

<p>1 Friday, 8 October 2021</p> <p>2 MR GARY LEARMONTH (affirmed)2</p> <p>3 Questions from MR O'CONNOR2</p> <p>4 Questions from THE JURY73</p> <p>5 Questions from MS HILL75</p> <p>6 Questions from DR VAN DELLEN84</p> <p>7 Questions from MS DOBBIN85</p> <p>8 Questions from MR BERRY86</p> <p>9 MS CHERYL KYNASTON (sworn)96</p> <p>10 Questions from MS COLLIER96</p> <p>11 Questions from MS HILL132</p> <p>12 Questions from DR VAN DELLEN134</p> <p>13 Questions from MS DOBBIN137</p> <p>14 Questions from MR SKELTON142</p> <p>15 Questions from THE CORONER146</p> <p>16 Questions from THE JURY149</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p> <p style="text-align: center;">Page 1</p>	<p>1 you know, about events that took place early in the</p> <p>2 morning on 19 June 2014, so more than seven years ago.</p> <p>3 May I ask whether you still have an independent memory</p> <p>4 of those matters?</p> <p>5 A. I do have a recollection of the events of that night.</p> <p>6 Yes.</p> <p>7 Q. Good. Well, we also know that you prepared a witness</p> <p>8 statement on that day detailing your involvement in</p> <p>9 these matters.</p> <p>10 A. Yes, I did.</p> <p>11 Q. We all have that statement. I hope you have a copy of</p> <p>12 it, do you have it with it you?</p> <p>13 A. Yes, I have.</p> <p>14 Q. Please feel free to refer to you, if you need to, while</p> <p>15 I'm asking you questions. I may ask you about it, but</p> <p>16 if I don't and you want to refer to it while I'm asking</p> <p>17 you questions, then you're quite at liberty to do so.</p> <p>18 A. Certainly, thank you.</p> <p>19 Q. We're going to come, of course, to the detail inspector,</p> <p>20 but just so the jury have in their minds the time</p> <p>21 periods that we are talking about, you arrived at the</p> <p>22 scene where Anthony Walgate's body was very early in the</p> <p>23 morning?</p> <p>24 A. Yes, I did.</p> <p>25 Q. The time being?</p> <p style="text-align: center;">Page 3</p>
<p>1</p> <p>2 (10.00 am)</p> <p>3 (In the presence of the jury)</p> <p>4 THE CORONER: Good morning, members of the jury.</p> <p>5 Yes, Mr O'Connor.</p> <p>6 MR O'CONNOR: Madam, may we please call Inspector Learmonth?</p> <p>7 THE CORONER: Yes.</p> <p>8 MR GARY LEARMONTH (affirmed)</p> <p>9 Questions from MR O'CONNOR</p> <p>10 MR O'CONNOR: Thank you. Please sit down. Please take your</p> <p>11 mask off. Make yourself comfortable.</p> <p>12 Can you give your full name, please?</p> <p>13 A. Gary Learmonth.</p> <p>14 Q. Mr Learmonth, in 2014 you were a uniformed police</p> <p>15 inspector in the Metropolitan Police Service?</p> <p>16 A. That's correct.</p> <p>17 Q. You were assigned to the borough of Barking and</p> <p>18 Dagenham?</p> <p>19 A. Indeed I was.</p> <p>20 Q. We can still you're still uniform. Are you still</p> <p>21 an inspector?</p> <p>22 A. Yes, I am.</p> <p>23 Q. But I believe no longer serving in Barking and Dagenham?</p> <p>24 A. That's correct.</p> <p>25 Q. Inspector, I'm going to be asking you this morning, as</p> <p style="text-align: center;">Page 2</p>	<p>1 A. I think it was a little after -- it was approximately</p> <p>2 4.30, I can check the CAD for the exact time.</p> <p>3 Q. We'll come to the precise time, but I think you're right</p> <p>4 it was somewhere around 4.30 in the morning.</p> <p>5 A. Correct.</p> <p>6 Q. Again, roughly, if you remember, what time did you leave</p> <p>7 the scene?</p> <p>8 A. I think it was around about 9 o'clock in the morning, so</p> <p>9 I was there for some time.</p> <p>10 Q. So four and a half hours or so and almost all of my</p> <p>11 questions will relate to that four-and-a-half-hour</p> <p>12 period --</p> <p>13 A. Sure.</p> <p>14 Q. -- on the morning of 19 June 2014.</p> <p>15 Before we get into the detail, inspector, can I try</p> <p>16 and deal with just some background matters and some</p> <p>17 terminology. We'll hear that you were on night duty or</p> <p>18 night shift the night, the Wednesday night going into</p> <p>19 the Thursday morning of that week. Can you explain to</p> <p>20 the jury what the sort of shift pattern is in the</p> <p>21 Metropolitan Police?</p> <p>22 A. My shift pattern at the time was we did six days on and</p> <p>23 then four days off, so it's two early shifts, two late</p> <p>24 shifts and two night duties. So my duty would generally</p> <p>25 start around about 9/10 o'clock in the evening and run</p> <p style="text-align: center;">Page 4</p>

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<p>1 through till 6 o'clock in the morning.</p> <p>2 Q. Within a 24-hour period we'll hear people refer to</p> <p>3 "early turn" or "early shift", "late turn" and "night</p> <p>4 turn".</p> <p>5 A. That's correct.</p> <p>6 Q. Can you just help the jury with what those terms mean</p> <p>7 and what the periods of time that they refer to?</p> <p>8 A. The early turn generally is the 6 till 2 shift, which</p> <p>9 there's a duty officer that covers that period.</p> <p>10 Q. Just pausing for a minute. 6 in the morning until 2 in</p> <p>11 the afternoon?</p> <p>12 A. That's correct.</p> <p>13 Late turn 2 till 10 and then the night duty covering</p> <p>14 the period around until 6 o'clock in the morning again.</p> <p>15 Q. All right, and, as I say, it's right, isn't it, that</p> <p>16 people refer to it as "duty" or "turn" or "shift" pretty</p> <p>17 much interchangeably?</p> <p>18 A. It tends to be "early turn", "late turn" and "night</p> <p>19 duty". I'm not sure why, but that tends to be how we</p> <p>20 refer to them.</p> <p>21 Q. We'll listen out as people explain it to us.</p> <p>22 I'm going to be asking you about the comings and</p> <p>23 goings at the scene that morning and in particular the</p> <p>24 different police officers who attended the scene and you</p> <p>25 will bear in mind that we're still in the first few days</p> <p style="text-align: center;">Page 5</p>	<p>1 might -- this is a generalisation, I know, but we might</p> <p>2 refer to them at detectives or CID?</p> <p>3 A. Yes.</p> <p>4 Q. Can you tell us something about their role and what they</p> <p>5 did in the borough?</p> <p>6 A. Their role was generally secondary investigation, so</p> <p>7 they would often take on cases that would start at</p> <p>8 a response team level and then pass to the</p> <p>9 detectives/CID in various formats to progress that</p> <p>10 secondary investigation.</p> <p>11 Q. It's right, isn't it, that individual officers such as</p> <p>12 yourself would either be doing a job as a uniform</p> <p>13 officer or as a detective. You can of course progress</p> <p>14 from one to the other, but at any one time you would</p> <p>15 only be doing one of those two jobs?</p> <p>16 A. That's correct.</p> <p>17 Q. Those, very broadly speaking, are the two types if you</p> <p>18 like of police officer who are stationed in Barking?</p> <p>19 A. Hm-mm.</p> <p>20 Q. Then the third area are the specialist investigators,</p> <p>21 we'll hear -- I'm going to be asking you about the HAT</p> <p>22 car, tell the jury about them?</p> <p>23 A. They are the specialist homicide command, are</p> <p>24 responsible for investigation of homicides but are not</p> <p>25 geographically attached to a particular borough. So</p> <p style="text-align: center;">Page 7</p>
<p>1 of this inquest, by the time we get to few weeks' time</p> <p>2 I'm sure the jury will be very familiar with the</p> <p>3 different divisions with the Metropolitan Police</p> <p>4 Service.</p> <p>5 A. Certainly.</p> <p>6 Q. But I just want to cover it shortly with you before we</p> <p>7 get into the detail.</p> <p>8 Just in terms of three sort of divisions within the</p> <p>9 police service that we'll hear about during your</p> <p>10 evidence.</p> <p>11 First of all, we have the uniformed police officers,</p> <p>12 including you, who were attached to the borough of</p> <p>13 Barking and Dagenham, is that right?</p> <p>14 A. That's correct.</p> <p>15 Q. So you worked with your colleagues, some more senior,</p> <p>16 some more junior?</p> <p>17 A. My main team was the emergency response team, so our</p> <p>18 responsibility is that 24-hour period, earlys, lates and</p> <p>19 nights, responding to calls from members of the public</p> <p>20 whether they are via the 101 system or the 999 system.</p> <p>21 So we were the first-line response to calls from members</p> <p>22 of the public essentially.</p> <p>23 Q. Yes. So that's the first area.</p> <p>24 The second area are those police officers who are</p> <p>25 working in Barking and Dagenham but not uniformed. We</p> <p style="text-align: center;">Page 6</p>	<p>1 they can assist borough investigations or they can take</p> <p>2 those investigations on independently. The HAT car</p> <p>3 itself is a response that is provided by the homicide</p> <p>4 command to provide assistance to scenes such as the one</p> <p>5 I faced, which has some specialist detectives on there</p> <p>6 and people with areas of expertise around investigations</p> <p>7 of homicides and other categories of death essentially.</p> <p>8 Q. Thank you.</p> <p>9 Let's move back towards the scene that morning. If</p> <p>10 we start with the role that you were performing. You've</p> <p>11 told us that you were on a night duty that night. You</p> <p>12 were performing a particular role on that duty, that of</p> <p>13 the duty inspector?</p> <p>14 A. That's correct.</p> <p>15 Q. Was that the duty inspector for the borough of Barking</p> <p>16 and Dagenham policing? Was there only one duty</p> <p>17 inspector for Barking and Dagenham?</p> <p>18 A. There is only one duty inspector for Barking and</p> <p>19 Dagenham. They sit within the response teams that</p> <p>20 provides the uniformed response, as I've stated, but</p> <p>21 they also particularly on night duties are often the --</p> <p>22 they often have oversight of some other things in the</p> <p>23 borough as well. Because there is -- they are the</p> <p>24 senior inspector on duty for nights essentially.</p> <p>25 Q. Just to be clear, this role of duty officer, is it</p> <p style="text-align: center;">Page 8</p>

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<p>1 a role that someone like you, it's like a job, you would 2 do it for two or three years --</p> <p>3 A. Hm-mm.</p> <p>4 Q. -- or is it something that a particular inspector would 5 be allocated on a shift-by-shift basis?</p> <p>6 A. No, generally it is a full-time role. They would be 7 posted to being a response team inspector and that role 8 is the duty officer, so they would do that full time. 9 On occasions, if there were gaps, then it may be that 10 a uniform inspector from another department may fill in 11 that role on a temporary basis, but for the most part 12 they are full-time personnel.</p> <p>13 Q. It follows then that the role of duty inspector which 14 you were performing that day was one that you were 15 familiar with?</p> <p>16 A. That was my core role and one I was very familiar with, 17 yes.</p> <p>18 Q. You've indicated that there were a range of 19 responsibilities associated with that function, the duty 20 inspector function?</p> <p>21 A. Correct.</p> <p>22 Q. We don't need to hear all about them, but what we are 23 going to focus on the role of a duty inspector when 24 a body is found and in particular when the circumstances 25 are unexplained or there's a concern that the death</p> <p style="text-align: center;">Page 9</p>	<p>1 Q. If we can look, we see it's entitled "Key roles and 2 responsibilities" and about halfway down the page you 3 see the heading "Duty officer". Yes?</p> <p>4 A. Yes, I do.</p> <p>5 Q. Is that the role that we've been talking about, the duty 6 inspector?</p> <p>7 A. That's correct.</p> <p>8 Q. It reads:</p> <p>9 "The duty officer is responsible for attending all 10 deaths where there is clear evidence of a crime, 11 suspicion that a crime may have been committed, 12 suicides, unexplained or work-related death, fatal fires 13 and sudden unexplained death of infant. The duty 14 officer is responsible for overseeing all initial action 15 including the key areas identified by the five building 16 block principles."</p> <p>17 I don't ask for this to be brought up on screen, but 18 those of us who have the bundle, if you leave your 19 finger in this tab and just turn over one tab, 20 inspector, you can do this with us, to tab 21. Do you 21 see there another policy document with just on that 22 front page the five building blocks set out?</p> <p>23 A. Yes, I do.</p> <p>24 Q. Just read them out for us inspector?</p> <p>25 A. Priorities are.</p> <p style="text-align: center;">Page 11</p>
<p>1 might be suspicious.</p> <p>2 I'd like to take you, in that context, to one of the 3 policy documents that we've already looked at. You 4 should have front of you something called jury bundle A, 5 and I know the jury are familiar with this bundle, it's 6 called the generic jury bundle. Do you have that, 7 inspector?</p> <p>8 A. I do.</p> <p>9 Q. This document is also going to come up on screen, so you 10 might find it easier to look at it on screen. For the 11 purposes of the jury bundle, it's tab 20. For the 12 purposes of the screen, it's IPC000063.</p> <p>13 Inspector, is this a document that you're familiar 14 with?</p> <p>15 A. Yes, it is.</p> <p>16 Q. The first thing we have to note is, if we look at the 17 top, it's actually dated November 2014, so that's a few 18 months after the time that we're considering, but 19 I think the evidence is that what we see in this 20 document more or less reflects what was happening in 21 June 2014, but you will tell us if -- at least as far as 22 you understand it -- there's any difference between 23 what's set out here and what you understood to be your 24 role on the night.</p> <p>25 A. Certainly.</p> <p style="text-align: center;">Page 10</p>	<p>1 1, preserve life.</p> <p>2 2, preserve the scene.</p> <p>3 3, secure the evidence.</p> <p>4 4, identify the victim.</p> <p>5 5, identify the suspect or suspects.</p> <p>6 Q. Thank you. Those were, were they, the five building 7 block principles referred in the other document we were 8 looking at?</p> <p>9 A. That is correct.</p> <p>10 Q. Then the last sentence we can go back to the document on 11 screen now, the last sentence:</p> <p>12 "The calling of any support services does not remove 13 the duty officer's responsibility for the incident."</p> <p>14 We may have to come back to this, but in your own 15 words what does that mean? Does that mean that you 16 remain in charge of the scene even though other police 17 officers arrive from different departments?</p> <p>18 A. Yes, the Met has many support services that may be 19 relevant to a particular incident. The duty officer 20 retains oversight for that incident, notwithstanding the 21 calling of those support services that might offer 22 specialist advice and support.</p> <p>23 Q. Thank you.</p> <p>24 While we have this document in front of us, I just 25 want to take you to two other passages because it's</p> <p style="text-align: center;">Page 12</p>

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<p>1 going to be relevant to the evidence you give about</p> <p>2 police officers from those other two branches of Met,</p> <p>3 the CID and then the HAT that came on that morning.</p> <p>4 First of all, we see immediately below the passage</p> <p>5 we've just been reading a subtitle "Borough CID</p> <p>6 officers". That's a reference to the detectives on the</p> <p>7 borough, yes?</p> <p>8 A. That's correct.</p> <p>9 Q. We see it's written:</p> <p>10 "On being informed of a sudden death where a medical</p> <p>11 practitioner is unable to issue a death certificate,</p> <p>12 a substantive CID officer, preferably of sergeant rank,</p> <p>13 will go to the scene and assess the situation. If there</p> <p>14 is the slightest doubt then the event will be dealt with</p> <p>15 as a suspicious death. In the event of any doubt about</p> <p>16 whether a death is suspicious or not, the advice of the</p> <p>17 BOCU ..."</p> <p>18 That is an acronym meaning the borough; is that</p> <p>19 right?</p> <p>20 A. Correct.</p> <p>21 Q. "... DI [detective inspector] will be sought to resolve</p> <p>22 the issue."</p> <p>23 That, inspector, is talking about circumstances</p> <p>24 where there is doubt as to whether the incident is</p> <p>25 suspicious or not and it appears that the CID officer</p> <p style="text-align: center;">Page 13</p>	<p>1 do those two work together?</p> <p>2 A. Essentially the duty officer's responsibility is to</p> <p>3 facilitate some of those things happening, to ensure --</p> <p>4 my initial responsibility would be to manage the scene,</p> <p>5 to resource the scene, to ensure that evidence is</p> <p>6 preserved and then the contacting of those support</p> <p>7 services. The further investigation, secondary</p> <p>8 investigation of that, would be overseen by the</p> <p>9 detective inspector and his borough CID officers at his</p> <p>10 direction.</p> <p>11 Q. All right, and then just finally on this page, this will</p> <p>12 help with the terminology when we go forward:</p> <p>13 "If the incident occurs during the night this role</p> <p>14 will be carried out by the on-call cluster DI."</p> <p>15 What's the difference between a BOCU DI and</p> <p>16 a cluster DI?</p> <p>17 A. As the duty officer I have responsibility for Barking</p> <p>18 and Dagenham, I'm based at Barking and Dagenham. The</p> <p>19 detective inspector role on a night duty is covered by</p> <p>20 a borough detective inspector, who has oversight of more</p> <p>21 than one borough. So it may well be that the cluster DI</p> <p>22 came from a neighbouring borough or somewhere slightly</p> <p>23 further afield, but they would be the first response to</p> <p>24 an incident like this but may not necessarily be</p> <p>25 attached to Barking and Dagenham, as was the case in</p> <p style="text-align: center;">Page 15</p>
<p>1 who should go on that type of event is a sergeant?</p> <p>2 A. Hm-mm.</p> <p>3 Q. Then, when we read on, the subtitle "Detective</p> <p>4 inspector", do we see in relation to homicides or</p> <p>5 suspicious unexplained deaths the BOCU Detective</p> <p>6 Inspector should first of all attend the scene and take</p> <p>7 charge of the investigation where practicable and then</p> <p>8 some other tasks that that individual is tasked with,</p> <p>9 including authorising call out of the HAT team and</p> <p>10 authorising the call out of other support services.</p> <p>11 We'll come to this, but is it right that on the</p> <p>12 night that we're concerned with at least in the first</p> <p>13 instance Anthony's death was considered to be suspicious</p> <p>14 and unexplained and so in fact not a sergeant but the DI</p> <p>15 was summoned?</p> <p>16 A. Both -- certainly the borough CID officers attended the</p> <p>17 scene, as did the detective inspector.</p> <p>18 Q. Yes. Just to pick up on one passage there, we looked at</p> <p>19 the last sentence of the duty officer paragraph and</p> <p>20 there was the reference there to the duty officer, that</p> <p>21 is you, retaining responsibility for the incident.</p> <p>22 A. Yes.</p> <p>23 Q. Then we read in that first bullet point under "Detective</p> <p>24 inspector" that if the detective inspector arrives then</p> <p>25 he or she should take charge of the investigation. How</p> <p style="text-align: center;">Page 14</p>	<p>1 this incident.</p> <p>2 Q. A cluster is literally a cluster of boroughs, is it?</p> <p>3 A. I'm not sure exactly how they group them together,</p> <p>4 that's not my area of expertise unfortunately. I think</p> <p>5 they cover for example -- they may cover the north-east</p> <p>6 and they'll be responsible for the north-east boroughs</p> <p>7 and any incident that requires their attendance.</p> <p>8 Q. All right. Thank you.</p> <p>9 If we can just finally on this document go forward</p> <p>10 to page 5 of this document please on the screen and also</p> <p>11 for those of you who have it. There's a lengthy section</p> <p>12 dealing with HAT car inspectors, which I'll not going to</p> <p>13 go through here in detail with you, because we'll be</p> <p>14 able to ask other witnesses who were actually involved</p> <p>15 in HAT.</p> <p>16 Just to finish this document off and go to that</p> <p>17 third branch of the police, if we look at the top of</p> <p>18 this page, do we see there:</p> <p>19 "The HAT cars [then it is in bold] will attend at</p> <p>20 a number of types of incident including [the last bullet</p> <p>21 point] unexplained deaths which have suspicious</p> <p>22 circumstances."</p> <p>23 Was that your understanding on the night then --</p> <p>24 A. Yes, it was.</p> <p>25 Q. -- that an incident of this type, the HAT car, you would</p> <p style="text-align: center;">Page 16</p>

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<p>1 have expected to attend?</p> <p>2 A. Yes.</p> <p>3 Q. No mystery about this, we will hear that that is what</p> <p>4 happened that night.</p> <p>5 Thank you. Well you can put that away, inspector,</p> <p>6 and that was just to look at the relevant policies, but</p> <p>7 going back to what actually happened that night, on the</p> <p>8 basis of the evidence you gave earlier, you had started</p> <p>9 your duty did you say at about 10 o'clock night the</p> <p>10 previous day?</p> <p>11 A. It was either 9 or 10 o'clock at night the previous</p> <p>12 evening, that's correct.</p> <p>13 Q. You were due to finish --</p> <p>14 A. 6 o'clock in the morning, correct.</p> <p>15 Q. -- on the Thursday morning?</p> <p>16 A. Yes.</p> <p>17 Q. A call about an incident came through?</p> <p>18 A. That's correct.</p> <p>19 Q. Where were you at the time?</p> <p>20 A. I was out -- I think I was not at the police station at</p> <p>21 that time, I was out and about ... I think I was further</p> <p>22 over towards Dagenham, I can't remember my precise</p> <p>23 location, but I was out in a car with the</p> <p>24 Sergeant Jones, so it was he and I crewed in a marked</p> <p>25 police vehicle.</p> <p style="text-align: center;">Page 17</p>	<p>1 so my attendance was -- I would have followed them,</p> <p>2 regardless that they arrived prior to me, because they</p> <p>3 were, I think, somewhat closer.</p> <p>4 Q. You heard the call at the same time as them and in fact</p> <p>5 went towards the scene and they just happened to get</p> <p>6 there a bit earlier?</p> <p>7 A. That's correct.</p> <p>8 Q. All right. When you arrived, do you remember, it</p> <p>9 follows from what you said, that constables Benson and</p> <p>10 Middlemiss were there?</p> <p>11 A. Yes.</p> <p>12 Q. And Mr Neil, the ambulance technician?</p> <p>13 A. There was an ambulance solo car that was parked at the</p> <p>14 scene and the area car, which was crewed by PCs Benson</p> <p>15 and Middlemiss.</p> <p>16 Q. Anyone else from the emergency services there when you</p> <p>17 arrived?</p> <p>18 A. Not that I recall, no.</p> <p>19 Q. I'm going to ask you to look at another document please,</p> <p>20 again, this one's in fact in a different bundle,</p> <p>21 inspector. If we can look now at the jury bundle B/1.</p> <p>22 It should be, yes, the other document and we're going to</p> <p>23 look in fact at tab 1. We'll call it up in a minute.</p> <p>24 This is a document --</p> <p>25 THE CORONER: Can we have the tab number again, please?</p> <p style="text-align: center;">Page 19</p>
<p>1 Q. You heard the call come through on the radio?</p> <p>2 A. That's correct.</p> <p>3 Q. Who was the call from?</p> <p>4 A. The call was transferred from the London Ambulance</p> <p>5 Service, so I understand the initial call was made to</p> <p>6 the ambulance service. In certain circumstances some</p> <p>7 calls that are emergency calls received by the ambulance</p> <p>8 service they deal with exclusively without our</p> <p>9 assistance, but in certain circumstances they refer</p> <p>10 those calls to us and ask for police attendance, which</p> <p>11 they did on this occasion.</p> <p>12 Q. The jury heard from Mr Neil, who was the ambulance</p> <p>13 technician who attended the scene and he explained how</p> <p>14 he had asked his control to call the police. So what</p> <p>15 you say is consistent with that.</p> <p>16 The jury also heard read yesterday the witness</p> <p>17 statements of PCs Benson and Middlemiss, and they</p> <p>18 described attending the scene and I think being the</p> <p>19 first police officers to arrive.</p> <p>20 A. Yes, they were.</p> <p>21 Q. We'll hear that you attended the scene. Did you attend</p> <p>22 because they called you or were you on your way anyway?</p> <p>23 A. I was en route in any case, the circumstances of the</p> <p>24 call were such that I would have attended the scene.</p> <p>25 They were the first officers on scene, as you suggest,</p> <p style="text-align: center;">Page 18</p>	<p>1 MR O'CONNOR: Yes, tab 1.</p> <p>2 THE CORONER: Thank you.</p> <p>3 MR O'CONNOR: This is a document we'll look at in some</p> <p>4 detail this morning. It's known as a CAD, isn't it?</p> <p>5 A. That's correct.</p> <p>6 Q. That's another police acronym. Can you tell us what it</p> <p>7 stands for?</p> <p>8 A. Computer aided despatch, as I understand.</p> <p>9 Q. All right, and, as I say, we will look at it, so we will</p> <p>10 see, but it contains a detailed record of incidents like</p> <p>11 this, does it not?</p> <p>12 A. It does.</p> <p>13 Q. How is it generated?</p> <p>14 A. The -- our control rooms are divided into a call receipt</p> <p>15 section and a despatch section. So the process, as</p> <p>16 I understand it -- I've never worked in a control room,</p> <p>17 but I'm fairly familiar with the process -- is that</p> <p>18 a call is received within call receipt, they generate</p> <p>19 a CAD and it gets assigned a type code depending on the</p> <p>20 nature of the incident. That CAD is then passed</p> <p>21 electronically across to the dispatchers, who are on</p> <p>22 another floor, and they will send police officers to</p> <p>23 that scene and manage that incident utilising the CAD.</p> <p>24 Q. Then as time passes -- as we'll see, this CAD that we'll</p> <p>25 look at covers all those four and a half hours that you</p> <p style="text-align: center;">Page 20</p>

