

<p>1 Thursday, 1 July 2021</p> <p>2 (10.00 am)</p> <p>3 THE CHAIRMAN: Good morning, everybody.</p> <p>4 MR MOSS: Good morning, sir. Our first witness is FE12.</p> <p>5 THE CHAIRMAN: Yes.</p> <p>6 FE12 (sworn)</p> <p>7 Questions from MR MOSS</p> <p>8 A. FE12, Metropolitan Police.</p> <p>9 MR MOSS: Officer, you are known by the cipher FE12. Could</p> <p>10 you please confirm your rank for the chairman?</p> <p>11 A. Yes, detective constable.</p> <p>12 Q. Is it right that you became a police officer around</p> <p>13 19 years ago?</p> <p>14 A. Yes, that's correct.</p> <p>15 Q. Has your whole service been with the MPS?</p> <p>16 A. Yes, it has.</p> <p>17 Q. You became a detective about four years into your</p> <p>18 service?</p> <p>19 A. Yes, that's right, yes.</p> <p>20 Q. So you have been in that role for about 15 years?</p> <p>21 A. Correct, yes.</p> <p>22 Q. When you became a detective, is it right that you</p> <p>23 initially worked on borough in local robbery, burglary</p> <p>24 and drug squads?</p> <p>25 A. That's correct, yes.</p> <p style="text-align: center;">Page 1</p>	<p>1 Q. Then for the last 12 years, is it right that you have</p> <p>2 worked for the serious and organised crime command in</p> <p>3 covert policing?</p> <p>4 A. Correct, yes.</p> <p>5 Q. What roles have you held during those 12 years?</p> <p>6 A. I have been a case officer for numerous jobs, including</p> <p>7 drugs and firearms trafficking, which was the main work</p> <p>8 that we were undertaking and still do.</p> <p>9 Q. Am I right in saying that is regional, national and</p> <p>10 international OCNs?</p> <p>11 A. Yes.</p> <p>12 Q. You say in your most recent witness statement that</p> <p>13 during your time on the serious and organised crime</p> <p>14 command you have undertaken a large number of training</p> <p>15 courses relevant to the covert policing arena. Can you</p> <p>16 tell us a bit about what that includes?</p> <p>17 A. That would include a surveillance course, standard</p> <p>18 surveillance course, rural surveillance, technical</p> <p>19 surveillance, that type of training.</p> <p>20 Q. Before getting into the narrative, I am just going to</p> <p>21 ask you briefly about a matter that arose yesterday.</p> <p>22 Your most detailed witness statement before this inquiry</p> <p>23 is the three-page statement that you have at divider 1.</p> <p>24 Sir, you have it as well in front of you, MPS70, and it</p> <p>25 is a typed witness statement. Do you see that?</p> <p style="text-align: center;">Page 2</p>
<p>1 A. I do, yes.</p> <p>2 Q. It has some gaps in it, some white spaces and we can see</p> <p>3 one of them at page 2.</p> <p>4 Roughly halfway down the page where it says from</p> <p>5 page 2, "Me, G and Jez Salisbury ..." Then there is</p> <p>6 a white gap there; do you see that?</p> <p>7 A. Yes, I do, yes.</p> <p>8 Q. Is it right that it came to your attention yesterday</p> <p>9 when you refreshed your memory from this statement that</p> <p>10 it should not actually have white gaps in it?</p> <p>11 A. That's correct, yes.</p> <p>12 Q. Is it right also that you have since seen your</p> <p>13 handwritten statement and you know that has been</p> <p>14 disclosed to core participants and the chairman has it</p> <p>15 in front of him?</p> <p>16 A. Yes.</p> <p>17 Q. Just one question, were you involved in typing up the</p> <p>18 witness statement, creating the version that has the</p> <p>19 gaps?</p> <p>20 A. No.</p> <p>21 Q. I am going to start then by asking you about your duty</p> <p>22 in respect of Operation Ankaa on 19 November 2015.</p> <p>23 You deal with this in your witness statement that is</p> <p>24 at divider 3, MPS2784, but there is no need to put it on</p> <p>25 the screen.</p> <p style="text-align: center;">Page 3</p>	<p>1 Is it right that you were deployed in an unmarked</p> <p>2 vehicle in plainclothes as a surveillance officer on</p> <p>3 that day?</p> <p>4 A. Yes, that's correct.</p> <p>5 Q. Who was the subject of that surveillance?</p> <p>6 A. It was Mr Ozcan Eren.</p> <p>7 Q. Did you complete the surveillance log for the</p> <p>8 deployment?</p> <p>9 A. I did, yes.</p> <p>10 Q. Is it right that, as you say at the bottom of page 1 of</p> <p>11 your witness statement, that at 12.44, you identified</p> <p>12 Ozcan Eren by sight?</p> <p>13 A. I did, yes.</p> <p>14 Q. Is it right that you had some familiarity with</p> <p>15 Ozcan Eren in November 2015?</p> <p>16 A. Yes, that's correct.</p> <p>17 Q. Were you familiar with other subjects of Operation</p> <p>18 Ankaa?</p> <p>19 A. I will have been, yes.</p> <p>20 Q. Does that include for example Sinan Ozger?</p> <p>21 A. Yes.</p> <p>22 Q. Cihan Eren?</p> <p>23 A. Yes.</p> <p>24 Q. To what extent were you familiar with them in</p> <p>25 November 2015?</p> <p style="text-align: center;">Page 4</p>

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<p>1 A. I will have had access to a briefing document,</p> <p>2 effectively, with their photographs on, they were part</p> <p>3 of the organised crime group that we were tackling at</p> <p>4 the time.</p> <p>5 Q. Further than their image, what about the intelligence,</p> <p>6 what was known about them, did you know anything about</p> <p>7 that?</p> <p>8 A. Yes, I mean I was aware that that organised crime group</p> <p>9 were involved in a dispute with another organised crime</p> <p>10 group and that they had access to and were often using</p> <p>11 firearms.</p> <p>12 Q. Moving then to 10 and 11 December, on the 11th you were</p> <p>13 posted to the Covert Monitoring Post, the CMP, is that</p> <p>14 right?</p> <p>15 A. That's correct, yes.</p> <p>16 Q. Did you receive any formal training before</p> <p>17 11 December 2015 on the use and operation of the</p> <p>18 equipment in a CMP?</p> <p>19 A. Before that date, no. However, I have since had formal</p> <p>20 training.</p> <p>21 Q. Looking at before 11 December, is it right that you had</p> <p>22 previously carried out work in a CMP on one occasion?</p> <p>23 A. That's correct, yes, I believe it was either 2009 or</p> <p>24 2010.</p> <p>25 Q. You describe it in your statement as "a proactive</p> <p style="text-align: center;">Page 5</p>	<p>1 operation that lasted a number of days"?</p> <p>2 A. Yes, that's correct.</p> <p>3 Q. For the avoidance of doubt, did that role provide you</p> <p>4 with any formal training?</p> <p>5 A. No.</p> <p>6 Q. You are the first officer that this inquiry has heard</p> <p>7 from who was able to hear the audio feed in the CMP.</p> <p>8 Could you please describe to the chairman the setting?</p> <p>9 A. Within the Covert Monitoring Post?</p> <p>10 Q. What room were you in?</p> <p>11 A. We were in a separate room from the main C3000 room,</p> <p>12 within that room was myself and four other officers,</p> <p>13 three officers who were designated as listening officers</p> <p>14 and then myself and DC Reddy, who was designated as the</p> <p>15 officers who would be passing the intelligence from that</p> <p>16 room to the TFC in the main room.</p> <p>17 Q. Help us imagine it, how large is this room?</p> <p>18 A. It wasn't particularly big. I suppose from the wall</p> <p>19 behind me to the lady in front of me, square.</p> <p>20 Q. Were you all sitting round one table, are you at</p> <p>21 separate tables, what does it look like?</p> <p>22 A. There were tables around the perimeter of the room, and</p> <p>23 we were all sat on chairs in the centre of the room.</p> <p>24 Q. Were you facing towards the tables towards the outside</p> <p>25 of the room, were you all facing away from each other?</p> <p style="text-align: center;">Page 6</p>
<p>1 A. Myself and DC Reddy were facing towards the table and</p> <p>2 then to my left-hand side were the three listening</p> <p>3 officers.</p> <p>4 Q. You and DC Reddy were able to speak to each other very</p> <p>5 easily, relatively easily?</p> <p>6 A. Yes.</p> <p>7 Q. So there were five of you in the room, you, DC Reddy and</p> <p>8 then three officers whose job it was to do what?</p> <p>9 A. To listen to the product coming from the probe.</p> <p>10 Q. Those officers, do you know their names? Two of them</p> <p>11 are known by cipher, I should say.</p> <p>12 A. Yes. So DC Hawthorn and FE24 and FE25.</p> <p>13 Q. FE24 and FE25, is it right that they were both there</p> <p>14 because they could speak Turkish?</p> <p>15 A. That's correct, yes.</p> <p>16 Q. The inquiry has heard in opening that there was no</p> <p>17 person in the role of CMP manager on that day. When you</p> <p>18 were tasked on the proactive operation that you</p> <p>19 described in 2009 or 2010, do you recall if then there</p> <p>20 was a CMP manager?</p> <p>21 A. No, there wasn't.</p> <p>22 Q. Are you otherwise aware of what the role of CMP manager</p> <p>23 is?</p> <p>24 A. I am now, yes.</p> <p>25 Q. At the time in December, were you aware of it?</p> <p style="text-align: center;">Page 7</p>	<p>1 A. No.</p> <p>2 Q. How would you describe what your role was then on</p> <p>3 11 December 2015?</p> <p>4 A. So my role was to take the product that was given to me</p> <p>5 by either FE24, FE25 or DC Hawthorn, take it to the room</p> <p>6 next door, the main room, C3000, and pass that</p> <p>7 information to the TFC.</p> <p>8 Q. Were you able to hear the product as it came in?</p> <p>9 A. From the listening officers or the product myself?</p> <p>10 Q. Were you able to hear what was being said in the Audi?</p> <p>11 A. Yes, so at some point within my time in that room I did</p> <p>12 listen to the product.</p> <p>13 Q. How does one listen to the product, is it headphones, is</p> <p>14 it speakers?</p> <p>15 A. There wasn't any speakers, it was headphones.</p> <p>16 Q. Do you know how many sets of headphones there were in</p> <p>17 that room?</p> <p>18 A. Initially there were three sets of headphones, one each</p> <p>19 for the three listening officers. And then there was</p> <p>20 either one or two extra sets of headphones that were</p> <p>21 brought to us by the technical support unit. I believe</p> <p>22 that was as a result of a live review feed not working</p> <p>23 correctly.</p> <p>24 Q. I will come to that in a moment, but after the live</p> <p>25 feed -- the replay of the feed was found not to work</p> <p style="text-align: center;">Page 8</p>

2 (Pages 5 to 8)

1 correctly, is it right then that it was seen that there
 2 was a need for you to be able to listen to the product?
 3 **A. Yes, I am not sure how that decision was reached but it**
 4 **seemed sensible to me that more ears were better.**
 5 Q. You have said that your role on that day was to take the
 6 product, a description of it, from the CMP room to
 7 DCI Williams?
 8 **A. Yes.**
 9 Q. When you were given one of these two extra sets of
 10 headphones, did you feel that your role had changed?
 11 **A. I didn't feel that way, no.**
 12 **I didn't sit there with the headphones on the whole**
 13 **time. It wouldn't have -- I wouldn't have been able to**
 14 **listen to what the officers were telling me, so I sort**
 15 **of dipped in and out as and when it was necessary.**
 16 Q. How would you know when it was necessary?
 17 **A. If, for example, a listening officer said what was said**
 18 **then? Or what is happening now? I would put the**
 19 **headphones on and only had it on one ear, so that the**
 20 **left hand was still available for the listening officers**
 21 **to tell me what they needed to tell me so I could write**
 22 **it down.**
 23 Q. To be clear, and it may just be the way you described
 24 it, but you just said that it might be said by one of
 25 the listening officers what was said then? And then you

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1 would put the headphones on, without any playback
 2 facility that would not allow you to find out what was
 3 just said, would it?
 4 **A. No, that's right.**
 5 Q. Is it the case that you always had one headphone in your
 6 ear and you were always able to listen to everything, or
 7 did you only put them on when told to put them on?
 8 **A. I certainly didn't have it on all the time. I can't**
 9 **recall every time I did it, what prompted it, but**
 10 **I certainly remember having the headphones on at some**
 11 **point during that day.**
 12 Q. If your role did change at all when these extra sets of
 13 headphones were brought in, it didn't change to the
 14 extent that you were constantly charged with listening
 15 to the product?
 16 **A. No, not at all.**
 17 Q. What briefing did you receive before you started work on
 18 that day?
 19 **A. There was a main briefing in the main room of C3000.**
 20 Q. Is that the one at 5.00 on the 11th?
 21 **A. It was, yes.**
 22 Q. Is it right also that you attended a briefing the day
 23 before at New Scotland Yard?
 24 **A. I did, yes, that's right.**
 25 Q. Did you take any notes in either briefing?

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1 **A. I don't believe so, no.**
 2 Q. Were you given any briefing documents to take away with
 3 you in either briefing?
 4 **A. I don't believe so.**
 5 Q. After those briefings, what did you know about the
 6 operation?
 7 **A. I was aware that it was -- there was a planned breakout**
 8 **of Izzet Eren from custody, by the organised crime group**
 9 **that we were seeking to deal with.**
 10 Q. To what extent did you know the detail of their plan?
 11 **A. Nothing more than was on the briefing.**
 12 Q. Were you told that there was anything that you should
 13 particularly be listening out for or that you should
 14 particularly pass on to Mr Williams?
 15 **A. Not that I can recall, no.**
 16 Q. Was any particular weight, for example, put on
 17 information involving firearms?
 18 **A. Not that I am aware of, but it seemed fairly obvious to**
 19 **me at the time that that would be an important piece of**
 20 **information that needed to be passed.**
 21 Q. Were you given any guidance on what notes you should
 22 keep during the operation?
 23 **A. No.**
 24 Q. Were you given any guidance on what particularly you
 25 should go and tell Mr Williams?

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1 **A. No, maybe I should clarify my intention was just to**
 2 **record everything and then tell the TFC everything.**
 3 Q. Were you aware of what notes your colleagues in the CMP
 4 were taking?
 5 **A. I was aware they were making notes.**
 6 Q. DC Hawthorn says in his witness statement -- we don't
 7 need to bring it up but it is MPS208 -- that he relayed
 8 to you what he heard and that you and DC Reddy completed
 9 notes. Was that your understanding, that you were
 10 essentially taking notes on his behalf?
 11 **A. Yes.**
 12 Q. Did you have any responsibility for analysing the
 13 product which you either heard or about which you were
 14 told?
 15 **A. No.**
 16 Q. Was your responsibility simply to note it down as best
 17 and as accurately as you could?
 18 **A. It was the way I understood it, yes.**
 19 Q. Were you in the CMP the whole time?
 20 **A. With the exception of the moments when I left the room**
 21 **to update the TFC, yes.**
 22 Q. You have already said that you were not listening to the
 23 feed the whole time you were in the CMP, so would it be
 24 right to say that you were primarily relying on what
 25 others listened to and what they told you?

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3 (Pages 9 to 12)

<p>1 A. Yes.</p> <p>2 Q. To what extent were you relying on what you heard</p> <p>3 yourself?</p> <p>4 A. Not a great deal.</p> <p>5 Q. Later in the hearing, on another day, the chairman will</p> <p>6 hear evidence from two experts who have prepared</p> <p>7 a transcript of what they believe was said by the</p> <p>8 individuals in the Audi, and I am not going to play that</p> <p>9 to you now, I am not even going to read the transcript</p> <p>10 to you.</p> <p>11 If the chairman later concludes that your notes do</p> <p>12 not reflect what was actually said by those in the Audi,</p> <p>13 am I right that you would say that that is not something</p> <p>14 you can comment on?</p> <p>15 A. I think that would be fair, yes.</p> <p>16 Q. Because you were only writing down what you were told to</p> <p>17 write down?</p> <p>18 A. Yes, I think that is fair, yes.</p> <p>19 Q. Would you be able to say now which bits of your notes</p> <p>20 came from what DC Hawthorn told you to write down and</p> <p>21 which bits you heard yourself when you had one of those</p> <p>22 headphones in one of your ears?</p> <p>23 A. I would say the majority if not all came from one of the</p> <p>24 three listening officers.</p> <p>25 Q. If I took you to a particular line and I said, "Where</p> <p style="text-align: center;">Page 13</p>	<p>1 did that come from?" Do you think six years later you</p> <p>2 would be able to help us?</p> <p>3 A. I wouldn't be able to help, no.</p> <p>4 Q. You were told the information by DC Hawthorn, FE24,</p> <p>5 FE25, or maybe you heard bits and pieces yourself, what</p> <p>6 did you then do with that information, what was your</p> <p>7 workflow?</p> <p>8 A. So I would write it down and then once DC Reddy had come</p> <p>9 back in the room, having given his update to the TFC,</p> <p>10 I would then leave the room and do the same with</p> <p>11 whatever had occurred whilst DC Reddy was out of the</p> <p>12 room.</p> <p>13 Q. Was there any person outside of the room apart from TFC,</p> <p>14 Mr Williams, whom you were telling?</p> <p>15 A. Initially, at the very beginning, the intention was to</p> <p>16 pass that information to FE19, but that very quickly was</p> <p>17 decided that wouldn't be happening because he was busy</p> <p>18 obtaining -- receiving intelligence from other sources.</p> <p>19 Q. We know, and I will come to it in a moment in a bit more</p> <p>20 detail, that the monitoring equipment was switched on at</p> <p>21 6.33 and you say very quickly it was decided that you</p> <p>22 wouldn't be telling FE19, how long after 6.33?</p> <p>23 A. It was a matter of minutes, so I don't know, maybe five</p> <p>24 minutes.</p> <p>25 Q. Before 7.00 am at the latest?</p> <p style="text-align: center;">Page 14</p>
<p>1 A. I would have thought so, yes. Yes.</p> <p>2 Q. How did you choose what information to pass on, because</p> <p>3 you didn't pass on everything, did you?</p> <p>4 A. I passed on whatever I took whilst DC Reddy was out of</p> <p>5 the room and I assume vice versa.</p> <p>6 Q. So between you and DC Reddy, it was your understanding</p> <p>7 that Mr Williams would know everything that either of</p> <p>8 you had in your notebooks?</p> <p>9 A. Yes.</p> <p>10 Q. When you did pass it on, did you give Mr Williams</p> <p>11 a summary or did you read him verbatim what you had</p> <p>12 written or something else?</p> <p>13 A. I read it verbatim from my notes.</p> <p>14 Q. How did you and DC Reddy share the work between you, how</p> <p>15 did you know when it was time he should go and time that</p> <p>16 you should go?</p> <p>17 A. To be honest it all happened fairly naturally, there</p> <p>18 seemed to be natural points at which he would leave the</p> <p>19 room and he would always say, "I will go now" and when</p> <p>20 he came back the same thing would happen. There were</p> <p>21 certainly times when we were both in the room at the</p> <p>22 same time, there might have been periods when there was</p> <p>23 nothing coming through that we had to write down, but it</p> <p>24 did seem to flow quite naturally that when he left and</p> <p>25 came back, if I didn't leave straight away, then I would</p> <p style="text-align: center;">Page 15</p>	<p>1 probably leave within a matter of minutes later.</p> <p>2 Q. So as soon as there was something worth telling</p> <p>3 somebody, you would go?</p> <p>4 A. Yes, that's right.</p> <p>5 Q. Were you and DC Reddy ever both out of the room at the</p> <p>6 same time as each other?</p> <p>7 A. No, never.</p> <p>8 Q. You say in your statement that you left 5 or 10 times to</p> <p>9 update DCI Williams; is that right?</p> <p>10 A. Yes. Yes.</p> <p>11 Q. Did you receive any instruction or briefing on the day</p> <p>12 or the days before 11 December on how to use the</p> <p>13 equipment in the CMP?</p> <p>14 A. Yes, on the day I was shown by, I believe, two officers</p> <p>15 from the technical support unit, how to start and stop</p> <p>16 the monitoring and how to use the live review function.</p> <p>17 I believe other officers who were in the room at the</p> <p>18 time had attended a previous briefing either the day</p> <p>19 before or in the days leading up to the 11th, which</p> <p>20 I think encompassed the same thing was the impression</p> <p>21 I got.</p> <p>22 Q. I don't understand why you got those instructions if</p> <p>23 there were only three sets of headphones, you were not</p> <p>24 ever meant to be listening to it, were you?</p> <p>25 A. I think it was purely to how to start and stop the</p> <p style="text-align: center;">Page 16</p>

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<p>1 monitoring and to live review, the officers -- the 2 technical support officers showed all of us in the room 3 how to work that equipment. 4 Q. So you were a spare pair of hands? 5 A. I suppose essentially, yes. 6 Q. Did you have a volume control that you could use? 7 A. I believe there was, yes. To be honest, I think it may 8 have been more than even the volume, I think there might 9 have been other balance dials or -- if we decided or 10 needed to we could adjust. 11 Q. Had you been shown how to use those balance dials? 12 A. I can't recall, I'm sorry. 13 Q. Would you have known how to use those balance dials? 14 A. From my memory it was a fairly standard equipment that 15 you would even have in your home hi-fi system, that type 16 of thing. 17 Q. Is it fair to say you presumed you would be able to use 18 it but no one showed you, or do you think maybe you were 19 shown? 20 A. We could have been shown, I just can't recall, I'm 21 sorry. 22 Q. The equipment was supposed to have a playback function 23 and the point of that is that if someone missed 24 something that they were listening to, they could listen 25 to it again?</p> <p style="text-align: center;">Page 17</p>	<p>1 A. That's correct, yes. 2 Q. Did you or the other four people in the room have the 3 opportunity to practice with the equipment before it 4 went live? 5 A. We were certainly shown how to live review. I can't 6 recall whether that was theoretical or whether there was 7 anything for us to listen to, I'm obviously conscious 8 that at that time there wouldn't have been anybody in 9 the vehicle for us to use that audio to listen to, if 10 that makes sense. 11 Q. Is it most likely that you were just shown the equipment 12 whole it was dormant, you were shown in theory how to 13 use it but you didn't actually practise? 14 A. That is my recollection, yes. 15 Q. Before the monitoring equipment was turned on, were you 16 confident in how to use it? 17 A. Yes. 18 Q. Did you feel prepared? 19 A. Yes. 20 Q. Did you ask any questions whilst being shown how to use 21 it? 22 A. I would imagine so, yes -- 23 Q. So you felt you understood it? 24 A. -- it would be natural for me to do. 25 Yes, and I felt more confident in the fact that</p> <p style="text-align: center;">Page 18</p>
<p>1 there were at least one, I believe two officers who had 2 been shown on a previous day as well, so that day, it 3 was more of a refresher for them as well. 4 THE CHAIRMAN: Have you used this type of equipment before? 5 A. Very similar, your Honour, yes. 6 MR MOSS: That is that date if 2009 or 2010? 7 A. Correct. 8 THE CHAIRMAN: Yes. 9 MR MOSS: Did the playback function work once the operation 10 had started? 11 A. No. 12 Q. Do you know now whether that was because of operator 13 error or because the equipment didn't work properly? 14 A. I am confident it will be because the equipment didn't 15 work properly, because as soon as it was discovered that 16 it wasn't working, I believe it was myself that left the 17 room and either informed FE19 or the TSU directly and 18 they came in to try and remedy the problem and they 19 couldn't. 20 Q. You accepted that it is most likely that you didn't hear 21 any audio coming through it when you were practising, 22 but you just theoretically learned how to do it. Does 23 it follow from that that you cannot say that it was 24 tested beforehand? 25 A. I really wouldn't be able to say.</p> <p style="text-align: center;">Page 19</p>	<p>1 THE CHAIRMAN: It cannot have been tested, can it, because 2 if it had been tested the malfunction of the playback 3 would have been apparent. 4 A. I assume so, sir. It might be a question better 5 directed to the TSU. My recollection was that they 6 showed me how to start and stop the monitoring and how 7 to use the live review function. 8 THE CHAIRMAN: Unless it was tested and the playback 9 function worked when it was tested and somehow ceased to 10 function between test and operation -- 11 A. Yes. 12 THE CHAIRMAN: -- it wasn't tested, is that a reasonable 13 inference? 14 A. It certainly is, sir, yes. I don't know whether the TSU 15 have a way of testing that equipment without having 16 audio come through, I really don't know. 17 MR MOSS: Sir, I think the technical evidence we will hear 18 from EG55 later. 19 Let me ask you this, FE12, did you make DCI Williams 20 aware that it was not working? 21 A. No, not personally, no. 22 Q. Do you know if anyone made him aware? 23 A. I don't know that for sure, no. 24 Q. When you had one of those headphones in your ear, how 25 would you describe the quality of the audio which you</p> <p style="text-align: center;">Page 20</p>

