

1 Wednesday, 7 July 2021
 2 (9.30 am)
 3 THE CHAIRMAN: Good morning, everybody.
 4 MR MOSS: Good morning, sir.
 5 THE CHAIRMAN: I hope everybody is as cheerful tomorrow
 6 morning.
 7 MR MOSS: Sir, we just need one moment for counsel from the
 8 MPS to arrive.
 9 I am told they are coming.
 10 THE CHAIRMAN: Yes, please.
 11 MS EMILY BLAKENEY (affirmed)
 12 Questions from MR MOSS
 13 MR MOSS: Sir, our first witness today is Emily Blakeney.
 14 After that, as I think you know, we have an officer of
 15 the Technical Surveillance Unit who has special
 16 measures, so we will have a break straight after this
 17 witness.
 18 THE CHAIRMAN: Fine. Yes.
 19 MR MOSS: Please state your name for the chairman.
 20 **A. Emily Blakeney.**
 21 Q. Is it right, Ms Blakeney, that in 2015 you worked for
 22 the Metropolitan Police Service?
 23 **A. That's right.**
 24 Q. And you were a member of police staff, not an officer?
 25 **A. That's right.**

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1 **A. Probably about four years but because we work on**
 2 **a call-out basis, it is not every day, it is here and**
 3 **there.**
 4 Q. During those four years, maybe this is a difficult
 5 question to answer, what level of notes would you
 6 typically make when working on an operation, very full
 7 notes, very brief notes or somewhere in between, what is
 8 it?
 9 **A. For me personally, I always try and put as much**
 10 **information as I can on a note, but sometimes it is as**
 11 **short as a sentence and that is it.**
 12 Q. The inquiry has a document which I will ask to be put on
 13 screen please, IPC253 -- I will wait until it comes up.
 14 It is a document you see is signed by Peter King MPS
 15 CLIO administrator, and it is a note which was prepared
 16 for the IOPC on behalf of the Met Police explaining the
 17 CLIO system. Is it a document you have seen before?
 18 **A. Yes.**
 19 Q. You will see it states that the purpose of CLIO is to
 20 keep a rolling log of intelligence, policy decisions, in
 21 one central location. Was that your understanding?
 22 **A. Yes.**
 23 Q. Is it right that one of the reasons for that is so that
 24 the CLIO system can be audited later on?
 25 **A. Yes.**

Page 3

1 Q. What was your role in 2015, what was your job title,
 2 perhaps?
 3 **A. I was an intelligence officer.**
 4 Q. On 11 December 2015, you had the role of CLIO loggist?
 5 **A. That's right.**
 6 Q. What is a CLIO loggist?
 7 **A. A CLIO loggist is someone who puts messages on either**
 8 **for themselves or on behalf of somebody else, and on**
 9 **that particular day I was doing it on behalf of the SIO.**
 10 Q. You were writing messages on to the CLIO system?
 11 **A. That's right, yes.**
 12 Q. What is the CLIO system?
 13 **A. The CLIO system is an electronic repository that you can**
 14 **put decision logs, messages, intelligence or anything**
 15 **else that you feel might be relevant to whatever you are**
 16 **working on at the time.**
 17 Q. What was your previous experience on 11 December as
 18 a CLIO loggist?
 19 **A. I work on a team that assists the kidnap team and so**
 20 **when there is a kidnap, I go into the room as**
 21 **an information officer and I perform CLIO duties,**
 22 **reading messages, putting messages on and creating**
 23 **slides and things like that. So I was quite familiar**
 24 **with the system.**
 25 Q. How many years had you been using it for?

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1 Q. Is it right that another reason is that everyone
 2 involved in the operation with CLIO access can see
 3 everything in live time?
 4 **A. That's right.**
 5 Q. Do you also see at the bottom of this page on screen it
 6 says, "Some officers may also keep a separate written
 7 policy book depending on their preferred working
 8 practice and only put high-level entries on the system"?
 9 **A. That's right, yes.**
 10 Q. Was that your understanding at the time?
 11 **A. Yes.**
 12 Q. It was maybe up to individual officers to use the CLIO
 13 system in the way they wanted to?
 14 **A. Yes.**
 15 Q. On 11 December 2015, what was your tasking?
 16 **A. I was the SIO loggist.**
 17 Q. If we take that page down, please.
 18 Were you tasked to listen to the radio?
 19 **A. No.**
 20 Q. With whom were you working, whose loggist were you?
 21 **A. Mr Williams.**
 22 Q. That is DCI Williams, who we know is the TFC of that
 23 operation?
 24 **A. Yes.**
 25 Q. Did you make any entries for anyone other than

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<p>1 DCI Williams?</p> <p>2 A. No.</p> <p>3 Q. Were you aware of any other loggist making entries for</p> <p>4 DCI Williams at any time?</p> <p>5 A. No, no.</p> <p>6 Q. Do you think you would have been aware if someone else</p> <p>7 was doing that?</p> <p>8 A. I am not sure, as far as I knew I was his loggist and he</p> <p>9 would only be asking me to put messages on.</p> <p>10 Q. Did you receive a briefing before you started work on</p> <p>11 that day?</p> <p>12 A. No.</p> <p>13 THE CHAIRMAN: Would you have expected to?</p> <p>14 A. It depends on the senior officer at the time. Sometimes</p> <p>15 they include you and sometimes they don't.</p> <p>16 THE CHAIRMAN: Thank you.</p> <p>17 MR MOSS: You hadn't had any involvement in Operation Ankaa</p> <p>18 before that morning?</p> <p>19 A. No.</p> <p>20 Q. Had you had any involvement in Operation Utara, the</p> <p>21 umbrella operation, before that?</p> <p>22 A. No. No.</p> <p>23 Q. You were not aware of any of the intelligence that</p> <p>24 related to that operation?</p> <p>25 A. I wasn't -- I think the only thing I knew about the job</p> <p style="text-align: center;">Page 5</p>	<p>1 was because I asked, "What is this job about?" And</p> <p>2 somebody said, "Oh, some people are going to try and</p> <p>3 break someone out of prison", and that is it.</p> <p>4 Q. Do you recall at what time you started work?</p> <p>5 A. I think probably about ... maybe 4.30/5.00ish, something</p> <p>6 like that.</p> <p>7 Q. You started work in C3000?</p> <p>8 A. Yes.</p> <p>9 Q. Within C3000, we have heard it is a large corporate</p> <p>10 room, some witnesses have described it. Where were you?</p> <p>11 A. As you walk into the room down the other end, I was at</p> <p>12 the far end at the top, where the SIO normally sits.</p> <p>13 Q. Who was sitting with you on that day?</p> <p>14 A. I was on the -- what would be the SIO's desk, so I was</p> <p>15 using his computer and then he was sitting on some --</p> <p>16 I will call them comfy chairs to my right.</p> <p>17 Q. When you say "he", we are talking about DCI Williams?</p> <p>18 A. Yes.</p> <p>19 THE CHAIRMAN: Did you regard him as the SIO?</p> <p>20 A. Yes, mainly because my role was SIO loggist.</p> <p>21 THE CHAIRMAN: Thank you.</p> <p>22 MR MOSS: If we look, please, at MPS018, page 1, this should</p> <p>23 be the CLIO log.</p> <p>24 Sorry, this is your witness statement and if we look</p> <p>25 at the fourth line of your witness statement, you say</p> <p style="text-align: center;">Page 6</p>
<p>1 you logged into the role of SIO loggist?</p> <p>2 A. That's right.</p> <p>3 Q. If we now look at the CLIO log, IPC251, page 1, we can</p> <p>4 see right at the top that you are entering a message,</p> <p>5 "Emily Blakeney, logging on CLIO loggist", and you can</p> <p>6 see your role or title on the system is "SIO loggist"?</p> <p>7 A. Yes.</p> <p>8 Q. That means that you logged into the profile of SIO</p> <p>9 loggist?</p> <p>10 A. That's right, yes.</p> <p>11 Q. Who directed you to sit where you did in C3000?</p> <p>12 A. I knew that that was where I was going to sit, because</p> <p>13 the manager of C3000, when he asked if anyone was going</p> <p>14 to volunteer for the role, had told me where to sit. So</p> <p>15 I knew I would be up in that particular chair before</p> <p>16 I went into the room.</p> <p>17 Q. When you turned up at 4.30 in the morning, had you</p> <p>18 already volunteered for a particular role at that point?</p> <p>19 A. Yes.</p> <p>20 Q. When did you volunteer for the role of SIO loggist?</p> <p>21 A. I think a few days beforehand we had had a kidnap team</p> <p>22 general meeting that we have here and there, and we were</p> <p>23 asked at the time did anyone want to volunteer and</p> <p>24 I volunteered.</p> <p>25 Q. Is that volunteering to be a loggist on this operation</p> <p style="text-align: center;">Page 7</p>	<p>1 or to be --</p> <p>2 A. No, specifically the SIO loggist.</p> <p>3 THE CHAIRMAN: Is that a bit more prestigious?</p> <p>4 A. No, I would have happily done any role.</p> <p>5 THE CHAIRMAN: I am sure you would, I just wondering why you</p> <p>6 would volunteer for a particular role as SIO loggist</p> <p>7 rather than a loggist?</p> <p>8 A. It was the only role. When we had the meeting, Peter,</p> <p>9 who was employed at the time just said I need an SIO</p> <p>10 loggist --</p> <p>11 THE CHAIRMAN: Right, thank you.</p> <p>12 A. -- and I volunteered.</p> <p>13 MR MOSS: Presumably the person who is SIO loggist gets to</p> <p>14 know the most out of all the loggists in the room, they</p> <p>15 are in the interesting position.</p> <p>16 A. I have never done it before, so I wasn't sure how it</p> <p>17 would be.</p> <p>18 THE CHAIRMAN: Was Peter the person who had prepared the</p> <p>19 note that was on the screen before?</p> <p>20 A. Yes.</p> <p>21 THE CHAIRMAN: I thought his name was Peter. Thank you.</p> <p>22 MR MOSS: You talked about DCI Williams sitting on the comfy</p> <p>23 chairs near to you, was he always on his comfy chair?</p> <p>24 A. He got up and moved around, he went to the different</p> <p>25 areas of the room but the main place where people knew</p> <p style="text-align: center;">Page 8</p>

2 (Pages 5 to 8)

1 **he would be, or they would be able to find him, was on**
 2 **that bank of chairs.**
 3 Q. You talk in your witness statement about the operational
 4 staff on the opposite side of the room?
 5 **A. Yes.**
 6 Q. When he left his comfy chair, did he go with the
 7 operational staff on the other side of the room or
 8 elsewhere?
 9 **A. Mainly to them. I am sure he probably left the room and**
 10 **went to other officers, but I didn't really pay that**
 11 **much attention.**
 12 Q. He said in evidence yesterday, I don't know whether you
 13 are aware of this already, that he would occasionally
 14 leave you when receiving certain sensitive intelligence.
 15 Was that something you were aware of at the time, that
 16 when he left it was to receive particular intelligence?
 17 **A. No.**
 18 Q. You said you were not tasked with listening to the
 19 radio, but could you hear the radio?
 20 **A. Yes, they had the radio on the loudspeaker.**
 21 Q. Was that loudspeaker near to you?
 22 **A. No, it was at the other end of the room but it was loud**
 23 **enough.**
 24 Q. Could you pick up everything that was said or just some
 25 things?

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1 **A. Just some things.**
 2 Q. Did you understand Mr Williams to be the SIO when you
 3 were working with him?
 4 **A. Yes. Yes.**
 5 Q. The chairman has heard evidence that there was in fact
 6 another SIO, there was an SIO, Mr Williams wasn't the
 7 SIO.
 8 **A. Right.**
 9 Q. But that was not something you were aware of?
 10 **A. No.**
 11 THE CHAIRMAN: Were you introduced to him that day, was that
 12 the first time --
 13 **A. That is the first time I had ever met him.**
 14 THE CHAIRMAN: Did he introduce himself to you as the SIO?
 15 **A. No, I just refer to him as the SIO purely because my**
 16 **role was SIO loggist.**
 17 THE CHAIRMAN: Right.
 18 **A. I didn't really know what his -- I didn't know anything**
 19 **about him really, so ...**
 20 THE CHAIRMAN: You assumed that was the role that he was
 21 carrying out because you were the SIO loggist?
 22 **A. Loggist, that's right, yes.**
 23 THE CHAIRMAN: Do you know whether the TFC would have
 24 a loggist?
 25 **A. I don't know, I am afraid.**

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1 THE CHAIRMAN: That is all right. Thank you.
 2 MR MOSS: Let's pretend the desk you are sitting at now is
 3 the desk that you were at in that room on that day.
 4 Where are these comfy chairs in relation to you.
 5 Q. There?
 6 **A. There.**
 7 Q. Where the stenographer is sitting or a bit further back?
 8 **A. A little bit further back, but in a horizontal rather**
 9 **than --**
 10 Q. Maybe one to two metres away from you?
 11 **A. Yes, yes.**
 12 Q. Could Mr Williams see your computer screen?
 13 **A. No. Only if he came and stood with me.**
 14 Q. He wouldn't necessarily have seen that you were logged
 15 in as SIO loggist?
 16 **A. No.**
 17 Q. We heard evidence from Mr Williams yesterday that he had
 18 never used the CLIO system before. Were you aware of
 19 that at the time?
 20 **A. No.**
 21 Q. Would that be a surprise to you, that someone in his
 22 position hadn't used it before?
 23 **A. It was a surprise to me, yes.**
 24 Q. Why was it surprising?
 25 **A. I think I just assumed that people of a particular rank**

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1 **would know how things worked. That is my own**
 2 **assumption.**
 3 Q. You worked very closely with Mr Williams on that day.
 4 What were your impressions of him and what were your
 5 impressions of the way he worked?
 6 **A. Because I had never worked with him before and every**
 7 **senior officer works differently, I didn't really know**
 8 **what to expect and I didn't have anything to compare him**
 9 **to, because everyone works in their own way.**
 10 Q. The inquiry has heard evidence of particular individuals
 11 from the Covert Monitoring Post, the CMP, coming to give
 12 messages to Mr Williams.
 13 First of all, were you aware of some people,
 14 regardless of who they were, coming to give messages to
 15 Mr Williams?
 16 **A. Yes.**
 17 Q. Were you aware that they were from a CMP?
 18 **A. No.**
 19 Q. Were there particular people who came very frequently to
 20 see Mr Williams or were there many, many people in the
 21 room who would come to see him?
 22 **A. I think, from memory, there were lots of people that**
 23 **came in to see him.**
 24 Q. If I were to ask you about the interactions between two
 25 specific people, FE12 and DC Reddy, and Mr Williams,

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3 (Pages 9 to 12)

<p>1 probably you wouldn't be able to help us?</p> <p>2 A. I wouldn't be able to help you.</p> <p>3 Q. In what circumstances would you make an entry on the</p> <p>4 CLIO system?</p> <p>5 A. It is agreed that I would only make an entry on the CLIO</p> <p>6 system when I was told to.</p> <p>7 Q. And you say that Mr Williams dictated entries to you?</p> <p>8 A. Yes.</p> <p>9 Q. Is that normal for somebody in his role to dictate it or</p> <p>10 would you expect them to say make an entry to this</p> <p>11 effect?</p> <p>12 A. Both, they can either dictate it or it can just be off</p> <p>13 the top of their head.</p> <p>14 Q. So you would never make an entry of your own initiative,</p> <p>15 even if you heard Mr Williams saying something to</p> <p>16 a third party that you thought should be noted down, you</p> <p>17 wouldn't note it unless it was dictated to you?</p> <p>18 A. No, that's right.</p> <p>19 Q. Every entry you did make is one that Mr Williams asked</p> <p>20 you to make in those terms?</p> <p>21 A. Yes.</p> <p>22 Q. Going then to the CLIO log, IPC251 --</p> <p>23 THE CHAIRMAN: Yes.</p> <p>24 MR MOSS: -- is it right that it is not your CLIO log, it is</p> <p>25 the main log and you were just one person making</p> <p style="text-align: center;">Page 13</p>	<p>1 entries?</p> <p>2 A. That's right, yes.</p> <p>3 Q. We are not going to go through every entry but, sir,</p> <p>4 I would ask that you treat the entire document as being</p> <p>5 adduced in evidence.</p> <p>6 We will, Ms Blakeney, start at 4.39, so you logged</p> <p>7 on as the SIO loggist?</p> <p>8 A. Yes.</p> <p>9 Q. Then we see your next entry at the top of page 2, at</p> <p>10 5.55. The subject is 5, CAD number and then the armed</p> <p>11 op number. Does the 5 mean that it is the fifth entry</p> <p>12 on the whole CLIO log for that operation?</p> <p>13 A. Yes.</p> <p>14 Q. The entry begins, we can just see, next to the</p> <p>15 handwritten FE16 that has been added in, we can see it</p> <p>16 begins with a circumflex symbol and then it says "DCI</p> <p>17 Williams" though the "Williams" has been scrubbed out.</p> <p>18 Does that circumflex symbol indicate that the entry is</p> <p>19 something that DCI Williams has said to you?</p> <p>20 A. Yes, it just means "from".</p> <p>21 Q. So it means "from DCI Williams", the CAD number is 1252,</p> <p>22 armed op number 654/16?</p> <p>23 A. That's right.</p> <p>24 Q. Am I right in thinking that is just a standard opening</p> <p>25 message ensuring all of the necessary information is at</p> <p style="text-align: center;">Page 14</p>
<p>1 the top of the CLIO log?</p> <p>2 A. Yes, yes.</p> <p>3 Q. If we go to the middle of page 2, we see your first</p> <p>4 substantive entry, 5.57, you see the subject line,</p> <p>5 "Intel re Borg", and then we see your entry from</p> <p>6 DCI Williams:</p> <p>7 "Intelligence suggests that subject Borg is in the</p> <p>8 Tottenham area, not at this home address. We conducted</p> <p>9 a street search to try and identify known vehicles."</p> <p>10 Let's take this as an example, because it is the</p> <p>11 first of a number of substantive entries that you made.</p> <p>12 How did that entry come about?</p> <p>13 A. He walked over to me and asked me to put a message onto</p> <p>14 the system, and then he dictated the message.</p> <p>15 Q. Did Mr Williams volunteer updates such as this?</p> <p>16 A. On the whole, yes.</p> <p>17 Q. Was it as regularly as you expected?</p> <p>18 A. At the beginning, yes, and then it sort of petered out</p> <p>19 a little bit. But, again, because I have never worked</p> <p>20 with him before, I didn't know if that was his normal</p> <p>21 way of working or not.</p> <p>22 Q. Whilst you were making entries, were you aware of</p> <p>23 DCI Williams making any other notes?</p> <p>24 A. Yes.</p> <p>25 Q. What was the difference from your perspective between</p> <p style="text-align: center;">Page 15</p>	<p>1 the notes which you saw him making and the notes which</p> <p>2 he was asking you to make?</p> <p>3 A. I saw him writing other notes but I never saw what the</p> <p>4 notes were, so he was just telling me to put the</p> <p>5 messages on and I put them on and I had no opinion or</p> <p>6 background or anything for them.</p> <p>7 Q. Your first substantive entry here on page 2, 5.57, if we</p> <p>8 now go, please, to page 12, we see a substantive entry</p> <p>9 at 8.35, the top one on the page.</p> <p>10 I will give you a moment.</p> <p>11 A. Yes, yes.</p> <p>12 Q. Do you see it is the entry headed, "Van leaving prison"?</p> <p>13 A. Yes.</p> <p>14 Q. It says from DCI Williams at 8.35, "Van leaving the</p> <p>15 prison now". Clearly an important point in the</p> <p>16 operation?</p> <p>17 A. Yes.</p> <p>18 Q. You don't make any entries after that until 10.07. Why</p> <p>19 is that?</p> <p>20 A. I wasn't directed to.</p> <p>21 Q. But is it right, hopefully you can take this from me,</p> <p>22 between the 5.57 entry and the 8.35 entry, there are 13</p> <p>23 entries in total which you were directed to make?</p> <p>24 A. Yes.</p> <p>25 Q. You were not directed to make any entries after 10.07.</p> <p style="text-align: center;">Page 16</p>

4 (Pages 13 to 16)

<p>1 Did you ask for any updates between 8.35 and 10.07?</p> <p>2 A. Yes.</p> <p>3 Q. If we please go to page 19, we see the 10.07 entry.</p> <p>4 Between 8.35 and 10.07 you were asking for updates.</p> <p>5 What were you saying?</p> <p>6 A. It was mainly -- I was mainly reminding him that I was</p> <p>7 there, "Don't forget I am here. If you have got any</p> <p>8 messages, don't forget I am here for you".</p> <p>9 Q. For that hour and a half approximately, was he on his</p> <p>10 comfy chair the whole time, some of the time --</p> <p>11 A. Some of the time. Some of the time.</p> <p>12 Q. Half the time?</p> <p>13 A. I couldn't say, I can't remember exactly.</p> <p>14 Q. When you said to him "remember I am here", what did he</p> <p>15 say, if anything?</p> <p>16 A. "Okay, thank you."</p> <p>17 Q. At 10.07, what we see is a large entry, covering events</p> <p>18 that have occurred since your 8.35 entry, the first one</p> <p>19 is 8.45 and it goes on to 9.39. If we go over the page</p> <p>20 we can see most of it on the top of the next page.</p> <p>21 Can I ask, please, if -- in fact you have the hard</p> <p>22 copy in front of you, can I ask you to read out that</p> <p>23 entry in full?</p> <p>24 A. Yes.</p> <p>25 Q. Thank you.</p> <p style="text-align: center;">Page 17</p>	<p>1 A. "From DCI Williams: at 8.45 am intel suggests there may</p> <p>2 be a third eye in Bounds Green Road. The third eyes are</p> <p>3 waiting the van in the area. At 8.48 am intel suggests</p> <p>4 the occupants of the Audi may know the registration of</p> <p>5 the prison van. At 8.51 am, SCO19 officers move forward</p> <p>6 from Quicksilver. Prison van on North Circular road.</p> <p>7 At 8.57 am DCI Williams state amber over the working</p> <p>8 channel. At 9.01 am, shots fired relayed over the</p> <p>9 channel and request for LAS. 9.02 am update from FE1 of</p> <p>10 the subjects ..."</p> <p>11 THE CHAIRMAN: One of the subjects.</p> <p>12 A. Yes, my apologies, sorry, sir.</p> <p>13 THE CHAIRMAN: It is all right.</p> <p>14 A. "... linked to the Audi has been shot. A total of three</p> <p>15 subjects have been detained."</p> <p>16 At 9.14 am:</p> <p>17 "Intelligence suggests subject Borg is in the</p> <p>18 vicinity of prison van and is unaware of events near</p> <p>19 Wood Green Crown Court."</p> <p>20 9.22 am:</p> <p>21 "Possible ID for subjects Borg in further Audi.</p> <p>22 Decision made to go amber if the further Audi is</p> <p>23 located."</p> <p>24 At 9.26 hours:</p> <p>25 "Audi stopped, SCO7 units directed to give positive</p> <p style="text-align: center;">Page 18</p>
<p>1 ID on subject Borg."</p> <p>2 At 9.39 hours:</p> <p>3 "Update from FE1 that LPE [life pronounced extinct]</p> <p>4 on subject shot."</p> <p>5 Q. That is a long entry with a lot of specific detail in</p> <p>6 it, how did it come about?</p> <p>7 A. He came over with his book and asked me to create</p> <p>8 a series of messages and I remained him that the</p> <p>9 messages were timed and dated and it would look better</p> <p>10 or be better and easier to understand if it was on one</p> <p>11 message. And he said, "Okay, thank you".</p> <p>12 Q. When you say, Ms Blakeney, that the messages are timed</p> <p>13 and dated, you are referring back to what we said at the</p> <p>14 beginning of your evidence that it is an auditable</p> <p>15 system?</p> <p>16 A. That's right, yes.</p> <p>17 Q. When you make an entry, it says when you made that</p> <p>18 entry?</p> <p>19 A. That's right, yes.</p> <p>20 Q. So it is not possible, is it, to backdate an entry?</p> <p>21 A. That's correct.</p> <p>22 THE CHAIRMAN: Did you get the impression that Mr Williams</p> <p>23 wanted you to make the entries individually?</p> <p>24 A. That was the impression I got, but I didn't think that</p> <p>25 he necessarily knew how the system worked.</p> <p style="text-align: center;">Page 19</p>	<p>1 THE CHAIRMAN: Yes, it appears that he didn't --</p> <p>2 A. Yes.</p> <p>3 THE CHAIRMAN: -- and he has conceded as much. But did you</p> <p>4 get the impression that he wanted it to look as though</p> <p>5 the entries were being made contemporaneously?</p> <p>6 A. Yes, but not out of any sinister reason, I think just --</p> <p>7 THE CHAIRMAN: Nobody is suggesting there was, but you got</p> <p>8 the impression that that was how he wanted it to appear?</p> <p>9 A. Yes. Yes.</p> <p>10 THE CHAIRMAN: Yes.</p> <p>11 MR MOSS: Sir, thank you, you have asked the last question</p> <p>12 that I was going to but other core participants have</p> <p>13 questions they would like me to ask as well. I will ask</p> <p>14 those instead.</p> <p>15 Ms Blakeney, could you see the entries that other</p> <p>16 loggists were making?</p> <p>17 A. Only on the system and the system updates by itself, so</p> <p>18 it is always refreshed, every minute or something like</p> <p>19 that.</p> <p>20 Q. We know there was an hour and a half when you were not</p> <p>21 making entries between 8.35 and 10.07. Did you read</p> <p>22 everyone else's entries during that time?</p> <p>23 A. I did, because I am nosy.</p> <p>24 Q. We saw Mr King's note at the beginning of your evidence,</p> <p>25 it amounts to the fact that senior officers are entitled</p> <p style="text-align: center;">Page 20</p>

5 (Pages 17 to 20)

<p>1 to use CLIO in the way they would like to, some make 2 handwritten notes, some don't make handwritten notes. 3 There is a spectrum, is there, of senior officers? 4 A. Yes, some officers like to tell you everything and they 5 keep you very involved and you put everything that they 6 are deciding -- it's almost like a decision log for them 7 and some senior officers just ... you are not really ... 8 they don't really need you, but you are there because 9 the setup of room says that you have to be there. 10 Q. On that spectrum, where would you put Mr Williams? 11 A. I would say on the latter end. 12 Q. Right at one end, is he hanging off the end or somewhere 13 in the middle? 14 A. If the spectrum is there, that is I want you to know 15 everything, that's I don't really need you, he was sort 16 of there. 17 Q. Nearly at the end, but not quite? 18 A. Yes. 19 Q. There were approximately 100 people in C3000, who was 20 able to see the entries which you made? 21 A. Everyone. 22 Q. Everyone who was logged onto the system or literally 23 everyone? 24 A. Everyone that was logged on to the system and then if 25 any officers came in they could request to have a look</p> <p style="text-align: center;">Page 21</p>	<p>1 at them or they could look over people's shoulders and 2 read them. 3 Q. Were you aware how many loggists there were, how many 4 people were logged onto the system? 5 A. No. 6 Q. Is it only loggists who log to the system or can you log 7 on -- can you log on as someone who is viewing other 8 people's logs if you are not a loggist? 9 A. I think because you have to log on as a specific role, 10 only people who are logged on as that specific role can 11 then see everything on the system. So if there was 12 a senior officer upstairs, they might not be able to log 13 into the system and read it as it was happening, they 14 might have to come into the room and read it over 15 someone's shoulder or get updates verbally. 16 Q. If we please go back to the first page of the document 17 we have on the screen of the log, we see you logging on, 18 we then see James Parkinson logging on. If we go over 19 the page, but we don't need to, we would see Mr Scammell 20 logging on, we would see lots of people logging on. Are 21 these automatic entries when somebody is logging on? 22 A. No, you do-it-yourself. 23 Q. It is possible, is it, that people were logged on but we 24 don't have an entry saying "I am logged on"? 25 A. That's right.</p> <p style="text-align: center;">Page 22</p>
<p>1 Q. We cannot be sure from this document who was viewing the 2 system and who was not? 3 A. No. 4 Q. Thank you. 5 One more question. 6 THE CHAIRMAN: Yes. 7 MR MOSS: There is an entry at 6.35, I think that would be 8 over the page and then maybe over the page again, bottom 9 of the page, thank you very much, I will give you 10 a moment to read that entry, because it is a rather long 11 one, and you will see it is entered by a "blue loggist", 12 FE20. 13 A. Am I reading it aloud? 14 Q. Please, no, just read it to yourself. 15 THE CHAIRMAN: Which time is this, I am sorry? 16 MR MOSS: 6.35, bottom of page 3 and then most of it on 17 page 4, sir. 18 THE CHAIRMAN: Thank you. 19 MR MOSS: Ms Blakeney, it may be you don't need to read 20 every word, you will see it is not an entry that you 21 made, is it? 22 A. No. 23 Q. You will see the third paragraph from the end, says: 24 "The TFC is DCI (scrubbed out] FE16." 25 We can presume that says "Williams" underneath. Do</p> <p style="text-align: center;">Page 23</p>	<p>1 you know if you read that entry whilst you were logged 2 on to the system? 3 A. Probably not. 4 Q. Why probably not? 5 A. Because those entries are standard and I probably 6 couldn't be bothered. 7 Q. How many terminals were there that could use CLIO in 8 C3000? 9 A. I think every desk in there has got a CLIO system on it 10 and if I tried to recollect how the room is, there is at 11 least 10, maybe more. 12 Q. Do you need to have an account set up on CLIO or does 13 anyone with access to a police computer system have the 14 ability to log onto CLIO? 15 A. You need an account. 16 Q. So not everyone in the room could have accessed CLIO, 17 but anyone who was set up on CLIO would have had the 18 computer facilities to log on if they wanted to? 19 A. Yes. Yes. 20 MR MOSS: Ms Blakeney, that is my last question, I think 21 that is our last question. 22 Sir, do you have any questions? 23 Questions from THE CHAIRMAN 24 THE CHAIRMAN: Yes, I wonder if you could help me in 25 relation to this.</p> <p style="text-align: center;">Page 24</p>

6 (Pages 21 to 24)