<p>1 were at the scene --</p> <p>2 A. That's correct.</p> <p>3 Q. -- and maybe more. How are the entries generated?</p> <p>4 A. The entries are generally typed onto the system by the</p> <p>5 control room operators. That might be as a result of me</p> <p>6 contacting them on the radio and asking for that CAD to</p> <p>7 be updated or me making a request, in which case they</p> <p>8 will enter the time that that request was made. If</p> <p>9 there are any other actions taken by other parties, then</p> <p>10 they will often be updated by the CAD. So if there is</p> <p>11 intelligence added to the CAD, they may do so directly,</p> <p>12 some people will type directly onto the CAD itself.</p> <p>13 Q. We'll see that there a number of entries that relate to</p> <p>14 you on this CAD.</p> <p>15 A. Yes, there is.</p> <p>16 Q. You didn't actually type them in?</p> <p>17 A. No, I did not.</p> <p>18 Q. Someone else was doing that for you, as it were?</p> <p>19 A. That's correct.</p> <p>20 Q. Just before we get into the detail of the CAD, I'd just</p> <p>21 like to ask you just to try to get the jury familiar</p> <p>22 with the various different documents we're going to be</p> <p>23 looking at.</p> <p>24 If you could turn over in your bundle, just in the</p> <p>25 next tab, and look at tab 2. This actually is not</p> <p style="text-align: center;">Page 21</p>	<p>1 to this.</p> <p>2 Q. All right. We'll come back to that CRIS with other</p> <p>3 witnesses, but certainly we mustn't confuse the CAD and</p> <p>4 the CRIS?</p> <p>5 A. Sure.</p> <p>6 Q. Let's put that way and come back to the CAD. I wonder</p> <p>7 if we can turn to page 4, please. For the screen, this</p> <p>8 is IPC000036, internal page 4.</p> <p>9 About a third of the way down do we see an entry,</p> <p>10 timed at 4.29.58, which says "KG1 and KG2 on scene"?</p> <p>11 A. That's correct.</p> <p>12 Q. Were you KG1?</p> <p>13 A. I was KG1.</p> <p>14 Q. Those are the letters that were designated Barking and</p> <p>15 Dagenham borough, is that right?</p> <p>16 A. That's right. It has since been changed but KG was the</p> <p>17 borough insignia that would denote Barking and Dagenham</p> <p>18 and KG1 is the call sign given to the duty officer.</p> <p>19 Q. When you were performing that duty you were KG1?</p> <p>20 A. That's correct.</p> <p>21 Q. If we just look down a few lines, there's also</p> <p>22 a reference in this document to KG1N. Is that</p> <p>23 a reference also to you?</p> <p>24 A. That's correct. The N stands for night, night duty. So</p> <p>25 I'm the night duty officer. So at the point where I may</p> <p style="text-align: center;">Page 23</p>
<p>1 a document I'm going to be asking you any questions</p> <p>2 about, but I suspect you're familiar with this type of</p> <p>3 document?</p> <p>4 A. Yes, I am.</p> <p>5 Q. It's called a CRIS, isn't it?</p> <p>6 A. That's correct.</p> <p>7 Q. Can you tell us what that acronym stands for?</p> <p>8 A. Crime reporting information system, I believe, is the --</p> <p>9 Q. This is similar, in the sense that it records</p> <p>10 information about an investigation?</p> <p>11 A. That's correct.</p> <p>12 Q. Is this a document that is created, as it were, by staff</p> <p>13 sitting in a control room or is it a document which</p> <p>14 police officers actually enter material on to?</p> <p>15 A. No, this is -- this would not be created by the control</p> <p>16 room. This is generally by police officers, often when</p> <p>17 they attend the scene of an incident, they, once having</p> <p>18 attended that scene, they'll complete this report, which</p> <p>19 many will be familiar as a crime report. They are not</p> <p>20 always necessarily crimes, it sometimes details</p> <p>21 a non-crime investigation, but generally speaking</p> <p>22 they'll be completed by officers that attend the scene.</p> <p>23 There is also a facility for us to take reports such</p> <p>24 as this via telephone so people may phone in and report</p> <p>25 offences and they will be detailed on a report similar</p> <p style="text-align: center;">Page 22</p>	<p>1 be handing over to another shift, the early term for</p> <p>2 example would be referred to as KG1E for early term,</p> <p>3 just so they are clear on the CAD who is making the</p> <p>4 entry.</p> <p>5 Q. You mentioned when you started your evidence that you</p> <p>6 thought you arrived at about 4.30. You were only two</p> <p>7 seconds out according to this document, we have you</p> <p>8 arriving on the scene at 4.29.58. Then just following</p> <p>9 down a couple of lines, we see an entry describing</p> <p>10 a male found, LAS had call from passerby, male has a fat</p> <p>11 lip, possible footprint to torso. Were you briefed when</p> <p>12 you arrived? Did you try and understand what was going</p> <p>13 on? Is that what this reflects?</p> <p>14 A. That's correct. I spoke with PCs Benson and Middlemiss</p> <p>15 on my arrival. They described to me what they had found</p> <p>16 and their initial investigation, described to me the</p> <p>17 position of the deceased and the footprint as mentioned</p> <p>18 on there.</p> <p>19 Q. What was your immediate impression, if any, of what sort</p> <p>20 of incident this was?</p> <p>21 A. We had a young man who was deceased in a public place,</p> <p>22 it was not clear at that stage how this had occurred,</p> <p>23 whether -- we certainly to the best of my knowledge at</p> <p>24 this time and indeed since hadn't had any calls to</p> <p>25 suggest that an incident had happened at that location,</p> <p style="text-align: center;">Page 24</p>

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<p>1 such as a fight or anything similar.</p> <p>2 So this was out of the ordinary and unexplained at</p> <p>3 that stage as to how this young man had come to be at</p> <p>4 this location.</p> <p>5 Q. All right.</p> <p>6 Just reading almost the next line, and we see at</p> <p>7 4.32, so within a very few minutes of you arriving at</p> <p>8 the scene, we see the line KGIN, that's you, as we've</p> <p>9 explained?</p> <p>10 A. That's correct.</p> <p>11 Q. This is now a crit incident. Immediately underneath</p> <p>12 that, "Critical incident declared". Is this a record of</p> <p>13 you declaring something called a critical incident in</p> <p>14 relation to this scene?</p> <p>15 A. Yes, it is.</p> <p>16 Q. Can you explain for the jury, please, what a critical</p> <p>17 incident is and why you declared it?</p> <p>18 A. A critical incident is -- it can be any incident, but</p> <p>19 it's an incident whereby the effectiveness of the police</p> <p>20 response can have a significant impact in the confidence</p> <p>21 of either the victim, the community or other parties, in</p> <p>22 the sense that there will likely be an expectation that</p> <p>23 the police will ensure that all of the necessary steps</p> <p>24 are taken and by declaring that as a critical incident</p> <p>25 that then prompts, informs various people and prompts</p> <p style="text-align: center;">Page 25</p>	<p>1 A. Yes, indeed.</p> <p>2 Q. We'll hear everything that you did. Was there any</p> <p>3 paperwork for example that you were required to fill in</p> <p>4 later in the day to confirm that it was a critical</p> <p>5 incident or to progress this issue of it being</p> <p>6 a critical incident.</p> <p>7 A. The critical incident is managed electronically. So at</p> <p>8 some stage the need for that to continue to be</p> <p>9 a critical incident is reviewed and somebody will</p> <p>10 determine whether that is still appropriate. It's</p> <p>11 possible that I could declare a critical incident and</p> <p>12 then discover that there is another explanation which</p> <p>13 now warrants this is no longer a critical incident, in</p> <p>14 which case I could stand that down. I didn't on this</p> <p>15 occasion, I declared it as a critical incident and it</p> <p>16 was dealt with by somebody else at a later stage.</p> <p>17 But there's no specific paperwork for me to complete</p> <p>18 to justify as such that being critical.</p> <p>19 Q. Are you aware that at least on the basis of some</p> <p>20 Metropolitan Police documentation we've seen, this</p> <p>21 incident doesn't seem to have been properly recorded as</p> <p>22 a critical incident?</p> <p>23 A. I'm not aware of that, no.</p> <p>24 Q. Let's just very quickly have a look. It's on the</p> <p>25 screen, please. It's not a document in the bundle,</p> <p style="text-align: center;">Page 27</p>
<p>1 other -- if I then have a request for resources, it</p> <p>2 speeds up that process that I may be able to seek</p> <p>3 additional resources to deal with this incident.</p> <p>4 Q. If you like, having declared it as a critical incident,</p> <p>5 this has an enhanced status?</p> <p>6 A. That's correct.</p> <p>7 Q. The purpose is to make sure everyone realises something</p> <p>8 important is happening and perhaps if you need extra</p> <p>9 resources it should make it easier to get them?</p> <p>10 A. Yes, indeed.</p> <p>11 Q. Is there anything that you were required to do to make</p> <p>12 this into a critical incident, other than simply say it</p> <p>13 down the radio and expect the people sitting in the</p> <p>14 control room to type it in as we see they did?</p> <p>15 A. No, I assess the circumstances at the scene,</p> <p>16 I determined that I believed this incident to be</p> <p>17 critical. Once I have made that declaration over the</p> <p>18 radio, that entry you see there, which is generated on</p> <p>19 the CAD system, is timed at dated about the fact that</p> <p>20 I have declared that critical incident. That then</p> <p>21 informs a number of other people within the control room</p> <p>22 and further afield that a critical incident has been</p> <p>23 declared on Barking and Dagenham and the nature of it.</p> <p>24 Q. Of course you were busy dealing with the scene at the</p> <p>25 time?</p> <p style="text-align: center;">Page 26</p>	<p>1 MPS000858, it's internal page -- well, perhaps just</p> <p>2 before we go, we can see this is an email chain from</p> <p>3 later in the year dated October 2014. We don't need to</p> <p>4 know the detail, but if we can go to page 2, please, we</p> <p>5 can see that in October 2014 this email has listed the</p> <p>6 critical incidents for the last six months or so.</p> <p>7 You see them listed there, inspector, starting in</p> <p>8 April, but going straight from 7 April to 23 June. Of</p> <p>9 interest we see and obviously the jury will evidence</p> <p>10 about this in due course, on 22 September the reference</p> <p>11 to Kovari and Whitworth, but no reference to a critical</p> <p>12 incident on 19 June in relation to Anthony Walgate's</p> <p>13 body.</p> <p>14 Can you explain or help us to understand why that</p> <p>15 might be, inspector?</p> <p>16 A. I'm not sure who put this document together and whether</p> <p>17 that is an administrative error on their part that --</p> <p>18 that they've not recorded that as a critical incident at</p> <p>19 the time. Once the CAD is tagged as a critical</p> <p>20 incident, then that is a permanent record on that</p> <p>21 electronic system, the fact that this incident was --</p> <p>22 that this is -- that is a system by which we manage</p> <p>23 incident and once that incident is tagged as critical</p> <p>24 then it remains so and can't be deleted.</p> <p>25 So that system could potentially be interrogated to</p> <p style="text-align: center;">Page 28</p>

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<p>1 determine that that critical incident was declared. I'm 2 not sure why it was missed off of that document or 3 indeed what that document relates to, but -- 4 Q. All right. I don't think you can help us any more with 5 that document, inspector, so let's take that down. 6 Just lastly on this, then. Were you aware at the 7 time that you were involved with this case of any 8 uncertainty as to whether you'd properly declared 9 a critical incident or any suggestion -- 10 A. Not at all. 11 Q. -- that the critical incident procedures weren't being 12 followed? 13 A. No, not at all. 14 Q. All right. 15 Let's go back to the scene then. You say that you 16 had declared a critical incident and I think what you 17 said a moment ago was that it was, as far as you were 18 concerned, an unexplained death. That's what you said? 19 A. Certainly my initial assessment of this was that it was 20 unexplained. The information provided to me by PCs 21 Middlemiss and Benson about this footprint that was 22 evident, as far as their examination was concerned, on 23 the torso of Mr Walgate led me towards the line of this 24 potentially being suspicious, as I believe that 25 potentially this may be as a result of some injury which</p> <p style="text-align: center;">Page 29</p>	<p>1 Q. I'd just like to take you to another policy document, 2 please, so it's back in at that jury bundle A. For you 3 and the jury, it's tab 23 of the jury bundle. 4 For the screen, please, it's IPC000127. 5 We have to navigate our way a little carefully, 6 because there are different page numbers but for those 7 of us looking in the bundle, you'll see that this 8 document has its own pagination, little bold numbers in 9 the corner. For those of you looking at that, can we 10 please go to page 35, but for the sake of the screen 11 it's internal page 37, please. 12 Inspector, I perhaps should have asked you to look 13 at the first page of this document but let me tell you, 14 this is an extract from the ACPO murder investigation 15 manual. Is that a document you're familiar with or were 16 you familiar with it in 2014? 17 A. I suspect they'll be elements of this document that I'm 18 familiar with. I wouldn't say that I have seen this 19 document in its entirety and I suspect that lots of it 20 I would the not be familiar with, no. 21 Q. I'm only going to show you a short part of it, I'm sure 22 everyone's glad about that. Let's look at the part 23 I wanted to show you and see if these were principles 24 that you were familiar with at the time. We see 25 paragraph 2.2.2, initial response, do you see that?</p> <p style="text-align: center;">Page 31</p>
<p>1 may have caused or contributed to this young man's 2 death. 3 So although my initial assessment of those 4 circumstances with a male and it's unclear how his death 5 was caused -- unexplained, the information that 6 I received around this potential footprint on the torso 7 led me towards that being a suspicious death as opposed 8 to an unexplained one, in the sense there were 9 identifiable potentially suspicious circumstances. 10 Q. The jury heard evidence yesterday about the position in 11 which Anthony's position was found propped up against 12 the wall. Was that something that you considered 13 possibly suspicious or not? 14 A. Absolutely. The location of where the body was 15 positioned, it was at the very least unexplained. It 16 was unclear how he had come to be at that location, how 17 he had come to be in the state that we found him. So it 18 was at the very least unexplained but, without wishing 19 to jump to conclusions at that stage about the fact this 20 is obviously suspicious, it still potentially, in the 21 absence of some of the information about this footprint, 22 could have been an innocent explanation. However, I'm 23 certainly considering as a duty officer that potentially 24 this is a suspicious incident and indeed a suspicious 25 death.</p> <p style="text-align: center;">Page 30</p>	<p>1 A. Yes, I do. 2 Q. If reads as follows: 3 "The actions taken by the first officers attending 4 the scene of a homicide or major incident are critical 5 to the success of the investigation. From the outset, 6 officers should adopt an investigative mentality and 7 approach. 8 "During the initial response it is sometimes 9 difficult to determine if a death is the result of 10 natural causes, an accident, suicide or homicide. If in 11 doubt, investigate as homicide until the evidence proves 12 otherwise." 13 Inspector, you may or may not have read that very 14 passage in that very document, but were those principles 15 that you were familiar with in 2014? 16 A. Yes, they were. 17 Q. Were those principles that you were applying that 18 morning? 19 A. Yes, indeed. 20 Q. Thank you. We can take that down. 21 You recall that other policy document. 22 Thanks, you can put that way. 23 The policy document we looked at at some length half 24 an hour or so ago about different roles and 25 responsibilities. You will recall that one entry on</p> <p style="text-align: center;">Page 32</p>

<p>1 that document require, in the case of an unexplained or 2 suspicious death, the duty DI, the duty detective 3 inspector, to be called? 4 A. Yes. 5 Q. You recall that, if it was at night, as this was, it was 6 the cluster DI? 7 A. That's correct. 8 Q. Did you either yourself or by other means arrange for 9 that person to be called to the scene? 10 A. Yes, I did. 11 Q. First of all, who was it that was called? 12 A. I believe, from memory, it was DI John Delaney, who was 13 indeed as referred to previously a cluster DI. I'm not 14 sure where John Delaney is based or was based at the 15 time, full time, but he was a DI covering Barking and 16 Dagenham. He was not a Barking and Dagenham member of 17 staff as such. 18 Q. Did you call him yourself or did you ask the control 19 room to call him? 20 A. No, they have an on-call system that is contactable 21 through the control room. So I requested that he be 22 contacted. I think from my recollection that he was 23 contacted and then provided with my telephone number and 24 phoned me at the scene on the duty officer's phone and 25 I had a brief conversation before prior to his</p> <p style="text-align: center;">Page 33</p>	<p>1 minutes or may it have taken a bit longer than that or 2 do you simply not remember? 3 A. I don't recall the exact time that he arrived. 4 I suspect he will have been travelling from certainly 5 much further than me. There is an entry on the CAD 6 timed at 5.18 on the same page saying that they are en 7 route. 8 Q. Yes. 9 A. But I don't recall exactly the time that he arrived, 10 unless it's noted on the CAD. 11 Q. We may come back to that, but I don't want anyone to 12 think it's something of great importance. 13 If we look a little bit further down on this page at 14 about the middle of the page, inspector, we see an entry 15 at 4.58, again starting KG1N, so we know that's you? 16 A. That's correct. 17 Q. It says: 18 "We are unclear on how this young man has made it to 19 this location or where he has come from prior to this. 20 CCTV to be checked to see if we can find any footage of 21 this male on the move and if so from where." 22 That all makes sense. Who were you asking to check 23 CCTV? 24 A. That is again a request through -- from me to our 25 control room. The CCTV within Barking and Dagenham is</p> <p style="text-align: center;">Page 35</p>
<p>1 attendance. 2 Q. If we could look, please, back at the CAD document. For 3 those of you with the bundles, you may still have it 4 there, it's bundle B/1, tab 1. 5 If we could move on, and for the screen, please, 6 it's IPC000036 and for all of us it's page 6, please. 7 We're moving on from where we were. 8 We see, inspector, at the top of that page 4.36, so 9 again within ten minutes of you arriving, CID and 10 on-call DI to be informed. Is that the process you've 11 just described of DI Delaney being connected -- 12 A. That's correct. The reference there to -- as you will 13 see, just prior to that line where it says "CID and 14 on-call DI to be informed", you'll see the letters KG 15 and SI. That is the process by which the control room 16 that covers Barking and Dagenham passes this call across 17 to SI, which are based at Lambeth, they deal with 18 serious incidents and incidents of this nature and they 19 would then call the on-call DI. So that is a mechanism 20 for them passing that across there with that request. 21 Q. All right. 22 Can you help us with how long it took DI Delaney to 23 arrive. I don't think there's entry on this CAD which 24 tells us exactly when he arrived, but it may not matter 25 hugely. In general terms was he there within a few</p> <p style="text-align: center;">Page 34</p>	<p>1 maintained by the local authority. They have a radio 2 link and a telephone number for us to contact to make 3 enquiries around local authority managed CCTV and so 4 that was my request, via the control room, to the local 5 authority CCTV for them to interrogate their cameras, 6 recorded footage on their cameras, to determine if they 7 had any sight of Mr Walgate on any of those cameras and, 8 if so, where. 9 Q. Just to be clear, it's 5 o'clock in the morning, but is 10 that something that you would have expected them to do 11 in realtime? 12 A. Yes. 13 Q. Do you -- 14 A. The process of looking through the recorded footage 15 takes longer than live footage. Obviously if we're 16 requesting they look on the CCTV for live cameras, 17 that's fairly instantaneous. If we're asking for them 18 to go back through recorded footage, that takes a little 19 longer but it is still something that happens fairly 20 quickly. 21 Q. There is someone there at 5 o'clock in the morning and 22 they will get on with it when asked to? 23 A. That's correct. 24 Q. In fact we see a response quite quickly saying "Camera 25 is down at the moment"?</p> <p style="text-align: center;">Page 36</p>

<p>1 A. Yes, I think that reference is to the nearest camera to 2 the scene that we were at, saying that the nearest CCTV 3 camera was defective. 4 Q. Are you aware in fact whether there ever was any CCTV 5 footage that was obtained that was helpful in 6 determining how Anthony had reached that location? 7 A. I am certainly not aware of what CCTV enquiries 8 discovered. I don't believe that was passed to me. 9 I recall asking -- when I was informed that the local 10 camera was defective, I asked for the local authority to 11 look further afield to determine if there was an image 12 or images of Mr Walgate elsewhere at an earlier time, 13 but I don't recall getting any update as to whether any 14 such sighting was traced. 15 Q. All right. That's a fair answer, you were only involved 16 for a few hours, but in those few hours that you were 17 involved was any CCTV footage, helpful CCTV footage, 18 obtained? 19 A. No, none that I was aware of. 20 Q. Quite reasonably you don't know what happened after that 21 time? 22 A. No, there is a slower time process for people to make 23 formal enquiries with the CCTV office and obtain 24 downloads and suchlike, but that was not something that 25 I was directly involved with.</p> <p style="text-align: center;">Page 37</p>	<p>1 I want to move on and ask you a few questions on 2 a different subject, inspector, and it's about 3 Stephen Port. As we know, he was the man who had 4 initially called the London Ambulance Service. Of 5 course -- well, perhaps when you arrived, you weren't to 6 know who that person was at all? 7 A. No. 8 Q. But it's right, isn't it, that during the time you were 9 there enquiries were being made to discover who it was 10 who'd made that call? 11 A. That's correct. The informant to the LAS was, as we now 12 know, Stephen Port, although I believe his details -- he 13 did not provide his details in that telephone call to 14 the ambulance service, and so I generated some enquiry 15 to try to trace the person who was the caller in this 16 incident in order that we could try and obtain 17 an account from them and further details beyond what was 18 recorded on to that CAD, which is phoned through to the 19 LAS, which was a relatively small amount of detail. 20 Q. That was what I wanted to ask you, because we'll see 21 some references to this, but I'm not sure we see from 22 the CAD who it was who sets that process in train, but 23 from your memory it was you, was it, who requested that 24 attempts be made to identify -- from the phone number, 25 that they had -- who it was that made the call?</p> <p style="text-align: center;">Page 39</p>
<p>1 Q. No. Can we just go down a few more lines, inspector. 2 I want to ask you on a different subject. Do you see 3 an entry at 5.18.45. It's actually an entry you've 4 already referred to yourself. It's KG1N again, so 5 that's you? 6 A. That is. 7 Q. You had referred to the fact that it describes the 8 on-call DI, and in fact the on-call superintendent as 9 well, being en route at that time? 10 A. Yes. 11 Q. Then it says: 12 "Believe will be HAT car job, await their arrival 13 and decision." 14 Tell us about that? 15 A. Incidents of this nature, as you previously referred to, 16 fall into the remit of support from the HAT car, so that 17 is the car that is sent by homicide command to assist 18 us. The decision as to whether the HAT car is called 19 and deals with this incident is one for the DI to make 20 not me. So the authority comes from the DI, and so it 21 was essentially my request that we receive assistance 22 from the HAT car, but that decision, my decision needed 23 to be ratified essentially by the cluster DI. 24 Q. Yes, and I think that's consistent with that policy 25 document we looked at earlier.</p> <p style="text-align: center;">Page 38</p>	<p>1 A. Yes. 2 Q. In fact we can see just above the entry about HAT that 3 we were looking, at 5.16, I think this is the first 4 reference relating to Stephen Port, an entry saying that 5 the KG, so presumably that's the Barking phone number, 6 yes? Or is that KG just a reference to whoever it was 7 that was entering -- 8 A. That, I would suggest, is a reference to whomever is 9 entering -- that is likely the ... that's likely the 10 control room that is covering KG. So they -- that would 11 be the units at the control room which are based up in 12 Bow in actual fact, but they would be the desk that 13 covers Barking and Dagenham. 14 Q. It's them who are making this entry but what they are 15 saying is: 16 "The number that called LAS known to IIP ..." 17 I'll ask you about that in a minute. 18 A. Sure. 19 Q. "... re Stephen Port LKA [presumably last known address] 20 from January 2013, 62 Cooke Street." 21 A. Correct. 22 Q. IIP, which appears to be where this information has come 23 from, is that something called the integrated 24 intelligence platform? 25 A. I'm pleased you didn't test me on that one. Yes,</p> <p style="text-align: center;">Page 40</p>

