

<p>1 Friday, 7 April 2017 2 (10.00 am) 3 MS CARTWRIGHT: Good morning, sir. 4 Deborah Hurst, please. 5 THE CHAIRMAN: Good morning, Ms Cartwright. Yes. 6 I have the bundle, thank you very much. 7 MS DEBORAH HURST (sworn) 8 THE CHAIRMAN: Thank you. You are welcome to sit down if 9 you wish to do so. 10 <b>A. I am fine. I will stand, thank you.</b> 11 <b>Questions from MS CARTWRIGHT</b> 12 MS CARTWRIGHT: Good morning, my name is Sophie Cartwright 13 and I will ask questions on behalf of the Inquiry. You 14 will see that there is a folder in front of you there. 15 Perhaps if you open the folder first of all at tab 1. 16 Behind tab 1 you should find the first statement that 17 you have made, dated 8 October 2012. 18 <b>A. Yes.</b> 19 Q. Can I ask you, first of all can you confirm your full 20 name, please, to the Inquiry? 21 <b>A. Deborah Hurst.</b> 22 Q. We know at the time, in 2012, that you were the deputy 23 senior investigating officer on Operation Shire? 24 <b>A. Yes.</b> 25 Q. Can you assist as to what rank you are currently</p> <p style="text-align: center;">Page 1</p>	<p>1 Q. Had you been with another force before joining Greater 2 Manchester Police? 3 <b>A. No, no.</b> 4 Q. We know that in 2012 you were situated within the Force 5 Robbery Unit. 6 <b>A. Yes.</b> 7 Q. Can you assist as to how long you had been in the Force 8 Robbery Unit? 9 <b>A. I joined the Force Robbery Unit in November 2008 and 10 I began temping as a DS within the same unit 11 in April 2011.</b> 12 Q. I think you have now moved out of the Force Robbery 13 Unit? 14 <b>A. I have, yes.</b> 15 Q. Can you tell us the role that you are now performing 16 with Greater Manchester Police? 17 <b>A. Yes, I am a detective sergeant within the modern slavery 18 coordination unit.</b> 19 Q. As at the time when you were seconded within the Force 20 Robbery Unit, can you assist as to whether when you were 21 involved in Operation Shire -- we can see from your book 22 that that involvement commenced at the beginning 23 of October 2011 -- 24 <b>A. Yes.</b> 25 Q. -- was Operation Shire your sole duty during the period</p> <p style="text-align: center;">Page 3</p>
<p>1 employed at GMP? 2 <b>A. Detective sergeant -- temporary detective sergeant, is 3 the same rank that I was at the time.</b> 4 Q. Thank you. 5 If we look, please, at the first statement dated 6 8 October 2012, have you had an opportunity to review 7 that statement before today? 8 <b>A. I have, yes.</b> 9 Q. Is the content of that statement true to the best of 10 your knowledge and belief? 11 <b>A. It is, yes.</b> 12 Q. Then, please, if you turn over the page, behind tab 2, 13 I think there is the second and final open statement 14 that you have made in respect of these matters dated 15 11 August 2014. 16 Again, have you had an opportunity to review that 17 statement before today? 18 <b>A. I have, yes.</b> 19 Q. Are the contents of that statement true to the best of 20 your knowledge and belief? 21 <b>A. They are, yes.</b> 22 Q. Could you assist the Inquiry then, in March 2012 how 23 long had you been employed by Greater Manchester Police? 24 <b>A. In -- I joined in March 1998, so in 2012 it would be, 25 what, 14 years?</b></p> <p style="text-align: center;">Page 2</p>	<p>1 of October to March? 2 <b>A. It would be my main duty, so the main duties I performed 3 would be around Operation Shire. I don't think I was 4 managing any other operations as complex as that, but 5 if -- for instance the Robbery Unit would deal with lots 6 of other jobs that came in, say if there was a kidnap or 7 a manhunt, managing the staff, that kind of thing, but 8 predominantly that was where the bulk of my work was, 9 yes.</b> 10 Q. Can you assist in terms of, first of all, the role of 11 the Deputy SIO, please, from your understanding? 12 <b>A. So the role of a Deputy SIO is to support the SIO and 13 undertake SIO duties in his or her absence.</b> 14 Q. In explaining what the duties of the SIO are, can you 15 explain what you -- 16 <b>A. Managing -- sorry.</b> 17 Q. Can you explain what they were, please? 18 <b>A. It would be decision making, managing the operation.</b> 19 Q. Can I ask, in respect of stepping up as the SIO in 20 Mr Cousen's absence, we can see that there was a period 21 in November 2011 when Mr Cousen was away and in fact 22 rather than you stepping up, an Officer Fernandes 23 stepped into the role of SIO. 24 <b>A. Yes.</b> 25 Q. Can you explain as to why that happened?</p> <p style="text-align: center;">Page 4</p>

1 **A. Operation Shire is, was, the first sort of complex job**  
 2 **that I had had experience of being a Deputy SIO for.**  
 3 **I had been a DC in the unit prior to that. So the other**  
 4 **DIs would -- well, Mr Fernandes stepped up on that**  
 5 **occasion probably because of -- I didn't have a lot of**  
 6 **experience, certainly with managing MASTS and firearms,**  
 7 **that kind of thing. So Mr Fernandes took over at that**  
 8 **point.**  
 9 Q. Other than that period, it seems from the books of both  
 10 Officer Cousen and yourself, there doesn't seem to be  
 11 any other period where you essentially acted up as the  
 12 SIO. So the only period when Mr Cousen was absent,  
 13 someone else stepped up?  
 14 **A. Yes.**  
 15 Q. Can I ask then, in terms of Officer Fernandes stepping  
 16 up because of your lack of experience in that role,  
 17 would that be fair to say?  
 18 **A. Potentially. Just -- it just naturally happened that**  
 19 **way, I guess. I would support Mr Fernandes, I would**  
 20 **have a more in depth knowledge around the investigation,**  
 21 **but yes, he would -- he was the DI. He would make any**  
 22 **major decisions, with my support I guess.**  
 23 Q. Can you assist in terms of the rest of the team, because  
 24 I think as the Deputy SIO you had a supervisory  
 25 function?

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1 **A. I did, yes.**  
 2 Q. The Inquiry has already heard evidence from officers  
 3 Mills, Clark and Talbot --  
 4 **A. Yes.**  
 5 Q. -- because there is some variation in terms of the  
 6 explanation of what roles they were performing, can you  
 7 explain your understanding of the role of Mr Talbot, who  
 8 it is understood was the officer in the case?  
 9 **A. Yes, so Andy Talbot was the OIC, the officer in the**  
 10 **case, so he would be responsible for file build, he**  
 11 **would assist with some of the administration around**  
 12 **managing the actions, making sure they were processed,**  
 13 **that kind of thing, that would be his job. But it**  
 14 **predominantly would be to do with the file build,**  
 15 **liaising with CPS.**  
 16 Q. Mr Mills?  
 17 **A. Mr Mills was the exhibits officer but would also assist**  
 18 **with outside enquiries, so going into observation post,**  
 19 **again managing general enquiries to do with the**  
 20 **investigation.**  
 21 Q. Mr Clark?  
 22 **A. Mr Clark was phones officer, disclosure officer and**  
 23 **assisted myself with managing intelligence.**  
 24 Q. You have described assisting you with managing  
 25 intelligence, can you describe your understanding of

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1 your role in Operation Shire in managing the  
 2 intelligence, please?  
 3 **A. The intelligence, so when -- Mr Clark assisted me with**  
 4 **managing the intelligence as in the intelligence**  
 5 **chronology, which was a document that I created to make**  
 6 **it easier for us to keep an up-to-date chronological**  
 7 **list of the intelligence that was coming in. Certain**  
 8 **pieces of intelligence that was coming in, not**  
 9 **everything would go on to the intelligence chronology**  
 10 **and, sorry, my?**  
 11 Q. Your role in managing the intelligence?  
 12 **A. So my role would be around looking at that intelligence**  
 13 **when it came in, both myself and Mr Cousen, would have**  
 14 **access to it, say a COPU report, we would discuss it,**  
 15 **and then I would raise any relevant actions which would**  
 16 **be raised on the CLIO system.**  
 17 Q. I am going to come a little later in your evidence to  
 18 look at the intelligence chronology, and there will  
 19 later on today be a closed session where we will be able  
 20 to look in more detail at the intelligence chronology.  
 21 **A. Okie-doke.**  
 22 Q. Can I ask though, in terms of your daybook, it is fair  
 23 to say you refer to a number of other officers who are  
 24 performing roles within Operation Shire and a lot of  
 25 them are referenced solely by their nicknames rather

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1 than their full name, rank or officer number.  
 2 **A. Yes.**  
 3 Q. "Tolly" then would be Mr Talbot?  
 4 **A. Yes, Mr Talbot, yes.**  
 5 Q. "Pockets", who is "Pockets"?  
 6 **A. Pockets would be DC Healy, he was again a DC within the**  
 7 **Robbery Unit who I think during Shire he staffed at**  
 8 **observation post quite a bit.**  
 9 Q. "Nobby"?  
 10 **A. That is Dave Clark, DC Clark.**  
 11 Q. "Mucky"?  
 12 **A. That would be Paul McGlone, again another DC who --**  
 13 THE CHAIRMAN: Who, sorry? Paul?  
 14 **A. McGlone. Yes, again he was another DC within the team**  
 15 **who quite often staffed observation posts and carried**  
 16 **out a number of actions and enquiries.**  
 17 Q. "Digger"?  
 18 **A. That was Martin Deagan, and he was another DC in our**  
 19 **team.**  
 20 Q. I think there is reference to a "Rick"?  
 21 **A. Rick Castley, he was a DC at the time.**  
 22 Q. What was Rick Castley's role?  
 23 **A. So again he would -- he would do a bit of everything**  
 24 **really, outside enquiries, staffing OP posts. But he**  
 25 **was responsible for, following the arrests, the**