<p>1 heard?</p> <p>2 A. At parts I thought it was very clear. But as well as</p> <p>3 that, other parts I could barely understand anything</p> <p>4 that was being said. I think that was primarily because</p> <p>5 of the environment within the vehicle, I was struggling</p> <p>6 with a lot of rustling, so it sounded like rustling of</p> <p>7 clothing, people moving in seats, people overtalking</p> <p>8 each other. I think there was one instance where I was</p> <p>9 definitely listening where I remember plastic packaging</p> <p>10 being opened, I think it was from a mobile phone.</p> <p>11 Whilst that was happening I couldn't understand anything</p> <p>12 that was being said.</p> <p>13 Q. At the times when it was very clear, did it enable you</p> <p>14 to understand what was being said?</p> <p>15 A. It did, yes.</p> <p>16 Q. You kept a handwritten record?</p> <p>17 A. I did, yes.</p> <p>18 Q. It is 12 pages of notes?</p> <p>19 A. That's correct, yes.</p> <p>20 Q. Is it right that you created that contemporaneously?</p> <p>21 A. Yes, that's correct.</p> <p>22 Q. If we could please look at IPC296, which is tab 7, and</p> <p>23 start at page 2.</p> <p>24 You can see the bottom half of the page a vertical</p> <p>25 typed font and it is on each page and if we jump</p> <p style="text-align: center;">Page 21</p>	<p>1 forward, please, to page 5, you can see it most clearly</p> <p>2 there, you can see it is a stamp that says 9.33,</p> <p>3 11 December 2015?</p> <p>4 A. Yes.</p> <p>5 Q. That is an ATR timestamp, is it, an automatic time</p> <p>6 recorder?</p> <p>7 A. That's correct, yes.</p> <p>8 Q. Is it right that the chairman can be satisfied that all</p> <p>9 of your notes were written by that point, by 9.33?</p> <p>10 A. Yes, that's correct.</p> <p>11 Q. How do you know now what information from those notes</p> <p>12 you passed on to Mr Williams and what information you</p> <p>13 didn't?</p> <p>14 A. I can only know now from the entries I made in my</p> <p>15 statement, where I said that I can recall passing those</p> <p>16 specific pieces of information at least --</p> <p>17 Q. This is the statement at tab 1 which we have two copies</p> <p>18 of that you wrote on the 11, but obviously after 9.33?</p> <p>19 A. Yes, that's correct, yes.</p> <p>20 Q. Why didn't you make a note at the time about what you</p> <p>21 were telling Mr Williams?</p> <p>22 A. I think because it flowed naturally that I would just</p> <p>23 write down everything that I was hearing and then when</p> <p>24 I was out of the room, the same thing would be done by</p> <p>25 DC Reddy. So I assumed that when -- if you were to put</p> <p style="text-align: center;">Page 22</p>
<p>1 our two notes together, you would have appropriate gaps</p> <p>2 where one or other of us were out of the room.</p> <p>3 Q. You received no training or guidance on what you should</p> <p>4 make notes on and what you shouldn't, did you?</p> <p>5 A. No, my intention was to just write everything I was</p> <p>6 told.</p> <p>7 Q. In hindsight, it wouldn't be difficult to put a tick</p> <p>8 next to something you had passed on and not where you</p> <p>9 hadn't, or something like?</p> <p>10 A. Yes, I suppose in hindsight that would be helpful, yes.</p> <p>11 Q. You know now that Mr Williams did make notes, in fact</p> <p>12 you have a copy of those notes?</p> <p>13 A. Yes.</p> <p>14 Q. At the time did you know that he was making those notes?</p> <p>15 A. I was aware he was making notes, yes.</p> <p>16 Q. Did you see the notes that he was making at the time?</p> <p>17 A. No.</p> <p>18 Q. We are now going to go through the notes which you made,</p> <p>19 so this document on the screen, starting at page 2.</p> <p>20 I am going to ask, please, that you help us with</p> <p>21 your handwriting and you read through them entry by</p> <p>22 entry, and I will stop you as you go.</p> <p>23 While you are doing, so could we please also have on</p> <p>24 the screen MPS3577, starting at page 6. These are</p> <p>25 Mr Williams's notes and it is just the two left-hand</p> <p style="text-align: center;">Page 23</p>	<p>1 columns that we need, the time and the event, page 6 of</p> <p>2 that document.</p> <p>3 FE12, I make absolutely clear, you are not</p> <p>4 responsible for what Mr Williams wrote down but I am</p> <p>5 just going to ask through you to confirm that your notes</p> <p>6 tally up with his notes at certain points as best you</p> <p>7 can.</p> <p>8 If you could please start on page 2 of your notes,</p> <p>9 I think we are on page 5 there.</p> <p>10 It should be 6.33.</p> <p>11 A. My screen shows page 4, would you like me to refer --</p> <p>12 Q. If you please can turn to the first handwritten page you</p> <p>13 have got and now we have got it on the screen in front</p> <p>14 of us here as well. Thank you, Mr Coates.</p> <p>15 If you could slowly read that entry by entry and the</p> <p>16 time?</p> <p>17 A. 6.33, "Recording started/monitor."</p> <p>18 Q. Did you start the recording?</p> <p>19 A. I believe I did, yes.</p> <p>20 Q. Could you please carry on?</p> <p>21 A. 6.35, "Movement at the vehicle and clean the windows,</p> <p>22 turn left. You me and one more person, maybe some young</p> <p>23 uns in it. Is that all he said?"</p> <p>24 Q. Do we see a 14 next to, "is that all he said"?</p> <p>25 A. Yes.</p> <p style="text-align: center;">Page 24</p>

<p>1 Q. What does that mean?</p> <p>2 A. I don't know, I can't recall.</p> <p>3 Q. The next line?</p> <p>4 A. "My phone is dead."</p> <p>5 6.58 I believe that is -- 6.53, sorry, "Someone into</p> <p>6 V [vehicle] and breathing".</p> <p>7 6.54, "Someone else into V [ie the vehicle], I love</p> <p>8 this triple lining, going to get burned anyway."</p> <p>9 Q. If we pause there, we look across to the right-hand side</p> <p>10 of the screen, 6.55, we see a note that Mr Williams has</p> <p>11 made and he has attributed it to you, you see, FE12:</p> <p>12 "Two up at least in Audi."</p> <p>13 He says:</p> <p>14 "There is an intention to burn the vehicle later."</p> <p>15 I think that says?</p> <p>16 A. Yes.</p> <p>17 Q. Your note doesn't say, it says, "I love this triple</p> <p>18 lining, going to get burned anyway", we can see burned</p> <p>19 and burn, but two up, "at least in Audi", that's not in</p> <p>20 your note but Mr Williams attributes it to you?</p> <p>21 A. Right.</p> <p>22 Q. Do you think it is likely that you gave Mr Williams more</p> <p>23 information than what was in your note?</p> <p>24 A. It is possible, I just can't recall.</p> <p>25 Q. If Mr Williams had said to you for example how many</p> <p style="text-align: center;">Page 25</p>	<p>1 voices can you hear on the recording, would you have</p> <p>2 told him?</p> <p>3 A. If he had asked that, then yes, I would have answered</p> <p>4 that question, but I just don't recall him asking any</p> <p>5 questions.</p> <p>6 THE CHAIRMAN: Is it equally possible that you would have</p> <p>7 summarised to him, because when you make a note,</p> <p>8 "Someone else into vehicle", that is not something that</p> <p>9 is being said, it is something that you have deduced.</p> <p>10 A. Yes.</p> <p>11 THE CHAIRMAN: Might it be the case that when Williams wrote</p> <p>12 down "At least two in vehicle", you had said to him,</p> <p>13 "There are at least two people in the vehicle"?</p> <p>14 A. I was careful to read verbatim from my notes, sir, so</p> <p>15 I assume --</p> <p>16 THE CHAIRMAN: Right, so the answer is you have read</p> <p>17 verbatim from your notes and he has, as it were,</p> <p>18 interpreted them as his notes would suggest?</p> <p>19 A. One possible explanation, sir, yes.</p> <p>20 THE CHAIRMAN: Yes, thank you.</p> <p>21 MR MOSS: Was he asking you for further information for</p> <p>22 context?</p> <p>23 A. I don't recall him asking any questions, but, you know,</p> <p>24 it was quite some time now, I could be wrong.</p> <p>25 Q. If you could pick it up, please at 6.57?</p> <p style="text-align: center;">Page 26</p>
<p>1 A. 6.57 I believe that is a R, which would be for right,</p> <p>2 "Left, left again. Right and to the D".</p> <p>3 And then 6.58, "Sound of phone being turned on.</p> <p>4 "What is the credit number?"</p> <p>5 Q. Over the page, please.</p> <p>6 A. "Sounds of packaging being opened."</p> <p>7 And then 7.00 am -- 7, sorry:</p> <p>8 "Pressing numbers on a keypad, incoming phone</p> <p>9 ringing. Me G and Jez, Salisbury, we have got the whip</p> <p>10 [I believe is that the car, with a line through it] and</p> <p>11 everything in Selby."</p> <p>12 Q. If we pause there, and look across to 7.02 on the</p> <p>13 right-hand side:</p> <p>14 "FE12, intel at least three up in Audi."</p> <p>15 So it is the same question again, nothing of what</p> <p>16 you just read says three up in the Audi --</p> <p>17 A. Yes.</p> <p>18 Q. -- why do you think Mr Williams attributed that to you,</p> <p>19 if you are able to say?</p> <p>20 A. I don't know.</p> <p>21 Q. If you carry on, 7.03?</p> <p>22 A. 7.03, I believe that might say "WH" and then it is:</p> <p>23 "Best attack, two teams, don't bring the real ting.</p> <p>24 Even if you don't have the real ting, no one is going to</p> <p>25 let you bust it."</p> <p style="text-align: center;">Page 27</p>	<p>1 Then:</p> <p>2 "If the door don't open, you can shoot the lock</p> <p>3 three times. If we stop the van, if he presses the</p> <p>4 alarm, we are gone man."</p> <p>5 Q. If you go over to the top of the next page and just read</p> <p>6 the first line there, please.</p> <p>7 A. "Don't worry, we will shoot the fuck."</p> <p>8 Q. If we pause there and look at 7.06 on Mr Williams's</p> <p>9 note, "Discussion re bringing the real ting". You see</p> <p>10 he says that at 7.06:</p> <p>11 "Best attack two teams, discussion re bringing real</p> <p>12 ting, re firearm, shoot lock three times, if he presses</p> <p>13 ..."</p> <p>14 THE CHAIRMAN: Alarm.</p> <p>15 Q. Thank you, "... we are gone".</p> <p>16 Your note was:</p> <p>17 "Don't bring the real ting, even if you have the</p> <p>18 real ting, no one is going to let you bust it."</p> <p>19 Mr Williams writes, "Discussion re bringing the real</p> <p>20 ting".</p> <p>21 Do you think his note captures what yours did?</p> <p>22 A. It is certainly abbreviated.</p> <p>23 Q. Do you think it is missing quite an important bit, yours</p> <p>24 was, "Don't bring the real ting" and Mr Williams was,</p> <p>25 "Discussion re bringing the real ting"?</p> <p style="text-align: center;">Page 28</p>

7 (Pages 25 to 28)

<p>1 A. I think what I wrote down and then relayed to him 2 contradicts itself, so I don't know whether he has 3 abbreviated that -- I don't know. 4 Q. But you can be very confident looking back, can you, 5 that you would have read out every word in your 6 notebook? 7 A. Yes. 8 Q. If you please turn over the page and carry on. 9 THE CHAIRMAN: When you have -- sorry, yes. That is fine. 10 Yes. 11 MR MOSS: 7.05, 7.08? 12 A. I believe that's: 13 "Shift, he is worried about they know where he 14 lives." 15 Q. Page 4 of the document, please, Mr Coates. 16 A. "They have found his other address. We are waiting 17 outside [O/S is outside] Barry's house." 18 And then: 19 "Borat. 20 "Musky." 21 I believe that is 7.11, "Phone rings". 22 Q. Pause there and if we please go to the next page of the 23 right-hand document on the screen. We should see 7.15 24 attributed to you, incoming call, so that would tally up 25 with your notes, phone rings on yours, Mr Williams</p> <p style="text-align: center;">Page 29</p>	<p>1 writes, "Incoming call from Oz"? 2 A. Yes. 3 Q. Would you please carry on? 4 A. "Give me a call, let me know." 5 Q. "Astroturf"? 6 A. "Where the astroturf where the pub is, before the pub, 7 where want me to meet you." 8 Q. In the witness statement which you wrote, which we have 9 at tab 1, you list the strands of information that you 10 remember passing over, this is not one that you say you 11 remember passing over, but looking at your notes and 12 looking at Mr Williams's notes, do you think it is 13 likely that you did? 14 A. Yes, it would appear so, yes. 15 Q. If you now could turn over to the next page, top of 16 page 5 on the digital version and carry on? 17 A. "O is phoning me, bruv. I am going to do this because 18 he is on the other side. We've moved away from this 19 spot. Who was that? It was Oz. Only Oz has got his 20 numbers." 21 Then it goes on to: 22 "I don't want to be in this car, it will be burnt. 23 All we have got to do is light the seatbelts." 24 Q. Then your entry at 7.15? 25 A. "The main man, if it wasn't you doing this, I wouldn't</p> <p style="text-align: center;">Page 30</p>
<p>1 be here." 2 Q. Pausing there and I recognise there is a limit on the 3 extent to which you can account for Mr Williams's notes, 4 7.15, "The main man", there is nothing in Mr Williams's 5 notes to indicate that he was told that, either by you 6 or DC Reddy, do you think that is something you would 7 have passed on, you don't say you did in your statement? 8 A. I gave verbatim from my notes. My statement -- maybe 9 I should clarify now, my statement where I say that 10 I recall ... these are the entries I recall giving him, 11 they were not the only entries I gave him, they were 12 just the ones that I could recall at the time of writing 13 my statement. 14 Q. Do you think it is likely that you or DC Reddy would 15 have passed on the message relating to the main man? 16 A. I would have thought so, our intention between both 17 myself and DC Reddy was to read to him everything that 18 was in our notes. 19 Q. If we could continue at the top of the next page, page 5 20 of your handwritten notes, 6 on the digital version? 21 A. "Everyone knows me from Kem, Cem, Mert, Mehmet, Bradley. 22 "G is dropping off to Eren, that's the next whip. 23 "If we don't get him we are gone man. White Hart 24 Lane, near school astroturf, burn the car, go to the 25 yard."</p> <p style="text-align: center;">Page 31</p>	<p>1 Q. If we pause there and look at 7.20 on Mr Williams notes, 2 "Conversation recharging vehicles, burning one, 3 reference to Eren", it looks like that is a record 4 relating to that note which you passed on? 5 A. It would appear so, yes. 6 Q. Top of page 7. 7 Your note of 7.22? 8 A. "They are told not to do anything. Don't do -- if you 9 put a gun in their face, they can't press it. Make him 10 bust the door open." 11 7.30: 12 "We need to get there where the spot is near the 13 court." 14 7.27 -- 15 Q. If we pause there, and look at 7.23 on Mr Williams note, 16 "Put gun in face, can't press it, make him bust door 17 open, need to be in the place, spot near court by 7.30". 18 That seems to be that you took two different 19 messages there, your 7.22 and your 7.30 and they have 20 become one message in what Mr Williams recorded, does 21 that sound right? 22 A. Yes, quite possibly, yes. Yes. 23 Q. If you continue, please? 24 A. 7.30, "We need to get there ..." 25 Sorry, 7.27, "If we get in that situation, I will</p> <p style="text-align: center;">Page 32</p>

<p>1 just throw my wallet down and say all right, bruv".</p> <p>2 Q. I think in fairness to you, I should rephrase the</p> <p>3 question I just asked, it doesn't actually look like you</p> <p>4 made that note at 7.30, it looks like you made a note</p> <p>5 about what happened at 7.30, but you probably made it at</p> <p>6 7.22, that does tally with the time that Mr Williams</p> <p>7 wrote it down?</p> <p>8 A. Quite possibly, yes.</p> <p>9 Q. The next, 7.29?</p> <p>10 A. "Phone rings, near the roundabout, as soon as you bust</p> <p>11 that left, not the first, second."</p> <p>12 It looks like:</p> <p>13 "Coming from Wood Green, White Hart Lane, past the</p> <p>14 school, left, second left."</p> <p>15 Q. If we see 7.31 on what Mr Williams wrote from FE12,</p> <p>16 "Incoming telephone call directions to [something] of</p> <p>17 Audi in Wood Green area", so that would tally with your</p> <p>18 note?</p> <p>19 A. Yes, I assume it is "occupants of Audi", yes.</p> <p>20 Q. Thank you, if you please continue with your notes?</p> <p>21 A. 7.38, "Outside noise as if window open".</p> <p>22 7.39, "Someone O/S [outside] car".</p> <p>23 7.40, "Possibly someone back into car. Clicking</p> <p>24 sounds like a glove box".</p> <p>25 Then 7.42.</p> <p style="text-align: center;">Page 33</p>	<p>1 Q. Just pausing you there, 7.39, "Someone outside the car".</p> <p>2 We don't see anything and if we can maybe go to the next</p> <p>3 page of Mr Williams's notes on the right-hand side, we</p> <p>4 don't see anything in Mr Williams notes to do with</p> <p>5 someone being outside the car. Is that something that</p> <p>6 you would have passed on, should have passed on?</p> <p>7 A. Yes. Yes.</p> <p>8 Q. Do you think you did pass it on or DC Reddy did pass it</p> <p>9 on?</p> <p>10 A. As I say, our intention was to pass verbatim everything</p> <p>11 we wrote down and for the TFC to use it.</p> <p>12 Q. "Clicking sounds like a glove box", we see in your</p> <p>13 notes?</p> <p>14 A. Yes.</p> <p>15 Q. If we read across, I believe we do see those in</p> <p>16 Mr Williams's notes although I can't -- "Sounds of</p> <p>17 movement within the vehicle, including zips", so I think</p> <p>18 that is actually from the note you are about to read,</p> <p>19 7.42, if you please read that?</p> <p>20 A. "Give me a light, I don't know where I put it, I don't</p> <p>21 even know if I've got one. Lots of zips and clicking</p> <p>22 going on. I don't think you can get through here. It</p> <p>23 is not this road, it's the other one, innit."</p> <p>24 7.37, "Phone call in".</p> <p>25 Q. And over the page.</p> <p style="text-align: center;">Page 34</p>
<p>1 A. "First left, a one-way street, second left is not. Oh,</p> <p>2 you have found the first left.</p> <p>3 "What the fuck's happening bruv, why can't we find</p> <p>4 the road?"</p> <p>5 Then, "Laughs.</p> <p>6 "The road that we are supposed to be, can you get</p> <p>7 out that way? No, only right. Where we supposed to be</p> <p>8 going? Near the court, innit, where the tyre shop is.</p> <p>9 "Come down this way, straight across."</p> <p>10 Q. Over the page.</p> <p>11 A. "The bash up come from that way or that way."</p> <p>12 Q. If we pause at 7.53, "conversation of bash up and use of</p> <p>13 another vehicle", so that would seem consistent with the</p> <p>14 note that you made, at least in part?</p> <p>15 A. Yes. That's correct.</p> <p>16 Q. If you please continue with your note, 7.56?</p> <p>17 A. "Whispering or possibly smoking I am with you G man. G,</p> <p>18 you and me are outside, Oz knows we are on point.</p> <p>19 Listen to me, don't make me say it twice, you are not</p> <p>20 called G, you are called Ali, we are all called Ali.</p> <p>21 When I sound the horn, get in the car. Please just open</p> <p>22 the door."</p> <p>23 Then I have written times three, which I assume they</p> <p>24 have said that three times.</p> <p>25 Q. If we look across to 8.00 am bottom of the right-hand</p> <p style="text-align: center;">Page 35</p>	<p>1 page, "Believe Audi still two up, Oz knows we are on</p> <p>2 point". That would seem to be a version of what you</p> <p>3 said?</p> <p>4 A. Yes.</p> <p>5 Q. Page 11?</p> <p>6 A. 8.00 am, "A builder came out and pointed at the car.</p> <p>7 8.02, "Pull the cover up. Cover up. Window down?"</p> <p>8 8.05, "Phone rings.</p> <p>9 "Yo, we are waiting here, make sure, it could be</p> <p>10 here any time soon."</p> <p>11 Then, "Crossroads.</p> <p>12 "This what the road's called, second left, first</p> <p>13 right."</p> <p>14 Q. 8.08 on the right-hand document, "Incoming call, any</p> <p>15 time soon, this is the perfect place, reference to</p> <p>16 crossroads, there is a crossroad just north of Audi,</p> <p>17 believed two up, with [unknown male/one male] out on</p> <p>18 foot."</p> <p>19 With something out on foot?</p> <p>20 A. Something out on foot, yes.</p> <p>21 Q. That is the last reference, FE12, in Mr Williams notes</p> <p>22 to something which you told him, but I will ask please</p> <p>23 if you read the remaining two pages of transcript.</p> <p>24 A. "This is the perfect place to fucking ..."</p> <p>25 Then 8.09:</p> <p style="text-align: center;">Page 36</p>

<p>1 "Clunking/clicking noises." 2 8.13, "All these people need a haircut ..." 3 Then I put in brackets, "(talking about people 4 passing by?)" 5 8.17, "Beeping noise". 6 8.19, "Three beeps like a message incoming. 7 "Is it your phone or my phone?" 8 Then, "Phone key pad beeping". 9 8.28, "Sounds of a chainsaw or garden tools 10 outside". 11 8.48, "The phone rings. 12 "Yo." 13 Then it is, "BHM, BXF/X EH7, we are on court 14 anyway." 15 Q. What does that mean, all those letters? 16 A. There was letters which I assume is a registration 17 number being spoken of in the car, between an occupant 18 of the car and whoever was on the other side of the 19 phone call. 20 Q. Did you understand that at the time? 21 A. I did, but I think the listening officers were 22 struggling with the exact letters, so for example "BXF", 23 whether the X – somebody heard an H and somebody heard 24 a F, so I wrote down all the letters that were being 25 said to me.</p> <p style="text-align: center;">Page 37</p>	<p>1 Q. Thank you. 2 Finally, over the page, I think, top of page 13 of 3 the digital version. 4 A. 8.56, "Windows up/down, music on (Turkish music)." 5 8.57, "Phone rings, yo, okay, as you go in, first 6 door on your right. In the van he is in the first door 7 on your right half an hour." 8 Then 9.01, "Strike". 9 And 9.02, "Shots fired." 10 Q. What did you do after shots had been fired? 11 A. I think fairly quickly I believe FE19 came into the 12 room, along with I think officers from the technical 13 support unit and they were then we were instructed to 14 stop the monitoring. 15 Q. The briefing which you were given before the operation 16 began, did it cover evidential tipping points? Do you 17 know what I mean by that? 18 A. I do know what you mean by that, yes. 19 Q. Did it cover them? 20 A. I can't recall. 21 Q. I presume you cannot recall if it covered geographic 22 tipping points? 23 A. I don't believe so, but I honestly cannot recall. 24 Q. In the CMP, did anyone in that room have experience of 25 OCN slang?</p> <p style="text-align: center;">Page 38</p>
<p>1 A. Yes. 2 Q. Particularly in relation to firearms? 3 A. Yes, I mean certainly myself and David -- DC Reddy and 4 DC Hawthorn, I am not sure of the experience of FE24 and 5 FE25, so I couldn't comment. 6 Q. You have already said that it wasn't your role to 7 analyse the product, it was your role to pass it on 8 verbatim? 9 A. Yes. 10 Q. Was it therefore of any help that you were familiar with 11 OCN slang? 12 A. I would assume it would help, yes. 13 Q. In what way? 14 A. If I was asked a question about it, I would be able to 15 give my opinion. 16 Q. Do you think you were asked any questions, do you 17 remember? 18 A. I can't recall, I don't believe so but I can't recall. 19 Q. You made a witness statement on 11 December 2015, 20 a three-page statement that we have already referred to. 21 It is the statement that you made immediately after 22 events. 23 In the fourth paragraph, in line with the bottom 24 hole-punch in your hard copy you say you "were 25 responsible for relaying the key parts of the</p> <p style="text-align: center;">Page 39</p>	<p>1 intelligence product direct to the senior investigating 2 officer, the SIO", do you see that? 3 A. Yes. 4 Q. As you said you gave the information to DCI Williams? 5 A. That's right. 6 Q. We know he is the TFC not the SIO? 7 A. I do, yes. 8 Q. Did you understand at the time that he was the SIO? 9 A. I did, yes. That he was the TFC? 10 Q. Did you think he was the SIO? 11 A. No, I thought he was the TFC, I knew him to be the TFC. 12 Q. DC Reddy in his witness statement, I will not bring it 13 up, has made the same error. What caused you to both 14 write it down? 15 A. Certainly it is obviously an error from me. I could 16 think borne out of the fact that he was the most senior 17 officer I was giving the information to, that I was 18 speaking to on that day. 19 Q. Did you and DC Reddy prepare your statements together? 20 A. We were possibly in the same room but we were given 21 non-conferring instructions, so we didn't confer. 22 THE CHAIRMAN: You both made the same mistake quite 23 coincidentally? 24 A. Yes, sir, yes. 25 THE CHAIRMAN: Yes.</p> <p style="text-align: center;">Page 40</p>