<p>1 I believe that is the case.</p> <p>2 Q. As long as I know the ones you don't know and you know</p> <p>3 the ones I don't know we'll be all right.</p> <p>4 The jury will hear about a number of different means</p> <p>5 that the police have of searching for intelligence.</p> <p>6 A. Sure.</p> <p>7 Q. This is one of them, is it not?</p> <p>8 A. IIP is a system whereby it searches for intelligence</p> <p>9 across a number of different platforms. So, as you</p> <p>10 previously made reference to, the police have a number</p> <p>11 of different electronic systems for recording different</p> <p>12 things: so there is a CAD; there's the CRIS, which you</p> <p>13 made reference to earlier; and a number of other systems</p> <p>14 where we record intelligence and other things.</p> <p>15 IIP is a system developed to search across those</p> <p>16 platforms for a single piece of information. So I could</p> <p>17 put a name into that system, it would simultaneously</p> <p>18 search CAD, CRIS, CrimInt and some other systems.</p> <p>19 Q. We may hear some other evidence about that in due</p> <p>20 course, but that's helpful explanation, thank you. What</p> <p>21 we can see here is that it appears the phone number was</p> <p>22 put into the IIP and it has come up with the name of</p> <p>23 Stephen Port and the address of 62 Cooke Street?</p> <p>24 A. Yes.</p> <p>25 Q. If we can go on, please, to page 10 of this same</p> <p style="text-align: center;">Page 41</p>	<p>1 Q. All right. Thank you.</p> <p>2 Can we now turn to page 10 and we see some further</p> <p>3 entries relating to Stephen Port.</p> <p>4 First of all, an entry at 6.07. I'll read it and</p> <p>5 then ask you a question about it, inspector, picking up</p> <p>6 a few lines down. It said:</p> <p>7 "Full details below on origin call, male caller,</p> <p>8 sounded unsure and apprehensive in my opinion."</p> <p>9 Can you help us with who it was who was expressing</p> <p>10 that opinion which is recorded on this document?</p> <p>11 A. Just underneath the date where that entry is, then</p> <p>12 you'll see MPS-LAS, which is essentially a facility for</p> <p>13 them to send, for the LAS is send -- sorry, let me go</p> <p>14 back just slightly.</p> <p>15 The LAS have a CAD system which is linked to ours,</p> <p>16 so they have the possibility to electronically pass</p> <p>17 messages to the MPS and, vice versa, we can send</p> <p>18 messages to the LAS. So they are sending a message to</p> <p>19 the MPS received from the LAS, so that will be a London</p> <p>20 Ambulance Service operator who is typing that onto the</p> <p>21 CAD and sending that across to us.</p> <p>22 Q. So it's a London Ambulance Service who has --</p> <p>23 A. That will be --</p> <p>24 Q. -- listened to the call?</p> <p>25 A. -- somebody at the London Ambulance Service who has made</p> <p style="text-align: center;">Page 43</p>
<p>1 document. I'm sorry, could we just look at page 8 on</p> <p>2 the way.</p> <p>3 We see an entry at the top of that document at 5.30.</p> <p>4 It's KG1N again, so it's you:</p> <p>5 "Can we get in touch with caller, please?</p> <p>6 Significant witness and need a statement from him."</p> <p>7 You've already said that you regard it as being</p> <p>8 a priority?</p> <p>9 A. Yes.</p> <p>10 Q. What were you hoping would happen. By that stage it</p> <p>11 would seem you had his name and you had his address,</p> <p>12 which after all was pretty much where you were standing?</p> <p>13 A. Yes, indeed.</p> <p>14 Q. Do you recall what if anything you did about it at this</p> <p>15 stage?</p> <p>16 A. It was unclear to me at the time from the details on the</p> <p>17 original LAS call whether Stephen Port was returning</p> <p>18 home at the point where he made the call or on his way</p> <p>19 out to somewhere else at that time. So his location was</p> <p>20 essentially unknown to us at that point and I was keen</p> <p>21 that we were able to trace him by telephoning him,</p> <p>22 ascertaining his location in order that we can then</p> <p>23 speak to him and I can task somebody to or the</p> <p>24 investigators could task somebody to obtaining further</p> <p>25 details from him about exactly what he witnessed.</p> <p style="text-align: center;">Page 42</p>	<p>1 that entry.</p> <p>2 Q. Then we see you again, really just making the point you</p> <p>3 made to us this morning, we need to keep trying the</p> <p>4 caller number to try and find out where he is so we can</p> <p>5 go and speak to him straight away, he is a significant</p> <p>6 witness.</p> <p>7 A. Yes.</p> <p>8 Q. Under that we see a reference -- perhaps from the</p> <p>9 control room -- saying they tried to call the number</p> <p>10 again, we may infer unsuccessfully. Then underneath</p> <p>11 that I want to ask you there's series of references to</p> <p>12 what appear to be further checks that are undertaken,</p> <p>13 but if we look at the entry at 6.10, it would seem that</p> <p>14 these checks are being conducted on a different police</p> <p>15 intelligence system called the PNC?</p> <p>16 A. Yes.</p> <p>17 Q. Will you tell us that one?</p> <p>18 A. That's the Police National Computer.</p> <p>19 Q. So different to the IIP?</p> <p>20 A. Yes, very much so.</p> <p>21 Q. It seems that on the PNC at this time checks are being</p> <p>22 conducted not on -- you tell us, but the inference is</p> <p>23 that checks are being conducted not on Stephen Port's</p> <p>24 name but on the address, 62 Cooke Street?</p> <p>25 A. That's correct. The PNC is a national database, as the</p> <p style="text-align: center;">Page 44</p>

<p>1 name suggests, Police National Computer, contained 2 within that is lots of information, but includes where 3 a particular vehicle is registered. So if I were to 4 conduct a check on a PNC on a registration number, that 5 would tell me who that is registered to and where that 6 vehicle is registered. There is also a facility, as 7 I understand, on the PNC for you to do that check in the 8 opposite order. So the check is conducted on the 9 address itself and that will then reveal what, if any, 10 vehicles are registered at that location.</p> <p>11 Q. One assumes, inspector, that a PNC check is something 12 that one does sitting at a computer?</p> <p>13 A. Yes, that's correct.</p> <p>14 Q. One assumes therefore that it wasn't you that was 15 conducting these PNC checks?</p> <p>16 A. It was not. Not all police staff have access to conduct 17 the PNC checks, they have to be trained to conduct PNC 18 checks. I am, albeit I did not conduct this check on 19 that particular day, no.</p> <p>20 Q. Do you remember whether it was you who asked for this 21 check to be done or do you not remember?</p> <p>22 A. I cannot recall whether that was a request that I made 23 or potentially somebody else. There's every possibility 24 that that was me that asked for that, but I couldn't be 25 certain.</p> <p style="text-align: center;">Page 45</p>	<p>1 Q. I see. Well, let's try and finish off the story of what 2 happened about contacting Stephen Port. It may be one 3 way of doing this is if we can look at the larger 4 bundle, so the same bundle that the CAD is in. If you 5 can turn to tab 15 of the bundle, please, and jury the 6 same. This is bundle B/1 and for the screen this is 7 document MPS000242.</p> <p>8 If we can go to the second page of that document, 9 please.</p> <p>10 Perhaps if we can just go to the first page first.</p> <p>11 Inspector, I don't know if this is document you've seen 12 before. I just want to take you to a paragraph of it, 13 I'm not going to ask you lots of questions about it.</p> <p>14 A. Sure.</p> <p>15 Q. This is in fact a printout from yet another system 16 called Merlin?</p> <p>17 A. That's correct.</p> <p>18 Q. I'm not going to ask you what that's about, because 19 I don't want to go into too much detail. We can just 20 see from the top left-hand corner that it seems to have 21 been a series of entries made by officer Benson, who was 22 one of the two officers who was at the scene when you 23 arrived there. Is that right?</p> <p>24 A. That's correct.</p> <p>25 Q. If we can turn over the page and look at page 2, please.</p> <p style="text-align: center;">Page 47</p>
<p>1 Q. It seems it's part of the sorry of you trying to find 2 out as much as possible about this caller so that you 3 can try and find him and take a statement from him?</p> <p>4 A. That's correct, yes.</p> <p>5 Q. Again you may not be able to tell us now, after this 6 distance of time, inspector, but how would you have 7 found out about the results of these PNC checks? We're 8 looking at a sheet of paper now. Would you have been 9 phoned up. Would there have been some entry on 10 a computer system that you would have seen, even though 11 you were at the scene?</p> <p>12 A. They would update this report, if I were to look at the 13 CAD itself, then I would obviously be able to view the 14 updates. There is a facility for us to view CADs within 15 the police vehicles, because they have a mobile data 16 terminal that you can access the CAD. The system itself 17 is quite clunky. It takes quite some time and I can 18 tell you it was not something I did whilst at the scene. 19 So any updates that came -- that would have been entered 20 onto the CAD, if they wanted me to be aware of those 21 generally they would call me and inform on the radio. 22 Quite often they would then make on that CAD to say 23 "KGIN is informed" of a piece of information, to make 24 sure that they have noted that that has then been 25 brought to my attention.</p> <p style="text-align: center;">Page 46</p>	<p>1 About halfway down the page there's a paragraph that 2 starts "The mobile phone". Can you see that?</p> <p>3 A. Yes.</p> <p>4 Q. I'm just going to read out in fact a couple of 5 paragraphs and then ask you whether the story that is 6 told in these paragraphs is how you remember events 7 developing that morning:</p> <p>8 "The mobile phone used to make the initial emergency 9 call was traced back to 62 Cooke Street, which is 10 incorporated in the block of flats nearest the subject's 11 body.</p> <p>12 "The mobile number was called but it went to 13 voicemail. Officers then knocked on the flat, which is 14 on the bottom floor overlooking the now crime scene, but 15 there was no reply. Repeat knocking, no signs of 16 disturbance.</p> <p>17 "Whilst officers were standing on the crime scene 18 an occupier of 62 Cooke Street attended the scene and 19 stated that he resided at 62 and that his flatmate 20 normally works at night so may not be at the venue at 21 present. This male was spoken with by officers from 22 SCD1 ..."</p> <p>23 Just pausing there, who's SCD1?</p> <p>24 A. That's the homicide command.</p> <p>25 Q. The officers from the HAT team who were on the scene?</p> <p style="text-align: center;">Page 48</p>

12 (Pages 45 to 48)

<p>1 A. Correct.</p> <p>2 Q. "... and then eventually escorted to his flat by KGSN."</p> <p>3 If we just cast our eyes up three or four</p> <p>4 paragraphs -- it's not the bit that's enlarged on the</p> <p>5 screen, but we see a paragraph, in fact starting, "KGN5</p> <p>6 DC Harvey", so you may or may not know it yourself, but</p> <p>7 would that appear to be a reference to someone called</p> <p>8 DC Harvey?</p> <p>9 A. KGSN is the call sign of the borough CID. So I believe</p> <p>10 there were two of them on the night, one of which was I</p> <p>11 think DC Harvey.</p> <p>12 Q. All right.</p> <p>13 A. Yes.</p> <p>14 Q. So the man who had arrived at the scene was escorted to</p> <p>15 number 62 Cooke Street by DC Harvey and then found</p> <p>16 inside the flat of 62 Cooke Street was the informant by</p> <p>17 the name of Stephen Port, who then spoke with DC Young</p> <p>18 and apprised him of the incident.</p> <p>19 The jury will hear read out in fact a witness</p> <p>20 statement that DC Young took from Stephen Port that</p> <p>21 morning and the statement appears to have been taken at</p> <p>22 about 7.50 in the morning.</p> <p>23 Inspector, does that accord with your recollection</p> <p>24 of how events developed that morning?</p> <p>25 A. Certainly my recollection was that a male had presented</p> <p style="text-align: center;">Page 49</p>	<p>1 and Dagenham police borough at the time in question and</p> <p>2 I think the main point we need to underline right from</p> <p>3 the start is that there were a lot more officers from</p> <p>4 this who worked in the borough. These are simply some</p> <p>5 of the names that we will come across in the next few</p> <p>6 weeks and it gives a very simple description of the</p> <p>7 structure of the leadership within the borough.</p> <p>8 We see there very broadly speaking, inspector, on</p> <p>9 the left-hand side toward the bottom, is this right, we</p> <p>10 see the detectives, the CID department, yes?</p> <p>11 A. That's correct.</p> <p>12 Q. On the right-hand side toward the bottom we see the</p> <p>13 uniformed team?</p> <p>14 A. Yes.</p> <p>15 Q. With the constables at the bottom, moving up to the PS,</p> <p>16 police sergeants, and then moving up again to the</p> <p>17 inspectors?</p> <p>18 A. That's correct.</p> <p>19 Q. Third along from the left we see your name, Inspector</p> <p>20 Gary Learmonth?</p> <p>21 A. Yes.</p> <p>22 Q. One above you, Temporary Chief Inspector Martin Kirby?</p> <p>23 A. That's correct.</p> <p>24 Q. It would seem that he was the head of the uniform</p> <p>25 branch, as it were?</p> <p style="text-align: center;">Page 51</p>
<p>1 himself at the crime scene, which was essentially the</p> <p>2 cordon tape on the outside of the cordon, and indicated</p> <p>3 that he resided at the same address. I don't know the</p> <p>4 nature of the discussion that he had, as I wasn't the</p> <p>5 officer that spoke to him, but I was aware that somebody</p> <p>6 had presented and suggested that they lived at 62</p> <p>7 Cooke Street.</p> <p>8 The subsequent enquiries which are detailed here,</p> <p>9 I was not personally familiar with.</p> <p>10 Q. Were you aware that a statement had been taken from</p> <p>11 Stephen Port or the informant?</p> <p>12 A. No, I don't believe I was at that stage.</p> <p>13 Q. All right.</p> <p>14 The last point on this, inspector, is this. The</p> <p>15 borough commander at the time that we're speaking about</p> <p>16 was a man called Chief Superintendent Ewing?</p> <p>17 A. That's correct.</p> <p>18 Q. Very quickly, perhaps we can look together, you can</p> <p>19 close this larger bundle and go back to the generic jury</p> <p>20 bundle. I don't think this is a document the jury have</p> <p>21 looked at before, but if we can turn to tab 4 in that</p> <p>22 document and for the screen it's INQ000041.</p> <p>23 Inspector, you may or may not have seen this before,</p> <p>24 if not then I'm sure you can help us with it. This is a</p> <p>25 simplified description of officers working in Barking</p> <p style="text-align: center;">Page 50</p>	<p>1 A. He was performing the role of chief inspector of</p> <p>2 operations at this stage, as I understand. So, yes, he</p> <p>3 would have led the response teams and the uniformed side</p> <p>4 of things.</p> <p>5 Q. Then going up -- the command structure above that are</p> <p>6 people who are in command of both the uniformed and</p> <p>7 non-uniformed branches. We see two levels, first of all</p> <p>8 someone called Temporary Superintendent Mike Hamer, who</p> <p>9 at this stage occupied that level of command, and then</p> <p>10 finally above him Chief Superintendent Andy Ewing,</p> <p>11 borough commander?</p> <p>12 A. That's correct.</p> <p>13 Q. The other names on the right-hand side are people who</p> <p>14 took over later in time from Mr Ewing and Mr Hamer.</p> <p>15 We see that Chief Superintendent Ewing is the head</p> <p>16 at the top of the tree and a few levels above you?</p> <p>17 A. That's correct.</p> <p>18 Q. Did you speak to him that morning?</p> <p>19 A. I don't recall speaking with him directly. It's</p> <p>20 possible I did.</p> <p>21 Q. You were the duty inspector --</p> <p>22 A. That's correct.</p> <p>23 Q. -- attending a scene, unexplained suspicious death. You</p> <p>24 had declared it a critical incident?</p> <p>25 A. Yes.</p> <p style="text-align: center;">Page 52</p>

<p>1 Q. Is the sort of thing you would have done --</p> <p>2 A. Yes, it is.</p> <p>3 Q. -- to have briefed the chief superintendent?</p> <p>4 A. Potentially not directly, but potentially I may have</p> <p>5 spoken to Superintendent Hamer or even Chief Inspector</p> <p>6 Kirby, but certainly it would be normal practice for me</p> <p>7 to brief them as to the circumstances of that incident.</p> <p>8 Q. We know that he was briefed that morning. If we can go</p> <p>9 to a document on the screen, please, this isn't one of</p> <p>10 the documents on bundle, but it's MPS000576.</p> <p>11 We see that these are the front page, we see it's</p> <p>12 his card Andrew Ewing, chief superintendent.</p> <p>13 Members of the jury, Mr Ewing will come to give</p> <p>14 evidence and will obviously have an opportunity to</p> <p>15 explain this document for himself, but I'm going to ask</p> <p>16 Mr Learmonth some questions about it.</p> <p>17 If we can turn over, we know from Mr Ewing's</p> <p>18 statement it's what he describes as a daybook, in other</p> <p>19 words, perhaps we'll hear from him, a book where he</p> <p>20 makes notes on a day-by-day basis. We see at this page</p> <p>21 on the screen, Thursday, 19 June, a list of notes which</p> <p>22 appear to be notes about this incident:</p> <p>23 "Male, white, early 20s, found slumped against wall,</p> <p>24 entrance to flats, LAS certify, T-shirt footprint, blood</p> <p>25 lip, bag, no ID."</p> <p style="text-align: center;">Page 53</p>	<p>1 documentation that suggests that there's some reference</p> <p>2 to that after the event, certainly not anything that</p> <p>3 I was familiar with at the time or aware of.</p> <p>4 Q. Just looking at these notes, does that help jog your</p> <p>5 memory as to whether it might have been you personally</p> <p>6 who briefed the chief superintendent that morning?</p> <p>7 A. I don't have a recollection of briefing Mr Ewing</p> <p>8 directly. As I say, it's possible that I either briefed</p> <p>9 him directly or indirectly, but I don't have</p> <p>10 a recollection of doing so -- and exactly the nature of</p> <p>11 what I said to him.</p> <p>12 Q. Do you have any recollection -- leaving aside the</p> <p>13 question of whether you spoke to Mr Ewing -- of being</p> <p>14 aware in those hours that you were at the scene that</p> <p>15 Stephen Port, who you certainly did know about and were</p> <p>16 looking for and were desperate to speak to, had previous</p> <p>17 for sexual assault?</p> <p>18 A. No.</p> <p>19 Q. That's an important matter, isn't it?</p> <p>20 A. Yes, it is.</p> <p>21 Q. If someone within the police service had found that</p> <p>22 information that morning, would you have expected to be</p> <p>23 told about it?</p> <p>24 A. Certainly potentially, yes. It's -- there is some</p> <p>25 overlap between the bits that I would be informed of and</p> <p style="text-align: center;">Page 55</p>
<p>1 Then this:</p> <p>2 "Caller traced, not spoken to, early riser."</p> <p>3 Just pausing there for a moment, would you agree</p> <p>4 that these notes would appear to be notes that Mr Ewing</p> <p>5 made while he was being briefed by someone about this</p> <p>6 incident?</p> <p>7 A. Yes.</p> <p>8 Q. The fact that the caller had been traced but not spoken</p> <p>9 to gives us a chance time this briefing reasonably</p> <p>10 early. We know that Mr Young, Detective Young, spoke to</p> <p>11 Mr Port at about 7.50. Would you agree that, if that's</p> <p>12 right, then the suggestion will be that this briefing</p> <p>13 was some time before that?</p> <p>14 A. Or potentially prior to DC Young completing that</p> <p>15 statement and updating somebody to the effect that that</p> <p>16 had been achieved.</p> <p>17 Q. We obviously can't be precise --</p> <p>18 A. No.</p> <p>19 Q. -- but it gives us a general clue as to roughly what</p> <p>20 time this all took place?</p> <p>21 A. Agreed.</p> <p>22 Q. Then there's this line, inspector:</p> <p>23 "Caller previous sex assault."</p> <p>24 Does that mean anything to you?</p> <p>25 A. No. It doesn't essentially. Although I have read some</p> <p style="text-align: center;">Page 54</p>	<p>1 that that would be taken by the detectives, but</p> <p>2 I would -- yes, potentially I would be one of those</p> <p>3 persons that would be updated.</p> <p>4 My responsibility is not at that stage as such</p> <p>5 progressing that investigation to the secondary stages,</p> <p>6 as I'm responsible for managing that scene. So</p> <p>7 potentially that conversation would likely be had with</p> <p>8 the DI or one of the detectives rather than myself, but</p> <p>9 I agree with you, that is an important piece of</p> <p>10 information.</p> <p>11 Q. Just so there's no mystery about this, if we can look</p> <p>12 back at the large jury bundle, so B/1, and go back to</p> <p>13 tab 22A within that bundle. For the screen this is</p> <p>14 INQ000004, but if we could go to internal page 69,</p> <p>15 please.</p> <p>16 Inspector, I don't suppose you've seen this before,</p> <p>17 this particular document?</p> <p>18 A. No, I have not.</p> <p>19 Q. It's a printout from a PNC check, isn't it?</p> <p>20 A. Yes, it is.</p> <p>21 Q. The jury will remember, when we were going through the</p> <p>22 CAD. First of all Stephen Port's telephone number was</p> <p>23 put through the IIP.</p> <p>24 A. Correct?</p> <p>25 Q. Then it looked as though the address was put into the</p> <p style="text-align: center;">Page 56</p>