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1 **amalgamated surveillance chronology, he pulled that**  
 2 **together.**  
 3 Q. The Inquiry have seen that and seen that is it is  
 4 authored by Mr Castley.  
 5 Then "Roy", I think Roy Storey?  
 6 **A. Roy Storey again was another DC, he does a lot of work**  
 7 **around ANPR and again some other general outside**  
 8 **enquiries.**  
 9 Q. In terms of those additional officers, save for the ones  
 10 I have already told you have given evidence to the  
 11 Inquiry, can you assist as to the extent to which  
 12 Operation Shire was one of the major preoccupations of  
 13 their duties within the Robbery Unit?  
 14 **A. So Rick Castley was on my team, my syndicate, who were**  
 15 **managing, predominantly managing Operation Shire. The**  
 16 **other officers that you have referred to there were on**  
 17 **other syndicates so they might be involved in other**  
 18 **ongoing operations, but we would use them, because we**  
 19 **were such a small team, for things like staffing**  
 20 **observation posts and things.**  
 21 **And then following the arrest phase, quite a lot of**  
 22 **the robbery team were involved in doing outside**  
 23 **enquiries to pull stuff together for file.**  
 24 Q. In terms of Officer Mills, Clark and Talbot, we have  
 25 heard evidence from them that save for when they were

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1 called away for other duties, in reality Operation Shire  
 2 was their preoccupation during this period of October to  
 3 March.  
 4 **A. That's right, yes.**  
 5 Q. Would it be fair to say that in reality this operation  
 6 was well staffed within the Robbery Unit?  
 7 **A. We had -- it was a small team, it was quite a big job,**  
 8 **there was plenty of work for us to do but we managed it,**  
 9 **yes.**  
 10 Q. Can you assist in terms of then supervising, would you  
 11 be supervising all of the officers when they were  
 12 working on Shire?  
 13 **A. I would be supervising the officers on my team.**  
 14 Q. Yes.  
 15 **A. The wider officers would have their own line managers,**  
 16 **their own DSs, but if they were responsible, for**  
 17 **instance if they were issued an action on the CLIO**  
 18 **system, that action and their write up of it would come**  
 19 **back to me and not to their DSs, if that makes sense.**  
 20 Q. Can I ask, was this the first occasion when you had  
 21 supervised a team?  
 22 **A. No, I had been supervising a team since I started to**  
 23 **temp in April 2011. I had spent a small time -- amount**  
 24 **of time on the Excalibur, the armed crime units, which**  
 25 **is a very similar unit to ours, but this was I guess the**

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1 **biggest job that -- the first biggest job that I had**  
 2 **supervised, yes.**  
 3 Q. Can I just ask, because there are reference to in the  
 4 emails in particular, occasions where there are a large  
 5 number of actions outstanding and particularly during  
 6 a period of your absence in January 2012, essentially  
 7 Mr Cousen saying, "Come on, let's get these actions  
 8 sorted".  
 9 Was there an issue at times with getting the  
 10 officers to do the actions that you had assigned to  
 11 them?  
 12 **A. Sometimes, yes, I would have to chase officers up with**  
 13 **where are we up to with this action? With that action?**  
 14 **I would review on CLIO how many were outstanding and**  
 15 **chase some of the officers up at times, yes.**  
 16 Q. Can I ask you also, you have mentioned I think the  
 17 Excalibur, but we have had provided to us yesterday  
 18 telephone records and the Inquiry have already heard in  
 19 particular from Mr Lapniewski of an officer called  
 20 Anthony Creeley.  
 21 **A. Yes.**  
 22 Q. Can you assist us as to where Mr Creeley, did he sit  
 23 within the Robbery Unit or was he within another part of  
 24 the serious crime division?  
 25 **A. He was the chief inspector of the serious and organised**

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1 **crime groups at that time. So that was a Robbery Unit,**  
 2 **yes.**  
 3 Q. In terms of then, we can see particularly during the  
 4 period of records that we have had, there is a high  
 5 volume of calls and text messages passing between you  
 6 and Officer Creeley. Can you assist in terms of, as the  
 7 Deputy SIO, the liaison that would need to take place  
 8 with Mr Creeley?  
 9 **A. I think the majority of the telephone contact is text**  
 10 **message, but Mr Creeley has been a close friend of mine**  
 11 **for many years, we used to work together since 2000 and**  
 12 **he still is today. So those texts would have been of**  
 13 **a personal nature.**  
 14 Q. But in terms of -- did Mr Creeley, because there are  
 15 emails as well where he and I think another officer  
 16 called Denton and Duddridge are copied into emails, can  
 17 you assist as to what his role or oversight would be to  
 18 Operation Shire?  
 19 **A. So he would be in charge of all the investigations that**  
 20 **the Robbery Unit was running at that time, and**  
 21 **Mr Duddridge was the superintendent above him. So**  
 22 **Mr Cousen would report to Mr Creeley and Mr Duddridge.**  
 23 Q. We will perhaps come near to the end of your evidence to  
 24 look at the phone traffic that passes between the  
 25 officers and the texts, and perhaps we will deal in more

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<p>1 detail then with those.</p> <p>2 Could I ask then, please, for you to look at</p> <p>3 a document that is contained within the C bundle,</p> <p>4 please.</p> <p>5 It is C, please, page 17. We can see, perhaps if</p> <p>6 you just look at the document that sits in front of it</p> <p>7 as well, please, Officer Hurst. We can see that we have</p> <p>8 Officer Cousen's investigative assessment for</p> <p>9 Operation Shire, was that a document you were familiar</p> <p>10 with?</p> <p>11 <b>A. It is not one that I would have input in.</b></p> <p>12 Q. Then could I ask you to look at the operational risk</p> <p>13 assessment that we see that starts at page 17.</p> <p>14 <b>A. Yes.</b></p> <p>15 Q. Was this a document you were familiar with?</p> <p>16 <b>A. No.</b></p> <p>17 Q. I ask you that because we can see within the risk</p> <p>18 assessment there is reference to the role of the Deputy</p> <p>19 SIO as part of the risk assessment for Operation Shire.</p> <p>20 If we see on page 17 there is reference to physical</p> <p>21 harm, "Eg risk of personal harm to the public, law</p> <p>22 enforcement operatives or subjects".</p> <p>23 THE CHAIRMAN: That is at the bottom of the page?</p> <p>24 MS CARTWRIGHT: It is, sir.</p> <p>25 If we move on to page 18, the box continues:</p> <p style="text-align: center;">Page 13</p>	<p>1 <b>A. No.</b></p> <p>2 Q. In terms of there being a document that is intended to</p> <p>3 set out issues of risk and then things to mitigate the</p> <p>4 risk.</p> <p>5 <b>A. Yes.</b></p> <p>6 Q. You were not aware that this existed and there were</p> <p>7 specific categories that you were essentially being</p> <p>8 identified as having a role in respect of?</p> <p>9 <b>A. No, I wasn't aware of the document and how it was set</b></p> <p>10 <b>out, no.</b></p> <p>11 Q. Staying on page 18 then please, we see the next row:</p> <p>12 "GMP staff, risk of injury through operational</p> <p>13 duties conducting arrest, surveillance, use of</p> <p>14 observation points, CROPS deployments."</p> <p>15 Then again there are the columns where the</p> <p>16 assessment has been given a number within the range.</p> <p>17 Again in the final column we see:</p> <p>18 "Specific risk assessments will be carried out for</p> <p>19 the conduct of operational duties. These will be</p> <p>20 written if planned in advance, eg arrest, observation</p> <p>21 points and dynamic if encountered whilst on the ground.</p> <p>22 The SIO, Deputy SIO will ensure all operatives are</p> <p>23 briefed regarding the environment they are deploying and</p> <p>24 any known risks will be identified with strategies in</p> <p>25 place to minimise risk. Due to the nature of the</p> <p style="text-align: center;">Page 15</p>
<p>1 "Subjects, other criminals the risk to the general</p> <p>2 public from the OCG's criminal activity is potential</p> <p>3 medium to high, due to the nature of the offences that</p> <p>4 the subjects of the operation are believed to be</p> <p>5 involved in. Burglary, robbery, taking of motor</p> <p>6 vehicles and their previous use of firearms. There is</p> <p>7 intelligence to suggest that the subjects are currently</p> <p>8 in dispute with opposing OCGs, but this is being managed</p> <p>9 under a separate operation."</p> <p>10 Then we can see the various boxes where the risk has</p> <p>11 been assessed by way of probability, impact and score.</p> <p>12 If I can direct your attention, please, to the final</p> <p>13 column, we see:</p> <p>14 "The SIO and Deputy SIO to be made aware of all such</p> <p>15 issues so that an appropriate response, disruption, can</p> <p>16 be put in place."</p> <p>17 Pausing there, were you aware that that was within</p> <p>18 the risk assessment part of your identified role in</p> <p>19 addressing risk?</p> <p>20 <b>A. I was aware that in the absence of Mr Cousen that</b></p> <p>21 <b>I would perform the role of SIO. So, yes, I would be</b></p> <p>22 <b>involved in decision making around risk.</b></p> <p>23 Q. Can I ask you, I think I asked you at the outset if you</p> <p>24 were aware of the operational risk assessment and you</p> <p>25 said not?</p> <p style="text-align: center;">Page 14</p>	<p>1 investigations being conducted this will be reviewed on</p> <p>2 a regular basis."</p> <p>3 <b>A. Yes.</b></p> <p>4 Q. Pausing there again, were you aware that you had --</p> <p>5 essentially within the wider risk assessment you had</p> <p>6 been identified as someone responsible for conducting</p> <p>7 your own risk assessments?</p> <p>8 <b>A. Yes, that would be something, so for instance as it</b></p> <p>9 <b>points out with observation posts, I would manage the</b></p> <p>10 <b>risk assessments around observation posts, obtaining</b></p> <p>11 <b>them, risk assess them, carry out the R v Johnson</b></p> <p>12 <b>procedure.</b></p> <p>13 <b>So that is something I would do. So I knew that</b></p> <p>14 <b>I had responsibility for risk, I just hadn't seen this</b></p> <p>15 <b>document and read it. If that makes sense?</b></p> <p>16 Q. Can I ask then, in terms of any other written risk</p> <p>17 assessment, because certainly other than this risk</p> <p>18 assessment -- obviously I am going to come on to deal</p> <p>19 with profiles, nominal profiles, which I think you also</p> <p>20 characterise as having a feature of risk assessment.</p> <p>21 Did you complete any other written risk assessment as</p> <p>22 part of your duties as a Deputy SIO?</p> <p>23 <b>A. I would write risk assessments in relation to</b></p> <p>24 <b>observation posts, because that is a requirement under</b></p> <p>25 <b>R v Johnson. I am not aware of any other risk</b></p> <p style="text-align: center;">Page 16</p>