<p>1 MR MOSS: Sir, I have no further questions for FE12. Do you 2 have any? 3 THE CHAIRMAN: No, thank you. 4 MR MOSS: Sir, there may be other questions from CPs but 5 they need five minutes to take instructions. Could 6 I suggest we rise now and it may be possible to release 7 FE12, but in any event we need time to reset the room 8 for the next witness. 9 THE CHAIRMAN: If FE12 is not to return, then clearly he 10 doesn't need to, shall we just take an extended morning 11 break to -- I mean it is a bit early. 12 MR MOSS: It is. 13 THE CHAIRMAN: But if we don't do it now, we will have to do 14 it soon anyway, so we might as well reconfigure the 15 room. 16 MR MOSS: Or we could take five minutes so core participants 17 could take instructions and then we know where we stand. 18 THE CHAIRMAN: Would you prefer to do that. 19 MR MOSS: I don't mind. 20 THE CHAIRMAN: It is your call, it's your witness. 21 MR MOSS: We will take 5 minutes. 22 THE CHAIRMAN: Five minutes, thank you. 23 (10.48 am) 24 (A short adjournment) 25 (10.55 am)</p> <p style="text-align: center;">Page 41</p>	<p>1 MR MOSS: Sir, Mr Butt has an application. 2 THE CHAIRMAN: Yes. 3 Application by MR BUTT 4 MR BUTT: Sir, the witness has told the inquiry that he was 5 not at the time trained to work in a CMP. 6 THE CHAIRMAN: Yes. 7 MR BUTT: I thought it would assist you if he was asked, now 8 that he is trained, would it have changed how he 9 conducted himself that day, now with the training would 10 he have done anything differently, and if so what? 11 THE CHAIRMAN: I don't see how that assists me. I am quite 12 prepared to accept that he wouldn't have done anything 13 differently. I am just as interested not simply in the 14 end product -- 15 MR BUTT: Absolutely. 16 THE CHAIRMAN: -- but the issues which may give rise for 17 concern en route. The absence of training, even if it 18 didn't have a consequence, is something which I may want 19 to comment upon. 20 MR BUTT: Sir, without doubt, as a public inquiry rather 21 than an inquest we are not confined to causative 22 questions, if that is where the extent of the evidence 23 goes. 24 THE CHAIRMAN: I don't see how it can go any further, can 25 it?</p> <p style="text-align: center;">Page 42</p>
<p>1 MR BUTT: If it were to be suggested that things should have 2 been done that were not done as a consequence of the 3 training, then the question might be relevant. If the 4 matter that you are interested in -- 5 THE CHAIRMAN: If it arises during the course of any 6 questioning of the expert, then he can be recalled to 7 deal with it. 8 MR BUTT: Sir, thank you very much. That is certainly 9 sufficient for my purposes. 10 THE CHAIRMAN: I think is that probably the best way to deal 11 with it. 12 Does anybody wish to make any observations to the 13 contrary? 14 No. 15 MR MOSS: Sir, we would be content to deal with it in that 16 way. 17 THE CHAIRMAN: Everybody else content? 18 Yes, thank you very much. 19 MR MOSS: Sir, in which case the next witness is Mr Gilmour 20 but we do need a full break I am afraid now to get the 21 room ready for that. 22 THE CHAIRMAN: Right. Thank you. 23 11.15 or do we need a bit more to get the room 24 ready? 25 MR MOSS: I think 11.15 is fine.</p> <p style="text-align: center;">Page 43</p>	<p>1 THE CHAIRMAN: Thank you. 2 (10.59 am) 3 (A short adjournment) 4 (11.16 am) 5 THE CHAIRMAN: Yes. 6 MS BLACKWELL: Thank you, sir. The gentleman in the witness 7 box is Detective Chief Superintendent Brendan Gilmour. 8 May he be sworn, please? 9 THE CHAIRMAN: Yes, he may. 10 MR BRENDAN GILMOUR (sworn) 11 Questions from MS BLACKWELL 12 MS BLACKWELL: Thank you. Are you Brendan Gilmour? 13 A. I am. 14 Q. Mr Gilmour, I am going to begin my questioning of you by 15 taking you through your training and experience in the 16 Metropolitan Police Service. 17 It may assist if you turn behind divider 2 in our 18 bundle. 19 Sir, this is a witness statement provided by 20 Mr Gilmour, who was previously known by the cipher FE15, 21 on 15 December 2015. 22 You joined the Metropolitan Police Service in 1991? 23 A. That's correct. 24 Q. The majority of your service has been as a detective? 25 A. That's correct.</p> <p style="text-align: center;">Page 44</p>

<p>1 Q. You have served in various posts, as a detective 2 constable, detective sergeant, detective inspector, 3 a detective chief inspector, detective superintendent 4 and now detective chief superintendent? 5 A. That's correct. 6 Q. Those roles have included murder investigation teams, 7 Covert Human Intelligence Source Unit, Directorate of 8 Professional Standards, the National Crime Squad, the 9 Serious Organised Crime Agency, the MPS Counter 10 Terrorism Command, Specialist and Economic Crime 11 Directorate, staff officer to assistant commissioner and 12 your role as it was in December 2015. 13 Could you take us through, please, what that role 14 was and for how long you had held that in December 2015? 15 A. Yes, of course. 16 So my role at that time was detective superintendent 17 on the organised crime command, also referred to as 18 SCD7, and I was the officer in charge of the teams known 19 as the central task force. 20 The central task force is a unit that undertakes 21 proactive covert operations against organised crime 22 groups concerned in serious offences, which included 23 offences relating to firearms, money laundering, drugs, 24 kidnap, extortion, those sorts of offences. 25 Q. Yes, and I think you took up that post in</p> <p style="text-align: center;">Page 45</p>	<p>1 September 2015, didn't you? 2 A. I did, sir, that's correct. 3 Q. As detective superintendent for that unit, was it your 4 responsibility to ensure the effective delivery of 5 operations in support of the MPS strategic objectives in 6 preventing and detecting crime? 7 A. That's correct. 8 Q. How was the central task force structured at that time? 9 A. At that time, sir, the central task force was structured 10 at two locations, one based in east London and one based 11 in south-east London. Two teams at each location, the 12 staffing profile for each location was that I had one 13 DCI at each location -- in fact, if I could just 14 explain, they were both exactly the same. 15 Q. Yes, please? 16 A. At each location there was one DCI, two detective 17 inspectors, four detective sergeants, and approximately 18 32 detective constables and then a small number of 19 police staff in supporting roles, and that was 20 replicated at the other branch, the other location. 21 Q. Right, with similar numbers? 22 A. Exactly, yes. 23 Q. Thank you. 24 You were the line manager of Mr Williams, weren't 25 you?</p> <p style="text-align: center;">Page 46</p>
<p>1 A. That's correct, sir. 2 Q. He in turn was the line manager of Mr Murray? 3 A. That is correct. 4 Q. What did your oversight of those officers look like, 5 what did it include? 6 A. So I obviously engaged with both officers quite 7 extensively in my role as the superintendent in charge 8 of those units, I would have regular conversations with 9 each of them about different things. So with 10 DCI Williams it would generally be about the running of 11 the unit, the teams. That would involve conversations 12 around finance, training, welfare, professional 13 standards, performance as well, so all of the general 14 things that you would expect a manager to speak to one 15 of their management team about. 16 Then with Rob Murray, my conversations with 17 DI Murray tended to be more around the tactical delivery 18 of the investigations that he was running. 19 Q. Yes: 20 A. The investigative objectives, but -- and a lot of my 21 engagement with DI Murray would have been as 22 a consequence of my role as an authorising officer for 23 directed surveillance and also supporting Police Act 24 applications as well for property interference. 25 Q. Right, because at the time you were an accredited</p> <p style="text-align: center;">Page 47</p>	<p>1 authorising officer, weren't you -- 2 A. That's correct, sir. 3 Q. -- for the purposes of authorising the use of directed 4 surveillance? 5 A. That's correct. 6 Q. Within the provisions of RIPA, as it then was? 7 A. Yes. 8 Q. Part of your role required you to consider those 9 applications? 10 A. That's correct, sir. 11 Q. Were you also required to supervise applications and 12 indicate whether or not you were prepared to support the 13 proposed activity? 14 A. For specifically part 3, Police Act applications, 15 obviously the authorising rank for part 3 is in the Met, 16 an assistant commissioner, but a Metropolitan Police 17 protocol is that the superintendent would make 18 a recommendation to the assistant commissioner. 19 Q. Right, yes. 20 Applications within the Act included requests to 21 covertly interfere with property in furtherance of 22 proactive policing operations? 23 A. That's correct, sir. 24 Q. You were also, by December 2015, an accredited strategic 25 firearms commander?</p> <p style="text-align: center;">Page 48</p>

12 (Pages 45 to 48)

<p>1 A. That is correct.</p> <p>2 Q. Because, as the inquiry has heard, you attended the</p> <p>3 strategic firearms gold command course at the College of</p> <p>4 Policing on 30 November 2015?</p> <p>5 A. I did.</p> <p>6 Q. Upon successful completion of the course, there was</p> <p>7 a requirement that, when you returned to the MPS, you</p> <p>8 engaged in a period of shadowing an experienced SFC?</p> <p>9 A. That's correct, sir.</p> <p>10 Q. Your period of shadowing commenced on Monday,</p> <p>11 7 December, and you were in that position shadowing</p> <p>12 Detective Superintendent Turner on Friday, 11 December?</p> <p>13 A. That's correct.</p> <p>14 Q. Thank you.</p> <p>15 Just before we leave the central task force setup,</p> <p>16 what would you say at the time in which the inquiry is</p> <p>17 interested, were Mr Williams's responsibilities in the</p> <p>18 role that he held?</p> <p>19 A. Specifically in relation to Operation Utara and Ankaa</p> <p>20 or --</p> <p>21 Q. No, within the central task force at the time.</p> <p>22 A. Apologies.</p> <p>23 So Mr Williams's role was to manage that branch,</p> <p>24 that location, those two teams. And, as I mentioned</p> <p>25 earlier, that was around ensuring the proper conduct of</p> <p style="text-align: center;">Page 49</p>	<p>1 the investigations, managing the workload, training</p> <p>2 requirements, funding. All of those things.</p> <p>3 Q. Right.</p> <p>4 Let's move on then, to deal with Operation Utara,</p> <p>5 please.</p> <p>6 The inquiry has heard that this was a large and</p> <p>7 long-running operation within the central task force.</p> <p>8 How much were you aware of the operation itself and what</p> <p>9 was your level of involvement?</p> <p>10 A. So, I was aware of Operation Utara in relatively good</p> <p>11 detail. And the reason that I was is that when I came</p> <p>12 into post in September 2015 I undertook a review of all</p> <p>13 of the operations that all of my teams were running, to</p> <p>14 get an understanding as the superintendent of the</p> <p>15 workload, where some of the risk may sit, resource</p> <p>16 demands, that sort of thing.</p> <p>17 So Utara was one of those operations that I reviewed</p> <p>18 with Mr Williams, and Mr Murray, and I got a very good</p> <p>19 understanding of the operation. I obviously understood</p> <p>20 it was focusing on Turkish organised crime,</p> <p>21 predominantly in north London, but occasionally</p> <p>22 affecting other parts of London and elsewhere.</p> <p>23 I was also, as mentioned earlier, the authorising</p> <p>24 officer for directed surveillance --</p> <p>25 Q. Yes.</p> <p style="text-align: center;">Page 50</p>
<p>1 A. -- authority, so that gave me a very good insight into</p> <p>2 Operation Utara as well, because those authorities</p> <p>3 contained a lot of detail.</p> <p>4 Q. Just so the inquiry has an idea of workload, you</p> <p>5 mentioned that this was one of a number of operations</p> <p>6 that were up and running when you came into post in</p> <p>7 September 2015.</p> <p>8 Roughly speaking, how many operations were being</p> <p>9 handled by the central task force at that time?</p> <p>10 A. Between the two locations I can't be precise, but</p> <p>11 I would estimate about 14.</p> <p>12 Q. Right.</p> <p>13 A. So seven at each location.</p> <p>14 Q. Was that in your experience, both coming into the role</p> <p>15 and what you learned whilst you were present in the</p> <p>16 role, an average number that you would expect to be</p> <p>17 dealt with by both parts of the team?</p> <p>18 A. That is correct, sir. And obviously my responsibility</p> <p>19 was to make sure that the resources within those</p> <p>20 locations, within those teams, could cope with that</p> <p>21 workload. It is probably worth me saying that those</p> <p>22 operations were at various stages of maturity as well.</p> <p>23 So some looked like Operation Utara, which was quite</p> <p>24 resource intensive and quite a busy operation. Others</p> <p>25 were in development and didn't require as much resource.</p> <p style="text-align: center;">Page 51</p>	<p>1 Q. Understood.</p> <p>2 How and when did you become aware that there may be</p> <p>3 an attempt to spring Izzet Eren from custody?</p> <p>4 A. I believe I was told by Neil Williams, and I think that</p> <p>5 that is what I put in my statement. I am fairly sure it</p> <p>6 was Neil.</p> <p>7 When I did find out? I was on annual leave for the</p> <p>8 last week of October 2015, because it was half term, so</p> <p>9 I resumed duty on I believe 3 October.</p> <p>10 THE CHAIRMAN: November?</p> <p>11 MS BLACKWELL: 3 November?</p> <p>12 A. Apologies, 3 November. I can't remember exactly when</p> <p>13 I was told, but I certainly knew before 10 November.</p> <p>14 I wouldn't have known any earlier than the 3rd.</p> <p>15 Q. So some time that week?</p> <p>16 A. Some time that week.</p> <p>17 Q. Thank you.</p> <p>18 Let's look, please, if we may, at the witness</p> <p>19 statement that we have open before us, and the relevant</p> <p>20 part in terms of this stage of the operation. I am</p> <p>21 going to read from the bottom of page 2:</p> <p>22 "In October 2015, I was made aware that my officers</p> <p>23 had arrested Izzet Eren, brother of Ozcan Eren, and</p> <p>24 Erwin Gyamfi, both males had been stopped by armed</p> <p>25 police vehicles in Haringey. They were found to be in</p> <p style="text-align: center;">Page 52</p>

<p>1 possession of a loaded Skorpion sub-machine gun and 2 a loaded handgun and the safety catches on both weapons 3 were off. The motorbike on which they were travelling 4 had been stolen." 5 Just pausing there, before you went on annual leave, 6 and some time between then and 13 October, so some time 7 within that period of two weeks, did you become aware of 8 the arrest of Izzet Eren and Erwin Amoyaw-Gyamfi? 9 A. Yes, I did, sir. 10 Q. When you became aware of that arrest, were you also told 11 of the circumstances in which the arrest had taken 12 place? 13 A. I was, yes. 14 Q. You then go on to say: 15 "On 1 November 2015 Eren and Gyamfi appeared at Wood 16 Green Crown Court and pleaded guilty to possession of 17 firearms with independent to endanger life." 18 We know that that is not the correct date. The date 19 that they appeared at court was 29 October, but that is 20 a mistake which has been seen by the inquiry across 21 different types of applications and documents. 22 Were you relying on somebody else giving you that 23 date? 24 A. I must have been, sir, yes. 25 Q. Did you ever have any cause to check its accuracy?</p> <p style="text-align: center;">Page 53</p>	<p>1 A. I didn't. 2 Q. Right. But you accept now that it is -- it was wrong? 3 A. I do. I do, I think it is a Sunday. 4 Q. Right. 5 So some time in the first week of November you 6 became aware that Mr Williams had intelligence about the 7 proposed escape attempt? 8 A. That's correct, sir. 9 Q. Did you also become aware that an abortive attempt had 10 been made to effect his escape on 29 October, on the 11 date that they had appeared at court? 12 A. I can't recall having that information at that time. 13 Q. Right. But you did become aware of it at some point? 14 A. Subsequently, yes. 15 Q. Right. 16 Are you able to assist the inquiry with the route by 17 which that information came to you? 18 A. Apologies, the information about the -- 19 Q. The aborted escape. 20 A. The aborted attempt. I'm sorry, I can't recall, sir. 21 Q. When you were provided with the information and 22 intelligence from Mr Williams, do you think you would 23 have discussed that, not only with him but also with 24 Mr Murray? 25 A. I think in all likelihood, yes. I would, but I can't</p> <p style="text-align: center;">Page 54</p>
<p>1 recall a specific conversation with Mr Murray about it. 2 Q. Right. 3 Was your office based in the same geographical 4 location as that of Mr Williams and Mr Murray? 5 A. No, it wasn't. So my office was in central London and 6 they were based in east London. 7 Q. Was the majority of the communication that you had with 8 him over the telephone? 9 A. Yes, it would have been. 10 Q. Right. 11 I would just like to pause in the chronology to ask 12 you about your knowledge and position on separation of 13 roles. 14 The inquiry has heard some evidence about the 15 separation of roles in relation to, in particular, the 16 SIO of the investigative side of an operation and the 17 tactical firearms commander. Let's just remind 18 ourselves, please, of the APP guidance on this. It is 19 at COP24, page 4. It is the second paragraph down: 20 "The function of the strategic firearms commander 21 ... or tactical firearms commander ... must not be 22 undertaken by the senior investigating officer 23 responsible for the investigation of the offence(s) for 24 which the firearms operation is being conducted." 25 Is that something that you were aware of in</p> <p style="text-align: center;">Page 55</p>	<p>1 December 2015? 2 A. I had an awareness of it in September 2015, obviously as 3 a consequence of going on my strategic firearms 4 commander course I had a far greater awareness after 5 that, but I had an awareness. 6 Q. Do we take it from what you have said that you had 7 already completed a tactical firearms commanders course 8 or did you simply take the strategic one? 9 A. I only took the strategic firearms commander's course, 10 but I was familiar with firearms operations through 11 previous roles that I had undertaken and I had 12 an awareness of the need for separation of roles, but 13 not to the extent that I had after doing the SFC course. 14 Q. Right. 15 Could we take that down, please, and have a look at 16 IPC79, at page 24, and see what the MPS SOP has to say 17 about separation of roles. It is really paragraphs 6.9 18 and 6.10: 19 "Where AFOs are being deployed, the provisions of 20 Article 2 ECHR and the positive obligation to protect 21 life must take precedent over any other imperative. 22 "In operations involving the deployment of AFOs, it 23 is essential that objectivity and oversight are clearly 24 demonstrated in the decision-making process. Separation 25 of roles and clarity of responsibility is essential to</p> <p style="text-align: center;">Page 56</p>

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<p>1 the provision of effective command and tactical advice. 2 Where tactical advice is required by a commander, this 3 advice should be independent. The tactical adviser 4 should be independent of the command structure and not 5 part of the operational deployment. The function of the 6 strategic or tactical firearms commander must not be 7 undertaken by the senior investigating officer 8 responsible for the investigation of offences for which 9 the firearms operation is being conducted. It is the 10 responsibility of the strategic firearms commander to 11 satisfy themselves that the tactical plan is capable of 12 meeting the strategic aims of the operation, and that 13 the provisions of Article 2 ECHR (positive obligation to 14 protect life) take precedence." 15 Thank you. 16 So as at December 2015, and upon your completion of 17 the course, you were aware that there needed to be 18 a separation of roles as between the senior 19 investigating officer and the tactical firearms 20 commander? 21 A. That is correct, sir, yes. 22 Q. You would also, I am going to suggest, have been aware 23 of the provisions of Article 2? 24 A. That's correct. 25 Q. And the positive obligation to protect life having to</p> <p style="text-align: center;">Page 57</p>	<p>1 take precedence over any other imperative? 2 A. Yes, absolutely. 3 Q. Thank you. 4 We can take that down now. 5 You have mentioned the date of 10 November as being 6 a date by which you were certainly aware of the 7 operation and indeed of the birth really of Operation 8 Ankaa, which was being considered, I am going to 9 suggest, by those within your command structure. We 10 know that a meeting was called on 10 November 2015. 11 How did you come to be invited to that meeting, 12 Mr Gilmour? 13 A. I can't remember specifically who invited me, sir. 14 I became aware of the meeting and recognising that I was 15 shortly to go on my strategic firearms commander's 16 course and recognising there was a possibility that 17 Operation Utara -- Ankaa as it became -- could be 18 a firearms operation -- 19 Q. Yes. 20 A. -- I took the opportunity to sit in on that meeting, to 21 start becoming familiar at the earliest possible stage 22 with the thought process around the authorisation of 23 firearms. 24 THE CHAIRMAN: You probably didn't need an invitation, you 25 could have decided, couldn't you, I am going for my</p> <p style="text-align: center;">Page 58</p>
<p>1 training, I might as well -- it would be a good idea to 2 go and see how these things work? 3 A. Yes, sir, correct. 4 THE CHAIRMAN: Did you receive an invitation? 5 A. I don't recall receiving an invitation. And, yes, 6 I probably just would have assumed that it would be 7 perfectly okay for me to go along, particularly as I am 8 the superintendent. 9 THE CHAIRMAN: And a good thing? 10 A. And absolutely a good thing for me, yes. 11 Thank you, sir. 12 THE CHAIRMAN: Yes. 13 MS BLACKWELL: I have suggested that the birth of Operation 14 Ankaa began at a time prior to 10 November. In fairness 15 to you, the inquiry has heard some evidence, and is 16 likely to hear more evidence, that by 5 November 17 an application had been made by Mr Murray to the TSU, in 18 order to get the ball rolling in relation to 19 an application to insert a probe into the Audi vehicle, 20 which had by that stage been identified. 21 With that in mind, are you able to establish in your 22 own mind, and assist the inquiry, with when you first 23 became aware of the proposal of a firearms operation to 24 take place on the next occasion that Mr Eren was due to 25 appear in court?</p> <p style="text-align: center;">Page 59</p>	<p>1 A. I was aware of conversations before 10 November. 2 Q. Between whom? 3 A. I can't remember exactly but I think -- I am confident 4 in saying probably between myself and Neil Williams, and 5 possibly between myself and Rob Murray, but those 6 conversations would have been around the possibility of 7 needing additional resource, the planning potentially 8 involved, how that would impact on the other work that 9 the central task force were doing. 10 Q. Right. 11 You have answered some questions from the chair 12 about the purpose of your attendance at the meeting and 13 the role that you imagined you would take perhaps in the 14 future when you attended. Was there anything about your 15 position as line manager to Mr Williams that influenced 16 your decision to attend this meeting? 17 A. Not specifically, not directly my line management role 18 to Mr Williams, but I was influenced obviously by my 19 role as superintendent in charge of those teams to have 20 an awareness of increased demand on those teams, so as 21 I could then start thinking about additional resources 22 or support required. 23 Q. Yes, so there was that additional advantage of you being 24 present there? 25 A. Yes.</p> <p style="text-align: center;">Page 60</p>

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<p>1 Q. You deal with your recollection of the meeting at the 2 bottom of page 3 of your witness statement. You 3 confirm: 4 "It was decided that a meeting would be held with 5 a strategic firearms commander [we know that was 6 Mr Turner], a tactical firearms commander [Mr Williams], 7 tactical adviser [S48], and the SIO [Mr Murray]." 8 You say you attended the meeting in the capacity of 9 observer, and during the meeting what was discussed, 10 according to your witness statement, were: 11 "General tactics which could be considered to safely 12 prevent the planned escape occurring." 13 You said this: 14 "I recall a significant emphasis being placed on 15 early intervention by arresting the suspects prior to 16 any violence being used to free the prisoners." 17 Do you see that? 18 A. I do. 19 Q. What did you mean by that? 20 A. I -- so I used the word "intervention" not in the 21 context of APP or firearms tactics. I was saying it 22 from an early disruption perspective, rather than 23 a firearms tactic. 24 Q. You may be aware there has been significant discussion 25 about the difference between intervention and</p> <p style="text-align: center;">Page 61</p>	<p>1 interception? 2 A. I am aware, sir. 3 Q. Yes. 4 So what you were recording here was the significant 5 emphasis that was discussed at the meeting about 6 arresting the suspects prior to them -- I am going to 7 suggest it was before they got close to the prison van? 8 A. That's correct, sir. 9 Q. Right. 10 You say: 11 "Discussion also took place about measures and 12 tactics." 13 What measures and what tactics? 14 A. Specifically in relation to the Serco employees? 15 Q. You do go on to say: 16 "Which could be applied to reduce the risk to Serco 17 employees ..." 18 A. Of course. 19 Q. "... police officers, members of the public and 20 suspects." 21 What measures and tactics were being discussed in 22 the course of the meeting? 23 A. So the measures, from memory, really focused on those 24 early opportunities or opportunities to identify at the 25 earliest opportunity those involved in order to find</p> <p style="text-align: center;">Page 62</p>
<p>1 other ways, other reasons to arrest them, to prevent 2 this escape taking place. 3 Q. Yes. 4 A. Potentially to find the firearm, I do recall quite a lot 5 of conversation about how we could develop our 6 intelligence in order to locate the firearm and remove 7 that. And, again, that potentially could disrupt the 8 planned event on the 11th. 9 So those -- intelligence gathering, filling the 10 gaps, they were the measures really that were being 11 talked about, and then tactics which could be applied to 12 reduce the risk are all of the things that I suspect you 13 have heard about during the proceedings so far, but it 14 was about tipping points, you know, absolutely not 15 allowing the van and the subjects, wherever they would 16 be, to get close to the van or attack the van. 17 Q. Did you take any notes during the course of this 18 meeting? 19 A. No, I didn't. 20 Q. Did you make any notes afterwards? 21 A. No, I didn't. 22 Q. We know that this witness statement was made a little 23 over a month after the meeting had taken place. What 24 did you use to prepare this witness statement on 25 14 December, just your memory?</p> <p style="text-align: center;">Page 63</p>	<p>1 A. Just my memory, yes. 2 THE CHAIRMAN: I don't think you are being criticised -- in 3 fact I am sure you are not being criticised -- 4 MS BLACKWELL: Not at all. 5 THE CHAIRMAN: -- for not taking a note, because you were 6 there in an observing capacity, weren't you? 7 A. I was, sir. 8 THE CHAIRMAN: Yes. 9 MS BLACKWELL: I appreciate that without a note some of the 10 finer detail may not be able to be recalled, given the 11 passage of time now from when we are talking about, but 12 I would like to ask you, nevertheless, some questions 13 about Serco in particular. 14 Do you remember any discussion about informing Serco 15 of the possibility of the plan and of bringing them into 16 the circle of trust? 17 A. It -- I do recall. 18 Q. At this meeting? 19 A. At the meeting on 10 November it was spoken about, it 20 was considered, and the view within that meeting, the 21 attendees at that meeting, was that it could lead to 22 a compromise of the operation -- 23 Q. Right. 24 A. -- and actually frustrate the objective, which was to 25 remove the firearm, arrest the suspects before the</p> <p style="text-align: center;">Page 64</p>