<p>1 PNC, the Police National Computer, yes?</p> <p>2 A. Yes, it was, albeit that check was specifically to look</p> <p>3 for vehicles registered to that address.</p> <p>4 Q. Yes, but all it tells us is that there were PNC checks</p> <p>5 being made that morning?</p> <p>6 A. Correct.</p> <p>7 Q. This is a quite different document but it does show us</p> <p>8 that there was a PNC record relating to Stephen Port?</p> <p>9 A. Yes.</p> <p>10 Q. If we look at page 69, we can see -- first of all we see</p> <p>11 on his left his name there, Port, Stephen John. Yes?</p> <p>12 A. Yes.</p> <p>13 Q. Do you see that?</p> <p>14 A. Yes.</p> <p>15 Q. Under offence, or next to offence, we see "Rape of male</p> <p>16 age 16 years or over". Do you see that?</p> <p>17 A. Yes, I do.</p> <p>18 Q. Then below that the date, 31 December 2012, so New</p> <p>19 Year's Eve 2012, and the location 62 Cooke Street?</p> <p>20 A. Yes.</p> <p>21 Q. Which was the address that seems to have been put into</p> <p>22 the PNC that morning for other reasons, yes?</p> <p>23 A. That's correct.</p> <p>24 Q. Then if we can go to the next page, there's a brief</p> <p>25 summary of the incident next to "Method":</p> <p style="text-align: center;">Page 57</p>	<p>1 the week after. It may be we'll hear evidence that in</p> <p>2 fact, other than that one reference in Chief</p> <p>3 Superintendent Ewing's daybook, a week or so, nearly</p> <p>4 a week later, was the first time that the investigation</p> <p>5 appears to have been aware of this previous incident.</p> <p>6 Just to complete this, and going back to perhaps</p> <p>7 a question I asked you already, given that this</p> <p>8 information seems to have been known by people or</p> <p>9 a person within -- or at least two people within the</p> <p>10 Metropolitan Police, whoever it was that found it,</p> <p>11 someone who briefed Superintendent Ewing and Chief</p> <p>12 Superintendent Ewing himself, do you think you should</p> <p>13 have been aware of it on that morning?</p> <p>14 A. As I say, there are -- there is some overlap between the</p> <p>15 duties that I would perfect at that scene versus the DI</p> <p>16 and the detectives who are progressing that</p> <p>17 investigation and speaking with Stephen Port himself.</p> <p>18 Yes, I suppose I would say that I would be one of</p> <p>19 the people that would potentially be updated with that</p> <p>20 information, although unlikely to be at the top of that</p> <p>21 list. It's more likely that that information would go</p> <p>22 to the detectives in the first instance.</p> <p>23 Q. Yes, because by that time there were both the borough</p> <p>24 detectives and also the HAT detectives who were on the</p> <p>25 scene?</p> <p style="text-align: center;">Page 59</p>
<p>1 "The victim has made an allegation that DP ..."</p> <p>2 Detained person, yes?</p> <p>3 A. That's correct.</p> <p>4 Q. Which is in this case Port, yes?</p> <p>5 A. Yes.</p> <p>6 Q. "... his partner had given him poppers, drugs, and had</p> <p>7 non-consensual anal sex with him."</p> <p>8 Yes?</p> <p>9 A. Yes.</p> <p>10 Q. That appears to be, or that was the record that was on</p> <p>11 the PNC and you'll agree, we won't bring it back up on</p> <p>12 screen, but that at least is consistent with what Chief</p> <p>13 Superintendent Ewing wrote down, "Caller has previous</p> <p>14 for sexual assault"?</p> <p>15 A. Yes.</p> <p>16 Q. You've already agreed with me that if it is right that</p> <p>17 this information was discovered that morning, that was</p> <p>18 a very significant piece of information about the person</p> <p>19 who had called 999?</p> <p>20 A. Yes, I agree.</p> <p>21 Q. Just before we leave this document, so the jury have the</p> <p>22 narrative in their mind, we can see, if you look at the</p> <p>23 very top of that page, or not quite the top, underneath</p> <p>24 "Originator", we see that this document we're looking at</p> <p>25 was printed off on 25 June, so that was the Wednesday of</p> <p style="text-align: center;">Page 58</p>	<p>1 A. That's correct.</p> <p>2 Q. I just lastly want to ask you just a few questions about</p> <p>3 those other people who were on the scene.</p> <p>4 A. Sure.</p> <p>5 Q. First of all, the HAT detectives, we saw that reference</p> <p>6 in the CAD to you thinking it would be necessary to call</p> <p>7 the HAT but waiting for Inspector Denley to confirm that</p> <p>8 decision. We know they did arrive, do you remember what</p> <p>9 time they arrived?</p> <p>10 A. I don't. Unless that is noted on the CAD, I don't</p> <p>11 recall the exact time think arrived.</p> <p>12 Q. The jury will hear some evidence that they arrived at</p> <p>13 about 5.20, so that's an hour or so after you. Does</p> <p>14 that sound about right to you?</p> <p>15 A. Yes, I would say that's probably accurate.</p> <p>16 Q. Were you involved in their work and did you brief them.</p> <p>17 Did they want to hear from you what the story was or did</p> <p>18 they go about their business rather separately from you?</p> <p>19 A. No, I do recall that on their arrival, me providing the</p> <p>20 team with an outline of the circumstances of the</p> <p>21 incident as I understood it at that time, and then -- so</p> <p>22 I have said to you what actions I had taken so far, what</p> <p>23 we found, I recall having a discussion about the</p> <p>24 footprint that one of my staff had seen or believed they</p> <p>25 had seen and then they will progress that further and</p> <p style="text-align: center;">Page 60</p>

15 (Pages 57 to 60)

<p>1 offer their specialist skills to the investigation.</p> <p>2 Q. Did they perhaps deal more, going forward, with</p> <p>3 Detective Inspector Delaney than you?</p> <p>4 A. Yes.</p> <p>5 Q. Because?</p> <p>6 A. Because they are then taking charge of that secondary</p> <p>7 investigation to progress that and my role essentially</p> <p>8 is to secure that initial evidence, manage the scene,</p> <p>9 resource the scene, ensuring that that remains protected</p> <p>10 and a number of other things, but perhaps it would be</p> <p>11 the investigators that would take that element of the</p> <p>12 investigation rather than myself.</p> <p>13 Q. I see. Thank you.</p> <p>14 The jury will be hearing on Monday from a senior HAT</p> <p>15 officer called Detective Chief Inspector Jones who we</p> <p>16 know attended the scene. Do you remember him being</p> <p>17 there?</p> <p>18 A. I certainly remember having a discussion with the HAT</p> <p>19 car when they arrived, I can't recall what individuals</p> <p>20 specifically were within that team.</p> <p>21 Q. All right. Well, in fact, just I think the evidence</p> <p>22 will be that the HAT car arrived and then DCI Jones</p> <p>23 arrived a bit later --</p> <p>24 A. Right.</p> <p>25 Q. -- but it sounds like you can't help us with that?</p> <p style="text-align: center;">Page 61</p>	<p>1 looked at a photograph about a tent being erected, was</p> <p>2 that something that you with involved with?</p> <p>3 A. Yes, it was.</p> <p>4 Q. In fact, was it your decision to put the tent up?</p> <p>5 A. Yes.</p> <p>6 Q. Why did you do that?</p> <p>7 A. It's twofold.</p> <p>8 The tent is there to preserve the forensic integrity</p> <p>9 of that scene and to ensure that, in the event that we</p> <p>10 have some weather or similar, that evidence is not</p> <p>11 disturbed so to keep that as best protected as possible.</p> <p>12 And, secondly, it was the -- I was conscious of the</p> <p>13 number of flats that were overlooking this scene. It</p> <p>14 was an upsetting sight for somebody to wake up to and</p> <p>15 look out of their window, so the second thing with</p> <p>16 erecting the tent over where Mr Walgate body was</p> <p>17 positioned was to protect that -- to afford him some</p> <p>18 privacy and ensure that that was protected from view</p> <p>19 from members of the public.</p> <p>20 Q. Yes, you knew that these processes would take some time</p> <p>21 and you wanted to perhaps ensure some dignity?</p> <p>22 A. Yes, indeed.</p> <p>23 Q. The jury heard yesterday from Dr Munro, who, as he</p> <p>24 explained, was the forensic medical examiner who came to</p> <p>25 the scene.</p> <p style="text-align: center;">Page 63</p>
<p>1 A. No.</p> <p>2 Q. The jury will be hearing this afternoon, or later today,</p> <p>3 from someone called Cheryl Kynaston who was, as she will</p> <p>4 explain, a crime scene manager. Did you have any</p> <p>5 involvement with her work at the scene?</p> <p>6 A. Yes, I did. I recall her arrival. I recall being party</p> <p>7 to a discussion about the nature of the incident and</p> <p>8 what we'd discovered thus far. It's the role of the</p> <p>9 crime scene manager to then set a forensic strategy for</p> <p>10 that scene and recover the evidence that's available.</p> <p>11 She -- I do recall her then suiting up in her</p> <p>12 protective gear that ensures there's no cross</p> <p>13 contamination of the scene and then moving into the</p> <p>14 scene to conduct some form of examination, albeit I did</p> <p>15 not accompany her at this stage. I have a recollection</p> <p>16 of her coming back to me a short while later, having</p> <p>17 looked at -- as I say, I wasn't watching exactly what</p> <p>18 she did and I certainly didn't accompany her into the</p> <p>19 scene, but I recall her coming back to me to inform that</p> <p>20 the footprint that my officer had thought was</p> <p>21 a footprint in her view was not.</p> <p>22 Q. All right.</p> <p>23 You've mentioned going into the scene and perhaps</p> <p>24 I should ask you this, the jury heard yesterday from</p> <p>25 constables Benson and Middlemiss's statement and we</p> <p style="text-align: center;">Page 62</p>	<p>1 A. Yes.</p> <p>2 Q. First of all, did you call him?</p> <p>3 A. I -- yes, I believe I did through the control room.</p> <p>4 There is occasionally -- there was a paramedic on scene,</p> <p>5 there are occasions where the paramedic can perform the</p> <p>6 function of pronouncing life extinct on a deceased</p> <p>7 person. I don't think that was an option for us for on</p> <p>8 occasion, for, as I understand it, the level of training</p> <p>9 for paramedics they need to be trained to be able to do</p> <p>10 that. He could not perform that function and therefore</p> <p>11 we called the FME to the scene to be able to do that for</p> <p>12 us.</p> <p>13 Q. All right.</p> <p>14 Tell us this. We heard from Dr Munro that he</p> <p>15 arrived at the scene, he went into the tent and</p> <p>16 performed an examination of Anthony's body and then he</p> <p>17 came out and briefed police officers. In fact he said</p> <p>18 he stayed for some time and had discussions with police</p> <p>19 officers, were you one of those police officers who he</p> <p>20 briefed about his findings?</p> <p>21 A. I don't believe so, no.</p> <p>22 Q. Do you think you should have been one of the police</p> <p>23 officers who he briefed?</p> <p>24 A. Not -- I mean, as I say, not necessarily. My role there</p> <p>25 may not necessarily have been needed at that meeting.</p> <p style="text-align: center;">Page 64</p>

1 I don't recall that meeting taking place. I don't
 2 recall having a conversation with the FME. I think it
 3 is likely that he was speaking with HAT car and the team
 4 that accompanied the HAT car, potentially the DCI as
 5 well, but I don't recall personally having
 6 a conversation with him about his findings.
 7 Q. To the extent that Dr Munro might have been giving
 8 information about or being asked about issues like cause
 9 of death or time of death, for example, would that have
 10 been something that you were concerned with or would
 11 that have been one of those issues that you've already
 12 described being more concerned with what you term the
 13 secondary investigation?
 14 A. That would certainly have been something that the
 15 homicide command are going to -- that is their area of
 16 expertise, they have experience in such things. That
 17 would be for the homicide command to do.
 18 Q. Yes.
 19 A. So, no, as I say, I don't recall being party to any
 20 discussions with him.
 21 Q. Okay.
 22 Lastly I think then, can I ask you to look back at
 23 the CAD, inspector?
 24 A. Certainly.
 25 Q. It's tab 1 in the jury bundle, for those of you that

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1 have it. Here it is. I'm the only person who doesn't
 2 have it.
 3 For the screen it's IPC000036, page 14.
 4 Do you have that, inspector?
 5 A. Yes, I'll just find the correct page. I think I do.
 6 Yes, go ahead.
 7 Q. Just above halfway down the page, there's an entry at
 8 7.54. I'm conscious that this is around the time that
 9 you indicated earlier you may have been leaving, I don't
 10 know whether you think you were still there at this time
 11 or not, but let me read out the entry. First of all,
 12 it's an entry from something called METGRIP CI. Can you
 13 decipher that for us, please?
 14 A. There is a chief inspector that sits within the control
 15 room at Lambeth, which is our special operations room,
 16 the METGRIP chief inspector has oversight of various
 17 things for the Met as a whole. So -- my decision to
 18 declare this as a critical incident would have been
 19 brought to their attention, him or her, whoever that may
 20 have been, and they would potentially anticipate me
 21 having a request for resources or specialist assistance
 22 in the form of HAT car or whatever else, so it's
 23 appropriate that they, having been informed that this
 24 incident is taking place, might seek an update in due
 25 course from us at the scene.

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1 Q. All right, so it's a central Met organisation, or
 2 person?
 3 A. That's correct, yes.
 4 Q. The question is this:
 5 "Any updates Re the HAT car? Has a decision been
 6 made yet as to whether this is murder or not?"
 7 A. Yes.
 8 Q. Did you think this was a murder?
 9 A. No, I mean, I certainly couldn't have made that decision
 10 at that stage. There was a lot of investigation that
 11 needed to be done to establish whether that was or
 12 wasn't. That's certainly not something I would have
 13 ruled out at this stage, but neither could I have been
 14 certain that that was the case. It remained
 15 unexplained. There were some circumstances that needed
 16 to be accompanied for and that would potentially lead
 17 that investigation in one direction or another.
 18 Q. All right. If we follow down, I don't know in fact
 19 whether this was a response to that query, but the next
 20 entry at 8.02 indicates that Dr Munro has pronounced
 21 life extinct at 0751 hours, that's consistent with the
 22 evidence he gave yesterday.
 23 Then a few lines further down, 8.43, METGRIP is back
 24 on the phone saying, "Any response re my last at 7.54?"
 25 That then prompts a response at 8.45 and if we read

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1 the text of the response first, it says:
 2 "HAT car are still at scene. I'm not in contact
 3 with HAT car DI. Last I was told was it was
 4 unexplained, as soon as I get any more I will update."
 5 First of all, does that -- whoever sent this
 6 message, and I'm going to come back to that, does that
 7 indicate that the question of whether it was a murder or
 8 not at this stage was really being looked at by HAT?
 9 A. Yes.
 10 Q. Then do we see that in fact the person who sent that
 11 message was KG1, therefore the duty inspector, but KG1E?
 12 What does that tell us?
 13 A. That is the early term duty inspector and the numbers
 14 after that, which indicates 96KG, was the shoulder
 15 number for Simon Harman, who I believe was the early
 16 turn duty inspector.
 17 Q. Does that give us some indication of when you left the
 18 scene, because at least by 8.45, Inspector Harman, who
 19 was your relief, seems to have been undertaking the duty
 20 inspector duties at the scene?
 21 A. Yes, potentially, obviously my shift finished some hours
 22 earlier. However, I still had duties to perform and
 23 therefore I stayed beyond my normal -- the normal point
 24 where I would have ordinarily handed over to him.
 25 Q. Yes, but do you think that by that time -- does that

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<p>1 give us an indication that by that time, I think when 2 you started give evidence, you said you were at the 3 scene until about 8 o'clock. Does that give us some 4 idea of when you think you left? 5 A. I would imagine that that's -- I would most probably 6 have left by then, yes. 7 Q. We know that you drafted your witness statement on the 8 same day. 9 A. Yes, I did. 10 Q. Did you in fact do that immediately or later in the day? 11 A. No, I did that immediately on returning to the police 12 station. 13 Q. After you'd done that, did you then have any further 14 involvement with this case? 15 A. None at all. 16 Q. Thank you. 17 There was one question I wanted to go back to. You 18 recall we went through the sequence of events about 19 trying to trace the caller and the intelligence 20 enquiries that were made, identifying the name and the 21 address, and then leaping forward Mr Port's flatmate 22 arriving on the scene and taking an officer to the 23 flat -- 24 A. That's correct. 25 Q. -- and finding Stephen Port inside.</p> <p style="text-align: center;">Page 69</p>	<p>1 those are all my questions. 2 A. Thank you. 3 MR O'CONNOR: Madam, I wonder if this is an appropriate 4 moment for a short break. 5 THE CORONER: We'll take a break at that stage, members of 6 the jury. Thank you. 7 (Proceedings continued in the absence of the jury) 8 (11.34 am) 9 (A short break) 10 (12.03 pm) 11 (Proceedings continued in the absence of the jury) 12 (In the presence of the jury) 13 THE CORONER: Members of the jury, we've had a number of 14 questions from a variety of sources amongst your number. 15 The first one I'm going to deal with reads: can we 16 hear the witness statements from both PC Benson and 17 PC Middlemiss? In fact those statements were read to 18 you yesterday and I will remind you in due course of 19 their contents, but we are covering a lot of the same 20 ground that they covered so they're not going to be read 21 again to you, they already have been read to you. 22 Then there's list of questions from one of your 23 number, which deal with various areas of the evidence 24 that we're going to be covering during the course of the 25 next few weeks. In general terms can I just ask this of</p> <p style="text-align: center;">Page 71</p>
<p>1 In the middle of those two things, do you remember 2 whether you sent or anyone sent an officer just to go 3 and bang on the door and see if he was there? 4 A. I am aware that they did. I can't recall exactly the 5 time that that happened, but I know that attempts were 6 made to raise the occupants of 62 to no avail. I think 7 there is an entry on the CAD at some stage which relates 8 to no reply to repeated knocking at number 62, where 9 attempts were made to make contact with the occupants to 10 no avail. 11 Q. Yes, and we don't need to call it back up, but in fact 12 the passage we read from officer Benson's Merlin entry, 13 just for the record this is tab 15 of the jury bundle, 14 does say: 15 "After the mobile number had been called but went to 16 voicemail, officers then knocked on the flat, which is 17 on the bottom floor, but there was no reply, repeat 18 knocking, no signs of disturbance." 19 From your memory, is that something that happened 20 before the flatmate arrived -- 21 A. Yes, that's correct. 22 Q. -- and let the officer in to find Stephen Port inside 23 the flat? 24 A. Yes. 25 MR O'CONNOR: All right. Inspector, thank you very much,</p> <p style="text-align: center;">Page 70</p>	<p>1 you, please, that when you do record questions, you 2 focus on the evidence that's currently being given, so 3 the witness that's currently giving evidence, because 4 it's this witness to whom we can put questions and try 5 not to look to far ahead. By all means note things down 6 that you might think might be relevant later, but try to 7 resist the temptation of asking questions when we are 8 not dealing with that area of the evidence. 9 I'm going to read the questions into the record, as 10 I must, and deal with briefly with them in one way or 11 another. 12 The first question was: was the suicide note 13 investigated fully regarded confession and handwriting? 14 Of course the suicide note relates to Daniel Whitworth 15 and at the moment we're dealing with Anthony Walgate, 16 but you will hear a lot of evidence about that in due 17 course. 18 Next question: can the Metropolitan Police Service 19 get the same phone information in regards to calls made 20 and received at the time of the original discovery of 21 the victims? I think that means could they get the same 22 information then as they can now. The simple answer to 23 that question is yes, but DI Richards will be coming 24 back to give evidence again and he can be asked more 25 about that if you're still curious about that issue when</p> <p style="text-align: center;">Page 72</p>

<p>1 he comes back.</p> <p>2 The next question: was the MPS manpower enough for</p> <p>3 these cases? You'll be hearing evidence about that.</p> <p>4 Next: what evidence was there showing Daniel and</p> <p>5 Gabriel had previously made contact or met each other?</p> <p>6 There will be evidence about that in due course.</p> <p>7 The same answer to the next two questions, which</p> <p>8 are: did the other police officers have a conversation</p> <p>9 with the on-site ME in regards to the death being</p> <p>10 suspicious?</p> <p>11 And: why didn't the evidence at the time not point</p> <p>12 to Stephen Port to murder, for him only to be charged</p> <p>13 with a different offence? All of those matters,</p> <p>14 I reassure you, are going to be dealt with the evidence</p> <p>15 to come.</p> <p>16 I think there are then two questions from another</p> <p>17 juror which are appropriate for this witness.</p> <p>18 Questions from THE JURY</p> <p>19 MR O'CONNOR: Yes, madam, we had two questions which I will</p> <p>20 put to Inspector Learmonth.</p> <p>21 First of all, during your time at the scene, were</p> <p>22 you made aware or did you have access to the exact</p> <p>23 conversation between Port and the LAS despatch?</p> <p>24 A. I know we tasked during our time at the scene for that</p> <p>25 tape to be relistened to, so the process if people ring</p> <p style="text-align: center;">Page 73</p>	<p>1 we had, what we were dealing with and the actions that</p> <p>2 I had taken so far and what I required from him being</p> <p>3 the day-duty duty officer.</p> <p>4 So by the time that I saw Simon Harman, my role at</p> <p>5 the scene was almost complete as I'd done the majority</p> <p>6 of the actions required of a duty officer at the scene</p> <p>7 prior to handing over to the secondary investigators, so</p> <p>8 there weren't any need for him to relieve me at that</p> <p>9 scene at such, but at the point where I left the crime</p> <p>10 scene it then falls to him to have oversight of that</p> <p>11 scene and to resource it ongoing, so there is still</p> <p>12 a crime scene in place and it would have been his early</p> <p>13 term team that actually resourced those cordons. So he</p> <p>14 needed an understanding about what the nature of the</p> <p>15 incident was and what enquiries were still ongoing.</p> <p>16 MR O'CONNOR: Thank you very much, inspector.</p> <p>17 Questions from MS HILL</p> <p>18 MS HILL: Inspector, as I think you know, I ask questions on</p> <p>19 behalf of the families of those who were killed, save</p> <p>20 for the partner of Daniel Whitworth who has his own</p> <p>21 lawyer. I have questions, please, on two broad topics</p> <p>22 that I hope you can help us with.</p> <p>23 A. Certainly.</p> <p>24 Q. The first relates to those intelligence checks on</p> <p>25 Mr Port that you've given some evidence about. The jury</p> <p style="text-align: center;">Page 75</p>
<p>1 the Met and ask and make 999 calls is that we can get</p> <p>2 those tapes replayed and an exact transcript of what is</p> <p>3 discussed with the operator read to us essentially at</p> <p>4 the scene. With this call it was made directly it the</p> <p>5 LAS not the MPS and therefore that process is slightly</p> <p>6 longer, so I certainly didn't know at the time when we</p> <p>7 arrived there what the exact discussion was between the</p> <p>8 caller and the LAS, but I know that at some point, while</p> <p>9 we were there, and I believe it was on the suggestion of</p> <p>10 the on-call DI, that we asked the LAS to listen again to</p> <p>11 those tapes and give us the exact wording of how that</p> <p>12 discussion played out.</p> <p>13 I can't recall exactly when that information</p> <p>14 actually came back to us.</p> <p>15 MR O'CONNOR: Thank you.</p> <p>16 The second question relates to the handover with</p> <p>17 Inspector Harman, which we talked about right at the end</p> <p>18 of your evidence. The question is was this handover</p> <p>19 face to face and do you remember what information you</p> <p>20 gave to Inspector Harman?</p> <p>21 A. Yes, it was face to face, he came to the scene. He</p> <p>22 didn't enter the crime scene but he came to the outside</p> <p>23 of the crime scene and I had a conversation with him</p> <p>24 face to face. I don't recall the exact nature of that</p> <p>25 conversation, but it would have been a summary of what</p> <p style="text-align: center;">Page 74</p>	<p>1 have in their bundle the CAD and we looked at those</p> <p>2 timings. I just want to make sure I understand it</p> <p>3 correctly. According to the CAD, and the jury have this</p> <p>4 at tab 1, internal page 6. The jury just might want to</p> <p>5 look at that this bundle. It's IPC00036, internal</p> <p>6 page 6.</p> <p>7 At 5.16 on the CAD we can see that there is</p> <p>8 reference made -- in fact it begins at 5.13 and 5.16, to</p> <p>9 the IIP. Do you see that?</p> <p>10 A. Yes, I do.</p> <p>11 Q. Your evidence about that, forgive me, was to the effect</p> <p>12 that your understanding is that that police system</p> <p>13 allows for searches of different platforms, including</p> <p>14 the CAD and the CRIS and other systems, is that right?</p> <p>15 A. That is correct.</p> <p>16 Q. Then separately, if we go to the next page, please,</p> <p>17 internal page 10, at around 6.10 we see reference made</p> <p>18 there to PNC checks and your evidence about that was</p> <p>19 that that's a different system, essentially would allow</p> <p>20 checks to be performed on someone's name. So Police</p> <p>21 National Computer that tells you all sorts of</p> <p>22 information in a slightly different way to the IIP; is</p> <p>23 that right?</p> <p>24 A. That's correct.</p> <p>25 Q. You were taken by counsel to the coroner to one of the</p> <p style="text-align: center;">Page 76</p>