<p>1 At the bottom of page 2 and towards the bottom of 2 page 3, at 6.03 and 6.25 there are messages said to 3 emanate from "blue loggist/FE16", and "firearms/FE16". 4 Can you explain that? How have those come to pass? 5 A. I imagine -- 6 THE CHAIRMAN: Because you were the SIO's loggist, and you 7 were his loggist, whatever his job title was. 8 A. I imagine -- I don't know. I don't know how they came 9 to pass, because I thought I was the one that would be 10 putting on the messages for him. 11 MR MOSS: Does that mean on the face of it that FE16, that 12 Mr Williams himself had a CLIO account and was logged 13 in? 14 A. No, he definitely didn't have a CLIO account. 15 THE CHAIRMAN: Do we know who the blue loggist was? 16 A. I don't, no, sir. 17 THE CHAIRMAN: There were a number of them, it seems. 18 Because -- 19 MR MOSS: Sir, I think you will hear from one, Mr Scammell, 20 in a number of days. 21 THE CHAIRMAN: Yes, I know but if we look further up the 22 page, there was a blue loggist called Mick Reay, there 23 was a blue loggist called Dan McCarthy, there was a blue 24 loggist called, as we know, Bill Scammell. 25 MR MOSS: Sir, I think -- without wanting to take the sting</p> <p style="text-align: center;">Page 25</p>	<p>1 out of your question too much -- that it might be a -- 2 THE CHAIRMAN: It is not a very ponent question. 3 MR MOSS: It might be a cipher that's been wrongly applied, 4 having just looked behind the redaction FE16 says behind 5 it Bill Scammell, so I think is that is an error. 6 THE CHAIRMAN: Right, that is helpful. 7 Did you know a senior officer called Mr Murray? 8 A. No. 9 THE CHAIRMAN: You didn't come across him that day? 10 A. No. 11 THE CHAIRMAN: Thank you very much. 12 MR MOSS: Ms Blakeney, I am sure now we don't have any 13 further questions for you, thank you very much for your 14 evidence. 15 A. Thank you. 16 MR MOSS: Sir, as you know, we need 10 or maybe 15 minutes 17 now. 18 THE CHAIRMAN: You will tell me when you are ready. Thank 19 you. 20 (10.03 am) 21 (A short adjournment) 22 (10.18 am) 23 THE CHAIRMAN: Please sit down. 24 MS BLACKWELL: Sir, the gentleman in the witness box is 25 known by the cipher EG39, may he be sworn, please?</p> <p style="text-align: center;">Page 26</p>
<p>1 THE CHAIRMAN: Yes, thank you. 2 EG39 (affirmed) 3 Questions from MS BLACKWELL 4 MS BLACKWELL: Thank you, I am going to ask you some 5 questions, EG39, about your employment within the 6 Metropolitan Police Service and your involvement with 7 Operation Ankaa, do you understand? 8 A. Yes. 9 Q. Thank you. 10 You are currently employed by the 11 Metropolitan Police as a band N engineer working within 12 the MPS Technical Surveillance Unit, known as the TSU, 13 is that right? 14 A. That's correct, yes. 15 Q. Thank you. 16 You have a BTech qualification in electrical 17 engineering, which provides training in the fundamentals 18 of electrical engineering. In addition to the BTech, 19 you have also undertaken a Griffcomm audio course, that 20 course covering the use of audio recording devices, is 21 that right? 22 A. The BTech covers the basic foundation electronics, not 23 electrics. 24 Q. I am having difficulty hearing you, I wonder if you 25 could move a little closer to the microphone?</p> <p style="text-align: center;">Page 27</p>	<p>1 A. Is that a little better. 2 Q. It is a little better? 3 A. You referred to the BTech as covering "electrical 4 engineering", it is "electronic engineering". 5 Q. Sorry, I am reading from your witness statement but that 6 should be "electronic engineering", should it? 7 A. Yes, it should, sir. 8 Q. Thank you. 9 Over time, the Technical Surveillance Unit routinely 10 purchases and replaces audio recording devices as they 11 become obsolete or a new range becomes available, is 12 that right? 13 A. Yes, that is correct. 14 Q. So engineers who have cause to use an audio recording 15 device will need to familiarise themselves with the 16 device, either through peer demonstration or through 17 user manuals that are provided at the time of purchase? 18 A. That is correct, but also because the TSU is broken down 19 to individual sections it doesn't necessarily mean the 20 same recorder will be distributed amongst the unit, yes, 21 that's correct. 22 Q. Was your understanding of the fundamentals of 23 engineering and audio devices gained through 24 a combination of your BTech and your Griffcomm training 25 and also your experience?</p> <p style="text-align: center;">Page 28</p>

7 (Pages 25 to 28)

1 **A. Yes, that's correct.**
 2 Q. Do you have 14 years of experience within the Technical
 3 Surveillance Unit?
 4 **A. Yes, that is correct.**
 5 Q. Thank you.
 6 I want to now turn to ask you some questions about
 7 your involvement in Operation Ankaa.
 8 Were you involved at all in the deployment of the
 9 audio probe into the Audi vehicle on 8 December 2015?
 10 **A. No, sir.**
 11 Q. Was your first involvement in Operation Ankaa on
 12 11 December 2015, or perhaps even the day before?
 13 **A. The day before, I was -- that's when my involvement**
 14 **began, sir.**
 15 Q. On 10 December, did you attend at what we know as the
 16 Covert Monitoring Post to be used the following day
 17 during the course of the deployment?
 18 **A. Yes, I did.**
 19 Q. Did you conduct a test of the equipment in the Covert
 20 Monitoring Post?
 21 **A. Yes, I did.**
 22 Q. Did you use a separate audio source to check that the
 23 recorder in the Covert Monitoring Post was functioning
 24 correctly?
 25 **A. Yes.**

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1 **record, because it is in real time, that is -- so**
 2 **exactly that is no delay regards to for the front end to**
 3 **the recorder, however, once the live review, which in**
 4 **essence is just a slide bar on a timeline as your**
 5 **recording progresses, once you select the review and you**
 6 **slide that bar along the timeline, everyone connected,**
 7 **because there is only one audio output, so regardless of**
 8 **how many people are listening on the headphones,**
 9 **everyone there will be put into what is called a review**
 10 **mode. They will then be listening to historically**
 11 **recorded audio.**
 12 **And the real-time listening shall we say you have**
 13 **lost that function while you are in review mode, there**
 14 **is only one audio out, so --**
 15 THE CHAIRMAN: Are you saying that if somebody is listening
 16 and wants to review, the facility to listen is stopped?
 17 **A. So you will always record, the recording function in**
 18 **real time that cannot be altered, because you have to be**
 19 **in record for the system to actually pass audio. Once**
 20 **you move that slide bar, all the headphone that is are**
 21 **connected, because there is only one audio line output**
 22 **from the machine, everyone listening to will now be**
 23 **listening to that historical segment you have dragged it**
 24 **back to, and the live -- there is no one actually**
 25 **listening to the real-time audio.**

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1 Q. And to check that its ability to play back recorded
 2 material was working correctly?
 3 **A. Yes.**
 4 Q. Did you then listen to the recording device as sound was
 5 transmitted from that test audio source?
 6 **A. Yes, you can only listen to audio once it is pressed to**
 7 **record, it is actually in its record function, yes.**
 8 Q. Sorry, I didn't catch that answer.
 9 **A. You can only listen to the audio when actually the**
 10 **record button has been pressed, yes, it will only pass**
 11 **audio once it is recording.**
 12 THE CHAIRMAN: Thank you.
 13 MS BLACKWELL: Did you reach the conclusion that the
 14 equipment, including the review facility, was working
 15 correctly?
 16 **A. Yes.**
 17 Q. Could you explain a little more, please, about the way
 18 in which the review or rewind function works?
 19 **A. Yes, I can, in fact it will probably help if I talk with**
 20 **regards to the live record and the live replay, if there**
 21 **is any confusion between the two.**
 22 Q. Right. Take those in whichever order you wish, please.
 23 **A. So the system will, once the record button is pressed,**
 24 **will then transfer the audio to say headphones or**
 25 **speakers. Once that is now what is called in live**

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1 THE CHAIRMAN: Let's suppose somebody is tasked to listen to
 2 something that has already been heard.
 3 **A. Yes.**
 4 THE CHAIRMAN: Because somebody says I would like to hear
 5 that again.
 6 **A. Yes.**
 7 THE CHAIRMAN: Does that mean nobody can hear the material
 8 which is being recorded --
 9 **A. Real time.**
 10 THE CHAIRMAN: -- real time --
 11 **A. Yes.**
 12 THE CHAIRMAN: -- although once they have stopped using the
 13 review or record facility, they will be able to do so?
 14 **A. Then they slide it back to -- which would be real time,**
 15 **as in 00 on the timeline, yes.**
 16 **So you cannot be listening real time and listening**
 17 **to historical through that system, that is the**
 18 **limitation of that system.**
 19 THE CHAIRMAN: It is a limitation, isn't it?
 20 **A. Yes, also, just to make for clarity, if I slide that**
 21 **back and listen, say it takes me 20 seconds to review**
 22 **what I have missed or what I am interested in, you have**
 23 **lost, you have now lost that 20 seconds of real time,**
 24 **because time is a constant, it has moved on, you have**
 25 **used 20 seconds of that to review, how do you catch up,**

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1 **because if you just slide it, you have missed that**
 2 **20-second segment.**
 3 THE CHAIRMAN: The answer is you cannot catch up.
 4 **A. You can't, because time is constant, and you cannot --**
 5 **then you cannot make the decision of, well, I will just**
 6 **slide it forward when there is a quiet spell, because --**
 7 THE CHAIRMAN: You don't know when there is going to be
 8 a quiet spell.
 9 **A. That is the limitation of that review.**
 10 THE CHAIRMAN: That means that if there was reason to use
 11 the review or recall system several times, for several
 12 minutes, in the course of a session, you get further and
 13 further behind --
 14 **A. You compound your error of lost time, sir.**
 15 THE CHAIRMAN: Well, one learns something new every day.
 16 **A. The outcome from that is you no longer supply to either**
 17 **control room with real-time audio. You will always have**
 18 **that slight error of time.**
 19 THE CHAIRMAN: Which could be very important?
 20 **A. Depends on how many times you review and how long it**
 21 **takes to you review, yes, it could be quite**
 22 **a substantial bit of time.**
 23 MS BLACKWELL: Were you familiar with this equipment in that
 24 had you used it before or had you set it up before?
 25 **A. Yes, I had used it a few weeks ago on a live operation**

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1 **job.**
 2 Q. Why not?
 3 **A. Because of the failure rate. It was -- it was a notable**
 4 **failure rate, and because of the complexity of the**
 5 **equipment, you could never -- the training involved is**
 6 **a lot more than just familiarisation of the equipment,**
 7 **it is more intense.**
 8 Q. When you attended at the Covert Monitoring Post on
 9 10 December, were you aware of any aspects of Operation
 10 Ankaa in terms of what was expected to be received over
 11 the course of the following morning on the audio probe?
 12 **A. Could you repeat the question, please.**
 13 Q. Yes. When you attended the Covert Monitoring Post on
 14 10 December, were you aware of any aspect of Operation
 15 Ankaa in terms of what was expected to be received on
 16 the audio probe the following morning?
 17 **A. Other than voice audio, audio from voice, that is all**
 18 **I would expect to receive.**
 19 Q. Had you been involved in identifying the equipment that
 20 was used during the course of this deployment?
 21 **A. No, the equipment was already set up at the CMP when**
 22 **I arrived, the day before the deployment.**
 23 Q. Can you assist the inquiry with the identity of the
 24 officer who set up the equipment.
 25 **A. No, it was an engineer but I cannot remember who it was.**

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1 **but I was with an engineer who, from that section, used**
 2 **it all the time, so he had a lot more experience, hence**
 3 **it was beneficial to work with them.**
 4 Q. The person with whom you were working on the previous
 5 occasion had more experience than you?
 6 **A. Yes, it was actually their section, so they were the**
 7 **ones that went for the manufacturer, they purchased the**
 8 **system and they would have had the training from the**
 9 **manufacturer themselves.**
 10 Q. Is there alternative equipment that allows a review
 11 function to be used whilst also maintaining the flow of
 12 the audio that is coming into the system, in other words
 13 can it be split into two functions, so that one
 14 operative can review a certain passage of the audio that
 15 is being received, whilst another operative listens live
 16 time to what is being received?
 17 **A. Yes, I know of a bit of equipment that can do that. It**
 18 **is in an area of sensitive work. However, I know --**
 19 **I knew this -- with regards to the technology I am**
 20 **talking about, it is -- at the time of this deployment,**
 21 **it was ... the equipment that can do both functions, was**
 22 **towards the end of its time, and its failure rate was**
 23 **noticeable, shall we say. Hence -- and it was only used**
 24 **for long-term jobs in a sensitive section. It would**
 25 **never have been considered for this type of fast-moving**

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1 **It would have been an engineer that set it up, not**
 2 **a police officer.**
 3 Q. Following your test of the equipment on 10 December, did
 4 you do anything further within the Covert Monitoring
 5 Post that day?
 6 **A. Just the end of the test would have been a delete of my**
 7 **test file, to ensure it didn't cross contaminate with**
 8 **the live job.**
 9 Q. Thank you.
 10 Did you return to the Covert Monitoring Post on
 11 11 December?
 12 **A. Yes, in the morning, yes.**
 13 Q. What time, please?
 14 **A. I can't remember the time, but it was early.**
 15 Q. Did you arrive at the Covert Monitoring Post at a time
 16 prior to the live feed starting in the Audi?
 17 **A. Yes.**
 18 Q. What did you do when you arrived at the Covert
 19 Monitoring Post?
 20 **A. I waited to give whoever was designated as a --**
 21 **I actually call them "operators", that would have been**
 22 **sitting with the headphones on, wait for them to arrive**
 23 **and then give them training to make sure they were happy**
 24 **with the use of the equipment.**
 25 Q. Did you provide any advice of the sort which you have

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<p>1 just set out on the previous day, on 10 December?</p> <p>2 A. Yes, because the functional test I did previously was</p> <p>3 exactly the same as what the operator would be doing on</p> <p>4 the day.</p> <p>5 Q. What I am asking is, on 10 December, were there any of</p> <p>6 the operatives present in the Covert Monitoring Post for</p> <p>7 you to train?</p> <p>8 A. There was more people in the room that I am aware of,</p> <p>9 but I cannot remember who they were. There was another</p> <p>10 TSU -- at least another TSU representative and there may</p> <p>11 have been, as I call them, operators as well, yes.</p> <p>12 Q. Yes, and on 10 December did you provide any training or</p> <p>13 instruction to those operators?</p> <p>14 A. They could have been with me as I went through the</p> <p>15 procedure.</p> <p>16 Q. Right.</p> <p>17 A. As in what they would be doing the following day.</p> <p>18 Q. Right, okay, so we have the potential of two occasions</p> <p>19 when instruction and/or training was provided to</p> <p>20 operatives or operators?</p> <p>21 A. Yes, so the Thursday when I did it, yes, and the morning</p> <p>22 of the operation, yes.</p> <p>23 Q. Thank you.</p> <p>24 Are you confident that on 10 December and</p> <p>25 11 December, those who were in your company and</p> <p style="text-align: center;">Page 37</p>	<p>1 following your advice, understood that if they were to</p> <p>2 activate the review function then they would not at the</p> <p>3 same time be able to follow the live feed?</p> <p>4 A. I can't remember.</p> <p>5 Q. Can you remember whether or not you provided any advice</p> <p>6 or assistance in relation to the review function, on</p> <p>7 either occasion?</p> <p>8 A. What do you mean by that, sorry?</p> <p>9 Q. When you attended on 10 December, you have explained</p> <p>10 that you may have provided advice, or what I am going to</p> <p>11 describe as training, to those who were going to be</p> <p>12 running the Covert Monitoring Post the following</p> <p>13 morning. Yes?</p> <p>14 A. Yes.</p> <p>15 Q. Right.</p> <p>16 Did that include explaining to them the limiting</p> <p>17 function of the review facility?</p> <p>18 A. As in I described as when you go into review you all go</p> <p>19 into review?</p> <p>20 Q. Yes.</p> <p>21 A. I can't remember, sir.</p> <p>22 THE CHAIRMAN: Thank you.</p> <p>23 MS BLACKWELL: The same question about the advice or</p> <p>24 training that you gave on the morning of 11 December,</p> <p>25 did that include an explanation of the limiting effect</p> <p style="text-align: center;">Page 38</p>
<p>1 of the review function?</p> <p>2 A. Again, I can't remember.</p> <p>3 Q. Did there come a time that you became aware that the</p> <p>4 review function was not working?</p> <p>5 A. On the day of the deployment?</p> <p>6 Q. Yes.</p> <p>7 A. Yes, someone -- once the recording has begun, I leave</p> <p>8 the CMP and sit in basically a technical office that's</p> <p>9 away from the CMP to ensure I am not in the way and</p> <p>10 someone did come and get me during the course of the</p> <p>11 operation and say, "We have a problem with the recorder,</p> <p>12 can you come and have a look". I can't remember if it</p> <p>13 was a TSU representative that got me or someone from the</p> <p>14 CMP, but --</p> <p>15 THE CHAIRMAN: Do you know what time it was?</p> <p>16 A. I don't sir, no.</p> <p>17 THE CHAIRMAN: Thank you.</p> <p>18 MS BLACKWELL: Was the place that you were waiting in the</p> <p>19 same building as the CMP?</p> <p>20 A. Yes, it was right next door to the control room.</p> <p>21 Q. Armed with that information, what did you do?</p> <p>22 A. I proceeded to go to CMP and first see -- ensure that</p> <p>23 they had carried out what I taught them, as in they</p> <p>24 hadn't done anything what I hadn't shown them, which</p> <p>25 they did, she showed me the slide bar wasn't moving, so</p> <p style="text-align: center;">Page 39</p>	<p>1 the review function wasn't working and from then on</p> <p>2 I had a decision to make, only two options.</p> <p>3 Would you like me to go through them, sir?</p> <p>4 THE CHAIRMAN: Yes, please.</p> <p>5 A. Obviously we now have a problem where the review</p> <p>6 function has in essence failed, which is, as we know</p> <p>7 a problem. However, to put it so people understand, the</p> <p>8 error occurred, it is like when you have a computer, the</p> <p>9 operating system will work, sometimes when you open</p> <p>10 a Word document you get no response, not responding,</p> <p>11 your computer freezes, however it is running in the</p> <p>12 background. So that application has failed yet the main</p> <p>13 system is still running. And the problem with that is</p> <p>14 you know yourself even if you get into what is called</p> <p>15 a control panel and you try and end the task, if you</p> <p>16 cannot do it, the only option for a computer -- most</p> <p>17 people have done it in their time -- is turn it off and</p> <p>18 on again, which normally clears the fault.</p> <p>19 However, because we have now got live audio and</p> <p>20 an evidential recording, that is not an option because</p> <p>21 for continuation of the audio product, it is a big no-no</p> <p>22 to stop a live recording for evidential purposes.</p> <p>23 So I considered that option and I know straight away</p> <p>24 that is not an option from an evidential point of view</p> <p>25 to stop the recording and hope that when the system is</p> <p style="text-align: center;">Page 40</p>

10 (Pages 37 to 40)

<p>1 powered down and repowered back up it actually reboots 2 to start with, the audio that you have already recorded 3 has not been corrupted and the time delay to -- so 4 people are aware of the time delay, even if everything 5 was perfect, from shutting down the system is over 6 a minute, it takes from one to two minutes, and then to 7 reboot is quite a lengthy time as the system reboots and 8 checks itself and makes sure it is happy and it can be 9 in excess of three minutes.</p> <p>10 So you are looking from the boot down to the reboot 11 to the reconnect, in excess of five minutes.</p> <p>12 In the ideal scenario.</p> <p>13 However, because I decided that no, I am not going 14 to turn that recorder off, the decision made is you are 15 limping along, you have a live audio, you can listen to 16 it live, however you have lost a function and that is 17 the best I can do.</p> <p>18 THE CHAIRMAN: Yes.</p> <p>19 MS BLACKWELL: Did you perform that analysis whilst you were 20 in the Covert Monitoring Post?</p> <p>21 A. Yes, I was in front of the recorder diagnosing that 22 problem then and there.</p> <p>23 Q. Did you touch any part of it during the course of that 24 analysis?</p> <p>25 A. No, because while it is in record I don't touch the</p> <p style="text-align: center;">Page 41</p>	<p>1 equipment because it is down to the user, however the 2 user showed me that the slide bar wasn't working, so 3 I can confirm that they did, as was instructed in the 4 morning.</p> <p>5 So after that the decision is made, I am not going 6 to start pulling cables out of a live recording machine.</p> <p>7 THE CHAIRMAN: You decided it was the least harmful option 8 to allow the live recording to continue without the 9 opportunity to rewind?</p> <p>10 A. The best decision out of a bad situation, sir, yes.</p> <p>11 MS BLACKWELL: I am just going to read out how you described 12 your decision in your witness statement and ask you to 13 confirm that that is correct:</p> <p>14 "Without knowing why the fault had occurred, it 15 would not have been sensible to try and fix the problem 16 because in doing so, the live listening and recording 17 may have been interrupted or terminated. The safest 18 option in these circumstances was to let the device 19 continue to operate in live record and listen and then 20 carry out tests at a later date."</p> <p>21 A. That is correct, yes.</p> <p>22 Q. Once the operation that morning had ceased, did you go 23 back to the equipment and attempt to diagnose the fault?</p> <p>24 A. No, my last contact with the equipment was to stand over 25 the shoulder of the operator to confirm they had pressed</p> <p style="text-align: center;">Page 42</p>
<p>1 stop. That was actually physically done by the 2 operator, the engineer would never press stop. It is 3 their job, they start the recording and they end the 4 recording and after that they I don't touch the 5 equipment after that, it was left in situ.</p> <p>6 Q. Do you know if anybody checked the equipment afterwards 7 to see if the fault was still persisting?</p> <p>8 A. Within the CMP?</p> <p>9 Q. Yes.</p> <p>10 A. Not that I am aware of, no, it shouldn't have been 11 touched.</p> <p>12 Q. Do you know whether the equipment was ever tested 13 thereafter?</p> <p>14 A. At a completely later date?</p> <p>15 Q. At any time?</p> <p>16 THE CHAIRMAN: I think what Ms Blackwell wants to know is 17 when it was it repaired?</p> <p>18 A. I am aware, very recently, that the equipment was 19 returned after going through procedures of recovering 20 the evidence from the recorder and subsequent 21 investigations, it was returned to the TSU, put into 22 stores and then it was put on what we call a functional 23 bench test, where the system is started up, put through 24 its paces and as an operator would and yes, I believe 25 when it was rebooted, the fault had cleared.</p> <p style="text-align: center;">Page 43</p>	<p>1 THE CHAIRMAN: Thank you.</p> <p>2 MS BLACKWELL: I would just like to ask you again about the 3 alternative equipment which could have been selected, 4 which would have allowed the review function to be used 5 whilst other operatives could have continued to listen 6 to the live feed.</p> <p>7 You have explained the reasons why in your opinion 8 it would not have been suitable for that technical 9 equipment to have been utilised on this operation.</p> <p>10 You have explained to the inquiry the limitations 11 that were in existence at the time. Are you able to 12 assist the inquiry as to whether or not over the last 13 five or six years the situation has improved?</p> <p>14 A. As in the purchase of new recorders?</p> <p>15 Q. Has the equipment improved?</p> <p>16 A. Well, new equipment, yes, it has improved.</p> <p>17 THE CHAIRMAN: Do you now have a system -- I think this is 18 what Ms Blackwell wants to know -- which is widely 19 available which enables people to listen and live record 20 at the same time?</p> <p>21 A. I belief that section can -- because we are broken up 22 into sections and that section now has access to 23 a recorder that does both live replay and live record at 24 the same time, you can review both at the same time, 25 yes.</p> <p style="text-align: center;">Page 44</p>

11 (Pages 41 to 44)

<p>1 THE CHAIRMAN: Was that the point, Ms Blackwell?</p> <p>2 MS BLACKWELL: Yes.</p> <p>3 THE CHAIRMAN: Thank you.</p> <p>4 MS BLACKWELL: I would also like to ask you some additional</p> <p>5 questions about the concerns that you expressed in terms</p> <p>6 of losing the evidential capability if the equipment was</p> <p>7 switched off.</p> <p>8 Were you aware that in addition to the live feed,</p> <p>9 there had also been deployed into the Audi vehicle</p> <p>10 a store and retrieve device, which was also recording</p> <p>11 but not livestreaming the conversation?</p> <p>12 A. No, because I wasn't involved in the front-end</p> <p>13 deployment, so I had no reason to.</p> <p>14 Q. Right. If you had have known of that safeguard being</p> <p>15 deployed, would that have altered your decision as to</p> <p>16 whether or not you should have interfered with the</p> <p>17 equipment in order to try and alleviate the problem that</p> <p>18 morning?</p> <p>19 A. No.</p> <p>20 Q. Why not?</p> <p>21 A. Because there is no guarantee that the front end is</p> <p>22 working as it should. That is an assumption I wouldn't</p> <p>23 take. My area of responsibility is the CMP.</p> <p>24 Q. Did you speak to anybody either in the Covert Monitoring</p> <p>25 Post or any of the commanders about your decision not to</p> <p style="text-align: center;">Page 45</p>	<p>1 attempt to fix the review function?</p> <p>2 A. I would have told the operators they have now lost the</p> <p>3 live replay function, however they still have live audio</p> <p>4 and they are still recording. And the way the TSU works</p> <p>5 is I can make the technical decision, however a TSU</p> <p>6 officer has the final say from an operational point of</p> <p>7 view, whether at a push he would request me to turn it</p> <p>8 off, however I wouldn't turn the kit off. If someone</p> <p>9 tried to override me ...</p> <p>10 Q. I am asking you about any consultation that you engaged</p> <p>11 in with anybody else before you made that decision. Did</p> <p>12 you speak to any other TSU officer?</p> <p>13 A. I would have spoken to another TSU officer after I had</p> <p>14 diagnosed the fault and replayed to him his options and</p> <p>15 which one I chose.</p> <p>16 Q. Did you seek any information from any of those</p> <p>17 commanding the operation as to the effect of your</p> <p>18 decision?</p> <p>19 A. Outside of the CMP, do you mean, sorry?</p> <p>20 Q. Either within the CMP or in the control room, did you</p> <p>21 speak to anybody in charge of Operation Ankaa about your</p> <p>22 decision not to seek to fix the review function?</p> <p>23 A. No.</p> <p>24 Q. Right, and who was the officer from the TSU with whom</p> <p>25 you consulted?</p> <p style="text-align: center;">Page 46</p>
<p>1 A. I can't remember the TSU officer's name. I know of</p> <p>2 a TSU officer, but I can't confirm it was him.</p> <p>3 Q. Well perhaps we can attempt to provide that information.</p> <p>4 THE CHAIRMAN: Presumably --</p> <p>5 A. I think it was actually his name, because I didn't want</p> <p>6 to refer to his name. I think his name if, I can say</p> <p>7 his name, DS Steve Alexander. He was present, however</p> <p>8 there is note of more TSU officers being there, so --</p> <p>9 THE CHAIRMAN: Presumably, there is a documentary record of</p> <p>10 the fault and of the decision how to proceed?</p> <p>11 A. When it was returned to unit, sir?</p> <p>12 THE CHAIRMAN: No, when the fault is identified, presumably</p> <p>13 there is a system whereby the existence of the fault is</p> <p>14 recorded, the time that it was identified, the person</p> <p>15 who decided how to respond, as indeed you did, and the</p> <p>16 approval of the course of action which you took?</p> <p>17 A. I don't actually have access to the system, a log,</p> <p>18 whatever a log --</p> <p>19 THE CHAIRMAN: There will be an audit of the system, will</p> <p>20 there not?</p> <p>21 A. Yes.</p> <p>22 THE CHAIRMAN: I think we need to see it, Ms Blackwell.</p> <p>23 MS BLACKWELL: I will do everything within my power to</p> <p>24 obtain it.</p> <p>25 THE CHAIRMAN: Thank you.</p> <p style="text-align: center;">Page 47</p>	<p>1 MS BLACKWELL: I have no further questions, there are no</p> <p>2 questions from the other core participants.</p> <p>3 Do you have any questions, sir?</p> <p>4 Questions from THE CHAIRMAN</p> <p>5 THE CHAIRMAN: I have a couple, yes, please.</p> <p>6 Are the shortcomings of this system or were the</p> <p>7 shortcomings of this system well known in 2015, in other</p> <p>8 words that it could do two jobs, but not at the same</p> <p>9 time?</p> <p>10 A. Yes, that would have been explained by the manufacturer,</p> <p>11 because the engineers would have asked the question.</p> <p>12 Q. Would you have expected senior investigating officers</p> <p>13 and tactical firearms commanders who would commission</p> <p>14 the use of that equipment to know that it was not</p> <p>15 a perfect system?</p> <p>16 A. Certain people you mentioned there wouldn't even be</p> <p>17 involved in the process of sourcing -- doing R&D, as in</p> <p>18 research and development into a bit of kit, the training</p> <p>19 and the purchase of --</p> <p>20 THE CHAIRMAN: I am sure they wouldn't be involved in the</p> <p>21 purchasing, but would you expect those people to know</p> <p>22 that they were effectively inviting people to carry out</p> <p>23 operations, in other words, you record and you listen,</p> <p>24 would you expect those people to know that you couldn't</p> <p>25 record and listen at the same time? Or you couldn't</p> <p style="text-align: center;">Page 48</p>