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<p>1 escape attempt took place.</p> <p>2 Q. Was the concern in relation to compromise with Serco as</p> <p>3 an organisation or certain employees within it or</p> <p>4 a third option, was it to do with concerns about the</p> <p>5 prison staff at Wormwood Scrubs?</p> <p>6 A. I personally didn't get the impression it was about the</p> <p>7 prison staff, Wormwood Scrubs, per se. It -- from</p> <p>8 recollection it was about Serco, it was about the</p> <p>9 transport element for the prisoners, it wasn't specific,</p> <p>10 I don't recall any specific information or examples</p> <p>11 being given of corruption in relation to Serco.</p> <p>12 I got the sense it was probably more anecdotal but</p> <p>13 perhaps -- and I can't speak for the others, but perhaps</p> <p>14 based on their knowledge, it was general, it wasn't</p> <p>15 specific.</p> <p>16 Q. So it didn't come from you?</p> <p>17 A. It didn't come from me.</p> <p>18 Q. Who did it come from?</p> <p>19 A. I really can't recall.</p> <p>20 Q. Was that the first that you had heard of any compromise</p> <p>21 concerns relating to that organisation?</p> <p>22 A. Specifically in relation to Utara -- to this</p> <p>23 operation -- you mean generally?</p> <p>24 Q. No, generally.</p> <p>25 A. Yes, it was.</p> <p style="text-align: center;">Page 65</p>	<p>1 Q. Did you feel the need to do anything having been told</p> <p>2 during the course of that meeting that there were</p> <p>3 concerns about compromise, and I think you have used the</p> <p>4 word "corruption", within the organisation?</p> <p>5 A. I am not sure I did use the word "corruption".</p> <p>6 THE CHAIRMAN: You used the word "corruption" to say that</p> <p>7 there was no specific details of any corruption given.</p> <p>8 Was the word "corruption" used?</p> <p>9 A. During that meeting?</p> <p>10 THE CHAIRMAN: Yes.</p> <p>11 A. Yes, it was.</p> <p>12 THE CHAIRMAN: Thank you.</p> <p>13 MS BLACKWELL: Was that the first you had heard of any</p> <p>14 corruption being suggested within the organisation?</p> <p>15 A. Yes, it was.</p> <p>16 Q. The question is, as a result of hearing that for the</p> <p>17 first time, did you feel the need to do anything?</p> <p>18 A. I didn't, sir, because it wasn't specific. It really</p> <p>19 wasn't, so in terms of doing something about it, I am</p> <p>20 not quite sure what I could have focused on.</p> <p>21 Q. It may not have been specific, but it was taken</p> <p>22 seriously enough to cause a decision to be made not to</p> <p>23 inform the organisation of the proposed escape attempt,</p> <p>24 wasn't it?</p> <p>25 A. It was, sir. Can I add --</p> <p style="text-align: center;">Page 66</p>
<p>1 Q. Yes, please.</p> <p>2 A. I really did get the sense that the common principles</p> <p>3 which we apply to a lot of these types of operations</p> <p>4 were being applied.</p> <p>5 And one those principles is working on the</p> <p>6 need-to-know basis -- obviously accepting that you need</p> <p>7 to balance risk against that need-to-know basis. And</p> <p>8 I really did get the sense that, yes, Serco was</p> <p>9 mentioned, and corruption was mentioned, but actually it</p> <p>10 was being talked about in a wider context of operational</p> <p>11 security and the more people who know about it, the less</p> <p>12 control you have of your information, the higher the</p> <p>13 risk there is of compromise.</p> <p>14 Q. I understand what you are saying, but this compromise,</p> <p>15 or corruption, however it is described, had to be</p> <p>16 weighed in the balance against the fact that those who</p> <p>17 would be driving the van that morning would not be told</p> <p>18 of the plan that was known about, and that balancing</p> <p>19 exercise took place in this meeting, didn't it?</p> <p>20 A. It did. I should say nothing was agreed --</p> <p>21 Q. No.</p> <p>22 A. -- but the conversation did take place. I mentioned</p> <p>23 earlier measures, other measures and tactics.</p> <p>24 Q. Yes?</p> <p>25 A. The conversation about Serco and including them in the</p> <p style="text-align: center;">Page 67</p>	<p>1 information, was very quickly followed by, "and what</p> <p>2 measures can be put in place in order to reduce/mitigate</p> <p>3 the risk against not just against the Serco employees</p> <p>4 but everybody involved, but including the Serco</p> <p>5 employees?"</p> <p>6 Q. Yes, and my question was, armed with that information</p> <p>7 for the first time, it didn't occur to you to take any</p> <p>8 additional action in relation to that, and I think your</p> <p>9 answer is no, because it wasn't specific?</p> <p>10 A. That's correct, sir.</p> <p>11 Q. Was there any discussion about the possibility of at any</p> <p>12 stage during the course of the morning before the van</p> <p>13 left Wormwood Scrubs replacing the Serco driver and</p> <p>14 operative in the front of the van with police officers?</p> <p>15 A. It was mentioned briefly. It was not dismissed, but it</p> <p>16 was -- it wasn't taken forward. From memory, I think</p> <p>17 the feeling was that any disruption to that particular</p> <p>18 event or environment on the morning which could seem</p> <p>19 unusual could alert others to police activity, which may</p> <p>20 compromise the covertness of that operation.</p> <p>21 THE CHAIRMAN: It is not an unusual course, relatively</p> <p>22 unusual course of action to take, is it?</p> <p>23 A. Replacing --</p> <p>24 THE CHAIRMAN: Yes. It happens, doesn't it?</p> <p>25 A. Sir, I am sure it does. Personally, I haven't been</p> <p style="text-align: center;">Page 68</p>

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<p>1 involved in an operation where that has happened.</p> <p>2 THE CHAIRMAN: It could happen, couldn't it?</p> <p>3 A. It could happen, sir.</p> <p>4 THE CHAIRMAN: I mean the whole object of the exercise would</p> <p>5 be for it to happen without anybody being transported</p> <p>6 knowing?</p> <p>7 A. That's correct, sir.</p> <p>8 THE CHAIRMAN: Clearly that would always be the object of</p> <p>9 that particular exercise?</p> <p>10 A. That's correct, sir.</p> <p>11 THE CHAIRMAN: If it couldn't be done without the</p> <p>12 transportees finding out that there had been a change,</p> <p>13 it would never be a viable plan, would it?</p> <p>14 A. That's correct, sir.</p> <p>15 THE CHAIRMAN: Yes.</p> <p>16 MS BLACKWELL: Do you remember there being any conversation</p> <p>17 in that first meeting about what might happen when the</p> <p>18 conspirators were arrested -- in other words, how that</p> <p>19 arrest might look?</p> <p>20 A. I don't recall any conversation about that at all.</p> <p>21 Sir, I think there were too many variables and too</p> <p>22 many unknowns at that time.</p> <p>23 Q. Yes.</p> <p>24 A. I suspect that is why it wasn't discussed.</p> <p>25 Q. Thank you.</p> <p style="text-align: center;">Page 69</p>	<p>1 I would like to move on a few days, please, to</p> <p>2 16 November. We are now at the second paragraph on</p> <p>3 page 4 of your statement, Mr Gilmour.</p> <p>4 On 16 November, you were asked to consider and</p> <p>5 provide comments in relation to a part 3 Police Act</p> <p>6 application to place a vehicle tracking device on the</p> <p>7 car that had been identified as likely to be used by the</p> <p>8 suspects. That is the Audi, isn't it?</p> <p>9 A. That's correct, sir.</p> <p>10 Q. We know, as I have already made mention of, that the</p> <p>11 beginnings of that application happened on 5 November</p> <p>12 when Mr Murray made his first approach to the TSU.</p> <p>13 What was your role in relation to that application</p> <p>14 as carried out by you on 16 November?</p> <p>15 A. I was the recommending superintendent before the</p> <p>16 application goes to the authorising officer, the</p> <p>17 assistant commissioner, there is a requirement -- I am</p> <p>18 not sure if it is a national requirement or an MPS,</p> <p>19 a Metropolitan Police, requirement, that the</p> <p>20 superintendent makes that recommendation on the form.</p> <p>21 Q. And that is what you did?</p> <p>22 A. That is what I did, yes.</p> <p>23 Q. What information had you been provided with in order to</p> <p>24 inform you to the extent required to provide your</p> <p>25 support for that application.</p> <p style="text-align: center;">Page 70</p>
<p>1 A. So the applicant makes the application -- I think the</p> <p>2 applicant was either the case officer or the deputy case</p> <p>3 officer on this occasion. I am provided with the</p> <p>4 intelligence surrounding, the information upon which the</p> <p>5 application is based --</p> <p>6 Q. Yes.</p> <p>7 A. -- and what the activity seeks to achieve.</p> <p>8 Q. Yes.</p> <p>9 A. And how that would be proportionate, necessary, and</p> <p>10 obviously there should be measures included to reduce</p> <p>11 collateral intrusion where relevant.</p> <p>12 Q. Right, so that was in relation to the tracking device,</p> <p>13 wasn't it, on 16 November?</p> <p>14 A. Yes.</p> <p>15 Q. I think then, on 24 November, you performed an almost</p> <p>16 identical task in relation to the covert listening</p> <p>17 device application?</p> <p>18 A. That's correct, sir.</p> <p>19 Q. By the time the end of November arrives, you had been</p> <p>20 provided with information during the course of the</p> <p>21 meeting on 10 November, and then additional information</p> <p>22 in relation to your being asked to provide comments and</p> <p>23 support for these two discrete applications with the</p> <p>24 TSU?</p> <p>25 A. That is correct.</p> <p style="text-align: center;">Page 71</p>	<p>1 Q. Thank you.</p> <p>2 We know that from 30 November, until 4 December, you</p> <p>3 undertook your training on the SFC course.</p> <p>4 A. I did, that's correct, sir.</p> <p>5 Q. You returned to your role in relation to these matters,</p> <p>6 I think the week commencing 7 December?</p> <p>7 A. That's correct, sir.</p> <p>8 Q. Before we move to deal with that, I would just like to</p> <p>9 ask you this.</p> <p>10 Were you present at a planning meeting for the TSU</p> <p>11 deployment on 3 December?</p> <p>12 A. No, I wasn't, sir. I was on my strategic firearms</p> <p>13 course in Coventry.</p> <p>14 Q. It was in Coventry, right, so in fact there would have</p> <p>15 been no opportunity for you to leave that and nip into</p> <p>16 the meeting that was taking place on 3 December?</p> <p>17 A. No, there wasn't. It was a residential course.</p> <p>18 Q. Right.</p> <p>19 The reason that I ask is that DI Murray has a record</p> <p>20 of you attending that meeting, as I am sure you are</p> <p>21 aware?</p> <p>22 A. I am aware, sir. Yes.</p> <p>23 Q. But, to be fair, your name does not appear on the notes</p> <p>24 that we have of the meeting, that were made, so it is</p> <p>25 good to get your clarification on that point.</p> <p style="text-align: center;">Page 72</p>

<p>1 In your absence I am going to suggest there must 2 have been additional planning taking place in relation 3 to Operation Ankaa, as it was now called. When you 4 returned to the central task force on 7 December, were 5 you updated by anybody, and if so in what terms? 6 A. I would have been updated, sir, they would have been 7 updates, verbal updates, from DCI Williams and 8 DI Murray. I can't recall exactly what those updates 9 were or when they happened, but it would be very unusual 10 for me not to contact my DCI and the SIO to receive 11 updates on an operation of that nature. 12 Q. Yes. 13 A. And I should add that obviously because I was the 14 authorising officer for surveillance, I can't recall 15 specifically, but I probably saw a review or a renewal 16 or an update coming in in respect of some of the 17 activities that were going on. So that would have given 18 me an update as well. 19 Q. Yes. 20 You have mentioned your own surveillance, in fact 21 for the sake of completeness, I think you were also 22 involved in making or recommending the PAS applications 23 in relation to Izzet Eren and Erwin Amoyaw-Gyamfi -- 24 A. That's correct, sir. 25 Q. -- whilst they were in prison?</p> <p style="text-align: center;">Page 73</p>	<p>1 So you had an additional level of input in relation 2 to that? 3 A. Yes, I did. 4 Q. When you returned, was there anything said to you about 5 the success or otherwise of the team being able to plug 6 any of the intelligence gaps in your absence? 7 A. I recall that they hadn't made progress, and we 8 certainly didn't know who may be involved -- 9 Q. Right. 10 A. -- in the conspiracy, beyond Eren. 11 Q. Yes. 12 I think it was established, wasn't it, through 13 intelligence, and indeed intelligence profiles were 14 provided to certain members of the team for Sinan Ozger, 15 Ozcan Eren and Izzet Eren? 16 A. That's correct. 17 Q. We have also heard of a more widely drawn schedule 18 setting out incidents involving the Tottenham Turks 19 organised crime network. 20 But, as of your return to your office, you can 21 confirm that it hadn't been possible at that stage to 22 identify anybody else involved? 23 A. That's correct, sir. 24 Q. Indeed, although what I am going to describe as the 25 Audi -- you know the vehicle to which I refer -- had</p> <p style="text-align: center;">Page 74</p>
<p>1 been identified as being planned to be used in the 2 offence, it had not been established what precise role 3 that vehicle might be used for? 4 A. That's correct, sir. 5 Q. Did you receive any updated information about whether or 6 not a live firearm would be used in the attack? 7 A. I can't recall specific information about a live firearm 8 being used. I was aware that the intelligence in the 9 information indicated a firearm could possibly be used. 10 Q. On 8 December, were you involved in the application for 11 armed security at Wood Green Crown Court? 12 A. I was aware of that application, I didn't write the 13 application, it came through me because of my position 14 within the command, acting as a link into 15 Commander Ball's office. 16 Q. Right. Let's look, please, behind our tab 8, and we can 17 see there an email which was sent from Mr Williams to 18 you on this topic. 19 Mr Coates, please could we display MPS2749. It is 20 the top email, please. 21 We can see that this is to Mr Williams from you, and 22 you say: 23 "Morning, Mr Williams, thanks for putting this 24 together, I spoke with Mr Ball again last night. He 25 will sign this when he gets in this morning. As he can</p> <p style="text-align: center;">Page 75</p>	<p>1 can't make the proposed meeting with Mr Sweeney, he is 2 asking if they would agree to Tom M attending as his 3 rep." 4 That is what you were asking at 7.15 on the morning 5 of 8 December? 6 A. That's correct. 7 Q. We can see in an earlier stage of the email train -- in 8 fact the night before -- I think Mr Williams sending you 9 or copying you into the application which had been 10 drafted? 11 A. That's correct, sir. 12 Q. Was that the first that you were told of the proposed 13 application for firearms presence at the court? 14 A. I would have had an awareness that that was being 15 planned -- 16 Q. Yes. 17 A. -- before seeing this. 18 Q. Right. 19 Did you know that it wasn't Mr Williams but rather 20 Mr Murray who had originally attended at Wood Green 21 Crown Court and spoken to the court manager there? 22 A. I had an awareness of that, sir, yes. 23 Q. That on that occasion Mr Murray, together with other 24 officers, had performed a reconnaissance around the 25 court in relation to the firearms presence?</p> <p style="text-align: center;">Page 76</p>

<p>1 A. I can't recall the reconnaissance being undertaken, but 2 I was aware that DI Murray had gone to the court. 3 Q. As the inquiry has heard, in relation to the follow-on 4 application which needed to be made before 5 Mr Justice Sweeney, that was presented by Mr Williams 6 together with -- is it Mr Manson? 7 A. DCS Manson. 8 Q. Thank you. 9 Just pausing for a moment and reflecting on what we 10 have seen in relation to the separation of roles, did it 11 cause you any concern that, rather than the tactical 12 firearms commander, it was the senior investigating 13 officer of the investigation side of the operation who 14 had visited Wood Green Crown Court, made the initial 15 application for firearms presence and performed the 16 reconnaissance? 17 THE CHAIRMAN: Do you want to break that down, because there 18 may be different answers to different parts of the 19 question. 20 MS BLACKWELL: All right, I certainly will. 21 Firstly, did it cause you any concern that it was 22 Mr Murray who had visited Wood Green Crown Court in 23 order to pursue an application for firearms presence 24 there? 25 A. It didn't. My understanding was that Mr Murray was</p> <p style="text-align: center;">Page 77</p>	<p>1 going to talk -- going to find out who he, we, needed to 2 speak to and really to scope the possibilities. Rather 3 than getting into the actual tactics of what might be 4 required on the day. 5 So in my mind, I was happy that DI Murray was making 6 general enquiries. 7 THE CHAIRMAN: He wanted to know how to make the 8 application? 9 A. That was my understanding, sir. 10 THE CHAIRMAN: Yes. 11 MS BLACKWELL: What about the fact that it was Mr Murray 12 rather than Mr Williams who performed the reconnaissance 13 in terms of the manner in which the firearms presence 14 might be best utilised? 15 A. My personal view is that I would have found it odd if 16 the TFC was receiving venues, and perhaps that would have 17 been for others to do and then to brief the TFC, to give 18 them the information they need to consider. 19 THE CHAIRMAN: Would you expect the SIO to be briefing the 20 TFC on this matter, or would you expect the TFC to be 21 delegating this task to somebody other than the SIO 22 because of the separation of duties? I think that is 23 the point that is at the heart of this. 24 A. Yes. And just to add, sir, I think maybe an experienced 25 firearms officer would have been the best person to</p> <p style="text-align: center;">Page 78</p>
<p>1 brief the TFC, but I would again say I don't think that 2 was the purpose of DI Murray -- I didn't think that was 3 the purpose of DI Murray going there that day. I really 4 do believe and I think he intended to have those 5 early-stage discussions about processes. 6 THE CHAIRMAN: We also know that he went beyond that? 7 A. I accept that. 8 THE CHAIRMAN: This is what -- whatever his purpose in going 9 there was, I think you are agreeing that he actually 10 probably stepped outside that which, having regard to 11 the separation of duties, he ought to have done. Is 12 that a fair way of summarising it? 13 A. Yes. 14 THE CHAIRMAN: Yes. 15 MS BLACKWELL: Thank you. 16 Looking back at your email, what was your purpose in 17 speaking to Commander Ball and attempting to further 18 this application, were you acting as a go between or -- 19 explain to us what it was? 20 A. Exactly that. 21 Q. Right. 22 A. So I was facilitating the progress of the application. 23 And that meant liaising, acting as that link between 24 Mr Ball's office and my team. 25 Q. Thank you.</p> <p style="text-align: center;">Page 79</p>	<p>1 Could we take that down, please and replace it with 2 IPC1276. It is the email in the middle, please. 3 This email was sent from you to Neil Williams after 4 the meeting had taken place, copying in Mr Ball and 5 Mr Manson. 6 "Neil, please see below from HMCTS regarding the 7 arrangements for Friday. In general it sounds 8 relatively positive although we may need to have some 9 further discussion with Mr Sweeney. Would you mind 10 amending the document to reflect the additional measures 11 that you and Mr Manson discussed with Mr Sweeney today 12 and which are mentioned below." 13 And you sign off." 14 Again, was that you using your position to assist as 15 you could and to help facilitate this application? 16 A. It was, sir, yes. 17 Q. Were you aware that Wood Green Crown Court was not one 18 of the designated Crown Courts in terms of those that 19 were assessed as being suitable for the presence of 20 firearm capability? 21 A. From these emails, yes, I was. Up until that point not. 22 Q. Had you made an application like this before, or been 23 involved in one? 24 A. No. I hadn't, sir. 25 Q. Thank you, we can take that down now.</p> <p style="text-align: center;">Page 80</p>

20 (Pages 77 to 80)

<p>1 Returning to the chronology, please, and we have now 2 reached the top of page 5 of your witness statement, 3 behind divider 2, Mr Gilmour, page 5 at the bottom and 4 it is the second paragraph at the top, and we have 5 reached 10 December.</p> <p>6 On that date, did you attend what you describe in 7 your witness statement as an overview meeting at 8 New Scotland Yard?</p> <p>9 A. I did, sir -- an overview briefing, as opposed to 10 a meeting.</p> <p>11 Q. Briefing, sorry, that is my mistake, you do describe it 12 as a briefing. Where Mr Williams detailed the 13 operational plan for the following day. You say in your 14 witness statement that representatives from relevant 15 units were in attendance and that the briefing, as we 16 know, was audio recorded?</p> <p>17 A. That's correct.</p> <p>18 Q. Did you play any role in the briefing?</p> <p>19 A. No, I didn't.</p> <p>20 Q. Were you there as an observer?</p> <p>21 A. I was there as an observer, sir, and also in my role as 22 superintendent in charge of one of the core teams 23 working on this particular investigation.</p> <p>24 Q. Yes. Did you find it a useful exercise?</p> <p>25 A. Yes, I did, sir.</p> <p style="text-align: center;">Page 81</p>	<p>1 Q. Was there any discussion, either during the course of 2 the briefing or in the environs around it, about what 3 would be likely to happen once the stage had been 4 reached where the conspirators were about to be 5 arrested, how that might look? Really the question 6 I have asked you before, was that something which you 7 remember either being discussed in the briefing or in 8 the environs around it?</p> <p>9 A. I don't recall those discussions, sir.</p> <p>10 Q. Thank you.</p> <p>11 On 11 December, you say in your witness statement, 12 you commenced duty at 06.40 hours, and you attended the 13 operations room C3000, where you met with Mr Williams.</p> <p>14 A. That's correct, sir.</p> <p>15 Q. Had you been to that control room before?</p> <p>16 A. I had, sir, yes.</p> <p>17 Q. You say after a short time you were joined by Mr Turner?</p> <p>18 A. That's correct.</p> <p>19 Q. And you are aware from the communications traffic in the 20 room that the police teams had deployed and were 21 awaiting movement of the subjects?</p> <p>22 A. That's correct, sir.</p> <p>23 Q. And you became aware that the identities of those 24 expected to be involved in the escape plan were still 25 not known, other than Mr Eren himself, who would be in</p> <p style="text-align: center;">Page 82</p>
<p>1 the prison van, and Mr Gyamfi --</p> <p>2 A. That's correct, sir.</p> <p>3 Q. -- who would be travelling with him?</p> <p>4 You say that there was a time when you briefly left 5 the control room to have breakfast with Mr Turner. For 6 how long do you think you were away?</p> <p>7 A. I think about 15 or 20 minutes, we didn't go far.</p> <p>8 Q. No.</p> <p>9 I think Mr Turner described you as having nothing 10 more really than a cup of tea; does that sound about 11 right?</p> <p>12 A. I think he is probably right, sir, yes.</p> <p>13 Q. When you had returned, and at some time between 8.00 am 14 and 8.15 am, you became aware of radio traffic that the 15 Serco van was about to leave Wormwood Scrubs, and you 16 say that you cannot be specific regarding the time but 17 you remember also receiving information that the Audi A6 18 was moving or had moved to a location?</p> <p>19 A. That's correct, sir.</p> <p>20 Q. Were you aware of the Covert Monitoring Post that the 21 inquiry has heard was a short distance away from the 22 control room?</p> <p>23 A. Yes, I was, sir.</p> <p>24 Q. Did you know the officers who were manning that 25 monitoring post that day?</p> <p style="text-align: center;">Page 83</p>	<p>1 A. I saw -- yes, I did. I saw officers coming in and out 2 and I recognised that they were part of the Covert 3 Monitoring Post and I knew those officers from before.</p> <p>4 Q. Right.</p> <p>5 You can confirm, as the inquiry has heard, that 6 there was a certain amount of toing and froing as 7 officers in charge of information which they had just 8 received from the probe were bringing it in and 9 providing that to others in the control room?</p> <p>10 A. That's correct, sir.</p> <p>11 Q. Can you also confirm, Mr Gilmour, that the vast majority 12 of that information was going directly to Mr Williams?</p> <p>13 A. It was, sir.</p> <p>14 Q. At one point you asked Mr Williams if he was aware who 15 was in the vehicle and he stated that he didn't know 16 that?</p> <p>17 A. That's correct.</p> <p>18 Q. You also asked what language was being spoken and you 19 were told that it was English, or that was confirmed to 20 you?</p> <p>21 A. That's correct, sir, yes.</p> <p>22 Q. Were you aware that, for obvious reasons, part of the 23 plan had been to ensure that at least some who were 24 placed in a Covert Monitoring Post were Turkish 25 speakers, so that if those in the Audi were speaking</p> <p style="text-align: center;">Page 84</p>

<p>1 that language, it could be interpreted?</p> <p>2 A. At that time, sir, I wasn't aware but I accept that</p> <p>3 makes perfect sense.</p> <p>4 Q. Right.</p> <p>5 Between 8.15 and 8.55 that morning, were you aware</p> <p>6 of general radio communications indicating that, during</p> <p>7 that time, the subjects -- or by that time the subjects</p> <p>8 of the Audi had moved to a position at the rear of or</p> <p>9 near to Wood Green Crown Court?</p> <p>10 A. Yes, I was.</p> <p>11 Q. And that the Serco van was then en route to the court?</p> <p>12 A. Yes, sir.</p> <p>13 Q. Did you also become aware that it was thought that</p> <p>14 Ozcan Eren was in the general area of Wood Green in</p> <p>15 a vehicle?</p> <p>16 A. That's correct, sir, I was aware.</p> <p>17 Q. When did you first become aware of that third detail?</p> <p>18 Do you think it was as early as 8.15 or do you think</p> <p>19 that that might have been some time after 9.00?</p> <p>20 A. I will have to rely on my statement, sir, and say it was</p> <p>21 between 0815 and 0855 hours.</p> <p>22 Q. You don't have any independent recollection of that?</p> <p>23 A. I have no independent recollection.</p> <p>24 Q. Understandably so.</p> <p>25 Then in your statement at the bottom of page 5 you</p> <p style="text-align: center;">Page 85</p>	<p>1 say:</p> <p>2 "I was also aware that discussions amongst the</p> <p>3 suspects in the Audi A6 indicated that they would use</p> <p>4 a firearm to threaten the driver of the Serco van when</p> <p>5 he arrived at the vehicle entrance to the Crown Court."</p> <p>6 A. That is correct, sir.</p> <p>7 Q. Is that detail something about which you have</p> <p>8 an independent recollection?</p> <p>9 A. Yes, it is.</p> <p>10 I think it is important to say that that is my</p> <p>11 interpretation of an update that I overheard in the</p> <p>12 room --</p> <p>13 Q. Right.</p> <p>14 A. -- which from memory related to "shoot the lock" or</p> <p>15 "shoot the door three times", so that was my</p> <p>16 interpretation.</p> <p>17 Q. Right.</p> <p>18 Did you discuss that piece of information with</p> <p>19 anybody?</p> <p>20 A. I can't recall discussing it with anybody.</p> <p>21 Q. At any stage during the time that you spent in the</p> <p>22 control room that morning, were you told that the gang</p> <p>23 carrying out the attack had only been able to source</p> <p>24 an imitation firearm?</p> <p>25 A. No, I wasn't, sir.</p> <p style="text-align: center;">Page 86</p>
<p>1 Q. The inquiry has heard some evidence about the control</p> <p>2 room itself, its size, the number of people who were</p> <p>3 occupying it over the course of the morning.</p> <p>4 Were you spending your time there in any particular</p> <p>5 position or with any particular person?</p> <p>6 A. I was there with Mr Turner, I was shadowing him,</p> <p>7 obviously as a shadow SFC or with him as a shadow SFC,</p> <p>8 in order to gain an understanding of how -- the thought</p> <p>9 process around the authorisation of these sorts of</p> <p>10 operations, so I was with Mr Turner for most of that</p> <p>11 period. I think he left occasionally, but I stayed in</p> <p>12 the room for the times that I have stated.</p> <p>13 Q. Right, so were you aware of the manner in which</p> <p>14 information was being shared between Mr Turner as the</p> <p>15 strategic firearms commander and Mr Williams as the</p> <p>16 tactical firearms commander, and also S48, the tactical</p> <p>17 adviser, how that happened?</p> <p>18 A. I can't recall the -- the information sharing between</p> <p>19 Superintendent Turner and Mr Williams. I am not saying</p> <p>20 it didn't happen, I just can't recall that. I do --</p> <p>21 because I was observing from the back of the room,</p> <p>22 I could see interaction between S48 and Mr Williams.</p> <p>23 Q. Was that happening quite often?</p> <p>24 A. It happened on a number of occasions.</p> <p>25 Q. Right.</p> <p style="text-align: center;">Page 87</p>	<p>1 THE CHAIRMAN: Does it surprise you, given that there was</p> <p>2 such intelligence -- whether it would have made any</p> <p>3 difference to allowing the operation to proceed is not</p> <p>4 what I am asking about or leading to, but does it</p> <p>5 surprise you that you, in your capacity, in whatever</p> <p>6 capacity you were at that briefing, were not made aware</p> <p>7 that they had only been able to source an imitation</p> <p>8 firearm -- of the information that they had only been</p> <p>9 able to source an imitation firearm?</p> <p>10 A. I wasn't surprised about that, sir. I wouldn't have</p> <p>11 expected to have been told at that point.</p> <p>12 THE CHAIRMAN: So it obviously wasn't a topic of general</p> <p>13 discussion?</p> <p>14 A. Not that I was aware of.</p> <p>15 THE CHAIRMAN: Yes.</p> <p>16 MS BLACKWELL: Were you present when Mr Williams declared</p> <p>17 state amber.</p> <p>18 A. I was, sir, yes.</p> <p>19 Q. Can you describe the circumstances, as you remember</p> <p>20 them, as to how that occurred?</p> <p>21 A. I was generally aware that things were happening,</p> <p>22 from -- I am making an assumption -- the increased radio</p> <p>23 traffic, but I do recall things were happening in the</p> <p>24 room and shortly after that I heard that state amber had</p> <p>25 been declared. I was aware that state amber had been</p> <p style="text-align: center;">Page 88</p>