<p>1 documents that illustrated the previous arrest of 2 Mr Port for, as the learned counsel took you to, 3 an allegation that his partner had given him poppers and 4 had non-consensual anal sex with him. That was on a PNC 5 check. I would ask you please to look at the CRIS that 6 relates to that allegation. Can I have the document 7 handler please bring up just the very top half of 8 IPC000023, internal page 10.</p> <p>9 Members of the jury, please can you turn to tab 56 10 of your bundle, which I think will be in the second 11 volume. It's not a document you've looked at before. 12 Could I ask you please to look at tab 56 and find within 13 it internal page 10.</p> <p>14 You can also see it on screen, members of the jury. 15 Inspector Harman, this is a document that you may 16 well not have seen before, but this is an extract of 17 a CRIS, I think you're familiar with that?</p> <p>18 A. I'm Inspector Learmonth, but go ahead.</p> <p>19 Q. Forgive me, sorry.</p> <p>20 This document I think is similar to others you have 21 seen; is that right?</p> <p>22 A. Yes, it is.</p> <p>23 Q. What this records is some of the detail of the complaint 24 that had been made against Mr Port and, just look, 25 please, at number 2. Do you see here that the person</p> <p style="text-align: center;">Page 77</p>	<p>1 paragraph 2.2.2.1, I believe, of it. Can I ask to be 2 brought up on screen, just the next couple of pages, so 3 can I have please on screen IPC000127, 0040.</p> <p>4 If we can scroll in, please, just on the heading, 5 2.2.2.3, about securing evidence. Do you see that?</p> <p>6 Inspector, again, I think these are familiar 7 principles to you, if not in this document, but this 8 manual broadly emphasises in an early stage of 9 an investigation witnesses are an important source of 10 material. That makes sense, doesn't it?</p> <p>11 A. Yes, agreed.</p> <p>12 Q. Specifically you see at the bottom of this page: 13 "Likely sources of witnesses are residents in the 14 immediate vicinity, passersby, people working in the 15 area, family and associates of the victim or suspect." 16 Do you see that?</p> <p>17 A. Yes.</p> <p>18 Q. Then go down, please, to the next page, internal 19 page 41, please. Can we have that brought up on screen 20 and just scroll in on the first half of that page, 21 please. Is this right, inspector, that the manual makes 22 clear the significance of information provided by the 23 person reporting the suspicious death must not be 24 underestimated. Note, a person reporting a murder may 25 be a significant witness or the offender?</p> <p style="text-align: center;">Page 79</p>
<p>1 referred to here as X1 had said that Port had had anal 2 sex with him against his will, kept plying with him 3 poppers and alcohol, each time he refused to have sex 4 with him until he was unable to say no. It goes on to 5 say the couple have been in a relationship for around 6 two years and that X1 said on a few occasions he has 7 felt pressured into sexual activity and this is not the 8 first time Port has used drugs and alcohol to take 9 advantage of him and that these incidents took place in 10 Port's home address. Do you see that?</p> <p>11 A. Yes, I do.</p> <p>12 Q. It follows, doesn't it, that the CRIS, if it had been 13 looked at properly, makes clear that the complainant, 14 X1, was describing several different occasions of 15 non-consensual sex where he'd been plied with drugs and 16 alcohol. Is that right?</p> <p>17 A. Yes, that does give that description, I agree.</p> <p>18 Q. It follows, doesn't it, from your evidence to previous 19 counsel, that that again is very significant 20 information, isn't it?</p> <p>21 A. Agreed.</p> <p>22 Q. Can I ask you, please, to look at another document. 23 Members of the jury, you'll remember that in your 24 jury bundle you have some extracts from the murder 25 investigation manual and learned counsel took you to</p> <p style="text-align: center;">Page 78</p>	<p>1 A. Yes. Agreed.</p> <p>2 Q. It's for that reason that information from Mr Port or 3 indeed about Mr Port was really important, wasn't it?</p> <p>4 A. Yes.</p> <p>5 Q. The second topic, please, if I may.</p> <p>6 There was a document I think you were asked to look 7 at that you weren't actually asked some questions about, 8 a document you were asked to prepare I think in coming 9 to give evidence. Can I ask, please, to have brought up 10 on screen MPS000718, internal page 71. That's 11 an extract from DAC Cundy's evidence. I don't think 12 you'll find it in the bundle unless you have a full copy 13 of the documents on the annexe D, I am not sure you have 14 that with that.</p> <p>15 It's MPS000718, internal pages 71 and 72, if that 16 could be brought up please. I don't know if we could 17 have them side by side.</p> <p>18 Inspector, is that right that at page 348 of this 19 witness statement information is given about the MPS 20 various independent advisory groups, of which one is 21 an independent advisory group around LGBT+ issues?</p> <p>22 A. It's my understanding that the MPS centrally has 23 a number of independent advisory groups, one of which is 24 an LGBT+ group and I think there are three others in 25 addition to that. There are independent advisory groups</p> <p style="text-align: center;">Page 80</p>

20 (Pages 77 to 80)

<p>1 that are associated with individual boroughs, so they 2 may not have a specific topic that they advise on but 3 they are more general in terms of local issues as such. 4 Q. Yes, you're quite right. If you look at the end of 5 paragraph 336 you'll see that there are strategic IAGs 6 which focus on race, youth, disability, sexuality and 7 faith and then there is in further detail at 338 the IAG 8 in relation to LGBT+ issues. It's described in this 9 way: 10 "It provides critical incident advice and 11 independent assistance with operational matters, such as 12 witness appeals, victim support, assessment of community 13 perceptions and explaining cultural differences." 14 That is broadly how the LGBT+ IAG is described. 15 Does that broadly chime with your understanding? 16 A. Yes, it does. 17 Q. You declared this scene of Anthony's death a critical 18 incident so it must follow, inspector, that you're 19 familiar with the critical incidents policy that the Met 20 has in force. Is that right? 21 A. I -- broadly I would suggest yes I am familiar with 22 that. 23 Q. It's quite lengthy, it's not a test. I'll just take you 24 to a couple of parts of it, if I may? 25 A. Sure.</p> <p style="text-align: center;">Page 81</p>	<p>1 page 11, and scroll down to the bottom of internal 2 page 11, "What specialist support [do you see that] 3 should be considered when dealing with a critical 4 incident?" 5 Again, if we go over the page to internal page 12, 6 there's a list of specialist support that can be 7 provided, one of which is the independent advisory 8 group. Just for absolute completeness, please, internal 9 page 19, who are independent advisory groups, members of 10 the community who provide critical advice, (ii) 11 indicates that reference is made here to the LGBT group, 12 they can visit crime scenes, they can give advice, they 13 can engage with witnesses. Is that your broad 14 understanding of the role they can perform? 15 A. Yes, I've done some work in the past with independent 16 advisory groups and found them to be very useful. 17 Q. Final point on this, please. 18 Can you go to an email that you were taken to for 19 a different purpose, which is MPS000858, please, and you 20 were taken to this email inspector because of the list 21 of critical incidents. Do you remember this email? 22 A. Yes, I do. 23 Q. In fairness, this is an email not sent by you but 24 I think eventually forwarded on to you for different 25 purposes. Do you see at the very foot of that email,</p> <p style="text-align: center;">Page 83</p>
<p>1 Q. Can we bring up, please, MPS000035, internal page 1, 2 just to see the front of it. This is the policy. You 3 can see -- perhaps if we just scroll in at the top -- 4 what the policy essentially covers, both primary and 5 secondary investigation and senior leadership issues. 6 Do you see that? 7 A. I do. 8 Q. I think your position broadly is that you were 9 preserving the scene, you were part of the primary 10 investigation but you wouldn't have been involved in the 11 secondary stage. Is that right? 12 A. That's correct. 13 Q. Could you go please to internal page 7 to the heading 14 "Senior leadership team checklist", that says, "All 15 actions are mandatory" and then has a series of actions. 16 If we scroll down, please, to the penultimate bullet 17 point, the very last part of the point. There's a 18 bullet point that reads: 19 "Consider tasking proactive community engagement, 20 including community meetings and IAG involvement ..." 21 That's because it's recognised, isn't it, that in 22 certain cases involving issues that an IAG may be able 23 to help on, they should be involved? 24 A. Agreed. 25 Q. Just for completeness, please, if you go to internal</p> <p style="text-align: center;">Page 82</p>	<p>1 please, so internal page 3, that as at the date of this 2 email, 29 October 2014, the writer, who was preparing 3 an overview report I think for a roadshow of sorts, said 4 this at the top: 5 "The IAG has recently been reinvigorated. It has 6 a proactive chair who ensures [I think it should be] it 7 is fully representative of the community. A member of 8 the IAG attends all gold group meetings." 9 Certainly from the position of the writer of this, 10 the IAG had recently been reinvigorated as at late 11 October 2014. Is that right? 12 A. I'm not personally familiar with fact that it was 13 reinvigorated but I don't doubt that is what is 14 contained within this report. 15 MS HILL: Thank you very much. 16 THE CORONER: Yes. 17 Questions from DR VAN DELLEN 18 DR VAN DELLEN: Inspector, I ask questions on behalf of 19 Ricky Waumsley, who is the partner of Daniel Whitworth, 20 very brief questions if I may. 21 You explained that your role included preserving 22 evidence at the scene; is that correct? 23 A. That's correct. 24 Q. Part of that was placing the tent over the scene to try 25 and preserve the scene; is that right?</p> <p style="text-align: center;">Page 84</p>

21 (Pages 81 to 84)

<p>1 A. That's correct.</p> <p>2 Q. The jury heard in answer to a question asked by the jury</p> <p>3 yesterday an answer from the learned coroner in relation</p> <p>4 to bottles being found and the answer to the question</p> <p>5 was that there were bottles found on all the victims</p> <p>6 except for Gabriel Kovari.</p> <p>7 Is part of the reason why you're putting the tent up</p> <p>8 to prevent DNA contamination of any DNA that may be</p> <p>9 found on the bottles?</p> <p>10 A. Well, I don't know about specifically the bottles, but</p> <p>11 certainly the purpose of the tent is to prevent any kind</p> <p>12 of cross contamination or destruction of evidence of any</p> <p>13 sort, so that may well be blood that's present at the</p> <p>14 scene, it may well be DNA contained within something.</p> <p>15 The aim of that tent is to preserve the scene</p> <p>16 forensically in order that whatever evidence there is</p> <p>17 available to be retrieved can do so without being</p> <p>18 destroyed.</p> <p>19 DR VAN DELLEN: No further questions. Thank you.</p> <p>20 Questions from MS DOBBIN</p> <p>21 MS DOBBIN: Inspector, I represent some of the officers from</p> <p>22 Barking borough. Just one question please.</p> <p>23 It sounded from your evidence as though it was the</p> <p>24 presence of the footprint that was significant in terms</p> <p>25 of your decision to declare this a critical incident; do</p> <p style="text-align: center;">Page 85</p>	<p>1 A. I do.</p> <p>2 MR BERRY: Internal page 6, please, to start with.</p> <p>3 You were taken to a number of entries that have been</p> <p>4 typed on by the despatch operator as a result of</p> <p>5 questions or information you provided.</p> <p>6 A. Yes.</p> <p>7 Q. I just want to take you to a couple more, if I may. Do</p> <p>8 you see there at 04.41, "KGIN talking to on-call DI</p> <p>9 now"?</p> <p>10 A. Yes.</p> <p>11 Q. Does it follow that you had a telephone conversation</p> <p>12 with DI Delaney before he arrived at the scene?</p> <p>13 A. That's certainly my recollection. The normal order of</p> <p>14 events is that I would request that the on-call DI be</p> <p>15 called. That would be done by the control room based on</p> <p>16 the rota that they hold and often they are provided with</p> <p>17 the duty officer's number and then asked to give the</p> <p>18 duty officer a call.</p> <p>19 So I suspect that is me in receipt of a call from</p> <p>20 the DI and explaining to him what I had, in order that</p> <p>21 he can make a decision if he's going to travel to the</p> <p>22 scene or otherwise.</p> <p>23 Q. Thank you.</p> <p>24 04.58, we've been through the fact that you'd</p> <p>25 requested CCTV, the council CCTV operator said the</p> <p style="text-align: center;">Page 87</p>
<p>1 I have that right?</p> <p>2 A. It was certainly the presence of the footprint that led</p> <p>3 me further along the line of it being a potentially</p> <p>4 suspicious as opposed to it being purely unexplained</p> <p>5 although, in the absence of that footprint, potentially</p> <p>6 I may still have considered that a critical incident,</p> <p>7 because its nature of being unexplained without that</p> <p>8 piece of evidence, which eventually was discounted.</p> <p>9 I think potentially that may still have been a critical</p> <p>10 incidence for me, because it is one of quite some</p> <p>11 significance and importance. So it certainly formed</p> <p>12 part of my decision making but it may not necessarily</p> <p>13 have been the only factor.</p> <p>14 MS DOBBIN: Yes, and just to be clear, the reason why it was</p> <p>15 potentially significant, because it was a factor that</p> <p>16 might have pointed towards the use of violence against</p> <p>17 the young man who had been found at the scene?</p> <p>18 A. That's correct.</p> <p>19 MS DOBBIN: Thank you, inspector.</p> <p>20 Questions from MR BERRY</p> <p>21 MR BERRY: Inspector Learmonth, I ask questions on behalf of</p> <p>22 the Metropolitan Police Service. Could I ask you to</p> <p>23 turn to the CAD and for IPC000036 to be brought up.</p> <p>24 I believe it's tab 1 in the jury's bundle.</p> <p>25 Do you have that?</p> <p style="text-align: center;">Page 86</p>	<p>1 camera's down and then we see at 05.00, "KGIN will get</p> <p>2 a better description of him so CCTV can look further</p> <p>3 afield".</p> <p>4 A. Yes.</p> <p>5 Q. Then if we look down at the very bottom of that page,</p> <p>6 05.19, is that you providing a description of Anthony?</p> <p>7 A. That's correct.</p> <p>8 Q. It goes over the page, in fact over two pages to</p> <p>9 internal page 8. Was that being provided so that the</p> <p>10 CCTV operators could look further afield with the</p> <p>11 benefit of a description of who they were looking for?</p> <p>12 A. That's exactly right.</p> <p>13 Q. Thank you.</p> <p>14 If I could ask you to move on, please, to internal</p> <p>15 page 10. You've explained that one of the things you</p> <p>16 were doing was ensuring that there were sufficient</p> <p>17 resources present. The first thing at 6.06 we see,</p> <p>18 "KGIN will need more units to assist at location".</p> <p>19 Firstly, was that part of your role?</p> <p>20 A. Yes, it was. I would have oversight of the available</p> <p>21 resources and I would then conduct an assessment at the</p> <p>22 scene as to whether I have sufficient resources on scene</p> <p>23 or whether I needed to request further resources.</p> <p>24 That's potentially -- or in the first instance going to</p> <p>25 come from the local resources based at Barking and</p> <p style="text-align: center;">Page 88</p>

<p>1 Dagenham. And if I still needed further than that, then 2 there is an option for me to go to the METGRIP, which 3 was mentioned earlier, to request resources from other 4 boroughs. 5 Q. Did you have to do that? 6 A. I didn't on this occasion, I don't believe. Aside from 7 the specialist resources that we had on scene from the 8 HAT car and similar. 9 Q. Leaving the specialist resource to one side, in terms of 10 what you were managing at the scene, did you have 11 sufficient resources to do that whilst you were on duty? 12 A. Yes, I did. 13 Q. Still on page 10, if I could ask you to look at 06.10, 14 there's a request there, "PNC checks to be conducted at 15 62 Cooke Street to see if any vehicle connected to 16 location". Do you see that? 17 A. Yes, I do. 18 Q. The results that come back, I think some of them are 19 generated automatically from the DVLA's record. They 20 all relate to vehicles that were or had been connected 21 to that address; is that right? 22 A. That's correct. 23 Q. As learned counsel for the inquest pointed out, there is 24 no reference there to Stephen Port having had any 25 previous involvement with the police?</p> <p style="text-align: center;">Page 89</p>	<p>1 information system, link for this incident, which is at 2 IPC000023, please, and I'm going to ask for to be shown 3 internal page 16. It hasn't come up yet, so if you just 4 stand by. 5 THE CORONER: Could you give the reference again? 6 MR BERRY: Certainly yes, IPC000023, internal page 16. 7 What you were taken to by Ms Hill was the part of 8 this document that sets out the complaint, but what I'm 9 showing you is the part of the document that details the 10 complainant's final account. At the bottom of this page 11 the words, "I do not ..." and then if we can go over the 12 page, please: 13 "... wish to provide police with a statement in 14 relation to this matter. I do not wish to support 15 a police prosecution and I'm not willing to go to court 16 in relation to this matter." 17 Yes? 18 A. Yes. 19 Q. Is that an NFA-type situation? 20 A. That would certainly lead to no further information 21 being taken with an offence in most cases, yes. 22 Q. Were you aware of any of this on the night? 23 A. Absolutely not. 24 Q. You were taken to Mr Ewing's daybook, which suggests 25 that somebody informed him of a previous sexual assault</p> <p style="text-align: center;">Page 91</p>
<p>1 A. No. 2 Q. You were taken to the PNC for Port. If I could just ask 3 you to turn up another document which is INQ000004, 4 I believe it's tab 35, internal page 69. You were taken 5 to that and asked to explain or decipher some of the 6 items on that page -- 7 THE CORONER: I think the jury are looking for this. 8 I don't think they have it, do they. 9 MR O'CONNOR: It's tab 22 of the bundle. Tab 22 of the jury 10 bundle. 11 In fact I think the jury may find it's tab 22A. 12 THE CORONER: Yes. 13 MR O'CONNOR: I think Mr Berry was going to page 69, so it's 14 not actually the first sheet of paper behind tab A, it's 15 the second sheet of paper. 16 MR BERRY: Do you have that, Inspector Learmonth? 17 A. I do, yes. 18 Q. The status of that matter is marked "NFA", can you 19 explain what that means, please? 20 A. That would ordinarily mean that no further action is 21 taken in relation to that offence. There can be any 22 number of reasons why that may be the case, but that 23 offence was not proceeded with, no further action. 24 Q. Thank you. 25 Ms Hill took you to the CRIS, so the crime recording</p> <p style="text-align: center;">Page 90</p>	<p>1 matter. We've heard that Detective Inspector Delaney 2 was on the scene, was there also a more senior officer 3 on the scene that morning? 4 A. I believe there was a detective chief inspector from Met 5 homicide command who was on scene? 6 Q. Was there a superintendent on scene? 7 A. Sorry, yes, the on-call superintendent was also there. 8 Q. You are the duty inspector and you're on duty and there 9 are also more senior officers that are on call and can 10 be called into work if required, is that right? 11 A. That's correct. 12 Q. Did you ask for the on-call superintendent to be called 13 to the scene? 14 A. Yes, I did. 15 Q. Is it right that there are a number of people who have 16 access to PNC? 17 A. Yes. 18 Q. And a number of people who can cause PNC to be searched 19 remotely by people in a police building? 20 A. Yes, absolutely. 21 Q. So there are a number of people who could have provided 22 that information to Mr Ewing? 23 A. Yes, as I say, I have no recollection of having 24 a conversation with Mr Ewing specifically. I'm sure 25 that I have had a conversation with somebody within the</p> <p style="text-align: center;">Page 92</p>

<p>1 senior leadership team, but I don't have a recollection 2 of speaking with Andy Ewing on the day. 3 Q. Thank you. 4 Could I ask please for the CAD, so IPC000036, 5 internal page 12, to be shown to you. That's tab 1 of 6 the jury bundle. 7 Do you have that at 06.14 at the top. You were 8 asked about calling the FME and we see there it says, 9 it's in a response to a request, you say, "Not done as 10 yet, although LAS confident male is deceased, they 11 cannot pronounce life extinct, we will need FME to 12 assist". 13 A. Yes. 14 Q. Then a few seconds later, at 6.15, "KG calling custody 15 to contact FME". Was that you raising an request for an 16 FME to be contacted? 17 A. Yes, that's correct. 18 Q. Thank you. 19 Then finally on this document please, internal 20 page 14, the top -- well, in fact the second entry, 21 07.00.36, there's list of areas that have been searched, 22 including St Anne's, Gascoigne Road, Cooke Street, 23 Axe Street, The Broadway, Clockhouse Avenue, St Paul's 24 Road, Abbey ruins. Can you just explain firstly what 25 was happening there?</p> <p style="text-align: center;">Page 93</p>	<p>1 Two pages on, please. 2 Yes. At 2.2, "Initial response", you were taken to 3 I think the first three paragraphs of that and I want 4 you to focus please on the fourth paragraph, "Officers 5 should ..." 6 Do you see that? 7 A. Yes, I do. 8 Q. "Officers should carry out an initial assessment of the 9 incident and send a situation report to the control room 10 which, in turn, will coordinate the deployment of 11 supervisors and additional resources in the incident." 12 Did you do that, inspector? 13 A. Yes, I did. 14 Q. Then those making the initial response to an incident 15 should be guided by the following principles which 16 underpin all major investigations. They are the five 17 building blocks that Mr O'Connor referred you to, do you 18 see that? 19 A. Yes I do. 20 Q. Did you do that? 21 A. Yes, I did. 22 MR BERRY: Thank you. I have no further questions. 23 MR O'CONNOR: Madam, I don't have any further questions for 24 Inspector Learmonth. Do you have any questions. 25 THE CORONER: No, I don't. Thank you.</p> <p style="text-align: center;">Page 95</p>
<p>1 A. Because we were unaware of how Mr Walgate came to be at 2 the location where we found him, I was conscious that 3 potentially there may be a scene that sits outside of 4 where we were located. So to that end I tasked some of 5 my officers to walk routes that were potentially taken 6 by him to arrive at the location where we found him, to 7 see if there was any signs at all of evidence of any 8 kind of crime scenes or similar anywhere else. So 9 potentially bloodstains, weapons, it may be any manner 10 of things, but I tasked some officers to walk potential 11 routes that he may have taken to see if there was any 12 other evidence that may be positioned elsewhere. 13 Q. Where it says, "All searched, no trace", does that mean 14 that the officers had completed the task? 15 A. I asked -- I remember, when I tasked them with this, 16 I asked them to update on the CAD areas that they had 17 searched and the result of that, and so that is 18 essentially them having completed that search and 19 finding nothing that stands out to them. 20 Q. Thank you. 21 Finally, could I ask for you to be shown the ACPO 22 murder investigation manual again, that's IPC000127, 23 page 5 of the document, please. 24 Page 5, please. 25 Yes, so it's page 35 of the document.</p> <p style="text-align: center;">Page 94</p>	<p>1 Are there any questions from any of the jurors? No. 2 All right. Thank you very much. 3 Thank you, Mr Learmonth. 4 A. Thank you very much. 5 THE CORONER: I think the most efficient use of time will be 6 to take an early lunch and we'll resume at 1.40. Thank 7 you. 8 1.40, members of the jury. 9 (In the absence of the jury) 10 (12.43 pm) 11 (The Luncheon Adjournment) 12 (1.40 pm) 13 (In the presence of the jury) 14 THE CORONER: Yes. 15 MS COLLIER: Madam, may we please call Cheryl Kynaston. 16 MS CHERYL KYNASTON (sworn) 17 Questions from MS COLLIER 18 MS COLLIER: Thank you, can you give your full name, please? 19 A. Cheryl Jacqueline Kynaston. 20 Q. Kynaston? 21 A. Kynaston. 22 Q. Thank you. 23 THE CORONER: Do sit down now. 24 A. Thank you. 25 MS COLLIER: Ms Kynaston, can you tell us your current</p> <p style="text-align: center;">Page 96</p>

