation. 18 THE CHAIRMAN: Thank you. 19 MS BLACKWELL: You then heard over the radio that the 20 interception of the gang would take place as soon as 21 possible and prior to them having an opportunity to 22 attack the prison van? 23 A. That's correct, yes. 24 Q. At that time, before you readied yourself for the 25 interception, and prior to driving into Bracknell Close,</p> <p style="text-align: center;">Page 48</p>

12 (Pages 45 to 48)

<p>1 what was your expectation as to how that interception 2 would take place? 3 A. Primarily, it would be by a vehicle stop. 4 Q. Yes. 5 A. Because clearly the -- they were in an Audi, so that 6 would lend itself to some form of vehicle interception. 7 Q. Were you aware that, by that time, the Audi had been sat 8 in the same position in Bracknell Close for close to 9 an hour? 10 A. I think I have made reference to it coming to rest, for 11 want of a better term, in Bracknell Close. However, 12 I suppose we don't know what might happen -- they could 13 just drive out for whatever reason, so whilst, yes, they 14 could be static, we don't know for how long. 15 Q. All right. 16 Had there been any discussion, either over the radio 17 or within your vehicle, about the manner in which the 18 occupants of the Audi would be extracted? 19 A. I don't think so, no -- perhaps. 20 Q. What were you expecting to happen then? 21 A. I was expecting, because the vehicle was static, it 22 would be a natural -- what is called a natural stop. So 23 we are not stopping the vehicle, as it is already 24 stopped. And then we would look to extract the 25 occupants.</p> <p style="text-align: center;">Page 49</p>	<p>1 Q. Was there ever any discussion in your vehicle about the 2 prospect of a containment and call out taking place? 3 A. No. 4 Q. Was that something about which you had any practical 5 experience? 6 A. As in have I used that tactic? 7 Q. Yes. 8 A. So I have been on operations where that tactic has been 9 an option, albeit for whatever reason no action has been 10 taken. 11 Q. Right. 12 A. And I am talking about of people in vehicles with 13 explosives and I have also used other tactics, other 14 than an extraction, a armed enquiry. 15 Q. Right, but in relation to a vehicle in these 16 circumstances, have you ever been involved in 17 a containment and call out? 18 A. No, it would be wholly impractical in London. 19 Q. Why? 20 A. Because certainly in this situation, it was 21 a residential street. To the rear of the vehicle there 22 was a residential property. It is like stopping 23 a vehicle in London, it is a 24-hour city, there are 24 generally always people about, so the containment and 25 call out is fairly impractical. A lot -- most of the</p> <p style="text-align: center;">Page 50</p>
<p>1 time, I would suggest. 2 Q. But in any event, it was not discussed? 3 A. No. 4 Q. When you are at the time that we have reached, was it 5 obvious to you that what was going to take place was 6 an extraction of the occupants of the Audi, in the way 7 in which it in fact was carried out? 8 A. Yes. 9 Q. Is it right that there would have been no need for any 10 further discussion, because everybody was aware of the 11 manner in which the extraction was going to be carried 12 out? 13 A. Yes. 14 Q. You then began to ready yourself by placing your hi-viz 15 baseball cap on your lap, putting on your gloves -- were 16 you wearing protective clothing? 17 A. Body armour. 18 Q. Body armour. 19 Some time before 9.00 you say in your statement: 20 "I heard the two vehicles in convoy had split up and 21 that the black Audi estate was parked in a residential 22 property." 23 In fact I am going to suggest that, although you 24 were aware of that at a time shortly before 9.00, that 25 you had been aware of that for some time by then?</p> <p style="text-align: center;">Page 51</p>	<p>1 A. Yes. 2 Q. Do you remember state amber being given? 3 A. Yes. 4 Q. That gave you authority to move in, stop the vehicle, 5 which we already know was at a standstill, and detain 6 the occupants? 7 A. Yes, that's correct. 8 Q. Could you take us through, please, what you remember of 9 the time at which the vehicles, including your Bravo 10 vehicle, swept into Bracknell Close? 11 A. So the plan being that the Alpha Car would push slightly 12 past. 13 Q. Yes. 14 A. That would allow a containment to be put on onto the 15 nearside of the vehicle, as it was parked. 16 The Bravo vehicle would pull in front, to provide 17 containment and allow officers to deploy onto the 18 vehicle from there. 19 And then the Charlie Car would stop slightly short 20 and that would be in a position whereby officers 21 would -- their first port of call would be the offside 22 of that vehicle. 23 Q. Right. Did those instructions come to you over the 24 radio? 25 A. Yes.</p> <p style="text-align: center;">Page 52</p>

<p>1 Q. It looks as if they might have done, from what you say 2 in your statement?</p> <p>3 A. That's correct, yes.</p> <p>4 Q. Can you remember who gave those instructions?</p> <p>5 A. I can't, but it would be the OFC who is based in the 6 Alpha Car.</p> <p>7 Q. That is S105?</p> <p>8 A. In the Alpha Car, no, that would be --</p> <p>9 Q. I see, sorry. I am referring to --</p> <p>10 A. I might be wrong. So there are two OFCs, but those 11 instructions would come from an OFC. Whether it was 12 S105 or the Alpha Car, I can't remember.</p> <p>13 Q. Because S105 was in the control car with the ground TFC?</p> <p>14 A. That's correct, yes.</p> <p>15 Q. Yes.</p> <p>16 With those instructions in mind, what did your 17 vehicle do?</p> <p>18 A. So we drove into Bracknell Close.</p> <p>19 Q. Yes.</p> <p>20 A. And our vehicles effectively stopped in front of the 21 Audi.</p> <p>22 Q. Were you aware at this time of the number of occupants 23 in the car?</p> <p>24 A. No, only that there was a number of occupants in the 25 vehicle. I can't be specific.</p> <p style="text-align: center;">Page 53</p>	<p>1 Q. Had anything else been said about their descriptions or 2 anything from the surveillance team when individuals had 3 been seen getting in and getting out of the vehicle?</p> <p>4 A. There had been some communications around -- like you 5 say -- people getting in and out, but I have not made 6 note of that, and the actual number in the vehicle at 7 the time of the stop, I didn't record.</p> <p>8 Q. Were you given any information about the possibility of 9 a third eye being in the area?</p> <p>10 A. Again, I have not made any reference to that, but it is 11 a legitimate tactic that gangs will deploy third eyes, 12 basically to -- so they don't get caught, ultimately.</p> <p>13 Q. Yes. Were you aware of a proposal made by S105 that you 14 would deal with the subjects in the vehicle as 15 a priority and then if necessary roll on to any 16 identified lookouts?</p> <p>17 A. No, but then those occupants in the Audi would always, 18 unless there was something to suggest that perhaps that 19 third eye was armed, the priority would be, and 20 I suppose the lookout would be the cherry on the cake, 21 for want of a better term.</p> <p>22 Q. Even if you didn't hear that, it would be obvious to you 23 that the occupants of the vehicle would be a priority 24 for you?</p> <p>25 A. Yes.</p> <p style="text-align: center;">Page 54</p>
<p>1 Q. Had you received any information about the state of the 2 vehicle? By that I mean, were you aware before you 3 deployed into Bracknell Close as to whether or not it 4 had tinted windows?</p> <p>5 A. No.</p> <p>6 Q. Or steamed-up windows?</p> <p>7 A. No, not that I have made reference to.</p> <p>8 Q. How did you prepare yourself in the vehicle once it was 9 coming to a stop directly in front of the Audi?</p> <p>10 A. So just prior to that point I had put on some safety 11 glasses and at the point at which our vehicles pulled 12 up, I have put on the police baseball cap.</p> <p>13 Q. As you were doing that, did you have an opportunity of 14 looking at the vehicle and checking that it was the 15 right vehicle?</p> <p>16 A. Yes.</p> <p>17 Q. How did you do that?</p> <p>18 A. So as we were moving up, I basically said the 19 registration out, just for my own reminder and also the 20 other officers in the car so they can look out for the 21 vehicle.</p> <p>22 Q. Yes.</p> <p>23 A. And as we pulled kind of across the front of it, a quick 24 look and I have confirmed that the registration is 25 correct.</p> <p style="text-align: center;">Page 55</p>	<p>1 Q. At that stage, when you looked over to the vehicle, did 2 you see that it looked to you as though the windows were 3 tinted?</p> <p>4 A. It looked to me as though they were tinted.</p> <p>5 Q. Right.</p> <p>6 Do you think that they may have been steamed up?</p> <p>7 A. I think that my assessment of the window being tinted is 8 wholly incorrect.</p> <p>9 Q. Is incorrect?</p> <p>10 A. Is incorrect, yes.</p> <p>11 Q. It may have been -- this is only a suggestion to you -- 12 that what you saw was a partial obstruction, that you 13 couldn't see through the windows. I would like to 14 suggest to you that that might not have been down to any 15 tinting, but rather to it being partially at least 16 steamed up?</p> <p>17 A. Yes, absolutely. And also the shine, the reflection on 18 the glass which I made reference to.</p> <p>19 Q. Yes, you talk of the glare, particularly on the 20 windscreen. Is that something which you noticed?</p> <p>21 A. Yes.</p> <p>22 Q. So you were aware then of officers shouting "armed 23 police" and making their way towards the vehicle?</p> <p>24 A. Yes.</p> <p>25 Q. In the position that you were occupying, front-seat</p> <p style="text-align: center;">Page 56</p>

1 passenger of the vehicle, was there a specific task that
 2 fell to you at that time?
 3 **A. Yes.**
 4 Q. What was that?
 5 **A. I am effectively a static point of cover whilst the
 6 other officers approached that vehicle.**
 7 Q. How did you carry out that task?
 8 **A. So as we have moved up Bracknell Close, at some point
 9 I have wound the window down, and as we have stopped in
 10 front, I have pointed my carbine out of that window.**
 11 Q. What did you then do?
 12 **A. So I have scanned the two front-seat occupants with that
 13 weapon, effectively pointing my weapon at those two
 14 occupants.**
 15 Q. You were pointing directly at the windscreen, the front
 16 windscreen?
 17 **A. Yes.**
 18 Q. Before you activated anything on your weapon, could you
 19 see through the front windscreen?
 20 **A. Not very clearly.**
 21 Q. Right. What did you then do?
 22 **A. I have then activated a weapon-mounted strobe and laser.**
 23 Q. Strobe and laser?
 24 **A. Yes, it is -- it is the same system basically.**
 25 Q. Are those two effects activated with the push of one

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1 button or the press of one lever or are they separately
 2 activated on your firearm?
 3 **A. So in this instance, it is one button activates both.**
 4 Q. Did you have experience of activating both the laser and
 5 the strobe on that particular type of weapon?
 6 **A. Yes.**
 7 Q. What was the purpose of doing that?
 8 **A. To be trained and familiarised in it.**
 9 Q. No, no, what was the purpose of -- sorry, it is my
 10 fault.
 11 What was the purpose of activating it on the
 12 morning?
 13 **A. So I was hoping that it would provide some form of
 14 distraction to those occupants in the vehicle.**
 15 Q. Did it also illuminate the area upon which the light and
 16 the strobe were focused?
 17 **A. Yes. So effectively a small patch of light was shone
 18 into the vehicle.**
 19 Q. Were you able then to make out the two front occupants
 20 of the vehicle?
 21 **A. Yes, but not with loads of detail.**
 22 Q. Tell us what you remember seeing, please?
 23 **A. Two dark faces.**
 24 Q. Were you able to tell -- first of all, could you see
 25 their eyes?

Page 58

1 **A. Yes.**
 2 Q. Were you able to tell if they were wearing anything
 3 covering their faces?
 4 **A. No.**
 5 Q. So you cannot say yes and you cannot say no?
 6 **A. No.**
 7 **Just a point on that, that I think is worthy of
 8 note, sir. Clearly the reflection on the windscreen is
 9 a point here. Subsequent to this operation, an officer
 10 from the CTSFO teams felt it necessary to develop and
 11 procure a pair of glasses with polarised lenses, so that
 12 it helps with this kind of thing. So we have looked
 13 into this post --**
 14 THE CHAIRMAN: What you are saying is that since this, you
 15 can now wear glasses that enable you to penetrate that
 16 which causes the view to be obscured?
 17 **A. A little like somebody who is fishing might want see
 18 under the water, it is very similar.**
 19 THE CHAIRMAN: Was it as a consequence of this or just
 20 a routine improvement?
 21 **A. I think the learning outcomes that we as individuals
 22 found, in that perhaps not being able to see in
 23 a vehicle, an officer took it upon themselves to develop
 24 a pair of glasses that would hopefully help with this.**
 25 THE CHAIRMAN: Was this something that arose from a debrief

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1 after the operation?
 2 **A. No. Just for instance a conversation whereby --**
 3 THE CHAIRMAN: Just an off-the-record suggestion?
 4 **A. "Officer, I cannot see through glass if it is sunny and
 5 it is angled."**
 6 THE CHAIRMAN: Thank you.
 7 MS BLACKWELL: We can make some enquiries as to the
 8 circumstances in which those improvements came about.
 9 THE CHAIRMAN: Thank you.
 10 MS BLACKWELL: For how long had you been aware that there
 11 was the possibility of activating a strobe light effect
 12 on the carbine firearm? In other words, had this been
 13 a recent addition to that type of firearm or had you
 14 been in the process of having access to that for some
 15 time?
 16 **A. That was a standard issue piece of equipment on the
 17 weapon. I can't remember how long we had had them for.**
 18 Q. You were familiar with it and had activated it on other
 19 deployments?
 20 **A. Yes.**
 21 Q. Were there other firearms that had the capability of
 22 just a laser and not a strobe?
 23 **A. So the system that I had used had the option of one or
 24 the other. You can choose whether it is just a torch or
 25 whether it is a laser or whether it is both, or whether**

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15 (Pages 57 to 60)

<p>1 it is a strobe. So by the flick of a switch, you can</p> <p>2 choose.</p> <p>3 Q. Had you chosen the option of laser and strobe before you</p> <p>4 got into Bracknell Close?</p> <p>5 A. Yes.</p> <p>6 Q. Why had you done that?</p> <p>7 A. Because it gives me two options. I've got a torch, but</p> <p>8 I have also got an aiming system which I can use if need</p> <p>9 be or an extra aiming system.</p> <p>10 Q. Describe to us the effect of activating the laser,</p> <p>11 please, how does that look and what does it do?</p> <p>12 A. So it would project effectively a green dot on whatever</p> <p>13 you point it at.</p> <p>14 Q. Is that utilised as a distraction technique?</p> <p>15 A. No, primarily it is for aiming.</p> <p>16 Q. What about the use of a strobe, what is the point of</p> <p>17 that?</p> <p>18 A. So it would act as a distraction, if perhaps you were in</p> <p>19 a darkened room, it might cause somebody to close their</p> <p>20 eyes, so that you could move unhindered and likewise in</p> <p>21 a scenario like this, a subject might close their eyes</p> <p>22 and allow people to move safely.</p> <p>23 Q. For how long did you remain in the front passenger seat</p> <p>24 with the laser and the strobe activated on your weapon?</p> <p>25 A. A matter of seconds.</p> <p style="text-align: center;">Page 61</p>	<p>1 Q. Were you aware of any reaction to those effects being</p> <p>2 activated by either of the front-seat passengers --</p> <p>3 A. No.</p> <p>4 Q. -- or the driver?</p> <p>5 THE CHAIRMAN: The front-seat occupants.</p> <p>6 MS BLACKWELL: Occupants I meant, yes.</p> <p>7 A. No.</p> <p>8 Q. What did you then do?</p> <p>9 A. So I have seen that officers have come in from the left</p> <p>10 and the right and effectively at that point I am</p> <p>11 redundant from that role, because there are other</p> <p>12 officers there. I have then exited the vehicle and</p> <p>13 moved towards where there is a male on the floor.</p> <p>14 Q. Then what did you do?</p> <p>15 A. So I have seen that there is an officer standing over</p> <p>16 the male who is on the floor, I have moved over towards</p> <p>17 that male who is in the prone position and I have struck</p> <p>18 him with my knee in the area of his ribs.</p> <p>19 Q. Right.</p> <p>20 We have reached the part of your witness statement</p> <p>21 that deals with your involvement in the handling of this</p> <p>22 person and it is behind tab 5, and at page 7. I am</p> <p>23 going to read out what you have put about your</p> <p>24 involvement at this stage.</p> <p>25 THE CHAIRMAN: Is this Sogucakli or is this Jermaine?</p> <p style="text-align: center;">Page 62</p>
<p>1 A. This is Mr Mason, sir.</p> <p>2 MS BLACKWELL: It is Mr Mason, the driver.</p> <p>3 THE CHAIRMAN: I only mention because I don't want anybody</p> <p>4 from Jermaine's family to be staying if there is going</p> <p>5 to be anything that they might not want to hear.</p> <p>6 MS BLACKWELL: We are going to go on to the assistance that</p> <p>7 this officer gave in first aid.</p> <p>8 THE CHAIRMAN: I thought you might, because you referenced</p> <p>9 his first aid capabilities.</p> <p>10 MS BLACKWELL: Yes.</p> <p>11 THE CHAIRMAN: Would it be sensible for them to leave now?</p> <p>12 MS BLACKWELL: When we get to that part, I will let</p> <p>13 Mrs Smith know.</p> <p>14 THE CHAIRMAN: Thank you very much.</p> <p>15 MS BLACKWELL: Thank you.</p> <p>16 May I invite you, please, to look at page 7 of your</p> <p>17 witness statement of 14 December. I will just take you</p> <p>18 through this part of the evidence:</p> <p>19 "As I approached I could hear W109 shouting at the</p> <p>20 male."</p> <p>21 Do you have that?</p> <p>22 A. I do, yes.</p> <p>23 Q. "I moved towards them, I lowered my body and struck the</p> <p>24 male in the left side of his ribs area with my right</p> <p>25 knee. I did this to hopefully distract the male from</p> <p style="text-align: center;">Page 63</p>	<p>1 grabbing any firearm that he might have on him."</p> <p>2 Was that something which you had been invited to do</p> <p>3 by another officer or did you just instinctively become</p> <p>4 involved in the way in which I have just described?</p> <p>5 A. I have done it instinctively, nobody has invited me to</p> <p>6 do that.</p> <p>7 Q. Right, and that was because you had in your mind the</p> <p>8 fact that that person may be in possession of a live</p> <p>9 firearm?</p> <p>10 A. Yes.</p> <p>11 Q. You go on to say:</p> <p>12 "This is an approved technique which can be employed</p> <p>13 when dealing with a subject in the prone position.</p> <p>14 I then took hold of his left arm in the area of the</p> <p>15 wrist, I couldn't see his right hand at this point.</p> <p>16 I tried to move his left hand to put it behind his back</p> <p>17 in order to apply Plasticuffs, but it wouldn't move.</p> <p>18 I could feel the male resisting as I tried to move it, I</p> <p>19 shouted for him to stop resisting but he continued to</p> <p>20 tense his arm and resisting attempting to move it.</p> <p>21 I believed he must be trying to resist in order to grab</p> <p>22 a firearm and use it against me or W109. I could see</p> <p>23 W109 standing over me and in a vain attempt to prevent</p> <p>24 the male from grabbing any firearm and to get the male</p> <p>25 to stop resisting, I shouted again. There was no change</p> <p style="text-align: center;">Page 64</p>

<p>1 in the level of resistance." 2 I am reading this at quite a moderate pace, but was 3 this happening very quickly? 4 A. Yes, very quickly. 5 Q. Right. When you shouted for him to stop resisting, 6 a second time, did he say, "I am not resisting"? 7 A. Yes, he did. 8 Q. Did you feel that your efforts in moving his hand were 9 being wholly ineffective? 10 A. Yes. 11 Q. What did you do at that point? 12 A. I used my left knee, I kind of came up into a crouch 13 position and kneed him on the left side of his face. 14 Q. Did that connect with his face? 15 A. Yes. 16 Q. Did you do that with some force? 17 A. Yes. 18 Q. Why did you do that? 19 A. Because, again, I wanted to distract him from trying to 20 do anything either to grab a firearm or potentially try 21 and escape. In using that force, I hoped that 22 I wouldn't have to use anything further and he would 23 stop resisting and I would be able to move his arm. 24 Q. Did that have the desired effect? 25 A. Yes, it did.</p> <p style="text-align: center;">Page 65</p>	<p>1 Q. What did you do? 2 A. So then, so the left arm, if you can imagine, is 3 somewhere up here, I have then been able to move it 4 around and been able to put him into a position where 5 the restraints could be applied. 6 Q. Were they applied? 7 A. Yes. 8 Q. Was it some time during that event that you became aware 9 that a gunshot had been discharged? 10 A. Yes. 11 Q. How did you become aware of that? Did you hear it, did 12 you see something? If you cannot remember, please say. 13 A. I can't remember. I think it was the shouts of "medic", 14 oh no, sorry, yes, at some point, I heard the gunshot 15 discharged in the vicinity of the Audi, and then it was 16 the subsequent shouts for medic. 17 Q. All right. I am now going to deal with what assistance 18 you gave, having been aware that a shot had been fired. 19 I am just going to pause. 20 (Pause) 21 We are now at the top of page 8 of your witness 22 statement. 23 Did you then go round to the front of the Audi and 24 were you directed by somebody to move the BMW X5 vehicle 25 which had been parked in the position that we have</p> <p style="text-align: center;">Page 66</p>
<p>1 established? 2 A. No, I wasn't directed -- 3 Q. Someone was being directed? 4 A. Yes. 5 Q. You went to the vehicle, didn't you, when you knew that 6 that was going to happen? 7 A. Yes, and I left my carbine, I basically put my carbine 8 in the front passenger seat. 9 Q. Did you take anything out of the vehicle? 10 A. No. 11 Q. Did you have your gloves already on? 12 A. Tactical gloves and medic gloves, yes. 13 Q. Could you then see that R116 had his hand on a male who 14 had been extracted from the front passenger seat of the 15 vehicle? 16 A. Yes. 17 Q. Could you see blood around R116's hand? 18 A. Yes. 19 Q. It was obvious to you that he was trying to stop the 20 bleeding? 21 A. Yes. 22 Q. The reason that I mentioned gloves is that you say in 23 your witness statement: 24 "I know that the tactical gloves provide little 25 protection and dexterity when dealing with casualties."</p> <p style="text-align: center;">Page 67</p>	<p>1 Did you remove your tactical gloves and then replace 2 them with something else? Did you put on purple medical 3 gloves? 4 A. I had them on already. 5 Q. Right, so they were underneath your tactical gloves? 6 A. Yes. 7 Q. Had that been the position since you deployed, did you 8 have two pairs of gloves on when you deployed? 9 A. Yes -- at the point at which I readied myself, as I have 10 made reference to, putting the gloves on, at that point 11 I put the medical gloves on. 12 Q. Is that a usual procedure, to have tactical gloves and 13 medical gloves on? 14 A. Certainly for a CTSFO medic, you are going into 15 a potentially dangerous situation, it saves time. 16 Q. Right. 17 Having discarded your tactical gloves, did you then 18 relieve R116 at the site of the gunshot and did you 19 place your hand where his hand had been? 20 A. Yes. 21 Q. Did you see blood flowing across the top of 22 Jermaine Baker? 23 A. Yes. 24 Q. I mention his name. Of course you didn't know his 25 identity at the time?</p> <p style="text-align: center;">Page 68</p>

<p>1 A. No.</p> <p>2 Q. Did you apply pressure to the wound and did more</p> <p>3 officers arrive in order to assist?</p> <p>4 A. Yes.</p> <p>5 Q. Was a medical kit brought and were you then aware that</p> <p>6 S111 had also joined and R116 had reappeared on the</p> <p>7 scene?</p> <p>8 A. Yes.</p> <p>9 Q. Did you maintain pressure on the wound of Mr Baker's</p> <p>10 neck as R116 began to cut off his clothing?</p> <p>11 A. Yes.</p> <p>12 Q. At some point were you handed a trauma dressing which</p> <p>13 had been opened for you and which you then applied to</p> <p>14 the wound?</p> <p>15 A. Yes.</p> <p>16 Q. Did you move your hand away momentarily in order to</p> <p>17 apply the dressing again but as you removed your hand,</p> <p>18 did you see that blood was flowing freely from the</p> <p>19 injury?</p> <p>20 A. Yes.</p> <p>21 Q. Did you keep pressure on the injury with your hand on</p> <p>22 the dressing and then did you become aware that</p> <p>23 an oxygen bottle was nearby?</p> <p>24 A. Yes.</p> <p>25 Q. Was that oxygen administered to Mr Baker via a mask</p> <p style="text-align: center;">Page 69</p>	<p>1 which was placed over his nose and mouth?</p> <p>2 A. Yes.</p> <p>3 Q. Did you hear 116 ask Mr Baker some questions and did you</p> <p>4 hear Mr Baker responding, in particular with his name</p> <p>5 and also confirming that he was allergic to penicillin?</p> <p>6 A. Yes.</p> <p>7 Q. Were you conscious of not applying too much pressure</p> <p>8 that may have restricted Mr Baker's breathing?</p> <p>9 A. Yes.</p> <p>10 Q. Did you begin to notice the rate at which the blood was</p> <p>11 flowing out was decreasing?</p> <p>12 A. Not decreasing at this point, no.</p> <p>13 Q. Right.</p> <p>14 A. It was free flowing.</p> <p>15 Q. Still free flowing. Was there any change in the rate at</p> <p>16 which the blood was flowing?</p> <p>17 A. Not that I can -- not that I can remember, certainly at</p> <p>18 this point, whilst we tried various methods, that rate</p> <p>19 of flow was fairly consistent.</p> <p>20 Q. It was constant?</p> <p>21 Did you at some point become aware of a chest seal</p> <p>22 being attempted?</p> <p>23 A. Yes.</p> <p>24 Q. But the moment that it was applied, due to the pressure</p> <p>25 and amount of blood being so great, you described that</p> <p style="text-align: center;">Page 70</p>
<p>1 as having been totally ineffective?</p> <p>2 A. Yes.</p> <p>3 Q. After that attempt, did you reapply the pressure to try</p> <p>4 and control the bleeding?</p> <p>5 A. That's correct, yes.</p> <p>6 Q. Did R116 begin to check Mr Baker for a secondary wound</p> <p>7 because of the amount of blood that was around him?</p> <p>8 A. Yes.</p> <p>9 Q. At that point, did Mr Baker's breathing become laboured,</p> <p>10 which indicated to you that this was a very serious</p> <p>11 situation and his condition was worsening?</p> <p>12 A. That's correct, yes.</p> <p>13 Q. Was a roll of gauze passed to you in order to attempt to</p> <p>14 apply that, but as you released your hand, did the blood</p> <p>15 begin to flow again?</p> <p>16 A. Yes.</p> <p>17 Q. At some point, shortly thereafter, did Mr Baker become</p> <p>18 unresponsive and seem to fall unconscious?</p> <p>19 A. Yes, he did.</p> <p>20 Q. Were you aware that he did not appear to be breathing at</p> <p>21 that stage?</p> <p>22 A. Yes.</p> <p>23 Q. And was CPR commenced?</p> <p>24 A. It was, yes.</p> <p>25 Q. Which consisted of chest compressions and breaths?</p> <p style="text-align: center;">Page 71</p>	<p>1 A. Yes.</p> <p>2 Q. Was that managed by you as a group together?</p> <p>3 A. Yes.</p> <p>4 Q. Whilst still maintaining pressure on the area of injury</p> <p>5 that was still being covered by a dressing?</p> <p>6 A. Yes.</p> <p>7 Q. Were you joined then by staff from the London Ambulance</p> <p>8 Service, who instructed you to continue with the CPR,</p> <p>9 which you did?</p> <p>10 A. That's correct.</p> <p>11 Q. On the back of Mr Baker's right shoulder, did you see</p> <p>12 a small deformity which looked like something protruding</p> <p>13 from the inside, although it had not broken through the</p> <p>14 skin?</p> <p>15 A. That was from a further survey that I had done.</p> <p>16 Q. That you did?</p> <p>17 A. Yes.</p> <p>18 Q. Did that appear to you to be a bullet?</p> <p>19 A. It looked like a bullet, yes.</p> <p>20 Q. Did you bring that to the attention of the London</p> <p>21 Ambulance Service technicians?</p> <p>22 A. I don't think so at the time, no.</p> <p>23 Q. Did you also see an injury to Mr Baker's wrist once the</p> <p>24 left arm of his clothing had been removed?</p> <p>25 A. I did, yes.</p> <p style="text-align: center;">Page 72</p>