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<p>1 record and play back at the same time?</p> <p>2 A. I suppose they could be told the limitations of the</p> <p>3 equipment.</p> <p>4 THE CHAIRMAN: Yes.</p> <p>5 The other thing I want to know is this. You have</p> <p>6 indicated that the more you use the rewind, the more</p> <p>7 time you lose. Is there a clock?</p> <p>8 A. Yes, it is -- so you have a real-time clock ticking away</p> <p>9 and as you slide it is like a negative, one minute, two</p> <p>10 minutes, it depends how much you slide, you are</p> <p>11 indicating how far back you have gone.</p> <p>12 THE CHAIRMAN: When you have finished replaying, and you go</p> <p>13 back, to listening, what will the clock show, will it</p> <p>14 continue to show real time, or will it show a different</p> <p>15 time to take account of the time that you have been</p> <p>16 listening to rewind.</p> <p>17 A. Will it incorporate the error, are you saying, sir?</p> <p>18 THE CHAIRMAN: I don't know if it is an error. If you have</p> <p>19 chosen to review, and you then finish your review, your</p> <p>20 review takes a minute --</p> <p>21 A. Yes.</p> <p>22 THE CHAIRMAN: -- say, you started at 10.00, and at 10.01,</p> <p>23 you go back to listening.</p> <p>24 A. Hmm.</p> <p>25 THE CHAIRMAN: And you are actually listening to what has</p> <p style="text-align: center;">Page 49</p>	<p>1 been said at 10.00 --</p> <p>2 A. Sir, yes.</p> <p>3 THE CHAIRMAN: -- but you are not listening to it at 10.00.</p> <p>4 You are listening to it at 10.01. What does the clock</p> <p>5 show?</p> <p>6 A. The clock is a real time clock. That cannot be altered,</p> <p>7 because you would end up with a discrepancy between,</p> <p>8 like you say, 10.00 in this room but the recorder is now</p> <p>9 saying, "Hang on, you are a minute behind what the clock</p> <p>10 on the wall says", so the clock on the recorder is the</p> <p>11 real time.</p> <p>12 THE CHAIRMAN: The clock on the recorder never stops?</p> <p>13 A. Exactly that, sir.</p> <p>14 MS BLACKWELL: May I just ask a supplementary question, as</p> <p>15 a result of that?</p> <p>16 THE CHAIRMAN: Of course you may.</p> <p>17 Further questions from MS BLACKWELL</p> <p>18 MS BLACKWELL: If you use the review function and you slide</p> <p>19 your finger back to the passage that you want to listen</p> <p>20 to, perhaps two or three times, in order to get back to</p> <p>21 the live-time receipt of information, do you simply</p> <p>22 slide your finger back to the point at which the time</p> <p>23 has reached?</p> <p>24 A. Yes, so you slide the -- in essence you slide the slide</p> <p>25 bar all the way, say, to the right so it is a zero</p> <p style="text-align: center;">Page 50</p>
<p>1 setting and you are on the real-time clock.</p> <p>2 Q. As far as you can go?</p> <p>3 A. Yes.</p> <p>4 Q. So it is not dissimilar to a television function, if you</p> <p>5 want to rewind whilst you are watching a programme and</p> <p>6 then you just fast forward it as far as you can, and you</p> <p>7 hit the live time again?</p> <p>8 A. As in you Sky Box, shall we say?</p> <p>9 Q. That is what I was referring to, yes.</p> <p>10 A. Yes.</p> <p>11 MS BLACKWELL: Thank you.</p> <p>12 Sir, that concludes the questioning. I know that we</p> <p>13 have to have a short break while we reconfigure the</p> <p>14 room.</p> <p>15 THE CHAIRMAN: I do not know it is 10.50, do you want to</p> <p>16 have a mid morning break and start at 11.05? Is that</p> <p>17 convenient for everybody?</p> <p>18 Very good, 11.05.</p> <p>19 (10.50 am)</p> <p>20 (A short adjournment)</p> <p>21 (11.05 am)</p> <p>22 MS BLACKWELL: Sir, the gentleman in the witness box is</p> <p>23 detective superintendent Christopher Davies. May he be</p> <p>24 sworn, please?</p> <p>25 THE CHAIRMAN: Yes, please.</p> <p style="text-align: center;">Page 51</p>	<p>1 MR CHRISTOPHER DAVIES (sworn)</p> <p>2 Questions from MS BLACKWELL</p> <p>3 MS BLACKWELL: Thank you, please sit down.</p> <p>4 THE CHAIRMAN: Please sit down.</p> <p>5 A. Thank you, sir.</p> <p>6 MS BLACKWELL: You are now Detective Superintendent</p> <p>7 Christopher Davies?</p> <p>8 A. Minor correction, I am superintendent. Not detective --</p> <p>9 Q. Sorry, that is my mistake.</p> <p>10 You were at the time of Operation Ankaa</p> <p>11 an inspector?</p> <p>12 A. That's correct, yes.</p> <p>13 Q. I would like to begin your questioning, please, by</p> <p>14 asking you to summarise your experience in the</p> <p>15 Metropolitan Police Service as at the time of</p> <p>16 December 2015?</p> <p>17 A. I will give hopefully a summarised version, which I am</p> <p>18 happy to expand on if required.</p> <p>19 Q. Thank you.</p> <p>20 A. So I joined the Metropolitan Police in 1995. After</p> <p>21 initial posting to Brixton I then transferred to the</p> <p>22 Territorial Support Group in 1999.</p> <p>23 Probably of main relevance to the inquiry, in 2001</p> <p>24 I undertook my national -- equivalent of the national</p> <p>25 surveillance course.</p> <p style="text-align: center;">Page 52</p>

<p>1 Q. Yes.</p> <p>2 A. And between 2001 and 2015, I pretty much worked within</p> <p>3 surveillance arena for that 14-year period.</p> <p>4 Q. On the morning of 11 December, you were acting as</p> <p>5 surveillance commander, were you not?</p> <p>6 A. That's correct, yes.</p> <p>7 Q. Thank you.</p> <p>8 When did you first become aware of Operation Ankaa?</p> <p>9 A. So I first became aware of it under the name of</p> <p>10 Operation Utara.</p> <p>11 Q. Yes.</p> <p>12 A. I received an email, based on my records, on around</p> <p>13 20 November, which I responded to on the 23rd, so at</p> <p>14 some point over that weekend.</p> <p>15 Q. Let's take a look at those, please, and we can find</p> <p>16 first of those emails at IPC415. Page 2, please,</p> <p>17 Mr Coates.</p> <p>18 As we look this page, we can see that the main part</p> <p>19 of it is taken up with an email sent from Ryan Spicer to</p> <p>20 you on 20 November, in the following terms:</p> <p>21 "Sir, there is a deployment penciled in for</p> <p>22 Operation Utara on 11 December and I believe you are</p> <p>23 blue. Intel suggests there is going to be a prison</p> <p>24 break and there will be a three-team deployment to deal</p> <p>25 with this. Two armed and one unarmed. Gary Kinch is</p> <p style="text-align: center;">Page 53</p>	<p>1 the OIC and has booked the fifth floor briefing room at</p> <p>2 New Scotland Yard on 10 December for a taped briefing.</p> <p>3 All of T6 and the SFOs et cetera would be briefed on the</p> <p>4 10th. I would need to duty vary T6 to accommodate the</p> <p>5 briefing as they are early turn. T12 will be the other</p> <p>6 armed team and T7 the unarmed team. They will be</p> <p>7 briefed on the day of deployment. I hope this makes</p> <p>8 sense.</p> <p>9 "Regards, Ryan."</p> <p>10 Is this the first that you became aware of the</p> <p>11 deployment on 11 December?</p> <p>12 A. To the best of my knowledge, yes.</p> <p>13 Q. Can you assist in this regard, the references to T6, T7</p> <p>14 and T12?</p> <p>15 A. Yes, they are the abbreviated titles for the</p> <p>16 surveillance teams, so T for team and then the numbers</p> <p>17 that are sequentially allocated.</p> <p>18 Q. Right. What is the reference to you being blue on</p> <p>19 11 December?</p> <p>20 A. So the term "blue" is often used for the surveillance</p> <p>21 commander. It references the title blue commander,</p> <p>22 which is defined within the APP for surveillance as the</p> <p>23 person responsible for coordinating surveillance assets.</p> <p>24 Q. Thank you.</p> <p>25 We can see it is not on this page but I can confirm</p> <p style="text-align: center;">Page 54</p>
<p>1 when we turn over we will see that you responded on</p> <p>2 23 November, early in the morning, in the following</p> <p>3 terms:</p> <p>4 "Hi Ryan, yes, that is fine. Can you find out why</p> <p>5 everyone is not being briefed together though, please?</p> <p>6 Also, what time is the briefing on the 10th?"</p> <p>7 What was your concern, in terms of the briefing that</p> <p>8 had been identified to you in the previous email?</p> <p>9 A. My only recollection of the operation at that stage was</p> <p>10 that email, so a key part of deployment on armed</p> <p>11 operation is making sure that people -- I will slow</p> <p>12 down, sorry, I do speak quite quickly sometimes,</p> <p>13 apologies. Is making sure people are appropriately</p> <p>14 briefed and that they have the opportunity to meet the</p> <p>15 specialist firearms officers and that they are fully</p> <p>16 aware of their roles and responsibilities.</p> <p>17 So being aware this is a multiple-team deployment,</p> <p>18 it was important for me to make sure that those people</p> <p>19 were appropriately briefed.</p> <p>20 Q. Not only the surveillance officers but also the armed</p> <p>21 firearms officers?</p> <p>22 A. That's correct.</p> <p>23 Q. The importance of them all being briefed together was</p> <p>24 what?</p> <p>25 A. Two things, that they are all on the same page.</p> <p style="text-align: center;">Page 55</p>	<p>1 Q. Yes.</p> <p>2 A. That is rather colloquial, but that is the main bit.</p> <p>3 Q. We know what you mean.</p> <p>4 A. Thank you.</p> <p>5 And the second thing is around -- I have referenced</p> <p>6 it in one of the other emails, I talk about blue on</p> <p>7 blue.</p> <p>8 Q. Yes.</p> <p>9 A. So that is where the surveillance teams may end up</p> <p>10 coming together and people have had separate briefings,</p> <p>11 it may be that firearms officers or surveillance</p> <p>12 officers misidentify each other, presenting risks to</p> <p>13 them and also their colleagues.</p> <p>14 Q. Thank you.</p> <p>15 Let's go back to page 1, please, on these emails and</p> <p>16 follow them through.</p> <p>17 At the bottom of the page, we can see Mr Spicer</p> <p>18 emailing you again later on on 23 November, in the</p> <p>19 following terms:</p> <p>20 "Good morning, sir, the briefing will take place at</p> <p>21 1500 hours and the team leaders from T7 and T12 will be</p> <p>22 at this briefing. The reason was that their DI thought</p> <p>23 it was better for our department, since we would have</p> <p>24 three teams off on the 10th. Just for the briefing,</p> <p>25 hence just TLs from T7 and T12 along with the whole of</p> <p style="text-align: center;">Page 56</p>

<p>1 T6 for the 10th. I hope this clears things up 2 a little." 3 "TLs" being team leaders? 4 A. That's correct, yes. 5 Q. Your response to him in the middle of the page: 6 "Thanks, Ryan, have team 6 got a more important role 7 than team 12 and 7?" 8 He gets back to you and says: 9 "No, it was a case of allocating a team and I think 10 T6 could provide the most AFOs on the day. One team 11 will be with the LOS car [that's lost or stolen] and one 12 team will be with the prison van. The unarmed will be 13 with the main player, who will not be near the plot as 14 far as I am aware." 15 You respond at the top of the page: 16 "Thanks, Ryan, happy with that, as long as the 17 briefing on 11th is equivalent to the one from the 10th 18 and the armed officers meet or brief with 19 to prevent 19 blue-on-blue issues." 20 What were you expressing in that email, please? 21 A. So probably going back to the very start of that page, 22 the surveillance teams within SCO35 are very busy and 23 routinely tasked. I recognised the operational team's 24 concerns about the impact of taking teams away from 25 being deployable to attend a briefing.</p> <p style="text-align: center;">Page 57</p>	<p>1 Q. Yes. 2 A. So that was the first point. 3 I think my email a few days later clarifies my 4 intentions and desires around the importance of 5 a briefing, but the main bit was if it couldn't be 6 physically possible to get everyone together to 7 a briefing, the least that they had to do was the APP 8 expected briefing for armed officers deploying, which 9 would be on the day of the deployment. 10 Q. That would effectively mirror what had taken place the 11 day before? 12 A. My expectation would be it would be as close as possible 13 to, but it might be between the two periods there would 14 be an intelligence update that might mean that the 15 briefing was slightly different. 16 Q. Right, but you were effectively striving for continuity? 17 A. That's correct, yes. 18 Q. Thank you. 19 Let's look, please, at IPC414, page 1, this is 20 a selection of emails at the beginning of December, and 21 I would like to focus in on the email in the middle of 22 the page, which was sent from FE10 to you on 3 December, 23 at 11.30 hours: 24 "Hello all, my understanding is the whole of Team 6 25 armed are required to attend the briefing on Thursday,</p> <p style="text-align: center;">Page 58</p>
<p>1 10 December and only the TLs from T7 and T12 as per the 2 emails below ... we are show 8am on Op Thetis on the 3 Thursday now, are we doing Op Thetis then going to the 4 briefing at 3pm or has there been a mix up somewhere 5 along the line." 6 Then there is a response from Alison Goddard-King to 7 FE10 and to you, and she says: 8 "We will look at this on Monday as Mr Davies really 9 wants the teams to be briefed together, once Mr Davies 10 is blue and we have a review of the intel we will liaise 11 with their teams and re-organise the tasking board 12 accordingly. Sorry to mess around but as a large 13 commitment we want to make sure we get it right." 14 What was being discussed there, please? 15 A. I think that is probably indicative of a little of bit 16 of confusion around what was happening, different 17 messages. I think the email from Alison Goddard-King 18 was probably just reassuring FE10 and then obviously my 19 response was that I had spoken to FE10. 20 Q. Okay. 21 Then, finally in relation to these emails, and these 22 appear behind divider 6, sir, in our hard copy bundle, 23 can we go to IPC413. 24 Thank you. 25 This is an email from you to a series of different</p> <p style="text-align: center;">Page 59</p>	<p>1 receivers, including FE10, on 7 December at 1.05 in the 2 afternoon, you say: 3 "Hi tasking, I have had a chat with Gary Kinch today 4 around Operation Ankaa for Friday, 11th. Firstly, can 5 the shared point be changed, please, because it shows 6 the Op's name as Utara." 7 Pausing there, what was the shared point? 8 A. Shared point, I will do my best to explain it, is an IT 9 system that is used to receive the surveillance tasking 10 request from the operational team. 11 Q. You were here asking that the operation name be changed 12 from Utara to Ankaa? 13 A. Yes, so Utara was the other operation name. 14 Q. Thank you: 15 "The plan is both armed teams (T6/T12) will brief 16 along with Tony Blake from the unarmed team (T7) and the 17 SFOs, operational team, et cetera, on Thursday at 18 3.00 pm. The current plan is this briefing will be at 19 New Scotland Yard on the fifth floor auditorium. (This 20 may be changed to Hendon -- but we await an update from 21 Gary). 22 "This will be the overarching briefing and allow the 23 two armed teams to be present en masse. I still want T7 24 to attend but will confirm that later in the week 25 subject to what else is going on.</p> <p style="text-align: center;">Page 60</p>

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<p>1 "This will mean that all armed teams are fully 2 briefed and Tony, who will be fully sighted on the 3 operational plan. On the Friday, they will all have 4 separate briefings at the right geographical location 5 for their tasking. 6 "Can team 6 and 12 be changed to 9 till 5 for 7 Thursday and shown tasked to Operation Ankaa, so that 8 they can attend the briefing and ensure that they are 9 prepared for Friday. I have tried calling FE10 and will 10 speak to Darren tomorrow as he is rest day today to chat 11 through this with them. FE10, Darren, can you call me 12 at your convenience, please: 13 "There are still a few days to go so this may change 14 but my priority is to get both armed teams fully briefed 15 on Thursday and if possible to do the same for T7. But 16 I am conscious that we are already taking two teams off 17 the road and therefore want to make sure that we have 18 operational resilience to deal with whatever is thrown 19 at us on Thursday." 20 There appeared to be a balance that needed to be 21 struck between your desire that as many officers as 22 possible attended the briefing at New Scotland Yard on 23 10 December, together with the firearms officers, as 24 against ensuring that your pool of officers was not 25 depleted to such an extent that it would cause problem</p> <p style="text-align: center;">Page 61</p>	<p>1 with other deployments on the Thursday? 2 A. That's correct, sir, yes. 3 Q. Right. 4 Other than the emails which we have been through, 5 was there any other contact between you and any other 6 officer in relation to Operation Ankaa? 7 A. So I have referenced it within that email -- 8 Q. Yes. 9 A. -- and I am aware there is another email from I think 10 Rob Murray that references a conversation with me on the 11 8th. 12 Q. Right? 13 A. So yes, there was. So traditionally the request for 14 surveillance support would go through the surveillance 15 operations coordination centre, which 16 Alison Goddard-King was the sergeant of and that would 17 be the traditional way to receive the tasking request, 18 and they would review the request and -- subject to the 19 legalities, et cetera -- they would allocate the 20 surveillance team. 21 As the surveillance commander, or blue commander, 22 for that week, my role would not necessarily be too 23 involved, but I would be notified when an operation was 24 complicated or required some management intervention. 25 Q. Yes.</p> <p style="text-align: center;">Page 62</p>
<p>1 A. So this was a complicated operation, in terms of the 2 amount of resourcing required and the impact it 3 potentially presented to the core business. 4 Q. Yes. 5 A. And so that is why I got involved. The email on the 7th 6 is me clarifying a bit of confusion in the week before 7 around exactly what was going to happen, but I did have 8 some other questions that I wanted clarification around, 9 which to answer the question were some of the enquiries 10 I made with the operational team. 11 Q. Right, because there is reference in this email to 12 a conversation that you have had with Gary Kinch? 13 A. That's correct. 14 Q. Is that the person that you made contact with in order 15 to pose your questions? 16 A. Based on the fact I have referenced it there in that 17 email, yes. 18 Q. Yes. Do you have any recollection of speaking to 19 Mr Kinch? 20 A. No. But I know what the conversation was likely to have 21 been about. 22 Q. Tell us about that, please? 23 A. Okay, so in terms of the operation, there were a number 24 of things I wanted clarification -- 25 Q. What were those?</p> <p style="text-align: center;">Page 63</p>	<p>1 A. So the first was the briefing. 2 Q. Yes. 3 A. The second was I had been told that the operation was 4 running out of C3000. 5 Q. Yes. 6 A. Which was very much the right decision, but not always 7 necessarily the case for the Metropolitan Police running 8 proactive surveillance operations. So that was 9 a reassurance I was given. 10 And the next two issues related to something 11 referenced in the previous email, which was an unarmed 12 surveillance team on an armed operation. 13 Q. Yes. 14 A. And the final piece was around the armed surveillance 15 team being deployed on the prison van and what that 16 actually meant and looked like in terms of 17 contingencies. 18 Q. What were your concerns about the unarmed surveillance 19 being planned around one of the subjects? 20 A. So probably the start place for that is I don't hold the 21 intelligence, it is not my role to be privy to all 22 intelligence involved in an operation, that would sit 23 with the operational team. 24 Q. Yes. 25 A. But on the face of it, an unarmed surveillance team on</p> <p style="text-align: center;">Page 64</p>

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<p>1 an armed operation was something that I wanted to 2 understand the reasons why. 3 Q. Were you surprised that there was a plan for two armed 4 surveillance teams on the prison van and the Audi 5 mission vehicle, and an unarmed surveillance team on one 6 of the other subjects? 7 A. Surprised? Probably a stronger word. It definitely 8 spiked my interest. 9 Q. Right. It caused you to ask further questions? 10 A. That's correct, yes. 11 Q. Yes. 12 Did you speak to Mr Kinch about the decision to only 13 apply for unarmed surveillance on that third area? 14 A. I believe so. I would have expected on that Monday -- 15 that was the start of my on-call week, when I was making 16 myself quite busy around this operation -- 17 Q. Yes. 18 A. -- that that would have been one of the questions that 19 I had asked him about. 20 I reference, I think in my original statement, 21 speaking to the TAC adviser as well. And again, so I am 22 not sure where those conversations were, but I would 23 have expected to have spoken to Gary Kinch about that. 24 Q. In fact you are absolutely right, at the witness 25 statement which lies behind our tab 1, sir, and at the</p> <p style="text-align: center;">Page 65</p>	<p>1 bottom of page 1, you say this, Mr Davies: 2 "In the 10 days leading up to the date of the 3 operation I was in contact with the SC4035 surveillance 4 operation centre. SC4019 firearms tactical adviser, and 5 operational team to ensure that there were appropriate 6 surveillance resources in place to meet the demands of 7 the operation and that they were appropriately briefed." 8 A. That's correct, and I think there is a typing error in 9 those typed statements which puts the "4" in that 10 doesn't need to be there, sorry. 11 Q. No, don't apologise. Thank you for pointing that out. 12 Having raised your issues with Mr Kinch, were you 13 satisfied as to the appropriateness of the various limbs 14 of the deployment that was being planned? 15 A. Yes. And just to expand on that, as I said, I don't 16 hold the intelligence, I am not privy to all the strands 17 of intelligence. The reason I was given was referenced 18 in the original email from Ryan Spicer on 20 November, 19 which was that they didn't expect subject Borg, who was 20 subsequently identified to me, to be directly involved 21 and that there was no intelligence to suggest it 22 justified arming. 23 Q. Right. 24 THE CHAIRMAN: Does it follow from that that they had no 25 evidence to suggest that he himself would be armed?</p> <p style="text-align: center;">Page 66</p>
<p>1 A. Against the arming criteria, sir, and with the headings 2 that are on that, they obviously didn't feel to the best 3 of my understanding that there was sufficiency to reason 4 to suppose that he met that threshold. 5 THE CHAIRMAN: Because if they had feared that he would be 6 armed, it would have been inappropriate to send 7 an unarmed surveillance team? 8 A. That's correct, sir. 9 And as the operation was already armed, it was 10 almost unarmed was probably a more of an assessment of 11 the risk based on proportionality, so to unarm a team on 12 an armed operation is probably something that needs more 13 thought than arming a team in my mind, but I am not 14 a TFC or qualified to make those decisions. 15 THE CHAIRMAN: Thank you. 16 MS BLACKWELL: Thank you. 17 Did you attend the briefing on Thursday, 18 10 December? 19 A. Yes, sir. 20 Q. Together with other officers from SCO35? 21 A. That's correct, yes. 22 Q. Did you take any notes during the course of the 23 briefing? 24 A. Yes, I did. Somewhat chaotically by the looks of this. 25 Q. Let's have a look at them. I am not sure how much</p> <p style="text-align: center;">Page 67</p>	<p>1 assistance they will provide to you or indeed to the 2 inquiry, but let's take a look anyway. 3 They appear at MPS3229, behind divider 4 in our hard 4 copy bundle. If we can go to the next page, please. 5 These notes begin with this page and the following 6 page and then we go on to 11 December. 7 Were these the notes that you took at the briefing, 8 do you think? 9 A. They were, yes. 10 Q. Right. 11 Do they assist you in terms of what was presented 12 and who was present or not? 13 A. What was presented, I would probably refer to the 14 briefing pack and the tape-recorded briefing as my best 15 recollection -- not my recollection, but the fact of 16 what occurred there. 17 Q. Of what went on, yes. 18 Did you know at the time that you attended the 19 briefing that it was going to be recorded? 20 A. Yes. 21 Q. Was that in line with what you would expect of 22 a briefing of that nature? 23 A. Definitely, sir. 24 Q. All right. What was the purpose of you taking notes? 25 A. So the purpose of my notes was I've got a habit of</p> <p style="text-align: center;">Page 68</p>

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<p>1 writing down things I am told when I am at briefings and</p> <p>2 salient points that may become relevant. So at the very</p> <p>3 top of the page it refers to the directed surveillance</p> <p>4 authority, which obviously on a basis of legality needs</p> <p>5 to be in place.</p> <p>6 Q. Yes.</p> <p>7 A. I talk about some of the individuals who are there. The</p> <p>8 fact that I am at the briefing. And then did my best to</p> <p>9 keep up with the intelligence that was presented, which</p> <p>10 came through far quicker than I could write down.</p> <p>11 Q. All right.</p> <p>12 How long did the briefing last?</p> <p>13 A. I would have to refer to the time that's on the tape for</p> <p>14 that.</p> <p>15 Q. Do you have any recollection of how long it might have</p> <p>16 been?</p> <p>17 A. I would be guessing, but I would say at least half</p> <p>18 an hour.</p> <p>19 Q. Right. Was it presented by more than one officer?</p> <p>20 A. It was, yes.</p> <p>21 Q. Was there an opportunity at the end of the formal part</p> <p>22 of the briefing for questions?</p> <p>23 A. There was, yes.</p> <p>24 Q. Did you become involved in that?</p> <p>25 A. Yes.</p> <p style="text-align: center;">Page 69</p>	<p>1 Q. In what respect?</p> <p>2 A. As can be seen at the bottom of the page with the radio</p> <p>3 channels, it was clear to me that when the</p> <p>4 communications plan was discussed, that the</p> <p>5 configuration of the radio channels was not appropriate</p> <p>6 to the deployment.</p> <p>7 Q. You raised that, did you?</p> <p>8 A. I did, indeed.</p> <p>9 Q. Was that altered on your advice?</p> <p>10 A. I think we agreed to discuss it in more detail</p> <p>11 afterwards, but it was as a result of my representations</p> <p>12 that the channels were subsequently changed.</p> <p>13 Q. Thank you.</p> <p>14 Can you help the inquiry as to your knowledge of the</p> <p>15 recording of surveillance channels, whether you have</p> <p>16 ever known that to take place and if so in what</p> <p>17 circumstances?</p> <p>18 A. So it is not routinely done as a matter of course, but</p> <p>19 I am aware that is based on old legal advice.</p> <p>20 Q. Right.</p> <p>21 A. Only because I have been a manager and surveillance</p> <p>22 practitioner for many years and I am aware of previous</p> <p>23 discussions around that.</p> <p>24 Q. Yes.</p> <p>25 A. I think my understanding is that is in the process of</p> <p style="text-align: center;">Page 70</p>
<p>1 being reviewed, but the position was that it would not</p> <p>2 be routinely recorded, although there was function to</p> <p>3 record on certain types of counter terrorism operations</p> <p>4 or on the direction of the SIO.</p> <p>5 Q. On the direction of the?</p> <p>6 A. Of the SIO.</p> <p>7 Q. The SIO, right. I am going to attempt to summarise what</p> <p>8 you have just said. It was possible, but it wasn't</p> <p>9 routinely done?</p> <p>10 A. That's correct.</p> <p>11 Q. Right.</p> <p>12 Did you give any thought, either at the meeting on</p> <p>13 10 December or the morning of 11 December, as to whether</p> <p>14 or not it would have been appropriate to request that</p> <p>15 the surveillance channels be recorded?</p> <p>16 A. I didn't give that any thought.</p> <p>17 Q. Were you asked for your opinion on that?</p> <p>18 A. No.</p> <p>19 Q. Did you have any additional involvement in Operation</p> <p>20 Ankaa between the briefing at New Scotland Yard</p> <p>21 finishing and your deployment the following morning?</p> <p>22 A. So the only additional involvement I had was I became</p> <p>23 aware after the briefing, or in the course of the</p> <p>24 briefing, that there was a TSU deployment or there was</p> <p>25 an audio listening device or a probe and also tracking</p> <p style="text-align: center;">Page 71</p>	<p>1 device on the car.</p> <p>2 Q. You became aware of that after the briefing --</p> <p>3 A. I can't remember if it was during or after, but I was</p> <p>4 aware that there had been a TSU deployment.</p> <p>5 Q. Right, thank you.</p> <p>6 Let's move, please, to the morning of 11 December</p> <p>7 and if we can go to page 4 of this document, please,</p> <p>8 Mr Coates --</p> <p>9 A. Sorry, could I just clarify my last answer?</p> <p>10 Q. Please do.</p> <p>11 A. So the relevance of myself becoming aware of that TSU</p> <p>12 deployment was that the knowledge then to me that there</p> <p>13 was a tracking device deployed in the car was important,</p> <p>14 tracking devices are provided to support operational</p> <p>15 teams to develop intelligence, but in a crime in action,</p> <p>16 a live surveillance operation, they need to be</p> <p>17 appropriately supported by qualified people.</p> <p>18 It was important to me then to put the right</p> <p>19 resources in place to make sure that qualified trackers</p> <p>20 were deployed in support of the operation on the 11th,</p> <p>21 and so I put that in place.</p> <p>22 Q. By trackers, do you mean human trackers, officers?</p> <p>23 A. So they are called "trackers" colloquially, but they are</p> <p>24 qualified by the College of Policing to a national</p> <p>25 standard to give commentary on the activity that is</p> <p style="text-align: center;">Page 72</p>

<p>1 being communicated by the tracking device.</p> <p>2 Q. Right, so having been informed that the tracking device</p> <p>3 had been fitted to the vehicle, it was important to you</p> <p>4 to ensure that appropriately trained and experienced</p> <p>5 officers were identified and put in place to work in</p> <p>6 conjunction with that electronic device?</p> <p>7 A. That's correct, yes.</p> <p>8 Q. Thank you.</p> <p>9 Did you do that?</p> <p>10 A. Yes.</p> <p>11 Q. Right. Were the people chosen to perform that role</p> <p>12 present at the briefing at New Scotland Yard?</p> <p>13 A. Coincidentally, one was.</p> <p>14 Q. Right.</p> <p>15 A. And that was Mr Scammell, who I am aware will be giving</p> <p>16 evidence to the inquiry. He is qualified to do that</p> <p>17 role.</p> <p>18 Q. Yes.</p> <p>19 A. And thankfully for me was at the briefing, because I was</p> <p>20 expecting him to be a surveillance monitor for me. So</p> <p>21 that was my initial reassurance. The others were not at</p> <p>22 the briefing for the simple reason I didn't know they</p> <p>23 would need to be at the briefing until the briefing</p> <p>24 itself.</p> <p>25 Q. Right.</p> <p style="text-align: center;">Page 73</p>	<p>1 Had you known of the tracker having been employed</p> <p>2 prior to the meeting at New Scotland Yard, would you</p> <p>3 have ensured that the other trackers were available to</p> <p>4 be present at the briefing?</p> <p>5 A. To the best of my ability, yes.</p> <p>6 Q. Thank you.</p> <p>7 We have on screen the beginning of your notes that</p> <p>8 you made over the course of 11 December.</p> <p>9 A. Yes.</p> <p>10 Q. Could you take us through them, please.</p> <p>11 I may stop you from time to time and ask you some</p> <p>12 additional questions.</p> <p>13 If you have difficulty reading them, then please</p> <p>14 don't struggle, and refer to your statement, which we</p> <p>15 have already referenced, that lies behind divider 1.</p> <p>16 A. I think I can read my writing, just about, albeit it is</p> <p>17 a poor copy of it.</p> <p>18 Q. The copy is not good.</p> <p>19 A. I will refer to the pack, if that is all right.</p> <p>20 Q. Please do.</p> <p>21 What time did you deploy that day?</p> <p>22 A. I was in C3000, so the force covert controls room,</p> <p>23 shortly before 5.00 am and I think I put my first entry</p> <p>24 on it at 5.11 am.</p> <p>25 Q. Yes, and that appears to record that you attended</p> <p style="text-align: center;">Page 74</p>
<p>1 a briefing at that time?</p> <p>2 A. That is what I recorded in my notes, which I am</p> <p>3 endeavouring to do contemporaneously at the time.</p> <p>4 Q. Right.</p> <p>5 A. In my initial statement, I referenced it and in my</p> <p>6 follow-up statement, following a question which you may</p> <p>7 come on to, I clarified that was not necessarily</p> <p>8 a formal briefing and the term may have been a bit</p> <p>9 misleading as to what actually happened on the day.</p> <p>10 Q. The inquiry has heard evidence that this briefing, I am</p> <p>11 going to call it a briefing, wasn't tape recorded and we</p> <p>12 know that, as far as any detailed note is concerned, you</p> <p>13 didn't take one.</p> <p>14 Describe to us what took place and what benefit it</p> <p>15 was to you and your officers?</p> <p>16 A. So what took place to the best of my recollection, and</p> <p>17 I think there has already been evidence presented very</p> <p>18 similarly, was the TFC introduced himself to the room.</p> <p>19 Q. Yes.</p> <p>20 A. Gave an overview of the operation, and then invited</p> <p>21 other people within the room to introduce themselves.</p> <p>22 Q. Yes.</p> <p>23 Then what happened? Was there any intelligence</p> <p>24 update provided or any instruction given to any of the</p> <p>25 officers there?</p> <p style="text-align: center;">Page 75</p>	<p>1 A. Not that I am specifically aware of, but I am aware in</p> <p>2 my statement I referenced the fact there was no</p> <p>3 significant intelligence update. I believe so. I might</p> <p>4 need to check that, or if you have got it, you may have</p> <p>5 it?</p> <p>6 Q. What I am specifically interested in is whether or not</p> <p>7 there was a similar level of detail given to the</p> <p>8 briefing that had taken place at New Scotland Yard the</p> <p>9 day before.</p> <p>10 A. No.</p> <p>11 Q. Right.</p> <p>12 From what you have previously said, were there</p> <p>13 officers who were deployed and present at 5.00 am at</p> <p>14 C3000 who had not been present at the New Scotland Yard</p> <p>15 briefing the day before?</p> <p>16 A. So in terms of my staff, there was one.</p> <p>17 Q. Just one person?</p> <p>18 A. Yes.</p> <p>19 Q. Were you concerned that that person had not had the same</p> <p>20 opportunity afforded to those present at the briefing at</p> <p>21 New Scotland Yard on 10 December?</p> <p>22 A. No, I wasn't concerned because I spoke to them that</p> <p>23 morning and I think there is a record of him getting the</p> <p>24 briefing pack and putting it onto the CLIO system.</p> <p>25 Q. You took it upon yourself to ensure that that person was</p> <p style="text-align: center;">Page 76</p>