4 (Pages 13 to 16)

1 **assessments that I wrote myself, no.**  
 2 Q. Can I ask then, just staying in that column, we can see  
 3 by "Risk of injury from targets of the operation", it is  
 4 identified:  
 5 "We will monitor any intelligence that relates to  
 6 the targets, particularly the possession or use of  
 7 firearms or weapons, as this may alter the capability to  
 8 carry out unarmed surveillance observation posts or  
 9 feasibility surveys."  
 10 Were you aware of that as part of your duties?  
 11 **A. That would be something that I would take into**  
 12 **consideration when -- depending on what actions I was,**  
 13 **or duties the team were given, if there was any**  
 14 **intelligence that might involve risk around how they**  
 15 **carry out that operation, it would be something I did as**  
 16 **a matter of course.**  
 17 Q. In terms of where would that be recorded?  
 18 **A. That would -- I would have recorded that in my daybook,**  
 19 **if that is something that would have occurred.**  
 20 Q. I was going to ask you about that, because within your  
 21 daybook, the note keeping is very brief --  
 22 **A. Yes.**  
 23 Q. -- there is no evidence of risk assessment --  
 24 **A. No.**  
 25 Q. -- and similarly there is no evidence of meetings that

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1 you have attended or things of that nature.  
 2 **A. Yes.**  
 3 Q. Certainly from my observation, and again I will be  
 4 corrected, there is nothing within the daybook that  
 5 would seem to reflect a risk assessment of any sort?  
 6 **A. I can't think of any occasion within Shire where I would**  
 7 **have had to carry out -- other than the R v Johnson**  
 8 **procedures.**  
 9 THE CHAIRMAN: Other than what, sorry?  
 10 **A. Sorry, the R v Johnson procedures. So risk assessing**  
 11 **when officers are deployed into an observation post.**  
 12 THE CHAIRMAN: Yes.  
 13 **A. Visiting it and et cetera.**  
 14 MS CARTWRIGHT: Can I ask you, where were those risk  
 15 assessments stored?  
 16 **A. I think the R v Johnson folder, there was a specific**  
 17 **folder within the shared drive.**  
 18 Q. Do you know what that folder was called?  
 19 **A. Potentially -- it would come under "Observation posts"**  
 20 **or it might actually be labelled "R v Johnson". I would**  
 21 **have to have a look, but those documents were saved**  
 22 **electronically.**  
 23 Q. Can I ask you then, please, going back to the document,  
 24 please, page 20, please, we have "Moral and ethical  
 25 risks". Just to be clear in terms of this operational

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1 risk assessment at the time when it was completed, it  
 2 only related to David Totton and Aaron Corkovic, because  
 3 at that time there were no other subjects or nominals  
 4 under observation at the time in October.  
 5 **A. Right, okay.**  
 6 Q. We can see for "Moral and ethical risks" the risk  
 7 assessment sets out:  
 8 "The intelligence related to this operation suggests  
 9 the subjects are involved in serious criminality. The  
 10 subjects have antecedents that link them to robbery  
 11 offences. It is therefore proportionate for the covert  
 12 investigation to establish if the intelligence can be  
 13 corroborated or refuted."  
 14 Again, just pausing there for a minute and  
 15 appreciating that this document is crafted by reference  
 16 to the two subjects at that time, David Totton and  
 17 Aaron Corkovic. Again, how was intelligence  
 18 corroborated or refuted? Can you explain the process  
 19 that you go through to refute, because there is lots of  
 20 evidence of how there is corroboration in the Shire but  
 21 certainly there doesn't seem to be particular evidence  
 22 where there is analysis looking as to whether or not it  
 23 points away from committing a robbery or anything of  
 24 that nature?  
 25 **A. So the process would be dealing with a piece of**

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1 **intelligence, it would come into our team, however that**  
 2 **might be via COPU or I guess through an observation and**  
 3 **then we would sit down and raise relevant actions in**  
 4 **relation to that piece of intelligence.**  
 5 Q. Again, in terms of that process and the recording of  
 6 that process, where was that recorded?  
 7 **A. So that would be recorded on the CLIO system.**  
 8 Q. Then over the page, please, just finally, page 21, we  
 9 can see:  
 10 "By reference to the current intelligence and  
 11 previous criminality of the subjects justifies  
 12 an investigation into them, they are believed to be  
 13 involved in serious crime."  
 14 We can see:  
 15 "Assess the current level of activity, the  
 16 intelligence picture against each subject is viewed each  
 17 month as part of the DSA authorisation ..."  
 18 Just pausing there, the DSA being the directed  
 19 surveillance?  
 20 **A. Yes.**  
 21 Q. "... where appropriate subjects are added or removed."  
 22 **A. Yes.**  
 23 Q. In terms of the general risk assessment envisaging this  
 24 monthly risk assessment of each individual, where would  
 25 that be documented?

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1 **A. That would be on the RIPA authority itself, so we would**  
 2 **be informed by the covert unit, or your DSA needs**  
 3 **reviewing, I would discuss that with Mr Cousen, perhaps**  
 4 **the team and any changes within who we are looking at,**  
 5 **who we are not looking at would be detailed within the**  
 6 **review of that DSA.**  
 7 Q. Thank you.  
 8 Can I now, please, just turn to, having asked you  
 9 about intelligence and you have already mentioned the  
 10 intelligence chronology --  
 11 **A. Yes.**  
 12 Q. -- I just want to go through the database you have  
 13 talked about, the S: drive, but also some of the  
 14 documentation we have had as to what existed by way of  
 15 the documentation. Perhaps if I can ask you to look in  
 16 bundle R, please.  
 17 THE CHAIRMAN: Do we need C?  
 18 MS CARTWRIGHT: No, that can be put away now, sir.  
 19 I think it is on the back wall, low down, maybe,  
 20 sir.  
 21 THE CHAIRMAN: I certainly have a P, Q, S, T and U. I can't  
 22 immediately see R. It is a large one, is it?  
 23 MS CARTWRIGHT: Sir, I have duplicate copies, let me hand  
 24 those up to you. (Handed)  
 25 Can I ask you to turn to page 38A, whilst the

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1 chairman is finding that.  
 2 THE CHAIRMAN: Thank you.  
 3 MS CARTWRIGHT: These two screen-shots at 38A and 38B are  
 4 screen-shots taken from the Operation Shire database.  
 5 **A. Yes.**  
 6 Q. In terms of the database, my understanding -- please  
 7 correct me if my understanding differs to yours -- is  
 8 that the Op Shire database sat within the wider Shire  
 9 folder on the S: drive.  
 10 **A. Yes.**  
 11 Q. If we look at the screen-shot on the Op Shire database,  
 12 we can see along the bottom a number of essentially  
 13 different screens where information could be recorded.  
 14 THE CHAIRMAN: Yes. Sorry, I am just puzzled as to the  
 15 absence of my own copy.  
 16 MS CARTWRIGHT: Sir, I will find it on the break but I only  
 17 intend to look at these documents within R.  
 18 THE CHAIRMAN: Thank you.  
 19 MS CARTWRIGHT: We can see at page 38A we have "subjects"  
 20 and obviously that aspect of the Op Shire database is  
 21 not being utilised. I think it is right that the  
 22 subject profiles then sat outside the Op Shire database  
 23 within I think the admin file.  
 24 **A. Yes.**  
 25 Q. Then we also see the other parameters along the bottom

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1 within the Op Shire database. Then if we turn over the  
 2 page to page 38B, I think the intelligence aspect of the  
 3 Op Shire database is there. Again, the intelligence  
 4 aspect of the database is also not being used, it is  
 5 empty?  
 6 **A. Yes.**  
 7 Q. Again in terms of then outside of the Op Shire database  
 8 on the S: drive, there was an "Intelligence" folder,  
 9 that was empty, but then there was a separate folder  
 10 called "Intel". The only document that sat within that  
 11 was the Shire intelligence chronology?  
 12 **A. Yes.**  
 13 Q. I think additionally then after the incident I think  
 14 there were the anonymity aspects relating to officers  
 15 who sit there. But in terms of having reviewed the  
 16 intelligence file or the intel folder, we only have the  
 17 intel chronology within there?  
 18 **A. Yes.**  
 19 Q. Just looking back, please, at 38B, we can see also along  
 20 the bottom, other parameters within the Op Shire  
 21 database of documents. Again, that has been produced  
 22 and I am not going to take you through, so essentially  
 23 you would list the documents almost as an exhibits trail  
 24 as you went along and relevant documents?  
 25 **A. Yes.**