<p>1 Q. That appeared to you to be an injury which, although 2 there appeared to be little blood, there was bone and 3 tissue injury? 4 A. Yes. 5 Q. Did you apply a trauma dressing to that? 6 A. Yes, I did. 7 Q. Was there then a continuing rotation amongst the group 8 of officers who were tending to Jermaine, whilst the CPR 9 was being continued? 10 A. Yes, that's correct. 11 Q. At some point, were you joined by staff from HEMS, and 12 they told you at that point to stop the CPR? 13 A. Yes, that's correct. 14 Q. Then they carried out medical procedures in which you 15 were not qualified? 16 A. Yes, that's correct. 17 Q. All right. 18 Some time later, did you return to Leman Street 19 police station? 20 A. Yes. 21 Q. Did you enter into the post-incident procedure with 22 other officers? 23 A. Yes. 24 Q. Your clothing I think that had been bloodstained was 25 taken from you but later returned to you?</p> <p style="text-align: center;">Page 73</p>	<p>1 A. Yes. 2 Q. During the course of the post-incident procedure, did 3 you complete the witness statements to which we have 4 already made reference? 5 A. I made a short witness statement at the time. 6 This one we have been referring to was made at 7 a later date. 8 Q. Yes, I think in fact you made two witness statements on 9 11 December, if we can just take a look behind 10 divider 1, there is a very short statement. 11 A. Yes, that's correct, yes. 12 Q. Then if you look behind divider 3, there is a slightly 13 longer statement? 14 A. Yes, that's correct. 15 Q. Yes, thank you. 16 Sir, there is likely to be a few additional 17 questions from core participants, but I would invite you 18 to take perhaps our mid morning break now, so that I can 19 discuss those and -- 20 THE CHAIRMAN: Shall I deal with my questions first? 21 MS BLACKWELL: Please do, yes, thank you. 22 Questions from THE CHAIRMAN 23 THE CHAIRMAN: Can we go back, please, to the briefing on 24 10 December, to which you had not been invited and about 25 which you knew nothing.</p> <p style="text-align: center;">Page 74</p>
<p>1 A. Yes, sir. 2 THE CHAIRMAN: Therefore, as far as you were concerned, the 3 first formal briefing was taking place no more than six 4 hours before you were to be deployed. 5 A. Yes, sir. 6 THE CHAIRMAN: Did it surprise you that you had not been 7 asked to attend a briefing perhaps the day before, that 8 this was the first formal discussion you were having 9 about it? 10 A. No, it didn't surprise me. 11 THE CHAIRMAN: Right. Was there any discussion amongst the 12 CTSFOs who were at the 3.00 briefing about the briefing 13 that had taken place the previous day? 14 A. No, not that I was aware of. 15 THE CHAIRMAN: Nobody mentioned, "By the way, there was 16 a briefing the previous day that we were not able to 17 attend", to the best of your recollection? 18 A. Yes. 19 THE CHAIRMAN: Thank you. 20 You mentioned in the 5.00 briefing being told about 21 the plan B. 22 A. Yes, sir. 23 THE CHAIRMAN: That if it didn't go ahead, they were going 24 to arrange a feigned hospital visit, and you have 25 explained, very clearly, why that would not be a good</p> <p style="text-align: center;">Page 75</p>	<p>1 idea as far as the public safety issue was concerned. 2 Who delivered that briefing at 5.00 am? 3 A. I don't know. 4 THE CHAIRMAN: You don't remember. 5 I think it was Mr Williams, wasn't it? 6 MS BLACKWELL: No, it wasn't -- not the 5.00 am briefing at 7 Leman Street. 8 THE CHAIRMAN: Well, it doesn't matter. 9 MS BLACKWELL: We will remind ourselves of that. 10 THE CHAIRMAN: Can I ask you whether this was, as far as you 11 were understanding it, a plan B rather than a fear for 12 the future? 13 In other words, if we don't stop them now, there is 14 always a chance that they will feign a hospital visit in 15 the future, whereas the impression I get from your 16 evidence is that this was a definite plan B. 17 A. The hospital -- it was -- 18 THE CHAIRMAN: Do you understand the difference? 19 Don't say yes, if you don't. 20 A. Go on, please, sir. 21 THE CHAIRMAN: That is fine. It is much better that -- 22 because lawyers are notoriously bad at asking questions, 23 or this one is, anyway. 24 The scenario of a hospital visit could have been 25 used as a reason for beefing up the importance of this</p> <p style="text-align: center;">Page 76</p>

<p>1 particular operation succeeding and the occupants of the 2 car being brought out. That, as a possible scenario for 3 the future, is different from there being a plan B. Do 4 you understand?</p> <p>5 A. Yes.</p> <p>6 THE CHAIRMAN: The impression I got from your evidence was 7 that your understanding was that this was a plan B 8 rather than a theoretical possibility for the future. 9 Can you assist me in relation to that?</p> <p>10 A. Yes, I think it was a -- it was a plan B.</p> <p>11 THE CHAIRMAN: It was a plan B.</p> <p>12 A. I think that was my interpretation, yes. Whether it be 13 a hospital or some scenario whereby the subject would be 14 away from prison resources.</p> <p>15 THE CHAIRMAN: Thank you. 16 Finally, in relation to the use of the phrase 17 "firearms enabled", you have indicated that, as far as 18 you were concerned, you understood it to be a reference 19 to live firearms.</p> <p>20 A. Yes.</p> <p>21 THE CHAIRMAN: Had your training as a CTSFO taught you to 22 assume that where there is a reference to a firearm as 23 intelligence, you should assume it to be a live firearm 24 until the contrary was proved?</p> <p>25 A. Yes, sir.</p> <p style="text-align: center;">Page 77</p>	<p>1 THE CHAIRMAN: That was part of your training. So the fact 2 that you assumed that it was a live firearm, really, 3 added nothing or little to what you had already been 4 trained?</p> <p>5 A. That's correct.</p> <p>6 THE CHAIRMAN: Thank you. 7 I will rise shall, shall I?</p> <p>8 MS BLACKWELL: Sir, in the time you have been asking your 9 questions --</p> <p>10 THE CHAIRMAN: It worked?</p> <p>11 MS BLACKWELL: It was perfect planning. 12 The questions which I am being invited to ask, and 13 I am happy so to do, have been provided to me. 14 May I continue with those, please.</p> <p>15 THE CHAIRMAN: Please, thank you. 16 Further questions from MS BLACKWELL</p> <p>17 MS BLACKWELL: Before I do that, I am also very helpfully 18 told by Ms McNeill that the briefing that this officer 19 attended at 5.00 was delivered by officer V64 -- in 20 fact, V64 delivered both the 3.00 briefing at Leman 21 Street and the 5.00 am briefing -- no.</p> <p>22 THE CHAIRMAN: We have already heard from V64, haven't we?</p> <p>23 MS BLACKWELL: Yes, we have.</p> <p>24 THE CHAIRMAN: Thank you.</p> <p>25 MS BLACKWELL: He was in fact Mr Stewart, but the 5.00</p> <p style="text-align: center;">Page 78</p>
<p>1 briefing that we heard about from yesterday's witness, 2 Keely Smith was the one delivered at Lincoln Road, that 3 was a different one.</p> <p>4 THE CHAIRMAN: Thank you, so these briefings, the 3.00 and 5 the 5.00 that this officer is referring to were both 6 delivered by V64?</p> <p>7 MS BLACKWELL: Yes.</p> <p>8 THE CHAIRMAN: Thank you.</p> <p>9 MS BLACKWELL: I am going to ask you some more questions on 10 two areas, please. 11 The first is clarification of the ballistic 12 equipment that you were wearing at the time that you 13 approached the vehicle, the Audi. 14 What ballistic protection did you have?</p> <p>15 A. Body armour.</p> <p>16 Q. Which covered which part of your body?</p> <p>17 A. Torso.</p> <p>18 Q. Just the torso?</p> <p>19 A. Yes.</p> <p>20 Q. Did you feel vulnerable as you were approaching the 21 vehicle?</p> <p>22 A. As we were approaching, possibly, yes. I think there is 23 always -- whilst we can mitigate risk, there is always 24 a risk.</p> <p>25 Q. If you had been provided with a helmet, for instance,</p> <p style="text-align: center;">Page 79</p>	<p>1 would that have lessened your feeling of vulnerability?</p> <p>2 A. No.</p> <p>3 Q. Why not?</p> <p>4 A. Firstly, it is not covert, so we could have compromised 5 our approach if we were all wearing helmets. 6 Secondly, it is quite difficult responding quickly 7 from a vehicle when you have got a helmet or extra body 8 armour on.</p> <p>9 THE CHAIRMAN: It reduces your mobility?</p> <p>10 A. Yes.</p> <p>11 THE CHAIRMAN: Yes.</p> <p>12 MS BLACKWELL: Were you aware of state red being called.</p> <p>13 A. No.</p> <p>14 Q. No. 15 I would like to take you back now, please, to deal 16 with the firearm warnings that were or were not given 17 during the course of the briefings. Do you know what 18 I mean by that?</p> <p>19 A. Yes.</p> <p>20 Q. I think in fact you were asked to deal with this 21 specifically in one of your witness statements, so I am 22 going to invite you to look at that now, and it is the 23 witness statement that lies behind tab 6. 24 This was a witness statement made by you on 25 8 February 2016. Was this statement made as a result of</p> <p style="text-align: center;">Page 80</p>

20 (Pages 77 to 80)

<p>1 you being contacted by the IPCC and asked a series of</p> <p>2 questions?</p> <p>3 A. Yes.</p> <p>4 Q. All right. Let's look, please, together at page 2 of</p> <p>5 your statement.</p> <p>6 I am going to ask that we display this, please,</p> <p>7 Mr Coates, at MPS119, page 2.</p> <p>8 Just above the midline of this statement we can see</p> <p>9 that you are referring back to a previous typed detailed</p> <p>10 statement and you identify a typing error that says</p> <p>11 "visual firearms warning", when it should read "usual</p> <p>12 firearms warning"?</p> <p>13 A. Yes.</p> <p>14 Q. You then go on to describe what firearms warnings are</p> <p>15 and when they are given, and I'm just going to read out</p> <p>16 what you have put:</p> <p>17 "Firearms warnings are given to firearms officers</p> <p>18 prior to deploying on pre-planned firearms operations.</p> <p>19 Although described as warnings, they are a set of</p> <p>20 guidelines that appear in an officer's form 6590,</p> <p>21 firearms authorisation blue card, and are read out</p> <p>22 during the briefing. I am aware of these guidelines as</p> <p>23 they form part of training and the reading of these</p> <p>24 firearms warnings during the briefing is intended to</p> <p>25 refresh an officer's memory. I feel that if I were to</p> <p style="text-align: center;">Page 81</p>	<p>1 try and summarise these warnings, I may not do them</p> <p>2 justice, so I will just list them in full as set out on</p> <p>3 my form 6590, authorisation blue card."</p> <p>4 Then you go on quite properly to set them out.</p> <p>5 Is it your usual experience that these firearms</p> <p>6 warnings are given as a matter of course during the</p> <p>7 course of pre-deployment briefings?</p> <p>8 A. Yes.</p> <p>9 Q. Were they given at one or both of the briefings on the</p> <p>10 morning?</p> <p>11 A. The 5.00 am briefing.</p> <p>12 Q. The 5.00 am briefing, all right.</p> <p>13 I just want to take you to a couple of aspects of</p> <p>14 these warnings.</p> <p>15 The way in which you have presented them in your</p> <p>16 witness statement, does that directly reflect how they</p> <p>17 appear on your blue card?</p> <p>18 A. Yes. I was asked to summarise them and felt I should</p> <p>19 list them in full.</p> <p>20 Q. Right, so what you have put here is lifted directly from</p> <p>21 your blue card?</p> <p>22 A. Yes.</p> <p>23 Q. Would you carry that with you at all times?</p> <p>24 A. Yes.</p> <p>25 Q. Let's look, please, at the second paragraph:</p> <p style="text-align: center;">Page 82</p>
<p>1 "Circumstances when weapons may be fired."</p> <p>2 We are at the bottom of the page now:</p> <p>3 "Firearms are to be fired by AFOs in the course of</p> <p>4 their duty only when absolutely necessary after</p> <p>5 conventional methods have been tried and failed or must,</p> <p>6 from the nature of the circumstances, be unlikely to</p> <p>7 succeed if tried. It is strongly advised that warning</p> <p>8 shots are a dangerous option as they may lead a subject</p> <p>9 or other officers to believe they are under fire or</p> <p>10 cause collateral injury."</p> <p>11 Then this finally:</p> <p>12 "Oral warning: AFOs shall identify themselves as</p> <p>13 such and shall give a clear warning of their intent to</p> <p>14 use firearms with sufficient time for the warnings to be</p> <p>15 observed."</p> <p>16 I think there is a typo there, that should be</p> <p>17 "unless", not "bles":</p> <p>18 "... unless to do so would unduly place any person</p> <p>19 at a risk of death or serious harm or it would be</p> <p>20 clearly inappropriate or pointless in the circumstances</p> <p>21 of the incident."</p> <p>22 A. Yes.</p> <p>23 Q. Were those principles with which you were familiar as</p> <p>24 you were going into the deployment on 11 December?</p> <p>25 A. Yes.</p> <p style="text-align: center;">Page 83</p>	<p>1 Q. Thank you.</p> <p>2 Finally I am asked to confirm with you that whether</p> <p>3 or not a firearms officer is reminded of those</p> <p>4 principles in a pre-deployment briefing, they would be</p> <p>5 ingrained into a firearms officer's mind, because of the</p> <p>6 importance and the frequency with which they need to be</p> <p>7 considered?</p> <p>8 A. Yes.</p> <p>9 Q. I am being invited quite properly by Mr Penny to</p> <p>10 identify with clarity the officers who delivered the</p> <p>11 various briefings, and during the course of the</p> <p>12 mid-morning break we will provide that.</p> <p>13 THE CHAIRMAN: Thank you.</p> <p>14 Right, 12.00?</p> <p>15 MS BLACKWELL: There is one more matter, please, sorry, sir.</p> <p>16 THE CHAIRMAN: Sorry.</p> <p>17 MS BLACKWELL: You have been asked questions both by myself</p> <p>18 and also by the chair about a prospect of a plan B,</p> <p>19 a breakout during a hospital visit or the like.</p> <p>20 A. Yes.</p> <p>21 Q. Did you ever see the FA2 form?</p> <p>22 A. No.</p> <p>23 Q. Was the discussion about the plan B breakout something</p> <p>24 that was being suggested as having been a plan</p> <p>25 formulated by the attackers or a theoretical suggestion</p> <p style="text-align: center;">Page 84</p>

<p>1 by the firearms officers?</p> <p>2 THE CHAIRMAN: I think I already asked that question, didn't</p> <p>3 I?</p> <p>4 MS BLACKWELL: I thought so too.</p> <p>5 Finally, was that during the recorded part of the</p> <p>6 briefing?</p> <p>7 A. Bear with me two seconds.</p> <p>8 THE CHAIRMAN: I suspect it is a matter of record if it</p> <p>9 wasn't -- either it was or it wasn't.</p> <p>10 MS BLACKWELL: I am reliably informed that it does not form</p> <p>11 part of the transcript of the recorded briefing.</p> <p>12 THE CHAIRMAN: Thank you.</p> <p>13 MS BLACKWELL: Right.</p> <p>14 THE CHAIRMAN: Thank you. Very good. 15 minutes.</p> <p>15 MR BUTT: Sir, can I raise a matter, sir?</p> <p>16 THE CHAIRMAN: Yes, Mr Butt.</p> <p>17 MR BUTT: I am in your hands if you want the witness to</p> <p>18 remain or better if he were to leave the room. I just</p> <p>19 don't want say something that could suggest --</p> <p>20 THE CHAIRMAN: Is it something you have raised first with</p> <p>21 Ms Blackwell?</p> <p>22 MR BUTT: It is, yes.</p> <p>23 THE CHAIRMAN: Would you excuse us a moment, please?</p> <p>24 A. Yes, sir.</p> <p>25 (The witness withdrew)</p> <p style="text-align: center;">Page 85</p>	<p>1 THE CHAIRMAN: Yes.</p> <p>2 MR BUTT: Sir, it concerns whether the discussion about</p> <p>3 a hospital visit was briefed as a definite plan B or was</p> <p>4 a concern on the part of the commanders of something</p> <p>5 that might happen in the future.</p> <p>6 THE CHAIRMAN: Which was the alternative scenario as</p> <p>7 I invited the witness to consider?</p> <p>8 MR BUTT: Yes. We know there is no mention of that on the</p> <p>9 briefing --</p> <p>10 THE CHAIRMAN: Yes.</p> <p>11 MR BUTT: -- or in the 3.00 am crib sheet.</p> <p>12 THE CHAIRMAN: No.</p> <p>13 MR BUTT: In fact, there is, that I have seen, no evidence</p> <p>14 at all of anyone saying there was intelligence of</p> <p>15 a definite plan B, rather than a theoretical concern.</p> <p>16 THE CHAIRMAN: No.</p> <p>17 MR BUTT: The witness is being asked to recollect six years</p> <p>18 after the event precisely how that was told.</p> <p>19 THE CHAIRMAN: It is a matter of comment, isn't it?</p> <p>20 MR BUTT: The only reference to it, that I have seen, is in</p> <p>21 within the FA2 and the FA3.</p> <p>22 THE CHAIRMAN: Where it was regarded as a theoretical</p> <p>23 option?</p> <p>24 MR BUTT: Absolutely, yes.</p> <p>25 THE CHAIRMAN: I have to decide what I make of the evidence,</p> <p style="text-align: center;">Page 86</p>
<p>1 haven't I?</p> <p>2 MR BUTT: I wonder whether it would assist you if the</p> <p>3 witness were shown that and asked now whether --</p> <p>4 THE CHAIRMAN: No.</p> <p>5 MR BUTT: Thank you, sir.</p> <p>6 THE CHAIRMAN: I don't believe it would. I have the point.</p> <p>7 He is the only witness hitherto who suggests that it was</p> <p>8 anything other than an alternative scenario.</p> <p>9 Is that right, Ms Blackwell?</p> <p>10 MS BLACKWELL: It is, but it is worthy of note that this</p> <p>11 appears in his witness statement made three days after</p> <p>12 the incident, so it is not accurate to say that he is</p> <p>13 being asked to recollect it six years later.</p> <p>14 THE CHAIRMAN: That is a valid point.</p> <p>15 MS BLACKWELL: He said what he said in his witness</p> <p>16 statement.</p> <p>17 THE CHAIRMAN: Thank you.</p> <p>18 Very good, and he is likely to be recalling now what</p> <p>19 is in his witness statement rather than his memory of</p> <p>20 the incident itself.</p> <p>21 MS BLACKWELL: Quite so.</p> <p>22 THE CHAIRMAN: I don't think we need him to come back,</p> <p>23 Mr Butt.</p> <p>24 MS BLACKWELL: No, I agree.</p> <p>25 THE CHAIRMAN: We will have a quarter of an hour, until</p> <p style="text-align: center;">Page 87</p>	<p>1 12.10.</p> <p>2 Thank you.</p> <p>3 MS BLACKWELL: Thank you.</p> <p>4 (11.54 am)</p> <p>5 (A short adjournment)</p> <p>6 (12.13 pm)</p> <p>7 THE CHAIRMAN: Yes.</p> <p>8 MS BLACKWELL: May the witness be sworn, please?</p> <p>9 THE CHAIRMAN: Yes.</p> <p>10 P2 (affirmed)</p> <p>11 THE CHAIRMAN: Thank you.</p> <p>12 MS BLACKWELL: May the witness sit down, please?</p> <p>13 THE CHAIRMAN: Of course he may.</p> <p>14 Questions from MS BLACKWELL</p> <p>15 MS BLACKWELL: Are you a police constable within the</p> <p>16 Met Police?</p> <p>17 A. That's correct.</p> <p>18 Q. Are you known for these purposes with the cipher P2?</p> <p>19 A. I am.</p> <p>20 Q. Thank you.</p> <p>21 I would like to begin your evidence, please by</p> <p>22 inviting you to provide us with a summary of your</p> <p>23 training and experience as a firearms officer as at</p> <p>24 11 December 2015.</p> <p>25 A. Okay, yes.</p> <p style="text-align: center;">Page 88</p>

22 (Pages 85 to 88)

<p>1 I joined the Met Police in 2004, then I was 2 successful in attending assessments and a course process 3 to join CO19, as it was then, now SCO19, in 2009, when 4 I joined the armed response vehicles, the overt side of 5 firearms policing. 6 Q. Yes. 7 A. And then, since then, in around 2013, I applied for and 8 was successful to become a CTSFO, and that is the role 9 I have been in ever since then as an operational CTSFO. 10 Q. Did you pass the CTSFO course in February 2014? 11 A. That sounds right, yes. 12 Q. Right. You describe in your witness statement that that 13 role is predominantly covert but sometimes overt, and 14 involves regular training for one week in every seven? 15 A. That's correct. 16 Q. In fact, you were due to start a week's training on the 17 day that you made your second witness statement on 18 14 December? 19 A. That's correct. 20 Q. Are you also a trained ballistic medic? 21 A. Yes. 22 Q. Was that the position as at 11 December 2015? 23 A. Yes. 24 Q. Thank you. 25 When did you first become aware of Operation Ankaa?</p> <p style="text-align: center;">Page 89</p>	<p>1 A. I think it was the week -- I think I wrote in my notes, 2 the week commencing 7 December. 3 Q. Yes. Let's just turn to your witness statement, so that 4 that may provide you with some assistance. 5 A. Thank you. 6 Q. In fact, you made two witness statements on 11 December, 7 during the course I think first of all of the 8 post-incident procedure? 9 A. That's correct, yes. 10 Q. A very short statement confirming that you didn't make 11 any notes or have a pocket book. 12 Then a fuller statement that lies behind tab 2 in 13 our hard copy bundle. 14 A. Thank you. 15 Q. In fact, it may help us to go to a later statement which 16 you were asked to provide on 14 December, and that lies 17 behind tab 4, because it is here that you deal in 18 a little more detail as to when you first became aware 19 of Operation Ankaa. If you look at the top of page 2, 20 you will find the information that provides us with the 21 beginnings of your involvement. 22 Was it towards the end of the week ending 4 December 23 and into the week beginning 7 December that you became 24 aware of the confidential operation that was Operation 25 Ankaa?</p> <p style="text-align: center;">Page 90</p>
<p>1 A. That's correct, yes. 2 Q. How did you become aware of that? 3 A. I think it was an informal canvassing for officers 4 available to work on that operation. 5 Q. Right. When you first became aware of the operation, it 6 was with the prospect of you becoming part of it? 7 A. Yes. 8 Q. Right. Were you told at that early stage that the 9 operation would be running on Friday, 11 December? 10 A. Yes. 11 Q. And that you would be able to work an early shift that 12 day rather than your scheduled 2 to 10 late shift? 13 A. That's correct. 14 Q. Right. Would that have involved you having a rest 15 period from Thursday late shift into the Friday in 16 a nearby hotel? 17 A. Yes. 18 Q. On Wednesday, 9 December, were you told that there would 19 be a 3.00 am briefing at Leman Street police station on 20 the morning of 11 December? 21 A. Yes, I was. 22 Q. Right. So what in fact took place on the Thursday, were 23 you on call or were you working a shift on Thursday, 24 10 December? 25 A. Yes, I was sent to the hotel to rest, but we rested on</p> <p style="text-align: center;">Page 91</p>	<p>1 standby for other firearms taskings should they come in, 2 due to the way that the resources -- 3 Q. What were the timings of your shift on the Thursday? 4 A. I began the shift at 1400, on the Thursday, but we were 5 told that we could rest in the hotel until the briefing 6 the following morning, pending any call out before then. 7 Q. Were you aware that there was a briefing taking place on 8 10 December at New Scotland Yard in relation to 9 Operation Ankaa? 10 A. I wasn't, no. 11 THE CHAIRMAN: Does it follow from that that you were not 12 invited to it? 13 A. That's correct, sir. 14 THE CHAIRMAN: Thank you. 15 MS BLACKWELL: Up to and including 10 December, what was the 16 level of knowledge that you had of the operation that 17 was to take place the following morning? 18 A. It was a confidential operation, so the -- I was aware 19 of its existence. And the actual detail of what was 20 going to be involved wasn't told to me until the morning 21 of the operation, because of -- obviously with it being 22 confidential, only the people involved in the planning 23 would know that and would keep that, as it should be 24 confidential, until the actual day of the briefing. 25 Q. Did you know, for instance, that there was a planned</p> <p style="text-align: center;">Page 92</p>

<p>1 breakout of somebody from a prison van during a journey</p> <p>2 that was due to take place on 11 December, did you know</p> <p>3 that level of detail?</p> <p>4 A. I don't believe so, not until the morning.</p> <p>5 Q. Your information about the operation came from the</p> <p>6 briefings that you attended on the morning of</p> <p>7 11 December?</p> <p>8 A. That's correct.</p> <p>9 Q. The first of which took place at Leman Street at</p> <p>10 3.00 am?</p> <p>11 A. Yes.</p> <p>12 MS BLACKWELL: Sir, I can confirm now that that briefing was</p> <p>13 delivered by V64, Darren Stewart, together with W80 and</p> <p>14 W97.</p> <p>15 THE CHAIRMAN: Thank you.</p> <p>16 MS BLACKWELL: What information was provided to you during</p> <p>17 that briefing, please?</p> <p>18 A. We were told Operation Ankaa involved several subjects</p> <p>19 from the Tottenham-based Turkish organised crime</p> <p>20 community and they were armed with firearms and they</p> <p>21 were going to assist in the escape of a known individual</p> <p>22 from a prison van en route from Wormwood Scrubs prison</p> <p>23 to Wood Green Crown Court and that there was a stolen</p> <p>24 black Audi parked up as a potential mission vehicle,</p> <p>25 which had some technical assets installed on it.</p> <p style="text-align: center;">Page 93</p>	<p>1 Q. Did you know what that those technical assets were?</p> <p>2 A. I haven't made reference to them, but from previous</p> <p>3 experience I had an idea.</p> <p>4 Q. A tracker and an Audi probe?</p> <p>5 A. That's correct.</p> <p>6 Q. Were you also told that the suspect going to court was</p> <p>7 a Turkish male who was in detention for an offence where</p> <p>8 he had been arrested on a motorbike with an IC3</p> <p>9 accomplice --</p> <p>10 A. Yes, we were.</p> <p>11 Q. -- in possession of a loaded pistol and a Skorpion</p> <p>12 sub-machine gun?</p> <p>13 A. That's correct.</p> <p>14 Q. What did that lead to you believe in terms of the level</p> <p>15 of danger posed during the attack on 11 December?</p> <p>16 A. Clearly you have heard this, the Skorpion sub-machine</p> <p>17 gun is a very deadly firearm, it is fully automatic. It</p> <p>18 is something I have come across before, although rarely,</p> <p>19 but I knew how dangerous it was and it is fairly unusual</p> <p>20 to come across, so, yes, I thought that it was a higher</p> <p>21 risk than perhaps some of the things we had come across</p> <p>22 on a day-to-day basis.</p> <p>23 Q. At the bottom of page 1 of your statement of</p> <p>24 14 December, and I don't ask you to turn to it now but</p> <p>25 this is how you described your view:</p> <p style="text-align: center;">Page 94</p>
<p>1 "That led me to believe that we were dealing with</p> <p>2 very dangerous subjects with viable, potentially deadly</p> <p>3 weapons."</p> <p>4 A. Yes.</p> <p>5 Q. Does that reflect your feelings on the matter?</p> <p>6 A. Yes, in addition to that, I had some prior knowledge of</p> <p>7 the Tottenham-based Turkish organised crime community</p> <p>8 from my armed response vehicle days, when I attended</p> <p>9 a great deal of murders as an overt firearms officer.</p> <p>10 Q. Right. So you were aware of the capability?</p> <p>11 A. Yes, and I had come across shootings with that firearm</p> <p>12 before.</p> <p>13 Q. Thank you.</p> <p>14 Anything else that you can recollect from the</p> <p>15 3.00 am briefing?</p> <p>16 A. That is the tactical briefing, so it is information,</p> <p>17 intelligence, is given out and the roles and</p> <p>18 responsibilities are given to the team, as to what you</p> <p>19 are going to be performing on the day.</p> <p>20 Q. Following the conclusion of that briefing, what did you</p> <p>21 do?</p> <p>22 A. We went down to our armoury and basement where our</p> <p>23 vehicles are kept and prepped my kit and equipment and</p> <p>24 firearms for the operation.</p> <p>25 Q. By that time, had you been told which vehicle you would</p> <p style="text-align: center;">Page 95</p>	<p>1 be travelling in?</p> <p>2 A. Yes, that is -- that forms part of the tactical</p> <p>3 briefing.</p> <p>4 Q. You were to travel in the BMW X5 vehicle?</p> <p>5 A. Correct.</p> <p>6 Q. Was it by that time established which position you would</p> <p>7 take up in that vehicle?</p> <p>8 A. Yes, more than likely, that is usually a conversation</p> <p>9 amongst the crew on the day. Dependent on sometimes if</p> <p>10 it is the team that is leading the operation, they might</p> <p>11 operate in the front seat. And if -- or if someone</p> <p>12 particularly wants to drive that day -- it is just</p> <p>13 a conversation in the morning, but it would have been</p> <p>14 established before we set up the vehicle, because it</p> <p>15 would denote where your kit was.</p> <p>16 Q. What kit did you collect from the armoury?</p> <p>17 A. I booked out my SIG Sauer carbine, 160 rounds of</p> <p>18 ammunition for that.</p> <p>19 Q. Yes.</p> <p>20 A. Glock 19 pistol, 45 rounds of ammunition, a Taser, four</p> <p>21 cartridges and a Hatton gun which is probably more of</p> <p>22 a slang term for a breaching shotgun, tyre-deflation</p> <p>23 shotgun.</p> <p>24 Q. Were you dressed in plainclothes?</p> <p>25 A. I was, yes.</p> <p style="text-align: center;">Page 96</p>