1 not at a disadvantage because they hadn't been present
 2 at the briefing the previous day?
 3 **A. That's correct, yes.**
 4 Q. Thank you.
 5 How many people were present at the briefing at
 6 5.00 am?
 7 **A. A rough approximation, probably around 15, maybe**
 8 **slightly more.**
 9 Q. This briefing took place in the control room?
 10 **A. That's correct, yes.**
 11 Q. Were you aware that some of those present were to be
 12 working in the Covert Monitoring Post?
 13 **A. Not specifically, but it would make sense.**
 14 Q. All right.
 15 When the briefing concluded, did you remain in the
 16 control room?
 17 **A. I did, yes.**
 18 Q. What was your business then?
 19 **A. My business or role was to be the surveillance -- so**
 20 **multiple phrases are used for this, surveillance**
 21 **commander, blue commander. So to manage and oversee the**
 22 **deployment of the surveillance assets on that operation.**
 23 Q. How were you going to do that?
 24 **A. So the process by which we configured ourselves is there**
 25 **were three surveillance teams deployed, each**

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1 morning?
 2 **A. Correct.**
 3 Q. Paint us a picture, if you can, as to how that role
 4 looks within the control room?
 5 **A. So traditionally, if I was responding to a threat to**
 6 **life operation or an operation run out of C3000, I would**
 7 **probably expect two teams at most, as opposed to three,**
 8 **three was quite exceptional. So what I would expect to**
 9 **happen -- I am not sure if you have got plans, schematic**
 10 **of C3000 available.**
 11 Q. I don't think we do, actually. We know roughly speaking
 12 how big the room is and the fact that there are a series
 13 of desks configured within the room.
 14 **A. Yes, that's correct. In essence, if it helps to the**
 15 **inquiry if I just describe it a little bit more.**
 16 Q. Yes, please.
 17 **A. In essence, what you have got is one big room, that is**
 18 **effectively set up with two sides, both almost the same.**
 19 Q. Right.
 20 **A. With the ability to close the partitioned room to give**
 21 **you two controlled rooms. The control room we were**
 22 **using for this operation was the one on the left-hand**
 23 **side. That room -- sorry, sir.**
 24 THE CHAIRMAN: No, it is my fault.
 25 **A. That room has pre-determined positions that people**

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1 **surveillance team had a surveillance monitor, sometimes**
 2 **referred to as a blue loggist or a blue cadre. Their**
 3 **role would be to monitor the activity that takes place**
 4 **involving the surveillance team, to communicate updates**
 5 **with the team leader or to me as a conduit, to allow me**
 6 **to then deconflict, where necessary, which was a real**
 7 **risk on a multiple-team operation, but then to pass**
 8 **those updates on to the TFC as a single point of**
 9 **contact.**
 10 Q. Right.
 11 What do you mean by "deconflict"?
 12 **A. So this was a multiple surveillance team operation, so**
 13 **they are can and do get very complicated when**
 14 **surveillance teams potentially come into the same**
 15 **geographical location, which is the important thing**
 16 **about the radio channels.**
 17 Q. Being separate?
 18 **A. Being separate, but being easily accessible by everyone**
 19 **deployed which they were not in the original**
 20 **configuration.**
 21 Q. I see, and that is what you identified in as a potential
 22 difficulty during the course of the briefing the
 23 previous day?
 24 **A. That's correct, yes.**
 25 Q. Right, but that had been rectified by the following

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1 **undertaking various functions will sit and the benefit**
 2 **of that is that whenever anyone walks into the**
 3 **operations room you roughly know who is going to be**
 4 **sitting in that seat, so surveillance, firearms**
 5 **commander, operator for the CAD system which is linked**
 6 **to our corporate dispatch system around communications.**
 7 Q. Right.
 8 **A. I am waffling, but in essence it makes it really clear**
 9 **to people walking in the room the roles and**
 10 **responsibilities of people sitting at the various seats.**
 11 Q. Does that include any sort of name badge or role set out
 12 in writing to further indicate what role a person is
 13 taking on?
 14 **A. It does, yes.**
 15 **However it is configured primarily for threat to**
 16 **life kidnap operations, so some of the titles in the**
 17 **room might not necessarily relate to the individual**
 18 **sitting in that position.**
 19 Q. Were those titles present on this morning?
 20 **A. I can't say that categorically, but they are normally**
 21 **always there.**
 22 Q. Did you have a particular seat?
 23 **A. So -- I think this is where I went off at a tangent**
 24 **slightly earlier.**
 25 **So in an ideal world I would be sitting with,**

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<p>1 between the two surveillance officers or monitors.</p> <p>2 Because this operation was larger than normally would be</p> <p>3 the case, my intention was to sit with them but</p> <p>4 I couldn't, so what I ended up doing was standing behind</p> <p>5 them.</p> <p>6 Q. Right. For the whole of the deployment?</p> <p>7 A. So I had set myself up on a computer on the right-hand</p> <p>8 side of the desks, by this time the door had been opened</p> <p>9 up or the partition. I had two surveillance monitors</p> <p>10 sitting where I would expect them to sit for the</p> <p>11 operation side that we had set up, so that was the</p> <p>12 surveillance team monitor for the prison van and what we</p> <p>13 term the mission vehicle.</p> <p>14 So the two who were most likely to come together</p> <p>15 were sitting next to each other.</p> <p>16 The third team, the unarmed team, were sitting on</p> <p>17 the right-hand side of the room, so the other side of</p> <p>18 the room, because that was the only space available</p> <p>19 because the firearms assets were also sitting in those</p> <p>20 row of seats.</p> <p>21 Q. Was that configuration something that you undertook to</p> <p>22 organise?</p> <p>23 A. So I've got experience of working in the control room.</p> <p>24 Q. In that control room?</p> <p>25 A. Yes.</p> <p style="text-align: center;">Page 81</p>	<p>1 Q. Yes.</p> <p>2 A. So I knew how to open the door and the partition, so it</p> <p>3 was quite obvious very early on it needed to be opened,</p> <p>4 albeit, as I recall, there was another operation planned</p> <p>5 on the other side to start the day off.</p> <p>6 Q. What happened to that?</p> <p>7 A. I think they came in for a little while, and then</p> <p>8 realised that they probably needed to move elsewhere,</p> <p>9 because the operation was quite big by that stage.</p> <p>10 Q. Okay.</p> <p>11 Was there any aerial surveillance that day?</p> <p>12 A. There was none deployed.</p> <p>13 Q. Thank you.</p> <p>14 A. Can I just clarify, none deployed by me.</p> <p>15 Q. Right, we can deal with any additional questions</p> <p>16 elsewhere.</p> <p>17 A. Yes.</p> <p>18 Q. Having set yourselves up in a way in which you did</p> <p>19 ensured that the channels were appropriately configured</p> <p>20 together with access between the teams, and standing,</p> <p>21 generally speaking, in the position which you have</p> <p>22 described, so that you had access to all three limbs of</p> <p>23 the surveillance team deployment, how did matters then</p> <p>24 progress?</p> <p>25 A. So, the start place for me whenever I would go into the</p> <p style="text-align: center;">Page 82</p>
<p>1 force control room is to log on to the CLIO system.</p> <p>2 Q. Yes.</p> <p>3 A. And that is -- I think the expanded abbreviation is</p> <p>4 computer logging of intelligence operations.</p> <p>5 Q. Yes.</p> <p>6 A. So whenever we were working or would be working in the</p> <p>7 force control room, we would use CLIO system to document</p> <p>8 our decisions, rationale and key and significant</p> <p>9 updates.</p> <p>10 Q. Right.</p> <p>11 A. The surveillance monitors were all configured to do</p> <p>12 their part on the CLIO under the title probably for most</p> <p>13 of them "blue loggist" and I as a surveillance commander</p> <p>14 logged onto the CLIO system and was in the process of</p> <p>15 putting my initial entry on when we got movement of the</p> <p>16 vehicle.</p> <p>17 Q. Right.</p> <p>18 Did you have experience of the CLIO system?</p> <p>19 A. Yes.</p> <p>20 Q. Were you confident that those loggists who were given</p> <p>21 the role of operating the system had sufficient</p> <p>22 experience of the system?</p> <p>23 A. The loggists who were working directly for me, yes.</p> <p>24 Q. Yes, right.</p> <p>25 The inquiry has heard that DCI Williams, who you</p> <p style="text-align: center;">Page 83</p>	<p>1 know was the tactical firearms commander on the morning,</p> <p>2 had no experience of the CLIO system. Were you aware of</p> <p>3 that?</p> <p>4 A. Not directly that he didn't have experience. I am aware</p> <p>5 that the CLIO system in proactive covert operations was</p> <p>6 primarily used on kidnap operations, so the kidnap unit</p> <p>7 I would expect to be very proficient at using it,</p> <p>8 I would not necessarily know about the proficiency of</p> <p>9 other people or their accreditation and competence to</p> <p>10 use it.</p> <p>11 Q. No, my question was geared towards whether or not he had</p> <p>12 made you aware that he had no experience of it?</p> <p>13 A. Not directly.</p> <p>14 Q. No, all right, so you and he had no conversation about</p> <p>15 the system itself?</p> <p>16 A. Not that I recall a conversation -- I wouldn't</p> <p>17 necessarily expect to have a conversation. I was aware,</p> <p>18 albeit I had forgotten, and was reminded, that based on</p> <p>19 yesterday's witness list that he had a CLIO loggist and</p> <p>20 the entries are on the CLIO system, so he had someone to</p> <p>21 do that for him.</p> <p>22 Q. Had you had any conversation with Mr Williams about</p> <p>23 tipping points, evidential tipping points, geographical</p> <p>24 tipping points or really where his line in the sand lay</p> <p>25 in terms of moving in to stop the operation at any</p> <p style="text-align: center;">Page 84</p>

21 (Pages 81 to 84)

<p>1 point?</p> <p>2 A. Yes. And I think it is probably the starting place is</p> <p>3 I was really clear as to my role in C3000 as</p> <p>4 a surveillance commander. I was confident that my staff</p> <p>5 knew their role, and that is the surveillance monitors</p> <p>6 and the surveillance teams. And an entry I put on the</p> <p>7 CLIO system that morning was that I had spoken to them</p> <p>8 as well, just to clarify that they and their teams were</p> <p>9 happy.</p> <p>10 In terms of the tipping points and to answer the</p> <p>11 question, there were two that I was aware of. The first</p> <p>12 one related to the prison van.</p> <p>13 Q. Yes.</p> <p>14 A. And that was a discussion around at what point the</p> <p>15 operation may move to arrest phase.</p> <p>16 Q. Yes.</p> <p>17 A. And the information I had to the best of my recollection</p> <p>18 was that the prison van was expected to travel via the</p> <p>19 main arterial routes. So the tipping point would be</p> <p>20 when it hit the North Circular, that was when decisions</p> <p>21 would be made about potentially moving to arrest phase.</p> <p>22 That was the first.</p> <p>23 The second tipping point goes back to my original</p> <p>24 point of clarification around the deployment, which was</p> <p>25 if anything changed around intelligence control or the</p> <p style="text-align: center;">Page 85</p>	<p>1 prison van whilst it was mobile, that it would move to</p> <p>2 an overt blue light run on the prison van.</p> <p>3 So they were the two tipping points I was aware of.</p> <p>4 Q. You became aware of those through your discussions with</p> <p>5 Mr Williams?</p> <p>6 A. I think through conversation with Mr Williams and others</p> <p>7 but he was the TFC, they were his tipping points that</p> <p>8 I was aware of.</p> <p>9 Q. Right.</p> <p>10 May we look at your note that appears to have been</p> <p>11 made at 7.30 am, please.</p> <p>12 What have you recorded there?</p> <p>13 A. So my entry at 7.30 am is, "Info from the TFC".</p> <p>14 Q. Yes.</p> <p>15 A. "Intelligence indicates any attack may be involving</p> <p>16 a firearm. Monitors informed and asked to pass to</p> <p>17 teams."</p> <p>18 Q. Right, so can you explain to us what caused you to make</p> <p>19 that record at that time?</p> <p>20 A. Yes. I had a conversation with the TFC who gave me that</p> <p>21 information and based on which a message was</p> <p>22 communicated to staff.</p> <p>23 Q. Did you write down the precise words provided to you by</p> <p>24 Mr Williams?</p> <p>25 A. No, sir.</p> <p style="text-align: center;">Page 86</p>
<p>1 Q. Are you able now to recollect what he said to you?</p> <p>2 A. In terms of the conversation or in terms of the words</p> <p>3 that were communicated?</p> <p>4 Q. Well, yes, both. Both, what did he say to you?</p> <p>5 A. I think the conversation to the best of my recollection</p> <p>6 was very similar to what is written there, is</p> <p>7 intelligence indicated any attack, and I think I put in</p> <p>8 brackets "On the prison van", because that is what was</p> <p>9 being referenced, "May involve a firearm", that was the</p> <p>10 conversation I recall having.</p> <p>11 My response to that was around the provenance and</p> <p>12 this is referenced in my statement, I believe, on the --</p> <p>13 but my question was around the provenance of that and</p> <p>14 effectively I asked: is that evidenced? Which would</p> <p>15 mean it was coming from the probe.</p> <p>16 Q. All right, just so that I am clear, what were the</p> <p>17 circumstances in which this conversation arose, did he</p> <p>18 come over to you or how did it take place?</p> <p>19 A. As I recall, I approached him. Because I think for most</p> <p>20 of the time he was sitting on the left-hand side of the</p> <p>21 room.</p> <p>22 Q. Why would you have approached him?</p> <p>23 A. I think by that stage the vehicle had been moving for</p> <p>24 the best part of an hour --</p> <p>25 Q. Yes.</p> <p style="text-align: center;">Page 87</p>	<p>1 A. -- and it was relatively controlled that I felt</p> <p>2 confident to go and ask at that point that I was not</p> <p>3 going to miss anything by walking away from the monitors</p> <p>4 to say we have been out an hour, there is a probe on the</p> <p>5 car, any update?</p> <p>6 Q. Right.</p> <p>7 The update was?</p> <p>8 A. Well the update that I wrote in my original notes at the</p> <p>9 time was as written, "Any attack may involve a firearm".</p> <p>10 Q. Okay. You, I think, then sought to clarify whether that</p> <p>11 information had come via the probe, is that what you</p> <p>12 were saying?</p> <p>13 A. So my question was: is that evidenced? And the answer</p> <p>14 was yes.</p> <p>15 Q. All right, let's look, please, at your witness statement</p> <p>16 made by you on 23 December 2015. It is at MPS81,</p> <p>17 please, Mr Coates, and let's go to page 2.</p> <p>18 Thank you.</p> <p>19 If we can highlight the penultimate paragraph on</p> <p>20 that page:</p> <p>21 "At 0730 am I was informed by the TFC that</p> <p>22 intelligence indicated any attack on the prison van may</p> <p>23 involve a firearm."</p> <p>24 That is precisely what you have recorded, isn't it,</p> <p>25 in your note?</p> <p style="text-align: center;">Page 88</p>

<p>1 A. That's correct, yes.</p> <p>2 Q. "Following consultation with the TFC, the surveillance</p> <p>3 monitors were informed of this and asked to pass this</p> <p>4 information on over the operational surveillance radio</p> <p>5 channel. My recollection of the message that was passed</p> <p>6 was, 'If an offence is committed, it may be firearms</p> <p>7 enabled'. A record was made on the CLIO system of the</p> <p>8 message communicated, however at the time of writing</p> <p>9 this statement I have not reviewed the CLIO log for this</p> <p>10 operation or any entries on it. The CLIO entry was made</p> <p>11 by the surveillance monitor."</p> <p>12 Thank you. We can put that back.</p> <p>13 Who chose the words "firearm enabled"?"</p> <p>14 A. I am aware this has been a discussion point. I have</p> <p>15 been thinking about it and I am not sure.</p> <p>16 Q. Right.</p> <p>17 A. It is not a word I would normally use.</p> <p>18 Q. Was it a phrase that had a level of familiarity with you</p> <p>19 or not?</p> <p>20 A. Not necessarily in the context of "firearm enabled", but</p> <p>21 "knife enabled" is quite a common phrase used in</p> <p>22 policing parlance and I suppose the point for me --</p> <p>23 I knew what it meant. Whether it was my word or it was</p> <p>24 someone else's word, I don't know, it is not a phrase</p> <p>25 I would normally use, but --</p> <p style="text-align: center;">Page 89</p>	<p>1 THE CHAIRMAN: What phrase would you use?</p> <p>2 A. Probably the simplistic version I put in my entry, "may</p> <p>3 involve", but again there was a conversation with the</p> <p>4 TFC, we agreed a form of words and that word -- those</p> <p>5 words included enabled, whether it was my suggestion or</p> <p>6 Mr Williams, I can't recall.</p> <p>7 MS BLACKWELL: Right. But by the time the message had got</p> <p>8 to Bill Scammell, the phrase "firearms enabled" was</p> <p>9 provided to him?</p> <p>10 A. Without doubt.</p> <p>11 Q. Right, so he didn't choose to use it, he was following</p> <p>12 instructions?</p> <p>13 A. From me, based on my conversation with the TFC.</p> <p>14 Q. Yes, right.</p> <p>15 You were clear at that stage that what Mr Williams</p> <p>16 was telling you was that that information had come from</p> <p>17 the probe?</p> <p>18 A. Yes.</p> <p>19 Q. Did you have any discussion with him about the type of</p> <p>20 firearm, whether it was likely to be real or imitation?</p> <p>21 A. No.</p> <p>22 Q. Did he make you aware of any intelligence that he had</p> <p>23 received at about 7.00 am to suggest that the gang had</p> <p>24 only managed to source an imitation firearm?</p> <p>25 A. No.</p> <p style="text-align: center;">Page 90</p>
<p>1 Q. For the sake of completeness, you provided the</p> <p>2 information to Bill Scammell and you also authorised him</p> <p>3 to release that information over the channels?</p> <p>4 A. I did, yes.</p> <p>5 Q. Right.</p> <p>6 Was that something which you had discussed with</p> <p>7 Mr Williams, the dissemination of the information?</p> <p>8 A. The conversations I recall, and record in my statement,</p> <p>9 is I sought agreement to communicate it to staff and</p> <p>10 that is what I did.</p> <p>11 Q. Yes, is that your usual way of doing things, would you</p> <p>12 ensure that not only being in receipt of information but</p> <p>13 also having been provided with authority to disseminate</p> <p>14 it?</p> <p>15 A. Depending on the content and the context of the</p> <p>16 information, this was an armed operation, we are a very</p> <p>17 hierarchical organisation, Mr Williams was senior in</p> <p>18 rank to me but he was also undertaking the TFC role.</p> <p>19 The decision around what information was and was not</p> <p>20 shared was not within my gift in relation to firearms</p> <p>21 intelligence, so I would not communicate that without</p> <p>22 consent.</p> <p>23 Q. You have a recollection of obtaining that consent from</p> <p>24 him?</p> <p>25 A. 100 per cent.</p> <p style="text-align: center;">Page 91</p>	<p>1 Q. I think your next note is made at 8.50 am. I am reading</p> <p>2 from your statement that we still have on screen, final</p> <p>3 paragraph:</p> <p>4 "At around 8.50 am the prison van was under</p> <p>5 surveillance control. As was the mission vehicle. The</p> <p>6 third surveillance team was still attempting to locate</p> <p>7 subject Borg. It was at this time the TFC informed me</p> <p>8 that he was moving the firearms assets supporting the</p> <p>9 surveillance team on the mission vehicle, closed as he</p> <p>10 was ready to move to arrest phase."</p> <p>11 I think that should be "closer", should it?</p> <p>12 A. "Close", I think. Let me look at my note. Close is</p> <p>13 what I wrote in my original.</p> <p>14 Q. All right, thank you:</p> <p>15 "... as a result of which he required tight</p> <p>16 surveillance control of the car. This was communicated</p> <p>17 and implemented."</p> <p>18 Can you talk us through that, please?</p> <p>19 A. Which part, sorry?</p> <p>20 Q. Well, what conversation did you have with Mr Williams at</p> <p>21 8.50, that caused you to make the note that you did, and</p> <p>22 record that there had been a change in the surveillance</p> <p>23 arrangement?</p> <p>24 A. Okay. So the conversation with the TFC, prior to this,</p> <p>25 it is probably important to contextualise, the</p> <p style="text-align: center;">Page 92</p>

<p>1 surveillance had been undertaken, so this was 2 a deployment supported by tracking, technical 3 surveillance. 4 I will try not to go off at too much of a tangent. 5 So the provision of surveillance is a fine balance 6 between overexposure and surveillance assets and what 7 they can achieve by undertaking their functions, so it 8 is a fine balance between the benefit of what they are 9 capturing in terms of evidence and intelligence, against 10 the risk of compromise, which is where they get 11 identified by the subject or a third party and it is 12 a key part of the training of surveillance officers and 13 fundamental is on a surveillance operation the 14 principles are it is covert, people don't know we are 15 there and if it is that is undermined, it presents risks to 16 the operation. But more importantly to the individuals 17 and also the subjects themselves. 18 Q. Yes. 19 A. So surveillance is almost an ongoing balancing act 20 between the benefit -- what we can achieve, what we can 21 gain -- and the consequences of overexposing ourselves 22 or overplaying our hand, so to speak. 23 So on this operation, this was a crime in action 24 operation, where there was an expected offence to take 25 place, with pre-determined expected activity to take</p> <p style="text-align: center;">Page 93</p>	<p>1 place in terms of arrest phases when tipping points were 2 met. 3 Q. Yes. 4 A. So the provision of surveillance that was being 5 delivered by the foot units and the vehicles, so they 6 would normally be together but obviously they could do 7 both, would be balanced against that compromise risk. 8 So where I am getting to here is on a technical 9 surveillance frustration where we have tracking support, 10 the surveillance team are able to back off a little bit 11 because we know where the vehicle is based on the data 12 that we are getting from the tracking device. 13 Q. Right. 14 A. So on an operation that wouldn't be supported by 15 tracking, the surveillance team would probably have eyes 16 on that vehicle as much as possible, because otherwise 17 they would lose it. 18 Q. Right, so what you are describing indicates that the use 19 of the tracker, in fact, led to a situation in which the 20 surveillance officers did not have eyes on the vehicle 21 100 per cent of the time? 22 A. So in the course of the surveillance, they would at 23 various points have seen the vehicle, so what we call 24 that is contact or control or eyeball would be the 25 terminology used.</p> <p style="text-align: center;">Page 94</p>
<p>1 Q. Yes. 2 A. So effectively they would rely on the tracking support 3 to allow that to do the bulk of the vehicle follow, to 4 minimise their exposure, but that doesn't mean to say 5 they are not seeing it but the reality was they know 6 they could not see it and still be confident. 7 Q. Of where it was, but I suppose the danger in holding 8 back and relying upon the tracker is that it is possible 9 for the surveillance officers to miss something that is 10 happening directly around the vehicle? 11 A. And that is correct, and that brings me back to the 12 point that I sort of long windedly explained. 13 So the conversation with the TFC prior to the point 14 you have asked around was that the opportunity and 15 benefit of the surveillance team being close was at 16 a high consequence on an armed operation of compromise. 17 And again there was activity involved in the speed the 18 vehicle was travelling as well to support that, that was 19 making it very hard for the surveillance team. 20 So the decision had been reached in consultation 21 with TFC that they would make greater use of technical 22 surveillance and less actual physical eyeball control of 23 the vehicle. 24 Q. At what stage was that decision made? 25 A. I haven't got a record in my note, but I am aware it is</p> <p style="text-align: center;">Page 95</p>	<p>1 on the CLIO system, I think from Mr Scammell. 2 Q. Right. 3 A note on the CLIO system to indicate a decision 4 that the surveillance officers would back off and allow 5 the tracker to do its work? 6 A. That's correct, yes. 7 Q. Right, well, we will obtain that, and I can take you to 8 that hopefully throughout the course of your evidence. 9 What happened to alter that situation if at all at 10 8.50? 11 A. Okay, so we had made the decision and it had been 12 communicated to allow the technical surveillance to take 13 primary control of the vehicle. 14 Q. Yes. 15 A. That is probably best way to describe it succinctly. 16 We then ended up in the vicinity of Wood Green Crown 17 Court, in Bracknell Close, and there was some concerns 18 at that point around potential third eyes, and 19 individuals on the street who were causing the 20 surveillance officers concern, so we were still holding 21 that backed-off position. 22 Q. Could I just interrupt you, please, for a moment. 23 The inquiry has heard evidence that by 8.00, the 24 vehicle had settled in Bracknell Close and did not move 25 again before the interception.</p> <p style="text-align: center;">Page 96</p>

<p>1 Taking 8.00 at a starting point, was there any 2 discussion between yourself and I am going to suggest 3 probably Mr Williams, between 8.00 and 8.50, about the 4 level of human surveillance that should be placed around 5 the vehicle at that point?</p> <p>6 A. No. I think we had had conversations – there was very 7 good intelligence control of the vehicle, we had the 8 tracking device, and going back to my point around the 9 risk versus benefit at that time, we were still in the 10 position that had been communicated and adopted, which 11 was we would rely on technical support on the vehicle, 12 confident that if there was significant updates on the 13 vehicle we would find out by the probe, and if the 14 vehicle moved, the tracker would notify us and we would 15 then look to put the surveillance team back around the 16 control vehicle. So there was no specific conversations 17 that anything had changed around our agreed plan.</p> <p>18 This was getting to the very latter stages of what 19 was a crime in action operation and in my mind that was 20 the right decision at that time, albeit to the sacrifice 21 of maybe additional information to paint a bigger 22 picture.</p> <p>23 There was the issue of the person on the street that 24 was causing concern, the third eye as it has been 25 referenced, and the confidence I've got it make that</p> <p style="text-align: center;">Page 97</p>	<p>1 statement other than recollection is the message at 2 8.50, which is when that changed.</p> <p>3 Q. Right, we will come to that in a moment.</p> <p>4 Was there any discussion between yourself and 5 Mr Williams about the importance of gaining knowledge of 6 who might be approaching the vehicle or getting into the 7 vehicle at any time during the course of that morning?</p> <p>8 A. The discussions were probably as just referenced, we had 9 the intelligence control, we had the tracking control, 10 and in terms of the plan, the risk of compromise, 11 outweighed the benefit of achieving the things you have 12 just suggested.</p> <p>13 So I can't recall a specific conversation, but in 14 the context of a surveillance deployment that is crime 15 in action, the latter stage, I wouldn't have necessarily 16 challenged the decision.</p> <p>17 Q. I am not suggesting for a moment that you would. 18 Let me put some specifics to you. 19 Did Mr Williams raise with you the importance of 20 being able to assess whether or not a gun or a firearm 21 had gone into that vehicle over the course of the 22 morning?</p> <p>23 A. Had the surveillance team been able to see that, then 24 that would have been obviously, you know, good 25 evidence – whether we could have said it was a firearm</p> <p style="text-align: center;">Page 98</p>
<p>1 or a bag into the car or movement, I don't know, but the 2 plan was at that stage that we would rely on technical 3 support to take primary.</p> <p>4 Q. Yes, and my question is geared around whether or not 5 there was a discussion that allowing the technical 6 tracker to do the work and enabling the human officers, 7 the surveillance officers, to draw back, did not provide 8 100 per cent eyes on, as you have described?</p> <p>9 A. That's correct.</p> <p>10 Q. And therefore would not have been able to provide any 11 certainty as to who had got into the vehicle at what 12 time, with what in their hands or in their bags?</p> <p>13 A. That's correct, and there was no discussion that we had 14 reached a point where we needed to get tight to obtain 15 that, because I think Mr Williams, without putting words 16 in his mouth, I think we were happy that the 17 intelligence technical control of the car would probably 18 provide far more than the surveillance team would, 19 because of the quality it was providing.</p> <p>20 Q. I am summarising your evidence, please tell me if I am 21 wrong, but you don't recollect any specific conversation 22 with Mr Williams about the need to have eyes on the 23 vehicle to see whether, for instance, a firearm had been 24 delivered?</p> <p>25 A. I don't remember any specific conversation and I would</p> <p style="text-align: center;">Page 99</p>	<p>1 have done, because it would have been a discussion 2 point, because, again, the risk of compromise to 3 potentially achieve nothing would have probably 4 undermined everything that we made the decision around 5 previously around backing off, leaving it to technical 6 based on the control that existed.</p> <p>7 Q. Were you aware that throughout this period of time that 8 we are discussing, that there was no successful 9 surveillance on Ozcan Eren, or "Borg" as he was known?</p> <p>10 A. I was aware, yes.</p> <p>11 Q. All right.</p> <p>12 Did that cause any discussion between yourself and 13 Mr Williams?</p> <p>14 A. Not directly. The surveillance team were doing their 15 best to react to intelligence to locate Borg. It is not 16 unusual for surveillance teams to take some time to find 17 people.</p> <p>18 Q. All right, thank you.</p> <p>19 With thanks to Mr Moss, could we please now put up 20 IPC251, which I am hoping is the CLIO log. Page 5, 21 please, should bring us to the entry, the penultimate 22 entry on that page, we see was made on 11 December at 23 06.48.</p> <p>24 Thank you, Mr Coates.</p> <p>25 At that time, Bill Scammell has inputted this entry:</p> <p style="text-align: center;">Page 100</p>