<p>1 occupation, please?</p> <p>2 A. I'm a crime scene manager with the Metropolitan Police.</p> <p>3 Q. That's what you were during in June 2014 as well, that's</p> <p>4 right, isn't it?</p> <p>5 A. That's right, yes.</p> <p>6 Q. Can you tell us what a crime scene manager is?</p> <p>7 A. I coordinate the forensic response to any critical</p> <p>8 incident, which would include scene examination,</p> <p>9 retrieval of exhibits and submissions.</p> <p>10 Q. Does that mean that you're a police officer or are you</p> <p>11 a member of police staff?</p> <p>12 A. Police staff.</p> <p>13 Q. The jury have heard about the distinction between the</p> <p>14 borough on the one hand, officers and staff members</p> <p>15 working at the borough, and also on the other hand HAT.</p> <p>16 In 2014 can you explain, were you attached to one or</p> <p>17 other of those or neither?</p> <p>18 A. I work with the HAT team.</p> <p>19 Q. Who did you report to?</p> <p>20 A. I have my own forensic line of -- personally that</p> <p>21 I report to, but obviously I work with, as part of the</p> <p>22 homicide team.</p> <p>23 Q. Thank you. I'm going to ask you some questions about</p> <p>24 some documents, that are documents that you made in</p> <p>25 2014.</p> <p style="text-align: center;">Page 97</p>	<p>1 used for?</p> <p>2 A. Yes, it's a pro forma, if I attend any scenes, I write</p> <p>3 up all the details of that scene, what my actions were,</p> <p>4 what advice I'm giving in case it any of it needs to be</p> <p>5 handed over to a colleague that might continue with the</p> <p>6 investigation.</p> <p>7 Q. It's a record, essentially, of what you've done?</p> <p>8 A. Yes.</p> <p>9 Q. For you to be able to communicate what you've done to</p> <p>10 others?</p> <p>11 A. That's correct.</p> <p>12 Q. You have also made a witness statement, which is dated</p> <p>13 30 January 2016, so made some time after the events that</p> <p>14 I'm going to be asking you questions about. Do you have</p> <p>15 that with you?</p> <p>16 A. I believe it's in my bundle.</p> <p>17 Q. It is in your bundle, yes.</p> <p>18 A. Yes.</p> <p>19 Q. I just wanted to let you know that you're most welcome</p> <p>20 to refer to that if you want to whilst giving your</p> <p>21 evidence if you wanted to refresh your memory.</p> <p>22 A. Thank you.</p> <p>23 Q. You went to the scene where Anthony's body had been</p> <p>24 found at around just after 4.00 am on 19 June 2014.</p> <p>25 I want to ask you some questions about your actions and</p> <p style="text-align: center;">Page 99</p>
<p>1 A. Hm-mm.</p> <p>2 Q. We'll come to the detail a bit later but I wanted first</p> <p>3 of all to show you the documents and for you to identify</p> <p>4 what they are.</p> <p>5 The first document is in jury bundle, members of the</p> <p>6 jury, B/1 at tab 6. The reference for the screen is</p> <p>7 MPS1098. This is called crime scene manager's case</p> <p>8 notes log. As I say, we'll be looking at the notes that</p> <p>9 you made in this log in due course but for now I'd like</p> <p>10 to understand what this notebook is and for you to</p> <p>11 explain how you would use it.</p> <p>12 A. Whenever I attend a scene, I keep a record of all my</p> <p>13 actions in that log as a report and I add to it as and</p> <p>14 when -- any more developments.</p> <p>15 Q. Can you confirm that this is your crime scene manager's</p> <p>16 log for your work that started on 19 June 2014?</p> <p>17 A. Yes, that's correct.</p> <p>18 Q. Then the second document I'd like to you look at is not</p> <p>19 on the bundle, so it will appear just on the screen, and</p> <p>20 that is MPS750.</p> <p>21 A. Yes.</p> <p>22 Q. Do you recognise that document?</p> <p>23 A. Yes.</p> <p>24 Q. Can you explain what it is? It appears to be a</p> <p>25 pro forma form. Can you tell the jury what the form is</p> <p style="text-align: center;">Page 98</p>	<p>1 impressions at the scene. That's the first topic</p> <p>2 I would like to explore with you.</p> <p>3 Then secondly, later on this afternoon, I'd like to</p> <p>4 ask you about the special post mortem which took place</p> <p>5 the following day, on 20 June, which is a special post</p> <p>6 mortem you attended.</p> <p>7 Firstly, then, if we can look at jury bundle B/1,</p> <p>8 tab 6, which you may still have. That's MPS1098. Then</p> <p>9 if we turn to page 3 of that, please. That's where the</p> <p>10 log starts. Do you have that? Is it on the scene in</p> <p>11 front of you?</p> <p>12 A. Yes.</p> <p>13 Q. If you wish, you can look at in the -- it might be</p> <p>14 easier for you to look in the jury bundle that's in</p> <p>15 front of you labelled B/1. I think it might be the big</p> <p>16 one in front of you. That one there. If you look</p> <p>17 behind tab 6.</p> <p>18 A. Yes.</p> <p>19 Q. Does that --</p> <p>20 A. Yes, that's it.</p> <p>21 Q. -- give you the -- it's page 3 that I was asking you to</p> <p>22 look at.</p> <p>23 A. Hm-mm.</p> <p>24 Q. That's the beginning of your log for this incident on</p> <p>25 19 June?</p> <p style="text-align: center;">Page 100</p>

25 (Pages 97 to 100)

<p>1 A. That's correct.</p> <p>2 Q. Yes, and it says at 6 o'clock in the morning that you</p> <p>3 had a call from CSM Tribe, male found dead in the</p> <p>4 street, Barking.</p> <p>5 Where was the CSM -- firstly, I should say CSM Tribe</p> <p>6 another crime scene manager, I take it?</p> <p>7 A. Yes, he was the night duty.</p> <p>8 Q. He was the night duty and so where was he when he rang</p> <p>9 you, do you know?</p> <p>10 A. I'm assuming -- he had either just got the call to</p> <p>11 attend the scene or was already at the scene.</p> <p>12 Q. Why was he calling you?</p> <p>13 A. Because he was night duty and it would make more sense</p> <p>14 for somebody fresh to come on, because it was obviously</p> <p>15 going to go on for several hours.</p> <p>16 Q. We heard this morning about the terms, the early turn,</p> <p>17 the late turn and night duty and we heard that early</p> <p>18 turn start at 6.00 am.</p> <p>19 A. For crime scene managers it starts at 7.00.</p> <p>20 Q. I see. You received the call at 6.00, but it made sense</p> <p>21 for to you go because you would on duty from 7.00?</p> <p>22 A. Yes.</p> <p>23 Q. We see on the left-hand side date time in the log at</p> <p>24 6.40 you arrived at the scene. Did crime scene manager</p> <p>25 Tribe give you a handover, do you know?</p> <p style="text-align: center;">Page 101</p>	<p>1 A. No. As far as the actual -- as far as the examination</p> <p>2 started, I would wait for life to be pronounced extinct</p> <p>3 first of all and I would also need a photographer,</p> <p>4 because I don't like to start moving anything until</p> <p>5 everything's photographed. So I be aware of what's --</p> <p>6 general knowledge, but then I sort of step back until</p> <p>7 life is pronounced extinct and we've got a good record</p> <p>8 of it.</p> <p>9 Q. I understand. We heard yesterday from Dr Munro, who was</p> <p>10 the FME who pronounced life extinct, and you have noted</p> <p>11 there I see in your log at 7.57 what does "LPE" stand</p> <p>12 for?</p> <p>13 A. "Life pronounced extinct".</p> <p>14 Q. Have I understood your evidence correctly that it would</p> <p>15 be at that point that you would start your own work?</p> <p>16 A. Yes.</p> <p>17 Q. You mentioned photographers. Do you know who -- there</p> <p>18 was a photographer, Andy Goddard, who was there?</p> <p>19 A. Yes, that's correct.</p> <p>20 Q. Do you know who requested his attendance. Would that be</p> <p>21 you or --</p> <p>22 A. I would imagine normally I would ring our command and</p> <p>23 request a photographer attend.</p> <p>24 Q. Again, to explain to the jury, you've touched upon it,</p> <p>25 because you've said that you wouldn't want to move</p> <p style="text-align: center;">Page 103</p>
<p>1 A. Yes, he gave me a verbal handover.</p> <p>2 Q. It may be that you -- I should have asked, do you have</p> <p>3 any independent recollection of attendance at this scene</p> <p>4 or are you reliant upon your notes?</p> <p>5 A. No, I do have some recollection.</p> <p>6 Q. Yes. Do you have a recollection of the handover at all?</p> <p>7 A. I know that he explained that a gentlemen had been found</p> <p>8 dead and he just walked through to indicate as to where</p> <p>9 he was lying.</p> <p>10 Q. We've anticipated my next question, because it says,</p> <p>11 around five lines beneath the time, 6.40, it says, "Walk</p> <p>12 through plus assessment, CSM Tribe". Is that what</p> <p>13 you've just been referring to.</p> <p>14 A. Yes, we walked through and he indicated where the body</p> <p>15 was lying and briefly just showed me exactly what I'd</p> <p>16 got to deal with after he left.</p> <p>17 Q. I see. When you say a walk through, does that have</p> <p>18 a sort of specific meaning as far as crime scene</p> <p>19 managers are concerned?</p> <p>20 A. It generally is that a crime scene is cordoned off so</p> <p>21 people are not supposed to enter it to do any damage.</p> <p>22 So he and I entered that area, just generally to walk</p> <p>23 through to get the layout of exactly the area before we</p> <p>24 started the examination.</p> <p>25 Q. Did you perform then an examination with CSM Tribe or --</p> <p style="text-align: center;">Page 102</p>	<p>1 anything until a photographer was there. Can you</p> <p>2 explain the role of the photographer and how you and the</p> <p>3 photographer interact.</p> <p>4 A. I would discuss with -- again, I would walk through the</p> <p>5 controlled area to get general photography of the layout</p> <p>6 of the roads around and the tent that was in place.</p> <p>7 When that was completed, he would then go in and</p> <p>8 photograph the deceased lying there and then once that's</p> <p>9 all been recorded, then I would start moving the</p> <p>10 deceased and start a visual examination and, if there</p> <p>11 was anything of interest, then I would get him to</p> <p>12 photograph it as and when.</p> <p>13 Q. Could you look, please, Ms Kynaston, at the other bundle</p> <p>14 that's just up there to your left, which should -- I</p> <p>15 think you should keep the one that you have there open</p> <p>16 at the tab, we'll be coming back to your note. I'm</p> <p>17 sorry there's a lot of bundles.</p> <p>18 Then if you look at this at that one there, I'm</p> <p>19 hoping it says jury bundle A on the front. Is that</p> <p>20 right.</p> <p>21 Then tab 11, members of the jury, tab 11, looking at</p> <p>22 the pages, and this won't be on the screen, pages 20 and</p> <p>23 21. They're the sort of second and third sheets in that</p> <p>24 tab.</p> <p>25 The jury has seen these photographs. Would they be</p> <p style="text-align: center;">Page 104</p>

26 (Pages 101 to 104)

<p>1 the photographs that would be taken by photographer 2 Goddard?</p> <p>3 A. Yes, those photographs.</p> <p>4 Q. Once you were able to start your assessment, can you 5 explain what it was -- I want to ask you questions about 6 what you noticed about Anthony's body and then also 7 questions about items that you found with him. Starting 8 with Anthony, what did you notice about the male who you 9 had been called upon to examine?</p> <p>10 A. He was quite clearly a young man and the area where he 11 was sitting or propped against was quite a busy 12 residential street, so it was out in the open which 13 would seem a strange place to find a young man. My 14 initial examination of the body, I couldn't see any 15 penetrating wounds, I couldn't see any blunt force 16 trauma, I couldn't see any indications he'd been 17 strangled. In fact nothing physical on him straight 18 away suggested he'd been attacked, but he was in a -- he 19 was a young man in a place that was open to the public, 20 so I was concerned because it seemed the wrong place for 21 somebody to be sitting.</p> <p>22 Q. Then if you look down at page 5 of your notes -- sorry, 23 it's internal page 5, if you look right down in the 24 bottom right-hand corner. Down at the bottom sort of 25 third of that, it says, "Hoody ..."</p> <p style="text-align: center;">Page 105</p>	<p>1 was nothing visible that was a shoe mark.</p> <p>2 Q. We heard from the emergency medical technician yesterday 3 that he saw some hypostasis on the body. Is that 4 anything that you noticed?</p> <p>5 A. Not long after this, in about a couple of areas you 6 start to get some mottling and settling of the blood, so 7 there was some slight mottling around the chest area and 8 I thought that was part, potentially, of the -- as the 9 body gently breaking down.</p> <p>10 Q. What about the body temperature, is that anything that 11 you considered?</p> <p>12 A. No, I don't take a body temperature. The body did feel 13 cold to the touch, but I would expect because at the 14 time I'm looking at it it's potentially at least four 15 hours after the original call came in, so the fact that 16 his hands and that were cold didn't alert me in any way 17 in particular.</p> <p>18 Q. Can I turn then to the items that were found with 19 Anthony. We heard yesterday that his passport was found 20 on him. Can you recall where that was?</p> <p>21 A. I think I was told it was in a pocket. I think they'd 22 actually got the passport out prior to my attendance.</p> <p>23 Q. Yes, and what else did you find? Again, your notes on 24 page 5 will probably help you, at the top of page 5?</p> <p>25 A. Yes, he had got a holdall and he had got a shirt,</p> <p style="text-align: center;">Page 107</p>
<p>1 A. "Bloodstaining to right-hand arm ..." 2 Sorry, that's in my notes.</p> <p>3 Q. No, that's absolutely fine, yes, and then in brackets?</p> <p>4 A. "Possibly wipe mouth."</p> <p>5 The blood stain, because it was there and there was 6 no injury associated with it, I just wondered if at 7 some -- perhaps he had wiped his mouth.</p> <p>8 Q. Because if you look underneath, can you explain to the 9 jury what other things you noted about --</p> <p>10 A. There was some blood around his mouth, inside and around 11 his mouth.</p> <p>12 Q. But, as you say, you weren't able to find any other 13 injury or trauma?</p> <p>14 A. No.</p> <p>15 Q. Then, as far as the torso is concerned, again, your note 16 there records that there were no injuries or bruising of 17 note. Could I ask, was there any discussion between you 18 and any of the officers on the scene about a footprint 19 on Anthony's torso?</p> <p>20 A. Yes. On my arrival I was told that there had been 21 a police officer earlier who thought she could see 22 a shoe mark on the torso. I could see that myself, so 23 I asked her if she would kindly come over and just 24 indicate to me just in case I had somewhere missed it, 25 but she couldn't find it either at that stage. There</p> <p style="text-align: center;">Page 106</p>	<p>1 deodorant, some tablets, that's a small amber bottle of 2 liquid with no labelling on it.</p> <p>3 Q. What about a phone?</p> <p>4 A. There was no phone present.</p> <p>5 Q. And wallet?</p> <p>6 A. Or wallet. There were -- there was a bank card and an 7 Oyster card, so there was a possibility that some people 8 don't carry a wallet, so --</p> <p>9 Q. You recorded, I presume, everything that you identified 10 around and associated with Anthony?</p> <p>11 A. Yes.</p> <p>12 Q. All of the things would be captured then in those notes?</p> <p>13 A. Yes.</p> <p>14 Q. Moving on to a slightly different area, 15 Inspector Learmonth gave evidence this morning and he 16 said that the role of a crime scene manager is to set 17 a forensic strategy and to recover the evidence 18 available. Do you agree that that's an accurate 19 summary?</p> <p>20 A. Yes, that's correct.</p> <p>21 THE CORONER: Sorry, could we just go back to the clothing 22 one minute, looking at your note. Can you tell us what 23 you wrote in relation to his jeans?</p> <p>24 A. I've got he's got: 25 "Black shiny jeans that were buttoned up, but the</p> <p style="text-align: center;">Page 108</p>

27 (Pages 105 to 108)

<p>1 zip was broken."</p> <p>2 THE CORONER: Is it "shiny" or "skinny"?</p> <p>3 A. That's a good question, "skinny", I apologise, even</p> <p>4 I can't read my writing.</p> <p>5 THE CORONER: Can you remember what you meant by "zip</p> <p>6 broken" now?</p> <p>7 A. I can't, I'm sorry.</p> <p>8 THE CORONER: Yes, thank you.</p> <p>9 MS COLLIER: I think you said that, yes, you agree that part</p> <p>10 of your role is to set a forensic strategy. Speaking</p> <p>11 generally then, what is a forensic strategy when you</p> <p>12 come across a scene such as this?</p> <p>13 A. It would be to establish the cause of death, to</p> <p>14 establish any -- if there was any weapons used and what</p> <p>15 kind, and establish if there was third party</p> <p>16 involvement.</p> <p>17 Q. Was that the forensic strategy which you set for this</p> <p>18 particular case?</p> <p>19 A. Yes.</p> <p>20 Q. Can I ask then, how did you go about executing that</p> <p>21 forensic strategy. How did you go about gathering</p> <p>22 evidence in order to assist you in establishing cause of</p> <p>23 death, identifying any third party involvement and</p> <p>24 identifying, if any weapon which was used, which type of</p> <p>25 weapon?</p> <p style="text-align: center;">Page 109</p>	<p>1 second paragraph, does that reflect what you've just</p> <p>2 said, a walk through assessment with DCI Jones?</p> <p>3 A. Yes.</p> <p>4 Q. Then you've noted a number of points underneath that.</p> <p>5 Does that mean that these were the matters that -- well,</p> <p>6 you tell us. Why have you written those particular</p> <p>7 things down?</p> <p>8 A. To explain to DCI Jones why I thought that it required</p> <p>9 a forensic post mortem. Exactly what I've said before,</p> <p>10 because he's not gone obvious injury except the slight</p> <p>11 bleeding. This small amber bottle in his bag that</p> <p>12 potentially could have been some sort of drugs and the</p> <p>13 fact he didn't have a wallet or phone. All those things</p> <p>14 alerted us that I felt we needed to actually find out</p> <p>15 why the gentleman had died.</p> <p>16 Q. Then you have also put, I think, a beer can on grass</p> <p>17 nearby?</p> <p>18 A. Yes.</p> <p>19 Q. Why was that something that you consider significant?</p> <p>20 A. It's just -- there was nothing -- just had the death</p> <p>21 been declared that he'd been assaulted there, if at</p> <p>22 a later date somebody said, "Oh, he'd been drinking from</p> <p>23 a beer can", I thought we might as well take it away in</p> <p>24 case at a later date it became relevant and then we'd</p> <p>25 need to examine it. And the same with -- I think I got</p> <p style="text-align: center;">Page 111</p>
<p>1 A. I did a visual examination of the body to look for any</p> <p>2 obvious stab wounds or blunt force trauma.</p> <p>3 Because I couldn't find anything that immediately</p> <p>4 caused his death, then I forensically placed the body to</p> <p>5 be taken away so that we could have a forensic post</p> <p>6 mortem, where he can be examined in far more detail and</p> <p>7 all his possessions would have been taken as well as</p> <p>8 exhibits.</p> <p>9 Q. Whilst you were there at the scene, Detective Chief</p> <p>10 Inspector Jones arrived. We've heard, as I've said, or</p> <p>11 the jury has heard, as I said, about Barking borough</p> <p>12 officers on the one hand and HAT officers on the other.</p> <p>13 Where did DCI Jones fit in?</p> <p>14 A. He came as a representative from the homicide team to</p> <p>15 see if it was -- if there was anything there of concern</p> <p>16 that the homicide team should be involved in. We had</p> <p>17 a walk through and discussed the fact that we were</p> <p>18 unhappy with the place in which he'd been found and the</p> <p>19 fact that we couldn't see a reason why he was no longer</p> <p>20 alive and I think he -- it was his decision to</p> <p>21 officially want a forensic post mortem, in agreement</p> <p>22 with me.</p> <p>23 Q. Looking then at your notes, page 7, so for the screen</p> <p>24 that's MPS1098, page 7, second paragraph, so we have</p> <p>25 9.25 in the morning as the date and time and then the</p> <p style="text-align: center;">Page 110</p>	<p>1 them to powder the door to the flats. Again, it was</p> <p>2 more a precautionary thing in case information came</p> <p>3 about later that I didn't want to lose. If it starts</p> <p>4 pouring with rain, things get damaged, so anything that</p> <p>5 looks out of the ordinary, we tend to take it away just</p> <p>6 in case.</p> <p>7 Q. Then, underneath those five, if you like, bullet points</p> <p>8 that you have just talked about, it says, "Agreed SPM",</p> <p>9 again, does that reflect what you've just said in your</p> <p>10 office that DCI Jones agreed with you that a special</p> <p>11 post mortem was --</p> <p>12 A. Yes, I mean there's two types of post mortem. There's</p> <p>13 a routine post mortem and there's special or a forensic</p> <p>14 post mortem. And normally the DCI would have the final</p> <p>15 say on whether or not we had a forensic post mortem.</p> <p>16 Q. You've used the word forensic post mortem. Is that the</p> <p>17 same --</p> <p>18 A. As a special post mortem.</p> <p>19 Q. There are two types of post mortem?</p> <p>20 A. Yes, there's a routine post mortem which normally would</p> <p>21 happen at a normal death, but the minute there's any</p> <p>22 concerns, then we would elevate that to have a forensic</p> <p>23 or a special post mortem. Which -- we have</p> <p>24 a photographer present, photographs any injuries that</p> <p>25 are seen on the body and any injuries, internal</p> <p style="text-align: center;">Page 112</p>