24 (Pages 93 to 96)

<p>1 Q. Were you also in possession of a high-visibility blue 2 police cap? 3 A. I was. 4 Q. That was for you to use at the point of interception? 5 A. Yes, to identify me as police. 6 Q. Did you have any ballistic protection? 7 A. I've got a covert body armour that I wear. 8 Q. Which covers your chest area? 9 A. Yes. 10 Q. All right. And gloves? 11 A. Most of the time I wear gloves, not all the time. 12 Q. Can you remember if you took gloves with you on this 13 occasion? 14 A. I can't remember, no. 15 Q. All right. 16 Did you then attend a second briefing at 5.00 am 17 that day? 18 A. I did, yes, the main briefing. 19 Q. Before we deal with the circumstances of that, I just 20 want to take you back to the 3.00 am briefing for 21 a moment, please -- 22 A. Sure. 23 Q. -- and a comment that you made in your witness statement 24 about a certain aspect of the information that was 25 provided.</p> <p style="text-align: center;">Page 97</p>	<p>1 This is at page 2 of your statement, that lies 2 behind tab 6, towards the bottom of the page. You say: 3 "We were told by the team leader that the 4 information was very reliable to the extent that the 5 subjects used were specifically asked not to be young 6 lads but experienced older men." 7 A. Yes. 8 Q. Are you able to expand upon that at all in terms of the 9 precise detail that you were given in the 3.00 am 10 briefing about who was expected to be involved in the 11 attack? 12 A. I don't think I can expand any further on what I have 13 written, other than it was something that I specifically 14 remembered hearing, hence why I put it in, because it 15 was -- I felt that it was a relevant thing that formed 16 part of my threat assessment on the day to include it 17 into the notes. I don't remember the exact wording of 18 it and who exactly said it, but I remember specifically 19 hearing it. 20 Q. Right. 21 Were you given any other information about the types 22 of individuals who were likely to be recruited for 23 involvement in the attack? 24 A. Other than that, no. It was just that I -- like I had 25 said previously, that I knew of the previous offences</p> <p style="text-align: center;">Page 98</p>
<p>1 that the main subject in the van was involved in, and 2 from my previous experience around that organised crime 3 network -- 4 Q. Yes. 5 A. -- on the armed response vehicles, coupled with the 6 types of weapons I was expecting to find. 7 Q. Yes. Thank you. 8 Sir, the portion that I have just read out is at 9 page 2 of the statement that lies behind tab 4, it is 10 about six lines or so up from the bottom. 11 THE CHAIRMAN: Thank you very much. 12 MS BLACKWELL: The 5.00 am briefing for your team took place 13 at Lincoln Road, didn't it? 14 A. That's correct. 15 MS BLACKWELL: For your information, sir, it was presented 16 by Detective Inspector Keely Smith, from whom the 17 inquiry heard yesterday, together with Detective 18 Constable Kinch and S105. 19 THE CHAIRMAN: Thank you. 20 MS BLACKWELL: The briefing then was introduced by the 21 tactical firearms commander, Keely Smith, and she 22 outlined matters before handing over to Detective 23 Constable Kinch, who provided the intelligence briefing. 24 Do you remember that? 25 A. I didn't remember their names specifically, I have just</p> <p style="text-align: center;">Page 99</p>	<p>1 referred to them as the TFC and the briefing officer. 2 Q. Were you provided with a briefing pack? 3 A. We were, yes. 4 Q. What did that include? 5 A. Pictures and details of potential subjects that may be 6 involved on the day. And probably some maps and some of 7 the information and intelligence. 8 Q. Was that something for you to take away with you? 9 A. Sometimes we take them away. I don't remember whether 10 we did on this occasion or not. Sometimes they are 11 restricted documents that have to be handed back in at 12 the end of the briefing, depending on what information 13 is in them. I don't recall at this one whether we took 14 that or not. 15 Q. Were you also given what you have described in your 16 statement as an AFO oral warning, a strict reminder 17 regarding the use of force? 18 A. That's correct, as with every covert firearms briefing. 19 Q. Is that warning taken from the information and 20 principles that are laid out in your blue card? 21 A. That's correct. 22 Q. At the conclusion of the briefing, were you also 23 informed that the technical assets planted in the stolen 24 Audi were very sensitive and operating well? 25 A. Yes.</p> <p style="text-align: center;">Page 100</p>

25 (Pages 97 to 100)

<p>1 Q. Were you then told that an update was awaited at 6.00 am 2 as to whether or not the subjects were definitely going 3 ahead with the job, and before you left that briefing, 4 you were told that all indications were that they were? 5 A. Yes. 6 Q. Did you then leave the briefing room at Lincoln Road and 7 did you put on your radio set and body armour and pistol 8 before you made your to the Quicksilver patrol base in 9 Wood Green? 10 A. That's correct. 11 Q. Were you then travelling in the rear of the BMW X5 12 vehicle? 13 A. Yes. 14 Q. You go on to say that you don't know exactly when, but 15 very early into the surveillance deployment, there was 16 activity around the stolen Audi and it was seen driving 17 out of the residential car park in which it had been 18 stored? 19 A. That's right. 20 Q. Were you listening to commentary and postings from the 21 surveillance team over the radio in the car? 22 A. Yes. The main channel was on in the vehicle, but there 23 was other channels on as well, because of the 24 multi-faceted nature of this particular operation, with 25 lots of moving parts, you had to have an awareness of</p> <p style="text-align: center;">Page 101</p>	<p>1 everything that was going on, but I was listening to the 2 main channel, certainly, most of the time. But also 3 trying to concentrate on the maps and where that vehicle 4 was going, because that was my designated role within 5 the vehicle. 6 Q. Right, so did you have anything to assist you in that 7 regard? 8 A. In the regard of map reading? 9 Q. Yes. 10 A. At this time we used paper maps and that would involve 11 plotting on the map your position and the subject's 12 position, simultaneously trying to move both together 13 using sticky labels essentially. 14 Q. Has the provision of equipment improved since then? 15 A. Yes, we have since upgraded to iPads and certain 16 applications that we have got available to us now that 17 are a lot easier and we can get an overview of where 18 subjects and we are in relation to them a lot quicker 19 and share information over that restricted app. 20 But, yes, certainly at the time there was quite 21 a lot to concentrate on, and in particular in the Bravo 22 vehicle, if you are -- if the Alpha vehicle went down 23 for any reason technically, an issue with the vehicle, 24 it would be our responsibility to then take over control 25 of the vehicles for that operation and therefore I would</p> <p style="text-align: center;">Page 102</p>
<p>1 need to have a good awareness of where that -- everyone 2 was. Concentrating. 3 Q. Thank you. 4 In either of the briefings at which you had been 5 present, were you provided with the corporate risk 6 assessment? 7 A. Yes, that forms part of the main recorded briefing from 8 the TFC. 9 Q. Right, and so you would have been aware that, as far as 10 the risk posed to firearms officers, as well as 11 everybody else involved in the operation, those risks 12 had been assessed as being low? 13 A. Yes. 14 Q. Did you agree with that? 15 A. The corporate risk assessment, obviously performed by 16 the TFC on a form using a matrix, et cetera, is 17 different to the way that I formed my personal risk 18 assessment on firearms jobs. 19 From my point of view, I consider all firearms 20 operations dangerous, by the very nature of what they 21 are. I would consider any time that I am asked to go up 22 to a vehicle with known subjects with firearms, vehicles 23 are dangerous, subjects are dangerous and the weapons 24 are dangerous. I would consider all firearms operations 25 high risk at the point of interception.</p> <p style="text-align: center;">Page 103</p>	<p>1 Personally, I considered this one a little higher 2 because of the nature of the subjects and that weapon 3 that I thought was going to be in that vehicle and also 4 where I thought that that weapon might be within the 5 vehicle. 6 Q. What do you mean by that final comment? 7 A. Sir, most of our firearms operations, the most common 8 form of our MASTS is what we call a gun buyer or a gun 9 exchange, where a subject is going to collect a firearm 10 or buy a firearm from another subject to use at a later 11 time. They would then probably conceal that within the 12 car to transport it back to another location. 13 Sometimes when we stop that vehicle and it takes 10 14 or 15 minutes and the use of a firearms recovery dog to 15 find the firearm within the car. On this occasion 16 I knew that they were going to perform a task with the 17 firearm and therefore it would be in ready access. 18 Q. Right. 19 A. Ie a bag, a hand, a waistband, and therefore not hidden 20 within the vehicle. 21 Q. That increased the risk? 22 A. Absolutely. 23 Q. Would you assess it as having been very high risk? 24 A. That's how I assessed it, but, like I said, I consider 25 all firearms operations high risk for me at the point of</p> <p style="text-align: center;">Page 104</p>

26 (Pages 101 to 104)

<p>1 the interception, because I am the one stood in front of</p> <p>2 ... you know, being asked to go forward and stop</p> <p>3 someone with a firearm. So this one was just higher</p> <p>4 because of that information I have just described.</p> <p>5 Q. Thank you.</p> <p>6 Was it common in your experience for there to be</p> <p>7 such a marked disparity between the corporate risk</p> <p>8 assessment, which the inquiry has heard as being</p> <p>9 universally low, and your own risk assessment as being</p> <p>10 very high?</p> <p>11 A. I think I refer to it in one of my follow-up statements</p> <p>12 to clarify from the IOPC investigation.</p> <p>13 Q. Yes.</p> <p>14 A. I think I mention it -- it is the corporate risk</p> <p>15 assessment is not something I would particularly have in</p> <p>16 my mind ever at the point of the interception, because</p> <p>17 my own risk assessment is always formed on the</p> <p>18 experience that I have and my training and then how</p> <p>19 a subject in the vehicle reacts to our presence at the</p> <p>20 scene.</p> <p>21 That is how I form my risk assessment, personally.</p> <p>22 THE CHAIRMAN: Are these risk assessments, the corporate</p> <p>23 risk assessments, generally low until the moment of</p> <p>24 deployment?</p> <p>25 A. They are, sir, yes.</p> <p style="text-align: center;">Page 105</p>	<p>1 THE CHAIRMAN: It is a very literal interpretation at the</p> <p>2 time when the assessment is made, because at the time</p> <p>3 when the assessment is made you could be sitting in</p> <p>4 an office?</p> <p>5 A. Absolutely. And I think that that is covered -- the</p> <p>6 mitigating factors are all in place up until the point</p> <p>7 of us meeting the subjects, so therefore they are low</p> <p>8 until that point, and, like you say, they are considered</p> <p>9 low all the way through, potentially, until that point</p> <p>10 where we come into contact with them.</p> <p>11 So generally, that risk assessment is very similar</p> <p>12 amongst firearms operations until that point.</p> <p>13 THE CHAIRMAN: Ms Blackwell, it might be more helpful to ask</p> <p>14 the witness whether he agreed with the assessment that</p> <p>15 was made at the time of deployment, because it did</p> <p>16 increase at that stage.</p> <p>17 MS BLACKWELL: Yes.</p> <p>18 The inquiry has heard evidence that as at the time</p> <p>19 of deployment the risk threat assessment was raised to</p> <p>20 medium.</p> <p>21 A. Okay.</p> <p>22 Q. Sorry, would you excuse me a moment, please?</p> <p>23 THE CHAIRMAN: Of course.</p> <p>24 MS BLACKWELL: The evidence was that at the time of</p> <p>25 deployment the risk remained low and at the time of</p> <p style="text-align: center;">Page 106</p>
<p>1 interception it was raised to medium.</p> <p>2 A. Yes, I was aware that there was mitigating factors in</p> <p>3 place around not allowing the subjects to come together,</p> <p>4 the prison van had a team protecting it, there was</p> <p>5 a team on the other vehicle and that those things were</p> <p>6 all in place, so at that point it was low, because all</p> <p>7 those factors were in place but, yes, when we actually</p> <p>8 come into contact with the subjects in the vehicle, as</p> <p>9 in we are pointing firearms, we know that they have got</p> <p>10 firearms --</p> <p>11 Q. Expecting to see them?</p> <p>12 A. Expecting to see firearms in the car, yes, that risk</p> <p>13 assessment is maybe medium to a tactical firearms</p> <p>14 commander, but when I am stood in front of the car, to</p> <p>15 me it is high.</p> <p>16 Q. Very high?</p> <p>17 A. Yes, as it always is with most of things I do in my job.</p> <p>18 That is not to say I am not happy with proceeding with</p> <p>19 it, it is a risk I accept in my day-to-day job.</p> <p>20 Q. Yes, but whereas the risk posed at that stage to you as</p> <p>21 a firearms officer may be assessed corporately as</p> <p>22 medium, your evidence is that from your perspective, it</p> <p>23 is very high?</p> <p>24 A. That's correct.</p> <p>25 Q. Let's go back then, please, to the time that you reached</p> <p style="text-align: center;">Page 107</p>	<p>1 Quicksilver Patrol Base. Did you remain at that</p> <p>2 location awaiting further instructions about deployment?</p> <p>3 A. That's correct, yes.</p> <p>4 Q. Were you able to listen to the radio about the</p> <p>5 information that was being provided by the surveillance</p> <p>6 teams?</p> <p>7 A. Yes.</p> <p>8 Q. I am looking now behind tab 3 at the top of page 3 of</p> <p>9 your witness statement made on 14 December, in which you</p> <p>10 say:</p> <p>11 "We listened on the radio as the vehicle [that is</p> <p>12 the Audi] made several stops and drove around the area</p> <p>13 of Wood Green Crown Court and picked up two males near</p> <p>14 the astroturf football pitch to the north of the court.</p> <p>15 These males were reported to have some sort of rolled-up</p> <p>16 beanie hats on their heads."</p> <p>17 Do you remember that?</p> <p>18 A. Yes.</p> <p>19 Q. Yes:</p> <p>20 "By this point we had positioned our vehicles on the</p> <p>21 main road outside of the gates of Quicksilver Patrol</p> <p>22 Base as the prison van had begun its route from Wormwood</p> <p>23 Scrubs to the court. It was to make no other stops or</p> <p>24 pickups and we were informed over the radio that once it</p> <p>25 reached the A406, we may be required to stop the</p> <p style="text-align: center;">Page 108</p>

27 (Pages 105 to 108)

1 vehicle."
 2 **A. Yes.**
 3 Q. Was that a reference to the Audi vehicle?
 4 **A. I believe so, yes.**
 5 Q. All right. But you were also then told that the Audi
 6 had parked up in Bracknell Close?
 7 **A. Sorry, that may have been the prison van then on the**
 8 **406.**
 9 Q. Well, you were not being deployed to provide any sort of
 10 protection around the van, were you?
 11 **A. No, no, just the stolen Audi.**
 12 Q. Right. So do you think it may have been that you were
 13 told that once the prison van got to a certain point,
 14 you were then going to be required to stop the Audi, so
 15 that the two didn't come together?
 16 **A. Yes, possibly, I was aware that there would more than**
 17 **likely be a tipping point that the TFC had.**
 18 Q. Yes, thank you. You then heard from the surveillance
 19 team that it had parked up in a particular residential
 20 parking bay on Bracknell Close.
 21 You heard also mention of lookouts, either being
 22 dropped off by or associated with the vehicle.
 23 **A. That's correct.**
 24 Q. Yes.
 25 Do you remember receiving any information over the

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1 **for me on the day.**
 2 Q. Right.
 3 Secondly, would it have assisted you to have been
 4 told that, as at the night before, 10 December, the gang
 5 had only managed to source an imitation firearm?
 6 **A. No.**
 7 Q. Why not?
 8 **A. It is something that has come up before and it is -- it**
 9 **is difficult for us to -- it is a difficult situation**
 10 **for us to deal with as firearms officers, because we can**
 11 **never determine whether a firearm is real or not when it**
 12 **is pointed at us or intimidated. And if we were told that**
 13 **a firearm was a replica or an imitation, and it turned**
 14 **out not to be, then one of us would, you know,**
 15 **essentially be at risk, and that can put that hesitation**
 16 **in your mind on the day. If someone points a firearm at**
 17 **you and you are looking at it and your reaction is slow**
 18 **because you are wondering the what ifs, then that could**
 19 **risk your own life.**
 20 Q. Yes.
 21 **A. And sometimes I mean we come across imitation firearms**
 22 **sometimes and even in my hands, when I am used to**
 23 **handling firearms, I still can't tell when I am holding**
 24 **it.**
 25 Q. You understand that it is important for you to treat any

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1 radio that the attack was going to be firearms enabled?
 2 **A. I don't recall hearing it.**
 3 **I don't recall hearing it. I haven't made reference**
 4 **to it in my statement. Possibly I could have missed**
 5 **something on the radio. I am not saying it wasn't put**
 6 **out, I am just saying I didn't hear it particularly, and**
 7 **I was probably concentrating on the maps at that point.**
 8 Q. Yes.
 9 THE CHAIRMAN: I don't suppose it would have added very much
 10 to your understanding of the type of people you were
 11 dealing with?
 12 **A. No, sir. If I had have heard it, it wouldn't have**
 13 **brought anything else to the intel picture I had already**
 14 **received.**
 15 THE CHAIRMAN: Yes.
 16 **A. It would only be more relevant if I had heard that it**
 17 **wasn't going to be, in which case there wouldn't be**
 18 **an operation.**
 19 THE CHAIRMAN: Thank you.
 20 MS BLACKWELL: With that in mind, I am going to ask you two
 21 follow-on questions. Would it have assisted you to have
 22 known that between 29 October and 11 December the gang
 23 had been attempting to source firearms?
 24 **A. I was told in the main briefing that they were going to**
 25 **be using firearms in the operation, and that was enough**

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1 firearm as being real until you know for sure that it
 2 isn't?
 3 **A. Absolutely, and that is the training that we receive.**
 4 Q. Yes.
 5 Given that you had assessed the risk to you as being
 6 very high at the point of interception, was it important
 7 that you were provided with as much information that was
 8 known about the vehicle and its occupants prior to that
 9 interception taking place?
 10 **A. Yes, of course. I think any extra information that is**
 11 **provided on the day will add to the planning and the**
 12 **risk assessment.**
 13 Q. Did you know how many people were in the vehicle?
 14 **A. I haven't made reference to it. Obviously I have made**
 15 **reference to people being picked up. So I knew there**
 16 **was a driver and I think I have referenced two males**
 17 **being picked up, so at least three but I am not sure.**
 18 Q. In fact, although there may have been three in the
 19 vehicle, at one point you would not have been aware if
 20 somebody had got out or if more had got in?
 21 **A. No, it may have been put on the surveillance commentary,**
 22 **but I hadn't made a note of that.**
 23 Q. Were you given any information about the vehicle itself,
 24 whether or not there were tinted windows or steamed-up
 25 windows?

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28 (Pages 109 to 112)

<p>1 A. I don't recall hearing anything.</p> <p>2 Q. Would that have been useful to know?</p> <p>3 A. Yes. Yes, it would have been useful if I had have had</p> <p>4 prior knowledge.</p> <p>5 Q. Do you remember state amber being declared?</p> <p>6 I think if you look at your --</p> <p>7 A. Yes, shortly before 09.00, yes.</p> <p>8 Q. That meant to you that you were being given authority to</p> <p>9 conduct a stop on the Audi?</p> <p>10 A. Yes, to me that indicates the TFC has got a sufficiency</p> <p>11 of evidence and are happy that the firearms are in the</p> <p>12 vehicle and he wants us to move forward.</p> <p>13 Q. And although you describe it as a stop, this was</p> <p>14 a natural stop, wasn't it, because you were aware that</p> <p>15 the vehicle was already parked up?</p> <p>16 A. That's correct.</p> <p>17 Q. What conversation, if any, took place between yourself</p> <p>18 and the other occupants of your vehicle, or indeed any</p> <p>19 instructions that you may have been given over the radio</p> <p>20 as to how that stop was going to be effected, how the</p> <p>21 extraction of the occupants was going to take place?</p> <p>22 A. I don't recall any specific conversation as to how that</p> <p>23 was going to look. All I could say is, based on the</p> <p>24 positioning of the vehicle and the subjects that we had</p> <p>25 been told we were going to be dealing with, and the</p> <p style="text-align: center;">Page 113</p>	<p>1 weapon, and the fact there was a mention of some</p> <p>2 builders and other pedestrians in the street, it would,</p> <p>3 in my mind, have been an extraction on the vehicle,</p> <p>4 rather than any other tactic.</p> <p>5 Q. Yes, was there any discussion about whether</p> <p>6 a containment and call out might be suitable?</p> <p>7 A. No.</p> <p>8 Q. Did that even go through your mind?</p> <p>9 A. No, not for this scenario, no.</p> <p>10 Q. Why not?</p> <p>11 A. The vehicle was parked, as you are aware, in</p> <p>12 a residential street, there are other people about.</p> <p>13 Q. Yes.</p> <p>14 A. The weapon is, like I have already mentioned, it is</p> <p>15 a very, very dangerous weapon that I believed was going</p> <p>16 to be in that vehicle, and the fact that we closed that</p> <p>17 vehicle down, put such a tight containment around it,</p> <p>18 that it puts us between the subjects and the public and</p> <p>19 it is a safer -- it is considered a safer tactic,</p> <p>20 because it allows us to take control quicker, using the</p> <p>21 sort of shock and awe verbal and physical stunning of</p> <p>22 subjects, taking control of them quickly to try and</p> <p>23 negate them the ability to be able to react. And if you</p> <p>24 hold off on a containment and call out, that can give</p> <p>25 people time to plan, to operate the weapons that we</p> <p style="text-align: center;">Page 114</p>
<p>1 believe they have got, to escape, to ram out. So it</p> <p>2 didn't even come into consideration for me personally.</p> <p>3 Q. Once state amber was called, did you make your way to</p> <p>4 Bracknell Close in convoy with the other vehicles?</p> <p>5 A. Yes.</p> <p>6 Q. I am going to invite you now to look behind tab 4 at</p> <p>7 page 4 of your witness statement, made on 14 December.</p> <p>8 Do you have page 4?</p> <p>9 A. Yes.</p> <p>10 Q. Halfway down that page, you set out what then took</p> <p>11 place:</p> <p>12 "As we pulled in I saw the bonnet of the Audi come</p> <p>13 into view and the strike was called."</p> <p>14 Do you remember state red or the word "strike" being</p> <p>15 disseminated over the radio?</p> <p>16 A. I have said the strike was called, so I have -- that</p> <p>17 suggests that I remember hearing something to indicate</p> <p>18 that we were going to stop the vehicle.</p> <p>19 Q. Right.</p> <p>20 A. But I can't say what exactly.</p> <p>21 Q. Or by whom?</p> <p>22 A. No.</p> <p>23 Q. "Our vehicle pulled roughly level with the Audi. I put</p> <p>24 on my police cap and got out of our car and ran around</p> <p>25 the back and up to the offside of the Audi. My SIG</p> <p style="text-align: center;">Page 115</p>	<p>1 carbine was pointing into the car and my selector level</p> <p>2 was to fire ..."</p> <p>3 A. That should be "lever", sorry.</p> <p>4 Q. Sorry:</p> <p>5 "... my selector lever was to fire, due to the</p> <p>6 information we had been given regarding the subjects and</p> <p>7 potential weapons. My Glock pistol was holstered on my</p> <p>8 belt. As I approached the driver's seat, I saw my</p> <p>9 colleagues coming from my right pointing weapons</p> <p>10 shouting armed challenges, so I continued round to the</p> <p>11 back door behind the driver. The rear passenger window</p> <p>12 was completely blacked out, affording me no vision</p> <p>13 inside."</p> <p>14 When you described it as "blacked out", did you mean</p> <p>15 through a type of tinting or because it was clouded</p> <p>16 because it was steamed up?</p> <p>17 A. No, I perceived it at the time to be tinted.</p> <p>18 Q. "I could see the muzzle of a colleague's weapon strike</p> <p>19 the driver's window out of my peripheral vision</p> <p>20 attempting to break the glass. I remember feeling very</p> <p>21 uncomfortable stood in front of the dark window, so</p> <p>22 I stepped left and kept my right hand on weapon's grip</p> <p>23 and used my left to open the door."</p> <p>24 It might seem like an obvious question, but why were</p> <p>25 you feeling very uncomfortable standing in front of the</p> <p style="text-align: center;">Page 116</p>

1 dark window?

2 **A. Because I had described it as tinted, and I thought it**

3 **was tinted, that to me meant that, although I couldn't**

4 **see in, they could see out. And they would have vision**

5 **on me before I had vision on them.**

6 Q. Right.

7 You then continue:

8 "I swung it open [that is the door] and then swept

9 from right to left with my weapon, trying to use the

10 boot side as some cover. The first thing I saw was what

11 I instantly recognised to be an Uzi sub-machine gun in

12 the footwell behind the driver's seat. This a very

13 distinctively shaped weapon, was all black in colour and

14 was positioned stock down, barrel up, slightly inclined

15 towards the centre console. It had a small folding

16 foregrip which was already in the down position."

17 What is the relevance of that?

18 **A. I thought that the weapon had a foregrip on the front of**

19 **it, which controls the recoil of the firearm when it is**

20 **being activated, which means it is more accurate.**

21 Q. It is more accurate?

22 **A. When fired in fully automatic.**

23 Q. "... and it was sat on top of a dark-coloured holdall

24 with brown leather detailing."

25 **A. That's correct.**

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1 **A. Yes.**

2 Q. Did you assist in that extraction?

3 **A. I did, yes.**

4 Q. What did you do?

5 **A. I told him words to the effect of "don't fucking move"**

6 **and took his left arm and applied the knee to his**

7 **shoulder to put an arm lock on. And then assisted in**

8 **the handcuffing.**

9 Q. He was handcuffed using plastic hand restraints

10 initially, wasn't he?

11 **A. Yes.**

12 Q. Did you apply those to his wrist --

13 **A. Yes.**

14 Q. -- with the help of K78 applying them to the other

15 wrist?

16 **A. Yes.**

17 Q. Then did you put him down, the area of his waistband in

18 particular, to ensure that he wasn't carrying a weapon?

19 **A. That's correct.**

20 Q. Did you then open the boot of the vehicle?

21 **A. Yes.**

22 Q. To check whether there was any firearm or indeed any

23 person in the back?

24 **A. Yes.**

25 Q. Did you then become aware that one of the occupants of

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1 Q. You then saw in back of the vehicle a male who you

2 describe as being of Turkish appearance with facial hair

3 wearing dark clothing and you pointed your weapon

4 towards him and told him to put his hands on his head?