25 (Pages 97 to 100)

1 "Advised to leave control to technical. Number of
 2 occupants requested ASAP. Intelligence suggests persons
 3 not in vehicle. Team advised."
 4 It looks as if just before 6.50, that was the
 5 decision that was made, that you have described in terms
 6 of relying upon the technical tracker and asking the
 7 human surveillance officers to back off?
 8 **A. That's correct, yes.**
 9 Q. We have moved forward now to 8.50, we have looked at
 10 what you have recorded in your witness statement -- can
 11 we take that down, please -- which was that at that
 12 stage you had a discussion with Mr Williams about moving
 13 the surveillance officers closer or close, as a result
 14 of which he required tight surveillance control of the
 15 car.
 16 Was that put into action?
 17 **A. It was, yes. I am aware of an entry from Mr Scammell**
 18 **that I think slightly pre -- precedes that, which was**
 19 **the team were notified that there would be**
 20 **an expectation soon that they would be asked to get**
 21 **close. I think that is shortly before 8.50, not**
 22 **massively before.**
 23 Q. Yes.
 24 **A. And then obviously the message was communicated to**
 25 **Team 6 at that time to get physical control.**

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1 **is to FE10.**
 2 Q. Right, and as you have identified, we will hear from
 3 Mr Scammell as to his use of the phrase "SIO".
 4 Conventional control of the Audi, is that
 5 a reference to the surveillance officers rather than the
 6 tracker?
 7 **A. That's correct, so that would be effectively getting**
 8 **physical eyes on the vehicle, or eyeball would be the**
 9 **terminology used.**
 10 Q. Thank you.
 11 We can take that down now.
 12 The next stage that you record in your witness
 13 statement is that as the units moved forward, you
 14 overheard radio communications from surveillance
 15 officers in relation to the movement of builders in the
 16 area of the mission vehicle and also directions as to
 17 the location of that vehicle?
 18 **A. That's correct, yes.**
 19 Q. Those directions were being given to the firearms team?
 20 **A. That's correct, yes.**
 21 Q. All right. A very short time later, did you become
 22 aware of hearing over the emergency radio activation
 23 followed by significant background noise?
 24 **A. That's correct, yes.**
 25 Q. All right. Then did you hear units calling for support

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1 Q. Right, thank you.
 2 Can we go back to the CLIO log then please, IPC251.
 3 Thank you.
 4 If we can move down, please, to the next page, thank
 5 you. The next page, page 12, please.
 6 Thank you, Mr Moss.
 7 Yes, at 8.47, middle of the page, you were right
 8 Mr Davies, just before 8.50, we can see the subject:
 9 "54 surveillance update Team 6, TL advised that SIO
 10 will want conventional control of Audi YPT as prison van
 11 nears the plot."
 12 Can you explain the precise nature of that entry,
 13 please?
 14 **A. Yes, and I think there is an error on that, and I think**
 15 **it should be TFC.**
 16 Q. Right.
 17 **A. The team leader advised that the SIO -- I think that**
 18 **should read the TFC, albeit that is Mr Scammell's**
 19 **evidence to give -- will want control of the Audi, so**
 20 **the mission vehicle, as the prison van nears the plot.**
 21 **That was an indication that we were expecting to get**
 22 **physical control at some point, as a heads up.**
 23 Q. Thank you, you are the team leader, are you?
 24 **A. No, no, team leader of Team 6. So this is a message**
 25 **from Bill Scammell, who is monitor for Team 6, so that**

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1 and medical assistance?
 2 **A. That's correct, yes.**
 3 Q. If we return for a moment to your handwritten log, we
 4 don't need to put this on the screen but just to confirm
 5 that there is a reference at 8.58 to state amber being
 6 called. That is proximate to what I have just described
 7 taking place; is it not?
 8 **A. That's correct, yes.**
 9 Q. Have you also recorded shots had been fired, at 9.08?
 10 **A. Yes, that's correct.**
 11 Q. All right. Again that was proximate to the time that we
 12 had reached in your chronology.
 13 Are you able to confirm that at that stage the
 14 prison van was still under armed surveillance?
 15 **A. In fact I know that, yes, it was.**
 16 Q. I am reading from your statement, it is page 3, behind
 17 divider 1.
 18 At 9.22 am you became aware that one of the
 19 surveillance teams with responsibility for the prison
 20 van had potentially identified Ozcan Eren within an Audi
 21 vehicle and that vehicle was subsequently stopped by
 22 police and Ozcan Eren and another were detained in that
 23 vehicle?
 24 **A. That's correct, and I think the phraseology from**
 25 **surveillance would be that was an unconfirmed**

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<p>1 identification at that time --</p> <p>2 Q. Yes.</p> <p>3 A. -- and then obviously it was confirmed once the police</p> <p>4 had put the stop in.</p> <p>5 Q. Thank you.</p> <p>6 Finally, that at 9.31 am the prison van arrived at</p> <p>7 Wood Green Crown Court?</p> <p>8 A. That's correct, yes.</p> <p>9 Q. Were you involved in the post-incident procedure later</p> <p>10 that day?</p> <p>11 A. So my role as a surveillance commander manager in the</p> <p>12 first instance was to obviously support the welfare of</p> <p>13 my staff and make sure that they were all safe and well,</p> <p>14 and then my responsibility is to engage with the</p> <p>15 post-incident manager and to determine who needs to</p> <p>16 attend the post incident.</p> <p>17 So that was facilitated, I spoke to the</p> <p>18 post-incident manager and decisions were made about who</p> <p>19 needed to attend.</p> <p>20 Q. You followed through with those arrangements?</p> <p>21 A. Correct.</p> <p>22 Q. You yourself, did you form part of that procedure in the</p> <p>23 providing information on that day or was it at some</p> <p>24 later stage?</p> <p>25 A. It was at a later stage.</p> <p style="text-align: center;">Page 105</p>	<p>1 Q. Thank you.</p> <p>2 A. Sorry, just to clarify, I did attend the post incident</p> <p>3 and then after assessment by the IPCC and the</p> <p>4 post-incident manager I was released.</p> <p>5 Q. Thank you, and we know, I think I have already made</p> <p>6 reference to the fact that your witness statement in</p> <p>7 relation to this matter was made on 23 December?</p> <p>8 A. I believe so, yes.</p> <p>9 Q. Yes.</p> <p>10 Sir, is it possible for you to rise briefly please,</p> <p>11 whilst I check with other core participants if there are</p> <p>12 any additional questions?</p> <p>13 THE CHAIRMAN: Certainly.</p> <p>14 MS BLACKWELL: Thank you.</p> <p>15 THE CHAIRMAN: Do you want me to ask my one question first?</p> <p>16 MS BLACKWELL: Yes, please do.</p> <p>17 Questions from THE CHAIRMAN</p> <p>18 THE CHAIRMAN: Just going back to the briefing, which you</p> <p>19 attended on 10 December, that was the briefing at which</p> <p>20 you had specifically said, as many members of the</p> <p>21 firearms team should attend as possible.</p> <p>22 A. Yes, sir.</p> <p>23 THE CHAIRMAN: Subject, of course, to calls on deployment</p> <p>24 for other purposes.</p> <p>25 In the event, only one turned up.</p> <p style="text-align: center;">Page 106</p>
<p>1 What was your reaction to that?</p> <p>2 A. So probably a point -- my reaction to it was I wasn't</p> <p>3 aware until two weeks ago, and the firearms assets that</p> <p>4 there was one of was the specialist firearms officers</p> <p>5 from SCO19, the surveillance officers who were armed and</p> <p>6 deployed on the day were at the briefing, so just</p> <p>7 clarification around that --</p> <p>8 THE CHAIRMAN: You said you were not aware until a couple of</p> <p>9 weeks ago?</p> <p>10 A. That the SFOs were not present at the briefing.</p> <p>11 THE CHAIRMAN: I thought you had been at the briefing?</p> <p>12 A. I was.</p> <p>13 THE CHAIRMAN: But you didn't know --</p> <p>14 A. No, so there was my staff, who would be deployed as</p> <p>15 firearms officers on that day, to the best of my</p> <p>16 recollection were all there, other than those who may</p> <p>17 have been on leave, who would have attended their formal</p> <p>18 briefing the following morning in line with APP.</p> <p>19 In terms of the specialist firearms officers from</p> <p>20 SCO19, I was not aware they were not there until I was</p> <p>21 brought up to speed with some of the inquiry documents.</p> <p>22 THE CHAIRMAN: It was not something drawn to your attention</p> <p>23 for instance by Mr Williams at any stage?</p> <p>24 A. No, sir, and it is a reasonably big room and it was</p> <p>25 relatively full, so there was no reason to suppose they</p> <p style="text-align: center;">Page 107</p>	<p>1 weren't there. In my mind, I was focused on my role, my</p> <p>2 staff, and making sure I was suitably prepared for the</p> <p>3 operation. I didn't think to ask the question.</p> <p>4 THE CHAIRMAN: You were presumably there not in a capacity</p> <p>5 which would require to you see the register, as it were?</p> <p>6 A. Exactly, sir, I wasn't from the operational team and</p> <p>7 I wasn't the TFC.</p> <p>8 THE CHAIRMAN: Thank you.</p> <p>9 MS BLACKWELL: As a follow on to that, sir, if I may.</p> <p>10 THE CHAIRMAN: Of course.</p> <p>11 Further questions from MS BLACKWELL</p> <p>12 MS BLACKWELL: As we have seen throughout the course of the</p> <p>13 emails which you have explained to us today, your</p> <p>14 concern that everybody attend that meeting and the</p> <p>15 reasons why you have explained that was important to</p> <p>16 you, were you disappointed to hear that the firearms</p> <p>17 officers were not present?</p> <p>18 A. It is an interesting one. So the Metropolitan Police</p> <p>19 are very busy, we do a lot of work and people have to</p> <p>20 react to operational circumstances. So it might have</p> <p>21 been for a totally genuine and justifiable and</p> <p>22 explainable reason, so my disappointment has to be</p> <p>23 tailored against what they were doing and why they</p> <p>24 weren't there.</p> <p>25 In terms of only finding out my position in my mind,</p> <p style="text-align: center;">Page 108</p>

27 (Pages 105 to 108)

<p>1 for the last six years, has been that the right people</p> <p>2 were at the briefing. So to a sense of disappointment,</p> <p>3 yes.</p> <p>4 Q. Yes. Could I just ask you about the arrest of</p> <p>5 Ozcan Eren and the fact that it appears to have taken</p> <p>6 place geographically speaking close to the prison van.</p> <p>7 Did that cause you any concern when you discovered that</p> <p>8 there had been involvement with the surveillance</p> <p>9 officers on the prison van in his arrest?</p> <p>10 A. The concern would be that the intelligence was</p> <p>11 incorrect. That he wouldn't be involved, that he would</p> <p>12 be some distance away, but going back to the very start,</p> <p>13 the questions I asked, the information I was given by</p> <p>14 people who was in possession of the intelligence around</p> <p>15 whether it should or should not be an armed team, they</p> <p>16 will have to explain, obviously, those questions. I was</p> <p>17 satisfied at the time.</p> <p>18 The fact that he was subsequently located in the</p> <p>19 immediate vicinity of the prison van is a point of</p> <p>20 reflection for me on a personal level.</p> <p>21 Q. All right.</p> <p>22 Of course that would have resonated with you because</p> <p>23 you were aware of the evidential and geographical</p> <p>24 tipping points?</p> <p>25 A. That's correct.</p> <p style="text-align: center;">Page 109</p>	<p>1 Q. Did you ever write those down, did you make a record of</p> <p>2 that information when it was provided to you?</p> <p>3 A. The tipping points?</p> <p>4 Q. Yes.</p> <p>5 A. No, I was really clear in my mind what they were. They</p> <p>6 were quite straightforward.</p> <p>7 Q. Do you know whether Mr Williams had them written down</p> <p>8 for his --</p> <p>9 A. No, and I did hear parts of his evidence. For me the</p> <p>10 tipping points were really obvious tipping points and</p> <p>11 I didn't need to write those down to remember them.</p> <p>12 MS BLACKWELL: Thank you.</p> <p>13 Sir, I think we may have -- there is one other</p> <p>14 matter.</p> <p>15 THE CHAIRMAN: Do you want me to go or stay?</p> <p>16 MS BLACKWELL: Please stay, I am just about to receive</p> <p>17 something else, thank you.</p> <p>18 (Pause)</p> <p>19 Were you given any information over the course of</p> <p>20 the morning about the level of suspicion that appeared</p> <p>21 to be felt or held by those inside the Audi?</p> <p>22 I am referring really to any reaction that</p> <p>23 surveillance officers had seen by the occupants or from</p> <p>24 the occupants?</p> <p>25 A. So I am aware from my pack I was given yesterday that</p> <p style="text-align: center;">Page 110</p>
<p>1 there was a question about the fact that they were quite</p> <p>2 relaxed, the occupants of the mission vehicle were quite</p> <p>3 relaxed and I think laughing about being lost.</p> <p>4 Q. Yes.</p> <p>5 A. So in terms of the surveillance, the movement of the</p> <p>6 mission vehicle was very challenging because the speed</p> <p>7 they were undertaking. Now the information around being</p> <p>8 lost, contextualises that to a certain extent.</p> <p>9 Q. Yes.</p> <p>10 A. But in terms of anything after that, no. As said,</p> <p>11 really, the delivery of surveillance is a challenge and</p> <p>12 a balancing act. Surveillance officers are well used to</p> <p>13 dealing with behaviour which may or may not be</p> <p>14 anti-surveillance, and -- but they will naturally be</p> <p>15 concerned about it, particularly on a crime in action</p> <p>16 operation towards the latter stages.</p> <p>17 Other than that initial information, I was still</p> <p>18 concerned that there was anti-surveillance being</p> <p>19 undertaken and moving beyond anti-surveillance and it</p> <p>20 has been incorrectly labelled, in good faith I believe,</p> <p>21 the third eye. That moves from anti-surveillance into</p> <p>22 what is called counter-surveillance, and</p> <p>23 anti-surveillance is the actions of an individual to</p> <p>24 identify and frustrate surveillance and</p> <p>25 counter-surveillance is the activities of a third party</p> <p style="text-align: center;">Page 111</p>	<p>1 to potentially, with or without the knowledge of the</p> <p>2 subject of surveillance, to see if they are being</p> <p>3 followed.</p> <p>4 I would expect the surveillance team to be able to</p> <p>5 deal with anti-surveillance, done properly</p> <p>6 counter-surveillance is nigh on impossible to detect and</p> <p>7 in my mind there were still concerns that there was</p> <p>8 anti-surveillance tradecraft being demonstrated, which</p> <p>9 subsequently become concerns around</p> <p>10 counter-surveillance.</p> <p>11 Q. Your concern about revealing who the officers were and</p> <p>12 what they were doing would necessarily take into account</p> <p>13 what level of movement and action was going on in the</p> <p>14 street at the time, wouldn't it, so for instance in rush</p> <p>15 hour, when there are people going to school and work and</p> <p>16 et cetera, et cetera, then that provides a better cover,</p> <p>17 doesn't it, for a surveillance officer to get in amongst</p> <p>18 and close up to the vehicle than perhaps the middle of</p> <p>19 the night when there is nobody about?</p> <p>20 A. Potentially, yes, that makes sense, the more people on</p> <p>21 the street, the easier it is for the surveillance</p> <p>22 officer to blend in.</p> <p>23 Q. Given that this did have those qualities at the time</p> <p>24 that we are talking about, if you had known that the</p> <p>25 occupants of the vehicle appeared to be quite relaxed</p> <p style="text-align: center;">Page 112</p>

<p>1 about the level of surveillance or the lack of it, would 2 that have caused you to advise Mr Williams that perhaps 3 the surveillance should have got a little bit closer 4 than it did?</p> <p>5 A. So the original information about being relaxed and 6 lost, that was the only piece of information I am aware 7 of. The activity that was undertaken by the car, 8 following on from that.</p> <p>9 And obviously we have tracking support, but I could 10 hear the commentary of surveillance officers, I have 11 spent 14 years listening to the commentary of 12 surveillance officers, probably over 2,000 deployments. 13 They were concerned, I could tell that from the 14 commentary.</p> <p>15 Q. Right.</p> <p>16 A. And I would come back to my point around the risk versus 17 benefit of trying to do any more than we could at that 18 late stage of what was a crime in action operation.</p> <p>19 MS BLACKWELL: Thank you.</p> <p>20 That concludes the questioning for Mr Davies.</p> <p>21 Sir, we need 15 minutes to reconfigure the room.</p> <p>22 There is some reading to do. Or we could take an early 23 lunch.</p> <p>24 THE CHAIRMAN: Do we need to reconfigure the room for the 25 reading?</p> <p style="text-align: center;">Page 113</p>	<p>1 MS BLACKWELL: I am not sure that we do, but I think we need 2 to ask Ms McNeill to come into the inquiry room.</p> <p>3 THE CHAIRMAN: To take an early lunch now, we would be back 4 when most people would be wanting to have lunch.</p> <p>5 I would sooner do a bit of reading, if we can get 6 Ms McNeill.</p> <p>7 MS BLACKWELL: Can I ask you to rise briefly while Mr Davies 8 leaves and we can ask Ms McNeill to come in?</p> <p>9 THE CHAIRMAN: Thank you, Mr Davies.</p> <p>10 A. Thank you, sir.</p> <p>11 (12.25 pm)</p> <p>12 (A short adjournment)</p> <p>13 (12.33 pm)</p> <p>14 MR MOSS: Sir, I am going to read evidence into the 15 transcript until you are ready for lunch. I have 16 a rather long list of evidence and you tell me when you 17 are hungry.</p> <p>18 THE CHAIRMAN: I am hungry for the evidence, Mr Moss.</p> <p>19 Evidence of MR MICHAEL REAY (read)</p> <p>20 MR MOSS: The first is the witness statement of 21 Michael Reay, reference MPS0003834, we have agreed it 22 will be read in full, so I shall do so, and it can be on 23 the screen. It is the statement of 26 April 2021: 24 "I retired from the Metropolitan Police Service as 25 a detective inspector in October 2017. Until June 2016,</p> <p style="text-align: center;">Page 114</p>
<p>1 I was detective inspector on what was formally called 2 SCO35 human surveillance. On 11 December 2015 I was 3 engaged in Operation Ankaa. My primary role was as 4 support to the surveillance commander DI, now DCI, 5 Chris Davies.</p> <p>6 "On 10 November 2015 I attended a full briefing for 7 Operation Ankaa, which took place at the fourth floor 8 briefing room at the former New Scotland Yard. On 9 11 December 2015 I was assigned to monitor the 10 surveillance activity in respect of the movement of 11 a prison van travelling from HMP Wormwood Scrubs to Wood 12 Green Crown Court.</p> <p>13 "I monitored the radio traffic from the assigned 14 surveillance team and made a record of this surveillance 15 activity onto CLIO system. I verbally kept DI 16 Chris Davies apprised of the progress of this aspect of 17 the operation.</p> <p>18 "I did update the surveillance team leader assigned 19 to the prison van in respect of any intelligence that 20 was received whilst the operation was ongoing, this 21 would have been done either by the via the radio or 22 mobile phone. I continued this role until the arrest 23 phase had concluded and the surveillance team was stood 24 down. At the time I was trained in the use of the CLIO 25 system. At some point in my career with the MPS</p> <p style="text-align: center;">Page 115</p>	<p>1 I received training in the use of the CLIO system. 2 However, I cannot recall when I received this training 3 or what the training entailed. I was experienced in 4 coordinating live surveillance operations, having 5 undertaken the role on a number of occasions.</p> <p>6 "Since 11 December 2015 I have never been required 7 to make a statement about my role or been interviewed 8 about my role that day.</p> <p>9 "I have been asked if I have retained any original 10 notes in respect of Operation Ankaa. I can confirm 11 I have no handwritten original notes and my original 12 notes would be my CLIO log. I have not had sight over 13 my CLIO log or any other notes before writing this 14 statement. However, I have been informed by PS 15 Alex Barry that the reference number for the CLIO log 16 dated 11 December 2015 is IPC251."</p> <p>17 THE CHAIRMAN: Can somebody tell me please why it was 18 necessary to read that statement in full?</p> <p>19 Insofar as it was relevant at all, would not 20 a two-line admission or agreed fact have sufficed.</p> <p>21 MR MOSS: Sir, you will be glad to know we have a lot of 22 agreed facts coming, a lot of much more succinct 23 evidence.</p> <p>24 THE CHAIRMAN: I have to say, I don't want statements that 25 really do no more than could have been condensed into</p> <p style="text-align: center;">Page 116</p>

<p>1 two lines reading out and I don't believe that the 2 public does either. 3 MR MOSS: Sir, it may be we don't need to read any of the 4 statements in full that would be read in full. It may 5 be they can be adduced. 6 THE CHAIRMAN: If I am adopting an approach which is, whilst 7 compatible with what goes on in criminal courts to save 8 time, not appropriate for an inquiry, then you or 9 somebody else will tell me. 10 MR MOSS: Sir, why don't I gist the evidence which we are 11 going to gist and when you are hungry you tell me. 12 THE CHAIRMAN: It is not a question of being hungry. 13 It is just a question of, and I am wasting time by 14 saying I want to save time, but unless anybody wants 15 these purely formal statements reading and has a good 16 reason for doing so, I see no reason for doing so. 17 MR MOSS: Where we are intending to do anything other than 18 gist the statement, perhaps I will not read that now and 19 I can see if we can -- 20 THE CHAIRMAN: Does anybody have a problem with that 21 approach? 22 MR MOSS: I will see if I can agree with core participants 23 whether particular statements can be gisted more 24 tightly. 25 THE CHAIRMAN: Thank you very much.</p> <p style="text-align: center;">Page 117</p>	<p>1 Evidence of MR SHANE DONNELLY (read) 2 MR MOSS: Sir, I shall then read a gist of a statement of 3 Sergeant Shane Donnelly, statement is dated 4 12 December 2015 and the succinct gist is this. 5 Sergeant Shane Donnelly was on duty in plainclothes 6 at HMP Wormwood Scrubs on Friday, 11 December 2015. At 7 7.30 in the morning he began to watch prison CCTV 8 cameras whilst positioned in the prison security 9 department. He watched Izzet Eren and 10 Erwin Amoyaw-Gyamfi get into a Serco van and he saw the 11 vehicle registration number. He saw the van leave the 12 prison at 8.28 hours. 13 Evidence of FE7 (read) 14 MR MOSS: Sir, the next gist relates to the evidence of FE7, 15 he gave two witness statements, one 14 December 2015 and 16 one 4 January 2018. We have combined them into a single 17 two-paragraph gist. 18 THE CHAIRMAN: Brilliant. 19 MR MOSS: FE7 was a dedicated surveillance officer of the 20 MPS, who attended an intelligence briefing at 21 New Scotland Yard on 10 December 2015 and a further 22 briefing, at a location he does not specify, on 23 11 December 2015. 24 At 7.38 in the morning he saw the mission vehicle 25 parked in Norfolk Avenue, it was parked close to the</p> <p style="text-align: center;">Page 118</p>
<p>1 entrance to a park. He saw two men walking from the 2 vicinity of the park towards the mission vehicle, they 3 were both wearing dark clothing. One man had 4 a rolled-up beanie hat on his head. Both men got into 5 the mission vehicle and FE7 then lost sight of the 6 vehicle. 7 THE CHAIRMAN: Thank you. 8 Evidence of FE6 (read) 9 MR MOSS: Sir, next FE6, he made a single statement, 10 11 December 2015. 11 FE6 was deployed as a surveillance operative on 12 Friday, 11 December 2015. He attended a briefing on 13 a previous day. From that briefing, he recalls that the 14 officers were informed that information had been 15 received and it was believed that a firearm may be in 16 the mission vehicle. 17 He understood his task to be to control the mission 18 vehicle with the assistance of other units. During the 19 deployment, he and his colleagues were made aware that 20 the occupants had headwear rolled up on their heads. 21 Via the radio, he and his colleagues were told that the 22 mission vehicle was firearm enabled. He was stationary 23 at the junction of Lordship Lane and Salisbury Road when 24 officers moved in to conduct a stop of the vehicle. 25</p> <p style="text-align: center;">Page 119</p>	<p>1 Evidence of FE3 (read) 2 MR MOSS: Sir, next FE3, he made two statements of 3 4 January 2016 and 14 December 2015. 4 THE CHAIRMAN: Yes. 5 MR MOSS: They combined to be this gist. 6 David Oliver, FE3, is a surveillance officer who was 7 deployed after a briefing, tasked to control the mission 8 vehicle. He understood that those in the vehicle may be 9 armed and heard later that it was believed the vehicle 10 was firearms enabled and that it was believed an offence 11 would be taking place with persons in possession of 12 firearms. Oliver saw the mission vehicle at 7.18 parked 13 in Dalbys Crescent, N17, in the centre of a small car 14 park. He saw at the time that the front windscreen was 15 steamed up and that he could not see into the vehicle 16 when walking past it. When the armed officers moved 17 towards the mission vehicle, Oliver was at the junction 18 of Winkfield Road and Lordship Lane. 19 Evidence of MS NATALIE GUEST (read) 20 MR MOSS: Sir, next, Natalie Guest, FE4, her two statements 21 are 14 December 2015 and 11 December 2015. 22 Natalie Guest is a dedicated surveillance officer. 23 When maintaining surveillance on the mission vehicle, 24 which she understood to be firearms enabled, she says, 25 and I quote, "The vehicle was monitored and spotted to</p> <p style="text-align: center;">Page 120</p>

<p>1 drive erratically, stopping in various cul-de-sacs 2 momentarily and using side roads to complete blocks of 3 an area in and around N22 vicinity". 4 Evidence of MR MATTHEW BECK (read) 5 MR MOSS: I move next to Matthew Beck, FE9. He made two 6 statements, 6 January 2016, 14 December 2015. Our gist 7 is this. 8 Matthew Beck was tasked with surveillance of the 9 mission vehicle. At 6.56 he saw the mission car driving 10 onto White Hart Lane from Great Cambridge Road. 11 At 8.06 am he says, and I quote: 12 "I saw an unidentified male who I thought could be 13 a possible lookout walking from the direction of White 14 Hart Lane southbound in Winkfield Road, dressed in 15 a black top, grey bottoms, black puffer jacket with hood 16 up. The male was dark skinned. The grey bottoms had 17 blue stripes down the side and the unidentified male was 18 very eyes about." 19 Whilst he was driving around the N22 area, he heard 20 over the radio that there were two occupants in the 21 vehicle. A short while later the mission vehicle was 22 parked in Bracknell Close. Matthew Beck understood that 23 the occupants of the vehicle were in possession of 24 a firearm from the term firearms enabled. 25 THE CHAIRMAN: Pausing there, please.</p> <p style="text-align: center;">Page 121</p>	<p>1 MR MOSS: Yes, sir. 2 THE CHAIRMAN: Do we know whether the person who was seen by 3 Mr Beck, and described by reference to colour and 4 clothing, was one of those who subsequently got in the 5 car or Ozcan Eren or neither? 6 MR MOSS: Sir, I personally did try to do the exercise to 7 work out who was wearing a black puffer jacket and had 8 the blue stripes, I think it is, down the side of the 9 grey bottoms. And I couldn't find somebody with whom 10 that matches. That not to say that somebody else in the 11 room might not be able to do better than me. 12 THE CHAIRMAN: Would it be right to say that person did not 13 match the description of any of the conspirators? 14 MR MOSS: On the evidence that -- 15 THE CHAIRMAN: Sorry, the description and clothing of -- 16 MR MOSS: Of the people who were actually in the Audi when 17 it was eventually stopped. 18 THE CHAIRMAN: Or Ozcan Eren. 19 MR MOSS: To the best of my knowledge we don't have evidence 20 that is consistent with that. 21 THE CHAIRMAN: Mr Butt? 22 MR BUTT: I wouldn't like to try and answer now, but we will 23 have one this afternoon. 24 THE CHAIRMAN: Yes, thank you very much indeed. 25 I am not sure if --</p> <p style="text-align: center;">Page 122</p>
<p>1 MS KAUFMANN: Yes, certainly it doesn't match with any of 2 the evidence in the probe as to anybody getting in and 3 out of the vehicle. 4 THE CHAIRMAN: No. 5 MS KAUFMANN: There is -- 6 THE CHAIRMAN: It might be helpful just to draw a line under 7 it one way or the other. 8 MS KAUFMANN: Yes. 9 THE CHAIRMAN: Thank you. 10 MR MOSS: Sir, that is every gisted witness statement that 11 it was proposed we would read this week. It may be that 12 in respect of statements we were going to read in full, 13 we might revisit them. 14 THE CHAIRMAN: If you would, if you don't mine, thank you. 15 MR MOSS: In that case, sir, I think that is all we shall 16 read for now. 17 THE CHAIRMAN: Very good. You will find out whether this 18 person who was seen by Beck does or does not match the 19 description of anyone of relevance? 20 MR MOSS: Yes, I think there are similar descriptions, but 21 from memory it was the blue stripes that I couldn't find 22 elsewhere. 23 We will check. 24 THE CHAIRMAN: Thank you very much indeed. 25 Shall we say 1.45?</p> <p style="text-align: center;">Page 123</p>	<p>1 MS BLACKWELL: Thank you, sir. 2 Just before I go, this afternoon, what is the -- 3 MR MOSS: FE10 and FE11. 4 THE CHAIRMAN: To be called? 5 MR MOSS: To be called. The order of which I am not sure 6 about. 7 I am sure Ms Blackwell, who is calling them, is sure 8 of the order. 9 THE CHAIRMAN: That is fine, that doesn't matter. 10 The only other person's whose statement was due to 11 be read today was Detective Sergeant Dennett -- 12 MR MOSS: Yes. 13 THE CHAIRMAN: -- and FE5 and FE2, Mr -- 14 MR MOSS: I think we are also overdue to read the evidence 15 of Daniel McCarthy, I think we promised it yesterday and 16 didn't live up to that promise. 17 THE CHAIRMAN: Don't worry, some or all of it may be gisted, 18 I don't know. 19 MR MOSS: It may be, yes. 20 THE CHAIRMAN: One way or another, it looks as though we are 21 going to be comfortably ready for eyewitnesses and 22 civilians for tomorrow. I am just anxious not to keep 23 them waiting. 24 MR MOSS: We are ahead in some respects, behind in others 25 but --</p> <p style="text-align: center;">Page 124</p>