<p>1 declared and that Mr Williams had given the instruction 2 on that. 3 MS BLACKWELL: Thank you. 4 Sir, those are all the questions that I have for 5 Mr Gilmour. I know that my learned friend Ms McNeill is 6 just checking with other core participants. 7 THE CHAIRMAN: There is one question I would like to ask. 8 Questions from THE CHAIRMAN 9 THE CHAIRMAN: To you as a superintendent or chief 10 superintendent, you were only a superintendent then, it 11 may be obvious but share with us why you were not 12 surprised to be told, or indeed to overhear, at that 13 briefing that the intelligence suggested that the 14 springers, if I can so describe them, had only been able 15 to source an imitation firearm? 16 A. My view, now being familiar with APP and having been 17 familiar with firearms operations, was that that 18 information could have affected the reactions or the 19 actions of the firearms officers on the ground, who -- 20 if it was imprecise information it could have sowed the 21 seed of doubt in their mind and increased the risk to 22 them and others. My understanding is that firearms 23 officers will work on the assumption that a firearm is 24 a real firearm and therefore a real threat until -- 25 THE CHAIRMAN: With respect, that is a separate point.</p> <p style="text-align: center;">Page 89</p>	<p>1 There are two points here. 2 One you have just answered and you have given 3 a reason why you might not disseminate that information 4 to the firearms officers on the ground. But the point 5 that I was seeking your assistance upon, was whether it 6 surprises you that it wasn't a subject of discussion 7 within the operations room. 8 A. It doesn't surprise me, sir. 9 I would assume that it went to DCI Williams -- 10 I don't know, perhaps he had a conversation with the TAC 11 adviser, maybe the decision was made not to share that 12 information. It doesn't surprise me that I didn't hear 13 it and it didn't come to me, because I didn't have 14 a command function within that operation on the morning. 15 In answer to your question, sir, it doesn't surprise 16 me. 17 THE CHAIRMAN: Thank you. 18 Have I filibustered sufficiently for us to have 19 an answer now whether anybody wants to ask any 20 questions? 21 MS BLACKWELL: I am invited to ask a series of short 22 questions in relation to matters which we have covered 23 about the blurring of lines or separation of roles in 24 particular between Mr Murray and Mr Williams, SIO and 25 TFC.</p> <p style="text-align: center;">Page 90</p>
<p>1 Further questions from MS BLACKWELL 2 MS BLACKWELL: I asked you about whether or not the SIO, 3 Mr Murray, was the right person to be attending at Wood 4 Green Crown Court and making the initial stages of what 5 became an application for firearms presence. 6 I think in answer to questions posed to you by the 7 chair you were asked whether or not that meant that he 8 was stepping outside of his duties in relation to the 9 visit, when he performed the reconnaissance with the 10 other officers. Do you remember? 11 A. I do. 12 Q. Right. 13 Would your answer to that question, as to whether or 14 not he was stepping outside of his own function as SIO, 15 depend upon the nature of what the firearms were doing 16 at the court? What the firearms officers were doing 17 during the course of the reconnaissance? 18 A. It would, if the firearms officers were conducting the 19 reconnaissance, and Rob Murray was effectively doing 20 nothing more than facilitating that, I do see that as 21 still a separation of roles. 22 Q. Yes. 23 If all that he was doing was accompanying the 24 firearms officers on the reconnaissance, and was really 25 there still in his original capacity as going to the</p> <p style="text-align: center;">Page 91</p>	<p>1 court to make a provisional inquiry, and the firearms 2 officers themselves were only conducting what I think 3 has been described as a quiet survey of the interior, 4 would you say that in those circumstances, he was 5 remaining very much within his role as SIO? 6 A. I would, yes. I would agree with that. 7 Q. For the sake of completeness, I can remind you, sir, 8 that when Mr Murray gave evidence about that, he 9 confirmed that Anthea Rodgers, a member of staff who was 10 introduced to him during his visit to the court that 11 day, took himself and the firearms officers around the 12 court building, so in fact they were accompanied also by 13 a member of staff? 14 A. Hmm. 15 And -- may I just add that I suspect Rob Murray 16 probably had other reasons to be there on that day as 17 well, because, from recollection, we had central task 18 force officers deployed at the court on the 11th, in 19 order to deal with other events that may require unarmed 20 detectives to be there, so -- again, I am making 21 an assumption, that perhaps he used that opportunity to 22 understand how that would work as well. 23 MS BLACKWELL: Understood, thank you. 24 Sir, is there anything else as a result of those 25 questions?</p> <p style="text-align: center;">Page 92</p>

<p>1 THE CHAIRMAN: No, thank you very much indeed.</p> <p>2 MS BLACKWELL: Then that completes Mr Gilmour's evidence.</p> <p>3 THE CHAIRMAN: Thank you Mr Gilmour.</p> <p>4 A. Thank you, sir.</p> <p>5 MS BLACKWELL: We have a choice now, sir, we have one more</p> <p>6 live witness today, Mr Kinch. But we also have some</p> <p>7 evidence that we need to read into the record.</p> <p>8 THE CHAIRMAN: Yes. What would you like to do?</p> <p>9 MS BLACKWELL: Could we perhaps -- I don't know whether we</p> <p>10 need a break, but if all we are going to do is do some</p> <p>11 reading now, we could complete that and then take</p> <p>12 an early lunch and then start Mr Kinch afterwards, hear</p> <p>13 his evidence all in one go I think that might be</p> <p>14 preferable.</p> <p>15 THE CHAIRMAN: Very good.</p> <p>16 You are free to go.</p> <p>17 A. Thank you.</p> <p>18 THE CHAIRMAN: Thank you very much indeed.</p> <p>19 Evidence of MS PAT GALLAN (read)</p> <p>20 MS MCNEILL: Sir, we are going to start by reading the</p> <p>21 evidence of Assistant Commissioner Pat Gallan, and you</p> <p>22 will remember we touched on that a little bit yesterday</p> <p>23 with Commander Ball. Her statement is at MPS4491.</p> <p>24 Thank you.</p> <p>25 Mr Coates, if you can help me just to zoom it out</p> <p style="text-align: center;">Page 93</p>	<p>1 a little bit, for my eyesight, thank you:</p> <p>2 "I Patricia F Gallan QPM will say as follows.</p> <p>3 "I began my police career at the Metropolitan Police</p> <p>4 Service in 1987, I served in the Merseyside Police and</p> <p>5 the national crime squad as a chief officer before</p> <p>6 returning to the Metropolitan Police in 2012 as a deputy</p> <p>7 assistant commissioner. I was appointed an assistant</p> <p>8 commissioner in 2015, an assistant commissioner is the</p> <p>9 equivalent of a chief constable in other police forces.</p> <p>10 "During 2015 I was assistant commissioner specialist</p> <p>11 crime and operations. This means I was ultimately</p> <p>12 responsible for what was then SCO7, the unit of the MPS</p> <p>13 dedicated to combating serious and organised crime."</p> <p>14 I need not read number 3.</p> <p>15 Paragraph 4:</p> <p>16 "Due to the size and unique challenges of policing</p> <p>17 London, an assistant commissioner of the MPS has</p> <p>18 significant responsibility. I dealt with a large number</p> <p>19 of highly unusual investigations during this period.</p> <p>20 Furthermore, Operation Ankaa occurred almost six years</p> <p>21 ago and in addition I have been retired from policing</p> <p>22 for nearly three years [she retired in 2018].</p> <p>23 Accordingly my recollection of the genesis and</p> <p>24 development of Operation Ankaa is limited, but I have</p> <p>25 been assisted by the documents with which I have been</p> <p style="text-align: center;">Page 94</p>
<p>1 provided:</p> <p>2 "My knowledge of Operation Ankaa arose in the</p> <p>3 context of an application for property interference made</p> <p>4 in November 2015. This was part of the broader</p> <p>5 Operation Utara surveillance authorisations that were</p> <p>6 sought from me. I was familiar with Operation Utara due</p> <p>7 to the number of authorisations that were made and the</p> <p>8 extremely serious criminality that was being</p> <p>9 investigated. It is important to recognise the</p> <p>10 challenges that the MPS faces in dealing with dangerous</p> <p>11 OCGs, such as those involved in Operation Ankaa. Their</p> <p>12 activities bring untold misery to victims across the UK.</p> <p>13 The MPS has a duty to confront the activities of these</p> <p>14 groups, and many lives are saved as a result.</p> <p>15 "In November 2015 I was made aware that there was</p> <p>16 an intention to install a tracker in a vehicle in</p> <p>17 connection with an attempted breakout of an individual</p> <p>18 from prison. I requested that a personal presentation</p> <p>19 be given to me pertaining to the application. I also</p> <p>20 asked for Commander Duncan Ball's views on the operation</p> <p>21 and for the relevant superintendent to attend the</p> <p>22 presentation that was to be given to me when I was first</p> <p>23 informed of the application:</p> <p>24 "I can see from an email from Sam Marshall dated</p> <p>25 12 November 2015 that this presentation took place on</p> <p style="text-align: center;">Page 95</p>	<p>1 13 November 2015 at 13.30. As the application was</p> <p>2 nearly six years ago, my recollection of it is limited.</p> <p>3 I do recall aspects of the presentation and in</p> <p>4 particular that it was an unusual set of circumstances,</p> <p>5 because it was a particularly audacious act by the</p> <p>6 criminals and indeed that is why I would have asked</p> <p>7 whether Commander Ball was aware of the operation on</p> <p>8 12 November when I was first informed about the</p> <p>9 application that was to be made to me."</p> <p>10 Sir, you will remember we looked at the email</p> <p>11 briefing with Mr Ball yesterday:</p> <p>12 "I recall having seen relevant documents relating to</p> <p>13 the application. One of the key difficulties was that</p> <p>14 if we merely disrupted the escape plot, then the</p> <p>15 criminals would likely attempt this again when we were</p> <p>16 unprepared, which would be more dangerous for all</p> <p>17 involved. I believe this was a concern that was</p> <p>18 reported to me at the time of the presentation by the</p> <p>19 presenting officers:</p> <p>20 "Further to the application on 16 November 2015,</p> <p>21 I was provided with a property interference application</p> <p>22 ..."</p> <p>23 Sir, I don't propose to bring it up unless it would</p> <p>24 help:</p> <p>25 "The background to the operation was explained in</p> <p style="text-align: center;">Page 96</p>

24 (Pages 93 to 96)

<p>1 the application, stressing that the OCG was 2 a well-organised and sophisticated network. It was 3 noted that the authority would greatly assist the 4 operational team by placing them in a position where 5 evidence could be gathered leading to a successful 6 prosecution. Due to the personal presentation that 7 I had received on 13 November 2015, I would have been 8 familiar with the details of the application. 9 I approved the application, making reference to the 10 personal briefing I had received. I noted (in 11 handwritten notes on the last page) that the operation 12 had been risk assessed, contingencies put in place and 13 it is proportionate and necessary where less intrusive 14 tactics would not achieve the aims. 15 "I subsequently received a further property 16 interference application relating to the installation of 17 an audio probe into the same vehicle. [That is the 18 Audi, sir] I authorised this second application on 19 1 December 2015. Being satisfied that test was made 20 out, I did not require any further briefing: 21 "To the best of my recollection, and again I must 22 stress that these events occurred six years ago and it 23 has been several years since my retirement, I did not 24 have any knowledge of the strategic or tactical firearms 25 deployment plan for Operation Ankaa beyond what I was</p> <p style="text-align: center;">Page 97</p>	<p>1 told on 13, 16, and 24 November 2015 (at the 2 presentation and in the two applications). 3 "I do not believe that I was aware of the briefing 4 that was given to Sweeney J on 8 December 2015, but 5 Commander Ball might have mentioned this to me. I do 6 not recall this however. I was not involved in drafting 7 the briefing or the template that was provided on this 8 occasion: 9 "It should be noted that my role when considering 10 the property interference applications was not to 11 authorise Operation Ankaa but to decide whether this 12 specific surveillance tactic was appropriate. 13 I requested a personal presentation pertaining to the 14 application from those responsible for Operation Ankaa 15 and a review by Commander Ball of the operation. Had 16 I had concerns about the operation overall then I would 17 not have approved a property interference application 18 and would likely have directed Commander Ball to tell 19 his officers to look at the options again. 20 I have been asked about the degree to which I would 21 interfere with strategic and tactical decisions in 22 regard to an operation. As mentioned above, the 23 responsibilities of an assistant commissioner were very 24 considerable. 25 "Furthermore, there was a well-defined structure set</p> <p style="text-align: center;">Page 98</p>
<p>1 out in APP for the command and control of firearms 2 operations. Accordingly, it would have been neither 3 feasible nor appropriate for me to interfere with or 4 seek to second guess decisions made by officers. 5 However, as above, if I was made aware of an operation 6 that caused me significant concerns then I would have 7 intervened through appropriate dialogue with the 8 relevant officers." 9 It is signed together with the statement of truth, 10 sir. 11 THE CHAIRMAN: Thank you. 12 MS MCNEILL: Two much shorter statements, sir. 13 Evidence of FE24 (read) 14 MS MCNEILL: The first is from FE24, and I hope it is at 15 MPS92. 16 Thank you. 17 Sir, I can summarise it largely. FE24 was 18 an Turkish-speaking police-officer. FE24 was, you heard 19 this morning, tasked to attend C3000 at 5.00 on 20 11 December 2015. FE24 was shown to the Covert 21 Monitoring Post. He was told that he would be listening 22 to the live feed and told to make notes in relation to 23 it. 24 FE24's handwritten notes are at IPC292, please, 25 Mr Coates, and over page, please.</p> <p style="text-align: center;">Page 99</p>	<p>1 Sir, unless anybody asks me to, I was not proposing 2 to read the notes out. 3 THE CHAIRMAN: I don't think you need to. You are really 4 reading this into the record for formalities' sake. 5 MS MCNEILL: Mr Coates, if we could go in turn through each 6 page of the document so we can see the extent of the 7 notes taken. 8 Thank you, sir, we see the very last entry, "Notes 9 stopped" at 09.02. 10 THE CHAIRMAN: Yes. 11 MS MCNEILL: The final statement to be read today, sir, is 12 FE25. 13 THE CHAIRMAN: Do you need to read it? 14 MS MCNEILL: I can summarise it in four sentences for you, 15 sir. 16 Evidence of FE25 (read) 17 MS MCNEILL: MPS0001002. 18 THE CHAIRMAN: Yes. The other Turkish interpreter. 19 MS MCNEILL: Exactly, FE25 was the other Turkish 20 interpreter. 21 Likewise FE25 took handwritten notes of what he 22 heard. They are much shorter, sir, they are at MPS1443. 23 Again, Mr Coates, if you can, just quickly. 24 That is the extent of the notes from FE25. 25 THE CHAIRMAN: Perfect.</p> <p style="text-align: center;">Page 100</p>

25 (Pages 97 to 100)

<p>1 MS MCNEILL: Sir, that concludes the reading. With your 2 permission, we could rise for an early lunch until 1.40 3 and we will resume with Mr Kinch's evidence then. 4 THE CHAIRMAN: Certainly. Very good. 5 Mr Kinch gave evidence in a closed session. He has 6 not given evidence in an open session and will therefore 7 need to be sworn. 8 MS MCNEILL: Indeed, sir, yes and core participants have had 9 a gist of the evidence he gave in closed session. 10 THE CHAIRMAN: Good. Thank you. 11 MS MCNEILL: Can we cut the feed, please, sir? 12 THE CHAIRMAN: Certainly. 13 Is that because we are finishing or because there is 14 anything you want to raise? 15 MS MCNEILL: We will deal with the issue in your absence 16 over lunch, sir. 17 THE CHAIRMAN: Very good. 18 (12.38 pm) 19 (The Luncheon Adjournment) 20 (1.40 pm) 21 THE CHAIRMAN: Good afternoon. 22 MR GARY KINCH (affirmed) 23 A. Detective Sergeant Gary Kinch, currently attached to the 24 professionalism command at the Metropolitan Police. 25 THE CHAIRMAN: Thank you.</p> <p style="text-align: center;">Page 101</p>	<p>1 Questions from MS BLACKWELL 2 MS BLACKWELL: Mr Kinch, I am going to ask you some 3 questions about your involvement with Operation Ankaa. 4 I am going to begin by summarising your evidence so 5 far to this inquiry, because, as some will know, you 6 gave evidence in closed session on Tuesday, 29 June of 7 this year, didn't you? 8 A. I did, yes. 9 Q. During the course of that closed session you were asked 10 about certain topics, which the chairman has ruled it is 11 not possible to explore in open session? 12 A. Yes. 13 Q. Following your closed evidence, a gist has been prepared 14 and agreed by all those who were involved in the closed 15 session, and you have had an opportunity of viewing that 16 gist, haven't you? 17 A. Yes. 18 Q. I am not going to go over the same ground that we dealt 19 with in closed session, for obvious reasons, nor am 20 I going to ask you to read out the contents of the gist, 21 because I know that those who need to see it have been 22 provided with it. 23 But I do need to ask you some additional questions, 24 please, about some of the evidence that you gave in 25 closed session.</p> <p style="text-align: center;">Page 102</p>
<p>1 For those who could not attend the closed session, 2 I can confirm that it is right for reasons explored 3 during the course of those sessions, with regards to 4 every piece of intelligence that you received during 5 Operation Ankaa you cannot help us piece by piece to say 6 to whom you disseminated it or when it was disseminated, 7 can you? 8 A. That's correct. 9 Q. I emphasise that, for reasons which you explained during 10 the course of closed session, you provided information 11 which set out the reasons for that. Again, it is right 12 that for reasons we explored in closed session you 13 cannot help us with what exactly you said when you 14 disseminated each piece of intelligence, can you? 15 A. That's correct, yes. 16 Q. Right. 17 However, it is right to say now that generally 18 speaking, your evidence was that you would have 19 disseminated intelligence to either FE19, to DI Murray 20 or to DCI Williams? 21 A. Yes, and additionally on that list would be DC Sparks. 22 Q. And DC Sparks. 23 In relation to those pieces of intelligence, that 24 dissemination to those individuals would take place 25 within a couple of days of you receiving it?</p> <p style="text-align: center;">Page 103</p>	<p>1 A. Yes, and it would obviously depend on the urgency of 2 that intelligence, if it were particularly urgent, then 3 it would be the same day. 4 Q. Can you confirm that, in terms of how that dissemination 5 took place, it was verbally? 6 A. Yes. 7 Q. For Operation Ankaa, in the run up to 11 December 2015, 8 can you confirm that the dissemination would take place 9 either the same day or the day after, when it was 10 disseminated to DI Murray? 11 A. Yes. 12 Q. Generally speaking, did you disseminate the intelligence 13 you received verbatim or in summary? 14 A. Generally speaking, either. Where I -- 15 Q. Does that mean sometimes verbatim and sometimes in 16 summary? 17 A. Yes, that would be correct, yes. 18 Q. When you were disseminating intelligence, would you 19 include any intelligence about the identity of any 20 conspirator? 21 A. If there was any, yes. 22 Q. Any intelligence about firearms? 23 A. Yes. 24 Q. Would you distinguish between real and imitation 25 firearms when you disseminated intelligence?</p> <p style="text-align: center;">Page 104</p>

26 (Pages 101 to 104)

<p>1 A. Absolutely, yes.</p> <p>2 Q. Thank you.</p> <p>3 Your role in relation to Operation Ankaa was one of</p> <p>4 OIC?</p> <p>5 A. Yes.</p> <p>6 Q. Can you describe to us, please, what that means and what</p> <p>7 that entails in terms of general operations and</p> <p>8 specifically in relation to this one?</p> <p>9 A. Certainly.</p> <p>10 So generally it means that I would be responsible</p> <p>11 for the day-to-day running of that job from</p> <p>12 an investigator's point of view, so I would be dealing</p> <p>13 with the administration side of it, intelligence</p> <p>14 gathering and then planning to do, in our particular</p> <p>15 job, surveillance deployments and other technical</p> <p>16 deployments that we want to do in relation to it.</p> <p>17 But basically putting the job together as such.</p> <p>18 Q. It stands for "officer in the case", doesn't it?</p> <p>19 A. Yes.</p> <p>20 Q. Do you sit directly under the senior investigating</p> <p>21 officer, who was Mr Murray?</p> <p>22 A. Yes, with FE19 as my direct manager.</p> <p>23 Q. I didn't want to miss him out.</p> <p>24 Before Operation Ankaa began, you had also been</p> <p>25 involved in what capacity in Operation Utara?</p> <p style="text-align: center;">Page 105</p>	<p>1 A. I was OIC for Operation Utara, as well.</p> <p>2 Q. Had you been involved in that operation from its outset?</p> <p>3 A. I had been involved from its outset, not as OIC, I was</p> <p>4 originally second OIC from about 2012 --</p> <p>5 THE CHAIRMAN: When you say "second OIC", do you mean second</p> <p>6 in the sense that you would be working under the OIC?</p> <p>7 A. Yes, that's correct, sir, as a deputy --</p> <p>8 THE CHAIRMAN: Like a deputy?</p> <p>9 A. Yes.</p> <p>10 THE CHAIRMAN: Thank you.</p> <p>11 MS BLACKWELL: Did that take up the majority of your working</p> <p>12 week?</p> <p>13 A. Yes.</p> <p>14 Q. Were you involved in the arrest of Izzet Eren and</p> <p>15 Erwin Amoyaw-Gyamfi on 13 October 2015?</p> <p>16 A. I was, yes.</p> <p>17 Q. In what capacity?</p> <p>18 A. So I was OIC at that point for Operation Utara, and</p> <p>19 received intelligence in relation to something that led</p> <p>20 to their arrest on that evening, and I was deployed as</p> <p>21 part of the surveillance team for that operation.</p> <p>22 Q. Right. Were you present at the time that those men were</p> <p>23 arrested?</p> <p>24 A. Not immediately at the time they were arrested, I was</p> <p>25 there very shortly afterwards.</p> <p style="text-align: center;">Page 106</p>
<p>1 Q. Thank you.</p> <p>2 Sir, for your information Mr Kinch has made</p> <p>3 a witness statement about his involvement in the matters</p> <p>4 which occurred on 13 October and it appears behind</p> <p>5 divider 7 in your hard copy bundle.</p> <p>6 I think you also have a bundle of papers, Mr Kinch.</p> <p>7 A. Thank you.</p> <p>8 Q. It is dated 18 February 2016.</p> <p>9 Could you please briefly summarise the circumstances</p> <p>10 of what took place on that day?</p> <p>11 I am conscious, sir, that we have heard some of this</p> <p>12 information already from Catherine Hall, but --</p> <p>13 THE CHAIRMAN: You must elicit whatever you think may be of</p> <p>14 assistance to the inquiry.</p> <p>15 MS BLACKWELL: Thank you.</p> <p>16 THE CHAIRMAN: Better to do it once too often than once too</p> <p>17 few.</p> <p>18 MS BLACKWELL: Yes, thank you.</p> <p>19 Mr Kinch, a summary, please, of what took place?</p> <p>20 A. Myself and my colleagues deployed as a surveillance</p> <p>21 team, in order to cover a transaction, a covert</p> <p>22 transaction, that was taking place in the Tottenham</p> <p>23 area. Myself and my colleagues witnessed a transaction</p> <p>24 take place and two subjects leave the location on</p> <p>25 a motorbike.</p> <p style="text-align: center;">Page 107</p>	<p>1 We instigated the surveillance part of the operation</p> <p>2 and requested support from armed uniform response,</p> <p>3 police response units, ARVs. And they effected a stop</p> <p>4 of that motorbike, which ended up -- the police vehicle</p> <p>5 crashing into the motorbike briefly as it tried to make</p> <p>6 off. The occupants of the motorbike came off the bike,</p> <p>7 one was immediately detained, one ran away but was</p> <p>8 detained --</p> <p>9 Q. I think that was Mr Eren, wasn't it?</p> <p>10 A. Yes, Mr Eren was immediately detained, almost</p> <p>11 immediately detained and Mr Amoyaw-Gyamfi ran across the</p> <p>12 road, where he was hit by a police vehicle in doing so,</p> <p>13 continued to run and then was detained shortly</p> <p>14 afterwards by armed officers.</p> <p>15 Q. The inquiry has heard that there were two firearms</p> <p>16 recovered, one had been dropped I think next to the</p> <p>17 motorcycle on which the men had been travelling and the</p> <p>18 other was in the man bag of the defendant who was</p> <p>19 stopped by the police a little further away?</p> <p>20 A. Of Izzet Eren, that's correct, yes.</p> <p>21 Q. Were any of the officers involved in that incident</p> <p>22 wearing body-worn video?</p> <p>23 A. Yes. The armed response officers would be wearing</p> <p>24 body-worn video.</p> <p>25 Q. Is that, or was that at the time, standard kit for them</p> <p style="text-align: center;">Page 108</p>