5 **A. That's correct.**

6 Q. Did he comply with that order?

7 **A. Yes.**

8 Q. You then heard a loud bang in the vehicle, and instantly

9 saw smoke inside the cabin and you could smell it was

10 from a firearm, although you were not aware at that

11 stage of who had fired their weapon?

12 **A. That's correct.**

13 Q. The rear seat passenger, at whom you had pointed your

14 weapon, was then simultaneously grabbed and pulled out,

15 extracted by one of your colleagues from the other rear

16 door as the man was putting his hands on his head?

17 **A. Yes.**

18 Q. You then noticed a silver L-shaped metal wheel brace

19 which was positioned on the middle seat at the back next

20 to where the male had been sitting?

21 **A. Yes.**

22 Q. You shouted "gun" to alert your colleagues to what you

23 had seen in the car and then you moved to the rear of

24 the Audi, where you saw K78 pulling the rear passenger

25 to the ground?

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1 the vehicle was being treated because he had been

2 injured?

3 **A. Yes.**

4 Q. Did you remain with K78 and the person that we now know

5 is Gokay Sogucakli, who was sat up against the rear

6 bumper of the Audi?

7 **A. Yes.**

8 Q. Did he appear to be confused about what was happening?

9 **A. He was, yes.**

10 Q. Did you explain to him that he had been stopped and

11 extracted as you believed that there were firearms in

12 the vehicle and that he would be spoken to shortly by

13 an investigating officer?

14 **A. Yes.**

15 Q. Did he then say to you that there were no guns in the

16 car, only a BB gun, and that that was the first time

17 that he had been in the vehicle?

18 **A. Yes.**

19 Q. Did he also tell you that he had been asleep at the

20 point of interception?

21 **A. He did.**

22 Q. Did you then become concerned because a male resident

23 had emerged from the flat behind the Audi, so did you go

24 and speak to that person and ask for him to wait inside

25 his residence, which he did?

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1 **A. I wasn't concerned -- a concerned resident emerged from**
 2 **the flat behind me, obviously wondering what was going**
 3 **on.**
 4 Q. I see, right.
 5 **A. As is common until the stop is completed, I asked him to**
 6 **get back inside for ballistic cover.**
 7 Q. Why was it important that he remained inside his house?
 8 **A. Because obviously we had formed our containment of the**
 9 **vehicle and there was still an active firearms operation**
 10 **taking place and he is a member of the public who we are**
 11 **there to protect, so I asked him to stay indoors.**
 12 Q. Thank you.
 13 Having done that, did you return to the front of the
 14 Audi vehicle?
 15 **A. Yes.**
 16 Q. At some stage did you see officer W109 alone with the
 17 driver of the vehicle who had been extracted from the
 18 Audi on the floor?
 19 **A. Yes.**
 20 Q. Was he on his side and were you asked to check him for
 21 injuries?
 22 **A. Yes.**
 23 THE CHAIRMAN: Second paragraph on page 6, yes.
 24 **A. I have caught up, yes.**
 25 THE CHAIRMAN: It is all right, no, no, for very sensible

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1 Q. Thank you.
 2 Did you then become aware that a small crowd of
 3 onlookers was forming, and so did you go back to your
 4 vehicle to retrieve your face covering and did you put
 5 that on?
 6 **A. Yes.**
 7 Q. I know that at some point, whilst you were still at the
 8 scene, you became aware that the injured male was
 9 deceased and had been covered with a white sheet?
 10 **A. Yes.**
 11 Q. Were you then awaiting further instructions which
 12 consisted of a direction to return to Leman Street and
 13 take part in the post-incident procedure?
 14 **A. That's correct.**
 15 Q. And indeed you did so?
 16 **A. Yes.**
 17 Q. Thank you.
 18 I am conscious of the time, sir. I would like to
 19 finish this witness, if possible.
 20 THE CHAIRMAN: I think we should, because of the
 21 arrangements that have been set up for this afternoon.
 22 MS BLACKWELL: Yes.
 23 THE CHAIRMAN: If we don't finish him, he will have to, I am
 24 afraid wait because of the arrangements which are being
 25 made for the next witness.

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1 reasons.
 2 MS BLACKWELL: Were you given scissors to cut off his
 3 T-shirt in order to check his body for injuries?
 4 **A. That's correct.**
 5 Q. Did you ask if he was hurt and did he say to you he was
 6 only hurt on his face and did you see that he had graze
 7 marks to his left cheek and blood coming from his nose?
 8 **A. Yes.**
 9 Q. Did you check his chest, back and underarms for any
 10 injuries but all you could find was old scarring, which
 11 he told you had been from an old stabbing injury?
 12 **A. Yes.**
 13 Q. Having been satisfied that he didn't have any further
 14 injuries, did you allow him to sit back up with his back
 15 against the bumper?
 16 **A. Yes.**
 17 Q. At some point was he also handcuffed?
 18 **A. Yes, with proper handcuffs, quick cuffs --**
 19 Q. So the Plasticuffs were cut off him and he was given --
 20 **A. Where possible we will try and replace them with proper**
 21 **rigid handcuffs.**
 22 Q. Why is that?
 23 **A. For comfort and -- yes, mainly for comfort for them and**
 24 **because we only really carry the Plasticuffs for covert**
 25 **ability as we can carry them discreetly.**

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1 MS BLACKWELL: Yes, if you pau5se for a moment.
 2 MS MURPHY: I think there may have been a misunderstanding,
 3 because we formulated a question, we sent it about 30
 4 minutes ago and I think it has got lost in a WhatsApp
 5 thread, but hopefully it can be put quite briefly.
 6 THE CHAIRMAN: Very good. (Pause)
 7 MS BLACKWELL: I would like to ask you an additional
 8 question in relation to your risk assessment --
 9 **A. Of course.**
 10 Q. -- and the evidence that you have given to the inquiry
 11 that sets out your reasoning as to why you assessed that
 12 as being very high.
 13 **A. Yes.**
 14 Q. You made reference to the nature of the subjects, the
 15 weapon or weapons that you thought were going to be used
 16 and where the weapon or weapons were going to be
 17 located, and you drew a distinction between this
 18 operation as opposed to other operations where you are
 19 going to intercept the sale of a weapon, something of
 20 that nature. The difference being in this operation you
 21 expected the weapons not to be secreted in a hidden part
 22 of the vehicle but to be ready, if you like, and if not
 23 brandished then at least in a place where they could be
 24 available to those who wanted to use them?
 25 **A. Yes, that's correct. Obviously this -- I made reference**

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<p>1 to gun by MASTS ops, this is not an uncommon scenario in</p> <p>2 terms of we go to -- we do MASTS operations where they</p> <p>3 are on their way to commit a shooting, so that's</p> <p>4 a similar scenario, where the weapon will not be hidden</p> <p>5 within the vehicle. So it is not an uncommon thing to</p> <p>6 come across, but it would go along in the same category</p> <p>7 for me as higher than where the gun is being hidden.</p> <p>8 Q. Would your calibration of risk at the point of</p> <p>9 interception have been lower had you been informed that</p> <p>10 there was reliable intelligence that the conspirators</p> <p>11 had only been able to source an imitation firearm?</p> <p>12 A. I think you would only ever have a change of mind if</p> <p>13 you -- if that was 100 per cent that that weapon was</p> <p>14 an imitation, in which case, if you were ever</p> <p>15 100 per cent that there was an imitation firearm, there</p> <p>16 would be no firearms job, and we wouldn't be deployed.</p> <p>17 Q. But there would be the possibility, would there not, of</p> <p>18 the firearms authorisation having been properly assessed</p> <p>19 and given at that stage, but there had been additional</p> <p>20 intelligence received between that time and the</p> <p>21 deployment?</p> <p>22 A. Yes, and if that intelligence, again, clarified</p> <p>23 100 per cent that there would be no real firearm within</p> <p>24 that car, there would be no firearms deployment.</p> <p>25 And that still does not account for other firearms</p> <p style="text-align: center;">Page 125</p>	<p>1 that we don't know about.</p> <p>2 MS BLACKWELL: Right.</p> <p>3 Sir, I don't believe there are any other questions</p> <p>4 from any other core participant. Do you have any</p> <p>5 questions?</p> <p>6 Questions from THE CHAIRMAN</p> <p>7 THE CHAIRMAN: Yes, I just want to ask a question relating</p> <p>8 to the situation as far as briefings were concerned.</p> <p>9 You may be perceived as having been at an advantage,</p> <p>10 in that you knew from experience about this organised</p> <p>11 crime gang.</p> <p>12 A. I knew about the Turkish OCN in Tottenham, sir, yes.</p> <p>13 THE CHAIRMAN: Yes. You have had experience in your</p> <p>14 capacity as a CTSFO of their potency, as a gang.</p> <p>15 A. As an armed response vehicle, a uniformed armed response</p> <p>16 vehicle operator, sir, yes.</p> <p>17 THE CHAIRMAN: Of course it may very well be the case that</p> <p>18 not all CTSFOs had that practical knowledge and</p> <p>19 experience of that group.</p> <p>20 A. I think they are fairly well known, sir. Certainly</p> <p>21 anyone who worked on the armed response vehicles, they</p> <p>22 are experienced officers on the CTSFO teams, by nature</p> <p>23 of the -- they have all come from that armed response</p> <p>24 vehicle onto CTSFO, that route, and I think it is fairly</p> <p>25 common knowledge regarding that OCN.</p> <p style="text-align: center;">Page 126</p>
<p>1 THE CHAIRMAN: Once anybody mentions the Tottenham Turks,</p> <p>2 they know it is going to be a very --</p> <p>3 A. I can't speak for other officers, sir, but I would --</p> <p>4 like I said, personally, I have known that they have ...</p> <p>5 I have been to several murders --</p> <p>6 THE CHAIRMAN: That was why I was asking. As I say, you</p> <p>7 have the advantage of experience, whether it is</p> <p>8 an advantage is another matter but you knew from your</p> <p>9 own experience.</p> <p>10 A. I knew, yes, from attending the shootings involving --</p> <p>11 THE CHAIRMAN: Your first briefing about this was six hours</p> <p>12 before it took place?</p> <p>13 A. That's correct, yes.</p> <p>14 THE CHAIRMAN: Do you think that a briefing more than six</p> <p>15 hours before a deployment, such as we have heard was</p> <p>16 arranged for the previous day, would have been</p> <p>17 an advantage to CTSFOs? Do you normally get briefed</p> <p>18 earlier --</p> <p>19 A. No, sir, normally we have the tactical briefing and the</p> <p>20 main briefing. It is usually just the management and</p> <p>21 the planning officers that would attend such a planning</p> <p>22 meeting.</p> <p>23 I think you would get to the point where there are</p> <p>24 too many cooks, you could say, at a planning briefing.</p> <p>25 THE CHAIRMAN: We have heard that there was a meeting on the</p> <p style="text-align: center;">Page 127</p>	<p>1 previous day, which all the CTSFOs were asked to attend</p> <p>2 unless they were deployed elsewhere?</p> <p>3 A. I wasn't aware of that, sorry, sir.</p> <p>4 THE CHAIRMAN: You were not aware of it?</p> <p>5 A. I didn't realise that was the case, I assumed it was</p> <p>6 a planning briefing for the planning team and the</p> <p>7 organised --</p> <p>8 THE CHAIRMAN: Was there any discussion amongst your</p> <p>9 colleagues on the morning, at the briefings which you</p> <p>10 attended, about the previous day's briefing, whether or</p> <p>11 not they had been invited, are you aware of that?</p> <p>12 A. Not that I remember, sir.</p> <p>13 THE CHAIRMAN: Very good.</p> <p>14 Thank you.</p> <p>15 MS BLACKWELL: Thank you, sir. That concludes the evidence</p> <p>16 of this witness.</p> <p>17 THE CHAIRMAN: We would like I think to start at 2.00. Was</p> <p>18 there something you wanted to read into the record at</p> <p>19 this stage.</p> <p>20 MS BLACKWELL: Yes, as you are aware, sir, Nathan Mason was</p> <p>21 due to attend --</p> <p>22 THE CHAIRMAN: Shall we let this witness go?</p> <p>23 MS BLACKWELL: Yes, certainly.</p> <p>24 THE CHAIRMAN: Thank you very much.</p> <p>25 MS BLACKWELL: Nathan Mason was due to attend the inquiry</p> <p style="text-align: center;">Page 128</p>

<p>1 last Thursday and he did not attend.</p> <p>2 THE CHAIRMAN: No.</p> <p>3 MS BLACKWELL: The inquiry legal team were in contact with</p> <p>4 his legal representatives on Thursday and Friday in</p> <p>5 order to identify how and when he could give his</p> <p>6 evidence within the existing timetable.</p> <p>7 THE CHAIRMAN: Yes.</p> <p>8 MS BLACKWELL: The core participants were informed on Friday</p> <p>9 that it was proposed that Mr Mason would attend via</p> <p>10 video-link and the reasons for that link are both</p> <p>11 pragmatic and practical.</p> <p>12 THE CHAIRMAN: Yes.</p> <p>13 MS BLACKWELL: First, there are ongoing concerns about</p> <p>14 Mr Mason's mental health and wellbeing and further</p> <p>15 information about this has been provided in a written</p> <p>16 application.</p> <p>17 Secondly, you are aware, sir, of your duty to have</p> <p>18 regard of the cost of the inquiry and Mr Mason no longer</p> <p>19 resides in London and will give evidence this afternoon</p> <p>20 from his current location.</p> <p>21 THE CHAIRMAN: Yes.</p> <p>22 MS BLACKWELL: There have been no objections received to</p> <p>23 that proposal.</p> <p>24 THE CHAIRMAN: Thank you.</p> <p>25 MS BLACKWELL: The inquiry yesterday received an application</p> <p style="text-align: center;">Page 129</p>	<p>1 made on behalf of Mr Mason for special measures in the</p> <p>2 following terms.</p> <p>3 Firstly, that his evidence is not to be streamed</p> <p>4 live on the inquiry's YouTube channel.</p> <p>5 Secondly, that his evidence is not to be published</p> <p>6 on the inquiry's YouTube channel following the</p> <p>7 conclusion of his evidence.</p> <p>8 No evidence has yet been provided on behalf of</p> <p>9 Mr Mason in support of either of those applications and,</p> <p>10 as yet, we have not received any observations from core</p> <p>11 participants or indeed the media on those applications.</p> <p>12 However, we invite you, sir, to direct that evidence</p> <p>13 in support of those applications be provided to the</p> <p>14 inquiry legal team by 4.00 pm on Monday, 19 July,</p> <p>15 following which you will be invited to rule on whether</p> <p>16 or not a video of Mr Mason's evidence will be published</p> <p>17 thereafter on YouTube.</p> <p>18 You emphasised at the conclusion of Thursday's</p> <p>19 evidence the importance of Mr Mason's evidence to the</p> <p>20 inquiry, and indeed to all core participants.</p> <p>21 THE CHAIRMAN: Yes.</p> <p>22 MS BLACKWELL: We submit that it is not in the public</p> <p>23 interest for Mr Mason's evidence to be further postponed</p> <p>24 to await evidence in support of the application that it</p> <p>25 not be livestreamed, nor can it be in Mr Mason's</p> <p style="text-align: center;">Page 130</p>
<p>1 interests, in light of what is said about his mental</p> <p>2 health or wellbeing, for his evidence to be postponed</p> <p>3 any further.</p> <p>4 THE CHAIRMAN: The sooner he gives his evidence the better.</p> <p>5 MS BLACKWELL: For that reason, we invite you to make</p> <p>6 a restriction order now to the effect this afternoon</p> <p>7 will not be livestreamed, but his evidence will be</p> <p>8 recorded, it will be transcribed and will be visible to</p> <p>9 any member of the public present in the hearing room.</p> <p>10 We submit that you should not prejudice the</p> <p>11 additional issue of whether or not at a future date his</p> <p>12 evidence should be published by way of a video being</p> <p>13 shown on the inquiry's YouTube channel in the usual way.</p> <p>14 You are able to hear arguments in support and</p> <p>15 against that issue once you are in receipt of the</p> <p>16 material which needs to be served supporting that part</p> <p>17 of the application.</p> <p>18 Which, again, we invite you to order be done by</p> <p>19 Monday 19 July.</p> <p>20 THE CHAIRMAN: Yes.</p> <p>21 MS BLACKWELL: In case any core participant wants to make</p> <p>22 a submission about our proposal, that can either be done</p> <p>23 now or that can await the arrival of Mr Mason's legal</p> <p>24 representative this afternoon.</p> <p>25 THE CHAIRMAN: I think I would sooner find out now whether</p> <p style="text-align: center;">Page 131</p>	<p>1 such a submission is likely to be made.</p> <p>2 Is anybody going to be making a submission in the</p> <p>3 light of Ms Blackwell's proposals?</p> <p>4 MR BUTT: No thank you.</p> <p>5 THE CHAIRMAN: No?</p> <p>6 There we are, I wholly endorse the approach which</p> <p>7 you have suggested and if this request for special</p> <p>8 measures is pursued, then all core participants, when</p> <p>9 faced with the application supported by evidence, will</p> <p>10 have an opportunity to respond to it.</p> <p>11 MS BLACKWELL: Yes, thank you.</p> <p>12 THE CHAIRMAN: Very good.</p> <p>13 2.00, thank you.</p> <p>14 MS BLACKWELL: Thank you.</p> <p>15 (1.12 pm)</p> <p>16 (The Luncheon Adjournment)</p> <p>17 (2.00 pm)</p> <p>18 THE CHAIRMAN: Yes.</p> <p>19 MS BLACKWELL: Thank you, sir.</p> <p>20 The next witness is Nathan Mason. May he be sworn</p> <p>21 or affirmed, please?</p> <p>22 THE CHAIRMAN: Yes, certainly.</p> <p>23 I suspect, like all witnesses who are giving</p> <p>24 evidence over the link, it is preferable for him to</p> <p>25 affirm.</p> <p style="text-align: center;">Page 132</p>

<p>1 MS BLACKWELL: Yes.</p> <p>2 THE CHAIRMAN: Thank you.</p> <p>3 He is on mute.</p> <p>4 MS BLACKWELL: I think he might be on mute.</p> <p>5 THE WITNESS: Can you hear me now?</p> <p>6 THE CHAIRMAN: Yes, thank you.</p> <p>7 MR NATHAN MASON (sworn)</p> <p>8 (Evidence delivered via video-link)</p> <p>9 THE CHAIRMAN: Thank you.</p> <p>10 Questions from MS BLACKWELL</p> <p>11 MS BLACKWELL: Is your full name Nathan Mason?</p> <p>12 A. Yes, that's correct.</p> <p>13 Q. Mr Mason, I am going to ask you a series of questions,</p> <p>14 which are going to begin with some questions about your</p> <p>15 previous convictions.</p> <p>16 So that you understand, the inquiry has heard</p> <p>17 evidence about the attempts by the Metropolitan Police</p> <p>18 to identify those who were involved in the plan prior to</p> <p>19 11 December 2015. For that reason, I will ask you about</p> <p>20 the information that was available to them about you on</p> <p>21 the Police National Computer at the time, do you</p> <p>22 understand?</p> <p>23 A. Yes, I do.</p> <p>24 Q. Just to summarise, please, as at 11 December 2015, you</p> <p>25 had 19 convictions for 35 offences. Seven offences</p> <p style="text-align: center;">Page 133</p>	<p>1 against the person, common assault, ABH and assaulting</p> <p>2 a police officer, public order, affray and violent</p> <p>3 disorder, and one weapons offence which was possession</p> <p>4 of a bladed article. Does that accurately summarise</p> <p>5 your antecedent history?</p> <p>6 A. Yes, it does.</p> <p>7 Q. I am also now going to ask you about some intelligence</p> <p>8 that was held by the Metropolitan Police about you as at</p> <p>9 11 December 2015.</p> <p>10 Sir, these documents lie behind tab 10 in our</p> <p>11 bundle.</p> <p>12 THE CHAIRMAN: Thank you.</p> <p>13 MS BLACKWELL: Mr Mason, do you have a hard copy bundle in</p> <p>14 front of you?</p> <p>15 A. Yes, I do.</p> <p>16 Q. If you could turn, please, behind tab 10, you should see</p> <p>17 a single-page document with your name at the top. Do</p> <p>18 you see that?</p> <p>19 A. Yes.</p> <p>20 Q. I just want to take you through each of these pieces of</p> <p>21 intelligence.</p> <p>22 The first one was that on 3 December 2015 you and</p> <p>23 Jermaine Baker were seen at the same location by the</p> <p>24 police, which was Church Road, N17. I am not going to</p> <p>25 ask you to cast your mind back so many years ago and</p> <p style="text-align: center;">Page 134</p>
<p>1 tell us whether that is accurate, but perhaps you can</p> <p>2 help us in this regard, that you did know Jermaine Baker</p> <p>3 as at 3 December 2015?</p> <p>4 A. Yes, I did.</p> <p>5 Q. I am going to go on in a few moments to establish the</p> <p>6 nature and extent of your relationship with him.</p> <p>7 A. Okay.</p> <p>8 Q. The next item is headed "Intelligence relating to</p> <p>9 firearms". This relates to information on</p> <p>10 19 February 2012 that you were listed as one of the</p> <p>11 suspects through DNA to an incident in which it was</p> <p>12 described that somebody gestured that they had a gun but</p> <p>13 that no gun was actually seen. Were you in possession</p> <p>14 of a firearm in February 2012?</p> <p>15 A. No.</p> <p>16 Q. All right.</p> <p>17 Finally, the crime report for 29 May 2009, that you</p> <p>18 were suspected, along with another male, of being</p> <p>19 involved in an armed robbery of a shop. Again, do you</p> <p>20 confirm or deny that that took place?</p> <p>21 A. I deny that.</p> <p>22 Q. All right.</p> <p>23 If we can look behind tab 11, please, you should see</p> <p>24 here the statement of a police officer called</p> <p>25 Paul Stickland, it's dated 21 January 2016. Do you have</p> <p style="text-align: center;">Page 135</p>	<p>1 that?</p> <p>2 A. Yes, I do.</p> <p>3 Q. All right.</p> <p>4 I would just like to ask you, please, about two</p> <p>5 pieces of intelligence on this page.</p> <p>6 The second one in the list is dated 21 July 2012,</p> <p>7 which relates to information being received from</p> <p>8 a member of the public that a man with a tattoo on the</p> <p>9 left side of his neck was engaged in the supply of drugs</p> <p>10 using a man by the name of Sogucakli as his runner, that</p> <p>11 male known as Notts or Knotts, that's spelt with a K or</p> <p>12 with a N. Then there is a conversation that is alleged</p> <p>13 to have taken place.</p> <p>14 Were you involved in the supply of drugs in</p> <p>15 July 2012 with Gokay Sogucakli?</p> <p>16 A. No.</p> <p>17 Q. Did you know Gokay Sogucakli in July 2012?</p> <p>18 A. Yes.</p> <p>19 Q. I am going to ask you in a few moments about the extent</p> <p>20 of your relationship with him. Did you or were you</p> <p>21 known as Notts, either in July 2012 or at any time?</p> <p>22 A. Yes.</p> <p>23 Q. Is that a nickname?</p> <p>24 A. Because I was from Nottingham.</p> <p>25 Q. Right.</p> <p style="text-align: center;">Page 136</p>

<p>1 A. So yes, a nickname.</p> <p>2 Q. For how long have you had that nickname?</p> <p>3 A. For, like, 14 years.</p> <p>4 Q. Okay.</p> <p>5 Finally, at the bottom of the page, you will see</p> <p>6 intelligence dated 7 August 2015, alleging that you were</p> <p>7 a former member of the NPK, otherwise known as the</p> <p>8 Northumberland Park Killers, but as at August 2015 you</p> <p>9 were no longer active, were you a member of the</p> <p>10 Northumberland Park Killers?</p> <p>11 A. No, just associates.</p> <p>12 Q. By that do you mean that you were associated to members</p> <p>13 of that gang?</p> <p>14 A. Yes.</p> <p>15 Q. Thank you.</p> <p>16 We can close the file now, please.</p> <p>17 Let me ask you some additional questions about your</p> <p>18 relationship with Jermaine Baker. How did you meet him,</p> <p>19 please?</p> <p>20 A. Through friends in the area.</p> <p>21 Q. Is that in Tottenham?</p> <p>22 A. Yes.</p> <p>23 Q. When did you meet him?</p> <p>24 A. About 2013/2014.</p> <p>25 Q. Right. Did you become friends?</p> <p style="text-align: center;">Page 137</p>	<p>1 A. Yes.</p> <p>2 Q. How close would you say that you were?</p> <p>3 A. Pretty close. I will say he was a proper good friend.</p> <p>4 Q. How did you and Jermaine spend time together?</p> <p>5 A. We are both interested in dogs.</p> <p>6 Q. Yes.</p> <p>7 A. And, yeah, and football.</p> <p>8 Q. Right. Did you support the same team?</p> <p>9 A. No, we didn't. I was Tottenham, he was Arsenal.</p> <p>10 Q. But you watched football matches together, did you?</p> <p>11 A. Yes, one time his mum gave us tickets to the Tottenham</p> <p>12 game and we went there together.</p> <p>13 Q. Otherwise you would watch it on the television?</p> <p>14 A. Yes, or the pubs.</p> <p>15 Q. How would you describe him as a friend?</p> <p>16 A. Very good friend. Very intelligent. Yeah. Funny guy.</p> <p>17 Very funny.</p> <p>18 Q. What about Gokay Sogucakli, when did you first meet him?</p> <p>19 A. I met him about 2012, through -- same again through the</p> <p>20 area. Played football. And dogs, he had a dog and</p> <p>21 I had dogs. We got speaking --</p> <p>22 Q. How -- sorry, I interrupted you. What did you say?</p> <p>23 A. We got speaking, because we had dogs, yes.</p> <p>24 Q. Was he about 13 or 14 years old when you first met him?</p> <p>25 A. Yes, I would say about that, that age, yes.</p> <p style="text-align: center;">Page 138</p>
<p>1 Q. Did you know his older brother Rocky?</p> <p>2 A. Yes, I did.</p> <p>3 Q. How did you know him?</p> <p>4 A. Same again, through football and dogs really, and the</p> <p>5 area.</p> <p>6 Q. Right. Were you aware of Rocky and Gokay being members</p> <p>7 of any particular gang?</p> <p>8 A. No.</p> <p>9 Q. Could you turn behind divider 21 in our bundle, please.</p> <p>10 A. Yes.</p> <p>11 Q. Is that your witness statement that you made to the</p> <p>12 inquiry?</p> <p>13 A. Yes, it is.</p> <p>14 Q. Yes, and it is dated 7 January of this year.</p> <p>15 Can you confirm that that statement was produced as</p> <p>16 a result of questions asked by you of the inquiry, and</p> <p>17 you were assisted in providing that statement by your</p> <p>18 solicitors?</p> <p>19 A. Yes.</p> <p>20 Q. All right. Let me ask you, please, to turn to the</p> <p>21 second page, and to paragraph 7. Could we display,</p> <p>22 please, Mr Coates, MAR1, page 2.</p> <p>23 Paragraph 7:</p> <p>24 "I have known Gokay since he was around 13 to 14</p> <p>25 years old, which at the time of the shooting was three</p> <p style="text-align: center;">Page 139</p>	<p>1 to four years. I knew his older brother Rocky, not sure</p> <p>2 of his real name, from the Sunday Football League and</p> <p>3 that is how I came to know Gokay. He lived in the local</p> <p>4 area. Both Rocky and Gokay were members of the</p> <p>5 Tottenham Turks, a gang that was based in the area."</p> <p>6 What did you mean, Mr Mason, when you described both</p> <p>7 Rocky and Gokay as being members of the Tottenham Turks?</p> <p>8 A. That they was from Tottenham and they was Turkish.</p> <p>9 Q. You then go to describe the Tottenham Turks as "a gang</p> <p>10 that was based in the area", what did you mean by that?</p> <p>11 A. In the area, around the areas, there is a lot of Turkish</p> <p>12 community. And there is gangs, there is gangs but</p> <p>13 I can't remember telling that they were part of the</p> <p>14 Tottenham Turks.</p> <p>15 Q. So --</p> <p>16 A. Even though this is mine.</p> <p>17 Q. Yes, is it your evidence that that final sentence in</p> <p>18 paragraph 7 is wrong?</p> <p>19 A. Yeah. Because Tottenham is a Turkish community and</p> <p>20 there is a load of Turks, Turkish people, but -- I know</p> <p>21 there is gangs of Turkish gangs as well, so I don't</p> <p>22 know.</p> <p>23 Q. Let's have a look at the following paragraph, please.</p> <p>24 Could we highlight paragraph 8:</p> <p>25 "Whilst there were people who were my friends who</p> <p style="text-align: center;">Page 140</p>