<p>1 injuries, disease, it's all recorded by a pathologist.</p> <p>2 Q. Ms Kynaston, going back to your aims for the forensic</p> <p>3 strategy, having done your assessments at the scene, did</p> <p>4 you have any thoughts at that point about the cause of</p> <p>5 death?</p> <p>6 A. Because he was a young man, I thought it was unlikely he</p> <p>7 was diseased but I have no way of knowing if he has any</p> <p>8 illnesses or diseases. I couldn't see any assault</p> <p>9 injuries as such that had caused his death, and the</p> <p>10 little amber bottle potentially could have been drugs,</p> <p>11 so I thought there was a possibility that it was</p> <p>12 potentially a drug-induced death.</p> <p>13 Q. What about the second of your aims for the forensic</p> <p>14 strategy, identifying any third party involvement?</p> <p>15 Again, at that point, having concluded your assessment,</p> <p>16 did you have any thoughts about possible third party</p> <p>17 involvement?</p> <p>18 A. No, at that stage I really need a bit more information</p> <p>19 before we can go there. I would be waiting for either</p> <p>20 a cause of death or some more information.</p> <p>21 Q. Why would cause of death be important for you?</p> <p>22 A. If he'd been strangled, then obviously we're looking for</p> <p>23 a suspect elsewhere, so that would obviously be</p> <p>24 a completely different investigation for us. And if it</p> <p>25 was discovered that he had a natural disease that had</p> <p style="text-align: center;">Page 113</p>	<p>1 Q. No. Thank you.</p> <p>2 Then I'd like to ask you about -- we've looked at</p> <p>3 your notes and I'd like to ask you now some questions</p> <p>4 about the other document that I flagged up for you at</p> <p>5 the beginning. That doesn't appear in a bundle, so the</p> <p>6 reference is MPS750. You've explained that this earlier</p> <p>7 in your evidence that you outlined that this is a record</p> <p>8 of your assessment at the scene. It's dated</p> <p>9 19 June 2014. Are you able to say when you would have</p> <p>10 completed this form? It may be that you just can't</p> <p>11 remember now at this stage, but do you know what your</p> <p>12 usual practice would be?</p> <p>13 A. Generally, because obviously it is typed out, I would do</p> <p>14 that either later that day of attending the scene or, on</p> <p>15 rare occasions, the following day.</p> <p>16 Q. Then if we turn over the page, please. Yes, you have</p> <p>17 there under forensic strategy the strategy that you have</p> <p>18 already told us about and then the action plan. What</p> <p>19 does that relate to? Is that actions that have taken</p> <p>20 place or actions that need to take place?</p> <p>21 A. Those are actions that had actually taken place.</p> <p>22 Q. The further action required in the box below is the</p> <p>23 special post mortem; is that right?</p> <p>24 A. That's correct, yes.</p> <p>25 Q. Then we have information updates and results at the</p> <p style="text-align: center;">Page 115</p>
<p>1 killed him, then obviously that would completely change</p> <p>2 the course of the investigation.</p> <p>3 Q. Hence the importance of the special post mortem?</p> <p>4 A. Yes, we would need a pathologist to try and indicate how</p> <p>5 and when he's died.</p> <p>6 Q. Then, just to finish this point, in terms of your third</p> <p>7 strategic aim to identify if any weapon was used and</p> <p>8 what type of weapon. Again, can I ask you what was your</p> <p>9 conclusion at that stage?</p> <p>10 A. I couldn't see any obvious injuries that related to</p> <p>11 a weapon, but obviously I do -- I do a visual assessment</p> <p>12 at the scene, but it's in a tent in a street. So at</p> <p>13 a post mortem we can view the body, we can clean the</p> <p>14 body and we can photograph any injuries. So if there</p> <p>15 had been more injuries apparent at the post mortem that</p> <p>16 suggested a weapon had been used, then we would be going</p> <p>17 back searching the area for potentially discarded</p> <p>18 weapon.</p> <p>19 Q. Were you at all interested at this stage in the time of</p> <p>20 death? Is that something that you would be thinking</p> <p>21 about?</p> <p>22 A. No. That -- he clearly -- he had been there fairly</p> <p>23 recently, as in within hours, because obviously it</p> <p>24 was -- it was still not serious decomposition started,</p> <p>25 but I don't have any kind of expertise in timing death.</p> <p style="text-align: center;">Page 114</p>	<p>1 bottom. Could you explain, it looks as if that is</p> <p>2 an update following on from the special post mortem.</p> <p>3 Are you able to help. Is that right or not?</p> <p>4 A. Yes, after the post mortem is completed it's an update</p> <p>5 just to say that we'd had the post mortem, we were still</p> <p>6 awaiting a cause of death and that we were still</p> <p>7 required to do some extra investigative work with</p> <p>8 toxicology.</p> <p>9 Q. Who's this document for?</p> <p>10 A. Generally it's for my colleagues, because if it was</p> <p>11 a case that we were going to carry on taking on board</p> <p>12 within the murder command as such, it probably would be</p> <p>13 handed over to a colleague. It wouldn't necessarily</p> <p>14 come to me. So it would be a record for them to take on</p> <p>15 board what's happened so far.</p> <p>16 Q. When you say "colleague", do you mean --</p> <p>17 A. Crime scene managers.</p> <p>18 Q. Right. So this is for another crime scene -- it's</p> <p>19 designed to brief another crime scene manager?</p> <p>20 A. Yes.</p> <p>21 Q. You mentioned murder command in your answer just now.</p> <p>22 What about the detectives who work in the homicide</p> <p>23 command?</p> <p>24 A. They would be present -- they would have been present at</p> <p>25 the forensic post mortem as well, so they would know</p> <p style="text-align: center;">Page 116</p>

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<p>1 these updates because they were there.</p> <p>2 Q. This particular report would not be sent to them; is</p> <p>3 that what you're saying?</p> <p>4 A. No. Not generally.</p> <p>5 Q. Could they ask for it if they wanted it?</p> <p>6 A. Yes. Normally they would get the original report, but</p> <p>7 the update, unless it was going to be retained by them,</p> <p>8 I wouldn't necessarily send it to them.</p> <p>9 Q. Okay. Just so that I've understood, maybe I've</p> <p>10 misunderstood, the original report without the update,</p> <p>11 would that generally go to them?</p> <p>12 A. Yes, generally I would send that out to my colleagues --</p> <p>13 Q. Your colleagues in --</p> <p>14 A. The crime scene managers as such and then a copy would</p> <p>15 generally be sent to the homicide team and to the</p> <p>16 borough and to the borough forensic manager, because</p> <p>17 each borough has their own forensic manager that would</p> <p>18 deal with any ongoing forensic issues within the</p> <p>19 borough.</p> <p>20 Q. Can we go back one page please? If we look underneath</p> <p>21 the heading "CSM briefing advice action report", you've</p> <p>22 identified the borough SIO/IO as DI Delaney and then the</p> <p>23 SC&O SIO, so the homicide command or HAT SIO, as</p> <p>24 DCI Jones. Which of those two individuals would this</p> <p>25 have gone to or neither?</p> <p style="text-align: center;">Page 117</p>	<p>1 Q. I beg your pardon?</p> <p>2 A. I tend to stick to his first name.</p> <p>3 Q. I see. I can't do that, so -- I'm told actually by</p> <p>4 Mr O'Connor it may be Biedryzcki. So Dr Biedryzcki,</p> <p>5 what is his role then at the special post mortem?</p> <p>6 A. He examines a body to look for any natural disease,</p> <p>7 basically to find out the cause of the death and also to</p> <p>8 indicate if there's any injuries so we can record them</p> <p>9 and take samples accordingly, that if we need to do</p> <p>10 further work to get experts to look at.</p> <p>11 Q. Looking at your notes, so that's to say your crime scene</p> <p>12 manager's case notes log, the reference for the screen</p> <p>13 is MPS1098, page 7.</p> <p>14 Down at the bottom quarter of the page, we can see</p> <p>15 the date of 20/6/2014 and SPM for special post mortem.</p> <p>16 You have identified a number of other people who</p> <p>17 attended at the special post mortem. Can I ask you</p> <p>18 about those? So it says, "Exhibits, Dave Parish, KG".</p> <p>19 KG, as we understand, means that this is a</p> <p>20 Barking --</p> <p>21 A. Yes, that's Barking.</p> <p>22 Q. He's -- actually it doesn't say this, but we know he's</p> <p>23 a DC, so he's a detective, he's part of the CID in</p> <p>24 Barking. What does "exhibits" mean?</p> <p>25 A. We would have an exhibits officer, so if we take any</p> <p style="text-align: center;">Page 119</p>
<p>1 A. Probably both, but I couldn't say definitively. I'm</p> <p>2 sorry.</p> <p>3 Q. Then what about your notes that we looked at earlier.</p> <p>4 That document can be taken down, thank you.</p> <p>5 What about your notes that we looked at earlier?</p> <p>6 A. What, my case -- my log?</p> <p>7 Q. Yes, exactly.</p> <p>8 A. No, that wouldn't go to either borough or to the</p> <p>9 homicide team.</p> <p>10 Q. The purpose of those notes are --</p> <p>11 A. They're my record of my actions at the scene for myself.</p> <p>12 Q. Thank you. Yes.</p> <p>13 Ms Kynaston, I'm going to ask you now about the</p> <p>14 special post mortem which took place the following day.</p> <p>15 It took place in the hospital mortuary at midday the</p> <p>16 following day, on the 20th.</p> <p>17 The pathologist who conducted it was</p> <p>18 Dr Olaf Biedryzcki. You know Dr Biedryzcki, do you?</p> <p>19 A. Yes, I've worked with him on several occasions.</p> <p>20 Q. Yes. Can you explain then -- I should explain that the</p> <p>21 jury will be hearing from Dr Biedryzcki -- am</p> <p>22 I pronouncing his name directly?</p> <p>23 A. I don't know.</p> <p>24 Q. Okay.</p> <p>25 A. I tend to stick to his first name.</p> <p style="text-align: center;">Page 118</p>	<p>1 clothing or any blood or any samples from the body,</p> <p>2 I would physically hand them to the exhibits officer,</p> <p>3 who will package them, label them and record them. When</p> <p>4 the decision hasn't been made whether this is going to</p> <p>5 be investigated by borough or by the homicide team, we</p> <p>6 tend to have two exhibits officers. So you've got from</p> <p>7 the borough and from the homicide team, also the</p> <p>8 homicide team generally is a little bit more</p> <p>9 experienced, so they would sort of work together and at</p> <p>10 the end of it, whichever one was taking the case at the</p> <p>11 end, it would then go to that exhibits officer.</p> <p>12 Q. Does that explain why we have -- is there in this case,</p> <p>13 can you tell from your notes, who the homicide exhibits</p> <p>14 officer is?</p> <p>15 A. The homicide one would be Tony Davidson, who's from the</p> <p>16 homicide command and Dave Parish would have been from</p> <p>17 the borough.</p> <p>18 Q. Then we've got DS Wayne Southon?</p> <p>19 A. Southon, he would be from the homicide team,</p> <p>20 representing them.</p> <p>21 Q. Then Martin O'Donnell?</p> <p>22 A. Yes, he would be from the borough.</p> <p>23 Q. Can I ask: why are all these people present at the post</p> <p>24 mortem?</p> <p>25 A. Exhibits officers to take and record all the exhibits.</p> <p style="text-align: center;">Page 120</p>

30 (Pages 117 to 120)

<p>1 The SIOs are there because at the end there's going to 2 be a discussion about -- originally the discussion at 3 the beginning is we agree what samples are required and 4 exactly what needs to be taken from the deceased. And 5 at the end both of the SIOs are there for the debrief 6 from the pathologist, so that when it's decided who's 7 going to do the investigation, they are there to take 8 notes and be fully appraised of as much information as 9 we have.</p> <p>10 Q. What is the role of the CSM then at the special post 11 mortem?</p> <p>12 A. I assist -- I agree the strategy with the SIO as to what 13 samples we require to be taken and I also -- I do what's 14 classified as a dirty side. I would take the samples 15 and take them over to an exhibits officer, so he's clean 16 and uncontaminated and hand him the exhibits physically 17 and advise on what we're going to do with those exhibits 18 afterwards, where they're going to be sent if they need 19 to be sent nowhere.</p> <p>20 Q. You said that part of your role is to agree a strategy 21 with the SIOs. If you turn over the page to page 9, we 22 see at 12.25 it says start, I think. Is that what it 23 says?</p> <p>24 A. That's correct.</p> <p>25 Q. Then you have written strategy and in fact it's similar</p> <p style="text-align: center;">Page 121</p>	<p>1 absolutely no sexual element to it. We would tell him 2 that we would want toxicology, because we would like to 3 see if there's any kind of drugs present in the body. 4 If we wanted any particular extra sampling done of 5 anything, or if we had any concerns that asked him to 6 look out for, then that would be explained to him at the 7 beginning.</p> <p>8 When he does his post mortem he would take the 9 relevant samples for us. If there's things he's 10 concerned about, so if he thinks that certain organs it 11 might be worth sending them away to specialists, he'll 12 tell us that and we would exhibit those and at his 13 request we would send them to somebody that he -- often 14 that he would recommend, to a specialist for hearts, 15 brains, lungs or whatever.</p> <p>16 Q. Returning to your note then, underneath the strategy, it 17 says, I think, "Contact trace exam", is that what it 18 says?</p> <p>19 A. Yes.</p> <p>20 Q. Then there are three other things written underneath, 21 can you explain what they are?</p> <p>22 A. Yes, we had had a discussion whether sexual samples 23 would be relevant and that it was felt that they would 24 be in this situation. Toxicology, as I've just said, 25 and identifying injuries and record them, so any kind of</p> <p style="text-align: center;">Page 123</p>
<p>1 to the strategy that you had set for the crime scene, 2 isn't it?</p> <p>3 A. They're very generic.</p> <p>4 Q. But there's in fact one difference, which is that the 5 third part of your strategy here is to identify if drugs 6 or weapon was used. Why did you want to identify if 7 drugs had been used?</p> <p>8 A. Because if there was no physical sign of how he died, 9 then potentially there might be some sort of drugs. So 10 we would take the pathologist in a position to take 11 those samples so we can central them off and find out 12 what's present in the body.</p> <p>13 Q. For those of us who have not been to a special post 14 mortem, can you explain how yourself and officers 15 present understand what the pathologist is doing and 16 what the discussion is?</p> <p>17 A. When he's briefed, you mean, at the beginning?</p> <p>18 Q. Well, perhaps start with when he's briefed, explain what 19 happens at that stage and then how do those officers 20 present observing understand what's happening?</p> <p>21 A. We'd explain to the pathologist in what circumstances 22 the body was found, that obviously we want to know 23 what's caused that death. If we think there's a sexual 24 element to it we would ask him to take sexual swabs, 25 sometimes that might be not required because there's</p> <p style="text-align: center;">Page 122</p>	<p>1 bruising or lacerations or any damage at all would be 2 recorded.</p> <p>3 Q. Then you've mentioned exhibits and you've said that you 4 would agree the samples that would be taken?</p> <p>5 A. Yes.</p> <p>6 Q. Do we see that you've itemised them there --</p> <p>7 A. I write for my own notes, because later on I might want 8 it go back to these, I jot down what we've taken but 9 I have not written on there the exhibit numbers or the 10 seal numbers. The exhibits officer when he packages 11 them in his book, he will write down the exhibit number, 12 a description of the exhibit and the seal number and the 13 time and date it's taken, because he's clean and he can 14 do that. Because I'm dirty I just jot down for my 15 information, so if someone asks me a week time what we 16 should be sending away, I can very quickly look at my 17 notes and refer to those.</p> <p>18 Q. Right at the bottom you've said clothing seized and then 19 can you read what you've noted?</p> <p>20 A. I noted that the pants were inside out and back to 21 front.</p> <p>22 Q. Why did you note down this detail, why did you think 23 this?</p> <p>24 A. Because they were, really.</p> <p>25 Q. Did you think it might have been relevant to any third</p> <p style="text-align: center;">Page 124</p>

<p>1 party involvement?</p> <p>2 A. Yes, I -- it seemed odd that they were inside out and</p> <p>3 back to front. That's not to say if you've had a lot of</p> <p>4 drink or been taking drugs you might, when you're</p> <p>5 getting dressed, make a mistake. I just -- anything</p> <p>6 that's out of the ordinary I would make a note of.</p> <p>7 Q. You considered this to be out of the ordinary?</p> <p>8 A. Yes.</p> <p>9 Q. Over the page, please, to page 11, it says -- the first</p> <p>10 word on that page is "Debrief". You've explained about</p> <p>11 the briefing at the beginning of the special post</p> <p>12 mortem. What is a debrief?</p> <p>13 A. The situation is, at the completion of the post mortem</p> <p>14 the pathologist will set down with us and he will</p> <p>15 verbally update us of what he's found. The situation is</p> <p>16 he will give us an interim report within a day or so,</p> <p>17 but generally it's a very generic -- it will just say,</p> <p>18 "Cause of death: pending investigation". So it doesn't</p> <p>19 give us a lot of detail, so when he sits and verbally</p> <p>20 updates us of everything that he's noticed, we write it</p> <p>21 all down ourselves to keep a record of it, so we know</p> <p>22 what he said, because otherwise we won't get those</p> <p>23 details, his final report will be six, eight months</p> <p>24 later. So we don't really want to wait for those</p> <p>25 details, so we would write them down so we have got them</p> <p style="text-align: center;">Page 125</p>	<p>1 afterwards. So if Stephen Port says he's had sex with</p> <p>2 him and these would confirm that. If Stephen Port said</p> <p>3 there was a third person there, we would need to have</p> <p>4 them there because we can't go back and get them</p> <p>5 afterwards. So we would have those samples there in</p> <p>6 case we were looking for an additional person that might</p> <p>7 have had a sexual relationship with him.</p> <p>8 Q. I think I interrupted you, I'm afraid. I think you were</p> <p>9 going to move on to talk about the note that says "await</p> <p>10 toxicology?"</p> <p>11 A. Yes. Because toxicology has to be sent away to be</p> <p>12 analysed, so any urine and bloods will be sent away,</p> <p>13 these things take about six to eight weeks to be</p> <p>14 analysed and the pathologist had also noted a couple of</p> <p>15 organs were slightly -- potentially drugs had affected</p> <p>16 them and that he might want those sent away as well if</p> <p>17 necessary.</p> <p>18 Q. You've just said the pathologist noted a couple of</p> <p>19 organs were slightly heavy, can you expand on that?</p> <p>20 A. He said the organs were slightly heavy and that might</p> <p>21 be an indication of drug use, but with that we'd have to</p> <p>22 send them away to confirm that, if necessary, depending</p> <p>23 on what came back on the toxicology.</p> <p>24 Q. Referring back to your strategic aims, would the</p> <p>25 question of drug use be relevant to, potentially</p> <p style="text-align: center;">Page 127</p>
<p>1 straight away.</p> <p>2 THE CORONER: Did you mean six to eight months later?</p> <p>3 A. Six to eight weeks -- no, yes, months, yes, do.</p> <p>4 THE CORONER: Six to eight months later?</p> <p>5 A. Yes. I think it was December we got this. This is --</p> <p>6 the report.</p> <p>7 MS COLLIER: Then, in this case, can you explain what the</p> <p>8 pathologist's conclusions were that he explained to you?</p> <p>9 A. Yes, I mean there was no compression to the neck, there</p> <p>10 was no blunt force trauma, there was no visible sexual</p> <p>11 assault. Obviously you can only go -- you can only</p> <p>12 comment on what you can physically see. So you wouldn't</p> <p>13 necessarily know if anything had happened, and then --</p> <p>14 Q. Sorry, can I just interrupt you on that point. You</p> <p>15 mentioned earlier that you thought it was an appropriate</p> <p>16 case to take sexual swabs. Can you explain why that is</p> <p>17 so?</p> <p>18 A. Because at the briefing before the post mortem I was --</p> <p>19 by then we'd got more information to suggest that he'd</p> <p>20 gone there and met with Stephen Port for a sexual</p> <p>21 relationship.</p> <p>22 Q. I understand, and so what was your conclusion about that</p> <p>23 then? Why, if you knew that, did you think it was</p> <p>24 important for there to be swabs?</p> <p>25 A. Because you can't go back and take these things</p> <p style="text-align: center;">Page 126</p>	<p>1 relevant, to cause of death?</p> <p>2 A. At this stage we didn't have any other cause of death,</p> <p>3 so it seemed very likely that drugs would have played</p> <p>4 a part in his death.</p> <p>5 Q. Under where you've recorded what you've just told us</p> <p>6 about the pathologist noting the heavy brains and lung,</p> <p>7 you have said that there's no sign of assault but</p> <p>8 bruising under arms, possibly due to being moved whilst</p> <p>9 still alive.</p> <p>10 Can you remember who noted the bruising, who</p> <p>11 observed that, the bruising under --</p> <p>12 A. The pathologist.</p> <p>13 Q. Whose observation would it be that this would be</p> <p>14 possibly due to being moved while still alive?</p> <p>15 A. In the briefing we'd received prior to the post mortem</p> <p>16 the information that Stephen Port had given is that he</p> <p>17 had picked the gentlemen up under the arms and dragged</p> <p>18 him out the way, so --</p> <p>19 Q. How did that connect then with the observation that</p> <p>20 Anthony had possibly been moved while still alive?</p> <p>21 A. If you were dragging -- I think he actually said he got</p> <p>22 his hands under his arms and moved him by pulling under</p> <p>23 the arms.</p> <p>24 Q. Then at the bottom of the page of these notes you make</p> <p>25 reference to an amber bottle?</p> <p style="text-align: center;">Page 128</p>

<p>1 A. Yes.</p> <p>2 Q. It is something you've mentioned before, because you</p> <p>3 noted it at the scene. Could you read that, what it</p> <p>4 says?</p> <p>5 A. "Advised from the amber bottle, tox analysis of the</p> <p>6 contents and a dual examination ..."</p> <p>7 Dual expansion would mean we were looking for DNA</p> <p>8 and fingerprints on the bottle.</p> <p>9 Q. Is it you who's doing the advising there?</p> <p>10 A. I'm advising -- I would advise the borough that that's</p> <p>11 what I suggest they get done.</p> <p>12 Q. I see.</p> <p>13 The purpose of the special post mortem was in order</p> <p>14 to try and assist with the cause of death and whether</p> <p>15 there was any third party involvement. What then</p> <p>16 overall would you summarise the conclusion of the post</p> <p>17 mortem?</p> <p>18 A. Often with a post mortem, if there's no obvious cause of</p> <p>19 death we tend to work on the negatives. So if you can't</p> <p>20 see any physical attack on the person and there's no</p> <p>21 suggestion they've been restrained against their will,</p> <p>22 it might be that the decision would then be made that</p> <p>23 we'd had nothing to prove a third party had been</p> <p>24 involved, as far as the body told us.</p> <p>25 Q. Once the special post mortem had finished, what were</p> <p style="text-align: center;">Page 129</p>	<p>1 you recognise this specific document, but is it a type</p> <p>2 of document that you would recognise?</p> <p>3 A. I generally wouldn't see one of these, but yes, I have</p> <p>4 seen before.</p> <p>5 Q. Then turning to page 4, which is the last page, we see</p> <p>6 that this is a document dated at the bottom</p> <p>7 25 June 2014. That's just so you understand when it was</p> <p>8 created.</p> <p>9 A. Hm-mm.</p> <p>10 Q. Then looking up at point 11, it says "Physical</p> <p>11 evidence":</p> <p>12 "Exhibits have been seized both from the scene and</p> <p>13 the post mortem."</p> <p>14 You've just told us about that. Then it says:</p> <p>15 "A forensic strategy meeting will be held with the</p> <p>16 BFM/CSM regarding submission of exhibits for examination</p> <p>17 (CSM has provided advice at the PM)."</p> <p>18 Meaning that you, the crime scene manager, has</p> <p>19 provided advice at the post mortem.</p> <p>20 Can I ask, was there a forensic strategy meeting</p> <p>21 held with you?</p> <p>22 A. It wasn't held with me. It would have been held with</p> <p>23 their borough forensic manager.</p> <p>24 Q. I see.</p> <p>25 A. I don't know if that happened, but that's what would --</p> <p style="text-align: center;">Page 131</p>
<p>1 your actions, if any, in connection with this case?</p> <p>2 A. In 2014, when this occurred, I would explain to the</p> <p>3 borough officers what I suggested they would send away</p> <p>4 for sampling and then they would go, if it's gone back</p> <p>5 to the borough, then they would send those samples away.</p> <p>6 They would be authorised by their -- they've got</p> <p>7 a borough forensic manager, so those samples would be</p> <p>8 authorised and the results would come back to them on</p> <p>9 the borough and I would have no involvement at that</p> <p>10 stage.</p> <p>11 Subsequently I now do get involved -- even if it</p> <p>12 remains with the borough, I would still have</p> <p>13 an oversight of it, authorise the submissions and</p> <p>14 confirm the results came back.</p> <p>15 Q. Thinking about 2014, is it right then that you wouldn't</p> <p>16 know whether your advice had been acted upon?</p> <p>17 A. No, the toxicology results and that don't come back to</p> <p>18 me at all, so I wouldn't know.</p> <p>19 Q. Can I ask you to look at a document behind tab 19 of the</p> <p>20 jury bundle B/1. That is the same one that your notes</p> <p>21 are in, and it's MPS562, page 4.</p> <p>22 A. Yes.</p> <p>23 Q. Ms Kynaston, if you just look at the first page to see</p> <p>24 what this document is. Would you recognise it? It's</p> <p>25 titled "Current situation report". I don't mean would</p> <p style="text-align: center;">Page 130</p>	<p>1 Q. Are you saying that you wouldn't expect it to be held</p> <p>2 with you anyway?</p> <p>3 A. No.</p> <p>4 Q. Then I think you've answered this, but just to be clear,</p> <p>5 did you have any further dealings with the case</p> <p>6 following the special post mortem on the 20th?</p> <p>7 A. No.</p> <p>8 MS COLLIER: Thank you. I've no further questions for you.</p> <p>9 Questions from MS HILL</p> <p>10 MS HILL: Good afternoon, as I think you know, I ask</p> <p>11 questions on behalf of the families of all of those who</p> <p>12 were murdered, save for the partner of Daniel Whitworth</p> <p>13 who has his own lawyer.</p> <p>14 I have just a few questions for you, please, if</p> <p>15 I may. Could I ask to have brought up on screen please</p> <p>16 an extract from the report, please, from Ms Mackay, it's</p> <p>17 INQ00006_0008. It's INQ6, internal page 8. Can I ask</p> <p>18 for paragraph 35 to be brought up on screen.</p> <p>19 It's INQ000006, internal page 8. Thank you very</p> <p>20 much.</p> <p>21 Just looking at that paragraph, which the jury may</p> <p>22 hear a little bit more about in due course, this is the</p> <p>23 proposition that that's summarised here:</p> <p>24 "In an investigation it's important for</p> <p>25 investigators to ensure they understand the scene as it</p> <p style="text-align: center;">Page 132</p>