27 (Pages 105 to 108)

1 to have on them?
 2 **A. For uniformed armed officers, yes.**
 3 Q. But not for covert officers?
 4 **A. Not for covert armed officers, no.**
 5 Q. Following their arrest, we know that they attended or
 6 were taken to Wood Green Crown Court on 29 October,
 7 where they both pleaded guilty to firearms offences?
 8 **A. That's correct, yes.**
 9 Q. Were you present at court on that day?
 10 **A. Yes, I was.**
 11 THE CHAIRMAN: Just before you move on, you have indicated
 12 that the wearing of body-worn video cameras is standard
 13 where the officers are uniformed but not where the
 14 officers are operating covertly.
 15 **A. That's correct, sir, yes.**
 16 THE CHAIRMAN: The answer may be obvious but perhaps you
 17 should give it, why?
 18 **A. For covert reasons, if they were wearing body-worn**
 19 **camera, they wouldn't be able to maintain being covert.**
 20 THE CHAIRMAN: It would be like a form of uniform?
 21 **A. Absolutely, sir, yes.**
 22 MS BLACKWELL: Thank you.
 23 THE CHAIRMAN: Yes.
 24 MS BLACKWELL: What was the nature of any enquiries which
 25 you began to make following their arrest and detention

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1 and prior to their appearance at court, so what were
 2 your duties between 13 and 29 October in relation to
 3 this matter?
 4 **A. It was putting the criminal case together, providing the**
 5 **evidence to the Crown Prosecution Service, so that they**
 6 **could be prosecuted for the correct offences.**
 7 Q. Yes.
 8 When you attended at Wood Green on 29 October, were
 9 you present in court during the course of the hearing?
 10 **A. Yes.**
 11 Q. By that date, there had not been a settled view, had
 12 there, as to the extent of criminal proceedings that
 13 those two men may face as a result of their arrest on
 14 13 October?
 15 **A. It was fairly settled, in that they were charged with**
 16 **possession of those firearms and the theft of the bike.**
 17 **I had had an understanding that the CPS possibly**
 18 **were not going to continue with any further offences.**
 19 Q. Were or were not?
 20 **A. Weren't.**
 21 Q. Weren't.
 22 There was talk about the possibility of them facing
 23 a charge of conspiracy to murder, wasn't there?
 24 **A. That's correct, yes.**
 25 Q. I think that that was aired in court at the time that

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1 they entered their pleas?
 2 **A. I have got no recollection of that, I am afraid.**
 3 Q. I think that we have been assisted with a statement from
 4 a senior crown prosecutor --
 5 **A. Yes.**
 6 Q. -- who has indicated that on 29 October the Crown
 7 Prosecution Service were given a period of four weeks by
 8 the judge, during which they had to indicate whether or
 9 not they wished to pursue that additional charge of
 10 conspiracy to murder.
 11 Do you remember that being set out in open court?
 12 **A. I don't, I am afraid.**
 13 Q. That would mean that by 26 November, all parties would
 14 know what the position was, because I think what you can
 15 confirm, Mr Kinch, is that following the pleas being
 16 entered on 29 October, the case was adjourned until
 17 11 December?
 18 **A. That's correct, yes.**
 19 Q. With the intention of that being either the sentencing
 20 date or a date when further preliminary matters would
 21 proceed and perhaps a trial date may be fixed for the
 22 additional matter?
 23 **A. Yes, I recall the prosecution being asked to review all**
 24 **the charges.**
 25 Q. Right.

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1 THE CHAIRMAN: But you were the officer in the case?
 2 **A. Yes, sir.**
 3 THE CHAIRMAN: Would you not make a note of the direction
 4 that the judge made so that you could either be active
 5 or reactive or proactive in any process which went on?
 6 **A. I would have made a mental note at the time, sir, but**
 7 **I am afraid I do not have a memory of it now.**
 8 THE CHAIRMAN: Wouldn't you have made a note in a notebook
 9 or a daybook? It is quite important, isn't it?
 10 **A. Not at that time, sir, I was a proactive officer, and**
 11 **I tried keeping daybooks previously and as a covert**
 12 **proactive officer, it doesn't -- it doesn't help my role**
 13 **as a covert police officer to keep a daybook.**
 14 THE CHAIRMAN: But you were not acting as a covert officer
 15 on 29 October, you were acting as an officer in a case
 16 in which there was uncertainty as to the charges which
 17 might be brought and therefore uncertainty as to the
 18 amount of work that you, as the officer in the case,
 19 would have to do?
 20 **A. There may have been some uncertainty, sir, but my**
 21 **indication from conversations with the CPS was that it**
 22 **was unlikely to be proceeded with, but no more than**
 23 **unlikely.**
 24 THE CHAIRMAN: Yes.
 25 MS BLACKWELL: We very helpfully now have the statement from

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<p>1 Mr McGill on the screen. Have you had an opportunity of 2 looking at this, Mr Kinch?</p> <p>3 A. I have.</p> <p>4 Q. Then let me take you immediately to the third bullet 5 point under paragraph 2, because following the hearing 6 on 29 October, according to Mr McGill's investigation 7 into this matter, on 4 December, a telephone note on the 8 CPS case management system indicates that you, the OIC, 9 DC Kinch, spoke to the reviewing lawyer about your 10 intention to provide a request for a charging advice and 11 a report was thereafter provided.</p> <p>12 Do you remember speaking to somebody from the CPS on 13 the telephone on 4 December, about your intention to 14 provide a request for charging advice?</p> <p>15 A. Not particularly on that day. I am helped by this 16 statement, and I have since seen my email to the CPS on 17 4 December, which also helps my memory.</p> <p>18 Q. Did you provide a request for a charging advice?</p> <p>19 A. Yes, I did.</p> <p>20 Q. The next bullet point confirms that on 7 December, 21 a telephone note indicates that the reviewing lawyer 22 spoke to you and the lawyer gave a provisional view 23 that: 24 "... the information within the report was 25 intelligence rather than evidence, was highly</p> <p style="text-align: center;">Page 113</p>	<p>1 speculative and unlikely to be capable of being adduced 2 in evidence. However, he indicated that he would 3 discuss it further with his line manager before 4 a decision was reached and following that conversation, 5 the same day, he confirmed that there was insufficient 6 evidence to support an additional count of conspiracy to 7 murder and therefore no amended indictment was served on 8 the court or the defence."</p> <p>9 A. Yes.</p> <p>10 Q. Did you receive that information from the CPS on 11 7 December?</p> <p>12 A. Again, I have no particular memory of it, I am aided by 13 this statement. I recall receiving information they 14 were not -- or they were unlikely to proceed.</p> <p>15 THE CHAIRMAN: You rely on Mr McGill's statement for any 16 information about dates and what you were told?</p> <p>17 A. I am afraid so, sir, yes.</p> <p>18 THE CHAIRMAN: Yes.</p> <p>19 MS BLACKWELL: Did you know in the immediate run up to 20 11 December, so now I am talking about a day or two 21 before, that the conspiracy of murder charge was not 22 going to be preferred?</p> <p>23 A. I knew it was extremely likely it was not going to be 24 preferred, yes.</p> <p>25 Q. Even in the run-up to 11 December, you were not certain</p> <p style="text-align: center;">Page 114</p>
<p>1 whether or not it was going to be preferred?</p> <p>2 A. I was fairly sure, as sure as I could be.</p> <p>3 Q. The reason that I am asking you these questions is that 4 the inquiry has considered documentation prepared on 5 8/9/10 December and relied upon on 11 December, in 6 briefing notes and the like, all of which indicates that 7 the Crown Prosecution Service were still considering 8 their position.</p> <p>9 It seems from this note that, certainly by 10 7 December, they had decided not to pursue any 11 conspiracy to murder charge and I am going to suggest to 12 you, Mr Kinch, that that would have been conveyed to you 13 on 7 December or thereabouts?</p> <p>14 A. Yes, and I don't dispute that. And I would have 15 conveyed it on.</p> <p>16 Q. Do you think that you in turn provided that information 17 to any of your colleagues?</p> <p>18 A. Yes.</p> <p>19 Q. Right.</p> <p>20 Can you provide an explanation then as to why, 21 following that date, documents were created and 22 information was relied upon indicating that the decision 23 had not been taken?</p> <p>24 A. I can't, I am afraid. I don't believe I was involved in 25 the creation of those documents.</p> <p style="text-align: center;">Page 115</p>	<p>1 THE CHAIRMAN: Even though you passed on the information, 2 the situation was still being presented as one of 3 uncertainty, is that what you are saying?</p> <p>4 A. As I understand it, sir, yes.</p> <p>5 THE CHAIRMAN: Yes.</p> <p>6 MS BLACKWELL: Just to return to the penultimate bullet 7 point on this document: 8 "At the sentencing hearing on 11 December, the Crown 9 confirmed that no amendments were being made to the 10 indictment and the judge then proceeded to sentence on 11 that date."</p> <p>12 A. Yes.</p> <p>13 Q. Finally:</p> <p>14 "There is nothing within the file to indicate 15 whether the provisional view communicated to DC Kinch on 16 7 December was confirmed formally before the decision 17 was communicated at the hearing on 11 December."</p> <p>18 A. Yes.</p> <p>19 Q. Thank you. We can take that down, please.</p> <p>20 Some general questions about your method of 21 communication during the course of your role as OIC in 22 Operation Ankaa.</p> <p>23 The inquiry has been provided with telephone records 24 that indicate your contact with other officers over the 25 course of Operation Ankaa.</p> <p style="text-align: center;">Page 116</p>

<p>1 That appears to have been one way in which you 2 communicated between yourselves? 3 A. Yes. 4 Q. By that I mean verbal calls and also texts. 5 Although we are jumping ahead, we have been able to 6 look at the calls and texts that went from your 7 telephone to others involved, in particular FE19 and 8 also Mr Williams, during the course of the night of the 9 10th and into the morning of 11 December. When we look 10 at the times at which those texts and calls have gone, 11 they include midnight, 1.30 am, 2.54 am, 3.00 am, and 12 then 3.10 and we know you were at a briefing at 5.00. 13 Are you able to remember whether you slept on the night 14 between 10 and 11th and, if so, what were your periods 15 of rest? 16 A. I do remember that I slept. 17 Q. Yes. 18 A. I don't recall whether it was a very good night's sleep 19 or not, I suspect it possibly wasn't. 20 Q. What time were you intending to be on duty on the 21 morning of the 11th? 22 A. So I would have been on duty from 5.00 am, from the time 23 of the briefing, or very soon -- a very short period 24 before that, potentially. I probably would have driven 25 straight to the briefing location, although I can't</p> <p style="text-align: center;">Page 117</p>	<p>1 remember for sure. 2 Q. Did you spend the night at home, the night of 10th to 3 the 11th? 4 A. Yes, I believe I did. 5 Q. The inquiry has heard that some officers stayed in 6 a hotel and they I think came on duty slightly earlier 7 than you, perhaps at 2.00 or 3.00? 8 A. Yes, I understand there was a separate briefing at 9 3.00 am but I was not involved in that. 10 Q. You were not involved in that? 11 A. I definitely didn't stay in a hotel that night. 12 Q. Doing the best you can now, are you able to assist the 13 inquiry with what you may have been communicating about 14 to your colleagues in the very early hours of 15 11 December? 16 A. I honestly couldn't help you. 17 Q. I don't want you to guess, I appreciate it is a long 18 time ago. 19 Did you ever keep any notes of telephone 20 conversations that you had, was that something that you 21 were in the habit of doing? 22 A. No. 23 Q. No. 24 You have explained to the chair it wasn't your usual 25 practice to take a daybook and to write matters in</p> <p style="text-align: center;">Page 118</p>
<p>1 there? 2 A. That's correct. 3 Q. The same goes for conversations as well? 4 A. Yes. 5 From 11 December onwards I did keep a daybook, 6 because my role at that stage was dealing with being the 7 OIC of the events on the 11th, which kept me more or 8 less confined to the office for some considerable 9 periods of time. There was obviously a lot to do. 10 Q. Yes. 11 A. So I did have a daybook for that period. 12 Q. Did you find that useful? 13 A. Yes. 14 Q. Let's go back, please, to an earlier part of Operation 15 Ankaa and shortly after the court hearing on 29 October. 16 Are you able to tell the inquiry what sort of 17 inquiries you were making into the information which 18 I know that you received about the possible breakout 19 going to take place on the next court date, which was 20 11 December. 21 What did you do, what sort of things did you look 22 into? 23 A. So we organised and deployed on three separate 24 surveillance deployments, in order to try and obtain as 25 much information as possible about people meeting</p> <p style="text-align: center;">Page 119</p>	<p>1 Ozcan Eren. We also deployed with technical equipment 2 on two of those days, in order to aid the intelligence. 3 We arranged for the camera to be installed, the static 4 camera. 5 Q. In the area overlooking the car park? 6 A. Overlooking the car park, yes. It was not based in the 7 car park but overlooking the car park. 8 Q. Yes? 9 A. We also did all the authorities, arranged for the probe 10 to be fitted to the vehicle, and obviously we were -- in 11 the earlier days we were trying to find as much 12 information as we possibly could about what was being 13 planned. 14 Q. Yes. 15 A. We were heavily reliant on our intelligence. 16 Q. Yes. 17 A. We managed to locate, find and locate the vehicle in the 18 car park -- 19 Q. Yes. 20 A. -- and researched its history to see if that would help 21 us at all. But there was very little intelligence about 22 what was going to happen. 23 Q. I am going to ask you some questions about some of those 24 aspects of inquiry, and I am going to ask that we look, 25 please, at MPS2127.</p> <p style="text-align: center;">Page 120</p>

<p>1 We can see that this is an email that was sent to</p> <p>2 you from FE19. On Wednesday, 4 November. It says the</p> <p>3 following:</p> <p>4 "Use the drop down in the subjects box for McQueen</p> <p>5 and it will take you to the relevant bit. Can you</p> <p>6 update the results box when done and if any further</p> <p>7 actions have resulted from the completion of the initial</p> <p>8 action. Any relevant reference numbers that will enable</p> <p>9 others to chase up jobs in your absence also put in,</p> <p>10 please. Documents can be saved in the McQueen folder on</p> <p>11 the S: drive. Any problems, let us know."</p> <p>12 Did you understand what that was directing you to</p> <p>13 do?</p> <p>14 A. Yes, it was a -- it was a spreadsheet kept on the</p> <p>15 S: drive.</p> <p>16 Q. What is the name "McQueen"?</p> <p>17 A. McQueen was a name given to the operation before it was</p> <p>18 given the formal name of Operation Ankaa.</p> <p>19 Q. Right, so when we see "McQueen", do we take that to mean</p> <p>20 the specific part of Operation Utara dealing with the</p> <p>21 escape plan?</p> <p>22 A. It is the initial name given to it before Ankaa was</p> <p>23 given to it --</p> <p>24 Q. Right.</p> <p>25 A. -- so it was superseded by Operation Ankaa.</p> <p style="text-align: center;">Page 121</p>	<p>1 Q. Then below those directions we see a series of sentences</p> <p>2 that have initials, then a direction and then</p> <p>3 a reference in relation to each of them, to McQueen?</p> <p>4 A. Yes.</p> <p>5 Q. The first of which is AS, I think that is Andy Sparks?</p> <p>6 A. Yes.</p> <p>7 Q. Because where we see lower down in the penultimate line</p> <p>8 "ACS", I think that is Adam C Seton, isn't it?</p> <p>9 A. Yes, that's right.</p> <p>10 Q. At the first one we can see:</p> <p>11 "AS -- liaise with TSU re covert fit of prison van."</p> <p>12 A. Yes.</p> <p>13 Q. Were you aware of to what that related?</p> <p>14 A. Yes -- yes, that would have been enquiries looking into</p> <p>15 whether we could potentially fit covert equipment onto</p> <p>16 the prison van.</p> <p>17 Q. Did you make any inquiries in relation to that?</p> <p>18 A. I didn't, no.</p> <p>19 Q. Right.</p> <p>20 Are you able to assist as officer in the case as to</p> <p>21 whether or not any enquiries were made?</p> <p>22 A. I believe they were, yes.</p> <p>23 Q. Are you able to assist us with why, in the event, no</p> <p>24 covert fit of any prison van took place?</p> <p>25 A. I believe it was -- it just wasn't feasible. My</p> <p style="text-align: center;">Page 122</p>
<p>1 colleague DC Sparks made those enquiries, as you can see</p> <p>2 from this email. For various reasons it was not</p> <p>3 feasible to covert fit a prison van with audio equipment</p> <p>4 or any type of equipment.</p> <p>5 Q. Right. Was the decision not to follow through with that</p> <p>6 request based in part on the fact that Serco were not to</p> <p>7 be told of the plan to effect the escape of Izzet Eren?</p> <p>8 A. That could have been the reason, yes. Because I didn't</p> <p>9 make those particular enquiries, I am reluctant to give</p> <p>10 a guess as to what that may have been but I would figure</p> <p>11 that that would be likely to have played a part, yes.</p> <p>12 THE CHAIRMAN: You said for various reasons. Surely, if the</p> <p>13 decision had been taken to keep Serco out of the loop,</p> <p>14 there wouldn't need to be any other reasons, would</p> <p>15 there, because that would effectively render any enquiry</p> <p>16 in that regard a complete waste of time?</p> <p>17 A. Yes, sir.</p> <p>18 THE CHAIRMAN: So what were the other reasons?</p> <p>19 A. Because I didn't make those enquiries, it wouldn't be</p> <p>20 appropriate for me to guess what those other reasons may</p> <p>21 be.</p> <p>22 THE CHAIRMAN: I only ask because you said there were</p> <p>23 various reasons.</p> <p>24 A. It may be an incorrect turn of phrase, sir, on my</p> <p>25 behalf.</p> <p style="text-align: center;">Page 123</p>	<p>1 THE CHAIRMAN: We will find out. Thank you.</p> <p>2 MS BLACKWELL: The next suggestion is "Full recce of Borg</p> <p>3 address to support surveillance deployments".</p> <p>4 Again, that is not an action that's assigned to you</p> <p>5 but as officer in the case are you able to assist with</p> <p>6 whether or not that took place?</p> <p>7 A. Yes, it did.</p> <p>8 Q. Thank you.</p> <p>9 The next is:</p> <p>10 "Research to identify people involved in conspiracy</p> <p>11 then get profiles."</p> <p>12 I suspect I know the answer to that, because the</p> <p>13 inquiry has received information that intelligence</p> <p>14 profiles were obtained and shared amongst the team in</p> <p>15 relation to Sinan Ozger, Ozcan Eren and Izzet Eren,</p> <p>16 together with a wider schedule of criminal activity</p> <p>17 carried out by the Tottenham Turks organised crime</p> <p>18 network.</p> <p>19 A. Yes.</p> <p>20 Q. The next is:</p> <p>21 "Recky of possible lay down area to ID car and OP</p> <p>22 opportunities."</p> <p>23 To what does that relate?</p> <p>24 A. That relates to the Eastern Road car park and that</p> <p>25 vicinity in relation to identifying the possible</p> <p style="text-align: center;">Page 124</p>

<p>1 vehicle.</p> <p>2 Q. What are "OP opportunities"?</p> <p>3 A. Observation post opportunities.</p> <p>4 Q. That is something about which you have already made</p> <p>5 reference, because we have spoken about this static</p> <p>6 camera, haven't we?</p> <p>7 A. That's correct, yes.</p> <p>8 Q. Were you involved in the identification of the</p> <p>9 monitoring place and also the type of monitoring</p> <p>10 equipment that was used?</p> <p>11 A. Not directly, my colleague was, I have had opportunities</p> <p>12 since to review some of that information.</p> <p>13 Q. Thank you.</p> <p>14 The inquiry has heard that in relation to the static</p> <p>15 camera, it became apparent once it had been installed,</p> <p>16 that there was difficulty in the visual support that it</p> <p>17 gave: during the hours of darkness it didn't really work</p> <p>18 very well.</p> <p>19 A. That's correct, yes.</p> <p>20 Q. Did you become aware of that?</p> <p>21 A. Yes, I believe I did.</p> <p>22 Q. The inquiry has also seen a document which requested</p> <p>23 that that problem be looked into on two, possibly three,</p> <p>24 occasions.</p> <p>25 Do you know whether or not it was looked into and if</p> <p style="text-align: center;">Page 125</p>	<p>1 so, what was the result of that enquiry?</p> <p>2 A. I believe it was looked into. We are heavily reliant on</p> <p>3 our TSU, who deal with the arrangements around fitting</p> <p>4 these particular pieces of equipment. And my</p> <p>5 understanding is they didn't have a better opportunity,</p> <p>6 given the time that they had in order to fit the camera</p> <p>7 in a better position, or provide additional lighting.</p> <p>8 Q. So I summarise your evidence. It was looked into, there</p> <p>9 was a request made for an improvement but, given the</p> <p>10 circumstances that existed, that improvement was not</p> <p>11 forthcoming?</p> <p>12 A. That is my understanding, yes.</p> <p>13 Q. All right.</p> <p>14 Who was monitoring the static camera footage?</p> <p>15 A. It wasn't being monitored constantly 24/7. It was being</p> <p>16 monitored periodically and if we had intelligence to</p> <p>17 suggest that the car was going to be moved, it would be</p> <p>18 monitored then.</p> <p>19 Q. The car was moved, wasn't it, on 7 December?</p> <p>20 A. Yes.</p> <p>21 Q. We will come to that in due course, because I think that</p> <p>22 you were able to identify the person that was moving it?</p> <p>23 A. Yes.</p> <p>24 Q. All right. But would I be right in saying that that</p> <p>25 identification came not from what was shown on the</p> <p style="text-align: center;">Page 126</p>
<p>1 camera but from other intelligence?</p> <p>2 A. That's correct.</p> <p>3 Q. Thank you.</p> <p>4 In the event, can you confirm, Mr Kinch, that</p> <p>5 throughout the course of the operation and the time that</p> <p>6 the static camera was in place, it was not possible to</p> <p>7 identify any of the conspirators from that particular</p> <p>8 piece of equipment?</p> <p>9 A. That's correct.</p> <p>10 Q. Do you think that that was a missed opportunity?</p> <p>11 A. I would have much preferred a better camera in better</p> <p>12 circumstances to identify people, absolutely.</p> <p>13 But, as I said, we are heavily reliant on our TSU</p> <p>14 and that was the best they could do, given the</p> <p>15 circumstances.</p> <p>16 Q. Did you become aware that the entrance/exit area from</p> <p>17 the Crown Court, from Winkfield Road, that the inquiry</p> <p>18 has looked at, was an area where prison transport</p> <p>19 personnel are at their most vulnerable and the reason</p> <p>20 why you subsequently concluded the mission vehicle was</p> <p>21 waiting near there?</p> <p>22 A. That is not quite how it happened in my memory.</p> <p>23 Q. All right.</p> <p>24 A. I visited -- if I can assist --</p> <p>25 Q. Please, yes?</p> <p style="text-align: center;">Page 127</p>	<p>1 A. I visited the Crown Court on 11 December and part of my</p> <p>2 duties, which I am sure we will go into on that day,</p> <p>3 were to deal with the arrests of Izzet Eren and</p> <p>4 Amoyaw-Gyamfi.</p> <p>5 With the benefit of the services of the Serco</p> <p>6 manager on that day, I was walked through the cell area</p> <p>7 of the courts to the back area where the van arrives.</p> <p>8 And that is the first time I had seen for myself the</p> <p>9 location of where the van, the prison vans, would</p> <p>10 normally arrive to the prison. Where they would have to</p> <p>11 potentially stop for a period of time waiting for the</p> <p>12 gates to open, and so that was an opinion that I formed</p> <p>13 on that day.</p> <p>14 Q. That, if I may say so, makes sense.</p> <p>15 So it was not until your visit to the courts after</p> <p>16 the arrests of Nathan Mason and Gokay Sogucakli, when</p> <p>17 you went to the court, that was the first time that you</p> <p>18 had appreciated the vulnerability of that area?</p> <p>19 A. Yes.</p> <p>20 Q. Right.</p> <p>21 Because you did mention it in an entry that you made</p> <p>22 on a report on 17 December, let's just look at that,</p> <p>23 please, it is MPS454, page 42, please.</p> <p>24 Thank you.</p> <p>25 In fact, can we go to just a little further up on to</p> <p style="text-align: center;">Page 128</p>

1 the previous page.