<p>1 were in gangs, I was not a member of a gang." 2 You were saying at the beginning of paragraph 8 that 3 you were aware of some of your friends who were in 4 gangs, but that you were not in one, you were not 5 a member of a gang? 6 A. Yes. 7 Q. You then go on to explain what we have just looked at 8 together, the suggestion that you were a member of the 9 Northumberland Park Killers gang, and you go on to say 10 this, at the end of paragraph 8: 11 "If I was in the Northumberland Park Killers I would 12 not have associated with other gang members." 13 Are you suggesting there that had you been a member 14 of the Northumberland Park Killers you would not have 15 associated with members of another gang such as the 16 Tottenham Turks? 17 A. Yeah. But I only know I am associated to some of my 18 friends are part of gangs, but I am not. So ... 19 Q. All right, well -- 20 A. If I was part of a gang, because most gangs don't mix 21 together. 22 Q. Yes. 23 A. Because I am not part of a gang, I know people who are 24 in gangs, that is why I -- that is why I don't really 25 feel myself as a gang member, because I know loads of</p> <p style="text-align: center;">Page 141</p>	<p>1 people that are in different sort of gangs. 2 Q. But you still contend that Rocky and Gokay were not 3 members of the Tottenham Turks? 4 A. No. 5 Q. Right. 6 Let's look at the next paragraph, please. 7 Thank you: 8 "Jermaine was not a member of a gang either. He was 9 like me, he had friends who were involved in gangs. At 10 the time in that part of north London, there was a mix 11 of lots of different cultures, people liked to stick 12 with their own but sometimes people would mix together 13 doing things like football or in the same social places. 14 Northumberland Park School has three astrotrurf pitches 15 that were always popular." 16 Yes? 17 A. Yes. 18 Q. Thank you. 19 Can we take that down, please. 20 Did you know Izzet Eren? 21 A. No, I didn't. 22 Q. Had you ever met him? 23 A. No, probably once maybe. 24 Q. When was that? 25 A. Years, years ago. I can't recall.</p> <p style="text-align: center;">Page 142</p>
<p>1 Q. In what circumstances? 2 A. Just as like -- just being in the area. 3 Q. Did you know his cousin Ozcan Eren? 4 A. Yeah, but not that well. 5 Q. How did you know him? 6 A. I have only known him through his cousin who -- he lives 7 in Turkey, he was a good friend of mine. 8 Q. What is his name? 9 A. Kem. 10 Q. Kem? K-E-M? 11 A. Yes. 12 Q. In what circumstances did you get to know Ozcan Eren? 13 A. Just through the local area really, and because of my 14 friend, that was his cousin, we just got to know each 15 other. 16 Q. Did you have any contact details for Ozcan Eren? 17 A. No, I didn't. 18 Q. Can you tell us how you came to be involved in the plan 19 to spring Izzet Eren from the prison van, please? 20 A. Well, I was in the Tottenham area near the barbers, and 21 obviously Ozcan come into me and said, "Ah, I know, 22 like, you do some stuff, like, would you like to help me 23 do something?" And I am like, "No problem, I know your 24 cousin", so I said I will do it and he was about to tell 25 me what he we was going to do, what would be done, and</p> <p style="text-align: center;">Page 143</p>	<p>1 I said just tell me on the day or the day before and 2 then I will do it, I just don't want to know the ins and 3 outs. Of the -- 4 Q. Let's just pause there, please. I'm going to ask you 5 some questions about the evidence that you have just 6 given. 7 Your evidence is that you were approached by 8 Ozcan Eren -- I think you refer to him as Ozzy, is that 9 how you knew him? 10 A. Yes. 11 Q. On the street, you were approached on the street? 12 A. Yes. 13 Q. In Tottenham? 14 A. In Tottenham. 15 Q. He asked you to help him with something? 16 A. Yes. 17 Q. Did he tell you what that was? 18 A. That his cousin, to get his cousin out of a prison van. 19 Q. Right, so he gave you that amount of detail at least? 20 A. Yes. 21 Q. Did he tell you on what day he would need your help? 22 A. He was going to tell me, but then I said if it is not 23 tomorrow, I don't want to know. If it is in a couple 24 weeks let me know on the day. 25 Q. When was this happening, which day was it that you were</p> <p style="text-align: center;">Page 144</p>

<p>1 approached by him?</p> <p>2 A. I was approached -- this was about two to three weeks</p> <p>3 before that short incident happened.</p> <p>4 Q. Let's look back -- sorry, go on?</p> <p>5 A. Say November.</p> <p>6 Q. Right, let's look, please, back at your witness</p> <p>7 statement, at MAR1, page 2, it is paragraph 10.</p> <p>8 "On or around 4 December 2015 I was approached in</p> <p>9 the street by Ozcan Eren who I knew as 'Ozzy' or 'O' who</p> <p>10 asked me for help. He explained that he was looking to</p> <p>11 get his cousin out of custody. I was told that the plan</p> <p>12 was to pull in front of the prison van taking Izzet to</p> <p>13 the Crown Court, point a gun at the guards and instruct</p> <p>14 them to open the doors to let those inside out. I was</p> <p>15 told that the policy was that the guards would open the</p> <p>16 doors if they were presented with a firearm."</p> <p>17 A. Yes.</p> <p>18 Q. Reminding yourself of what you have said in your witness</p> <p>19 statement, Mr Mason, do you still contend that it</p> <p>20 was November or do you think it was on or around</p> <p>21 4 December that you were approached by Ozcan Eren?</p> <p>22 A. Yeah, it was definitely December. I was just trying to</p> <p>23 work out from when it happened. It was two weeks.</p> <p>24 Q. Yes. That is about a week before 11 December, isn't it?</p> <p>25 A. Yeah, it was, yeah. Why did I think the 14th?</p> <p style="text-align: center;">Page 145</p>	<p>1 Q. He told you during that meeting of how the plan was</p> <p>2 going to be carried out, didn't he?</p> <p>3 A. Yes.</p> <p>4 Q. Was it Ozcan Eren that told you the policy was that the</p> <p>5 guards would open the doors if they were presented with</p> <p>6 a firearm?</p> <p>7 A. No.</p> <p>8 Q. How did you know that?</p> <p>9 A. Because I have been to prison before, and I have</p> <p>10 overheard officers, the guards speaking about this sort</p> <p>11 of thing.</p> <p>12 Q. Right, so that was something that came from your</p> <p>13 personal experience?</p> <p>14 A. Yes.</p> <p>15 Q. Was there any further conversation about the plan on</p> <p>16 that occasion when you were speaking to Ozcan Eren?</p> <p>17 A. That he was going to be in the van and how to pull up on</p> <p>18 it.</p> <p>19 Q. Right. Describe to the inquiry, if you can, what was</p> <p>20 discussed between the two of you about how you were</p> <p>21 going to break Izzet Eren free?</p> <p>22 A. Well, as the prison van comes towards the court, we pull</p> <p>23 up in front, one of us jump out, point the gun at the</p> <p>24 van and then the doors -- and then they will turn to</p> <p>25 open the door and to tell the guards to open all the</p> <p style="text-align: center;">Page 146</p>
<p>1 doors in the prison van, just so that when the police do</p> <p>2 come, they don't know who actually wanted to get broken</p> <p>3 out, if the prison van is full of people.</p> <p>4 Q. So the plan was to try and effect an escape of all of</p> <p>5 those inside the van?</p> <p>6 A. Yes.</p> <p>7 Q. That was to hide the fact that the plan was to effect</p> <p>8 the escape of one particular prisoner?</p> <p>9 A. One person, yes, that's correct.</p> <p>10 Q. Did you discuss with Ozcan Eren what weapons might be</p> <p>11 used by you and the others who were carrying out the</p> <p>12 plan?</p> <p>13 A. No, not on that day.</p> <p>14 Q. What was it your expectation that you would have at your</p> <p>15 disposal?</p> <p>16 A. A firearm of some sort, just to scare the officers.</p> <p>17 Q. Did you expect that that firearm would be a real or</p> <p>18 an imitation firearm?</p> <p>19 A. No, I didn't really ask questions.</p> <p>20 Q. Let's look at the next paragraph of your witness</p> <p>21 statement, please. Paragraph 11 on the top of page 3:</p> <p>22 "Following the release from the van, the plan was</p> <p>23 for Izzet to get in the car and be dropped off at</p> <p>24 another location. We would then get rid of the car.</p> <p>25 I was told to bring people with me that I trust.</p> <p style="text-align: center;">Page 147</p>	<p>1 I agreed to do this and there was no coercion from</p> <p>2 anyone."</p> <p>3 A. Correct.</p> <p>4 Q. When did you decide to involve Jermaine Baker in the</p> <p>5 plan?</p> <p>6 A. He was with me at the time.</p> <p>7 Q. Jermaine Baker was with you whilst you were having this</p> <p>8 conversation with Ozcan Eren?</p> <p>9 A. Yes. He didn't hear the conversation, but he was -- he</p> <p>10 was in the area, he was with me when Oz came to speak to</p> <p>11 me.</p> <p>12 Q. What did you do once your meeting with Oz had finished?</p> <p>13 A. I spoke to Jermaine about what was wanted to happen and</p> <p>14 I asked him would you want to do it with me and he said</p> <p>15 yes.</p> <p>16 Q. How was Gokay Sogucakli recruited to become involved in</p> <p>17 the plan?</p> <p>18 A. I needed someone else to come with me and I wanted</p> <p>19 a Turkish person to be with me.</p> <p>20 Q. Why?</p> <p>21 A. Because they are Turkish.</p> <p>22 Q. How was that of assistance to you?</p> <p>23 A. I don't know really. It is just that he was someone</p> <p>24 that I could kind of trust and he knows the language</p> <p>25 barriers as well.</p> <p style="text-align: center;">Page 148</p>

<p>1 Q. What language barriers were you expecting there to be?</p> <p>2 A. With a lot of my Turkish friends, they like to talk in</p> <p>3 their language and sometimes I just don't know what they</p> <p>4 are saying and Gokay will -- I can ask him what they are</p> <p>5 saying and he will actually translate what they are</p> <p>6 saying.</p> <p>7 Q. Are you referring to Izzet Eren or other Turkish people?</p> <p>8 A. Other Turkish people.</p> <p>9 Q. What other Turkish people were you expecting to be</p> <p>10 speaking to that day?</p> <p>11 A. No, sorry, not then, no. It is just -- Ozcan, Ozzy, if</p> <p>12 Ozzy phones that he talks to in Turkish and then he can</p> <p>13 talk to Gokay and then Gokay can talk to me.</p> <p>14 Q. Right. Was there any conversation at this stage between</p> <p>15 yourself and Ozcan Eren about you being provided with</p> <p>16 a mobile phone for this attack?</p> <p>17 A. Yes.</p> <p>18 Q. What was said by him about providing you with a mobile</p> <p>19 phone?</p> <p>20 A. Well, we got the phone two days or the day before --</p> <p>21 two days before it -- before this actually happened.</p> <p>22 Q. Right, was there conversation on this occasion when you</p> <p>23 met with Ozcan Eren, the first time he mentioned the</p> <p>24 plan to you, was there discussion on that occasion about</p> <p>25 him providing you with a mobile phone?</p> <p style="text-align: center;">Page 149</p>	<p>1 A. No, not that day, no.</p> <p>2 Q. Let's look at the next paragraph of your witness</p> <p>3 statement, please:</p> <p>4 "I asked Jermaine and Gokay to come with me and they</p> <p>5 agreed. The plan was that the car would be provided and</p> <p>6 I would drive it. Gokay would get out of the car and</p> <p>7 approach the van with the gun to scare the officers into</p> <p>8 opening the back and releasing the prisoners. Jermaine</p> <p>9 was there to back up Gokay when he got out of the car.</p> <p>10 He didn't really have a proper role but was someone</p> <p>11 I trusted."</p> <p>12 Who decided the roles that each of you would play in</p> <p>13 the attack?</p> <p>14 A. I did.</p> <p>15 Q. How many firearms were you expecting to be provided</p> <p>16 with?</p> <p>17 A. One.</p> <p>18 Q. Right. Let's look at the next paragraph, please:</p> <p>19 "It was decided by Ozzy that we would take</p> <p>20 an imitation firearm. Ozzy was concerned about the</p> <p>21 implications if we were caught with a real gun, so he</p> <p>22 provided us with a fake gun. Initially I asked where</p> <p>23 the real thing was but I saw the sense in this when we</p> <p>24 discussed what would happen if we were stopped by the</p> <p>25 police."</p> <p style="text-align: center;">Page 150</p>
<p>1 Just pausing there, when did you have a conversation</p> <p>2 with Ozzy about the type of firearm with which you would</p> <p>3 be provided?</p> <p>4 A. It was around about 8 or 9 December. But when he come</p> <p>5 with the replica gun, the imitation, I did ask is there</p> <p>6 going to be a real gun, where is the real gun?</p> <p>7 Q. Right, so it was when the replica firearm was provided</p> <p>8 to you that you then had the conversation with him?</p> <p>9 A. Yeah.</p> <p>10 Q. Let's just look at what you say about that.</p> <p>11 "Ozzy and Cihan dropped the gun off at my house on</p> <p>12 either 8 or 9 December in a bag. Cihan gave me the gun</p> <p>13 in a brown rucksack while he was stood at the front door</p> <p>14 when delivering something else. The role of the gun was</p> <p>15 to scare people and there was no intention to use it.</p> <p>16 The imitation gun looked like a semi-automatic weapon</p> <p>17 but it fired BB pellets, it was placed in a large brown</p> <p>18 rucksack that was stored in the back of the car, in the</p> <p>19 footwell behind me. To see the gun you would need to</p> <p>20 open the bag."</p> <p>21 Taking that stage by stage, please, on 8 or</p> <p>22 9 December, Ozzy and Cihan came to your home address?</p> <p>23 A. Yes.</p> <p>24 Q. Which was where?</p> <p>25 A. Tottenham.</p> <p style="text-align: center;">Page 151</p>	<p>1 Q. Had they been to your house before?</p> <p>2 A. Cihan has, once.</p> <p>3 Q. Right. Had there been an arrangement for them to come</p> <p>4 to your house or did they turn up unexpected?</p> <p>5 A. It was unexpected, because Cihan was dropping something</p> <p>6 else off to me.</p> <p>7 Q. So you expected to see him but not Ozzy?</p> <p>8 A. Not Ozzy, yes, that's correct.</p> <p>9 Q. Describe to us, please, what was said to you when you</p> <p>10 were provided with the replica firearm.</p> <p>11 A. Well, at first I looked inside the bag and I seen what</p> <p>12 it is.</p> <p>13 Q. Yes.</p> <p>14 A. At first I thought it was a real gun, but then they said</p> <p>15 it is not real, it is fake.</p> <p>16 Q. Was it then that you had the conversation in which you</p> <p>17 asked where the real thing was?</p> <p>18 A. Yeah.</p> <p>19 Q. All right.</p> <p>20 What explanation was given to you about why you were</p> <p>21 not provided with a real gun?</p> <p>22 A. Because if the police do come, and stop us, at least we</p> <p>23 will not get into that much of a trouble with</p> <p>24 an imitation firearm than a real one.</p> <p>25 Q. Was that something with which you agreed?</p> <p style="text-align: center;">Page 152</p>

<p>1 A. No, not really.</p> <p>2 Q. What were your thoughts about that?</p> <p>3 A. Being smart about it, really, I did kind of agree with</p> <p>4 him, if the police do come, that we get less of</p> <p>5 a sentence or less trouble. But I had no problems with</p> <p>6 it --</p> <p>7 Q. Would you have preferred --</p> <p>8 A. -- it looked like a real gun.</p> <p>9 Q. Sorry?</p> <p>10 A. Because it looked like a real gun.</p> <p>11 Q. Right, were you expecting to be provided with a real</p> <p>12 firearm?</p> <p>13 A. Yes.</p> <p>14 Q. Were you disappointed that you were not provided with</p> <p>15 a real firearm?</p> <p>16 A. No.</p> <p>17 Q. Do you know why Ozcan Eren chose you to be involved in</p> <p>18 this plan?</p> <p>19 A. To be honest, I don't know, no.</p> <p>20 Q. Did you ask him why he had chosen you?</p> <p>21 A. No. I didn't. I should have, but I didn't.</p> <p>22 Q. Why did you agree to become involved?</p> <p>23 A. Because I was stupid.</p> <p>24 Q. Well, were you going to receive some sort of financial</p> <p>25 payment for it?</p> <p style="text-align: center;">Page 153</p>	<p>1 A. No.</p> <p>2 Q. What was in it for you?</p> <p>3 A. Nothing really. Probably respect.</p> <p>4 Q. Respect?</p> <p>5 A. Yeah.</p> <p>6 Q. Ozcan Eren, according to your evidence, Mr Mason, was</p> <p>7 somebody that you hardly knew.</p> <p>8 A. No, but in the community.</p> <p>9 Q. Right. You were prepared to become involved in</p> <p>10 an attempt to free someone from custody using even</p> <p>11 an imitation firearm for the sake of gaining some</p> <p>12 respect?</p> <p>13 A. Yeah. Yeah.</p> <p>14 Q. Did Ozcan Eren tell you that there had been a plan to</p> <p>15 carry out the escape attempt on 29 October but that that</p> <p>16 had to be aborted when people dropped out?</p> <p>17 A. No, I only found that out a couple of days before that</p> <p>18 this had happened.</p> <p>19 Q. How did you find that out?</p> <p>20 A. From people talking about it.</p> <p>21 Q. Who, which people?</p> <p>22 A. Turkish community people.</p> <p>23 Q. Which people?</p> <p>24 A. The -- Izzet and Ozzy's, like, friends.</p> <p>25 Q. Did you ask them who had been involved in the previous</p> <p style="text-align: center;">Page 154</p>
<p>1 attempt?</p> <p>2 A. No.</p> <p>3 Q. Did you know if Jermaine Baker had been involved in the</p> <p>4 previous attempt?</p> <p>5 A. No.</p> <p>6 Q. Does that mean you didn't know or he wasn't involved?</p> <p>7 A. No, he wasn't involved.</p> <p>8 Q. Do you know if Gokay Sogucakli was involved in the</p> <p>9 previous attempt?</p> <p>10 A. No, he wasn't.</p> <p>11 Q. He wasn't involved. Were you involved in the previous</p> <p>12 attempt?</p> <p>13 A. No, I wasn't.</p> <p>14 Because whilst they was talking about the other</p> <p>15 attempt, no one knew that I was involved in the second</p> <p>16 attempt.</p> <p>17 Q. Right. When you became aware that there had been</p> <p>18 a previous attempt, did you speak to Ozcan Eren about</p> <p>19 it?</p> <p>20 A. No, I didn't.</p> <p>21 Q. Did you carry out any surveillance in preparation for</p> <p>22 the escape plan on 11 December?</p> <p>23 A. No.</p> <p>24 On the day I was driving around the area.</p> <p>25 Q. Yes. But prior to that, had you performed any</p> <p style="text-align: center;">Page 155</p>	<p>1 surveillance or any recce on the area?</p> <p>2 A. No.</p> <p>3 Q. You have described to the inquiry how the escape attempt</p> <p>4 was going to be carried out in that you were going to</p> <p>5 stop in front of the prison van and then one or two of</p> <p>6 you were going to get out and threaten the guards to</p> <p>7 open the van.</p> <p>8 A. Yes.</p> <p>9 Q. Yes. Who came up with that plan?</p> <p>10 A. Ozzy and me.</p> <p>11 Q. When did you come up with that plan?</p> <p>12 A. Well, the day a week before.</p> <p>13 Q. The first conversation you had with --</p> <p>14 A. The day before.</p> <p>15 Q. Sorry, the day before?</p> <p>16 A. Yes.</p> <p>17 Q. That was a plan devised by yourself and Ozcan Eren?</p> <p>18 A. Yes.</p> <p>19 Q. Were you together when you made that plan or were you</p> <p>20 speaking over the telephone?</p> <p>21 A. No, it was together.</p> <p>22 Q. Where were you?</p> <p>23 A. We was in the barbers.</p> <p>24 Q. Where is the barbers.</p> <p>25 A. On Tottenham High Road.</p> <p style="text-align: center;">Page 156</p>

<p>1 Q. Had you arranged to meet him there?</p> <p>2 A. No, we didn't.</p> <p>3 Q. It was by chance was it, that you met?</p> <p>4 A. It was just by chance.</p> <p>5 Q. Who arrived at the barber shop first?</p> <p>6 A. He was in the barber shop first.</p> <p>7 Q. Tell us about the conversation that took place, please,</p> <p>8 in the barber shop.</p> <p>9 A. As I went into the barbers, I saw him and he asked me to</p> <p>10 speak to him about what is going to happen and he said,</p> <p>11 yes, it is going to happen tomorrow.</p> <p>12 Q. This was on 10 December?</p> <p>13 A. Yes.</p> <p>14 Q. Yes.</p> <p>15 A. And he said here is the phones and that, here is the</p> <p>16 keys to the car, and he told me where the car was</p> <p>17 parked.</p> <p>18 Q. Just pause there, please.</p> <p>19 I would like you just to think again about whether</p> <p>20 or not this meeting between you and Ozcan Eren was by</p> <p>21 chance or whether you had made an arrangement to meet in</p> <p>22 the barber shop for him to provide you with the phones</p> <p>23 and the keys to the car that were to be used in the</p> <p>24 escape attempt.</p> <p>25 A. I was supposed to get a phone call from him on that day</p> <p style="text-align: center;">Page 157</p>	<p>1 but as I walked in the barber shop, he was already</p> <p>2 there.</p> <p>3 Q. Right.</p> <p>4 A. So the arrangement didn't actually happen, he just shown</p> <p>5 up, basically.</p> <p>6 I was waiting for a phone call.</p> <p>7 Q. Yes.</p> <p>8 A. But I see him instead of the phone call, before he</p> <p>9 phoned me. Yeah.</p> <p>10 Q. By that time, you and Ozcan Eren had the means to</p> <p>11 contact each other, you had each other's details?</p> <p>12 A. Yes.</p> <p>13 Q. Because, as you say, you were waiting for a phone call</p> <p>14 from him?</p> <p>15 A. Yes.</p> <p>16 Q. But you went into the barber shop, he was already there,</p> <p>17 and you and he had a conversation, during which he</p> <p>18 provided you with the keys to the Audi vehicle?</p> <p>19 A. Hmm.</p> <p>20 Q. He told you where it was parked?</p> <p>21 A. Yes.</p> <p>22 Q. And he also provided you with phones?</p> <p>23 A. Yes.</p> <p>24 Q. How many phones did he provide you with?</p> <p>25 A. Two.</p> <p style="text-align: center;">Page 158</p>
<p>1 Q. What were they for?</p> <p>2 A. They are -- as we call them mission phones --</p> <p>3 Q. What does that mean?</p> <p>4 A. -- burner phones.</p> <p>5 Q. Burner -- sorry, I keep interrupting you. I will ask</p> <p>6 you the question again and you give the answer and then</p> <p>7 I will wait.</p> <p>8 A. Okay then.</p> <p>9 Q. So how many phones, what were they to be used for?</p> <p>10 A. There was two phones. And they was for the mission. As</p> <p>11 we call it. And to be thrown away.</p> <p>12 Q. Right. So they were only to be used for this attack,</p> <p>13 this plan, after which they were going to be destroyed?</p> <p>14 A. Yes. Yes, that's correct.</p> <p>15 Q. I think you also made reference to burner phones.</p> <p>16 A. Yes.</p> <p>17 Q. Is that another name for a mission phone?</p> <p>18 A. Yes, it is.</p> <p>19 Q. Were you given instructions as to when you were to</p> <p>20 activate the phones on the morning of 11 December?</p> <p>21 A. Yes, to turn the phones on at 7.00 in the morning.</p> <p>22 Q. Who gave you those directions?</p> <p>23 A. Ozzy.</p> <p>24 Q. When did he give you those directions?</p> <p>25 A. In the barber shop, on the 10th.</p> <p style="text-align: center;">Page 159</p>	<p>1 Q. Thank you.</p> <p>2 How long did the meeting last that day with</p> <p>3 Ozcan Eren?</p> <p>4 A. Not that long. About 5, 10 minutes.</p> <p>5 Q. All right. Were you confident that you knew where the</p> <p>6 vehicle was parked?</p> <p>7 A. Yes.</p> <p>8 Q. Where did he tell you it was parked?</p> <p>9 A. In Wood Green.</p> <p>10 Q. Anything more specific than that?</p> <p>11 A. I can't remember the road now, but he told me the road</p> <p>12 and it was in a car park and I knew exactly where it</p> <p>13 was.</p> <p>14 Q. Right.</p> <p>15 Were you told of the identity of anybody else who</p> <p>16 would be involved in the plan?</p> <p>17 A. Just one person, Cihan.</p> <p>18 Q. What was his role to be?</p> <p>19 A. The drop off, the drop-off point.</p> <p>20 Q. For you to drop off Izzet Eren to him?</p> <p>21 A. Yes.</p> <p>22 Q. Was there to be anyone acting as a lookout in the area?</p> <p>23 A. I think it was Ozzy was the lookout.</p> <p>24 Q. Ozcan Eren?</p> <p>25 A. Yes, because he was following the van.</p> <p style="text-align: center;">Page 160</p>

1 Q. Did he tell you that that was to be his role, to follow
2 the van?
3 **A. Yes.**
4 Q. Anybody else?
5 **A. No.**
6 Q. I would like to ask you some questions now about your
7 involvement in these events on 11 December.
8 Did you meet Jermaine Baker that morning?
9 **A. Yes, I did.**
10 Q. Where did you meet him?
11 **A. We was on the high road -- no, we were watching**
12 **a football game. The night before.**
13 Q. Right, you were watching the football game the night
14 before. Did you remain in each other's company then
15 overnight?
16 **A. Yes, we did.**
17 Q. Right. Did you and he go and pick up the car from Wood
18 Green?
19 **A. Yes, we did.**
20 Q. What time was that?
21 **A. It was about 6.00.**
22 Q. When you had picked up the car, did you drive around the
23 area for a while?
24 **A. Yes.**
25 Q. Then did you later go and pick up Gokay Sogucakli from

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1 his house?
2 **A. Yes.**
3 Q. Was there ever more than three people in the Audi that
4 morning?
5 **A. No, it was only three.**
6 Q. What were you wearing?
7 **A. Black hoody and black tracksuit bottoms.**
8 Q. How many layers of clothing were you wearing?
9 **A. I had long johns on and a T-shirt, so two layers?**
10 Q. Why did you have two layers of clothing on?
11 **A. Well, I wear long johns, under my tracksuit bottoms.**
12 Q. Was it important to wear multiple layers of clothing so
13 that the outer layers could be destroyed, thereby
14 disposing of the clothing and denying the police the
15 possibility of fibre transfer or gunshot residue
16 transfer linking you to the offence?
17 **A. No. Because I would have been running around in my long**
18 **johns if it would have been for that.**
19 Q. What was it intended to do after you had dropped
20 Izzet Eren off with Cihan?
21 What were you going to do?
22 **A. Get rid of the car, burn the car.**
23 Q. Why were you going to burn the car?
24 **A. Because it was a stolen vehicle and it would have been**
25 **involved in a crime.**

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1 Q. A serious crime.
2 **A. Yes.**
3 Q. Yes.
4 You would not want there to be any possibility of
5 you being identified from any fibre or secretion that
6 you left inside the vehicle, any DNA?
7 **A. Yes -- yes.**
8 Q. What I am going to suggest to you is that as well as
9 burning the car, it may well have been your plan also to
10 burn the outer layer of your clothing to also prevent
11 there being any detection of you via DNA or fibres?
12 **A. Yes, because I wasn't actually going to be jumping out**
13 **of the car, so the guards wouldn't have seen me and my**
14 **clothing.**
15 Q. No, but you were driving the vehicle, you could have
16 left --
17 **A. I would have got rid of my clothes as well.**
18 Q. Thank you.
19 Were you wearing a balaclava?
20 **A. Yes, I was.**
21 Q. Was Jermaine Baker wearing a balaclava?
22 **A. Yes.**
23 Q. Was Gokay Sogucakli wearing a balaclava?
24 **A. No. He had a T-shirt.**
25 Q. Do you mean by that he had a T-shirt which he was going

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1 to use to mask his face?
2 **A. Yes, it was, yes.**
3 Q. Was the plan that at the time that you attacked the van,
4 you would all attempt to disguise yourselves to prevent
5 future identification?
6 **A. Yes.**
7 Q. Right. Thank you.
8 THE CHAIRMAN: Had this all been discussed with Ozzy in the
9 barbers?
10 **A. No.**
11 THE CHAIRMAN: When had this been discussed or had it not
12 been discussed at all?
13 **A. No, it was in the car.**
14 THE CHAIRMAN: That day?
15 **A. Yes, that day.**
16 MS BLACKWELL: Who had provided the balaclavas that you and
17 Jermaine Baker were wearing?
18 **A. No one, we had one.**
19 Q. You had one -- sorry?
20 **A. We both had one, balaclavas.**
21 Q. So how did Jermaine Baker know to bring list balaclava
22 with him?
23 **A. We were wearing them as like hats, you can roll them up**
24 **like a beanie hat.**
25 Q. Yes, but who told him to bring it, either on the night

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41 (Pages 161 to 164)

1 before or the morning of 11 December?