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1 Q. Statements, again with the basis of moving towards  
 2 a potential prosecution, would be recorded there. The  
 3 same for exhibits. Telephones would be recorded in  
 4 there. Actions, and there was also a chronology?  
 5 **A. Yes.**  
 6 **Can I explain around these?**  
 7 Q. Please do.  
 8 **A. Sorry. We would have a standard blank folder which we**  
 9 **would use and populate certain parts of it for each**  
 10 **operation, so for instance with this --**  
 11 THE CHAIRMAN: Don't go too quickly, please.  
 12 **A. Sorry, sir.**  
 13 THE CHAIRMAN: It is all right.  
 14 **A. For instance with this one --**  
 15 THE CHAIRMAN: Hang on.  
 16 Yes.  
 17 **A. Because we had the intelligence chronology, we wouldn't**  
 18 **duplicate and use the intelligence tab within the master**  
 19 **spreadsheet.**  
 20 **And again with subjects, because we had electronic**  
 21 **versions of the subject profiles, we wouldn't then**  
 22 **duplicate subject details on to the subject tabs of the**  
 23 **spreadsheet.**  
 24 **So each team might use the electronic folders and**  
 25 **parts of it in different ways depending on how they were**

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1 **running their operation.**  
 2 THE CHAIRMAN: Yes.  
 3 **A. We were using CLIO for the first time as an action**  
 4 **management system on Operation Shire, so because a lot**  
 5 **of it was being audited on CLIO, we wouldn't use as many**  
 6 **of the tabs within the spreadsheet as we might have done**  
 7 **on other operations when we weren't using CLIO.**  
 8 THE CHAIRMAN: Do you mean by that that Shire was the first  
 9 operation on which CLIO was used? I am not sure  
 10 I follow. What you said was, "We were using CLIO for  
 11 the first time as an action management system on Shire".  
 12 I am not sure whether you mean it was the first  
 13 time, Shire was the first operation, or whether you mean  
 14 that there came a point when you first started to use  
 15 CLIO after Shire had started.  
 16 **A. The CLIO system was used and was always brought in to be**  
 17 **used on crimes in action, kidnaps and manhunts within**  
 18 **an enquiry room. This was the first time that we had**  
 19 **used CLIO for an operation within the robbery team to --**  
 20 **as an action management system, rather than a short-term**  
 21 **crime in action. If that makes sense?**  
 22 **Previous to that we just used the electronic folders**  
 23 **and the spreadsheet to manage all the actions, but we**  
 24 **used CLIO on this occasion.**  
 25 THE CHAIRMAN: Okay, thank you.

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1 MS CARTWRIGHT: Sir, just for clarity the printout from the  
 2 CLIO system appears behind tab 5 in this witness's  
 3 bundle.  
 4 THE CHAIRMAN: Thank you.  
 5 MS CARTWRIGHT: In terms of just around intelligence.  
 6 Again, having reviewed the CLIO system, again, it seems  
 7 very much as an action based thing rather than something  
 8 where in reality, particularly on intelligence,  
 9 intelligence is developed, analysed, audited. Would you  
 10 agree.  
 11 **A. Yes, that wouldn't be done on the CLIO system.**  
 12 Q. No, because in terms of looking within the S: drive as  
 13 to where intelligence is developed, the intelligence  
 14 chronology sits there, but there is no evidence of  
 15 analysis, cross-referencing to documents, such as  
 16 documents that would be held on OPUS, GMPics or the PNC.  
 17 So you don't see that form of analysis within the  
 18 S: drive as to how intelligence was audited here or  
 19 reviewed, analysed?  
 20 **A. No, the way that we managed the intelligence -- as**  
 21 **I said before, we would look at a piece of intelligence**  
 22 **and if say a person's name came up that we didn't know**  
 23 **about, we might raise an action to research them, which**  
 24 **would sit as an action on the CLIO system. And then**  
 25 **other intelligence might sit within the subject**

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1 **profiles.**  
 2 Q. But in terms of -- I will perhaps come on to this and  
 3 come on to it in more detail in closed, in terms of the  
 4 intelligence chronology then, which I think is where you  
 5 would put intelligence that came in through the COPU  
 6 system. Essentially it sits there but it doesn't appear  
 7 then to be developed further. It stays as it was when  
 8 it was disseminated in --  
 9 **A. Yes.**  
 10 Q. -- do you see what I mean, rather than then being  
 11 researched, developed and moved on from when it was  
 12 first disseminated in to you to look at it and review?  
 13 **A. So when intelligence came in to us, we would -- as**  
 14 **a small team we would look at that intelligence and**  
 15 **raise any relevant actions but we wouldn't then write**  
 16 **anything on the intelligence chronology around what**  
 17 **decisions had been made around that piece of**  
 18 **intelligence. The chronology was literally just a list**  
 19 **of intelligence that had come into the team.**  
 20 Q. We will perhaps come back to that.  
 21 But again, just going back then to the documentation  
 22 that exists on the S: drive, there is another folder  
 23 called the "Operational risk" folder. Again, within  
 24 that there sits only two documents, the risk assessment  
 25 I have already taken you to --

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1 **A. Yes.**  
 2 Q. -- which obviously reflects when Aaron Corkovic and  
 3 David Totton were the sole subjects.  
 4 Then another document is the document that was  
 5 created by Officer Talbot from the November. If  
 6 I perhaps just take you to that document, it is  
 7 at K/158.  
 8 **A. Yes.**  
 9 Q. Again it is in a redacted format but we see it is the  
 10 intelligence summary that Officer Talbot created or  
 11 produced on 29 November 2011. Essentially I think it is  
 12 a document that replicates the intelligence chronology  
 13 at that time. Do you recall that document?  
 14 **A. I don't recall this document, no.**  
 15 Q. Because, can I ask -- I am going to ask you about  
 16 development or intelligence that was introduced into  
 17 Operation Shire. We know that there was intelligence  
 18 introduced by Mr Clark, given at a meeting with  
 19 Officer Ellison on 25 January 2012.  
 20 **A. Yes.**  
 21 Q. There was a large amount of intelligence that  
 22 Officer Clark fed into the firearms team deciding  
 23 whether or not to grant an authority, which essentially  
 24 was done on his evidence from his knowledge and  
 25 experience, rather than having reference to

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1 documentation.

2 **A. Yes.**

3 Q. Were you aware that Officer Clark had done that?

4 **A. At that period of time?**

5 Q. Yes.

6 **A. I was on a course at -- the initial management of**

7 **serious crime course for two weeks, for those, for the**

8 **week -- for the two weeks after the Stoke recess, I came**

9 **back on the following Monday so the two weeks previous**

10 **I hadn't been in the office.**

11 Q. Yes, and I think we see that in your daybook because

12 essentially I think the last entry is 6 January 2012 --

13 **A. Yes.**

14 Q. -- and then there is a large gap and then I think the

15 next entry is 30 January. So quite a large period when

16 you were away?

17 **A. Yes.**

18 Q. Were you on a course at that time?

19 **A. Yes, at Sedgely Park, our training college.**

20 Q. What was the course in respect of?

21 **A. Initial management of serious crime, so it is like**

22 **a DSS' course, a CID kind of course, looking at**

23 **management of scenes, that kind of thing.**

24 Q. You were away at the time when Mr Clark had shared all

25 this knowledge he had, but not backed up by

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1 documentation. When you found out that there had been

2 this sharing of the intelligence, in the role you had

3 for development of intelligence did you raise an action

4 for that to be properly researched and evidenced?

5 **A. I didn't, no.**

6 Q. Can I ask why that would not be done?

7 **A. I can't recall when I came back from my course, I was**

8 **aware that this had occurred and there had been the**

9 **operations and the recess, the deployments to Stoke but**

10 **I can't recall sitting down and looking at what DC Clark**

11 **had disclosed during that meeting. I didn't think**

12 **I knew at that time the detail of what he had provided**

13 **to that meeting.**

14 Q. Did there come a time when you knew about the detail he

15 provided?

16 **A. I would have done, yes, at some point.**

17 Q. When you became aware of that, did you raise any action

18 to evidence and support the historic intelligence that

19 he was providing and feeding in, or had fed in?

20 **A. I didn't, I assumed that that intelligence would sit on**

21 **a system somewhere, he was referring to operations,**

22 **jobs, crimes.**

23 Q. Again, in terms of in your supervisory role, if

24 an officer is talking to historic events where it would

25 be easy enough to access -- I think within the Robbery

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1 Unit you had an ability to access the PNC?

2 **A. Yes.**

3 Q. GMPics?

4 **A. Yes.**

5 Q. OPUS?

6 **A. Yes.**

7 Q. But also the force intelligence systems?

8 **A. Those force intelligence systems, yes.**

9 Q. Similarly Officer Clark would as well?

10 **A. Yes.**

11 Q. In terms of being able to properly evidence and research

12 intelligence, there is no issue as to accessing where

13 the data would sit?

14 **A. No, no issue.**

15 Q. In terms of in your supervisory role of Officer Clark,

16 who was almost performing an intelligence function as

17 well, that didn't occur to you as something to say,

18 "Actually if we are feeding in intelligence to a firearm

19 unit, we need to properly evidence it and research it"?

20 **A. Had I been in the office at the time, and aware of that**

21 **intelligence, I may have raised an action for DC Clark**

22 **to pull together the document references, but I wasn't**

23 **aware of it at that time and I didn't raise that action.**

24 Q. Then can I ask you, just moving away from that example.

25 We will be coming on to deal with the events of

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1 1 March 2012, but we see another occasion then where

2 I think on the basis of observations the night before

3 where it is believed that Mr Totton was seen with

4 a hacksaw, Officer Mills provides information -- again

5 that does seem to be an extract of a document -- about

6 an incident in Kirkham, so an extract of intelligence?

7 **A. Yes.**

8 Q. I will take you to this email in due course, but again

9 there was an opportunity to develop that intelligence,

10 because it was historic as well, to have a clear

11 understanding of who the nominals were, who it related

12 to, what the outcome was. Can you assist as to when you

13 received that from Mr Mills on 1 March, that email

14 before I think you attended the risk assessment meeting

15 with Mr Lawler. Did you not think to raise an action

16 then for it to be researched, audited and properly

17 understood to inform the assessment of risk that the

18 firearm unit would have to make?