<p>1 THE CHAIRMAN: Very good. That's good news -- the first 2 part is good news. 3 (12.47 pm) 4 (The Luncheon Adjournment) 5 (1.45 pm) 6 THE CHAIRMAN: Good afternoon, everybody. 7 MS BLACKWELL: Good afternoon, sir. The gentleman in the 8 witness box is known by the cipher FE10, could he be 9 sworn, please? 10 THE CHAIRMAN: Yes, certainly. 11 FE10 (affirmed) 12 Questions from MS BLACKWELL 13 MS BLACKWELL: Are you a police sergeant in the 14 Metropolitan Police? 15 A. Yes, I am. 16 Q. I would like to begin my questioning this afternoon by 17 asking you to summarise your experience and training in 18 the Metropolitan Police as at 11 December 2015. 19 A. I joined the Metropolitan Police in 1994, after 20 approximately 10 years, in 2004, I joined surveillance 21 and about eight years after that I got promoted, within 22 house as it were, to become a sergeant and 23 a surveillance team leader. 24 Q. On the morning of 11 December 2015, were you acting as 25 operational firearms commander with responsibility for</p> <p style="text-align: center;">Page 125</p>	<p>1 firearms officers within the surveillance team? 2 A. My team, yes. 3 Q. Right. 4 I am going to ask you, please, when you first became 5 aware of Operation Ankaa? 6 A. When I first became aware? I can't remember the exact 7 date, approximately a week before the deployment. 8 Q. Right, and how did you become aware, please? 9 A. It was via emails I believe. 10 Q. From whom? 11 A. It would have been from our surveillance tasking office. 12 Q. Right. Was it made clear to you during the course of 13 those emails that you were going to be deployed to the 14 operation on 11 December? 15 A. Yes. 16 Q. Were you invited to attend a briefing at 17 New Scotland Yard on 10 December? 18 A. Yes. 19 Q. Did you attend? 20 A. I did. 21 Q. Did you make any notes during that briefing? 22 A. I didn't. 23 Q. Are you able to confirm that, during the course of the 24 briefing, there was, at least in part, a presentation by 25 an officer who provided information in relation to the</p> <p style="text-align: center;">Page 126</p>
<p>1 level of intelligence that was then known about what was 2 going to take place the following day? 3 A. Yes, that's correct. 4 Q. Right. 5 Did you perform any further role in relation to 6 Operation Ankaa after that briefing on 10 December and 7 before 11 December? 8 A. No. 9 Q. Right, so you deployed on the morning of the 11th? 10 A. That's correct. 11 Q. Did you attend a further briefing that morning? 12 A. Yes, on the 11th, yes. 13 Q. You have provided three witness statements in relation 14 to this matter that the inquiry has received. 15 The first was a short witness statement on 16 11 December itself, was that part of the post-incident 17 procedure? 18 A. It was, yes. 19 Q. Thank you. 20 Then a fuller witness statement on 14 December, 21 which we have behind tab 3 in our hard copy bundle. 22 Then, more recently, a witness statement for the 23 purposes of this public inquiry, on 15 June of this 24 year? 25 A. That's correct.</p> <p style="text-align: center;">Page 127</p>	<p>1 MS BLACKWELL: Which we have, sir, behind divider 4? 2 THE CHAIRMAN: Yes, I have it, thank you. 3 MS BLACKWELL: I would like to take you first of all, 4 please, to that most recent witness statement behind 5 divider 4, because I would like to ask you some 6 questions about the three separate surveillance teams 7 that were deployed during the course of Operation Ankaa 8 on the morning of 11 December. You deal with this 9 beginning at paragraph 3 on the first page of your 10 witness statement. 11 So, you are able to confirm that the three 12 surveillance teams were called Alpha, Bravo and Charlie. 13 A. That's correct. 14 Q. The Alpha team were briefed at Alperton traffic garage 15 at 5.10 on the morning of 11 December, that briefing 16 concluding at 5.30 am. 17 The intention of their deployment was to control the 18 movements of the Serco prison van conveying Izzet Eren 19 from Wormwood Scrubs to Wood Green Crown Court? 20 A. That's correct. 21 Q. That surveillance team were supported by an armed unit 22 to provide armed support if required? 23 A. Yes. 24 Q. There were 10 surveillance officers within that team, 25 whose collar numbers you provide, seven of whom were</p> <p style="text-align: center;">Page 128</p>

32 (Pages 125 to 128)

<p>1 armed?</p> <p>2 A. That's correct.</p> <p>3 Q. The surveillance management record for that team was</p> <p>4 completed by one of the officers and the observations</p> <p>5 from that team commenced at 6.30 am and concluded at</p> <p>6 9.34 am; is that right?</p> <p>7 A. That's correct.</p> <p>8 Q. Team Bravo, the second surveillance team, was the team</p> <p>9 in relation to which you were team leader and OFC?</p> <p>10 A. That's correct.</p> <p>11 Q. That team was deployed to the Wood Green area to control</p> <p>12 the movements of an Audi motor vehicle, which the</p> <p>13 inquiry has had described to it as the mission vehicle.</p> <p>14 You were present for the briefing in relation to</p> <p>15 team Bravo, which was held at Lincoln Road patrol base.</p> <p>16 It commenced at 5.10 am and concluded at 5.30 am.</p> <p>17 That team was also supported by an armed unit to</p> <p>18 provide armed support if required?</p> <p>19 A. That's correct.</p> <p>20 Q. Thank you.</p> <p>21 Did you take any part in presenting the briefing?</p> <p>22 A. I didn't.</p> <p>23 Q. Who presented it?</p> <p>24 A. It would have been the officer in the case at that point</p> <p>25 that would have taken part in the briefing.</p> <p style="text-align: center;">Page 129</p>	<p>1 Q. Did you make any notes during the course of the</p> <p>2 briefing?</p> <p>3 A. I didn't.</p> <p>4 Q. Can you remember in broad terms what sort of information</p> <p>5 was provided during the course of that?</p> <p>6 A. It would have been the identification of the subjects,</p> <p>7 photographs of the subjects, what their intentions were.</p> <p>8 Just sort of a generic overview of what the intention of</p> <p>9 the day's deployment would be.</p> <p>10 THE CHAIRMAN: Which subjects?</p> <p>11 A. The -- so we was, sorry, we was controlling -- we was</p> <p>12 going to go and control the vehicle. So the briefing</p> <p>13 that we would have had would have been for -- I think it</p> <p>14 was all three subjects and they would have told us about</p> <p>15 the vehicle that we were subsequently plotted up on.</p> <p>16 MS BLACKWELL: I think, if it assists your recollection,</p> <p>17 there was a PowerPoint, perhaps, that was presented</p> <p>18 during the course of the briefing.</p> <p>19 A. Yes.</p> <p>20 Q. The inquiry has heard some evidence as to the contents</p> <p>21 of the PowerPoint, including, as it did, photographs of</p> <p>22 Ozcan Eren, Izzet Eren and Sinan Ozger and information</p> <p>23 about the Tottenham Turks organised crime network.</p> <p>24 A. Yes, that's correct.</p> <p>25 THE CHAIRMAN: But not the subjects in the Audi?</p> <p style="text-align: center;">Page 130</p>
<p>1 A. Well, it was -- so we were given the -- we was given</p> <p>2 three subjects and the vehicle.</p> <p>3 THE CHAIRMAN: Did you assume that those were the people who</p> <p>4 were going to be in the vehicle.</p> <p>5 A. I guess I assumed that they would eventually end up in</p> <p>6 the vehicle, but obviously I can't say that 100 per cent</p> <p>7 because we don't know who was going to get into the</p> <p>8 vehicle until they get into it.</p> <p>9 THE CHAIRMAN: Yes.</p> <p>10 MS BLACKWELL: During the course of the surveillance of the</p> <p>11 vehicle, was a surveillance management record completed?</p> <p>12 A. It was.</p> <p>13 Q. Who completed that?</p> <p>14 A. That was myself.</p> <p>15 Q. Right, and was the log keeper for that deployment</p> <p>16 an officer known by the cipher FE8?</p> <p>17 A. It was, yes, that's correct.</p> <p>18 Q. Are you able to confirm, please, that there were 10</p> <p>19 surveillance officers in team Bravo, 6 of whom were</p> <p>20 armed?</p> <p>21 A. That's correct.</p> <p>22 Q. I am going to take you in a moment to the surveillance</p> <p>23 record, but before I do so, I would like to just</p> <p>24 complete your evidence about the remaining team, team</p> <p>25 Charlie.</p> <p style="text-align: center;">Page 131</p>	<p>1 The third surveillance team were deployed to the</p> <p>2 vicinity of Ruskin Road, N17 to control the movement of</p> <p>3 Ozcan Eren, who was also known as Borg. Can you confirm</p> <p>4 that, please?</p> <p>5 A. That's correct.</p> <p>6 Q. That team received a briefing at Holborn Police Station,</p> <p>7 which began at 5.00 am and concluded at 5.45 that</p> <p>8 morning and that surveillance team was unarmed?</p> <p>9 A. That's correct.</p> <p>10 Q. Their surveillance commenced at 7.00 am and concluded at</p> <p>11 9.38 am. There were nine surveillance officers in that</p> <p>12 team and as I have already made reference to none of</p> <p>13 them were armed.</p> <p>14 You, I think, at a subsequent time, have had sight</p> <p>15 of team Charlie's log and surveillance management</p> <p>16 record, which was kept by one of the members of their</p> <p>17 team?</p> <p>18 A. Yes, that's correct.</p> <p>19 Q. You can confirm that that log was kept.</p> <p>20 The role of your team, as we have established, was</p> <p>21 to follow the Audi vehicle or the mission vehicle. What</p> <p>22 was your role within that team as surveillance team</p> <p>23 leader and OFC?</p> <p>24 A. So my role would be to ensure that the vehicle was</p> <p>25 followed safely, to ensure that we didn't compromise the</p> <p style="text-align: center;">Page 132</p>

<p>1 operation. In relation to the OFC side of things, it</p> <p>2 would have been the safety of my officers, armed and</p> <p>3 unarmed, to ensure that I wouldn't put them in</p> <p>4 a compromising position whereby, you know, it could</p> <p>5 compromise their safety, but primarily it would be to</p> <p>6 control that vehicle.</p> <p>7 Q. Right.</p> <p>8 How were you communicating with your officers?</p> <p>9 A. It would have been over the radio.</p> <p>10 Q. Had you been provided with the identification of the</p> <p>11 channel that you were going to be using throughout the</p> <p>12 course of that deployment?</p> <p>13 A. Yes.</p> <p>14 Q. Were you also aware of the channels that were to be used</p> <p>15 by the other surveillance teams?</p> <p>16 A. Yes.</p> <p>17 Q. Were some of your officers in your team on foot and some</p> <p>18 in vehicles?</p> <p>19 A. That's correct.</p> <p>20 Q. For example, if the Audi vehicle was to come to a stop,</p> <p>21 would you then consider the position and then ask your</p> <p>22 officers to cover certain road junctions or perhaps to</p> <p>23 leave the vehicle and deploy on foot if an occupant of</p> <p>24 the Audi vehicle had got out?</p> <p>25 A. That's correct.</p> <p style="text-align: center;">Page 133</p>	<p>1 Q. Right.</p> <p>2 Had you performed the role of surveillance team</p> <p>3 leader before?</p> <p>4 A. Yes, many times.</p> <p>5 Q. Thank you.</p> <p>6 I am looking now at paragraph 10 of your statement</p> <p>7 behind tab 4, in which you say:</p> <p>8 "All of the officers on the team have the same</p> <p>9 responsibility, which is to keep control and gather</p> <p>10 evidence in respect of whoever we have been asked to</p> <p>11 follow for that day.</p> <p>12 "On the day in question, I don't know how many cars</p> <p>13 were deployed as this information is not recorded."</p> <p>14 You then say:</p> <p>15 "Surveillance deployments consist of cars, a van,</p> <p>16 photographer, transported within the van and</p> <p>17 a motorcycle if possible."</p> <p>18 A. That's correct.</p> <p>19 Q. Are you able to recollect whether a car, a van and</p> <p>20 a motorcycle were deployed on this occasion?</p> <p>21 A. I can't remember. I mean there would have been</p> <p>22 a motorcycle but whether we had a van or not that day,</p> <p>23 I can't remember.</p> <p>24 Q. Thank you.</p> <p>25 Let's have a look at the surveillance log, please,</p> <p style="text-align: center;">Page 134</p>
<p>1 it is MPS1670, Mr Coates.</p> <p>2 Thank you.</p> <p>3 Do you confirm that this is the log that was kept on</p> <p>4 the morning of the 11th?</p> <p>5 A. That's correct.</p> <p>6 Q. 11 December, yes, okay.</p> <p>7 Is it in your handwriting or is it in the</p> <p>8 handwriting of FE8?</p> <p>9 A. It is in the handwriting of FE8.</p> <p>10 Q. Are you able to describe to the inquiry how that log was</p> <p>11 being kept?</p> <p>12 A. So it would have been kept contemporaneously, so for</p> <p>13 anything that is coming out over the radio, the</p> <p>14 logger's responsibility is to record what is coming out</p> <p>15 over the radio contemporaneously within the log.</p> <p>16 Q. Right. Were you sitting or certainly in the company of</p> <p>17 the logger at the time that this document was created?</p> <p>18 A. No, I wasn't.</p> <p>19 Q. Right. Were you in the same vicinity?</p> <p>20 A. I would have been in my vehicle and they would have been</p> <p>21 in their vehicle, so I mean we may well have been close</p> <p>22 by but not close enough to discuss it.</p> <p>23 Q. Have you had an opportunity of considering the contents</p> <p>24 of this log?</p> <p>25 A. Yes.</p> <p style="text-align: center;">Page 135</p>	<p>1 Q. Are you able to confirm the accuracy of it, if I ask you</p> <p>2 to take us through it?</p> <p>3 A. Yes, I can do that.</p> <p>4 Q. Thank you.</p> <p>5 Right, so it looks as if it begins at 6.15 am. And</p> <p>6 the first observation appears to be vicinity of Douglas</p> <p>7 Road, London, N22.</p> <p>8 Is that the logger who is in the vicinity of</p> <p>9 Douglas Road or the vehicle that is being surveilled?</p> <p>10 A. The vehicle that is being surveilled.</p> <p>11 Q. Then we see at 6.34 am, "Lights on [vehicle</p> <p>12 registration] within car, part of area of Douglas Road,</p> <p>13 N22".</p> <p>14 Then do we see OP1 in the next column?</p> <p>15 A. Yes.</p> <p>16 Q. What does that stand for?</p> <p>17 A. That denotes the observation point, so whoever was</p> <p>18 watching that vehicle at that point, that relates to</p> <p>19 them.</p> <p>20 Q. Right. Does that refer to a surveillance officer or</p> <p>21 could that be a reference to technical surveillance and,</p> <p>22 by that, I am thinking of the possibility of the camera</p> <p>23 which we know was positioned in the vicinity of the</p> <p>24 Eastern Road car park?</p> <p>25 A. It could be anything, so it could be an officer, it</p> <p style="text-align: center;">Page 136</p>

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1 **could be a camera, it could be -- that is probably it,**
 2 **to be fair, a camera or an officer.**
 3 Q. Are you able to tell from this log which it is?
 4 **A. No.**
 5 Q. Were you aware that there was a static camera covering
 6 an area --
 7 **A. Yes.**
 8 Q. -- of the car park?
 9 **A. Yes.**
 10 Q. Yes.
 11 Were you also aware that there were difficulties in
 12 that camera providing any assistance in the hours of
 13 darkness, because of the way in which it had been set
 14 up?
 15 **A. Yes.**
 16 Q. Were you aware of that at the time?
 17 **A. Yes.**
 18 Q. Had you been one of the officers who had sought to bring
 19 that difficulty to the attention of the commanding
 20 officers?
 21 **A. Well the fact that I knew about it would sort of tend to**
 22 **suggest that once it gets to me, everyone knows about**
 23 **it, if that makes sense. Because on the day of the**
 24 **briefing, I was told, so everyone would have known.**
 25 Q. Okay, I think we might be at cross purposes. I am not

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1 asking you about whether you knew of the presence of the
 2 camera, I am asking whether you knew of the difficulties
 3 that were posed by it not working in the hours of
 4 darkness?
 5 **A. I see. Yes, I was aware that there was issues.**
 6 Q. Right. When did you become aware of those issues?
 7 **A. On that morning.**
 8 Q. So prior to 11 December, you hadn't been aware of the
 9 issues?
 10 **A. No, sorry, so when -- basically once we got down there**
 11 **and the camera was on, then I became aware that there**
 12 **was issues.**
 13 Q. Because you couldn't really see anything?
 14 **A. Yes.**
 15 Q. Yes.
 16 Was there an opportunity thereafter for you to do
 17 anything about it at that stage?
 18 **A. No.**
 19 Q. Could you take us through the next entry, please, on the
 20 log?
 21 **A. The one at 6.35?**
 22 Q. Yes, please.
 23 **A. "YPT away, Bounds Green Road, at least two up, YPT right**
 24 **..."**
 25 **I think that says "Broad Green Road".**

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1 THE CHAIRMAN: Bounds Green Road.
 2 **A. Apologies, Bounds Green Road.**
 3 MS BLACKWELL: What is "YPT" a reference to?
 4 **A. It is a reference to the Audi vehicle, so the full**
 5 **registration is KM13 YPT.**
 6 Q. That is just a shorthand that is used throughout the log
 7 for that vehicle?
 8 **A. Yes.**
 9 Q. Is that a common way of --
 10 **A. Yes, so basically, if -- it could be ... the radio could**
 11 **become really busy, so you want to obviously make it**
 12 **easier for yourself, so wherever you can abbreviate it,**
 13 **you will.**
 14 Q. I think you have already made reference to this, but is
 15 it likely that FE8 is keeping this log based upon the
 16 information that he or she is hearing coming over the
 17 radio channel which is discrete to your team, team
 18 Bravo?
 19 **A. That's correct.**
 20 Q. At 6.43 we see the following, "Loss YPT, round way ..."
 21 Is that SW?
 22 **A. I think it is "junction with".**
 23 Q. "... junction with Great Cambridge Road."
 24 Again, is that FE8 recording something that has been
 25 heard over the radio system that there has been a loss

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1 of sight on the vehicle?
 2 **A. That's correct.**
 3 Q. Right.
 4 There is a number 18 and then what appears to be the
 5 number 1 in a circle next to that, what does that mean?
 6 **A. The 18, that relates to the officer that has made that**
 7 **transmission over the radio and the little 1 in the**
 8 **squiggle is the officer's signature.**
 9 Q. Thank you.
 10 Can we go to the next page, please, Mr Coates.
 11 At 6.56, "YPT into White Hart Lane to ..."
 12 Is that eastbound?
 13 Thank you, yes I think it is, "... eastbound from
 14 Great Cambridge Road (A10)".
 15 Is that another reference to the same road?
 16 **A. Yes.**
 17 Q. What appears underneath?
 18 **A. It says "LOV", which again is abbreviation which**
 19 **basically means loss of vision.**
 20 Q. Were you aware before you were deployed on this day that
 21 there was a tracker that had been fitted to the vehicle?
 22 **A. I was.**
 23 Q. Right. Did that play any part in the decisions that you
 24 made over the course of the morning as to when and the
 25 level of proximity to which you deployed your officers?

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<p>1 A. I mean basically what you would do, so when at that 2 point when we have got a loss of vision, it takes the 3 pressure off say me and the team because we know there 4 is a tracker on the vehicle, and we know that we don't 5 have to be all over it, as it were, so we can give it 6 a bit of rope if you like and just let it go for 7 a little bit and then we know we are going to catch it 8 up again because there a tracker, if that makes sense? 9 Q. Yes, but if the vehicle had not been fitted with 10 a tracker, do you think that you would have been 11 a little more keen to keep your officers' eyes on the 12 vehicle? 13 A. Yes. 14 Q. The next entry is 7.18 am: 15 "YPT held, Dalbys Crescent off of Selby Road, N17." 16 I haven't asked you to confirm, but where we see 17 numbers in the officer column towards the right-hand 18 side, again are those the numbers denoting the 19 particular officer that has provided the information? 20 A. That's correct. 21 Q. Thank you. Then at 7.24: 22 "Out to Selby Road, loss of vision ..." 23 Did you say "vision"? 24 A. Yes, loss of vision, yes. 25 Q. Thank you, 7.35:</p> <p style="text-align: center;">Page 141</p>	<p>1 "White Hart Lane into Winkfield Road, N22." 2 Then 7.36: 3 "In Wolves Lane, possibly in convey with Audi A3, 4 part index LM59." 5 7.38: 6 "Stopped Norfolk Avenue close to Devonshire Hill ... 7 junction with Devonshire Hill." 8 7.38: 9 "Two males dressed in dark clothing are ... one male 10 has rolled-up beanie hat on top of head. Both males 11 into the vehicle. They came from port area." 12 Am I reading that correctly? 13 A. It appears to say "port area". 14 Q. Do you know what that is a reference to? 15 A. I am afraid I don't. 16 MS KAUFMANN: Park? 17 MS BLACKWELL: Park, thank you. Thank you very much. It is 18 park, in fact, you can see it when it is said, can't 19 you? 20 They came from park area. 21 Were you also listening to the radio communications 22 as they were coming over the frequency? 23 A. Yes, I was. 24 Q. When you heard that two males dressed in dark clothing 25 with rolled-up beanie hats had got into the vehicle, did</p> <p style="text-align: center;">Page 142</p>
<p>1 that cause you to put anything into action? 2 A. No, not at that point. 3 Q. Had you received any instruction from any of the 4 officers involved in organising Operation Ankaa as to 5 what might be of interest to them in terms of the 6 surveillance that morning? 7 A. No. 8 Q. Had anybody said to you, "Well, we are particularly 9 interested in who gets in and out of the car and whether 10 or not it is possible to see any firearms"? 11 A. No, but that is kind of a given. So for me as 12 a surveillance team leader, that is our job. So if ever 13 there is a stop or if anyone gets into the car or 14 anything like that, we would always try our best to try 15 and get imagery of it, or to at least see it, but it is 16 not always possible. 17 Q. Understood. 18 I think what you are saying is it didn't need 19 somebody to point out what was obvious to you, because 20 of your experience and what you knew of the job that you 21 were doing that morning? 22 A. Yes. So we would always do our absolute best to try and 23 identify who gets in the car, who leaves the car, 24 whether anything is exchanged, because that is our job. 25 Q. Thank you.</p> <p style="text-align: center;">Page 143</p>	<p>1 Were you aware that, by 7.38, the team Charlie 2 surveillance officers had not managed to locate 3 Ozcan Eren? 4 A. Yes. 5 Q. Do you know whether or not the officer who has seen the 6 two males getting into the vehicle attempted to identify 7 them in terms of the three subjects that you had been 8 shown during the course of your briefing? 9 A. Well, they would have, they would have at least tried, 10 if that makes sense, but it is just not always that 11 easy, you know, it depends where you are, it depends 12 whether you can sort of hide yourself away, it depends 13 on a lot of sort of factors as to how close you can get. 14 Q. And the lighting, et cetera? 15 A. Yes. 16 Q. Again, would your answer be that in relation to the 17 possibility of identifying somebody, you don't need 18 somebody to tell you or to tell your officers that that 19 is what they are expected to do, because they know that 20 anyway? 21 A. That's correct. 22 Q. Thank you. 23 At 7.39: 24 "The vehicle is now away, believed four up." 25 Is that four people inside the vehicle?</p> <p style="text-align: center;">Page 144</p>

36 (Pages 141 to 144)

<p>1 A. Yes.</p> <p>2 Q. Then at 7.40:</p> <p>3 "Loss ... Wolves Lane, Norfolk Avenue area."</p> <p>4 7.48:</p> <p>5 "White Hart Lane to Winkfield Road."</p> <p>6 Next page, please:</p> <p>7 "Driving at speed."</p> <p>8 Did "driving at speed" mean anything to you, other</p> <p>9 than the obvious?</p> <p>10 A. Probably not initially, because that was the first point</p> <p>11 that they were driving at speed. So at that point</p> <p>12 I would say I would have been aware of it, and it would</p> <p>13 have been say on my radar, but at that point I wouldn't</p> <p>14 have done anything about it.</p> <p>15 Q. Right.</p> <p>16 7.48:</p> <p>17 "Loss YPT Winkfield Road."</p> <p>18 Does that mean sight has been lost of the vehicle?</p> <p>19 A. That's correct.</p> <p>20 Q. Then again the same moment, "Further to entry at 7.38,</p> <p>21 male with beanie hat was at least six foot tall".</p> <p>22 Is that a retrospective entry going back to the</p> <p>23 sighting of the two men getting into the vehicle?</p> <p>24 A. Yes, that's correct.</p> <p>25 So what can happen is that if I see something, and</p> <p style="text-align: center;">Page 145</p>	<p>1 I might not have said it over the radio and I am aware</p> <p>2 of that, but if the radio is so busy, I may well put it</p> <p>3 out over the radio at a later point when it is safe and</p> <p>4 convenient to do so.</p> <p>5 Q. That is FE8 logging that that information has come over</p> <p>6 the radio?</p> <p>7 A. Yes.</p> <p>8 Q. 8.06, is that "UI" -- unidentified?</p> <p>9 A. Yes.</p> <p>10 Q. "... male, possible lookout, White Hart Lane to</p> <p>11 southbound from Winkfield Road, dressed in black top,</p> <p>12 grey bottoms and black puffer jacket with hood up. Was</p> <p>13 dark skinned. The grey bottoms had blue stripes down</p> <p>14 the side. Unidentified male was very eyes about."</p> <p>15 What does that mean?</p> <p>16 A. So when we say "eyes about", it is kind of just saying</p> <p>17 to everybody that there is somebody there and they are</p> <p>18 looking at every car that is going past, they are</p> <p>19 looking at every person on the street and they just look</p> <p>20 unnatural and it is for us to be aware of.</p> <p>21 Q. Over alert, that sort of thing?</p> <p>22 A. Yes.</p> <p>23 Q. Then, "Loss of vision on him".</p> <p>24 That could be because he has moved or the</p> <p>25 surveillance officer has moved?</p> <p style="text-align: center;">Page 146</p>
<p>1 A. Yes.</p> <p>2 Q. 8.56:</p> <p>3 "Vehicle currently parked in Bracknell Close, on</p> <p>4 first residential drive, past junction with Olympus</p> <p>5 Grove, N22. Builders currently working at premises</p> <p>6 opposite."</p> <p>7 8.57:</p> <p>8 "Vehicle stopped by police."</p> <p>9 So it looks from this record as if, having parked in</p> <p>10 Bracknell Close, the vehicle was then on the move again</p> <p>11 and stopped by the police. Is that right?</p> <p>12 A. No. The vehicle went into Bracknell Close, parked and</p> <p>13 then was subsequently stopped by police.</p> <p>14 Q. I see. 8.57, does that mean that the police attended at</p> <p>15 the area where the vehicle was?</p> <p>16 A. Yes.</p> <p>17 Q. Right.</p> <p>18 THE CHAIRMAN: Sorry, it reads, "Vehicle YPT stopped by</p> <p>19 police".</p> <p>20 A. Well, I think -- I mean it is saying stopped but it was</p> <p>21 at that point that the vehicle was intercepted.</p> <p>22 THE CHAIRMAN: It is not saying "stopped", it is saying</p> <p>23 "stopped by police", how is one supposed to interpret</p> <p>24 it?</p> <p>25 A. I mean --</p> <p style="text-align: center;">Page 147</p>	<p>1 THE CHAIRMAN: Or is it inaccurate?</p> <p>2 A. I mean obviously I get what you are saying, you are</p> <p>3 saying the vehicle had already stopped.</p> <p>4 THE CHAIRMAN: I am not saying anything, I am asking you to</p> <p>5 tell us what that entry is intended to convey?</p> <p>6 A. It is basically saying at that point the police</p> <p>7 approached the vehicle, intercepted the vehicle and</p> <p>8 dealt with the occupants.</p> <p>9 THE CHAIRMAN: At 8.57?</p> <p>10 A. I believe so, that is the end of the log, unless the log</p> <p>11 carries on, but from memory I think that is ...</p> <p>12 THE CHAIRMAN: We will see whether it does.</p> <p>13 MS BLACKWELL: Before we go over the page, as you will be</p> <p>14 aware, the inquiry has heard evidence that it was some</p> <p>15 time around 8.00 that the vehicle stopped in Bracknell</p> <p>16 Close, in the residential drive that is described in the</p> <p>17 entry at 8.56.</p> <p>18 So it was a considerable time before that entry was</p> <p>19 made that the vehicle stopped in Bracknell Close.</p> <p>20 My question is: can you explain why it is not until</p> <p>21 8.56 that there appears an entry recorded on this log</p> <p>22 about the vehicle parking in Bracknell Close?</p> <p>23 A. I am not sure I fully understand the question.</p> <p>24 THE CHAIRMAN: Well, the car has stopped, say at 8.00.</p> <p>25 A. Yes.</p> <p style="text-align: center;">Page 148</p>

1 THE CHAIRMAN: And it doesn't move after 8.00. So what
 2 Ms Blackwell wants to know is why is the first reference
 3 to the vehicle being stopped is the best part of an hour
 4 after it had stopped for the last time? Quite apart
 5 from "by the police", who didn't stop it anyway --
 6 **A. I mean unless I am reading it wrong, I don't think the**
 7 **log is saying that, is it? The log is saying at 8.56 --**
 8 MS BLACKWELL: It is currently parked in Bracknell Close.
 9 **A. Yes, so at 7.48 we have a loss of YPT and then there is**
 10 **an entry at 7.48 which relates to the earlier entry at**
 11 **7.38 and at 8.06 it talks about a male getting into the**
 12 **vehicle.**
 13 Q. Yes.
 14 **A. Then we have a loss of vision, so it talks about the**
 15 **male who was the possible lookout. And then at 8.56 it**
 16 **says YPT is currently parked in Bracknell Close, and**
 17 **then shortly after that the vehicle is stopped. So it**
 18 **is not an hour.**
 19 Q. No, what I am putting to you, we know, the inquiry has
 20 heard evidence that the vehicle stopped and parked in
 21 Bracknell Close at about 8.00.
 22 **A. Right.**
 23 Q. Your log makes no reference to the vehicle being in
 24 Bracknell Close until nearly an hour later?
 25 **A. Okay, well, the reason for that is that, as you alluded**

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1 **to earlier, there was a tracker on the vehicle, so**
 2 **conventional surveillance and trackers, they work**
 3 **differently. So the tracking team will have their own**
 4 **surveillance log, the surveillance team have their own**
 5 **surveillance log.**
 6 Q. Just pause there, please, so that I am clear about this.
 7 This surveillance log from team Bravo relates only to
 8 human surveillance, to the surveillance officers?
 9 **A. Yes.**
 10 Q. There is another surveillance log that is being
 11 monitored by those tracking the vehicle using the
 12 electronic device, that is completely separate to this?
 13 **A. I am not 100 per cent sure how they record it, because**
 14 **I have never worked on the tracking team --**
 15 Q. We know for instance that at least part of what they are
 16 doing is recorded on the CLIO log, which is within the
 17 control room.
 18 **A. Right, so I can't answer questions about that.**
 19 Q. And I will not ask you any questions about that.
 20 Do you consider it surprising that in terms of your
 21 log there is no reference to the vehicle being in
 22 Bracknell Close for almost an hour after we know that
 23 the police had realised it was there?
 24 **A. No.**
 25 Q. Why not?