2 **A. No one. No one did.**

3 Q. How was it he had a balaclava with him, was that just

4 coincidence?

5 **A. Because it was -- because he knew something was going to**

6 **happen, he probably had it with him.**

7 Q. Did you ask him --

8 **A. We both had it.**

9 Q. Did you ask him to bring it?

10 **A. No.**

11 Q. I am going to play the audio footage --

12 THE CHAIRMAN: Just before you do, can I ask one question,

13 please?

14 MS BLACKWELL: Yes, please do, sir.

15 THE CHAIRMAN: Mr Mason, you have told us that, as far as

16 the question of a real firearm or an imitation firearm

17 was concerned, you initially were expecting there to be

18 a real firearm and were initially surprised that there

19 wasn't, but once Ozzy had explained to you why there

20 wasn't, you were okay about going along with it; is that

21 a fair way of putting it?

22 **A. Yes, it is.**

23 THE CHAIRMAN: What was Gokay's attitude? What did he know

24 about whether or not there was going to be a real or

25 an imitation firearm?

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1 THE CHAIRMAN: Thank you.

2 MS BLACKWELL: We are going to listen to the audio footage

3 that was recorded of the conversations that you had in

4 the Audi that morning and we are going to follow

5 a transcript of the footage that was recorded and can we

6 look at, please, IPC281.

7 THE CHAIRMAN: Yes.

8 MS BLACKWELL: In fact, rather than this transcript, can we

9 look at INQ40, please.

10 Mr Mason, do you have the transcript in front of

11 you?

12 **A. Yes, I am just looking for the ...**

13 Q. All right, I think it should be right at the back,

14 behind tab 22.

15 **A. Got it.**

16 Q. Great.

17 You were provided with a copy of the transcript and

18 you, I think, have performed the exercise of listening

19 to the audio footage and analysing the annotation of the

20 people who are said to have uttered certain sentences

21 during the course of that discussion, do you understand?

22 **A. Yes.**

23 Q. If we look at the top of the transcript, we see that

24 there is a key in which person A is believed to be you;

25 person B, believed to be Jermaine; person C, believed to

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1 **A. He only knew about -- that there was going to be**

2 **an imitation firearm when he come into the car and he**

3 **looked into the bag.**

4 THE CHAIRMAN: What did he think there was going to be

5 before that?

6 **A. I don't know, he probably thought it was going to be**

7 **a real gun.**

8 THE CHAIRMAN: And Jermaine?

9 **A. Well, Jermaine knew it wasn't going to be a real gun.**

10 THE CHAIRMAN: Jermaine knew?

11 **A. Yes, because he -- me and Jermaine went to the car**

12 **together to pick it up, and I had the bag with me, with**

13 **the gun, with the imitation in there, so he knew before**

14 **we got to the car that it was going to be a fake one.**

15 THE CHAIRMAN: He knew on the day?

16 **A. Yes.**

17 THE CHAIRMAN: When did he know, or did he ever know that

18 there might be a real firearm.

19 **A. Who, Jermaine?**

20 THE CHAIRMAN: Yes.

21 **A. No, he knew it wasn't going to be a real firearm.**

22 THE CHAIRMAN: Even when you thought there might be a real

23 firearm, he didn't, is that the position?

24 **A. Yeah, because the only way he knew about the whole**

25 **operation is through me.**

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1 be Gokay. Do you see that?

2 **A. Yes, I do.**

3 Q. Right. When you listened to the audio footage and

4 compared the attribution to the letters that we see in

5 the second column, you have made some changes, haven't

6 you?

7 **A. Yes, I have.**

8 Q. Have you done that because you believe that the

9 attribution in some respects was wrongly made?

10 **A. Yes.**

11 Q. Right. We will deal with that as we go through.

12 THE CHAIRMAN: Thank you.

13 MS BLACKWELL: I am not going to play the whole of this

14 footage, I am going to take you to certain parts that

15 I will identify by the tape counter time that you see in

16 the left-hand column.

17 On the front page, we can see that at 6.38.32, you

18 say:

19 "What's the time? Yeah, let's pick up G."

20 Then Jermaine Baker said, "Let me dash this, yeah".

21 He talks about the seatbelts being plugged in.

22 As far as the attribution on the first page being

23 concerned, it seems that it is correct?

24 **A. Yes.**

25 Q. Thank you.

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<p>1 Let's go over to the second page, please.</p> <p>2 If we look at the final entry on that page at</p> <p>3 06.46.22, I am going to ask that we now listen to the</p> <p>4 audio footage at 12.50.</p> <p>5 (2.58 pm)</p> <p>6 (Audio recordings were played to the inquiry)</p> <p>7 (2.59 pm)</p> <p>8 MS BLACKWELL: What we have just listened to is attributed</p> <p>9 to Jermaine Baker talking about:</p> <p>10 "... him and Jeez was talking about it, said that</p> <p>11 me, you and him and one more person going to lick it."</p> <p>12 What was that a reference to, please?</p> <p>13 A. Oh, that is a totally different conversation with one of</p> <p>14 our old friends.</p> <p>15 Q. Who is that other friend?</p> <p>16 A. Jeez, Jeez is Jermaine's friend, who -- we were going to</p> <p>17 see his friend ...</p> <p>18 He was going to see his friend about some food, but</p> <p>19 it has nothing to do with this.</p> <p>20 Q. Nothing to do with the attack on the prison van?</p> <p>21 A. Yeah, nothing to do with it at all.</p> <p>22 Q. Who was Tom to which he made reference?</p> <p>23 A. Tom? His friend.</p> <p>24 Q. Right. What did you take him to mean when he said:</p> <p>25 "I told him I don't bring no young guns to no</p> <p style="text-align: center;">Page 169</p>	<p>1 moves."</p> <p>2 A. He was talking about doing some -- how can I explain</p> <p>3 this?</p> <p>4 There was a job that he was going to do and he</p> <p>5 didn't want to bring no young people on the job that he</p> <p>6 was going to do.</p> <p>7 Q. What sort of job was that?</p> <p>8 A. I can't remember. It was something to do with food and</p> <p>9 that. Like a barbecue, I don't know.</p> <p>10 Q. What do you know by the phrase "young guns"?</p> <p>11 A. Young people.</p> <p>12 Q. We are going to move down this page a little to</p> <p>13 06.57.23?</p> <p>14 THE CHAIRMAN: Ms Blackwell, can we establish when we are</p> <p>15 stopping it, please, whether the attribution is accepted</p> <p>16 or disputed.</p> <p>17 MS BLACKWELL: Of course, I am so sorry.</p> <p>18 THE CHAIRMAN: That is all right.</p> <p>19 MS BLACKWELL: I have been suggesting that that conversation</p> <p>20 in fact only involved Jermaine Baker and that it was he</p> <p>21 who has been talking about Tom and young guns. Do you</p> <p>22 accept that that was him rather than you?</p> <p>23 A. Yeah, that was him.</p> <p>24 Q. Thank you.</p> <p>25 THE CHAIRMAN: Thank you.</p> <p style="text-align: center;">Page 170</p>
<p>1 MS BLACKWELL: We are going to move on to listen to another</p> <p>2 part of the audio footage and it begins at 06.57.23, and</p> <p>3 we are going to look at the next four lines, which I am</p> <p>4 going to suggest to you happens just after</p> <p>5 Gokay Sogucakli has got into the car. Can we play from</p> <p>6 23.48, please.</p> <p>7 (3.01 pm)</p> <p>8 (Audio recordings were played to the inquiry)</p> <p>9 (3.02 pm)</p> <p>10 MS BLACKWELL: Pause again, please.</p> <p>11 Do you agree with the attribution here, Mr Mason,</p> <p>12 that Jermaine says, "That is why I love these triple</p> <p>13 lines, this is getting burned anyway"?</p> <p>14 A. Yeah.</p> <p>15 Q. Was it then Gokay Sogucakli who said, "What is this?</p> <p>16 The ting?" And Jermaine replied, "Yeah, chosen the</p> <p>17 wrong position"?</p> <p>18 A. Yeah.</p> <p>19 Q. Right.</p> <p>20 What did you think Jermaine was referring to when he</p> <p>21 talked about a triple lining getting burned anyway?</p> <p>22 A. The model of the car.</p> <p>23 Q. The model of the car?</p> <p>24 A. Yeah.</p> <p>25 Q. Was he not referring to the fact that others, perhaps</p> <p style="text-align: center;">Page 171</p>	<p>1 not you, were wearing a triple layer of clothing?</p> <p>2 A. No, he was talking about the car.</p> <p>3 Q. When Gokay said "What is this? The ting?" To what was</p> <p>4 he referring?</p> <p>5 A. The imitation firearm in the bag.</p> <p>6 Q. Why did Jermaine Baker then say, "You have chosen the</p> <p>7 wrong position" and laughed?</p> <p>8 A. Because he is sat behind me and because I am tall,</p> <p>9 I pulled the chair back, so he had no leg space.</p> <p>10 Q. Where was the imitation firearm?</p> <p>11 A. Behind me, behind the driver's ...</p> <p>12 Q. So Gokay was sitting with his legs around the imitation</p> <p>13 firearm in a place that was restricted with leg room</p> <p>14 because you had moved the driver's seat back?</p> <p>15 A. Yes.</p> <p>16 Q. Thank you.</p> <p>17 I don't ask that we listen to this but we can see at</p> <p>18 07.00.43, you saying "It is 7.00, we need to turn the</p> <p>19 phones on."</p> <p>20 Do you agree that that is what you said?</p> <p>21 A. Yes.</p> <p>22 Q. Why were you turning the phones on at 7.00?</p> <p>23 A. Because Ozzy's asked us to turn the phones on at 7.00.</p> <p>24 Q. Right, let's go over the page, please, to page 4 of the</p> <p>25 transcript and listen to the audio footage from</p> <p style="text-align: center;">Page 172</p>

<p>1 07.02.45, which is at 29.18, please. 2 (3.05 pm) 3 (Audio recordings were played to the inquiry) 4 (3.06 pm) 5 MS BLACKWELL: Pause please. 6 Who was asking, "Where is the shottey?" 7 A. Gokay. 8 Q. To what as was he referring when he asked, "Where's the 9 shottey?" 10 A. A shotgun. 11 Q. Who responded by saying "G"? 12 A. Me. 13 No. 14 Q. According to the transcript -- 15 A. No, it wasn't. 16 Q. I think you are suggesting it was Jermaine? 17 A. It was Jermaine. 18 Q. All right. 19 Then was the question asked again by 20 Gokay Sogucakli, "The shottey"? 21 A. Yes. 22 Q. Did he also say "Yeah" so it looks as if your 23 attribution suggests that Gokay Sogucakli has then said 24 "the shottey? Yeah". Both of those are attributed to 25 him, is that right?</p> <p style="text-align: center;">Page 173</p>	<p>1 A. Yes, it is, yes. 2 Q. Right. Then did you ask, "What the big ting?" 3 A. Yes. 4 Q. And Gokay said "yeah", and you said you didn't know, and 5 he said, "You don't know?" 6 A. Yeah. 7 Q. Did that suggest to you that Gokay Sogucakli had 8 expected there to be a shotgun in the car? 9 A. Yes. 10 Q. Do you know why he expected there to be a shotgun in the 11 car? 12 A. He probably thought, because we were doing something, 13 a criminal activity, he thought there is going to be 14 a real gun. 15 Q. He had been recruited by you, you have told the inquiry? 16 A. Yes. 17 Q. Hadn't you told him that you would only be taking 18 an imitation firearm with you? 19 A. Well, I did tell him, but I didn't really know the ins 20 and outs until a couple of days before, so it was only 21 on the day when I told him, when he has looked in the 22 bag and saw that it wasn't a real gun. So in his head 23 he thought it was going to be a real gun. 24 Q. Before that, before the morning, had you had any 25 discussion with him about what type of firearm would be</p> <p style="text-align: center;">Page 174</p>
<p>1 used? 2 A. No. 3 Q. What do you think his expectation was? 4 A. I don't know to be honest. He could -- he probably 5 thought there was going to be a real gun. 6 Q. It looks like that -- sorry, it looks like that from his 7 questioning, doesn't it? 8 A. Yes, it does. 9 Q. Why do you think he thought that there was going to be 10 a real firearm used? 11 A. Maybe because, to get someone out of a prison van, you 12 need a real gun. 13 Q. You had not discussed with him the type of weapon that 14 was going to be provided, that is your evidence? 15 A. No. 16 Q. Right. 17 Can we go to page 5, please, and listen to the line 18 of conversation at 07.05.30, which is at 32.04 on the 19 footage. 32.04. 20 (3.09 pm) 21 (Audio recordings were played to the inquiry) 22 (3.09 pm) 23 MS BLACKWELL: Pause please, could we just play that again, 24 please. 25 (Audio recordings were played to the inquiry)</p> <p style="text-align: center;">Page 175</p>	<p>1 Q. Who said, "The thing is underneath you, isn't it"? 2 A. I did. 3 Q. You did, what were you describing, please? 4 A. Phone. 5 Q. Sorry? 6 A. I dropped my mobile phone. 7 Q. You dropped your mobile phone? 8 A. Yeah. 9 Q. Where had the mobile phone been dropped? 10 A. Underneath the chair. 11 Q. Under your seat? 12 A. Under Jermaine's chair. 13 Q. Right. Were you directing him to the phone? 14 A. Yes. 15 Q. Or were you identifying to Gokay that the imitation 16 firearm was under his feet? 17 A. No. Because as soon as he drops into the back of the 18 car, he saw it straight away. 19 Q. All right. 20 Well, let's listen to the next part of that 21 conversation. We probably need to start from 32.15, it 22 is at tape counter 07.06.19. 23 (3.11 pm) 24 (Audio recordings were played to the inquiry) 25 (3.12 pm)</p> <p style="text-align: center;">Page 176</p>

<p>1 MS BLACKWELL: Pause again, please.</p> <p>2 Who was asking, "So where is the shottey?"</p> <p>3 A. Gokay.</p> <p>4 Q. Who said, "The shottey, we are not getting it"?</p> <p>5 A. Me.</p> <p>6 Q. Was it Gokay who then asked again but where is it?</p> <p>7 A. Yes.</p> <p>8 Q. Does that suggest that there was an expectation held by</p> <p>9 Gokay Sogucakli that there would be a real firearm used</p> <p>10 in the plan?</p> <p>11 A. Yes.</p> <p>12 Q. Do you know why he had that expectation?</p> <p>13 A. Maybe because he -- I don't know if because they are</p> <p>14 Turkish -- I don't know, he might have known a lot more.</p> <p>15 Q. All right, let's --</p> <p>16 A. (Inaudible)</p> <p>17 Q. I'm so sorry, I lost the second part of your answer</p> <p>18 then, what did you say?</p> <p>19 A. I said he might have known more than he let off to be.</p> <p>20 Q. Right. Let's see what is said thereafter, and we can</p> <p>21 just pick up the footage from where we left off. We are</p> <p>22 looking at 07.06.32. Thank you.</p> <p>23 (3.13 pm)</p> <p>24 (Audio recordings were played to the inquiry)</p> <p>25 (314 pm)</p> <p style="text-align: center;">Page 177</p>	<p>1 MS BLACKWELL: Pause there, please.</p> <p>2 Just going back to the previous page, and 07.06.32,</p> <p>3 according to your annotation and indeed that of the</p> <p>4 police, it is you, Mr Mason, that says, "It is best to</p> <p>5 have two things, you know". Do you agree with that</p> <p>6 attribution?</p> <p>7 A. Yes.</p> <p>8 Q. What were you referring to when you said "It is best to</p> <p>9 have two things"?</p> <p>10 A. Two firearms.</p> <p>11 Q. Why did you think it was best to have two firearms?</p> <p>12 A. So one can go through the door and the other one can</p> <p>13 stay outside.</p> <p>14 Q. Why didn't you have two firearms?</p> <p>15 A. Because we didn't need two firearms.</p> <p>16 Q. But you thought it was best to have two firearms?</p> <p>17 A. Well at the time, yes.</p> <p>18 Q. Well, at the time that you are in the car, you are</p> <p>19 telling your colleagues that it is best to have two</p> <p>20 firearms, for a job like this?</p> <p>21 A. Yeah.</p> <p>22 Q. Right. So why didn't you have two firearms, if you</p> <p>23 thought it was best to have two firearms?</p> <p>24 A. Because we -- because we didn't need -- we didn't need</p> <p>25 to have two firearms, actually. Because just in case</p> <p style="text-align: center;">Page 178</p>
<p>1 the police come, so the one firearm, imitation, was</p> <p>2 better.</p> <p>3 Q. Would you have preferred to have been provided with two</p> <p>4 firearms?</p> <p>5 A. No.</p> <p>6 Q. Why not?</p> <p>7 A. Because we will get into trouble, a lot more trouble.</p> <p>8 Q. You could have had two imitation firearms, couldn't you?</p> <p>9 A. Could have.</p> <p>10 Q. Yes.</p> <p>11 A. We could have.</p> <p>12 Q. Isn't that what you are saying, that if two people were</p> <p>13 getting out of the car in order to frighten or threaten</p> <p>14 the custodians, then it would be better if each of them</p> <p>15 had a firearm, even if those firearms were imitation?</p> <p>16 A. Yeah.</p> <p>17 Q. So why didn't you have two firearms?</p> <p>18 A. We couldn't get two firearms.</p> <p>19 Q. Who couldn't get two firearms?</p> <p>20 A. I couldn't get two firearms.</p> <p>21 Q. Was it your job to provide the weapons?</p> <p>22 A. No, it wasn't.</p> <p>23 Q. Then who was it who couldn't get two firearms?</p> <p>24 A. Well, Ozzy couldn't get it. I don't know, he only came</p> <p>25 with one. I was just making conversation about the</p> <p style="text-align: center;">Page 179</p>	<p>1 two -- having two things.</p> <p>2 Q. Let's look at the next part of the conversation, please,</p> <p>3 07.06.34.</p> <p>4 It's at the bottom of the previous page, please,</p> <p>5 Mr Coates. Thank you.</p> <p>6 At 07.06.34, we have got speech attributed to</p> <p>7 Gokay Sogucakli, who says:</p> <p>8 "I told him, bruv, he said don't bring the real</p> <p>9 thing."</p> <p>10 Then you have attributed the next portion of the</p> <p>11 conversation to Jermaine. Do you see where you have put</p> <p>12 a "J" above the next few words?</p> <p>13 A. Yes.</p> <p>14 Q. Jermaine said, "I asked the same" and then the rest of</p> <p>15 the conversation, I think looks as if it is Gokay:</p> <p>16 "I told him, bruv, we need the real thing though,</p> <p>17 bruv."</p> <p>18 Is that right so far?</p> <p>19 A. Yes.</p> <p>20 Q. Then who said:</p> <p>21 "He said, bruv, what is the point?"</p> <p>22 Who said that?</p> <p>23 A. Jermaine.</p> <p>24 Q. Jermaine said:</p> <p>25 "He said, bruv, what is the point?"</p> <p style="text-align: center;">Page 180</p>

1 **A. Yeah.**
 2 Q. Right, then did you say:
 3 "Even if you had the real thing nobody let you bust
 4 it."
 5 **A. Yes.**
 6 Q. Who said, "You lot bust it, you get the real thing, you
 7 get caught you lot are fucked". Was that you?
 8 **A. That was me, yeah.**
 9 Q. Explain to us, please, what Gokay Sogucakli meant when
 10 he said, "I told him, bruv, he said don't bring the real
 11 thing". Did you know who the "he" was who he had been
 12 talking to?
 13 **A. No. I wasn't really listening to him at that stage.**
 14 Q. You were joining in the conversation, weren't you,
 15 Mr Mason?
 16 **A. Yeah.**
 17 Q. Yeah.
 18 Sorry, go on?
 19 **A. Because he kept on talking about having a real thing,
 20 and ...**
 21 Q. Yes. But --
 22 **A. -- I was just --**
 23 Q. Sorry.
 24 **A. I was just trying to let it -- just trying to get it off
 25 the conversation of having a real thing, because it was**

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1 caught, you lot are fucked."
 2 Was that you suggesting that you were better off
 3 without the real thing?
 4 **A. Yes.**
 5 Q. Let's follow the conversation down. Did Jermaine then
 6 say, "We are not going to get caught, bruv, we are going
 7 to drive away"?
 8 **A. Yes.**
 9 Q. Did you say, "This ain't even a joke thing, yeah, we are
 10 actually trying to get someone out"?
 11 **A. Yes.**
 12 **But that corresponds with the earlier conversation
 13 with, "Like I told him, bruv, he don't want to bring the
 14 real thing". That is relaying back and forth.**
 15 Q. What were you referring to when you said, "This ain't
 16 even a joke thing, yeah"?
 17 **A. The actual job, the actual getting someone out of the
 18 prison van.**
 19 Q. Right, so that was not a reference to the firearm, that
 20 was a reference to the job in hand?
 21 **A. Yes.**
 22 Q. The top of the next page, at 07.07.02, was it Gokay or
 23 was it Jermaine who then said, "You know what the big
 24 thing is for, you see that door, if it don't open, that
 25 fucking side door, you just shoot the lock three times,

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1 **getting a bit heated.**
 2 Q. Right. Let's just look for a moment at what he says.
 3 Gokay Sogucakli says:
 4 "I told him, bruv, he said don't bring the real
 5 thing."
 6 About whom was he talking?
 7 **A. To be honest, I don't know.**
 8 Q. Then Jermaine said "I asked the same". Who was Jermaine
 9 referring to when he said he had asked the same thing?
 10 **A. I can't remember.**
 11 Q. Then Gokay says, "I told him, bruv, we need the real
 12 thing though, bruv".
 13 Who was Gokay telling that you needed the real
 14 thing?
 15 **A. I can't remember, sorry.**
 16 Q. Were there many possibilities as to who that person
 17 could have been?
 18 **A. It could be anyone, it could be Ozzy, it could be Cihan,
 19 it could be anyone. Honestly, I couldn't remember.**
 20 Q. Did you take it to be a member of their gang or their
 21 crew?
 22 **A. Yeah.**
 23 Q. Then you said:
 24 "Even if you had the real thing, nobody let you bust
 25 it. You lot bust it, you get the real thing, you get

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1 fam, and open it. Do you understand?"
 2 Who said that?
 3 **A. I put Gokay, but that is just explaining that if we had
 4 a real thing, what they will do.**
 5 Q. Yes, and you didn't have a real thing?
 6 **A. Yeah.**
 7 Q. Then you have also attributed the next three lines to
 8 Gokay, "Or even just bark it off at the door, you know
 9 them ones, just bark it off, what is this thing going to
 10 do? Nothing bruv, nothing, it is just going to look
 11 like ..."
 12 Were those all statements made by Gokay Sogucakli?
 13 **A. Yes.**
 14 Q. Then there is discussion about the time that Gokay and
 15 Jermaine are going to stand outside of the Audi vehicle
 16 threatening the guards before they or you drive away,
 17 and you --
 18 **A. Yes.**
 19 Q. -- say two minutes. Who is it says:
 20 "Bruv, nah, I told them, bruv, two minutes we are
 21 gone fam."
 22 Was that you, Jermaine or Gokay?
 23 **A. That is me.**
 24 Q. Right.
 25 **A. That is me and Jermaine.**

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46 (Pages 181 to 184)

<p>1 Q. Right, and then do you say "two minutes, 30 seconds"?</p> <p>2 A. Yes.</p> <p>3 Q. Does Gokay say, "30 seconds, yeah, bruv, fuck it, 30</p> <p>4 seconds, say oi, oi, if he presses the thingy alarm we</p> <p>5 are gone. You understand that? He presses that alarm,</p> <p>6 we are gone, fam, if we stop that van and he presses the</p> <p>7 alarm, bruv, it is not our fault, you understand?"</p> <p>8 A. Yes.</p> <p>9 Q. Thank you.</p> <p>10 Could we just look a little further down this page</p> <p>11 at 07.08.03.</p> <p>12 Did you attribute to Jermaine the following words,</p> <p>13 "Yeah, they know, listen to what I am saying to you,</p> <p>14 listen G man, we had the meeting bio, just listen bro,</p> <p>15 we had it for you, do you understand?"</p> <p>16 A. Yes.</p> <p>17 Q. What was he referring to, which meeting was he referring</p> <p>18 to?</p> <p>19 A. For the whole operation.</p> <p>20 Q. When did that meeting take place?</p> <p>21 A. No, that was me and Jermaine had the conversation.</p> <p>22 Q. Right. So you and Jermaine just meeting each other?</p> <p>23 A. Yeah.</p> <p>24 Q. Not including Gokay Sogucakli?</p> <p>25 A. No.</p> <p style="text-align: center;">Page 185</p>	<p>1 Q. And not including anybody else?</p> <p>2 A. No.</p> <p>3 THE CHAIRMAN: Is "G man" Gokay?</p> <p>4 A. Yes, it is.</p> <p>5 THE CHAIRMAN: Thank you.</p> <p>6 MS BLACKWELL: Four lines further down, please, at 07.08.22,</p> <p>7 you attribute to Gokay Sogucakli, "Jump up before</p> <p>8 I shoot your bombaclaal, innit Notts".</p> <p>9 A. Yes, he was just referring to having a real gun again.</p> <p>10 Q. Right, which you didn't have?</p> <p>11 A. Yeah.</p> <p>12 Q. At the top of the next page, I would like us to listen</p> <p>13 to the footage that starts on the tape counter 07.08.56,</p> <p>14 right at the top of that page. If we could play from</p> <p>15 35.40, please.</p> <p>16 (3.24 pm)</p> <p>17 (Audio recordings were played to the inquiry)</p> <p>18 (3.25 pm)</p> <p>19 MS BLACKWELL: I would like to ask you first of all about</p> <p>20 the reference to weed. Were you and Jermaine and</p> <p>21 Gokay Sogucakli smoking cannabis whilst you were in the</p> <p>22 car that morning?</p> <p>23 A. Yes.</p> <p>24 Q. Were you also drinking alcohol?</p> <p>25 A. No. Not in the car.</p> <p style="text-align: center;">Page 186</p>
<p>1 Q. Was anybody drinking alcohol?</p> <p>2 A. No.</p> <p>3 Q. Were any other drugs taken that morning?</p> <p>4 A. No.</p> <p>5 Q. Just bear with me a moment, please. (Pause)</p> <p>6 The next comment that is made at 07.09.02 is</p> <p>7 attributed to Gokay Sogucakli and you have not altered</p> <p>8 that. Where he says "What is this fucking man, I don't</p> <p>9 even want to breath in this car, blood".</p> <p>10 Did he say that?</p> <p>11 A. Yes.</p> <p>12 Q. Then you say, "Oi listen, see that thing yeah, make sure</p> <p>13 it comes back in the car because there is a canister in</p> <p>14 there", did you say that?</p> <p>15 A. Yes.</p> <p>16 Q. What were you referring to?</p> <p>17 A. It is a -- in a pellet gun, because it is gas propelled,</p> <p>18 there is a canister that goes inside it.</p> <p>19 Q. Yes.</p> <p>20 A. And I had a canister inside it.</p> <p>21 Q. Had you been provided with the canister when you</p> <p>22 received the imitation firearm?</p> <p>23 A. No.</p> <p>24 Q. Where had you got the canister from?</p> <p>25 A. There is a thing called happy balloons, helium balloons</p> <p style="text-align: center;">Page 187</p>	<p>1 and basically the canister is a helium type canister.</p> <p>2 Q. Right, what is its purpose?</p> <p>3 A. Gives you a head buzz for about 10 minutes.</p> <p>4 Q. What is its purpose in relation to the firearm?</p> <p>5 A. Oh, to the firearm? Well, it helps shoot out pellets.</p> <p>6 Q. Right. Was it your intention that the BB gun, as it</p> <p>7 was, would be used during the course of the attack?</p> <p>8 A. No, because there was no pellets in there.</p> <p>9 Q. So what was the point of having a canister with it then?</p> <p>10 A. Because I was just seeing if the canister does fit</p> <p>11 inside it and I forgot to take the canister out.</p> <p>12 Q. When did you obtain the canister?</p> <p>13 A. I have had loads of them.</p> <p>14 Q. When did you say that you tried it in the gun to see if</p> <p>15 it fitted?</p> <p>16 A. The day before.</p> <p>17 Q. So on 10 December?</p> <p>18 A. Actually, no, before that, on the 9th.</p> <p>19 Q. Did it fit?</p> <p>20 A. No. No.</p> <p>21 Q. What was the point of bringing it along?</p> <p>22 A. I just forgot to take it out, because you have to open</p> <p>23 it up, screw it in and ... I just forgot and left it in</p> <p>24 there.</p> <p>25 Q. Was it in there to give it the appearance of it being</p> <p style="text-align: center;">Page 188</p>