2 **A. Sorry, this screen is very fuzzy, I don't know if there**

3 **is a better --**

4 Q. We are going to make it bigger.

5 THE CHAIRMAN: Is that better?

6 **A. Thank you, yes.**

7 MS BLACKWELL: It is the bottom entry on that page:

8 "At approximately 0900 hours, the mission vehicle

9 [registration number] was observed lying in wait in

10 Bracknell Close, Wood Green, at the rear of Wood Green

11 Crown Court. This road leads to Winkfield Road, which

12 is the entrance/exit to the cells at Wood Green Crown

13 Court and is used by prisoner transport vehicles.

14 Security personnel stop at the gate where they alight

15 from the vehicle to activate the [next page, please, and

16 can we make it bigger please] buzzer to gain access into

17 the court building and ultimately the cells. It is said

18 this area is where the prison transport personnel are at

19 their most vulnerable and the reason the mission vehicle

20 was waiting at the location."

21 Do you remember making that entry on 17 December or

22 can you confirm that it is yours?

23 **A. It would be my entry, yes.**

24 Q. Thank you.

25 THE CHAIRMAN: Do we infer from that that the conspirators

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1 had taken a deliberate choice to place their vehicle

2 there, because of its proximity to the point at which

3 the van operatives would be at their most vulnerable?

4 **A. That was certainly my impression, sir, yes.**

5 Q. What had been done ahead of the operation to appreciate

6 that possibility?

7 **A. I am aware that armed officers or officers from SCO19,**

8 **specialist officers, had performed a recce of the court**

9 **building and the area and they were going to be involved**

10 **in the operation on that day.**

11 **But my first visit to the court building was on the**

12 **11th.**

13 THE CHAIRMAN: Do you know whether recce of the building

14 took account of the areas of vulnerability outside the

15 building?

16 **A. I -- in answer to your question, I don't know for sure,**

17 **sir.**

18 THE CHAIRMAN: Thank you.

19 MS BLACKWELL: You, in answer to questions from the chairman

20 just now, said that your first visit to the Crown Court

21 was on 11 December.

22 In fact you had been there on 29 October, hadn't

23 you, but only in the capacity as officer in the case and

24 I doubt you would have gone to the cell area.

25 **A. That's correct, yes, it was my -- I have been to that**

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1 **court on a number of occasions, but certainly the first**

2 **time I have been to the cell area and through out to the**

3 **back of that court to where the prison vans arrive, the**

4 **first time I did that was on 11 December.**

5 THE CHAIRMAN: Yes.

6 MS BLACKWELL: The inquiry has also heard evidence that on

7 a date in early December, Mr Murray went to Wood Green

8 Crown Court to begin an application for there to be

9 an armed presence there on 11 December, and he, together

10 with other officers and a member of the court staff,

11 walked around the building.

12 Did he report back to you following his visit to the

13 Crown Court or did he discuss with you anything that he

14 had seen?

15 **A. We would have had a discussion about his visit to the**

16 **Crown Court --**

17 Q. Yes.

18 **A. -- but it would have been centred around the application**

19 **that he was making and the enquiries he was making with**

20 **the court staff, as opposed to any form of recce. That**

21 **is not what he was there for.**

22 Q. In the preparation for the armed deployments on

23 11 December, did you speak to any of the armed officers

24 or their supervisors and were you told from them about

25 this area of vulnerability?

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1 **A. Not that I recall.**

2 Q. Because what you have put here on 17 December, about it

3 being an area of vulnerability, doesn't appear in any of

4 your briefing notes or any other material that you

5 prepared in the run up to 11 December, does it?

6 **A. No.**

7 Q. So it is your evidence, Mr Kinch, that until you went

8 and saw it yourself on 11 December, you were unaware

9 that this posed an area of vulnerability?

10 **A. That's correct, yes. Although I am slightly concerned**

11 **that it says, "It is said this area is where the prison**

12 **transport are at their most vulnerable". I wonder if**

13 **I may have picked that up from a TAC advise document**

14 **perhaps, but my recollection is that I saw that for**

15 **myself on 11 December.**

16 Q. For the first time.

17 **A. For the first time.**

18 Q. Had you appreciated that before 11 December, would that

19 have been something which you would have considered

20 relevant enough to put in a briefing note or a briefing

21 that you were giving?

22 **A. Possibly, but I would also know that specialist officers**

23 **would carry out their own recce of those premises**

24 **anyway. And they are far better trained than I am in**

25 **tactics around firearms operations.**

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33 (Pages 129 to 132)

<p>1 Q. All right. Thank you.</p> <p>2 I want to ask you about another detail, please, and</p> <p>3 it is something that appears in the witness statement of</p> <p>4 W80.</p> <p>5 Could we take that down, please, and put up SLA6 at</p> <p>6 page 3 and could we zoom into paragraph 10, please.</p> <p>7 Thank you.</p> <p>8 W80 says:</p> <p>9 "I cannot be certain precisely when but some time on</p> <p>10 the Tuesday I was given information that the suspect in</p> <p>11 custody who was to be broken out had said words to the</p> <p>12 effect of he did not want boys on the job and wanted</p> <p>13 experienced people. I do not recall now who said this.</p> <p>14 It may have been the detective sergeant from SCO7</p> <p>15 (Steve Alexander) or the detective constable</p> <p>16 (Gary Kinch). I do not believe this was part of the</p> <p>17 recorded briefing. This caused me to believe the attack</p> <p>18 was going to take place and that we would be dealing</p> <p>19 with experienced criminals who would be armed and</p> <p>20 prepared to use firearms."</p> <p>21 Tuesday was 8 December. Do you remember, on</p> <p>22 8 December or some time thereabouts, during the course</p> <p>23 of a meeting or a briefing, saying that the person who</p> <p>24 was either organising the escape, or was the subject of</p> <p>25 the escape, did not want boys on the job and wanted</p> <p style="text-align: center;">Page 133</p>	<p>1 experienced people?</p> <p>2 A. I don't recall that. I don't recall taking part in the</p> <p>3 briefing on the 8th and I don't recall saying that.</p> <p>4 Q. Was that information that had come to your attention</p> <p>5 during the course of the planning for 11 December?</p> <p>6 A. There was intelligence to that effect, yes.</p> <p>7 Q. But, as far as you are aware, you don't remember</p> <p>8 disseminating that in a meeting to W80 and/or others?</p> <p>9 A. I am sorry, I don't have a recollection of that.</p> <p>10 THE CHAIRMAN: Do you have a recollection of being at the</p> <p>11 briefing?</p> <p>12 A. The briefing was in relation to the covert fit on the</p> <p>13 Audi that day, and I was certainly involved in that.</p> <p>14 I do not have a recollection of being at the briefing,</p> <p>15 but it is very likely I was because I was involved in</p> <p>16 the later operation that day.</p> <p>17 THE CHAIRMAN: Thank you.</p> <p>18 MS BLACKWELL: We know that you were certainly at the</p> <p>19 briefing at New Scotland Yard on 10 December, weren't</p> <p>20 you?</p> <p>21 A. I was, yes.</p> <p>22 Q. A briefing document was used during the course of that</p> <p>23 briefing. It was effectively a PowerPoint, wasn't it?</p> <p>24 A. Yes.</p> <p>25 Q. That included the identities and some intelligence</p> <p style="text-align: center;">Page 134</p>
<p>1 relating to members of the Tottenham Turks gang?</p> <p>2 A. Yes.</p> <p>3 Q. Part of that briefing included a series of vehicles and</p> <p>4 the registration numbers as far as you knew them to be,</p> <p>5 connected with Ozcan Eren?</p> <p>6 A. That's correct, yes.</p> <p>7 Q. Because what you were attempting to do during the course</p> <p>8 of that briefing was to cover all aspects of what might</p> <p>9 happen, as part of the escape plan the following day?</p> <p>10 A. That's correct, yes.</p> <p>11 Q. I think you dealt with the Audi vehicle itself, the</p> <p>12 mission vehicle?</p> <p>13 A. Yes.</p> <p>14 Q. But also identified several other vehicles, should they</p> <p>15 be used by Ozcan Eren or other members of the group?</p> <p>16 A. That's right, yes, we flagged up other known vehicles</p> <p>17 that they were known to use.</p> <p>18 Q. Yes.</p> <p>19 Could we please just look at one aspect of the</p> <p>20 transcript of this briefing. It is at IPC315, please,</p> <p>21 Mr Coates.</p> <p>22 Thank you.</p> <p>23 It is the final page, it is page 9.</p> <p>24 Thank you.</p> <p>25 It is just the last part of what you say here,</p> <p style="text-align: center;">Page 135</p>	<p>1 Mr Kinch I will read the paragraph:</p> <p>2 "Very early in the morning, we will be notified of</p> <p>3 the intended route of that particular van."</p> <p>4 Just pausing there, you were here confirming that</p> <p>5 you wouldn't get to know that information until the</p> <p>6 following morning, would you?</p> <p>7 A. That's correct, yes.</p> <p>8 Q. "Both of those subjects will be on the same van."</p> <p>9 That is clearly a reference to Izzet Eren and</p> <p>10 Erwin Amoyaw-Gyamfi.</p> <p>11 A. Yes.</p> <p>12 Q. "Obviously they are coming from the same prison. We</p> <p>13 don't know at this stage what van they are going to be</p> <p>14 on."</p> <p>15 Again, that was information that you would be</p> <p>16 provided with in the morning?</p> <p>17 A. Yes.</p> <p>18 Q. "We will know in the morning. And we will know if that</p> <p>19 van has drop offs before it goes to Wood Green."</p> <p>20 Again, some vans did, some vans went directly to one</p> <p>21 court centre and you wouldn't know that information</p> <p>22 until the morning itself?</p> <p>23 A. Yes.</p> <p>24 Q. "So we will have a much better idea of the intended</p> <p>25 route. It is quite likely that it will travel along</p> <p style="text-align: center;">Page 136</p>

<p>1 Bounds Green Road ..."</p> <p>2 You were making that assumption from your</p> <p>3 understanding of where the van had to get from A to B?</p> <p>4 A. Absolutely.</p> <p>5 Q. "... which is very close to where the car is laid up</p> <p>6 (inaudible) very good coverage in that area so its</p> <p>7 (inaudible) we will see tomorrow."</p> <p>8 It is that final part of your briefing that I want</p> <p>9 to ask you about.</p> <p>10 What were you saying had very good coverage in that</p> <p>11 area or what were you referring to?</p> <p>12 A. I think I was probably saying we'd very good coverage in</p> <p>13 that area and I was referring to the OP that we had in</p> <p>14 place.</p> <p>15 Q. Right.</p> <p>16 A. And I knew that my colleagues that would be in the Op</p> <p>17 that day were not just relying on the camera, they had</p> <p>18 their own eyes as well and they were afforded a very</p> <p>19 good view along Bounds Green Road at the junction with</p> <p>20 Eastern Road, I believe it was. That is what I was</p> <p>21 referring to.</p> <p>22 Q. Right, so it is a combination of the camera and</p> <p>23 surveillance opportunities?</p> <p>24 A. Yes.</p> <p>25 Q. What -- sorry, go on.</p> <p style="text-align: center;">Page 137</p>	<p>1 A. Sorry, I just thought there was also some CCTV cameras</p> <p>2 in that area that we were hoping to get control of on</p> <p>3 the day.</p> <p>4 Q. Thank you.</p> <p>5 What was the purpose of the briefing at</p> <p>6 New Scotland Yard on 10 December?</p> <p>7 A. It was an overarching briefing to try and -- because</p> <p>8 there were so many different units to be involved in</p> <p>9 this operation on the 11th, I think we wanted to give</p> <p>10 an opportunity to representatives from each of those</p> <p>11 units to come along so that they had the best knowledge</p> <p>12 that they could get prior to the further briefings on</p> <p>13 11 December of what is going to take place and to</p> <p>14 potentially identify any issues that might arise, so</p> <p>15 that we can deal with them before the 11th. And, in</p> <p>16 fact, there was an issue raised in relation to the radio</p> <p>17 channels that we were going to be using. It was going</p> <p>18 to cause potential issues, and I recall someone raising</p> <p>19 a problem with the radio channels that we corrected.</p> <p>20 Q. Right. Was it unusual to have a briefing the day before</p> <p>21 as well as formal briefings on the morning of</p> <p>22 an operation?</p> <p>23 A. We would sometimes -- as an operational team ourselves,</p> <p>24 we would sometimes have our own operational briefings</p> <p>25 within our team before we went to a further briefing on</p> <p style="text-align: center;">Page 138</p>
<p>1 the day --</p> <p>2 Q. Yes.</p> <p>3 A. -- but, because of the nature of this job in that it</p> <p>4 involved so many different units, it was good practice</p> <p>5 to have an overarching briefing.</p> <p>6 Q. Yes, and it sounds from what you have said, Mr Kinch, as</p> <p>7 if it was a good idea not only to get everybody together</p> <p>8 and talk about what was expected, but also because it</p> <p>9 raised this issue about the radio channels which you</p> <p>10 were able to rectify before the morning itself?</p> <p>11 A. Yes. Yes.</p> <p>12 Q. I just want to look for a moment, please, about the</p> <p>13 attendees at that briefing.</p> <p>14 There was a register of attendees, which we will</p> <p>15 look at in a moment, but first of all I would like us to</p> <p>16 consider who it was intended should be there.</p> <p>17 Let's look, please, at IPC538, which I think should</p> <p>18 be an email.</p> <p>19 Is there another page? Thank you, yes.</p> <p>20 We will just deal with the content of this, if we</p> <p>21 can.</p> <p>22 The subject is "Deployment 11 December", and it is</p> <p>23 from Ryan Spicer, I think to you, Mr Kinch:</p> <p>24 "Hi Gary, just to confirm, will 19 be there for the</p> <p>25 briefings on the 11th to prevent blue and blue</p> <p style="text-align: center;">Page 139</p>	<p>1 situation? My DI just wanted to make sure this was the</p> <p>2 case."</p> <p>3 Is this in fact a reference to the briefing on the</p> <p>4 morning of the 11th rather than the 10th? It looks as</p> <p>5 if it might be. Can we go back to the previous page,</p> <p>6 please.</p> <p>7 A. That would be an irrelevant question because he would</p> <p>8 know that 19, SCO19, would be there for the 11th. So</p> <p>9 possibly he has got the date wrong.</p> <p>10 Q. He has got the date wrong and he might be talking about</p> <p>11 the 10th?</p> <p>12 A. The 10th, yes.</p> <p>13 Q. I think your response is:</p> <p>14 "Hi, Ryan, yes, that is the intention, I have not</p> <p>15 spoken to them personally yet but their SMT is aware,</p> <p>16 that is on my list for this week."</p> <p>17 A. Yes.</p> <p>18 Q. Do you recollect that that was in fact a question about</p> <p>19 the briefing on 10th rather than the 11th?</p> <p>20 A. I don't recollect it, but certainly --</p> <p>21 Q. It makes sense?</p> <p>22 A. It would make absolute sense it was in relation to the</p> <p>23 10th as opposed to the 11th.</p> <p>24 Q. Let's look, please at IPC414.</p> <p>25 Let's start at the bottom, because I think in the</p> <p style="text-align: center;">Page 140</p>

35 (Pages 137 to 140)

<p>1 usual way, these appear in inverse order.</p> <p>2 "Hello, I have spoken to Gary Kinch and it is</p> <p>3 confirmed that there will be a briefing in the fifth</p> <p>4 floor briefing room at NSY at 1500 hours on 10 December.</p> <p>5 We need one of the armed teams to go to that briefing</p> <p>6 and the TLs from the other two teams."</p> <p>7 What does that refer to?</p> <p>8 A. Team leaders.</p> <p>9 Q. "On the day of the deployment there will be another full</p> <p>10 tape-recorded briefing for the remaining armed team and</p> <p>11 unarmed team. Team 6 will go to the armed briefing on</p> <p>12 10 December, this would mean a duty variation. If there</p> <p>13 are any issues give me a buzz in the ..."</p> <p>14 SOC is that or SOO?</p> <p>15 A. It looks like it.</p> <p>16 Q. Let's move up the page, please. This is coming from</p> <p>17 FE10 to Chris Davies:</p> <p>18 "Hello all, my understanding is the whole of team 6</p> <p>19 (armed) are required to attend the briefing on Thursday</p> <p>20 10 December and only the TLs from T7 and T12 as per the</p> <p>21 emails below.</p> <p>22 "We are shown at 8 am on Operation Thetis, on the</p> <p>23 Thursday now, are we doing Op Thetis then going to the</p> <p>24 briefing at 3 pm or has there been a mix up somewhere</p> <p>25 along the line."</p> <p style="text-align: center;">Page 141</p>	<p>1 Above that:</p> <p>2 "We will look at this on Monday as Mr Davies really</p> <p>3 wants the teams to be briefed together. Once Mr Davies</p> <p>4 is blue and we have a review of the intel, we will</p> <p>5 liaise with their teams and re-organise the tasking</p> <p>6 board accordingly. Sorry to mess around, but as a:</p> <p>7 large commitment we want to make sure we get it right."</p> <p>8 There appears to be a desire for the armed officers</p> <p>9 to be present at the 10 December briefing in as big</p> <p>10 a number as possible?</p> <p>11 A. Yes.</p> <p>12 Q. Did that happen?</p> <p>13 A. I now realise it didn't. On the day, I know there was</p> <p>14 a briefing room with lots of people in it, I didn't</p> <p>15 really know who they all were.</p> <p>16 Q. Let's have a look at the register of attendees, because</p> <p>17 that might help. It is MPS556, please.</p> <p>18 Some names have been redacted and there are some</p> <p>19 ciphers there.</p> <p>20 I think there are two pages of the document, if we</p> <p>21 could display them side by side.</p> <p>22 Thank you.</p> <p>23 Are you able, from that document, to identify how</p> <p>24 many firearms officers were present? (Pause)</p> <p>25 A. Not entirely, no.</p> <p style="text-align: center;">Page 142</p>
<p>1 THE CHAIRMAN: There are 50 people there, I think.</p> <p>2 A. There are a number of officers with their call signs, as</p> <p>3 opposed to their names. I don't think they are firearms</p> <p>4 officers. But I can't be sure. I think they are</p> <p>5 possibly surveillance officers, but I can't be sure.</p> <p>6 MS BLACKWELL: We can find that out, but as you look at it,</p> <p>7 if we take those call signs out of the list, are there</p> <p>8 any other attendees who appear to have been firearms</p> <p>9 officers?</p> <p>10 A. No, there are two more call signs on the left hand page</p> <p>11 at the bottom.</p> <p>12 Q. Yes.</p> <p>13 A. They don't have MC before them. Again I don't know --</p> <p>14 THE CHAIRMAN: They have numbers which are compatible with</p> <p>15 them being MCs, don't they?</p> <p>16 A. Yes, they do, sir, yes but from this list, there is</p> <p>17 a couple of names I don't recognise, but I don't -- it</p> <p>18 is not obvious to me which of those officers are</p> <p>19 firearms officers.</p> <p>20 Q. What shoulder number or prefix would you expect</p> <p>21 a firearms officer to have, would it be CO?</p> <p>22 A. CO, yes.</p> <p>23 Q. We don't see anybody with that there?</p> <p>24 A. No.</p> <p>25 Q. We do know that W80 was present and his cipher does not</p> <p style="text-align: center;">Page 143</p>	<p>1 appear there?</p> <p>2 A. That's correct.</p> <p>3 Q. So in fairness, it may be that there were some officers,</p> <p>4 including W80, there who did not sign in.</p> <p>5 But do we take it from the attendees list that we</p> <p>6 can consider, those who did sign in, that there were</p> <p>7 very few, if any firearms officers in addition to W80?</p> <p>8 A. It would appear that way, yes.</p> <p>9 Q. Again, I don't want to make an unfair point, could one</p> <p>10 explanation for that be that they were involved in</p> <p>11 another operation at the time, or that because of the</p> <p>12 early start on 11 December they were forced to take</p> <p>13 a period of rest the day before?</p> <p>14 A. Yes, it could be.</p> <p>15 Q. So a number of reasons?</p> <p>16 A. Yes.</p> <p>17 Q. Thank you.</p> <p>18 Can we take that down, please.</p> <p>19 We have talked about the time that you came on duty</p> <p>20 on the morning of the 11th. You were present at the</p> <p>21 5.00 am briefing at Lincoln Road and again you presented</p> <p>22 part of that briefing, didn't you?</p> <p>23 A. I did, yes.</p> <p>24 Q. The intelligence part of the briefing?</p> <p>25 A. Yes.</p> <p style="text-align: center;">Page 144</p>

<p>1 Q. The beginning and end part was presented by FE1, who is 2 DI Keely Smith? 3 A. That's correct. 4 Q. Who was preparing to carry out the role of on-ground 5 tactical firearms commander? 6 A. That's correct, yes. 7 Q. Of Team B, who were following the Audi -- 8 A. Yes. 9 Q. -- or surveilling the Audi? 10 Let's have a look, please, if we may, at the 11 transcript of this briefing, it is IPC238. 12 If we can go to the following page, please. 13 This is you taking over, four lines down, at the top 14 of the page? 15 A. Yes. 16 Q. You are saying the following: 17 "On 13 October this year, as a result of 18 a spontaneous operation, we arrested both Izzet Eren and 19 Erwin Amoyaw-Gyamfi who were sat on a high-powered 20 motorbike travelling towards the Hackney area, were with 21 two automatic firearms in their possession which were 22 loaded, one of which had the safety off ready to go. As 23 a result of that arrest they are currently on remand at 24 the Scrubs pending sentencing today at Wood Green Crown 25 Court, having pleaded guilty to all offences."</p> <p style="text-align: center;">Page 145</p>	<p>1 Pausing there, it seems as if by the morning of 2 11 December you were certain that the sentencing hearing 3 was going to go ahead as such on that morning? 4 A. Yes. 5 Q. "Intelligence that we have received suggests that 6 Izzet Eren intends to escape from custody whilst in 7 transit today. Further intelligence identifies that his 8 brother Ozcan Eren has access to a vehicle parked in 9 Eastern Road, Wood Green." 10 Pausing again, we know that it was in fact his 11 cousin. 12 A. Cousin, yes. 13 Q. "Our investigations have indicated an Audi A6 [vehicle 14 registration number] which is parked in a secluded car 15 park at the bottom of Eastern Road, very near Bounds 16 Green Road, not far from Wood Green Crown Court. In 17 relation to our subjects this is Ozcan Eren, this is 18 Izzet Eren's brother." 19 At that stage you were displaying and referring to 20 the PowerPoint presentation, weren't you? 21 A. Yes, not exactly the same PowerPoint presentation that 22 I used for the 10th briefing, it would have been 23 potentially slightly different, and I say potentially 24 because I can't recall if it was different or not. 25 Q. You have anticipated my next question.</p> <p style="text-align: center;">Page 146</p>
<p>1 Did you prepare a different PowerPoint for each of 2 the briefings? 3 A. I produced the overall PowerPoint for the briefings, and 4 then the briefing officers responsible for briefing 5 their own teams on the morning of the 11th may have made 6 certain changes, bearing in mind the locations that they 7 were briefing at. 8 Q. Yes. 9 A. Particulars of their plots, that kind of thing. 10 Q. All right: 11 "This is Izzet Eren's brother, he has a family 12 address at [given], which is just around the corner from 13 Wood Green Crown Court and he has a further address in 14 the Holborn area. A separate team is deployed to cover 15 that address. We will go into more detail on that 16 later. He has access to a number of vehicles, one of 17 the group vehicles used by the OCN is a black Audi A6 18 [vehicle registration number, I think] he also has 19 access to a Range Rover [information redacted], it is 20 a black Range Rover which he has been seen driving this 21 week." 22 In the same or similar way to that which you were 23 presenting the day before, you are proving here the 24 identification of other vehicles that you think might be 25 involved on the morning?</p> <p style="text-align: center;">Page 147</p>	<p>1 A. Yes. 2 Q. "Typical of this type of operation, he does use a number 3 of associates, we don't have any intelligence in 4 relation to what associates are going to be involved in 5 today's job. However, we do have a number of associates 6 from previous investigations that we can identify and 7 link with subject (inaudible). I don't propose to go 8 through all these people, save to say that they have all 9 been put through to you this morning, that they are all 10 out on the street." 11 What did that mean? 12 A. That transcript is actually wrong. What that says is 13 "all put through TE this morning". 14 That is a check that we perform on the PNC computer 15 to identify whether any of these people have been 16 arrested overnight. 17 Q. Right. 18 A. From that we have identified that they hadn't been and 19 so they were potentially on the streets. 20 Q. Right, and available to become involved? 21 A. Yes. 22 Q. That was the relevance of giving that information? 23 A. Yes. 24 Q. None of the three people who were in fact in the Audi 25 that morning, Nathan Mason, Jermaine Baker or</p> <p style="text-align: center;">Page 148</p>