<p>1 presents itself, and then to question anything that</p> <p>2 evidentially contradicted what was presented. By</p> <p>3 preserving all the evidence this option is available at</p> <p>4 any point in the future."</p> <p>5 Would you broadly agree that that reflects what is</p> <p>6 necessary in terms of scene preservation and the</p> <p>7 attitude or mindset of officers?</p> <p>8 A. Yes.</p> <p>9 Q. The jury heard some evidence yesterday from Dr Munro and</p> <p>10 he was asked quite a lot of questions about his view of</p> <p>11 the body of Anthony and about the discussions that he</p> <p>12 had. At one point in his evidence he said he's sure he</p> <p>13 would have told officers of his view that Anthony had</p> <p>14 been dead for some time, up to eight hours. Do you</p> <p>15 recollect him saying that to you?</p> <p>16 A. No.</p> <p>17 Q. Finally, on the clothing from Anthony that you took, you</p> <p>18 were involved, I think, in some of the analysis at the</p> <p>19 special post mortem. The jury may hear in due course</p> <p>20 from his mother about some elements to do with his</p> <p>21 clothing. Just for the learned coroner's reference,</p> <p>22 this is the statement from Sarah Sak. It's FAM00008,</p> <p>23 internal page 8, paragraph 21.</p> <p>24 One of the points that she has highlighted is that</p> <p>25 because Anthony was very fashion conscious as a student</p> <p style="text-align: center;">Page 133</p>	<p>1 given.</p> <p>2 A. A DC at the scene would have taken that and recorded it.</p> <p>3 Q. Just to be clear, no DNA sample would be taken at that</p> <p>4 stage from the bottle, is that right?</p> <p>5 A. In less serious crime, sometimes we swab things because</p> <p>6 we can send them off through a sort of lower standard,</p> <p>7 but something that might potentially be in a major</p> <p>8 crime, then we would keep it so we had the options later</p> <p>9 on to decide if we want it swabbed in a laboratory</p> <p>10 situation as opposed to out on the street.</p> <p>11 Q. Sorry, and apologies I'm looking at you through a tiny</p> <p>12 gap between the perspex screen and your screen, so my</p> <p>13 apologies for that. I am trying to position myself in</p> <p>14 a way that you're not having to thread the eye of the</p> <p>15 needle.</p> <p>16 I take it from your answer that at this stage this</p> <p>17 was what you were considering to be a major crime,</p> <p>18 because a swab wasn't taken on scene. Is that right?</p> <p>19 A. It was unexplained -- it was an unexplained death at the</p> <p>20 time and again any exhibits that we might later go back</p> <p>21 to and might become more relevant later on, we would</p> <p>22 seize them automatically, because -- give us that</p> <p>23 opportunity with hindsight to go back and do further</p> <p>24 examinations on then.</p> <p>25 Q. Then, just sticking with the bottle if I may, you</p> <p style="text-align: center;">Page 135</p>
<p>1 he wouldn't have worn underpants back to front, and</p> <p>2 I think you have talked about that.</p> <p>3 The other point that she has raised is that he</p> <p>4 wouldn't have worn a T-shirt that was too large for him.</p> <p>5 The understanding she has been given is that he was</p> <p>6 clothed in Stephen Port's T-shirt. Can you remember</p> <p>7 anything about the T-shirt that you can help us with</p> <p>8 today?</p> <p>9 A. I'm afraid not, no. I mean the fact that the T-shirt</p> <p>10 was a bit big for him. I don't know that fashion wise</p> <p>11 youngsters wear big T-shirts. That wouldn't flare up to</p> <p>12 me a concern.</p> <p>13 Q. But the underpants themselves did?</p> <p>14 A. Yes, I thought it was unusual, not necessarily</p> <p>15 suspicious or sinister, but it certainly was unusual.</p> <p>16 MS HILL: Thank you very much.</p> <p>17 Questions from DR VAN DELLEN</p> <p>18 DR VAN DELLEN: I ask questions on before of Ricky Waumsley,</p> <p>19 Daniel Whitworth's partner.</p> <p>20 Two areas of questions, the first is in relation to</p> <p>21 the bottle. Just to clarify your evidence, the bottle</p> <p>22 was handed on scene to a Detective Constable Parish and</p> <p>23 then backed up in an exhibit bag, is that right?</p> <p>24 A. Was it Detective Parish or Tony Davidson?</p> <p>25 Q. Apologies, it probably doesn't matter to whom it was</p> <p style="text-align: center;">Page 134</p>	<p>1 referred to advice you gave about the bottle at the</p> <p>2 special post mortem and you referred to dual</p> <p>3 examination. Again, that's not you directly taking</p> <p>4 a DNA swab, it is you merely -- I say merely, it's you</p> <p>5 providing advice to the borough detectives about what</p> <p>6 forensically can happen to that bottle. Is that right?</p> <p>7 A. Yes, I gave the advice. Also with the dual examination,</p> <p>8 sometimes you might want to examine for finger prints</p> <p>9 and DNA or you might want to do treatments and then go</p> <p>10 back and do it. So in a laboratory environment you've</p> <p>11 got lots of options in how you're going to examine it</p> <p>12 and the sequence in which you examine it.</p> <p>13 Q. My final question, if I may, is to take you back to</p> <p>14 a document which my learned friend Ms Collier, counsel</p> <p>15 to inquest took you, which is your log. It's MPS1098,</p> <p>16 page 7, if that could be brought up on the screen. You</p> <p>17 were looking at it a few minutes ago. If I could just</p> <p>18 ask you very briefly about a comment which you've made.</p> <p>19 You'll see there's an entry on the left-hand side,</p> <p>20 09.25. Do you see that?</p> <p>21 A. Yes.</p> <p>22 Q. Then if we go halfway down the page, just before 09.55,</p> <p>23 the two lines above that, and my apologies if I'm not</p> <p>24 reading your handwriting correctly, it says, "Body, head</p> <p>25 and hands bagged". Is that right?</p> <p style="text-align: center;">Page 136</p>

34 (Pages 133 to 136)

<p>1 A. Yes. When a body is being transferred through the</p> <p>2 undertakers to a mortuary, we're very concerned that</p> <p>3 sometimes you might lose evidence off of the hands, it</p> <p>4 might fall off or whatever, so we place protective bags</p> <p>5 to catch any fibres that might drop off or anything and</p> <p>6 also if there's a lot of blood present, the hands and</p> <p>7 face might get contaminated, so these bags are placed</p> <p>8 over just to protect parts of the body for</p> <p>9 transportation.</p> <p>10 Q. Would that evidence include DNA evidence?</p> <p>11 A. Yes, it would protect it from being handled by anybody.</p> <p>12 It shouldn't be an issue because the bag would be</p> <p>13 sealed, the actual bag the body's placed in would be</p> <p>14 zipped and it would have a signature seen on it. So in</p> <p>15 itself it would be tagged.</p> <p>16 DR VAN DELLEN: No further questions, thank you.</p> <p>17 Questions from MS DOBBIN</p> <p>18 MS DOBBIN: Ms Kynaston, I appear on behalf of some of the</p> <p>19 officers from Barking borough. I just want to ask you</p> <p>20 some questions about when you became aware of certain</p> <p>21 information if I may. Could I ask if we can go to the</p> <p>22 document MPS1098, page 3.</p> <p>23 You're familiar with this, Ms Kynaston. This is</p> <p>24 your log and we see that this is the page that begins</p> <p>25 with you arriving at the scene. I think what we can see</p> <p style="text-align: center;">Page 137</p>	<p>1 you have recorded. That refers to -- I won't read all</p> <p>2 of it out, you can see it.</p> <p>3 A. Hm-mm.</p> <p>4 Q. That it refers to:</p> <p>5 "Sunday day night client, £800, contact Monday and</p> <p>6 Tuesday with friends, going to meet client, phone not</p> <p>7 found, Sunday met Joe Dean, 72 St Ann's."</p> <p>8 Does that capture the updated information that you</p> <p>9 were provided with at the special post mortem?</p> <p>10 A. The borough officers would give a briefing of all the</p> <p>11 evidence that they found since the day before when the</p> <p>12 body was found. I wouldn't be party to that before the</p> <p>13 post mortem, so as I'm listening to it, I make some</p> <p>14 notes from my own information so I know what's going on.</p> <p>15 Q. It doesn't seem that at that point in time the link had</p> <p>16 been made between Port and the person identified as</p> <p>17 Joe Dean. Do you agree? Because you haven't recorded</p> <p>18 that?</p> <p>19 A. I can't remember whether it had or not at this point.</p> <p>20 Q. Presumably you would have recorded it if that link had</p> <p>21 been made at that point in time?</p> <p>22 A. I'm not doing the actual investigation. I'm only</p> <p>23 interested in the forensic side, so I wouldn't</p> <p>24 necessarily have written that down, even if I knew it.</p> <p>25 Q. Okay, and that wouldn't have been important in terms of</p> <p style="text-align: center;">Page 139</p>
<p>1 at the very end of that page is reference to</p> <p>2 Stephen Port; do you see that?</p> <p>3 A. That's correct, yes.</p> <p>4 Q. Right at the very end. If we go over to page 5, please.</p> <p>5 We can see set out there at the very top his account</p> <p>6 about how he came to find the young man who was outside</p> <p>7 his block of flats, correct?</p> <p>8 A. Hm-mm.</p> <p>9 Q. That's where it seems that you obtained the information</p> <p>10 that he had dragged the body; is that right?</p> <p>11 A. (The witness nodded)</p> <p>12 Q. Indeed we can see in your account, if we look about five</p> <p>13 lines down, that you thought that accounted for the</p> <p>14 young man's clothing being rucked up. Is that right?</p> <p>15 A. Yes, a possible explanation.</p> <p>16 Q. If we go on then please in the same document to page 7,</p> <p>17 and we've looked at this already, these are your notes</p> <p>18 of the special post mortem at the very end, yes. We see</p> <p>19 there the reference to briefed pathologist, but I don't</p> <p>20 think you actually set out the contents of that</p> <p>21 briefing, do you?</p> <p>22 A. It wasn't myself that did the briefing, the briefing</p> <p>23 would generally be supplied by the borough officers.</p> <p>24 Q. Right. If we go over the page again please to page 9,</p> <p>25 we can see that there was a provision of an update which</p> <p style="text-align: center;">Page 138</p>	<p>1 the forensic side of things?</p> <p>2 A. I'm there to gather all the evidence I can, so, not</p> <p>3 necessarily, no.</p> <p>4 Q. Right.</p> <p>5 Can we then go over the page again, please, to</p> <p>6 page 11. Can I just ask you about your note about there</p> <p>7 being the note of what the pathologist said about there</p> <p>8 being bruising under the arms, possibly due to being</p> <p>9 moved. I think you suggested that as far as you were</p> <p>10 concerned that was consistent with the account that had</p> <p>11 already been given by Mr Port?</p> <p>12 A. Yes.</p> <p>13 Q. Did that mean that you didn't attach terribly much</p> <p>14 significance to that information when the pathologist</p> <p>15 said it?</p> <p>16 A. Well the bruising under the arm certainly hadn't caused</p> <p>17 the death, so that wasn't part of the cause of the</p> <p>18 death. You're always looking for an explanation on how</p> <p>19 bruising got there, but it's unlikely you're ever going</p> <p>20 to know definitely. And I've got an account and that</p> <p>21 fitted with the account. So that's it, as far as I was</p> <p>22 concerned. I've made a note of it obviously, but -- and</p> <p>23 if you've got a separate account on a different account</p> <p>24 that contested that, then obviously we would be looking</p> <p>25 at that as well and see if that explained the bruising.</p> <p style="text-align: center;">Page 140</p>

35 (Pages 137 to 140)

<p>1 Q. Okay. You went on to explain to us that you give advice 2 then as to which of the many samples that have been 3 taken will go off for testing at that time. 4 On this occasion you've advised that three things go 5 off: the bottle; the urine, blood and vitreous sample; 6 and the brain and heart. Correct? 7 Can you just explain why you didn't think at that 8 time the sex samples needed to be sent off? 9 A. I think that's an error in my notes, because I do 10 believe that the advice was given for the sex swabs, but 11 I can't -- to be honest, I cannot remember. 12 Q. Why would have you made a mistake about that when you 13 have noted the other three things that you gave advice 14 about? 15 A. I may have given it verbally and forgotten to write it 16 down. 17 Q. You don't make your notes at the time, is that right, 18 you make them -- 19 A. I'm writing them down as the pathologist is speaking. 20 Q. But this is about the advice that you give afterwards, 21 so we're not talking about when the pathologist is 22 speaking? 23 A. No, these are my notes to remind me to tell the borough 24 what I advise them to go up. 25 Q. Yes, so it's an important record, isn't it?</p> <p style="text-align: center;">Page 141</p>	<p>1 break, madam, if you want me to. 2 THE CORONER: No, carry on. 3 MR SKELTON: Thank you. 4 Scrolling back, Ms Kynaston, how long had you been 5 a CSM in 2014. 6 A. 20 years. 7 Q. How many deaths roughly would you have attended per year 8 which were unexplained or suspicious? 9 A. About 25 probably. Around about 25. 10 Q. Is it fair to conclude that you will attended many 11 scenes where people have been murdered? 12 A. Yes, very many. 13 Q. How many special post mortems per year might you have 14 attended? 15 A. Around about 20, I would say. 16 Q. As far as your attendance goes on 19 June, part of your 17 role was to check the body to see if there were signs of 18 assault and you did so. I think it's right that you 19 recorded that there was no head trauma and no injuries 20 noted to the arms, legs or torso? 21 A. No. 22 Q. Was there anything that you noted at the scene that 23 would have allowed you to have determined the time of 24 death? 25 A. The time of death is particularly difficult to</p> <p style="text-align: center;">Page 143</p>
<p>1 A. But I often follow up -- generally, I don't know -- 2 generally I would also send an email after the event to 3 the officers, just as a sort of aide memoire of what 4 needs to be submitted. 5 Q. If you just bear with me one moment, please. 6 THE CORONER: Can I just understand what you're saying about 7 the sex sample, that you think you did advise or you're 8 sure you did advise that it be sent or not? 9 A. I thought I did, but it's not written down there. 10 MS DOBBIN: Could we, please, look at a different document 11 then, this is IPC35, please. It's page 71 of that 12 document. 13 If you look, please, Ms Kynaston, at the entry about 14 the special post mortem. I don't know if you can see 15 a little way down that entry, it says, "CSM advised 16 sending off the following to the FFS". 17 A. Yes, it's possible I didn't mention the sexual swabs at 18 that time. 19 MS DOBBIN: Okay. Thank you. 20 That's all my questions. 21 Questions from MR SKELTON 22 MR SKELTON: Ms Kynaston, I ask questions on behalf of the 23 Metropolitan Police. I will only be less than 24 10 minutes, I think counsel to the inquest is looking at 25 me just in case a break is needed, but I am happy to</p> <p style="text-align: center;">Page 142</p>	<p>1 calculate, because there are so many variables with: the 2 temperature; the clothing; the size of person, whether 3 they're thin or fat; whether they're on the medication. 4 There's a lot of variables, so I send to not get 5 involved in guessing at the time of death. 6 Q. By the time you were going about your work an interview 7 had taken place with Stephen Port and you noted that in 8 your handwritten notes and you were aware from that 9 interview that he had said that he propped Anthony up 10 against the wall? 11 A. That's correct. 12 Q. Did you consider that your review of where Anthony was, 13 including his position, was consistent with Mr Port's 14 account? 15 A. Yes, he was where he said he'd put him. 16 Q. You attended the special post mortem the next day and 17 you've been asked about the note that you made that 18 Anthony's underwear was backwards and inside out. Did 19 you think that that was consistent with possible drug 20 use and drug overdose? 21 A. No, I just thought it was unusual, but -- no. 22 Q. The bruising under the arms was identified by the 23 pathologist. Did you consider that to be consistent 24 with Stephen Port's account of moving Anthony's body? 25 A. Yes, it's where you would get bruising if somebody had</p> <p style="text-align: center;">Page 144</p>

36 (Pages 141 to 144)

<p>1 dragged you under the arms, so yes.</p> <p>2 Q. Do you recall the pathologist discussing the possibility</p> <p>3 that a mark found or marks found on Anthony's left ankle</p> <p>4 were consistent with restraint or possibly some other</p> <p>5 reason?</p> <p>6 A. I've no recollection of that being mentioned at the post</p> <p>7 mortem and I've got no notes to that effect either.</p> <p>8 Q. If the possibility of restraint had been mentioned by</p> <p>9 the pathologist, is that something that you as a CSM</p> <p>10 would have noted?</p> <p>11 A. Yes, I would believe so.</p> <p>12 Q. You said earlier that the cause of death was not clear</p> <p>13 by the end but thought likely to be a drug overdose. Am</p> <p>14 I characterising your conclusion correctly?</p> <p>15 A. That's correct.</p> <p>16 Q. Did you suspect that there had been an assault of any</p> <p>17 kind, based on your attendance at the special post</p> <p>18 mortem?</p> <p>19 A. No. No, I didn't. No.</p> <p>20 Q. Did the pathologist?</p> <p>21 A. I don't believe so.</p> <p>22 Q. Did any of the detectives present?</p> <p>23 A. I don't believe so.</p> <p>24 Q. Can I ask you just overall about your conclusions based</p> <p>25 on your work on 19 and 20 June. Based on the totality</p> <p style="text-align: center;">Page 145</p>	<p>1 in case at a later date we get some information there's</p> <p>2 been somebody else in there that we're trying to trace.</p> <p>3 THE CORONER: Was that the doors close to where Anthony's</p> <p>4 body was found?</p> <p>5 A. Yes, it's the entrance into there, just behind there.</p> <p>6 THE CORONER: Then just further down, about halfway down</p> <p>7 that page, there's an asterisk in the margin saying,</p> <p>8 "Eight marks retrieved outside doors".</p> <p>9 A. That will be eight fingerprints actually retrieved.</p> <p>10 THE CORONER: Thank you.</p> <p>11 Then you were just explaining to us the fact that</p> <p>12 there would be two different exhibit officers present at</p> <p>13 the post mortem, one from the borough and one from the</p> <p>14 homicide team. To which would each individual exhibit</p> <p>15 be given if no decision had yet been made as to who was</p> <p>16 to have control of the investigation. If, for example,</p> <p>17 Anthony's clothing was seized, to which of the officers</p> <p>18 would it be handed?</p> <p>19 A. Generally, it would be classed as a borough</p> <p>20 investigation until it's deemed a murder. So the</p> <p>21 general protocol would be that the borough would take</p> <p>22 the exhibits, because if it's going to stay with them,</p> <p>23 it's easier that they have them, but sometimes, because</p> <p>24 if you've got a borough person that's not particularly</p> <p>25 experienced and there's sometimes quite a lot of</p> <p style="text-align: center;">Page 147</p>
<p>1 of the information available to you at the time on the</p> <p>2 19th, including discussions you had with those present,</p> <p>3 did you consider that Anthony may have been murdered?</p> <p>4 A. No, I didn't.</p> <p>5 Q. The same question please in respect of the 20th, by</p> <p>6 which stage you were informed by your attendance at the</p> <p>7 special post mortem. Did you consider at that time that</p> <p>8 Anthony may have been murdered?</p> <p>9 A. No, I thought he most likely he had been moved after he</p> <p>10 died and that was strange, but I had had nothing to</p> <p>11 suggest he'd actually been murdered.</p> <p>12 MR SKELTON: Thank you, Ms Kynaston.</p> <p>13 MS COLLIER: No more questions.</p> <p>14 Questions from THE CORONER</p> <p>15 THE CORONER: I have a couple of questions, so if any of the</p> <p>16 jurors have they can be busily writing those now.</p> <p>17 Right, I'll have a look.</p> <p>18 Ms Kynaston, just looking at page 7 of your note,</p> <p>19 I think you said that you asked that the doors, the</p> <p>20 external communal doors be powdered, can you just</p> <p>21 explain what that is?</p> <p>22 A. A fingerprint powder examination. It's a communal door</p> <p>23 to flats, you can't preserve it because people have to</p> <p>24 be allowed in and out, so I just thought while we are</p> <p>25 here, let's just put some finger print powder on it just</p> <p style="text-align: center;">Page 146</p>	<p>1 exhibits that come quite quickly that you've got to</p> <p>2 document. If you've got a very experienced person from</p> <p>3 the homicide team, they might say, "I'll do it for you,</p> <p>4 I'll assist".</p> <p>5 THE CORONER: That's partially answered my next question,</p> <p>6 which was documentation of exhibits. What's done about</p> <p>7 that by the officers, the exhibits officers?</p> <p>8 A. It would be normally the borough officer would take it</p> <p>9 as their exhibit and they would keep a record in the</p> <p>10 book of each exhibit, a description of it and the seal</p> <p>11 number.</p> <p>12 THE CORONER: Right, that's to that.</p> <p>13 Then you were asked a question by Ms Hill about the</p> <p>14 T-shirt and you said something along these lines, the</p> <p>15 fact that it was a bit big for him might be relevant or</p> <p>16 might not, it might be fashion or might not.</p> <p>17 A. It didn't alert my concerns.</p> <p>18 THE CORONER: Was it a fact that the T-shirt was a bit big</p> <p>19 for him?</p> <p>20 A. If I'm absolutely honest, that's the first time I have</p> <p>21 heard that.</p> <p>22 THE CORONER: I just wanted to be clear as to whether you</p> <p>23 were saying in fact it was a bit big for him.</p> <p>24 A. No, I didn't know that.</p> <p>25 THE CORONER: Thank you very much indeed.</p> <p style="text-align: center;">Page 148</p>

37 (Pages 145 to 148)

1 Thank you very much for coming. That's it.
2 Is that as far as we can take it today?
3 MR O'CONNOR: Madam, I just wanted to check, you said there
4 was a question from the jury?
5 THE CORONER: Yes, it's not a question for Ms Kynaston, it's
6 a question I raised at 10 o'clock this morning actually.
7 There is a question. Don't go, don't go. There is
8 a question.
9 It's about the heat in this room, which we've all
10 been complaining about all day.
11 MS COLLIER: I can't answer that, ma'am.
12 THE CORONER: Thank you.
13 Questions from THE JURY
14 THE CORONER: I'm just going to read this question out and
15 ask for your comment upon it.
16 When more knowledge of Port's account of the events
17 was gained and realised to be untrue, were you or any of
18 your notes revisited to your knowledge?
19 **A. No.**
20 THE CORONER: No, because you said the end of your
21 involvement was at the end of the debrief after the
22 special post mortem?
23 **A. Yes.**
24 THE CORONER: You weren't involved after that?
25 **A. No.**

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1 THE CORONER: No. All right. Thank you very much.
2 Is that as far as we can take things this afternoon?
3 MR O'CONNOR: Madam, yes, that's the end of the evidence for
4 today.
5 THE CORONER: Thank you very much.
6 All right, members of the jury, we'll break off
7 until 10 o'clock on Monday morning. I wish you all
8 a very good weekend and we will do our very best to make
9 sure that it's cooler in here next week. I have been
10 trying to do so all day, but unsuccessfully.
11 (In the absence of the jury)
12 (3.02 pm)
13 (The inquests adjourned until 10.00 am on Monday,
14 11 October 2021)
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