<p>1 a live firearm?</p> <p>2 A. No. It's got -- the only purpose it would have had if</p> <p>3 it had BB pellets in it, then the canister would have</p> <p>4 had an effect on it but, without the pellets, the BB</p> <p>5 pellets, there is no -- there is nothing.</p> <p>6 Q. Given that it had no useful purpose that morning,</p> <p>7 wouldn't it have been better to have left the canister</p> <p>8 at home?</p> <p>9 A. But, like I said, I forgot to -- it was only on that day</p> <p>10 that I remembered it was inside it.</p> <p>11 Q. Right.</p> <p>12 A. That is why I asked Gokay to make sure he bring the</p> <p>13 thing back.</p> <p>14 Q. You could also have removed it, couldn't you and</p> <p>15 disposed of it prior to the incident taking place?</p> <p>16 A. No, because you need it, there is a special tool that</p> <p>17 you have to use to open it up.</p> <p>18 Q. Right.</p> <p>19 What you were saying to both men was it, or just to</p> <p>20 Gokay, was make sure it comes back because it has my</p> <p>21 prints on and I think Jermaine then said it has got your</p> <p>22 prints and his prints on?</p> <p>23 A. Yes.</p> <p>24 Q. You didn't want to leave it at the scene of the attack</p> <p>25 in case you were subsequently identified by your</p> <p style="text-align: center;">Page 189</p>	<p>1 fingerprints?</p> <p>2 A. Correct.</p> <p>3 Q. Right. Thank you.</p> <p>4 THE CHAIRMAN: If you were the only person who touched it,</p> <p>5 how would it have had Jermaine's prints and Gokay's</p> <p>6 prints on it?</p> <p>7 A. No, it would only be me and Jermaine. Because the</p> <p>8 canisters, it is part of a party scene, you take</p> <p>9 balloons, it is like a drug as well.</p> <p>10 THE CHAIRMAN: Yes. Thank you.</p> <p>11 MS BLACKWELL: Sir, I know that we are not yet ready to</p> <p>12 conclude this evidence but I am conscious that we have</p> <p>13 been going for just over an hour and a half.</p> <p>14 THE CHAIRMAN: We will have a 10-minute break. How long do</p> <p>15 you anticipate the evidence taking?</p> <p>16 We are certainly going to finish it today.</p> <p>17 MS BLACKWELL: Yes.</p> <p>18 THE CHAIRMAN: We will sit late to finish it, there is no</p> <p>19 problem about that.</p> <p>20 MS BLACKWELL: Thank you. I hesitate to give an estimate,</p> <p>21 because --</p> <p>22 THE CHAIRMAN: No, no.</p> <p>23 We are going to have a 10-minute break now for your</p> <p>24 benefit and for the benefit of the shorthand writer.</p> <p>25 A. Okay then.</p> <p style="text-align: center;">Page 190</p>
<p>1 THE CHAIRMAN: Thank you.</p> <p>2 10 minutes sufficient?</p> <p>3 MS BLACKWELL: Yes.</p> <p>4 (3.31 pm)</p> <p>5 (A short adjournment)</p> <p>6 (3.45 pm)</p> <p>7 MS BLACKWELL: Thank you, sir.</p> <p>8 THE CHAIRMAN: Yes.</p> <p>9 MS BLACKWELL: Mr Mason, can you hear me?</p> <p>10 A. Yes, I can. Can you hear me?</p> <p>11 Q. I can hear you, yes. Just waiting for the camera to</p> <p>12 change. Can you also now see me?</p> <p>13 A. Yes, I can.</p> <p>14 Q. Good. I can see you as well.</p> <p>15 Before we move on to the next portion of the audio</p> <p>16 that I want us to listen to and follow on the</p> <p>17 transcript, I just want to return to something that you</p> <p>18 said a few moments before we broke, and it was in answer</p> <p>19 to questions I asked you about whether or not you were</p> <p>20 drinking alcohol in the car that morning. Do you</p> <p>21 remember your answer to that question was no?</p> <p>22 A. Yes, that's correct.</p> <p>23 Q. I would like us to just interrupt this flow to take</p> <p>24 a look at what you said about this in your witness</p> <p>25 statement that you made for the inquiry in January of</p> <p style="text-align: center;">Page 191</p>	<p>1 this year. It is at MARI, page 5.</p> <p>2 At paragraphs 23 and 24 you deal with it. This is</p> <p>3 behind divider 21, or tab 21 in your bundle, Mr Mason.</p> <p>4 A. Yes.</p> <p>5 Q. "We left the car at one point to smoke some cannabis.</p> <p>6 I had this on me. At the time I was a casual cannabis</p> <p>7 user. All three of us left the vehicle and went and sat</p> <p>8 in a local park while we did this, I cannot remember the</p> <p>9 name of the park. We did not have any alcohol in the</p> <p>10 car. The drinks being opened on the transcript were</p> <p>11 cans of Red Bull. In my IPCC statement there is</p> <p>12 reference to Jermaine and I drinking alcohol. We did</p> <p>13 not drink alcohol in the car. This must have been</p> <p>14 a reference to alcohol consumed earlier that evening."</p> <p>15 By that do you mean the previous evening?</p> <p>16 A. Yes, when we was in the pub watching the game.</p> <p>17 Q. Watching the football?</p> <p>18 A. Yeah.</p> <p>19 Q. Right. Carrying on at paragraph 24:</p> <p>20 "I was nervous about the plan. The reference in the</p> <p>21 statement I provided to the IPCC states that I was at</p> <p>22 a 5 on a scale of 1 to 10, with 10 being heavily</p> <p>23 intoxicated. I would agree with this assessment.</p> <p>24 Jermaine was in a similar state to me. Gokay had only</p> <p>25 been picked up in the morning at his house, so I don't</p> <p style="text-align: center;">Page 192</p>

<p>1 think that he had been drinking." 2 What you were saying there was that if there was any 3 alcohol in your system, it was there from the night 4 before? 5 A. Yes, correct. 6 Q. All right. Thank you. 7 Can we go back to the transcript, which is INQ40, 8 thank you very much, Mr Coates. 9 Can we move to page 11. I am going to ask that we 10 listen to the audio footage that we see at tape counter 11 07.16.26. We will listen from there to the bottom of 12 the page. If we can start, please, at 42.50. 13 (3.48 pm) 14 (Audio recordings were played to the inquiry) 15 (3.49 pm) 16 MS BLACKWELL: Thank you, just pause there. 17 The first part of that conversation, was attributed 18 to Gokay Sogucakli, in that he said: 19 "And the last time he was making someone else talk 20 the last time. Bruv, I don't want to breathe in this 21 car, bruv." 22 Is that right, was that him? 23 A. Yes. 24 Q. And then you said, "No, no, I know it is him listen, 25 I know it is him, fam". Was that you?</p> <p style="text-align: center;">Page 193</p>	<p>1 A. Yes. 2 Q. What were you referring to? 3 A. Ozzy. 4 Q. What were you saying about Ozzy? 5 A. His number, he phoned me on. 6 Q. Then did Jermaine say, "It is going to get burned, G"? 7 And did Gokay Sogucakli say, "It needs to get burnt"? 8 A. Yes. 9 Q. Did Jermaine say, "Don't worry" and Gokay said, 10 "100 per cent" and Jermaine said, "All you have got to 11 do is light the seatbelts"? 12 A. Yes. 13 Q. Was that a conversation about burning the vehicle? 14 A. Yes, it was. 15 Q. Was that the plan after the escape? 16 A. It was, we were still deciding either to burn it or 17 scrap it. 18 Q. Right, because the conversation then continues with you 19 saying, "They will scrap it straight away in there, 20 bruv. Don't give a fuck about money, take it, just 21 scrap it, we will pay money, fuck it". 22 What was that a reference to? 23 A. To scrap the car. 24 Q. So were you suggesting that rather than burning it, you 25 might take it to be scrapped immediately?</p> <p style="text-align: center;">Page 194</p>
<p>1 A. Yeah. 2 Q. Would you have received money for the car being 3 scrapped? 4 A. No. We would have paid money. 5 Q. Right, so who would provide the money for the car to be 6 scrapped? 7 A. It would have come from my pocket. 8 Q. How would you find the money to pay for the car to be 9 scrapped? 10 A. I had money. 11 Q. You were prepared to use your own money to pay for the 12 scrapping of a vehicle that had been -- 13 A. Yes. 14 Q. -- used in a crime for which you were not being paid? 15 A. Yes, just to get rid of the car, yes. 16 Q. That would mean that you would be out of pocket, 17 wouldn't it? 18 A. Yes, yes and no. 19 Q. Not only were you not being paid for this crime, but 20 here were you suggesting that, in addition to doing it 21 for free, you would be prepared to use your own money to 22 pay for the vehicle to be scrapped? 23 A. Well, we was -- we was deciding what to do, either to 24 burn it or scrap it. I suggested to scrap it because 25 you can get rid of a whole lot of the car easier than</p> <p style="text-align: center;">Page 195</p>	<p>1 just burning it out and leaving it on the side of the 2 road. 3 Q. You were prepared to fund that scrapping of the vehicle 4 yourself? 5 A. Yes. 6 Q. Let's just look at the transcript, please. After you 7 have talked about scrapping it, Jermaine says: 8 "Yeah, they will do it." 9 Do you see that? 10 A. Yes. 11 Q. Did you have a particular scrap merchants in mind? 12 A. Yes. 13 Q. Where was that? 14 A. Brantwood Road in Tottenham. 15 Q. Is that a place with which you were familiar? 16 A. Yes. 17 Q. Then Jermaine says: 18 "Don't worry, man, just leave it down to me and 19 Notts." 20 Was that him telling Gokay Sogucakli that you and 21 Jermaine would sort out the disappearance of the car? 22 A. Yes. 23 Q. In one way or another? 24 A. Yes. 25 Q. Did you then say, "What O asked us to do, yeah, he wants</p> <p style="text-align: center;">Page 196</p>

<p>1 us to park it back at that spot. It ain't happening".</p> <p>2 And Jermaine:</p> <p>3 "No, because me and you has been there, I don't want</p> <p>4 to put it back there."</p> <p>5 Had Ozcan Eren asked you to put the car back in the</p> <p>6 parking space where you had taken it from in Eastern</p> <p>7 Road?</p> <p>8 A. Yes.</p> <p>9 Q. And that you and Jermaine were not prepared to do that?</p> <p>10 A. No.</p> <p>11 Q. Why?</p> <p>12 A. Because that is where the car was and there were people</p> <p>13 walking around, we wasn't prepared to go back to that</p> <p>14 same area.</p> <p>15 Q. Right, in case you were recognised?</p> <p>16 A. Yes.</p> <p>17 Q. Also was it important for you to destroy the vehicle</p> <p>18 rather than leaving it parked up where it had been</p> <p>19 before the attack, so that you could not be connected to</p> <p>20 the vehicle by any sort of forensic evidence?</p> <p>21 A. Yeah, that's correct.</p> <p>22 Q. Right.</p> <p>23 Can we go over the page, please, to page 12.</p> <p>24 I would like us to look at the conversation beginning at</p> <p>25 tape counter 07.18.05. In fact, rather than listening</p> <p style="text-align: center;">Page 197</p>	<p>1 to this, let's just go through the transcript here and</p> <p>2 I will ask you some questions about it.</p> <p>3 Jermaine says, "Wait, who got scared last time,</p> <p>4 Chico?"</p> <p>5 Then somebody says, "Chico".</p> <p>6 Gokay says:</p> <p>7 "Chico, Chico said, what I don't even know my man,</p> <p>8 why I am doing this for my man for, at the day that he</p> <p>9 is supposed to do it, he is [it could be] in the car</p> <p>10 feeling shit."</p> <p>11 Then Jermaine says:</p> <p>12 "And then no one has seen him since, you know that?"</p> <p>13 Gokay says:</p> <p>14 "I don't know him, what the fuck am I doing this</p> <p>15 for? Like, I ain't risking my life, I ain't going to</p> <p>16 jail for this guy, who is he?"</p> <p>17 That conversation mentions somebody called Chico.</p> <p>18 Was it a conversation about the previous attempt to</p> <p>19 spring Izzet Eren that in fact didn't take place?</p> <p>20 A. That's correct.</p> <p>21 Q. Right. Who is Chico?</p> <p>22 A. Some other Turkish person.</p> <p>23 Q. Had you received information that Chico was the one who</p> <p>24 had backed out during the previous attempt?</p> <p>25 A. Yeah, I have heard ...</p> <p style="text-align: center;">Page 198</p>
<p>1 Q. Is the attribution that I have just set out in terms of</p> <p>2 who said what correct as far as you are concerned?</p> <p>3 A. Yes.</p> <p>4 Q. Thank you.</p> <p>5 Let's go to the bottom of the that page at 07.18.48,</p> <p>6 did Jermaine then say, "You know, if it wasn't you two</p> <p>7 that was doing this with, I wouldn't come, promise you,</p> <p>8 wouldn't come"?</p> <p>9 A. Yes, correct.</p> <p>10 Q. Then did Jermaine also say:</p> <p>11 "It is only because he knows, yeah, that I have rid</p> <p>12 out with him with a burner and me and you ride, you know</p> <p>13 what, me and him always take the burner, me and you, you</p> <p>14 get me, get me, that is the only reason why I come."</p> <p>15 Did you say:</p> <p>16 "That is the reason why Ozzy goes to me, who you</p> <p>17 going to take with you?"</p> <p>18 A. Yes.</p> <p>19 Q. Right.</p> <p>20 What was Jermaine referring to when he talked about</p> <p>21 riding out with him with a burner?</p> <p>22 A. Riding out with a gun.</p> <p>23 Q. Riding out with who?</p> <p>24 A. With me.</p> <p>25 Q. Right, so when he said "burner", you took him to mean</p> <p style="text-align: center;">Page 199</p>	<p>1 ... that that being a reference to a gun?</p> <p>2 A. Yes.</p> <p>3 Q. Was he referring to a previous occasion when you and he</p> <p>4 had ridden out with a gun?</p> <p>5 A. No, someone else.</p> <p>6 Q. What do you mean "someone else"?</p> <p>7 THE CHAIRMAN: No, he said a "sawn-off", didn't he?</p> <p>8 MS BLACKWELL: I don't think so.</p> <p>9 THE CHAIRMAN: Did you say "sawn-off" or "someone else"?</p> <p>10 A. Someone else.</p> <p>11 THE CHAIRMAN: I am so sorry.</p> <p>12 A. Sawn-off?</p> <p>13 THE CHAIRMAN: Old habits die hard I am afraid, I do</p> <p>14 apologise.</p> <p>15 You are not supposed to laugh at that, Mr Mason.</p> <p>16 MS BLACKWELL: That is all right.</p> <p>17 Just let's look for a moment at the words that</p> <p>18 Jermaine is saying here:</p> <p>19 "It is only because he knows, yeah, that I have rid</p> <p>20 out with him with a burner and me and you ride, you know</p> <p>21 what, me and him always take the burner. Me and you,</p> <p>22 you get me, get me, that is the only reason why I come."</p> <p>23 What was he referring to when he said me and him</p> <p>24 always take the burner?</p> <p>25 A. A burner is referring to a gun.</p> <p style="text-align: center;">Page 200</p>

<p>1 Q. Right. He appears to be saying me and him always take 2 the burner. What was he referring to? 3 A. To be honest, I don't know. 4 THE CHAIRMAN: I think it is up to me to interpret that. 5 A. I know what a burner is, a burner is a gun. 6 THE CHAIRMAN: I am not going to require you to answer that 7 question, Mr Mason, because it is not for you to say 8 what was in his mind. It is for me to interpret it, 9 I think. 10 MS BLACKWELL: It is. Let's just look at your answer to 11 that, please. Your answer to his suggesting that he 12 always takes the burner is: 13 "That is the reason why Ozzy goes to me: who you 14 going to take with you?" 15 What did you mean by that? 16 A. I don't know what to say to that, sorry. 17 Q. Was the reference to "Ozzy" Ozcan Eren? 18 A. Maybe, yes. 19 Q. Let's go over the page, please, to page 13. 20 THE CHAIRMAN: Can we just establish that the attribution 21 there is accepted? 22 MS BLACKWELL: Yes. 23 Is that right, Mr Mason, that -- 24 A. Yes. 25 Q. Thank you.</p> <p style="text-align: center;">Page 201</p>	<p>1 THE CHAIRMAN: Thank you. 2 MS BLACKWELL: Over the page at page 13, at tape counter 3 07.21.00, we are going to listen to the audio recording 4 of what the plan was when you had managed to spring 5 Izzet Eren from the van. We are going to listen to 6 quite a lengthy section that runs over three pages, so 7 let's do that and then I will stop and ask you some 8 questions about it, Mr Mason. 9 A. Okay. 10 Q. Thank you. 11 47.37, please. 12 THE CHAIRMAN: Thank you. 13 (4.01 pm) 14 (Audio recordings were played to the inquiry) 15 (4.04 pm) 16 MS BLACKWELL: Did you say something, Mr Mason. 17 A. Yes, it is been breaking up, it has been cutting out. 18 MS BLACKWELL: I am not quite sure how we deal with this, 19 sir. 20 I am going to ask that we play it to the end -- 21 A. Okay. 22 Q. -- of the passage and then we will come back and I will 23 ask you some questions about it. You have heard it 24 before, haven't you? 25 A. Yes.</p> <p style="text-align: center;">Page 202</p>
<p>1 Q. I am sorry that the quality is not quite as it should 2 be. 3 THE CHAIRMAN: He has the transcript in front of him. 4 MS BLACKWELL: Yes, he has the transcript. We will 5 persevere if we may and see if we can get through it. 6 THE CHAIRMAN: Thank you very much for drawing it to our 7 attention. 8 MS BLACKWELL: Can we continue, please. 9 (4.04 pm) 10 (Audio recordings were played to the inquiry) 11 (4.08 pm) 12 MS BLACKWELL: Can you pause there, please. 13 I hope you managed to hear some of the remaining 14 parts of that conversation, some of it? 15 A. Bits of it. 16 Q. Let's go back, please, to the beginning of that section, 17 which is at the bottom of page 13. Whilst you were 18 following that, and on the previous occasion when you 19 have listened to that rather long passage, were you in 20 agreement with the attribution that had been given by 21 the police to who was speaking at various times? 22 A. Yes. 23 Q. Thank you. 24 At the beginning of that passage, were you talking 25 to the other two in the car about what you were going to</p> <p style="text-align: center;">Page 203</p>	<p>1 do when you had Izzet Eren in the car and where you were 2 going to take him? 3 A. Yes. 4 Q. Right. 5 On page 14 of the transcript, did the conversation 6 then continue with you trying your best to evade the 7 police and to getting off before the police were able to 8 follow you? 9 A. Yes. 10 Q. Then, at 07.23.01, did Gokay Sogucakli say, "Last time, 11 man, had shotta, that is how sick it was". 12 Did you say, "I can't believe you lot didn't even 13 call tell man"? 14 Do you see that? 15 A. Yeah, I can see it. 16 Q. Gokay says "Tell you?" And you say, "Us man, the first 17 time". 18 Gokay says, "You knew it, bruv, I thought you knew 19 it. You tell me, bruv, Ozzy is saying he needs people 20 for moves, bruv." 21 And you say: 22 "Yeah, but this is for this one, you told me on the 23 day when the other thing flopped." 24 A. Yes. 25 Q. Are you and Gokay Sogucakli then talking about the</p> <p style="text-align: center;">Page 204</p>

<p>1 previous attempt?</p> <p>2 A. Yes, we are.</p> <p>3 Q. Were you saying that you found out about that attempt on</p> <p>4 the day when it flopped?</p> <p>5 A. I found out when I got told about doing this one,</p> <p>6 a couple of days afterwards.</p> <p>7 Q. Right. Is it your evidence that you were told about the</p> <p>8 previous attempt a couple of days after it happened or</p> <p>9 a couple of days --</p> <p>10 A. A couple of days after it happened, but I didn't know it</p> <p>11 was to do with this.</p> <p>12 Q. Right, so you had heard at the beginning of November,</p> <p>13 I am going to suggest, according to your timeline, that</p> <p>14 there had been a previous attempt but you didn't realise</p> <p>15 at the time that you were going to be asked to get</p> <p>16 involved in a second attempt?</p> <p>17 A. Yes, correct.</p> <p>18 Q. Let's look at what you say.</p> <p>19 Because Gokay says:</p> <p>20 "Nah, you said it before that, then it happened,</p> <p>21 then it flopped, because this time."</p> <p>22 You say:</p> <p>23 "Actually you know what, yeah, that's right, you</p> <p>24 know."</p> <p>25 Gokay says, "You remember?" And you say:</p> <p style="text-align: center;">Page 205</p>	<p>1 "You said you were going to holler me for something,</p> <p>2 we were going to do something, and I waited, waited,</p> <p>3 waited, the day come and I didn't get a phone call so</p> <p>4 I just thought them man are doing it."</p> <p>5 Does that suggest that you were expecting to be</p> <p>6 asked to become involved in the first attempt?</p> <p>7 A. No, what I meant by that was why didn't he come and ask</p> <p>8 me first to do the first time. Instead of the second</p> <p>9 time. I didn't know about the first time.</p> <p>10 Q. It appears that what you are saying is you were waiting</p> <p>11 for a phone call but it didn't come; is that right?</p> <p>12 A. Yeah.</p> <p>13 Q. Sorry, continue, please.</p> <p>14 A. Because I would have thought, because he asked me to do</p> <p>15 it and then I found out that they did it, they tried to</p> <p>16 do at the first time, why didn't they ask me the first</p> <p>17 time, instead of this time.</p> <p>18 Q. Whose phone call were you waiting for?</p> <p>19 A. Probably Ozzy or Cihan.</p> <p>20 Q. Right. You were waiting for them to --</p> <p>21 A. I --</p> <p>22 Q. -- contact you to get involved in the first attempt, is</p> <p>23 that your evidence?</p> <p>24 A. No. No.</p> <p>25 How can I get my head round -- because they asked me</p> <p style="text-align: center;">Page 206</p>
<p>1 to do it the -- asked me to do this, and then I find out</p> <p>2 that there was supposed to be an attempt another time,</p> <p>3 the conversation was going round that why didn't they</p> <p>4 phone me for the first time.</p> <p>5 Q. Right.</p> <p>6 A. To do it the first time --</p> <p>7 Q. Let's just look at what you said.</p> <p>8 A. -- because I would have been waiting for a phone call.</p> <p>9 Q. Let's just look at what you say at 07.23.33:</p> <p>10 "You said you were going to holler me for something,</p> <p>11 we were going to do something, and I waited, waited,</p> <p>12 waited. The day come and I didn't get a phone call so</p> <p>13 I thought them men are doing it."</p> <p>14 Doesn't that --</p> <p>15 A. That could have been something else.</p> <p>16 Q. I am going to suggest to you, Mr Mason, that that was</p> <p>17 you talking about waiting for the phone call to become</p> <p>18 involved in the first attempt but when the day came, you</p> <p>19 didn't get the phone call, so you didn't become involved</p> <p>20 in the first attempt.</p> <p>21 Is that right?</p> <p>22 A. Yes. No.</p> <p>23 No, no, it is not.</p> <p>24 THE CHAIRMAN: I can draw my own conclusions, thank you.</p> <p>25 MS BLACKWELL: All right.</p> <p style="text-align: center;">Page 207</p>	<p>1 Let's move on, please.</p> <p>2 There is then conversation which is attributed to</p> <p>3 Gokay Sogucakli about Serco, and there are two</p> <p>4 references to Serco on page 15.</p> <p>5 The first reference at 07.24.08 is, "Mr Serco man</p> <p>6 going to slap you across your face". Do you see that at</p> <p>7 the top of the page?</p> <p>8 A. Yes.</p> <p>9 Q. Then halfway down at 07.25.00, Gokay Sogucakli says:</p> <p>10 "I wish ... it is those pussies Serco, bruv, I hope</p> <p>11 one of them don't try and be a super man."</p> <p>12 A. Yes.</p> <p>13 Q. Were those references to the custodians of Izzet Eren</p> <p>14 that morning?</p> <p>15 A. Yes.</p> <p>16 Q. Was there then conversation between you, Jermaine and</p> <p>17 Gokay Sogucakli about your expectation of how the Serco</p> <p>18 custodians would act when they were threatened with</p> <p>19 a firearm?</p> <p>20 A. Yes.</p> <p>21 Q. At 07.25.11, Gokay Sogucakli said, "When it is life in</p> <p>22 danger, they are not allowed to do shit", and you say:</p> <p>23 "Couple of them already told me, yeah, that as soon</p> <p>24 as they see a gun in their face, straight away, doing</p> <p>25 whatever we want to do."</p> <p style="text-align: center;">Page 208</p>