19 **A. I didn't raise an action for that at that time. A lot**

20 **of actions are raised subsequently in slow time after**

21 **having meetings et cetera and I know that was a busy**

22 **period and I was going to the risk assessment meeting.**

23 **And the officers who were -- who we were briefing would**

24 **have access to those systems anyway, I don't think**

25 **I would necessarily have raised an action for everything**

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1 **that we do. So, yes, I believe Mr Cousen and Gary Mills**  
 2 **would have looked at and discussed the Kirkham job, but**  
 3 **I wouldn't necessarily then have raised an action for**  
 4 **it.**  
 5 Q. Can I ask -- I can take you to the entry in the CLIO if  
 6 necessary, but it seems from the CLIO that, after the  
 7 incident, in terms of when preparing documentation  
 8 I think for court, there is then an action to contact  
 9 Officer Mulverhill who was the officer involved. So  
 10 I think that is on 19 March, so post the shooting, there  
 11 is the research that is going on?  
 12 **A. Yes.**  
 13 Q. I am going to suggest to you that is the sort of thing  
 14 that should perhaps have been taking place at the time  
 15 when it was being fed into an operation.  
 16 **A. Potentially. Like I say it was quite a busy time at**  
 17 **that time and a lot of actions are raised subsequently,**  
 18 **they are not done at the dates but it is part of the**  
 19 **task that I did but it was managing everything else as**  
 20 **well. So some actions were raised immediately but**  
 21 **sometimes actions were raised two or three days later.**  
 22 **And that research would have been carried out anyway to**  
 23 **inform the meeting, so I didn't at that time see that**  
 24 **I needed to raise an action on that day.**  
 25 Q. Can I then move, please, to your role within the risk

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1 assessment, because we know that on 22 February 2012,  
 2 from evidence that the Inquiry has heard and the daybook  
 3 of Officer Cousen, that on 22 February he splits  
 4 Operation Shire because there is not the evidence of  
 5 Corkovic working with the Totton team.  
 6 **A. Yes.**  
 7 Q. Okay, and you were aware of that?  
 8 **A. Yes.**  
 9 Q. Again that fitted with your involvement investigating  
 10 also that those teams were not operating together?  
 11 **A. Yes.**  
 12 Q. In terms of when the operation was split in the  
 13 February, the end of February, can I ask whether any  
 14 consideration was given at that stage to look back to do  
 15 a fresh operation risk assessment that then took into  
 16 account the particular risks of the subjects of  
 17 Operation Shire 2 or 1 -- whichever one the Totton crew  
 18 was -- so it was a specific risk assessment addressing  
 19 the particular risks of those nominals rather than one  
 20 that took into account the risk reflected by  
 21 Aaron Corkovic?  
 22 **A. It is not something that I did or at that time had done**  
 23 **previously, so it isn't something that I thought about**  
 24 **at that time.**  
 25 Q. Then similarly, at that time when there was the decision

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1 to split the operation, bearing in mind you had created  
 2 an intelligence chronology with 41 items on that  
 3 included items that didn't relate to the Totton crew,  
 4 did you give consideration to essentially creating  
 5 a separate document that solely had entries that were  
 6 relevant to Totton, Grainger and Rimmer, that were  
 7 a small number on the intelligence chronology?  
 8 **A. No, at that time there wasn't a huge amount of**  
 9 **intelligence on there, it was manageable so I made the**  
 10 **decision to keep it as one document and -- there were**  
 11 **a number of intelligence items on it, but I didn't see**  
 12 **a reason to split it into two.**  
 13 Q. Why didn't you see a reason to split it into two?  
 14 **A. Because it could be that intelligence then came in that**  
 15 **they were associating, because that happens quite often**  
 16 **where OCGs mix and match with different subjects. So at**  
 17 **some point they may have worked together and they would**  
 18 **be putting it all back together so it made sense to me**  
 19 **just to keep it within one document.**  
 20 Q. Just so I am clear and understand your evidence, you  
 21 gave some thought to split the intelligence chronology  
 22 but you made a conscious decision to keep it as one  
 23 document?  
 24 **A. Did I make a conscious -- I don't think I made**  
 25 **a conscious decision and considered splitting it, it**

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1 **just didn't cross my mind --**  
 2 THE CHAIRMAN: What you first said was I made a decision to  
 3 keep it in one document, but it actually was something  
 4 that you just didn't consider?  
 5 **A. No, it isn't -- yes, that's right, sir. I apologise.**  
 6 THE CHAIRMAN: That is all right. Just so I make my note  
 7 right, that is all.  
 8 MS CARTWRIGHT: Can we just look in the intelligence  
 9 chronology in the format that all the core participants  
 10 have, in bundle S, please. Can I ask you to turn to  
 11 page 4. We can see there --  
 12 THE CHAIRMAN: Is that 819? No.  
 13 MS CARTWRIGHT: It has 816, sir, but then there is a 4 at  
 14 the bottom.  
 15 THE CHAIRMAN: Mine does not have numbers at the bottom.  
 16 MS CARTWRIGHT: I do apologise, sir.  
 17 THE CHAIRMAN: No need to apologise -- oh there is actually  
 18 on that particular one, yes, there is. There isn't on  
 19 the others.  
 20 MS CARTWRIGHT: Thank you.  
 21 If we just work through this document, please,  
 22 Officer Hurst. We can see that this is the chronology  
 23 that solely has the entries that apply to Totton,  
 24 Grainger and Rimmer, so we can see the two entries on  
 25 page 817.

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1 **A. Yes.**  
 2 Q. Skipping through 818, 819, because there is not one  
 3 there, moving to 820, the item there that doesn't in  
 4 fact relate to David Totton, Grainger or Rimmer, but  
 5 then if we move to 821, we can see one of those pieces  
 6 of intelligence. Then over the page to 822, a single  
 7 entry recording David Totton's recent visit to Thailand,  
 8 then on 823 a piece of intelligence relating to  
 9 David Totton seeking to obtain a false passport and then  
 10 item 41, recorded there, which is the only entry that  
 11 referenced Mr Grainger.  
 12 Looking at this document with those entries, would  
 13 you agree that there were a very limited number that  
 14 related to essentially the team that got split off in  
 15 the end of February, 22 February 2012?  
 16 **A. Yes.**  
 17 Q. Hearing what you say about OCGs being interchangeable,  
 18 but in terms of the best intelligence that you had at  
 19 the end of February 2012, it was that David Totton,  
 20 Robert Rimmer and Anthony Grainger were not operating  
 21 with the Corkovics?  
 22 **A. Yes.**  
 23 Q. Yes?  
 24 So the most accurate reflection of the intelligence  
 25 picture as reflected by the intelligence chronology, and

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1 appreciating there are other matters that were being  
 2 factored in, would have been to have an intelligence  
 3 chronology that just had those items on for this team,  
 4 would you agree?  
 5 **A. Yes, I could have done that, yes.**  
 6 Q. In terms of to create a document that solely had the  
 7 entries that related to the team would actually be  
 8 a very easy task to do?  
 9 **A. It would be easy, yes.**  
 10 Q. It would just simply be a cut and paste from the  
 11 existing document to create a much more limited  
 12 intelligence chronology?  
 13 **A. Yes.**  
 14 Q. I ask that question because we will see in due course,  
 15 particularly for the risk assessment meeting that you  
 16 were involved in on 1 March 2012 with Mr Lawler, shortly  
 17 before that meeting Mr Lawler had been provided with the  
 18 profiles but also the whole of the intelligence  
 19 chronology with the many entries that addressed issues  
 20 relating to the Corkovics?  
 21 **A. Yes, that's right, yes.**  
 22 Q. Could you see that in providing a document with much  
 23 more larger scale pieces of intelligence that related to  
 24 risk, it didn't give a fair reflection of the truest and  
 25 most up-to-date picture of the intelligence that was

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1 known by the Robbery Unit?  
 2 **A. I can see that would make sense now, yes.**  
 3 Q. Similarly, it had the ability to almost escalate the  
 4 risk of the team that was now being assessed for  
 5 a firearms warrant or the actions of the officers on the  
 6 ground?  
 7 **A. I would only assume that the risk assessment meeting**  
 8 **would focus on the intelligence that included the**  
 9 **subjects we were looking on at that time and the rest**  
 10 **would be disregarded. That would be the assumption that**  
 11 **I would have.**  
 12 Q. If that was the case then, is not the simpler thing just  
 13 to remove all the other entries so there no confusion,  
 14 ambiguity or a risk that someone receiving that document  
 15 in the March may make false assumptions relating to it?  
 16 **A. It would have been easy, yes.**  
 17 Q. I have already asked you briefly this morning about  
 18 absence of notes, and certainly we can see from your  
 19 daybook, I will take you to the entries if need be but  
 20 I am hoping that because we all have the  
 21 documentation -- but please if at any point you want me  
 22 take you to examples then I will do. We can see  
 23 an absence of recording of what took place in meetings,  
 24 discussions that were taking place and also key  
 25 attendance at meetings like the risk assessment meeting

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1 of 1 March.  
 2 **A. Yes.**  
 3 Q. Can you assist as to why you were not recording within  
 4 your daybook what was taking place at these discussions  
 5 where the operation was being reviewed, where you were  
 6 supervising members of the team?  
 7 **A. The meetings, there wasn't a vast amount -- so informal**  
 8 **meetings within the team we would have discussions and**  
 9 **I would raise actions which would be documented in my**  
 10 **book. Any decision making would be recorded by**  
 11 **Mr Cousen in his book because he would be in attendance**  
 12 **at those meetings.**  
 13 **The risk assessment meeting was the first of that**  
 14 **meeting that I had ever attended, I wasn't quite sure**  
 15 **what to expect and didn't have a specific role within**  
 16 **that meeting other than to be with observing I guess,**  
 17 **with Mr Cousen, because I said it was the first meeting**  
 18 **of that type I had ever been to. So I didn't see the**  
 19 **need to record any content of that meeting in my book.**  
 20 Q. Pausing there, in terms of having no specific role. You  
 21 were the Deputy SIO --  
 22 **A. Yes.**  
 23 Q. -- and similarly we have heard from Mr Cousen that  
 24 whilst he had periods where he was committed to the  
 25 Operation Shire, he was away a lot. So in terms of