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1 **A. Because we know the vehicle has a tracker on it, so if**
 2 **the vehicle moves, we know that we will be able to pick**
 3 **the vehicle up. We knew there was a probe inside the**
 4 **car, so if anyone went to the car, left the car, we**
 5 **would be able to deal with that. We was close enough to**
 6 **that vehicle that if anyone went to it, left it, if**
 7 **anything happened, we would be in a position to**
 8 **literally walk around the corner and we would be able to**
 9 **see that vehicle.**
 10 **At that point there was no benefit in me putting one**
 11 **of my officers into that close to get eyes on that**
 12 **vehicle.**
 13 Q. No, I am not talking about any action or reaction to
 14 what appears in the log.
 15 You have explained to the inquiry that the way in
 16 which this log is created is that FE8 is listening to
 17 messages that are being disseminated and broadcast over
 18 your dedicated radio line. Yes?
 19 **A. Yes.**
 20 Q. As soon as the police know that the vehicle is in
 21 Bracknell Close, would you expect there to be some sort
 22 of message put out over your radio line to indicate
 23 where the vehicle is, whether it is as a result of
 24 a tracker, a camera or human surveillance, would you
 25 expect there to be something of --

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1 **A. Yes.**
 2 Q. -- we know the vehicle is parked in Bracknell Close?
 3 **A. Yes, and there was.**
 4 Q. Right, well the first reference here to it settling in
 5 Bracknell Close after 8.00, is at 8.56.
 6 **A. Yes but that's as I have just explained, in relation to**
 7 **the tracking side of things, that would not go into our**
 8 **surveillance log. So say the vehicle stopped in**
 9 **Bracknell Close at say 8.00 am, it may well have been at**
 10 **8.01 am it has come over the radio that the vehicle is**
 11 **in Bracknell Close, but that could have been from the**
 12 **technical side of things, so therefore that would not go**
 13 **into our surveillance log, so the whole team would be**
 14 **aware it is in Bracknell Close, but we wouldn't put that**
 15 **into our log.**
 16 THE CHAIRMAN: Because you hadn't seen it yourselves?
 17 **A. Because we hadn't physically seen it ourselves.**
 18 MS BLACKWELL: What this might mean is that until 8.56 no
 19 member of your team had actually sighted the vehicle in
 20 Bracknell Close?
 21 **A. That's correct.**
 22 **If I could just clarify for you?**
 23 Q. Please.
 24 **A. At 8.00 the vehicle stopped in Bracknell Close, I don't**
 25 **know the exact time, it stops at 8.00, I would have said**

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<p>1 to my team, "Team, plot up around the vehicle, be close 2 enough to react if something happens" and by that 3 I would have said because of the seriousness of what was 4 going on, I would have ensured that at least one or two 5 of my team could have literally walked around that 6 corner and they would have been able to see what was 7 going on, but I would not have put them on offer 8 unnecessarily for fear of a compromise, because it was 9 a tight close, it was an estate where everyone knew 10 everyone -- 11 THE CHAIRMAN: You compromise their safety and you 12 compromise the integrity of the operation don't you if 13 you do that? 14 A. Yes, so that is why I wouldn't do that. 15 MS BLACKWELL: You would have heard the location of the 16 vehicle? 17 A. Yes, 100 per cent. 18 Q. You would have understood that it had parked in 19 Bracknell Close? 20 A. That's correct. 21 Q. But what we can conclude from this log is that between 22 that information being broadcast over the airwaves and 23 8.56 am, when we know that there is a note on your log 24 that the vehicle is in Bracknell Close, there was no 25 human surveillance on the vehicle?</p> <p style="text-align: center;">Page 153</p>	<p>1 A. That's correct. 2 Q. Thank you. 3 THE CHAIRMAN: Just before you move on, can I come to the 4 last entry on that page where the entry is 8.57, 5 "Vehicle ... stopped by police". 6 A. Yes, that doesn't read very well, does it. 7 THE CHAIRMAN: It depends what you are trying to convey, it 8 may read very accurately. 9 A. I mean the vehicle was already stationary, so really 10 I guess that should have said, "Police officers approach 11 the vehicle and deal with the occupants". 12 THE CHAIRMAN: At 8.57? 13 A. Yes, because it had already -- it was already stationary 14 at that point. 15 THE CHAIRMAN: Right. 16 MS BLACKWELL: I think you were right to predict that that 17 was really the end of the log so far as our involvement 18 is concerned. 19 Could we take it back to the page that we were on, 20 please, Mr Coates, that concluded I think at 8.58. 21 Thank you. 22 I would like to take you to your witness statement 23 that you made on 14 December, please, which is behind 24 tab 3. It is the second page of this statement, we 25 don't need to display it.</p> <p style="text-align: center;">Page 154</p>
<p>1 Five lines down from the top of the page, you talk 2 about what you instructed your colleague to do when you 3 became aware of the vehicle in Bracknell Close. Do you 4 see that? 5 A. Sorry, did you say five lines down? 6 Q. Six in fact. Towards the end of that line, I will read 7 it out to you: 8 "I instructed one of my colleagues, FE11, to go to 9 Bracknell Close, N22 to get a physical sighting of the 10 Audi so that he could talk the armed police units into 11 the close and maintain covert control of the car." 12 Do you see that? It's behind tab 3, second page. 13 Six lines down, please? 14 A. Sorry, I've got that now. 15 Q. Thank you, I will just repeat that for you: 16 "I instructed one of my colleagues, FE11, to go to 17 Bracknell Close, N22 to get a physical sighting of the 18 Audi so that he could talk the armed police units into 19 the close and to maintain covert control of the car." 20 A. Yes. 21 Q. Had there been some communication between you and 22 somebody else that prompted you to send FE11 into 23 Bracknell Close to get eyes on the vehicle so that the 24 armed police could make their way in? 25 A. Yes, I spoke to the SCO19 sort of team leader, because</p> <p style="text-align: center;">Page 155</p>	<p>1 I became aware that they was going to do an interception 2 on the vehicle. 3 Q. How did you speak to them? 4 A. I can't -- I believe ... I believe it was over the phone 5 and possibly over the radio as well. 6 Q. Had you been provided with their communication details 7 prior to the deployment? 8 A. Yes. 9 Q. How had you got hold of those? 10 A. It depends -- if it is fast time and it is happening 11 really fast, then you would just say it over the radio 12 but whenever you can, you would just make a phone call 13 because, again, you wouldn't want to take up the radio 14 channel. 15 Q. Right, so let me ask you about that, please, because we 16 established at the beginning of your evidence that you 17 had access to your own dedicated radio channel, in terms 18 of team Bravo, you were also able to listen in to what 19 teams Alpha and Charlie were doing? 20 A. Yes. 21 Q. Did you also have the ability to listen into the armed 22 police channel as well? 23 A. Yes. 24 Q. Right. 25 You had that facility and you also had the option of</p> <p style="text-align: center;">Page 156</p>

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<p>1 contacting their team leader by mobile phone if that was 2 something which was more convenient to do? 3 A. Yes. 4 Q. Right, so, by whichever means, you and that person were 5 in contact with each other and were you told that state 6 amber had or was about to be called? 7 A. Yes. 8 Q. Was that the impetus for you to direct FE11 to go into 9 Bracknell Close? 10 A. Yes. 11 Q. The intention behind that deployment of FE11 was in 12 order, as you say in your witness statement, to talk the 13 armed police units into the close? 14 A. Yes. 15 Q. And to maintain covert control of the car? 16 A. That's correct. 17 Q. Right. 18 As the covert armed police units entered Bracknell 19 Close, did you physically follow them in your vehicle? 20 A. Yes. 21 Q. Was that to facilitate the implementation of police 22 cordons? 23 A. That's correct. 24 Q. Can you explain how you go about implementing a police 25 cordon?</p> <p style="text-align: center;">Page 157</p>	<p>1 A. Yes, so generally, if when we are assisting our SCO19 2 colleagues, whether they have stopped a moving vehicle, 3 whether they stop in this scenario whereby the vehicle 4 is already stationary, we try and create a sort of 5 sterile area for them. So we would have put cordons at 6 either end of the road, just basically to stop members 7 of the public walking through the scene and for their 8 safety as well. So I would have been armed that day, 9 some of the officers on my team were armed, so we would 10 have had armed officers on the cordon to make sure that 11 nobody came into that area. 12 Q. Right, so you would organise the placing of officers and 13 we know from your team, I think, that 6 of the 10 were 14 armed? 15 A. Yes. 16 Q. So you would organise the placing of armed surveillance 17 officers at, I am going to suggest, junctions or 18 particular parts of the area that you wanted to seal off 19 if you like from the public coming in? 20 A. Yes. 21 Q. Right. 22 Is that something that can be organised easily? If 23 so, how do you practically go about organising something 24 like that? 25 A. It is always very fluid, because you never know where</p> <p style="text-align: center;">Page 158</p>
<p>1 you are going to stop. You know, so you cannot sort of 2 pre-plan it, if that makes sense, so you just deal with 3 what you have got there on the day, so Bracknell Close, 4 if I remember rightly, if you carry on through Bracknell 5 Close, I think there was an alleyway or some steps that 6 led down, so we needed to stop people coming through 7 there. And I think the only other thing was to stop 8 people coming into the main close, so it was quite easy 9 to keep that area sterile. And when I say "sterile", 10 I mean to stop the members of the public coming in. 11 Q. I suppose when you have a couple of armed surveillance 12 officers telling you not to cross a line, people are 13 generally quite compliant, are they? 14 A. Generally you don't get any problems. 15 Q. All right. 16 Do you have a recollection of doing that on this 17 occasion? 18 A. Of putting the cordons in? 19 Q. Putting the cordon in place, yes. 20 A. Yes. 21 Q. Just for the sake of completeness, is it always 22 necessary to carry a tape around and to tape things off 23 or by cordon do you mean a human cordon as well as you 24 have described? 25 A. We don't always -- we wouldn't always put tape across.</p> <p style="text-align: center;">Page 159</p>	<p>1 It just depends on the scenario and what has happened. 2 Q. Do you know whether tape was used on this day? 3 A. I believe it was. 4 Q. Right, and that would have been something carried by the 5 surveillance officers? 6 A. Yes. 7 Q. In preparation for this very event? 8 A. Yes. 9 Q. You have mentioned in your response to the questions 10 about the cordon that it is not possible for you to 11 pre-plan where this is going to have to take place, 12 because you don't know where the vehicle is going to be? 13 A. Yes. 14 Q. We know that the vehicle didn't move for about an hour. 15 Were you aware of any discussion during the course 16 of that time of where it might be appropriate to place 17 a cordon if the vehicle didn't move? 18 A. No. But so when the vehicle stopped in Bracknell Close, 19 I would have had my iPad out, for example, I would have 20 looked at where it was, because I know what my job is, 21 I know that if at any point we go to state amber, I know 22 we would potentially be putting some cordon in here. 23 Have a quick look at the map, go, "This is relatively 24 easy from our point of view, as a surveillance team", so 25 I would know, right, cordon in the alleyway, cordon at</p> <p style="text-align: center;">Page 160</p>

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<p>1 the end of the road, I would be happy with that. So</p> <p>2 I am always looking, do you see what I mean?</p> <p>3 Q. Yes, I do see what you mean.</p> <p>4 If I was to show you a map now of Bracknell Close,</p> <p>5 would you be able to identify where those cordons were</p> <p>6 put in place? I don't want to put you on the spot.</p> <p>7 A. I mean I can't remember 100 per cent where we would have</p> <p>8 put them on that day.</p> <p>9 Q. All right. Are you able to recollect how many officers</p> <p>10 were involved in the cordoning of the area?</p> <p>11 A. It would have been my whole team that would have helped,</p> <p>12 within reason, so I would say probably at least eight of</p> <p>13 them. So the loggist probably wouldn't have got</p> <p>14 involved, because they are busy doing the log, the</p> <p>15 motorcyclists, well they wouldn't have got involved if</p> <p>16 they could help it, so I would say you are probably</p> <p>17 looking at eight officers.</p> <p>18 Q. Are you able to recollect how many points were cordoned</p> <p>19 off? I think you have mentioned one end of the road and</p> <p>20 perhaps another, and an alleyway, are you able to</p> <p>21 remember --</p> <p>22 A. I can't remember, it may well be the case that because</p> <p>23 obviously once things developed, it may well have been</p> <p>24 that the TFC, for example, or the SFC, would have asked</p> <p>25 us to move the cordons out. I can't remember exactly</p> <p style="text-align: center;">Page 161</p>	<p>1 what happened on that day in relation to that.</p> <p>2 Q. Were you content that you had properly cordoned off the</p> <p>3 area?</p> <p>4 A. Yes.</p> <p>5 Q. This may seem like a very obvious question, but what is</p> <p>6 the purpose of putting in a cordon?</p> <p>7 A. It is just purely to keep the area sterile, and to stop</p> <p>8 anyone contaminating that area.</p> <p>9 Q. What about any aspect of safety that can be achieved by</p> <p>10 a cordon being put in place?</p> <p>11 A. Well, it is -- yes, I mean it also comes down to safety,</p> <p>12 because obviously we are armed so we would -- from</p> <p>13 a safety point of view, we would be concerned for the</p> <p>14 SCO19 officers because they are dealing with what they</p> <p>15 are dealing with. The last thing we want, certainly in</p> <p>16 the Bracknell Close area, is any sort of local</p> <p>17 individuals getting involved, so we would be looking for</p> <p>18 people that potentially could cause a problem or even</p> <p>19 injure or hurt the officers involved in what they were</p> <p>20 dealing with. So safety does also come into it.</p> <p>21 Q. Are you able to confirm that so far as the aim of</p> <p>22 keeping the area sterile and the aim of keeping the</p> <p>23 public away from the Bracknell Close area where the</p> <p>24 armed officers were going to move in, that your</p> <p>25 cordoning on that date was successful?</p> <p style="text-align: center;">Page 162</p>
<p>1 A. Yes, I mean -- excuse me -- obviously the cordons don't</p> <p>2 go into until after, you know, so once --</p> <p>3 Q. After what?</p> <p>4 A. So once the armed officers, SCO19 go in and do the stop,</p> <p>5 then we would put our cordons in afterwards.</p> <p>6 Q. But certainly nobody breached the cordon and there was</p> <p>7 no concerns that you had about either a breach in terms</p> <p>8 of the sterile nature of what you were trying to</p> <p>9 achieve?</p> <p>10 A. No, none whatsoever.</p> <p>11 Q. Thank you. That is what I wanted to establish.</p> <p>12 Once the armed police team had moved in, did you</p> <p>13 become aware that shots had been fired?</p> <p>14 A. Yes.</p> <p>15 Q. Where were you when you became aware that shots had been</p> <p>16 fired?</p> <p>17 A. Well, I drove in behind the officers, so I believe I had</p> <p>18 just got out of my vehicle. So in terms of distance,</p> <p>19 probably about 20 metres away, maybe? Around about that</p> <p>20 distance.</p> <p>21 Q. Did you then become aware that --</p> <p>22 THE CHAIRMAN: Ms Blackwell, before you go any further, I am</p> <p>23 only pausing in case there is any evidence to be given</p> <p>24 for which members of the family ought to have</p> <p>25 an opportunity for leaving?</p> <p style="text-align: center;">Page 163</p>	<p>1 MS BLACKWELL: No, thank you very much for raising that</p> <p>2 concern.</p> <p>3 THE CHAIRMAN: Sorry, yes, thank you.</p> <p>4 MS BLACKWELL: Did you then become aware that there had been</p> <p>5 cause to summon the assistance of the ambulance service</p> <p>6 and also the air ambulance service?</p> <p>7 A. Yes.</p> <p>8 Q. Were you part of the post-incident procedure?</p> <p>9 A. Yes. Yes, I was.</p> <p>10 Q. Did you play a part in organising your officers to</p> <p>11 engage in that procedure in an appropriate manner?</p> <p>12 A. Yes.</p> <p>13 Q. Thank you.</p> <p>14 Will you give me a moment, please, sir?</p> <p>15 THE CHAIRMAN: Yes.</p> <p>16 MS BLACKWELL: I think I am about to receive some</p> <p>17 information. (Pause)</p> <p>18 THE CHAIRMAN: Yes.</p> <p>19 MS BLACKWELL: Thank you, sir.</p> <p>20 You have spoken about the time at which the cordons</p> <p>21 were implemented. You have indicated that they could</p> <p>22 not be implemented until after the armed officers had</p> <p>23 gone in, because otherwise they would have had</p> <p>24 difficulty getting past the cordon, no doubt?</p> <p>25 A. Yes.</p> <p style="text-align: center;">Page 164</p>

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<p>1 Q. I would like you just to expand on that a little bit, 2 please. 3 In terms of the cordon at the other end of Bracknell 4 Close or perhaps on the alleyway that you have 5 mentioned, would all of the cordons be implemented at 6 the same time? 7 A. I mean in an ideal world they would. Because of the 8 positioning of Bracknell, it would -- I would imagine 9 the way we would have done it was as I drove in, I would 10 have put the cordon in at the end of Bracknell and then 11 officers would have had to walk past and then put in the 12 cordon in at the end, so you are probably talking about 13 a 5-second or 10-second delay. 14 Q. Is it your evidence that the cordons could not go in 15 until after the interception because it would risk 16 compromise if they went in before? 17 A. Yes, I mean it is impossible -- well, it is impossible 18 really, because the -- you have got people sitting in 19 a car about to do what they want to do. If they saw us 20 putting tape across the road, it kind of defeats the 21 object. 22 Q. It might give the game away. All right. 23 Were the cordons that you implemented on that day 24 capable of stopping people leaving houses in the close? 25 How would they have been managed?</p> <p style="text-align: center;">Page 165</p>	<p>1 A. If people were in the houses and they wanted to leave, 2 in that scenario, we would have asked them politely 3 would you mind staying in doors. Unless there was some 4 real reason they needed to leave, most people would just 5 stay indoors. 6 Q. Was there anybody on the street when the cordons were 7 implemented? 8 A. I can't remember. 9 Q. What about builders that we have seen reference to in 10 the log, were the builders contained or controlled? 11 A. Yes, there was a builders' van there. From memory, 12 I believe as the incident started to unfold, they was 13 all immediately taken behind the cordon at the end of 14 Bracknell. 15 Q. Right. 16 A. So not up the alleyway, the other end. 17 Q. During the course of this morning, and prior to the 18 police interception, did you receive any information 19 about the manner in which the occupants of the Audi were 20 acting? What I am getting at is whether or not it came 21 to your attention that they were performing 22 anti-surveillance manoeuvres or thought to be 23 performing -- 24 A. Yes, so the vehicle was driving at speed and then it 25 continued, I believe it sort of went up and down the</p> <p style="text-align: center;">Page 166</p>
<p>1 road a few times. Just what we would consider to be 2 your sort of typical anti-surveillance behaviour. 3 Q. Right. 4 A. So from my point of view as a team leader, I would have 5 instructed my team just to back off a bit, because again 6 the last thing we would want is to instigate 7 a compromise. 8 Q. The inquiry has heard from an officer known by the 9 cipher S105, who provided the following evidence about 10 a conversation with the surveillance team leader, who 11 I take to be you: 12 "We don't know where the subject vehicle is 13 currently held or how many occupants there are. Asked 14 if they can confirm exactly where the vehicle is. 15 Answer: subjects very twitchy, believed some in the 16 vehicle, some out at present." 17 Do you remember being involved in that conversation? 18 A. Yes. 19 Q. Can you explain to us, please, how that came about and 20 what was being requested? 21 A. As in the conversation that I had was that obviously we 22 didn't have control of the vehicle at that point. 23 Q. Yes. 24 A. Because of the anti-surveillance. So it would have been 25 a conversation about how we moved this forward, do you</p> <p style="text-align: center;">Page 167</p>	<p>1 want us to go and get hold of the vehicle again, but 2 obviously we might risk compromising it or do we just 3 leave it with the technical probe and the tracker? 4 Q. Yes, if you had been told that in fact rather than being 5 twitchy, the occupants of the vehicle were joking about 6 being lost in the car, would that have influenced your 7 decision as to how close you would have asked your men 8 to move in? 9 A. Not really, because in my experience, sometimes when you 10 have got say three people in the car that are of a sort 11 of gang nature, as it were, or involved in that type of 12 criminal behaviour, sometimes they -- it is almost like 13 a bit of banter, they don't want to lose face with 14 somebody else, so you cannot always take it as gospel 15 what they are saying, they might be saying we are lost, 16 it might appear they are joking, whereas one of them 17 might be thinking I think the police might be with us 18 but they don't want to say anything. 19 So, you know, from my point of view I would always 20 err on the side of caution unless we knew 100 per cent 21 that they were happy, but all I tell you is their 22 behaviour on that day, for me as an experienced 23 surveillance officer, it was anti-surveillance, they 24 wasn't lost, they wasn't mucking about, they was clearly 25 100 per cent conducting anti-surveillance. Hence me</p> <p style="text-align: center;">Page 168</p>

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<p>1 saying, "Team, back off, just give them some space, we 2 don't want to compromise the operation".</p> <p>3 Q. Thank you.</p> <p>4 A. Okay.</p> <p>5 MS BLACKWELL: Do you have any questions, sir.</p> <p>6 THE CHAIRMAN: Just one, one topic.</p> <p>7 Questions from THE CHAIRMAN</p> <p>8 THE CHAIRMAN: You indicated before that you assumed that 9 the three Erens would be the subjects in the vehicle, 10 the Audi vehicle?</p> <p>11 A. Yes.</p> <p>12 THE CHAIRMAN: It follows, does it, from that, firstly, that 13 you had not been told that there was no intelligence as 14 to who those occupants were?</p> <p>15 A. Are you referring to when the vehicle started to move?</p> <p>16 THE CHAIRMAN: When the vehicle was at any stage --</p> <p>17 A. Yes, I mean we had never been in a position to 18 positively identify anybody.</p> <p>19 THE CHAIRMAN: No, but you made an assumption that it was 20 the three Erens. It follows, does it, from that, that 21 nobody had told you that there was no intelligence as to 22 who the occupants were?</p> <p>23 A. That's correct.</p> <p>24 THE CHAIRMAN: The other matter is this, how does that state 25 of mind fit in with the fact that Charlie was supposed</p> <p style="text-align: center;">Page 169</p>	<p>1 to keep tabs on Ozcan Eren, who was one of the three who 2 you believed to be in the Audi?</p> <p>3 A. I mean when I originally said it was the three subjects, 4 I mean obviously we had had a briefing and we was told 5 that the vehicle would be on the move and the occupants 6 would be involved in the prison break, as it were. So 7 when I said that it was probably an error on my part, 8 I apologise for that.</p> <p>9 THE CHAIRMAN: Well, which is it, did you have any idea who 10 they were or were you told that --</p> <p>11 A. We didn't know. Once that vehicle started to move, we 12 didn't know who was in it, because we had never been in 13 a position to give a positive ID on any of the 14 occupants.</p> <p>15 THE CHAIRMAN: No, but do I gather, even allowing for the 16 fact that you had made an assumption, which proved to be 17 wrong because Ozcan Eren was the subject of another 18 surveillance, is it the case that you were never told by 19 anybody that there was in fact no intelligence as to who 20 the three occupants or the occupants of the Audi were or 21 were going to be?</p> <p>22 A. I can't remember if we was told who was going to be in 23 there. We had had a briefing --</p> <p>24 THE CHAIRMAN: No, no I am quite sure you were not told who 25 was going to be in there, because the evidence that we</p> <p style="text-align: center;">Page 170</p>
<p>1 have heard is that nobody knew at any stage who was 2 going to be in there. The question is whether you were 3 told, "We have no intelligence as to who the occupants 4 of the car are"?</p> <p>5 A. I don't recall being told that.</p> <p>6 THE CHAIRMAN: Thank you.</p> <p>7 MS BLACKWELL: Thank you, sir.</p> <p>8 That concludes the evidence of this witness.</p> <p>9 THE CHAIRMAN: If we are going to have a mid-afternoon 10 break, I suppose now is as good a time as any?</p> <p>11 MS BLACKWELL: It certainly is.</p> <p>12 THE CHAIRMAN: 3.05. How long is the last witness?</p> <p>13 MS BLACKWELL: Not very long at all, I hope. We should be 14 able to conclude the evidence of FE11 within half 15 an hour/40 minutes.</p> <p>16 THE CHAIRMAN: Shall we come back at 3.05 then?</p> <p>17 MS BLACKWELL: Thank you.</p> <p>18 THE CHAIRMAN: Thank you very much.</p> <p>19 (2.51 pm)</p> <p>20 (A short adjournment)</p> <p>21 (3.08 pm)</p> <p>22 THE CHAIRMAN: Yes.</p> <p>23 MS BLACKWELL: Thank you, sir. The gentleman in the witness 24 box is known by the cipher FE12, may he be sworn, 25 please?</p> <p style="text-align: center;">Page 171</p>	<p>1 THE CHAIRMAN: FE12 or FE11?</p> <p>2 MS BLACKWELL: I am so sorry, FE11. I do apologise.</p> <p>3 THE CHAIRMAN: Just making sure I'm on my toes, 4 Ms Blackwell.</p> <p>5 MS BLACKWELL: I'm certainly not. I do apologise, FE11.</p> <p>6 THE CHAIRMAN: You will not be for very much longer. 7 FE11 (sworn)</p> <p>8 Questions from MS BLACKWELL</p> <p>9 MS BLACKWELL: Are you a police constable in the 10 Metropolitan Police?</p> <p>11 A. That's correct.</p> <p>12 Q. Thank you.</p> <p>13 I would like to begin my questioning by inviting you 14 to summarise your experience and training within the 15 Metropolitan Police up to 11 December 2015, please.</p> <p>16 A. Okay, so I joined the Metropolitan Police Service in 17 2000.</p> <p>18 In 2008 I did my nationally accredited surveillance 19 course.</p> <p>20 And since that time I have become a surveillance 21 instructor and a deputy team leader on team 5.</p> <p>22 Q. Thank you.</p> <p>23 When did you first become aware of Operation Ankaa 24 and the proposal that you become involved in it?</p> <p>25 A. That was on 10 December.</p> <p style="text-align: center;">Page 172</p>

<p>1 Q. Right. Were you invited to attend a briefing at 2 New Scotland Yard on that day? 3 A. That's correct. 4 Q. Did you attend? 5 A. I did. 6 Q. Did you make any notes of the briefing? 7 A. Not at that time, no. 8 Q. Were you aware that the briefing was being tape 9 recorded? 10 A. I was, yes. 11 Q. How long did the briefing last? 12 A. I would say approximately half an hour. 13 Q. What sort of information was provided during the course 14 of the briefing? 15 A. It was just an oversight of what we expected to pan out 16 on the 11th, including the fact that we would be given 17 another briefing on the 11th. 18 Q. Right, when the briefing finished, did you perform any 19 further duties in relation to Operation Ankaa on 20 10 December? 21 A. No, I did not. 22 Q. What time did you deploy on the 11th? 23 A. On the 11th, I believe we had a 5.00 am briefing. 24 Q. By the time you deployed on the 11th, had you been 25 provided with any information about whether or not</p> <p style="text-align: center;">Page 173</p>	<p>1 firearms were expected to be used in the deployment the 2 following day? 3 A. It was a firearms operation, and we had a fully recorded 4 firearms briefing. We were armed for our self 5 protection and due to the nature of the briefing, and 6 the fact that it was a firearms operation, I believed 7 firearms may be a part of the day's operation. 8 Q. Right, so did that come from the briefing on the 10th or 9 the briefing that we know took place on the morning of 10 the 11th, or both? 11 A. It could well have been both, I can't remember. 12 Q. Do you remember at one or both briefings being shown 13 a PowerPoint? 14 A. I do, yes. 15 Q. Did that contain, amongst other information, the images 16 of three subjects who were expected to be involved in 17 some way in the plan that the conspirators were making 18 for the morning of 11 December? 19 A. That's correct, yes. 20 Q. Do you remember that those images were of Ozcan Eren, 21 Izzet Eren and Sinan Ozger? 22 A. Yes, I can't remember the names, however, yes, they were 23 the three subjects on the PowerPoint briefing. 24 Q. Did you have any previous experience of Operation Utara? 25 A. Not that I can remember.</p> <p style="text-align: center;">Page 174</p>
<p>1 Q. Right. 2 Were you aware that the subjects being depicted in 3 the PowerPoints on 10 and/or 11 December were part of 4 a Turkish organised crime network? 5 A. I think that was mentioned either in the PowerPoint that 6 they were part of an OCN, yes. 7 Q. Were you aware of the existence of a Turkish organised 8 crime network in north London? 9 A. Yes. 10 Q. Were you given any information in either briefing about 11 the expected use to be made of the gang of an Audi 12 vehicle, which I am going to call the mission vehicle? 13 A. We was explained that the mission vehicle had been laid 14 up, yes. 15 Q. What do you mean by "laid up"? 16 A. Had been put in a place that was away from, shall we say 17 their addresses that they believed would be safe. 18 Q. Laid up by the gang? 19 A. Yes. 20 Q. Were you made aware of the fact that that vehicle had 21 been fitted with a tracking device? 22 A. Yes, I was made aware, yes. 23 Q. Were you also made aware that the vehicle had been 24 fitted with an audio probe? 25 A. I can't remember when I became aware of that, but I was</p> <p style="text-align: center;">Page 175</p>	<p>1 aware of it, yes. 2 Q. Right, thank you. 3 Were you at any time prior to the deployment 4 beginning provided with any information about the 5 expected identity of those who would occupy the Audi? 6 A. No. 7 Q. Were you aware that there were three teams of 8 surveillance officers to be deployed during the course 9 of the operation? 10 A. Yes. 11 Q. Which of those three teams were you part of? 12 A. I believe it was Team B, who were -- whose sole 13 responsibility was the mission vehicle. 14 Q. Right. Were you aware that the Alpha team were 15 surveying the prison van and team Charlie were surveying 16 Ozcan Eren? 17 A. Yes. 18 Q. Were you aware that, whilst the Alpha team and the Bravo 19 team comprised surveillance officers, some of whom were 20 armed, that the team who were surveying Ozcan Eren did 21 not have any armed capability? 22 A. I think I was aware of that, yes. Yes. 23 Q. Right. 24 What do you remember of the briefing that you 25 received at 5.00 am on 11 December, please?</p> <p style="text-align: center;">Page 176</p>