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<p>1 A. That's correct.</p> <p>2 Q. Were you there referring to information that you had</p> <p>3 received that that is what the Serco employees were told</p> <p>4 to do, were ordered to do?</p> <p>5 A. Yes, that's correct.</p> <p>6 Q. All right.</p> <p>7 Just at the bottom of that page, we can see</p> <p>8 Gokay Sogucakli saying to you:</p> <p>9 "You know when man makes this guy open the door, we</p> <p>10 are going to go inside, Jermaine, yeah, we need to make</p> <p>11 him bust the door open, innit, innit, Notts?"</p> <p>12 You say:</p> <p>13 "Yeah, the guy in the back needs to bust it."</p> <p>14 What was that a reference to?</p> <p>15 A. To open the door, the doors.</p> <p>16 Q. Who needed to open the doors?</p> <p>17 A. The Serco guard.</p> <p>18 Q. Right, in order to let the prisoners out?</p> <p>19 A. Yes.</p> <p>20 Q. Let's go over the page, please, to tape counter</p> <p>21 07.38.26.</p> <p>22 Now, there is reference to somebody, or at least one</p> <p>23 person, wanting to get out of the vehicle to use the</p> <p>24 toilet or to relieve themselves.</p> <p>25 A. Yes, that is me.</p> <p style="text-align: center;">Page 209</p>	<p>1 Q. Right.</p> <p>2 Did you get out of the car at that stage?</p> <p>3 A. Yes, I did.</p> <p>4 Q. Did anybody else get out?</p> <p>5 A. No.</p> <p>6 Q. Sorry?</p> <p>7 A. I don't think so, no.</p> <p>8 Q. After a short time, did you get back in?</p> <p>9 A. Yes.</p> <p>10 Q. Thank you.</p> <p>11 Let's go to the next page, please, page 18 of the</p> <p>12 transcript.</p> <p>13 A. I haven't got that. I've got page 16 to -- that is it,</p> <p>14 to 21?</p> <p>15 Q. Right, thank you. I think we need to go to a different</p> <p>16 transcript now, IPC281, page 18.</p> <p>17 Does your page have the number 63 at the bottom?</p> <p>18 A. No.</p> <p>19 THE CHAIRMAN: I wonder if whoever is with him can assist.</p> <p>20 MS BLACKWELL: Yes.</p> <p>21 THE CHAIRMAN: Thank you.</p> <p>22 MS BLACKWELL: Does your transcript stop at page 62?</p> <p>23 A. Yes, it stops at 61.</p> <p>24 Q. Right. Can you see --</p> <p>25 A. I've got --</p> <p style="text-align: center;">Page 210</p>
<p>1 Q. Sorry?</p> <p>2 A. I've got page 17, 18, 19 and 20 missing.</p> <p>3 Q. All right. I don't know what you are being shown.</p> <p>4 Mr Mason, can you hear me?</p> <p>5 A. Yes.</p> <p>6 Q. Right, can you see the screen I am going to ask you to</p> <p>7 follow the transcript on the screen now.</p> <p>8 A. Yes, I can.</p> <p>9 Q. All right.</p> <p>10 I need to establish this with you. In terms of the</p> <p>11 transcript that you sent back that was annotated, did</p> <p>12 that stop at the points that your copy stops at?</p> <p>13 A. Yes.</p> <p>14 Q. Right. So you haven't checked the attribution of what</p> <p>15 we are going to now?</p> <p>16 A. No.</p> <p>17 Q. Right. Okay.</p> <p>18 That is fine, I just needed to ask you that.</p> <p>19 At 07.51.33, please, this is page 18 of IPC281. If</p> <p>20 we could highlight from 07.51.33 to 07.51.42, please,</p> <p>21 just those three lines, all right. The attribution</p> <p>22 provided by the police is:</p> <p>23 "The court van will come down this way and it will</p> <p>24 go straight across, innit."</p> <p>25 Said by you.</p> <p style="text-align: center;">Page 211</p>	<p>1 Then Jermaine said:</p> <p>2 "Sometimes they come down here."</p> <p>3 And you say "Yeah."</p> <p>4 I am just going to ask us to listen to that short</p> <p>5 extract to see whether you are able to confirm the</p> <p>6 attribution of those three sentences, do you understand?</p> <p>7 A. Yes, okay.</p> <p>8 Q. Let's just listen to that, it is 18.05, please.</p> <p>9 (4.20 pm)</p> <p>10 (Audio recordings were played to the inquiry)</p> <p>11 (4.20 pm)</p> <p>12 MS BLACKWELL: I think in fact it is my mistake, we are</p> <p>13 going to swap onto a different audio footage, which is</p> <p>14 MPS3937 and 18.05, thank you.</p> <p>15 (4.21 pm)</p> <p>16 (Audio recordings were played to the inquiry)</p> <p>17 (4.21 pm)</p> <p>18 MS BLACKWELL: Pause, please.</p> <p>19 Would you like me to play that to you again,</p> <p>20 Mr Mason?</p> <p>21 A. No, that is okay.</p> <p>22 Q. Do you agree with the attribution?</p> <p>23 A. Yes.</p> <p>24 Q. Right. Were you then indicating to the others in the</p> <p>25 car the way in which the court van was going to arrive</p> <p style="text-align: center;">Page 212</p>

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<p>1 at Wood Green Crown Court?</p> <p>2 A. Yes.</p> <p>3 Q. How did you know that?</p> <p>4 A. Because I have been to that court before.</p> <p>5 Q. Right.</p> <p>6 A. I know the route.</p> <p>7 Q. Okay.</p> <p>8 A. I knew --</p> <p>9 Q. Sorry? Did you say you knew the route?</p> <p>10 A. Yes.</p> <p>11 Q. Right.</p> <p>12 The next page of the transcript, please, and at tape</p> <p>13 counter 07.59.58, "Don't worry I am with you G man ..."</p> <p>14 Could we highlight that and the following two entries,</p> <p>15 thank you, and we are just going to listen to this</p> <p>16 again, Mr Mason, for you to confirm the attribution, if</p> <p>17 we start at 26.30, please.</p> <p>18 (4.22 pm)</p> <p>19 (Audio recordings were played to the inquiry)</p> <p>20 (4.22 pm)</p> <p>21 MS BLACKWELL: Thank you.</p> <p>22 First question, do you agree with the attribution?</p> <p>23 A. Yes.</p> <p>24 Q. Secondly, was Jermaine explaining to Gokay Sogucakli</p> <p>25 what was going to happen when they got out of the car</p> <p style="text-align: center;">Page 213</p>	<p>1 and what they were going to say about their names?</p> <p>2 A. Yes, that's correct.</p> <p>3 Q. Whose idea was it that everybody should refer to each</p> <p>4 other as Ali?</p> <p>5 A. Jermaine.</p> <p>6 Q. Was that so that real names were not going to be used?</p> <p>7 A. Yes.</p> <p>8 Q. Right.</p> <p>9 Do you remember the time at which your vehicle</p> <p>10 parked in Bracknell Close? If I were to suggest that it</p> <p>11 was about 8.00, would that seem right to you?</p> <p>12 A. Yes, correct.</p> <p>13 Q. Thank you. What had you been doing before the vehicle</p> <p>14 parked in Bracknell Close?</p> <p>15 A. Just driving around.</p> <p>16 Q. For any particular purpose?</p> <p>17 A. No, just driving around. Yeah, no particular purpose.</p> <p>18 Q. Were you engaging in any anti-surveillance techniques?</p> <p>19 A. No.</p> <p>20 Q. Right. What caused you to go and park the car up in</p> <p>21 Bracknell Close?</p> <p>22 A. Because that is where the court is and you could see the</p> <p>23 road where the prison van was going to go down.</p> <p>24 Q. Right, so that was a convenient place for you to wait?</p> <p>25 A. Yes.</p> <p style="text-align: center;">Page 214</p>
<p>1 Q. Were you expecting to receive further instructions?</p> <p>2 A. Yes, we was.</p> <p>3 Q. From whom?</p> <p>4 A. From Ozzy.</p> <p>5 Q. I think we are going to see that you did receive three</p> <p>6 telephone calls shortly before the time that the</p> <p>7 interception took place?</p> <p>8 A. Yes.</p> <p>9 Q. We are going to have a look at what your side of the</p> <p>10 conversation was, as recorded on the audio footage, all</p> <p>11 right?</p> <p>12 A. Okay.</p> <p>13 Q. Before we do that, let's just look together at what has</p> <p>14 been highlighted on the screen, at 08.07.56.</p> <p>15 This is at a time after which the car has settled in</p> <p>16 Bracknell Close; do you understand?</p> <p>17 A. Yes.</p> <p>18 Q. This is attributed to you:</p> <p>19 "Yo, what do you mean, don't go to sleep. We are</p> <p>20 waiting, innit, just make sure, like it could be here</p> <p>21 any time soon, yeah, yeah. First right, do you want me</p> <p>22 to go up the one-way street?"</p> <p>23 It looks as if that is your side of the conversation</p> <p>24 because just prior to that and above on the transcript,</p> <p>25 we see mobile phone rings with a Nokia tune. Do you</p> <p style="text-align: center;">Page 215</p>	<p>1 think that was you speaking to somebody on the phone?</p> <p>2 A. Yes, it was.</p> <p>3 Q. Who were you speaking to?</p> <p>4 A. Cihan.</p> <p>5 Q. Was he warning you not to go to sleep?</p> <p>6 A. Yeah.</p> <p>7 Q. Were you telling him that you are just waiting and that</p> <p>8 it could be there any time soon?</p> <p>9 A. Yeah.</p> <p>10 Q. Were you taking instructions from him as to where to</p> <p>11 drive once the van arrived?</p> <p>12 A. No, I was giving him instructions.</p> <p>13 Q. Right.</p> <p>14 THE CHAIRMAN: What was the connection, please, between Ozzy</p> <p>15 and Cihan?</p> <p>16 A. They're family.</p> <p>17 THE CHAIRMAN: Cousins?</p> <p>18 A. Yeah.</p> <p>19 THE CHAIRMAN: Thank you.</p> <p>20 MS BLACKWELL: At the bottom of that page we can see on the</p> <p>21 penultimate line that the mobile phone rings again with</p> <p>22 a Nokia tune at 08.50.28, and I am going to ask that we</p> <p>23 listen to this call, please, on a different audio</p> <p>24 recording which is MPS3938. At 17.00, please.</p> <p>25 (4.26 pm)</p> <p style="text-align: center;">Page 216</p>

<p>1 (Audio recordings were played to the inquiry) 2 (4.27 pm) 3 MS BLACKWELL: Pause, please. 4 I am going to carry on playing the audio footage for 5 the second call and the third call and then I am going 6 to stop the footage, do you understand? 7 A. Okay. 8 Q. All right. Can we carry on, please. 9 (4.27 pm) 10 (Audio recordings were played to the inquiry) 11 (4.27 pm) 12 A. I can hear nothing. 13 Q. There is not very much to hear, other than some noises 14 that appear to be coming from outside? 15 THE CHAIRMAN: A drill. 16 MS BLACKWELL: Yes. 17 A. Yes. 18 Q. What you should be hearing in a moment is another mobile 19 telephone call. 20 (4.28 pm) 21 (Audio recordings were played to the inquiry) 22 (4.29 pm) 23 MS BLACKWELL: I have been invited to play the whole of this 24 footage, but I am conscious that according to the 25 transcript, and my knowledge of this, for the next eight</p> <p style="text-align: center;">Page 217</p>	<p>1 minutes or so there is nothing to be heard. With that 2 in mind, I am going to ask that we move to just before 3 the next telephone call, which is 08.57. 4 THE CHAIRMAN: Yes. 5 MS BLACKWELL: It is 26.54, please, Mr Coates. 6 (4.29 pm) 7 (Audio recordings were played to the inquiry) 8 (4.30 pm) 9 MS BLACKWELL: Pause there, please. Can we go back a little 10 further so that we can actually hear the phone ringing, 11 let's start from 26.20. 12 (4.30 pm) 13 (Audio recordings were played to the inquiry) 14 (4.31 pm) 15 MS BLACKWELL: Pause again, please. 16 Were you able to listen to that sufficiently to be 17 able to say, Mr Mason, whether or not the attribution is 18 correct? 19 A. Yes. 20 Q. Do you agree with what appears on the transcript? 21 A. Yes. 22 Q. Thank you. 23 I am going to ask that we play, now, and listen to, 24 the footage up to a point just before the intervention. 25 Let's continue, please, you are about -- there will be</p> <p style="text-align: center;">Page 218</p>
<p>1 a pause and then you will hear another telephone call 2 being received. But just before we do, perhaps I should 3 ask you this. 4 The telephone call that you had just received, was 5 that somebody informing you as to the position that 6 Izzet Eren had taken up inside the van? 7 A. Yes, it is. 8 Q. Who was telling you that? 9 A. Ozzy. 10 Q. Thank you. 11 Let's continue, please. 12 (4.32 pm) 13 (Audio recordings were played to the inquiry) 14 (4.34 pm) 15 MS BLACKWELL: Pause there, please. 16 There is nothing else detected by way of speech on 17 the audio before the police intervention. 18 I would just like to take you back, please, to the 19 first telephone call that we have just listened to at 20 08.50.34, which you should be able to follow. There we 21 are. 22 Can we just go to the top of the next page, please, 23 Mr Coates. 24 This telephone call appears to include somebody 25 providing you with a series of letters. Was that the</p> <p style="text-align: center;">Page 219</p>	<p>1 registration number of the prison van? 2 A. Yes, that's correct. 3 Q. Who was providing you with that information? 4 A. Ozzy. 5 Q. When you were reading out the letters that Ozzy had 6 given you, for whose benefit were you doing that, who 7 was listening to you at that time? 8 A. For my benefit really. 9 Q. Right. Well, were the other two people in the vehicle 10 awake or asleep? 11 A. Awake. 12 Q. The second telephone call that we have just established 13 provided you with the particular place that Izzet Eren 14 was in inside the prison van. 15 Can we just scroll down, please, Mr Coates and 16 highlight from, "See as you go in, yeah", down to, "In 17 the van, the first door on the right". 18 Can you see that highlighted on the screen, 19 Mr Mason? 20 A. Yes. 21 Q. Okay, "So you see as you go in, yeah, it is the first 22 door on the right", that is you, then you say, "The 23 first door on your right". 24 Then Jermaine says, "So the door is here, boom 25 boom".</p> <p style="text-align: center;">Page 220</p>

<p>1 Gokay Sogucakli, "First on the right?"</p> <p>2 You, "Yeah". Gokay, "What do you mean?"</p> <p>3 Jermaine, "In the van".</p> <p>4 You:</p> <p>5 "In the van, the first door on the right, that is</p> <p>6 where he is."</p> <p>7 It appears from the attribution which you have</p> <p>8 accepted is accurate that at that point there was</p> <p>9 a three-way conversation between you, Gokay Sogucakli</p> <p>10 and Jermaine Baker as to the position that Izzet Eren</p> <p>11 had taken up in the van --</p> <p>12 A. Yes.</p> <p>13 Q. -- is that right?</p> <p>14 Then the third telephone call, during which we have</p> <p>15 heard you say "Yo ... half an hour ... it is coming".</p> <p>16 Was that again Ozcan Eren telling you that the vehicle</p> <p>17 would be there in about half an hour?</p> <p>18 A. No, that was Cihan.</p> <p>19 Q. Cihan? Right. Thank you.</p> <p>20 At the time that you received that telephone call,</p> <p>21 are you able to say whether the other occupants of your</p> <p>22 vehicle were awake or asleep?</p> <p>23 A. Well, Jermaine had drifted off to sleep then, by then.</p> <p>24 Q. How did you know that?</p> <p>25 A. Because he was quiet.</p> <p style="text-align: center;">Page 221</p>	<p>1 Q. Other than him being quiet, were there any other signs</p> <p>2 that he was asleep?</p> <p>3 A. No, because he didn't respond to me or anything. There</p> <p>4 was just -- quiet.</p> <p>5 Q. The lack of a response and also the fact that he wasn't</p> <p>6 saying anything led you to believe that he was asleep?</p> <p>7 A. Yeah.</p> <p>8 Q. Did you look at him at that time? Did you see what his</p> <p>9 expression was like, whether his eyes were closed?</p> <p>10 A. Yeah, he had his hat down to his eyes and he had his</p> <p>11 hands in his top kind of pockets, and that is -- because</p> <p>12 that is how he normally sleeps anyway, so --</p> <p>13 Q. What position was his seat in?</p> <p>14 A. Just a bit back, not all the way back, just a little bit</p> <p>15 back.</p> <p>16 Q. And I am sorry, you may have said so but did you notice</p> <p>17 whether or not his eyes were open or closed?</p> <p>18 A. No, I couldn't see his eyes.</p> <p>19 Q. Right.</p> <p>20 We know from the rest of the audio footage that</p> <p>21 30 seconds or so after you receive that final call, the</p> <p>22 police arrived at the vehicle. I would like to ask you</p> <p>23 now to take us through what happened at that stage and</p> <p>24 how you first became aware that the police were there.</p> <p>25 A. Okay.</p> <p style="text-align: center;">Page 222</p>
<p>1 Q. Sorry, yes, I am so sorry, just before you answer that,</p> <p>2 I am going to pause whilst Mrs Smith comes back into the</p> <p>3 room.</p> <p>4 THE CHAIRMAN: Yes, of course.</p> <p>5 MS BLACKWELL: Pause a second, please, Mr Mason, that is my</p> <p>6 fault. (Pause)</p> <p>7 Mr Mason, I was asking you to take us through the</p> <p>8 time that we had reached when the police arrive at the</p> <p>9 vehicle and how you first became aware that the police</p> <p>10 were there.</p> <p>11 A. Okay, after the phone call, I saw two ... three cars</p> <p>12 pull up in front of us.</p> <p>13 Q. Yes?</p> <p>14 A. A black Audi estate, a blue painters' van and I think it</p> <p>15 was a dark blue Focus, and police officers jumped out.</p> <p>16 Q. How did you know they were police officers?</p> <p>17 A. Because they had the hats what said "police", and they</p> <p>18 had guns.</p> <p>19 Q. Did they shout anything?</p> <p>20 A. They had shouted "police, "Put your hands up, police",</p> <p>21 and there were four police officers come round the</p> <p>22 corner, because there was a wall with the car park,</p> <p>23 where the car was parked. And they was all in police</p> <p>24 uniform -- well it said "police", hi-viz -- shouting</p> <p>25 police, police, so I told there were police but I didn't</p> <p style="text-align: center;">Page 223</p>	<p>1 get a response and I looked and I could see that</p> <p>2 Jermaine was asleep, so --</p> <p>3 Q. Sorry to interrupt you, but did you do anything to try</p> <p>4 and rouse him?</p> <p>5 A. I was shouting at him saying, "Jermaine, police,</p> <p>6 police".</p> <p>7 Q. Did that have any effect?</p> <p>8 A. None.</p> <p>9 Q. What then happened?</p> <p>10 A. Then I -- because the windows was kind of foggy.</p> <p>11 Q. Yes?</p> <p>12 A. Because we were sitting in the car for a while, they</p> <p>13 steamed up, I rubbed my hands across the front of the</p> <p>14 window just so that the police could actually see in,</p> <p>15 inside the car.</p> <p>16 Q. Yes.</p> <p>17 A. Just to let them know that my hand was going up.</p> <p>18 Q. Right.</p> <p>19 A. And then I had three officers on my side banging on the</p> <p>20 door, on the window saying, "Police, put your hands up,</p> <p>21 don't move", and then I heard a bang. But -- and then</p> <p>22 glass smashed, and then I got dragged out of the car and</p> <p>23 the officer slammed me on the floor, asked me did I --</p> <p>24 have I been hurt, and he cut my clothes off, my</p> <p>25 trousers, cut my trousers, my top to see if I've got any</p> <p style="text-align: center;">Page 224</p>

<p>1 entry wounds, and then he hit me in the face saying,</p> <p>2 "You are lucky you are alive", and then left me on the</p> <p>3 floor, well, they cable tied me behind my back, and he</p> <p>4 ran across to the passenger side to Jermaine, yeah.</p> <p>5 Q. Right.</p> <p>6 Let me just take you back through what you have just</p> <p>7 told us and ask you if at any time you became aware of</p> <p>8 any lasers or strobe lighting being activated.</p> <p>9 A. Yes.</p> <p>10 Q. When was that?</p> <p>11 A. When the police come towards the car, I could see green</p> <p>12 lasers, I forgot to mention.</p> <p>13 Q. No, no, don't worry.</p> <p>14 A. Yeah.</p> <p>15 Q. From more than one weapon?</p> <p>16 A. From more than one weapon.</p> <p>17 Q. All right. Were you also aware at any stage of any</p> <p>18 strobe light being activated?</p> <p>19 A. No.</p> <p>20 Q. Right?</p> <p>21 A. No.</p> <p>22 Q. I think you have described how you attempted to wipe the</p> <p>23 condensation from the windscreen?</p> <p>24 A. Yes.</p> <p>25 Q. That you were then aware of police officers banging the</p> <p style="text-align: center;">Page 225</p>	<p>1 front driver's window?</p> <p>2 A. Yes.</p> <p>3 Q. Then aware of a bang and the smashing of glass?</p> <p>4 A. Yes.</p> <p>5 Q. When you heard the bang, did you realise it was a shot?</p> <p>6 A. Yes.</p> <p>7 Q. How did you realise that?</p> <p>8 A. My ears was ringing. And it was very loud, it was</p> <p>9 louder than a smashed window.</p> <p>10 Q. Right. Was there any effect on you of the shot being</p> <p>11 fired?</p> <p>12 A. No, not really. I just -- I didn't know what was</p> <p>13 happening. I didn't know if I got shot --</p> <p>14 Q. Sorry, I interrupted you.</p> <p>15 Was there any blood on you as a result of the shot?</p> <p>16 A. No. But the officer did ask me have I been hit anywhere</p> <p>17 and I said I could feel my head feels a bit warm.</p> <p>18 Q. Right. You then describe being dragged out of the</p> <p>19 vehicle --</p> <p>20 A. Yes.</p> <p>21 Q. -- by one or two officers?</p> <p>22 A. I think it was two.</p> <p>23 Q. When you were dragged out, or at the point at which you</p> <p>24 were dragged out, did you have your hands -- well, you</p> <p>25 tell me: in what position were your hands?</p> <p style="text-align: center;">Page 226</p>
<p>1 A. Like this. (Indicated)</p> <p>2 Q. Up on your head?</p> <p>3 A. Yes.</p> <p>4 Q. Were you resisting arrest?</p> <p>5 A. No.</p> <p>6 Q. Were you injured during the course of your arrest?</p> <p>7 A. Well I got hit twice.</p> <p>8 Q. Where did you get hit?</p> <p>9 A. In my ribs and on my face.</p> <p>10 Q. By the same officer or more than one officer?</p> <p>11 A. I don't know, because I was -- by then I was on the</p> <p>12 floor.</p> <p>13 Q. Right.</p> <p>14 Were you told not to look at the officers?</p> <p>15 A. Yes.</p> <p>16 Q. I think you mentioned something about lucky to be alive,</p> <p>17 what was that a reference to?</p> <p>18 A. Well, after they cut my clothes off to see if I had been</p> <p>19 shot --</p> <p>20 Q. Yes.</p> <p>21 A. -- and they realised I haven't been shot, I got hit in</p> <p>22 the face and they said, "You are lucky you are alive".</p> <p>23 Q. You are lucky you are alive?</p> <p>24 A. Yeah.</p> <p>25 Q. Were you able to identify the officer who said that to</p> <p style="text-align: center;">Page 227</p>	<p>1 you?</p> <p>2 A. No.</p> <p>3 Q. Was that officer male or female?</p> <p>4 A. He was male.</p> <p>5 Q. All right. I think that you then went on to describe</p> <p>6 how your clothing was cut off you, during which time the</p> <p>7 officers examined your body to check that you were not</p> <p>8 injured?</p> <p>9 A. Yes.</p> <p>10 Q. Were you then taken to the back of a police van?</p> <p>11 A. Yes, two armed -- two uniformed police officers come in</p> <p>12 a van and --</p> <p>13 Q. And at that point -- sorry, at that point, were the</p> <p>14 Plasticuffs removed from you and were they replaced with</p> <p>15 metal handcuffs?</p> <p>16 A. Yeah, they was cut, but they wasn't removed until I got</p> <p>17 into the station.</p> <p>18 Q. So they were still hanging on your wrists?</p> <p>19 A. Yes.</p> <p>20 Q. At about that time, were you aware that an air ambulance</p> <p>21 was arriving?</p> <p>22 A. Yes.</p> <p>23 Q. Did Gokay Sogucakli shout to you that they had shot</p> <p>24 Jermaine?</p> <p>25 A. Yes.</p> <p style="text-align: center;">Page 228</p>

<p>1 Q. Prior to you being told that by Gokay Sogucakli, did you 2 know what had happened in relation to the shot that was 3 fired? 4 A. I knew someone got shot. 5 Q. Right. But you were not sure who? 6 A. I wasn't sure, I wasn't sure until Gokay said, yeah, 7 Jermaine's been shot. 8 Q. I think eventually you were removed from the scene and 9 taken to Edmonton Green police station; is that right? 10 A. Yes, that's correct. 11 Q. All right. 12 Thank you. There may be some more questions, I am 13 just going to pause. 14 THE CHAIRMAN: Sure. 15 MS BLACKWELL: Could we please put back on the screen INQ40 16 at page 14. It is the reference, just a little further 17 down, right. Do you see on screen, Mr Mason, we have 18 put the transcript back up. 19 A. Yes. 20 Q. I just want to ask you about one comment made by 21 Gokay Sogucakli at 07.23.01. Could we highlight that, 22 please. 23 Do you see that? We have highlighted it now? 24 A. Yes. 25 Q. The question is: did you understand that comment by</p> <p style="text-align: center;">Page 229</p>	<p>1 Gokay Sogucakli to mean that a shotgun was used in the 2 first attempt? 3 A. No, I didn't understand that. 4 Q. What did you think he meant by, "Last time man had 5 shotta, that is how sick it was"? 6 A. I don't know, to be truthful. 7 Q. All right, we can take that down, please. 8 The second question is this. If you hadn't 9 performed any kind of reconnaissance around the court, 10 if you hadn't previously to 11 December gone and had 11 a look around the court, how did you know the route that 12 the Serco van would take? 13 A. Because I have been on a Serco van myself going to 14 prison. 15 Q. Right. Had you been on a Serco van going to Wood Green 16 Crown Court? 17 A. Yes. 18 Q. Right. From Wormwood Scrubs prison? 19 A. No, Pentonville. 20 Q. Right. 21 In terms of the immediate geographical area around 22 the court, are you saying that your previous experience 23 as a prisoner allowed you to understand the route that 24 the van would take coming into the immediate area of the 25 court?</p> <p style="text-align: center;">Page 230</p>
<p>1 A. Yeah, because at the back -- at the back of the courts, 2 it is a one-way road -- 3 Q. Right. 4 A. -- and yeah, where Bracknell Close was there is only one 5 way a prison van could go into to get into the courts. 6 Q. Right. Thank you. 7 A. There is no other route that they can go around. 8 MS BLACKWELL: Sir, that concludes my questions. 9 Do you have any questions? 10 THE CHAIRMAN: Yes. 11 Just on one topic, please. 12 A. Okay. 13 Questions from THE CHAIRMAN 14 THE CHAIRMAN: Could you look at the transcript, please. In 15 particular page 2 of IPC281, at the foot of the page. 16 You were asked about this entry by Ms Blackwell, the 17 entry that begins: 18 "There is a yard here that we can lick for food as 19 well but I need to make sure the food is in here." 20 Okay? Have you found it? 21 A. Yes. 22 THE CHAIRMAN: Right. 23 You suggested that that was referring to another job 24 involving food and possibly a barbecue? 25 A. Yes, I -- not a barbecue.</p> <p style="text-align: center;">Page 231</p>	<p>1 THE CHAIRMAN: Bearing in mind we are talking about 2 mid-December, Mr Mason. 3 A. No, cannabis, cannabis. 4 THE CHAIRMAN: Cannabis? 5 A. Yes. 6 THE CHAIRMAN: Because "food" is, is it not, a slang word 7 for drugs? 8 A. Yes. 9 THE CHAIRMAN: It was used again at tape time 7.19.49, at 10 the top of page 13: 11 "I used to do that bare times with Mehmet and 12 Bradley, he is not talking to me, he is talking to you 13 lot, lost the food ... it is always on a Sunday." 14 Having had a chance to think about it, Mr Mason, is 15 it likely, in fact, that those references to "food" on 16 the two points that I have referred you to were 17 references to drugs? 18 A. Yes. 19 THE CHAIRMAN: Thank you. 20 MS BLACKWELL: Thank you, sir. 21 That concludes Mr Mason's evidence. 22 THE CHAIRMAN: Very good. 23 Thank you very much for being so patient with us, 24 Mr Mason, and for allowing us to finish your evidence 25 today.</p> <p style="text-align: center;">Page 232</p>

1 **A. Okay then. Thank you.**
 2 MS BLACKWELL: That concludes today's business.
 3 THE CHAIRMAN: We can close the link.
 4 The plan for tomorrow is?
 5 MS BLACKWELL: We have three firearms officers tomorrow,
 6 S111, V68 and W109.
 7 THE CHAIRMAN: They are all CTSFOs, aren't they?
 8 MS BLACKWELL: Yes, they are.
 9 THE CHAIRMAN: Let's have look at Thursday? We also have
 10 more CTSFOs, haven't we?
 11 MS BLACKWELL: That's right.
 12 THE CHAIRMAN: Right.
 13 How long is it thought the evidence will take
 14 tomorrow?
 15 MS BLACKWELL: Certainly into the afternoon.
 16 THE CHAIRMAN: Right. I am not going to suggest we start
 17 late, better we finish early than start late and not
 18 finish early, I think.
 19 Is everybody happy with a 10.00 start?
 20 Very good, 10.00 it is.
 21 Thank you.
 22 (4.55 pm)
 23 (The Inquiry adjourned until 10.00 am the following day)
 24
 25

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