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1 day-to-day supervision and management, that is your  
 2 role?  
 3 **A. Yes, and I would have access to his books when he wasn't**  
 4 **there.**  
 5 Q. Yes, so saying that you had nothing to give to the  
 6 meeting of 1 March --  
 7 **A. Not that I wouldn't have anything to give. I was aware**  
 8 **of the intelligence, I was aware of the job, I was**  
 9 **working on it but I didn't see that I had a specific**  
 10 **role within that meeting where I needed to record my**  
 11 **input or anybody else's.**  
 12 Q. Then in terms of, with you characterising that was how  
 13 you saw your role in that meeting on 1 March, you have  
 14 already told us that you had an important role in  
 15 respect of intelligence?  
 16 **A. Yes.**  
 17 Q. During that meeting of 1 March did you take part or play  
 18 a part in terms of the discussion around the current  
 19 picture of the intelligence?  
 20 **A. I sat and I listened. Like I say, it was the first**  
 21 **meeting of that type I had been to. I didn't fully**  
 22 **understand what the different roles and remits were of**  
 23 **the people within that room. I obviously recall**  
 24 **intelligence and discussions around intelligence and**  
 25 **tactics and things.**

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1 Q. Pausing there then, in terms of not fully understanding  
 2 the roles and remits --  
 3 **A. Yes.**  
 4 Q. -- did you understand what the role of the silver  
 5 commander was?  
 6 **A. At that time, probably not, no.**  
 7 Q. Did you understand the role of the tactical adviser?  
 8 **A. Well, I would assume the tactical adviser would be**  
 9 **somebody who advised on the tactics on the ground from**  
 10 **a firearms perspective.**  
 11 Q. Then did you have an understanding about what that  
 12 discussion was about, or did you sit back really and use  
 13 it as an observation?  
 14 **A. That would be more realistic of what that was, yes.**  
 15 Q. Can I then ask you, we can see that you described your  
 16 role in the meeting of 1 March in your statement of  
 17 8 October 2012 behind tab 1.  
 18 **A. Yes.**  
 19 Q. You set out that:  
 20 "During the meeting the nominal profiles of the  
 21 subjects and the various tactical options were discussed  
 22 and decided upon. A MASTS, mobile armed support to  
 23 surveillance, was then utilised during the following  
 24 surveillance deployments."  
 25 Can you assist us -- because you have already

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1 accepted candidly you took no notes of that meeting.  
 2 **A. Yes.**  
 3 Q. Are you able to assist us at all as to the discussion  
 4 around the nominal profiles in that meeting?  
 5 **A. I can't recall the specific discussions. I know that**  
 6 **they were there, they were being gone through, they were**  
 7 **being discussed.**  
 8 Q. And then similarly in terms of when the various tactical  
 9 options were being discussed, did you make any  
 10 contribution to that in terms of how you could inform  
 11 risk?  
 12 **A. Not really, no. I didn't have, like I said, a lot of**  
 13 **experience, so I didn't fully -- they were discussing**  
 14 **tactical options, but I didn't have any experience or**  
 15 **knowledge around the different tactics.**  
 16 Q. Okay. Can I ask, in terms of your immediate supervisor  
 17 within the Robbery Unit, was that Mr Cousen?  
 18 **A. Yes.**  
 19 Q. In terms of taking you along to this meeting, did he not  
 20 explain in advance what the meeting was about, how you  
 21 could input, how the knowledge you had gained over, at  
 22 that stage, five months of being the Deputy SIO with the  
 23 day-to-day involvement of the Operation Shire could  
 24 inform?  
 25 **A. I can't recall whether I asked to go to the meeting,**

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1 **whether he asked me to go to the meeting, but we didn't**  
 2 **have that kind of discussion at that time, no.**  
 3 Q. Can I ask then, bearing in mind you almost  
 4 characterising this as an opportunity to use it as  
 5 a learning experience?  
 6 **A. Yes.**  
 7 Q. Why in that scenario, if you are almost playing more of  
 8 a passive role, why you didn't use it as an opportunity  
 9 to make notes to inform you in the future as to what  
 10 took place at one of these meetings and to record the  
 11 discussion that was taking place?  
 12 **A. Because I was actively listening to the meeting,**  
 13 **I didn't see any requirement to write everything down.**  
 14 **I know that lots of people within that meeting were**  
 15 **making notes.**  
 16 Q. I am going to ask you about the nominal profiles now and  
 17 then I will come on to ask you about that, in terms of  
 18 the context of the discussion on 1 March. We can see  
 19 from your daybook and from the actions on CLIO that  
 20 essentially profiles, essentially was you put "me" next  
 21 to profiles, so I think that was something that you took  
 22 responsibility for?  
 23 **A. I did.**  
 24 Q. I am going to briefly deal with the other profiles of  
 25 the subjects as they were throughout the operation,

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1 because within your bundle we have the ones that relate  
 2 to the Corkovics as well.  
 3 **A. Okay.**  
 4 Q. But then I am going to focus on Mr Grainger's, please.  
 5 If we look within your bundle, please, behind tab 7,  
 6 we can see --  
 7 **A. Sorry. Ready.**  
 8 Q. We can see David Totton's profile last update  
 9 11 October 2011, as produced by DC Lapniewski. The  
 10 Inquiry have heard evidence from Mr Lapniewski. We can  
 11 see that it has been compiled for dissemination to you  
 12 and I think Mr Lapniewski's evidence was he recalled  
 13 I think receiving a telephone call from you requesting  
 14 a profile, do you remember that?  
 15 **A. For Mr Totton?**  
 16 Q. Yes.  
 17 **A. Possibly, yes, I was -- Simon was kind of our -- the go**  
 18 **to person within FIB to produce the Shire profiles. I**  
 19 **don't recall a specific conversation where I have asked**  
 20 **him, but I assume I would have rang him and asked him to**  
 21 **produce the profile and then raised the action on CLIO**  
 22 **and in my book.**  
 23 Q. Just before we go to the detail of them, I am not going  
 24 to analyse these, the Inquiry has heard detailed  
 25 evidence about the process of the profiles. If we turn

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1 behind tab 7, please, we can see the updated profile for  
 2 David Totton from 3 January 2012, which again has -- it  
 3 is a document --  
 4 THE CHAIRMAN: Behind?  
 5 MS CARTWRIGHT: Tab 7, sir.  
 6 THE CHAIRMAN: Tab 7, yes.  
 7 MS CARTWRIGHT: A document to be compiled for dissemination  
 8 to the Robbery Unit, you.  
 9 **A. Yes.**  
 10 THE CHAIRMAN: Where does the date come from? Oh, yes,  
 11 I see last update 3 January, yes. Thank you.  
 12 MS CARTWRIGHT: Thank you.  
 13 Then, behind tab 8, the profile for Mr Rimmer?  
 14 **A. Yes.**  
 15 Q. Again to be provided for dissemination to you and  
 16 Mr Cousen?  
 17 **A. Yes.**  
 18 Q. In terms of not just being within your book that you are  
 19 the point of contact for profiles, we can see it is  
 20 reflected on the documents that were being completed by  
 21 the FIB?  
 22 **A. Yes.**  
 23 Q. In terms of we can see within CLIO you characterise this  
 24 documentation not just as a nominal profile but also  
 25 a risk assessment?

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1 **A. Yes.**  
 2 Q. If we go back behind tab 6, please, and the profile of  
 3 David Totton, were you used to the format of profiles?  
 4 **A. Yes.**  
 5 Q. Then if we turn over the page then to page 34 behind  
 6 tab 6 --  
 7 **A. Yes.**  
 8 Q. -- we can see the format that the profiles have  
 9 followed, as created by Mr Lapniewski, in terms of  
 10 section 1 to record personal details, section 2 to have  
 11 intelligence checks and so on including key associates  
 12 and an intelligence summary.  
 13 When you received a nominal profile, would you be  
 14 reviewing it and reviewing the information contained  
 15 within it? As almost a platform then for further  
 16 research that you can do as part of an operation that is  
 17 not having to act there and then, you have the time to  
 18 develop the intelligence and understand the intelligence  
 19 but also best assess the risk of the individuals?  
 20 **A. So we would raise actions to obtain profiles, as**  
 21 **a matter of course for people who came into the**  
 22 **investigation. When we received them -- when I received**  
 23 **them, as you have said, I would raise the, I? Would**  
 24 **raise the actions to request them. When they have come**  
 25 **back in would I then sit and go through each one in**

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1 **detail? No, I wouldn't, that wouldn't be something**  
 2 **I would task myself with. We had the profiles there and**  
 3 **we had the intelligence chronology and we were doing the**  
 4 **observations, so we were aware of the intelligence as it**  
 5 **was developing. With regard to the profiles, they would**  
 6 **be something that we would have handed -- so for**  
 7 **instance if we were going to do a warrant or if we were**  
 8 **going to get an observation post, that might be**  
 9 **a document that would be useful for us to assist in**  
 10 **doing that.**  
 11 Q. You are almost describing that you make a request for  
 12 a profile, it gets provided to you and then that gets  
 13 stored on the S: drive for use in the future --  
 14 **A. Yes.**  
 15 Q. -- rather than being a document that you would look  
 16 through to look at the information to then use the  
 17 intelligence that you are receiving as part of your  
 18 operation to develop and expand upon the intelligence  
 19 picture?  
 20 **A. So we would use it as a reference document, yes. So if**  
 21 **we got an extra piece of intelligence, we might then**  
 22 **refer to the profile for a reason but we wouldn't pick**  
 23 **it apart, we wouldn't then keep updating the operational**  
 24 **profile, that wouldn't be something that our team -- we**  
 25 **would not have the capacity to do that, we were out**