44 (Pages 173 to 176)

<p>1 A. We were just given an overview briefing by the TFC 2 around our roles and responsibilities, and we were given 3 our firearms warnings and then we were given 4 a PowerPoint indicating what would -- what was expected 5 to take place that day, regarding the attempted prison 6 break from the van.</p> <p>7 Q. Right.</p> <p>8 I am going to refer to certain aspects of your 9 witness statement which you made on 16 February 2016, 10 this lies behind our tab 5.</p> <p>11 If I could ask you to look, please, at the final 12 paragraph on the first page, which reads as follows: 13 "I do not remember being told at the briefing that 14 firearms were going to be used. However, I know that 15 certain parameters have to be met for a firearms 16 operation to be authorised and for SCO19 officers to be 17 deployed. This would include the possibility that the 18 subjects would be armed." 19 That is what you have already described?</p> <p>20 A. That's correct.</p> <p>21 Q. "I understood from the fact that this had been deemed 22 a firearms operation that it was believed the subjects 23 could be armed." 24 You refer then back to a previous statement that you 25 made, I think on the day of the deployment, in which you</p> <p style="text-align: center;">Page 177</p>	<p>1 have used the phrase "firearms enabled", and you explain 2 why you use that phrase, you say: 3 "This is because, as far as I recall, these were the 4 words used in the update intelligence received shortly 5 before the incident." 6 When you say "shortly before the incident", do you 7 mean shortly before the police interception that morning 8 at 9.00?</p> <p>9 A. That's correct.</p> <p>10 Q. All right, you go on to say: 11 "The phrase 'firearms enabled' is not a phrase that 12 is commonly used in firearms operations. However, when 13 I heard this communicated over the radio, I believed it 14 to mean that there was a firearm or firearms within the 15 suspect vehicle."</p> <p>16 A. That's correct.</p> <p>17 Q. By that did you mean live firearms?</p> <p>18 A. We would always -- I didn't know whether it was a live 19 firearm, but we would always treat anything that 20 remotely resembled a firearm to be a live firearm.</p> <p>21 Q. Right, okay, do you remember where you were when the 22 phrase "firearms enabled" was broadcast over the radio 23 system?</p> <p>24 A. From memory, I think I was in the vicinity of Bracknell 25 Close, but I can't actually remember exactly where</p> <p style="text-align: center;">Page 178</p>
<p>1 I was.</p> <p>2 Q. You think that that was a short time before the police 3 interception?</p> <p>4 A. I honestly cannot remember the timeframe around that.</p> <p>5 Q. But you do have a recollection of that being broadcast?</p> <p>6 A. Absolutely, yes.</p> <p>7 Q. You would have been aware at that time of the probe in 8 the Audi?</p> <p>9 A. That is correct.</p> <p>10 Q. Were you given any information as to how the phrase 11 "firearms enabled" had been arrived at in terms of from 12 where that information had come?</p> <p>13 A. No. I could only assume that it had come from within 14 the vehicle or some other intelligence source that was 15 used for this operation.</p> <p>16 Q. Right.</p> <p>17 If it had come from the vehicle itself, what would 18 that have said to you about the reliability of the 19 information?</p> <p>20 A. That it was very reliable.</p> <p>21 Q. Right. Doing the best you can to think back, was that 22 a consideration that you had as to the reliability of 23 the term that was being broadcast that morning?</p> <p>24 A. Sorry, I don't really understand that.</p> <p>25 Q. When you heard "firearms enabled", did you think, well,</p> <p style="text-align: center;">Page 179</p>	<p>1 if that has come from the Audi itself, then that is 2 pretty certain that that is what is going to happen?</p> <p>3 A. Because it has come from C3000, I was -- I assumed it 4 had come via a credible intelligence source and that was 5 a consideration of mine, yes, that there were firearms 6 within the vehicle.</p> <p>7 Q. What I am asking you is: did you think it had come from 8 the Audi and therefore it was particularly reliable or 9 is that not something which crossed your mind?</p> <p>10 A. I don't know if it came from the Audi or it could have 11 come from a third party, but for them to say those words 12 over the radio, which I have never heard before, it 13 was -- I did think to myself there must be firearms 14 within that vehicle.</p> <p>15 Q. Right. Okay, I will ask you to look, please, at the top 16 of page 2 of your witness statement, in which you deal 17 with this aspect of your evidence: 18 "I was aware that there was a probe inside the 19 suspect vehicle. When the intelligence was transmitted, 20 that this vehicle was firearms enabled, I assumed this 21 was from the probe, as anything else would have been 22 governed by something else and as such would not have 23 been transmitted over the radio. As a result of that 24 intelligence, I strongly believed that there was 25 a firearm inside the vehicle."</p> <p style="text-align: center;">Page 180</p>

45 (Pages 177 to 180)

1 Is that your recollection?
 2 **A. That's correct, yes.**
 3 **That's pretty much, yes.**
 4 Q. Thank you.
 5 Are you able to describe to the inquiry the vantage
 6 point from which you were able to see the vehicle once
 7 it had settled in Bracknell Close?
 8 **A. Yes, I will expand on that. Initially I walked from**
 9 **an alleyway that was on the west side of Bracknell Close**
 10 **and I circled round behind -- I think it is Olympus --**
 11 Q. Grove?
 12 **A. Olympus Grove. I came up again towards Bracknell Close,**
 13 **saw the vehicle, on my left. I then headed to another**
 14 **alleyway and then got into a residential premises which**
 15 **overlooked, was an elevated position and overlooked**
 16 **Bracknell Close and the mission vehicle.**
 17 Q. Right. What had caused you to walk into Bracknell Close
 18 and survey the vehicle?
 19 **A. My team leader, FE10, had requested that we needed to**
 20 **get eyes on the vehicle, as Trojan -- or the firearms**
 21 **team were moving forward and we needed good control of**
 22 **the vehicle prior to them putting in the interception.**
 23 Q. Can you describe, please, what you saw at that time of
 24 the vehicle, what were you able to assess in terms of
 25 its state?

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1 information to anybody else?
 2 **A. Yes, so I immediately transmitted over the radio. As we**
 3 **describe it: I painted the picture of what I could see**
 4 **and what I couldn't see.**
 5 Q. You were unable to confirm the number of occupants of
 6 the vehicle?
 7 **A. That's correct.**
 8 Q. Or what they looked like?
 9 **A. That's correct.**
 10 Q. You could confirm that the vehicle was parked in
 11 Bracknell Close?
 12 **A. Yes.**
 13 Q. And that there was not good visibility into the vehicle,
 14 for whatever reason?
 15 **A. I would have transmitted the fact that I was unable to**
 16 **identify any occupants in the vehicle, because of --**
 17 **I think it was because of the glare coming off the front**
 18 **windscreen.**
 19 Q. Right.
 20 **A. From the position of the sun and the daylight I was**
 21 **unable to see in -- and I am fairly confident I would**
 22 **have given a reason why I was unable to see into the**
 23 **vehicle, because we always -- the first thing that we**
 24 **try to do is give an ID of occupants, number of**
 25 **occupants for the firearms team, where they are sat for**

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1 **A. From when I walked in or from when I am in my vantage**
 2 **point?**
 3 Q. Start from the first time you got eyes on the vehicle,
 4 please?
 5 **A. I walked into the close from the west alleyway, I walked**
 6 **round -- sorry, you didn't say the name? Olympus?**
 7 Q. Grove.
 8 **A. Grove. Walked back up to Bracknell Close, saw the**
 9 **vehicle on my left-hand side. I couldn't stare directly**
 10 **into the vehicle. I was trying not to, I was trying to**
 11 **be covert. I was unable to identify any occupants**
 12 **within that vehicle. But it was stationary, on my**
 13 **left-hand side and then when I got into the vantage**
 14 **point, again, I was -- I could see the front bonnet,**
 15 **I would have been able to see people getting in and out**
 16 **of the passenger side and the driver's door, but I was**
 17 **again unable to see anybody in that vehicle due to**
 18 **I think there was glare coming off the windscreen or**
 19 **something that was inhibiting me from identifying these**
 20 **people.**
 21 Q. Possibly steamed-up windows?
 22 **A. Could well have been.**
 23 Q. Right.
 24 What did you do, having had an opportunity to view
 25 the vehicle, did you use your radio to provide

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1 **firearms team and for the officers in the case, and the**
 2 **SIO in C3000, any identification we can give, be that**
 3 **a negative, a positive or an unconfirmed.**
 4 Q. Right.
 5 Necessarily, you would have lost sight of it for the
 6 time that you were reaching your vantage point?
 7 **A. That's correct.**
 8 Q. You then caught sight of the vehicle again and were you
 9 still in that vantage point at the time that the police
 10 interception took place?
 11 **A. That's correct.**
 12 Q. Was that the first time you had seen the vehicle that
 13 day?
 14 **A. No, it was not.**
 15 Q. I would like to take you now, then, please, to what we
 16 have recently looked at with the previous witness, and
 17 it is the surveillance log, which lies behind tab 7 in
 18 our bundle.
 19 Mr Coates, please could we display MPS1571. To the
 20 next page, please.
 21 And the next page. And the index page, please.
 22 We can see your cipher, FE11, on five occasions on
 23 this log. The first occasion appears to be 7.38; is
 24 that right?
 25 **A. That's correct.**

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1 Q. Thank you.
 2 Could you take us through those entries, please, and
 3 explain to the inquiry where you were and how you were
 4 able to provide that information over the radio channel?
 5 **A. I was in my vehicle, and I have -- at 7.36, YPT, which**
 6 **is the abbreviation of the registration, was in Wolves**
 7 **Lane and it was possibly in convoy with an Audi A3 and**
 8 **part of the Audi A3 index was LM59. I can't remember**
 9 **whether I was stationary or whether the vehicles came**
 10 **past me or I can't remember in what situation I was when**
 11 **I saw that.**
 12 Q. Right.
 13 Explain to us, please, how ... or rather what you
 14 do. Are you in your vehicle and you are radioing
 15 through that information as it is happening or is there
 16 a pause between you surveying the vehicle and then
 17 providing the commentary over the radio channel?
 18 **A. It is as we see it.**
 19 Q. It is simultaneous?
 20 **A. It was simultaneous. I was either in the vehicle or**
 21 **I was on foot and immediately upon seeing the vehicle,**
 22 **I would have transmitted that straight away.**
 23 Q. Thank you.
 24 Please continue?
 25 **A. At 7.38:**

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1 **"YPT stopped in Norfolk Avenue close to the junction**
 2 **with Devonshire Hill, N22."**
 3 Q. Right.
 4 **A. Again at 7.38 I saw:**
 5 **"Two males dressed in dark clothing, one male has**
 6 **a rolled-up beanie hat on top of his head and both males**
 7 **then get into YPT. They came from the park area."**
 8 Q. Just pause there, please. Did you see the positions
 9 into which those males got into the vehicle?
 10 **A. No, I didn't.**
 11 Q. Right. Had you been able to assess those positions,
 12 that may have given you or assisted you with some
 13 indication as to how many were in the car, mightn't it?
 14 **A. Absolutely, yes.**
 15 Q. Because if, for instance, they would have got into the
 16 driver's seat, that would have given you some
 17 indication?
 18 **A. Yes.**
 19 Q. But you were not able to see those positions?
 20 **A. I was unable, unfortunately, yes.**
 21 Q. Had you seen them, would you have provided that
 22 information in your report over the radio channel?
 23 **A. Of course, yes, definitely.**
 24 Q. Please read on.
 25 **A. At 7.39:**

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1 **"YPT now away and it is believed to be four up."**
 2 **At 7.40:**
 3 **"There is a loss on YPT in Wolves Lane, Norfolk**
 4 **Avenue area."**
 5 Q. Right.
 6 That is the final entry that you have provided on
 7 that page.
 8 Mr Coates, please could we go over to the next page.
 9 We can see there is an entry, "Driving at speed",
 10 which I think is connected to the final entry on the
 11 previous page, which is down to FE10, not you?
 12 **A. That's correct.**
 13 Q. But then we have two entries from you, and could you
 14 read those into the record, please?
 15 **A. At 7.48, it is:**
 16 **"A loss on YPT in Winkfield Road."**
 17 **7.48:**
 18 **"Further my entry at 7.38, the male with the beanie**
 19 **hat was at least six foot tall."**
 20 Q. Is that you adding some information about an earlier
 21 sighting after the event?
 22 **A. That -- it would appear so from the way the log is**
 23 **constructed, it would appear that I have -- when things**
 24 **have calmed down and we have lost the vehicle, I have**
 25 **then asked to add this to the log.**

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1 Q. Right.
 2 We have heard from the previous witness that that
 3 could be for a number of reasons, including the fact
 4 that the channel might have been busy and you were
 5 waiting for an opportunity to provide that information
 6 over a radio channel?
 7 **A. That's correct.**
 8 Q. Thank you.
 9 There is then an entry which is not provided by you
 10 about a possible lookout. Then your entry starts again
 11 at 8.56.
 12 Could you read out that and the following entry,
 13 please?
 14 **A. 8.56:**
 15 **"YPT is currently parked in Bracknell Close on the**
 16 **first residential drive, past the junction with Olympus**
 17 **Grove, N22. Builders currently working at the premises**
 18 **opposite."**
 19 Q. Then at 8.57?
 20 **A. At 857:**
 21 **"Vehicle YPT is stopped by police."**
 22 Q. Right. The entry at 8.56, now that is the time that you
 23 have described going into the close and then finding
 24 your vantage point?
 25 **A. That's correct.**

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1 Q. Were you given directions as to where that vantage point
 2 should be?
 3 **A. No, I was not, no.**
 4 Q. Right. Were you given any instructions as to how high
 5 up or otherwise that vantage point should be?
 6 **A. No, I was just literally told to get myself into**
 7 **Bracknell Close and control that vehicle for the**
 8 **firearms team.**
 9 Q. Right.
 10 What had you been doing between your entry at 7.48
 11 and your next entry at 8.56?
 12 **A. I was to the north of Bracknell Close, and I was**
 13 **physically trying to research and gain vision into**
 14 **Bracknell Close and it took me a while to do that. We**
 15 **were then -- I then held my point ... would you like me**
 16 **to expand on that?**
 17 Q. Yes, please.
 18 **A. Bracknell Close is effectively a square with three or**
 19 **four alleys and a road leading off of that. Either FE10**
 20 **gave us directions or we are quite a professional team,**
 21 **we probably would have done it off our own back, we**
 22 **would have held the entrance/exits for that close.**
 23 Q. I am going to ask you to pause there, because that
 24 supposes that there was a reason for you to hold around
 25 Bracknell Close?

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1 **movement from the mission vehicle and being able to put**
 2 **people into that close that could, you know, that we**
 3 **would have described should they have become apparent or**
 4 **relevant to the operation.**
 5 Q. You have used the word "sterile".
 6 **A. Yes.**
 7 Q. Are you describing when you say holding your position,
 8 the imposition of a cordon?
 9 **A. No.**
 10 Q. Right, what do you mean by keeping it sterile?
 11 **A. So, we wouldn't -- ie we wouldn't enter, as surveillance**
 12 **officers we wouldn't enter for fear of compromise, so we**
 13 **would keep that area sterile of any sort of police**
 14 **activity, really.**
 15 Q. I understand, thank you.
 16 Had you been told or directed, I suppose, to keep
 17 your distance on the basis that the vehicle was fitted
 18 with a tracker, the vehicle had come to a stop, and it
 19 was unnecessary therefore at that time for you to get
 20 close to the vehicle with the possibility that that
 21 might cause a compromise?
 22 **A. Absolutely, yes.**
 23 THE CHAIRMAN: The fact that the vehicle had been fitted
 24 with a tracker and a probe, would not, if the vehicle
 25 were not being observed, assist in determining whether

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1 **A. That's correct.**
 2 Q. What was that reason?
 3 **A. I think we were informed that the tracker had placed**
 4 **that vehicle in Bracknell Close.**
 5 Q. Right.
 6 **A. And because of the nature of his -- of their previous**
 7 **driving and the manner they were driving and the**
 8 **reason -- the fact that we believed they were conducting**
 9 **anti-surveillance, that we would not have entered**
 10 **Bracknell Close, we would keep that contained but we**
 11 **would have been able -- in a position to deal with any**
 12 **intelligence updates or any movement from that vehicle,**
 13 **should there have been.**
 14 Q. The inquiry has heard evidence that it was about or
 15 around about 8.00 in the morning that the vehicle
 16 settled in Bracknell Close.
 17 Does that accord with your recollection as to the
 18 time at which you would then start to hold yourself
 19 around Bracknell Close?
 20 **A. That's correct, yes.**
 21 Q. Right.
 22 Is that what you were doing between 8.00 and 8.56
 23 when you were deployed to go close to the vehicle?
 24 **A. That's correct, we would have held our points and held**
 25 **our positions, so keeping that area sterile for any**

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1 or not a weapon had been taken to the vehicle, would it?
 2 **A. No, sir, it wouldn't.**
 3 **However, if we would have had any indication from**
 4 **the probe that there was possible movement within the**
 5 **vehicle, or something that the OIC or the TFC or anybody**
 6 **in C3000 would have queried, we would have been in**
 7 **a position to move forward at that time to try and, for**
 8 **want of a better word, bottom out that discrepancy.**
 9 THE CHAIRMAN: It follows from the fact that there was no --
 10 from what you have said, that there was no such
 11 information passed to you to prompt you to run the risk
 12 of breaking your cover between 8.00 and the time that we
 13 are now talking about?
 14 **A. That's correct, yes, sir.**
 15 THE CHAIRMAN: Yes.
 16 MS BLACKWELL: Were you the only officer, as far as you are
 17 aware, to be deployed into Bracknell Close whilst the
 18 vehicle was positioned there?
 19 **A. As far as -- yes, I was the only officer that was**
 20 **physically down on foot to gain control of that vehicle.**
 21 **However, there were other officers, as I have said,**
 22 **holding the Bracknell Close area for any movement to or**
 23 **from.**
 24 Q. When you went into the close, were you made aware that
 25 state amber was imminent or indeed had been declared?

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1 **A. I am unsure whether it had been physically declared.**
 2 **All I do remember is getting told to -- we need control**
 3 **of that vehicle.**
 4 Q. Right, and that is what you did?
 5 **A. Absolutely, yes.**
 6 Q. As you were approaching the vehicle and before you
 7 reached your vantage point, were you also conscious of
 8 identifying other areas for surveillance officers to
 9 come and deploy to or were you simply single minded
 10 about your reason being there to assist in what was
 11 about to take place?
 12 **A. Once I entered Bracknell Close, if I would have seen**
 13 **an area that I could have called another officer on to,**
 14 **then 100 per cent I would have done that. Two eyes are**
 15 **better than one set, so I would have definitely called**
 16 **someone on, had I identified somewhere where they could**
 17 **have gained a view of the vehicle.**
 18 **However, Bracknell Close was particularly**
 19 **challenging for a surveillance officer due to the lack**
 20 **of cover that was there.**
 21 Q. Right.
 22 **A. So I was unfortunate and I couldn't call anybody else in**
 23 **to help me.**
 24 Q. When you reached your vantage point, had the
 25 interception already begun?

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1 there was an attempt by police officers to break the
 2 glass.
 3 **A. Okay.**
 4 Q. Were you aware of a sound that would indicate to you
 5 that that was being done or did you see anything which
 6 is consistent with that description?
 7 **A. So, I saw them approach the vehicle while shouting, and**
 8 **unfortunately, at that time, the people that owned the**
 9 **premises tried to come out to the balcony, I turned and**
 10 **encouraged them shall we say politely to go back into**
 11 **their premise for their own safety and then I did hear**
 12 **a sound which I believed it was a window being**
 13 **shattered.**
 14 Q. Right.
 15 Prior to that, you were not aware of the attempting
 16 to smash the windows and it sounds, from what you have
 17 described, as if your attention had been taken away from
 18 the vehicle at that point?
 19 **A. It had, I was still trying to listen and maintain**
 20 **observations on the vehicle, but between everything**
 21 **going on, I didn't physically see anybody trying to**
 22 **attack the vehicle windows, shall we say.**
 23 Q. Did you become aware that shots had been fired?
 24 **A. I became aware -- I heard the sound, which I believe was**
 25 **a window going in. I then saw I think it was three**

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1 **A. No.**
 2 Q. Did you then see the vehicles come into the close, block
 3 in the Audi and the officers get out of those vehicles?
 4 **A. I did.**
 5 Q. And approach the Audi?
 6 **A. I did, yes.**
 7 Q. Did you hear the windows being attacked -- did you hear
 8 somebody trying to smash them?
 9 **A. So I heard, as I was on the vantage point, there were**
 10 **two occupants of the premise, I saw the firearms**
 11 **officers come into Bracknell Close, they get out of**
 12 **their vehicles, I hear lots of shouting --**
 13 Q. Could I ask you to pause there, please. What did you
 14 hear being shouted?
 15 **A. "Armed police", "Armed police, stay where you are",**
 16 **"Armed police," stuff like that, I am a firearms officer**
 17 **as well myself, so it is the generic things we are**
 18 **taught to shout is what I heard being shouted.**
 19 Q. Were you able to make out the precise nature of the
 20 orders that were being issued in addition to "armed
 21 police"?
 22 **A. No, I can only remember "armed police, armed police",**
 23 **over and over.**
 24 Q. The inquiry has heard that at that stage on both the
 25 front passenger window and the front driver's window

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1 **firearms officers running back to their vehicle and then**
 2 **one once they retrieved the big black first aid kits out**
 3 **of the vehicle, that is when I had realised that a shot**
 4 **had been fired.**
 5 Q. You didn't hear anything over the radio to indicate
 6 that, or could that have been something in addition?
 7 **A. I could well have missed that. I could well have missed**
 8 **that, yes.**
 9 Q. Did you then see first aid being provided to
 10 Jermaine Baker?
 11 **A. I did, yes.**
 12 MS BLACKWELL: Thank you. That concludes my questioning.
 13 Do you have any questions, sir?
 14 THE CHAIRMAN: I wonder whether, as this officer is the
 15 source of the note, the entry at 8.57 could be explored.
 16 MS BLACKWELL: Certainly.
 17 THE CHAIRMAN: Thank you.
 18 MS BLACKWELL: Yes, the final entry that you have made, or
 19 provided the information in relation to, on this entry,
 20 reads as follows:
 21 "Vehicle [there is then the registration] stopped by
 22 police."
 23 This entry is not made by you but do you accept
 24 that, taken literally, it appears to be inaccurate?
 25 **A. I do, yes. Having looked at that, it could give a false**

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<p>1 representation. I think I have obviously said the</p> <p>2 vehicle has been stopped by police, whereas it has been</p> <p>3 stopped from moving by police, but it wasn't physically</p> <p>4 stopped, sir.</p> <p>5 THE CHAIRMAN: No.</p> <p>6 MS BLACKWELL: Is that something do you think that you used</p> <p>7 those words "stopped by police"?</p> <p>8 A. No, I don't think I did, I think the loggist in whatever</p> <p>9 I have described over the radio, the loggist has just</p> <p>10 closed the log saying YPT has been stopped by police.</p> <p>11 Perhaps we should address that in --</p> <p>12 THE CHAIRMAN: What do you think happened at 08.57, because</p> <p>13 we know that state amber was called at 8.58. What do</p> <p>14 you think happened that you could have said that has in</p> <p>15 turn been misinterpretation as YPT vehicle stopped by</p> <p>16 police?</p> <p>17 A. I think all I have obviously said -- or it may have even</p> <p>18 come over on the radio that the firearms team had moved</p> <p>19 forward and the interception had taken place.</p> <p>20 The timings around that, sir, could well be that my</p> <p>21 colleagues' watch or his car dash is a minute out.</p> <p>22 THE CHAIRMAN: On the face of it, it is not only inaccurate</p> <p>23 as to the content but it is inaccurate as to the time.</p> <p>24 A. Unfortunately the timings, that is a problem we do face</p> <p>25 purely through wind watches and cars and stuff like</p> <p style="text-align: center;">Page 197</p>	<p>1 that, that is why it has been recorded.</p> <p>2 THE CHAIRMAN: I understand a minute here and there may very</p> <p>3 often not matter and it clearly relates to what somebody</p> <p>4 is saying, but sometimes minutes can be important?</p> <p>5 A. Absolutely, sir, yes.</p> <p>6 THE CHAIRMAN: Thank you.</p> <p>7 MS BLACKWELL: Sir, that concludes this witness's evidence</p> <p>8 and indeed today's business.</p> <p>9 THE CHAIRMAN: Right.</p> <p>10 Housekeeping</p> <p>11 THE CHAIRMAN: Tomorrow we have evidence of a different</p> <p>12 kind?</p> <p>13 MS BLACKWELL: Yes.</p> <p>14 THE CHAIRMAN: Which I think we all understand members of</p> <p>15 the family may not wish to hear.</p> <p>16 How long is that evidence going to take?</p> <p>17 MS BLACKWELL: The first witness of the day is going to be</p> <p>18 Gokay Sogucakli, who is giving evidence over the</p> <p>19 video-link and currently I expect his evidence to take</p> <p>20 somewhere in the region of an hour.</p> <p>21 THE CHAIRMAN: Then Nathan Mason?</p> <p>22 MS BLACKWELL: Then Nathan Mason is scheduled, yes.</p> <p>23 He will be coming to the inquiry room and may take</p> <p>24 a little longer, because I may seek to play to him more</p> <p>25 of the footage from the Audi, the Audi footage.</p> <p style="text-align: center;">Page 198</p>
<p>1 THE CHAIRMAN: Is it likely that we can say to those who</p> <p>2 would prefer not to be here that we will be dealing with</p> <p>3 evidence relating to those matters all morning?</p> <p>4 MS BLACKWELL: Yes.</p> <p>5 THE CHAIRMAN: Because if we can avoid people hanging around</p> <p>6 for evidence to finish ...</p> <p>7 MS KAUFMANN: Sir, the family do want to be here tomorrow.</p> <p>8 THE CHAIRMAN: I only mention it because of course we had</p> <p>9 been aware from a very early stage that there might be</p> <p>10 parts of the evidence which they would prefer not to</p> <p>11 hear.</p> <p>12 MS KAUFMANN: Yes, and there have been, but tomorrow they do</p> <p>13 want to be there.</p> <p>14 THE CHAIRMAN: Okay, sorry for all --</p> <p>15 MS KAUFMANN: No, not at all, I just thought I would make it</p> <p>16 clear that they do.</p> <p>17 THE CHAIRMAN: We don't need to worry on that score.</p> <p>18 Can I mention something different -- there is no</p> <p>19 need for you to remain, it's really a housekeeping</p> <p>20 matter.</p> <p>21 A week ago I raised the question of continued</p> <p>22 livestreaming after 19 July.</p> <p>23 MS BLACKWELL: Yes.</p> <p>24 THE CHAIRMAN: I have received no written submissions, and</p> <p>25 I appreciate that we do try to observe an air of</p> <p style="text-align: center;">Page 199</p>	<p>1 informality in some respects. I would have been minded</p> <p>2 to discontinue the livestreaming at the end of the</p> <p>3 previous week but I have become aware, informally, of</p> <p>4 certain difficulties with counsel's attendance during</p> <p>5 part of the week of the 19th.</p> <p>6 MS BLACKWELL: Yes.</p> <p>7 THE CHAIRMAN: So in order to ensure that we can have</p> <p>8 continuity without a break, I will not discontinue</p> <p>9 livestreaming until close of business on Thursday,</p> <p>10 22 July.</p> <p>11 MS BLACKWELL: Thank you.</p> <p>12 THE CHAIRMAN: Can I indicate also that insofar as there are</p> <p>13 experts who are going to be giving evidence that week,</p> <p>14 and indeed generally, I am likely to consider</p> <p>15 sympathetically any applications for leave to ask</p> <p>16 questions directly of those witnesses, provided they are</p> <p>17 formulated in accordance with the rule 10 protocol.</p> <p>18 MS BLACKWELL: Thank you for that indication, sir.</p> <p>19 THE CHAIRMAN: That may be of assistance to everybody who is</p> <p>20 affected one way or the other by evidence of experts in</p> <p>21 whichever direction it goes.</p> <p>22 MS BLACKWELL: Thank you.</p> <p>23 THE CHAIRMAN: Okay, anything else?</p> <p>24 MS BLACKWELL: No, can I invite you now to adjourn until</p> <p>25 10.00 tomorrow morning?</p> <p style="text-align: center;">Page 200</p>

50 (Pages 197 to 200)

<p>1 THE CHAIRMAN: You can and I will. 2 Thank you. 3 (3.45 pm) 4 (The Inquiry adjourned until 10.00 am the following day) 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 201</p>	<p>1 2 3 I N D E X 4 5 MS EMILY BLAKENEY (affirmed)1 6 Questions from MR MOSS1 7 Questions from THE CHAIRMAN24 8 EG39 (affirmed)27 9 Questions from MS BLACKWELL27 10 Questions from THE CHAIRMAN48 11 Further questions from MS BLACKWELL50 12 MR CHRISTOPHER DAVIES (sworn)52 13 Questions from MS BLACKWELL52 14 Questions from THE CHAIRMAN106 15 Further questions from MS BLACKWELL108 16 Evidence of MR MICHAEL REAY (read)114 17 Evidence of MR SHANE DONNELLY (read)118 18 Evidence of FE7 (read)118 19 Evidence of FE6 (read)119 20 Evidence of FE3 (read)120 21 Evidence of MS NATALIE GUEST (read)120 22 Evidence of MR MATTHEW BECK (read)121 23 FE10 (affirmed)125 24 Questions from MS BLACKWELL125 25 Questions from THE CHAIRMAN169</p> <p style="text-align: center;">Page 202</p>
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