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<p>1 Gokay Sogucakli had been identified prior to the arrest 2 phase, had they? 3 A. No, they hadn't. 4 Q. Just to make clear, they did not appear either on the 5 PowerPoint, and you are shaking your head? 6 A. No. 7 Q. Nor did they form any part of check on the PNC prior to 8 you presenting this briefing? 9 A. That's correct. 10 Q. I refer back to what we saw a few moments ago in W80's 11 witness statement. 12 Were you still of the view at 5.00 am on 11 December 13 that, according to intelligence that you had received, 14 professionals were going to be used for the job? 15 A. We had intelligence to that effect, yes. 16 In this kind of work, you have to keep an open mind 17 as to what could happen. So you have to be open to all 18 sorts of eventualities. So whilst I had intelligence to 19 that effect, I certainly hadn't made my mind up 20 completely that it was going to be professionals, it 21 could have been anybody. 22 Q. Right. Is there any reason why that piece of 23 intelligence wasn't included in this intelligence 24 briefing? 25 A. In relation to professionals?</p> <p style="text-align: center;">Page 149</p>	<p>1 Q. Yes. 2 A. Because I felt it was more simplistic and more accurate 3 to say that we don't have any accurate intelligence 4 about who was going to be involved. 5 Q. The same question about IC3 males, because we know, and 6 the inquiry has heard evidence, that at some point at 7 least, the team was in receipt of intelligence that IC3 8 males were being recruited. 9 Again, is there any reason why that information was 10 not included in this intelligence briefing? 11 A. Really because I didn't think that it -- the colour made 12 a difference. There was no specific intelligence and 13 I think that was the most important thing. 14 THE CHAIRMAN: When you say I think that is what you mean 15 when you say no accurate intelligence, because of course 16 you don't know whether it is accurate until after the 17 event. 18 A. Absolutely. 19 THE CHAIRMAN: But you used the word "accurate", where 20 I think you probably used meant to use the word 21 "specific", is that right? 22 A. That's correct, sir, yes, there was no specific 23 intelligence. 24 THE CHAIRMAN: Thank you. 25 MS BLACKWELL: Right.</p> <p style="text-align: center;">Page 150</p>
<p>1 In your mind, you wouldn't -- I am going to suggest 2 to you, would you have described the members of the 3 Tottenham Turks organised crime network as black males? 4 A. No. 5 Q. Did that not make you think that others outside of the 6 organised criminal network, black males, were being 7 recruited to become involved in the escape? 8 A. We knew from experience that black males were recruited 9 occasionally by the Tottenham Turks to do work for them. 10 Q. So that wasn't a surprise, or it certainly wasn't the 11 first time that you had heard that when you received 12 that intelligence in relation to this escape plan? 13 A. That is right, and if you look at the fact that 14 Amoyaw-Gyamfi was arrested on 13 October. 15 Q. Who is a black male? 16 A. Yes, but we had no specific intelligence, and I think 17 that was the overriding factor for me. 18 Q. It was too general to include? 19 A. Yes. 20 Q. You didn't think including it would be of any use, 21 because of its generality? 22 A. Absolutely. 23 Q. Right. 24 What you do go on to say is: 25 "One person was arrested yesterday, but he was</p> <p style="text-align: center;">Page 151</p>	<p>1 bailed so they are all available to be deployed today on 2 this operation." 3 Was that Cihan Eren, who had been arrested the day 4 before? 5 A. Yes, I believe it was. 6 Q. What were the circumstances of his arrest? 7 A. I understand he was stopped by I think it was uniformed 8 officers, certainly not by us, but it was a random, for 9 want of a better word, arrest. 10 Q. But your information was that, having been so arrested, 11 he had been released? 12 A. That's correct, yes. 13 Q. So again was, I think as you have put it, out on the 14 street? 15 A. Yes. 16 Q. And available to be deployed? 17 A. Yes. 18 THE CHAIRMAN: I am not sure you mean "random", do you? 19 A. What I mean by that, sir -- there is probably a much 20 better word. 21 THE CHAIRMAN: I was going to say, because to talk about 22 arrests being random might suggest that there was no 23 grounds in law for an arrest. So perhaps you ought to 24 rephrase what you said and think about it and tell us 25 what you meant.</p> <p style="text-align: center;">Page 152</p>

1 **A. I stand corrected, sir.**
 2 **What I mean by that is that it was not an arrest**
 3 **performed by us. It was an arrest by colleagues that**
 4 **I had no information of until after the event.**
 5 THE CHAIRMAN: In other words, what you are really saying is
 6 it was a coincidental arrest --
 7 **A. Yes.**
 8 THE CHAIRMAN: -- with which the operation, and those who
 9 were involved in it, had no concern or connection.
 10 **A. That's correct, sir, yes.**
 11 THE CHAIRMAN: Thank you.
 12 MS BLACKWELL: Returning to the transcript:
 13 "Photographs of these have all been sent out to the
 14 surveillance teams and I can arrange for firearms teams
 15 to have separate photographs if need be. There are
 16 a number of vehicles in this intelligence, I don't
 17 propose to go through them all, suffice to say that the
 18 only specific intelligence we have had in relation to
 19 today's operation is the Audi A6. As part of this
 20 operation today we are deploying three operational
 21 teams, team Alpha is in relation to the Scrubs, they
 22 will be dealing with an SFO team and an armed team at
 23 the Scrubs following the van. We are team Bravo, and we
 24 have team Charlie who are concentrating on [an address]
 25 in the Holborn area. They are an unarmed team. Radio

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1 **intelligence.**
 2 MS BLACKWELL: Thank you.
 3 In the run up to the briefing being presented, and
 4 in your preparation for really what you were going to
 5 say, the content of what you were going to say during
 6 the course of your intelligence briefing, did you
 7 consider seeking any additional information about the
 8 Cihan Eren arrest?
 9 So that must have been in the hours before, because
 10 it had happened the previous day, hadn't it?
 11 **A. I would have done, yes, and as I mentioned earlier, we**
 12 **had those PNC checks performed that morning to find out**
 13 **the current circumstances as best we could find out.**
 14 Q. Right, and having been provided with that information,
 15 did you put any other enquiries in train to, for
 16 instance, discover what he had been arrested for or how
 17 he had been processed at the police station?
 18 Or indeed, sorry to interrupt you as I know you are
 19 thinking, where he had been arrested?
 20 **A. It is quite likely we would have done. I do not have**
 21 **specific memory of it though.**
 22 Q. Right.
 23 **A. We did have an intelligence cell within 3000 that**
 24 **morning, so it is quite likely they would have been**
 25 **tasked to do that. However, I can't specifically recall**

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1 channels for the whole operation ..."
 2 Then you go on to deal with those, and I think that
 3 draws to an end your part in the briefing, doesn't it?
 4 **A. Yes.**
 5 Q. Who decided what was and was not to be included in the
 6 intelligence briefing this morning?
 7 **A. That would have been me, I think.**
 8 Q. Right.
 9 Did you consult any of your team members about the
 10 accuracy of what you were presenting?
 11 **A. Not that I recall.**
 12 Q. Was there any discussion between you and any other
 13 officer about any intelligence once the formal briefing
 14 had concluded and the tape was switched off?
 15 THE CHAIRMAN: You mean any intelligence which might
 16 subsequently be gleaned?
 17 MS BLACKWELL: No, I mean any conversations about any
 18 intelligence after the briefing had finished, were there
 19 any subsequent discussions about intelligence between
 20 you and any other officer?
 21 THE CHAIRMAN: Sorry.
 22 **A. I recall having discussions in relation to the plot**
 23 **location, where the OP was, where the car was, and**
 24 **I think some general conversations about the other**
 25 **teams. I don't recall any conversations about specific**

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1 **it.**
 2 THE CHAIRMAN: The meeting was recorded?
 3 MS BLACKWELL: Yes. I am talking about your preparation for
 4 this briefing, because we know that you have performed
 5 or had performed for you PNC checks and you have been
 6 able to establish that all of those in relation to whom
 7 you had intelligence, and those who appeared on the
 8 PowerPoint, were on the street and capable of being
 9 deployed, and during your research for that, it came to
 10 your attention that Cihan Eren had been arrested but had
 11 been bailed.
 12 **A. Yes.**
 13 Q. My question was: did you seek out any further
 14 information about the circumstances of that arrest, and
 15 in particular the place that he was arrested?
 16 **A. Those PNC checks were performed that morning, I believe,**
 17 **before the 5.00 am briefing, so there would have been**
 18 **limited time to do that before the briefing. I think it**
 19 **likely that we did ask for that to be deny but, again,**
 20 **I can't specifically recall it, I am afraid.**
 21 Q. All right.
 22 THE CHAIRMAN: If you asked for it to be done, there was no
 23 reference at the meeting to the outcome of the further
 24 information that you had requested?
 25 **A. Sorry, sir, the meeting you are referring to --**

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<p>1 THE CHAIRMAN: The briefing. 2 A. No. 3 THE CHAIRMAN: So if you had flagged it up before, there was 4 no reference to it at the briefing? 5 A. That's correct. 6 THE CHAIRMAN: Yes. 7 MS BLACKWELL: We have become slightly sidetracked, because 8 I was asking you about any subsequent conversations that 9 you had with any officer about intelligence once the 10 tape had been switched off. 11 You may be aware that the inquiry has heard from 12 S105, who says that he asked a question of somebody 13 about whether there was any further information in 14 relation to the type of firearms that were expected to 15 be used, a question which I am sure you would agree is 16 a proper and reasonable one in the circumstances. 17 A. Absolutely. 18 Q. And that he was told no, there was no further 19 information. 20 Did you provide him with that answer? 21 A. Quite possibly. 22 Q. Let's look, please, at the end of the statement of 23 DI Smith, at MPS103. 24 Actually that page is fine, please, Mr Coates. 25 THE CHAIRMAN: Before you go any further, Ms Blackwell, if</p> <p style="text-align: center;">Page 157</p>	<p>1 you are contemplating a mid afternoon break, it probably 2 as convenient to take it now as at any stage, is it? 3 MS BLACKWELL: We certainly can, I don't have very much more 4 for this witness. 5 THE CHAIRMAN: You can carry on, it is a matter for you. 6 MS BLACKWELL: In fact let's take a break, because I can use 7 it to speak to core participants about any questions 8 they may have. 9 THE CHAIRMAN: Very good. 10 Thank you very much. 10 minutes. 11 MS BLACKWELL: Thank you. 12 (3.01 pm) 13 (A short adjournment) 14 (3.12 pm) 15 MS BLACKWELL: Thank you, sir. 16 THE CHAIRMAN: That is all right. 17 MS BLACKWELL: I am confident that we will be able to finish 18 this witness within the next 15 or 20 minutes, and 19 incorporate into that all of the questions that have 20 been provided by CPs. 21 THE CHAIRMAN: I shall bear a early afternoon with all the 22 fortitude I can muster, Ms Blackwell. 23 MS BLACKWELL: Thank you very much, sir, that is very kind 24 of you. 25 Mr Kinch, I should like to, before we leave the</p> <p style="text-align: center;">Page 158</p>
<p>1 briefing, we were about to talk about and consider any 2 discussions that took place outside of the formal taped 3 briefing, and this statement that we are looking at, 4 that has been provided by FE1, who is DI Smith, was 5 requested specifically to deal with that point, because 6 she, at the beginning of the taped briefing, said the 7 following: 8 "We will do the taped bit of the briefing first and 9 then we will just go through a few more specifics at the 10 end of it." 11 She explained: 12 "The intelligence flow [I think that should be] was 13 continuous and we were waiting for overnight updates. 14 The specifics were in relation to logistics which needed 15 to be verified, for example ensuring all team leaders' 16 telephone numbers are known and exchanged. 17 "On this occasion, numerous units were involved, 18 discussions would have been about vehicles and who would 19 be in what vehicle, et cetera. I have not made any 20 notes of these conversations and I did not think they 21 were relevant, the main briefing had covered the 22 intelligence, the threat and risk, tactics, firearms 23 warnings, conferring warnings and radio channels." 24 She then says: 25 "At some point after the main taped briefing,</p> <p style="text-align: center;">Page 159</p>	<p>1 DC Kinch from the investigating unit went into further 2 detail as to where the stolen Audi was parked and the 3 view from the observation post." 4 Do you remember doing that? 5 A. Yes. 6 Q. "At this point I cannot recall any update on the 7 intelligence. I did not make any notes of the 8 conversation because, as far as I was concerned, all 9 relevant information and intelligence that was available 10 to me had [next page, please] been given in the taped 11 briefing. The above information from DC Kinch would not 12 change anyone's mindset nor did it affect the planning 13 and tactics of the operation." 14 Several matters arise from that. You do accept that 15 outside of the main taped briefing there were 16 conversations between you and other officers about 17 intelligence? 18 A. In relation -- not necessarily intelligence, but 19 certainly in relation to the location of the vehicle, 20 the view that we had from the OP and the camera. 21 Q. Right. 22 We established earlier in your evidence that until 23 you went to the Crown Court on 11 December, after the 24 shooting, it had not occurred to you that the gates 25 leading the van into the cell area of the courts</p> <p style="text-align: center;">Page 160</p>

40 (Pages 157 to 160)

<p>1 presented an area of vulnerability?</p> <p>2 A. Correct, yes.</p> <p>3 Q. Do you think that that information came to you from</p> <p>4 a member of Serco when you were there that day?</p> <p>5 A. It is possible inasmuch as the Serco manager, as</p> <p>6 described earlier, walked me through the cell area to</p> <p>7 the back of the courts and we were talking as we</p> <p>8 walked --</p> <p>9 Q. Right.</p> <p>10 A. -- so I seem to remember we were talking about what</p> <p>11 would happen when the van arrives, because I wanted to</p> <p>12 understand what was about to happen and what would</p> <p>13 happen on normal circumstances. So it is possible that</p> <p>14 my observations along with that conversation formed my</p> <p>15 view, yes.</p> <p>16 Q. Right.</p> <p>17 Had Serco been spoken to prior to 11 December -- had</p> <p>18 they been spoken to ... that wasn't my question.</p> <p>19 THE CHAIRMAN: If they had been spoken to.</p> <p>20 MS BLACKWELL: Thank you, sir.</p> <p>21 If they had been spoken to, that is something that</p> <p>22 could have been discussed with them, isn't it?</p> <p>23 A. Possibly, yes.</p> <p>24 Q. Indeed, it would not necessarily have taken</p> <p>25 a conversation with Serco to have established the speed</p> <p style="text-align: center;">Page 161</p>	<p>1 at which the gate opened and the level of vulnerability</p> <p>2 in which those inside the van would have been held</p> <p>3 whilst that was taking place, you could have got that</p> <p>4 from the Crown Court?</p> <p>5 A. Yes.</p> <p>6 Q. All right.</p> <p>7 THE CHAIRMAN: Would it be fair to say that given that Serco</p> <p>8 were being kept out of the loop, it was all the more</p> <p>9 important to close these gaps in the obtaining of</p> <p>10 information by other means?</p> <p>11 A. Yes, we could have done, sir, yes.</p> <p>12 MS BLACKWELL: Had you appreciated in the run up to</p> <p>13 11 December that that area did pose a level of</p> <p>14 vulnerability, you could have ensured that there were</p> <p>15 surveillance officers there, firearms officers there, it</p> <p>16 would have or could have become a focus of your</p> <p>17 operation, couldn't it?</p> <p>18 A. Potentially. Can I expand on my answer though?</p> <p>19 Q. Yes, please.</p> <p>20 A. We had to bear in mind that we didn't know what was</p> <p>21 going to happen on that day, so anything was possible.</p> <p>22 But I do understand your point.</p> <p>23 Q. Thank you.</p> <p>24 Sticking with surveillance for a moment, what</p> <p>25 surveillance was featuring upon Ozcan Eren that morning?</p> <p style="text-align: center;">Page 162</p>
<p>1 What level of surveillance was there?</p> <p>2 A. It was unarmed surveillance.</p> <p>3 Q. Right.</p> <p>4 In the days leading up to 11 December, were you</p> <p>5 aware of, for instance, the mobile telephone number that</p> <p>6 was being used by him? Or a mobile telephone number</p> <p>7 that was being used by him?</p> <p>8 A. No.</p> <p>9 Q. You were not. Because you were aware of vehicles</p> <p>10 connected to him, weren't you?</p> <p>11 A. Yes.</p> <p>12 Q. But not a mobile telephone number?</p> <p>13 A. No.</p> <p>14 Q. What was known by you, as at 11 December, in terms of</p> <p>15 the firearms capability of the organised crime network</p> <p>16 that were organising this escape?</p> <p>17 Before you answer, we know what you said in the</p> <p>18 briefing about the weapons found upon Izzet Eren and</p> <p>19 Erwin Amoyaw-Gyamfi on 13 October. In addition to that,</p> <p>20 what was in your mind about the capabilities?</p> <p>21 A. We knew historically that they had been involved in the</p> <p>22 tit-for-tat murders and shootings that had happened</p> <p>23 throughout north London, which are well documented in</p> <p>24 the general press and also in intelligence documents</p> <p>25 that I have seen. So we knew that there was potential</p> <p style="text-align: center;">Page 163</p>	<p>1 for them to have a firearm.</p> <p>2 Q. Over the course of the morning, on 11 December, did you</p> <p>3 become aware that, according to intelligence received</p> <p>4 overnight, the gang had only been able to source, as at</p> <p>5 that time, an imitation firearm?</p> <p>6 A. I became aware of intelligence later on that day. I am</p> <p>7 not sure when at that day but certainly after the</p> <p>8 briefing, and much later.</p> <p>9 Q. Right. So by the 5.00 am briefing that you were giving,</p> <p>10 that information had not filtered through to you?</p> <p>11 A. That's correct, and I believe I had had contact with</p> <p>12 FE19 just prior to the briefing. Via mobile phone. You</p> <p>13 may have a record of it on the schedule. And I have</p> <p>14 a recollection that I phoned FE19 prior to the briefing</p> <p>15 to see if there was any more intelligence that would be</p> <p>16 useful for my briefing.</p> <p>17 Q. Yes.</p> <p>18 A. And there wasn't.</p> <p>19 Q. There wasn't any. So that would have been just before</p> <p>20 5.00 am, wouldn't it?</p> <p>21 A. Around about 5.00 am I think the briefing was at 5.10,</p> <p>22 I believe.</p> <p>23 Q. That's right.</p> <p>24 On the subject of spreadsheets, we saw earlier on in</p> <p>25 your evidence the email that had come from FE19 setting</p> <p style="text-align: center;">Page 164</p>

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<p>1 out the series of actions, do you remember that all had</p> <p>2 the word "McQueen" next to it and you indicated what</p> <p>3 that meant.</p> <p>4 Those actions were intended to be captured on</p> <p>5 an Excel spreadsheet, weren't they?</p> <p>6 A. Yes.</p> <p>7 Q. Do you know what became of that spreadsheet, because</p> <p>8 I don't think the inquiry has been provided with it, was</p> <p>9 it something which you used during the course of any</p> <p>10 criminal proceedings or anything of that nature?</p> <p>11 A. I have seen an excerpt of a spreadsheet in documents</p> <p>12 provided to me before this morning.</p> <p>13 Q. Right. Those excerpts are from that spreadsheet?</p> <p>14 A. Yes.</p> <p>15 Q. Well we will look into that, thank you, that is very</p> <p>16 helpful.</p> <p>17 Thank you very much.</p> <p>18 Moving then from the time of the briefing through</p> <p>19 the course of the morning on 11 December, where did you</p> <p>20 go to once the briefing had finished?</p> <p>21 A. I made my way with my colleague DC Rhodes in a vehicle</p> <p>22 to the vicinity of the Crown Court, we waited around in</p> <p>23 the vicinity of the Crown Court because I was due to</p> <p>24 deal with the legal proceedings that day and also the</p> <p>25 arrest of Izzet Eren.</p> <p style="text-align: center;">Page 165</p>	<p>1 Q. Right. I think at about 8.30 that morning, you became</p> <p>2 aware that the Serco van had left the prison?</p> <p>3 A. Yes.</p> <p>4 Q. You also became aware that there were three prisoners on</p> <p>5 board, including Izzet Eren?</p> <p>6 A. Yes, we had access to the radio channel --</p> <p>7 Q. Right --</p> <p>8 A. -- that everybody else was using.</p> <p>9 Q. -- so you were able to hear and listen in to what was</p> <p>10 going on?</p> <p>11 A. Yes.</p> <p>12 Q. You have explained how when you got to court, or at some</p> <p>13 point that morning you spoke to the Serco manager and</p> <p>14 you were shown around the area?</p> <p>15 A. Yes.</p> <p>16 Q. You, I think, together with Detective Constable Rhodes,</p> <p>17 were involved in searching the van on which Izzet Eren</p> <p>18 had been brought to court?</p> <p>19 A. That's correct, yes.</p> <p>20 Q. Can you tell us, please, how that search concluded and</p> <p>21 what you found?</p> <p>22 A. So we found a mobile -- my colleagues found a mobile</p> <p>23 phone in pieces within the air vents of that prison van.</p> <p>24 Q. Right.</p> <p>25 THE CHAIRMAN: I think it was the air vents of the cubicle</p> <p style="text-align: center;">Page 166</p>
<p>1 that he had been occupying, wasn't it?</p> <p>2 A. It was, sir, yes.</p> <p>3 MS BLACKWELL: Thank you.</p> <p>4 Was that done before the court hearing?</p> <p>5 A. No. The logistics of that were quite difficult, because</p> <p>6 of the make up of the particular air vent, the van had</p> <p>7 to actually be taken to a different venue, where we had</p> <p>8 to purchase an angle grinder to actually extract the</p> <p>9 pieces of mobile phone, so that was happening during the</p> <p>10 course of the hearing, that day.</p> <p>11 Q. Right.</p> <p>12 Can you confirm that both Izzet Eren and</p> <p>13 Erwin Amoyaw-Gyamfi were sentenced on that day to</p> <p>14 14 years' imprisonment by His Honour Judge Brown --</p> <p>15 A. Yes, that's correct.</p> <p>16 Q. -- for the firearms offences which we have already</p> <p>17 mentioned?</p> <p>18 A. Yes.</p> <p>19 Q. You subsequently went to HMP Belmarsh to interview and</p> <p>20 arrest Izzet Eren for escape, didn't you?</p> <p>21 A. Yes, that's correct.</p> <p>22 Q. He was charged with the offences of conspiracy to escape</p> <p>23 lawful custody and possession of an imitation firearm</p> <p>24 with intent to commit an indictable offence on</p> <p>25 5 January 2016?</p> <p style="text-align: center;">Page 167</p>	<p>1 A. Yes.</p> <p>2 Q. And he didn't reply to any caution?</p> <p>3 A. That's correct.</p> <p>4 Q. Thank you.</p> <p>5 Following that court hearing --</p> <p>6 THE CHAIRMAN: Is it convenient to let us know at this stage</p> <p>7 what sentence he received for that offence?</p> <p>8 MS BLACKWELL: Yes. I will certainly obtain that</p> <p>9 information for you, sir, before the end of today's</p> <p>10 hearing.</p> <p>11 THE CHAIRMAN: I don't need it before the end of today, but</p> <p>12 it is something which might be useful to know.</p> <p>13 MS BLACKWELL: I have in mind eight years, but I think it</p> <p>14 might be a slight variance on that.</p> <p>15 After the sentencing hearing, you were involved in</p> <p>16 making decisions around the disclosure of documents for</p> <p>17 the criminal proceedings faced by the other</p> <p>18 conspirators, weren't you?</p> <p>19 A. Yes, that's correct, yes.</p> <p>20 Q. Until April 2020 you were also involved in the</p> <p>21 disclosure of material to this inquiry?</p> <p>22 A. Yes.</p> <p>23 Q. But once it became apparent that you would be a witness</p> <p>24 in these proceedings, it was considered appropriate for</p> <p>25 another officer to continue to perform that role?</p> <p style="text-align: center;">Page 168</p>

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<p>1 A. That's correct, I was involved in the disclosure of 2 material to the IOPC as well, the IPCC as they were 3 then. 4 Q. Yes, thank you. 5 Despite that, are you aware of what searches have 6 been carried out to the MPS shared drive system to which 7 Detective Constable Cosham refers in their witness 8 statement? 9 A. Yes, the S: drive she refers to is the Operation Ankaa 10 S: drive. The operational S: drive that we were using 11 during the course of the subsequent investigation. 12 When I handed over matters to the IRSC colleagues to 13 deal with disclosure, one of the first jobs was to give 14 them access, unrestricted access, to the complete 15 S: drive. So they had a record of everything. 16 Q. Right. Thank you. 17 Sir, I am just waiting to be provided with some 18 information stage right before I conclude my questions. 19 THE CHAIRMAN: Yes. 20 MS BLACKWELL: Could we display, please, MPS1693, page 2. 21 I think I know what is coming. 22 There we are, I was not far off. Who is that? 23 Right, yes, well I am receiving conflicting 24 information, sir. We think -- 25 THE CHAIRMAN: These are part of the sentencing remarks for</p> <p style="text-align: center;">Page 169</p>	<p>1 the offences to which he pleaded guilty on 29 October, 2 but we don't know whether it relates to Eren or 3 Amoyaw-Gyamfi? 4 MS BLACKWELL: No, we don't, but it is not what you asked 5 for anyway, so I am going to ask that we take it down. 6 Thank you. 7 I think that does conclude my questions for 8 Mr Kinch. 9 Sir, do you have any questions? 10 THE CHAIRMAN: Yes, I just have one matter, if I may. 11 Questions from THE CHAIRMAN 12 THE CHAIRMAN: We have seen from emails, and indeed your own 13 evidence, that it was the wish of the SFC, who had 14 called the briefing meeting for 10 December, that as 15 many of the firearms officers as possible should attend. 16 A. Yes. 17 THE CHAIRMAN: We know that very few did, possibly only one, 18 whose name was not listed. 19 A. Yes. 20 THE CHAIRMAN: Was anything said at the briefing as to where 21 these people were or why they weren't there? 22 A. No, sir. 23 THE CHAIRMAN: So the SFC never raised it at all during the 24 briefing, during the meeting on the 10th? 25 A. Not to my recollection, sir, no.</p> <p style="text-align: center;">Page 170</p>
<p>1 THE CHAIRMAN: Thank you. 2 MS BLACKWELL: Thank you. 3 THE CHAIRMAN: Anything further? 4 MS BLACKWELL: No, nothing else from me, thank you, sir. 5 That concludes Mr Kinch's evidence today. 6 THE CHAIRMAN: Thank you, Mr Kinch. 7 MS BLACKWELL: Indeed this week's proceedings. 8 THE CHAIRMAN: I think, really, due to everybody's hard work 9 and application, we are exactly where we expected to be 10 in terms of scheduling once we realised that some of the 11 expert evidence which had been teed up for this week 12 could not be given, for reasons which we have already 13 heard. 14 MS BLACKWELL: Yes. 15 THE CHAIRMAN: And we are using either one or two of the 16 days which had previously been set aside as slippage 17 days -- 18 MS BLACKWELL: Yes. 19 THE CHAIRMAN: -- which might actually prove the wisdom of 20 having incorporated slippage days into our timetable. 21 MS BLACKWELL: Indeed. 22 THE CHAIRMAN: Then with a clear conscience, we can break 23 off until Monday at 10.00. 24 MS BLACKWELL: Thank you. 25 THE CHAIRMAN: Thank you all very much indeed.</p> <p style="text-align: center;">Page 171</p>	<p>1 (3.31 pm) 2 (The Inquiry adjourned until 10.00 am on 3 Monday, 5 July 2021) 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25</p> <p style="text-align: center;">Page 172</p>

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