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1 **doing OPs and running the observations et cetera. That**  
 2 **wouldn't be something that we did.**  
 3 Q. Perhaps I will develop that a little more when we come  
 4 to look at Mr Grainger's profile that was provided.  
 5 Again in terms of a long-running operation that has  
 6 the ability to develop the intelligence, you are saying  
 7 you didn't see that as something that should be being  
 8 done by you or you raising actions for somebody to check  
 9 what is recorded in the profile. Because you have the  
 10 time -- I hear what you say in terms of the various  
 11 duties, but the team has the time to look at the  
 12 document, to develop it and almost create a bespoke risk  
 13 assessment for the individuals that are the nominals of  
 14 the investigation?  
 15 **A. There is a risk assessment part within the profile, so**  
 16 **I don't see how we would develop a further risk**  
 17 **assessment. I don't understand why or how we would do**  
 18 **that, because we have got the profile, the risk**  
 19 **assessment is within it, it has been done by the**  
 20 **intelligence branch, which is what they do. And then**  
 21 **I guess any subsequent risk assessments would be made**  
 22 **by -- on the back of any other intelligence or**  
 23 **observations or any significant developments in the**  
 24 **inquiry. We wouldn't re-risk assess, write another risk**  
 25 **assessment when we have got a profile with a risk**

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1 **assessment in.**  
 2 Q. The way you treat it is this is the risk assessment that  
 3 is provided and that you just -- I don't mean this to be  
 4 too simplistic a summary, but you take it as the  
 5 document that is provided you to you?  
 6 **A. Yes.**  
 7 Q. Can I move then to look at the specifics then of the  
 8 circumstances of the provision of Mr Grainger's profile.  
 9 Sir, I have been going a little over an hour.  
 10 I don't know whether you wish me to continue for  
 11 a little longer.  
 12 THE CHAIRMAN: I have been monitoring the time. We did, of  
 13 course, have an early start, if it is a particularly  
 14 convenient point --  
 15 MS CARTWRIGHT: I think it probably is, sir.  
 16 THE CHAIRMAN: It is a little early, but we will break now.  
 17 How, Ms Cartwright, do you think you are doing in  
 18 terms of timetable?  
 19 MS CARTWRIGHT: I think we are on track, sir.  
 20 THE CHAIRMAN: Can we manage a 10-minute break, or is that  
 21 risky?  
 22 MS CARTWRIGHT: I think we can, sir.  
 23 THE CHAIRMAN: All right, we will have a 10-minute break.  
 24 Thank you.  
 25 (11.13 am)

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1 (A short adjournment)  
 2 (11.30 am)  
 3 MS CARTWRIGHT: Thank you, sir.  
 4 Officer Hurst, could I ask you just to pull out the  
 5 P bundle, please. Thank you.  
 6 I am just going to put in context moving to  
 7 Mr Grainger's profile, please.  
 8 THE CHAIRMAN: Can I put K away at the moment?  
 9 MS CARTWRIGHT: Yes, thank you, sir.  
 10 THE CHAIRMAN: Yes.  
 11 MS CARTWRIGHT: If you could turn, please, to page 152.  
 12 THE CHAIRMAN: I do apologise, my back was turned. What was  
 13 the page reference?  
 14 MS CARTWRIGHT: 152, please, thank you, sir.  
 15 THE CHAIRMAN: 152. Yes.  
 16 MS CARTWRIGHT: We can see on 6 January, the entry at  
 17 page 152, and I think this is the last day in work  
 18 before you go on to the course, so if we follow through  
 19 to page 153, we see then the next entry you make in your  
 20 daybook is 30 January?  
 21 **A. Yes.**  
 22 Q. Prior to you going on the course there had been no  
 23 mention or knowledge of an Anthony Grainger?  
 24 **A. No.**  
 25 Q. In terms of then when you return on 30 January, can

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1 I just ask, in your absence did anyone step up to be the  
 2 acting SIO?  
 3 **A. No. Mr Cousen was there throughout, so no.**  
 4 Q. We can see then within your daybook at page 153 the  
 5 first reference to Anthony Grainger for 30 January, who  
 6 has the subject name "Gloucester".  
 7 **A. Yes.**  
 8 Q. Do you recall when you came back was there a large  
 9 backlog of work?  
 10 **A. While I was on my course I was speaking to the team, so**  
 11 **they were keeping me informed of what was happening.**  
 12 **There would have been naturally because I had been**  
 13 **off for a number of weeks, so there would be a backlog**  
 14 **in relation to checking and doing the admin stuff.**  
 15 Q. Yes, okay. If we see then over the page, page 154, we  
 16 can see the reference to "Profile: Anthony Grainger"?  
 17 **A. Yes.**  
 18 Q. Then we can see the various subjects at that time in  
 19 terms of the names that they had been given, the various  
 20 county names?  
 21 **A. Yes.**  
 22 Q. Can I ask in terms of the individuals there, I don't  
 23 think we can see at that stage any identification trail  
 24 for Mr Rimmer, so if we look at page 154 and over to  
 25 page 155, we don't have an ID trail or a --

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1 **A. At the bottom of page 154, it is "ID trails Gloucester"**  
 2 **and underneath "Rimmer".**  
 3 Q. Yes.  
 4 **A. Yes.**  
 5 Q. I think "Gloucester" is Grainger, I think Mr Rimmer  
 6 became "Hampshire"?  
 7 **A. Yes, that's right.**  
 8 Q. Just looking over the page at the photographs that go  
 9 with what is their ID trail, it doesn't appear at this  
 10 stage that Mr Rimmer had an ID trail. Can you assist us  
 11 as to that?  
 12 **A. There isn't one on here, I couldn't tell you whether**  
 13 **there was one at that time, without going through the**  
 14 **CLIO actions.**  
 15 Q. Then if we move forward to page 157 --  
 16 **A. Yes.**  
 17 Q. -- we can see for 31 January, reference again to profile  
 18 for Grainger and you being allocated yourself the task  
 19 of that?  
 20 **A. Yes.**  
 21 Q. Then in terms of the request for the profile, I think  
 22 you made that of the FIB?  
 23 **A. Yes.**  
 24 Q. We can see I think in fact an email trail when the  
 25 profile was provided?

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1 **A. Yes.**  
 2 Q. I just want to ask you about that first of all before  
 3 going to the email because that was one of the issues  
 4 I think that the prosecution, the Fahy prosecution,  
 5 looked at, about updating of the profile.  
 6 Perhaps if we look at the email first of all and  
 7 then I can ask you about the information that we have  
 8 within the H bundle. You can put at that bundle away  
 9 now, the P bundle.  
 10 **A. Right.**  
 11 Q. It is going to be bundle W, please.  
 12 **A. Thank you. There is one here.**  
 13 Q. W is a bigger folder.  
 14 THE CHAIRMAN: It is a big folder, yes.  
 15 Well done, Mrs Shaw.  
 16 MS CARTWRIGHT: Could I ask you to turn to page 238, please,  
 17 within bundle W.  
 18 We can see there that on 7 February 2012  
 19 Russell Kelly forwards to you a profile for Mr Grainger  
 20 and this email?  
 21 **A. Yes.**  
 22 Q. Pausing there, had you had dealings with Mr Kelly before  
 23 his contact with this email?  
 24 **A. I don't know, because I know that I have written in my**  
 25 **book it was the 31st to raise the action and there was**

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1 **a corresponding action number so it has been done on**  
 2 **CLIO, but I can't recall -- I would have gone to speak**  
 3 **to Simon because Simon was the kind of go to person to**  
 4 **do the profiles, but I can't remember exactly at what**  
 5 **point, who I have spoken to and how Russ Kelly has been**  
 6 **the one who has ended up sending me the email.**  
 7 Q. I think we have heard evidence already that the FIB was  
 8 essentially based in the same building where you were,  
 9 in Nexus House. I think a couple of floors either above  
 10 or below.  
 11 **A. Yes.**  
 12 Q. If we look at the email, it sets out:  
 13 "Debbie, further to your request please find  
 14 attached the intelligence profile for Anthony Grainger.  
 15 This is current up to September 2011. It includes  
 16 a risk assessment and Experian checks. It was decided  
 17 at this morning's ISD pace setter meeting that any  
 18 further work required to bring the profile up to date  
 19 will need to be completed by yourselves. This decision  
 20 was made based on staffing levels and current workloads  
 21 within the department and that staff in SCD have full  
 22 access to COPU, OPUS, FIS et cetera. Any problems  
 23 please get back to me. Thanks, Russ."  
 24 Pausing there, when you received the response back  
 25 from Mr Kelly in this email, did you do anything, did

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1 you make any contact with him?  
 2 **A. I don't recall doing -- not that I recall.**  
 3 Q. Okay. Then if we look at page 238, the email then that  
 4 you send, a minute after receiving the profile, to  
 5 Mr Cousen:  
 6 "Boss, for your information. I will add profile to  
 7 S: drive."  
 8 It is a very almost quick thing and you are  
 9 referencing putting it on the S: drive. Can I ask then,  
 10 before putting it on the S: drive, did you in fact read  
 11 the document?  
 12 **A. I am not sure, I may have flicked through it, I can't**  
 13 **recall whether I read it or not.**  
 14 Q. Okay. But in terms of the context of the email from  
 15 Mr Kelly being, essentially, we have staffing issues at  
 16 the moment, you have the ability to do your own  
 17 research, so you can have it essentially but it is over  
 18 to you to develop this intelligence, because this was  
 19 a document from September of the previous year.  
 20 **A. Yes.**  
 21 Q. Did that not raise in your mind, "Actually this is  
 22 something we really do need to look at and work with"?  
 23 **A. We will be checking the intelligence and the systems on**  
 24 **our subjects on a daily basis, that is one of the team's**  
 25 **primary functions, so that is what they would be doing.**

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1 **So I wouldn't have said, "Well, there is a profile we**  
 2 **need to update and put on the profile", because we were**  
 3 **reviewing the intelligence on a daily basis anyway so**  
 4 **that wouldn't have been something I would have done.**  
 5 Q. You wouldn't have done that because your evidence is  
 6 essentially you get the real-time information on a daily  
 7 basis and so you work with that?  
 8 **A. Yes.**  
 9 Q. Then, can I ask, in terms of that, we have heard some  
 10 evidence from, and perhaps if I ask you, were you aware  
 11 that the profiles would be provided essentially to  
 12 potentially brief up those that would have to make  
 13 a decision about a firearms authority and would also be  
 14 potentially used to brief up a firearms team?  
 15 **A. I would be aware that the profiles might be used for**  
 16 **a number of functions but they didn't have one primary**  
 17 **function to brief a particular team. At that time,**  
 18 **would I be aware that that might have been done? Yes,**  
 19 **but I wouldn't have any experience of exactly what**  
 20 **a firearms team would be looking for. I would only be**  
 21 **able to assume the kind of stuff they would be after.**  
 22 Q. Okay.  
 23 Because again if I can just take you back to your  
 24 witness statement, please, behind tab 1.  
 25 **A. Yes.**

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1 Q. Again it is the entry I took you to a moment ago, so you  
 2 may not need to turn it up, but you are setting out by  
 3 reference to the 1 March meeting that the nominal  
 4 profiles were discussed and decided upon at that  
 5 meeting. So prior to attending the meeting on 1 March,  
 6 did you have any understanding that this was a document  
 7 that could be used as part of a platform for  
 8 consideration of the risk information by the Firearms  
 9 Unit?  
 10 **A. Erm, at that time, I -- erm, I would have considered**  
 11 **that it might have been used, yes, but it isn't**  
 12 **something I made a conscious thought about. I wasn't**  
 13 **preparing myself to brief the team so I wasn't --**  
 14 **I didn't have a conscious thought about that.**  
 15 Q. In terms of the email from Mr Kelly, in terms of saying,  
 16 "It is for you to develop this document now", did that  
 17 not raise any alarm bells almost, that actually this is  
 18 a document that I need to now raise a number of actions  
 19 or I myself, one of the individuals for responsibility  
 20 for intelligence, has to sit down and look at?  
 21 **A. It didn't at that time, no. As I said, we were**  
 22 **reviewing the intelligence on a daily basis. The stuff**  
 23 **that is in there, the risk assessment part was carried**  
 24 **out by the FIB, so at that time I didn't see any reason**  
 25 **why I would sit down and go through it methodically, no.**

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1 Q. Thank you.  
 2 We have heard evidence from Mr Kelly and in terms of  
 3 the information he had at that time, he indicated that,  
 4 had he been told that at this stage there had already  
 5 been I think firearms teams deployed on I think seven  
 6 occasions at this time, then actually it may have been  
 7 that the pace setter meeting, a different answer would  
 8 have been given, namely, "Actually if it is being used  
 9 at an advanced stage for a firearm operation then  
 10 actually we will do the work and develop it".  
 11 Were you aware that you had the ability to go back  
 12 to the FIB to seek to impress upon them that they should  
 13 take ownership for developing the intelligence in  
 14 an up-to-date profile for Mr Grainger?  
 15 **A. At that time it wasn't, didn't seem a priority for me to**  
 16 **do that. As I have said, we would ask for the profile,**  
 17 **we would be monitoring the intelligence. It wasn't in**  
 18 **my mind that we need to get a profile that will then be**  
 19 **used to brief the firearms team. So no, that is not**  
 20 **what I considered.**  
 21 Q. Then in terms of Mr Grainger's profile, I think you have  
 22 already candidly said you probably didn't read it or if  
 23 you did it was a flick through. Yes?  
 24 **A. Yes.**  
 25 Q. Then, just to take you into Mr Grainger's profile,

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1 please, which is behind tab 10 in your bundle, please.  
 2 In terms of the profile, we can see that the originator  
 3 was Rachel Griffiths.  
 4 **A. Yes.**  
 5 Q. She has given evidence that essentially this was  
 6 a profile created for an operation, so in fact although  
 7 it has "Anthony Grainger" on it, it was a profile  
 8 created for an operation called Operation Samana. Did  
 9 you have any knowledge of Operation Samana?  
 10 **A. No.**  
 11 Q. Therefore did you have any knowledge of the purpose for  
 12 which this profile was created, in terms of the backdrop  
 13 investigation?  
 14 **A. No.**  
 15 Q. Then in terms of the profile itself, if we move into the  
 16 document. Where information is then recorded, having  
 17 already candidly accepted that you didn't review it, you  
 18 wouldn't have been looking at the information to see  
 19 actually if there were errors in the document in terms  
 20 of the information recorded?  
 21 **A. I didn't, no.**  
 22 Q. No. Again in terms of being the officer within the  
 23 Robbery Unit who had responsibility for getting the  
 24 profiles in --  
 25 **A. Yes.**

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1 Q. -- and then tasking officers. If you were not tasking  
 2 an officer to look into the document or you yourself  
 3 were not doing it, would it be fair to say that nobody  
 4 else would be updating the profiles?  
 5 **A. We didn't update profiles, no. That is not something we**  
 6 **did as a matter of course.**  
 7 Q. Again, in terms of this profile, did you identify that  
 8 a large volume of material, leaving aside the material  
 9 that related to Mr Grainger that wasn't checked,  
 10 verified and developed. Were you aware that a large  
 11 proportion of the document related to an individual by  
 12 the name of Waters that had nothing to do with  
 13 Operation Shire?  
 14 **A. I had heard of the name Colin Waters, obviously we were**  
 15 **discussing intelligence and people all the time. Did I**  
 16 **know that Colin Waters was within this profile? No, I**  
 17 **didn't.**  
 18 Q. We have already seen that the email from Mr Kelly sets  
 19 out that you yourself, and you have already accepted you  
 20 had access to the various police systems to carry out  
 21 research and develop intelligence.  
 22 **A. Yes.**  
 23 Q. You have already accepted that you didn't do that.  
 24 **A. Yes.**  
 25 Q. I think similarly GMP have conducted an audit from

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1 7 February as to access to GMPics, OPUS and the PNC.  
 2 I think it is right to say that during that period, from  
 3 7 February through to 3 March, there is no evidence that  
 4 supports you accessed any of those systems during that  
 5 period. Would you accept that?  
 6 **A. Yes.**  
 7 Q. Again, in terms of one of the two officers, yourself and  
 8 Mr Clark, being officers responsible for intelligence,  
 9 you yourself during this relevant period have not in any  
 10 way looked to use a system to develop intelligence,  
 11 either in respect of Mr Grainger or any of the other  
 12 nominals?  
 13 **A. No.**  
 14 Q. At any stage did it occur to you, when you were the  
 15 Deputy SIO, that somebody should be doing that --  
 16 **A. As I have said --**  
 17 Q. -- particularly when historic incidents were being  
 18 relied upon to inform decision making of the firearm  
 19 team?  
 20 **A. At the time I received the profiles, those decisions**  
 21 **weren't -- the profile hadn't been used as a briefing**  
 22 **document and as I said before, as a matter of course,**  
 23 **the team on a daily basis would be looking at systems**  
 24 **and looking at intelligence, particularly OPUS, to**  
 25 **review: has anything happened with the subjects? Is**

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1 **there any fresh intelligence?**  
 2 **So that was being done every day, so it wouldn't --**  
 3 **so I wouldn't then task the team with updating profiles,**  
 4 **they would just, as a matter of course we would be**  
 5 **looking at intelligence and discussing it. So updating**  
 6 **the profile document would not be something that we did.**  
 7 Q. Can I ask then. When we see on 1 March, and your  
 8 statement has already addressed, that the subject  
 9 profiles or the nominal profiles were discussed during  
 10 that risk assess meeting. Did you not think at that  
 11 stage to say, "Actually, that has not really been looked  
 12 at or developed in any way by the team, so actually it  
 13 is out of date, or it contains potentially out-of-date  
 14 information or information that has not been researched  
 15 and checked"?  
 16 **A. Yes, the profiles were part of the briefing of the**  
 17 **firearms team but my understanding would be that lots of**  
 18 **other systems would be as well. From my experience and**  
 19 **what I thought at that time, a profile was not the sole**  
 20 **document that would be used to brief up a unit like the**  
 21 **firearms team. So no, I didn't at that time.**  
 22 Q. Can I ask you to go back into the W bundle, please, at  
 23 W/79.  
 24 **A. Yes.**  
 25 **Page 79, sorry?**

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1 Q. Thank you, yes.  
 2 That should be an email from Rob Cousen to  
 3 Michael Lawler, 1 March 2012 at 11.57, to which you were  
 4 CCed in.  
 5 **A. Yes.**  
 6 Q. We can see:  
 7 "Boss, subject profiles with additional intel."  
 8 Mr Cousen attaches: the profiles of  
 9 Anthony Grainger, David Totton, Robert Rimmer; the  
 10 intelligence chronology; and two 5x5 reports, I think  
 11 Mr Talbot had created, to reflect I think observations  
 12 on the surveillance team.  
 13 **A. Yes.**  
 14 Q. Again, when you were CCed into this email, did you think  
 15 at that point, "Actually, Rob, why are you forwarding  
 16 those profiles because actually we, as the team, have  
 17 got the more up-to-date information that we can share"?  
 18 **A. I think on the 1st that was the meeting of the firearms**  
 19 **meeting. I cannot say whether I actually opened this**  
 20 **email prior to attending this meeting or not. It is not**  
 21 **something I recall --**  
 22 Q. Do you recall though in the meeting Mr Lawler in fact  
 23 did have the profiles, one assumes because he had  
 24 printed them off when he had received the email?  
 25 **A. Yes, that was in my statement that the profiles were**

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1 **referenced to, yes.**  
 2 Q. Then when Mr Lawler had them in the meeting -- I think  
 3 you have already said that you didn't play an active  
 4 role, in fact you described your role as passive and  
 5 sitting back. Did you at any point mention, as the  
 6 person who received the profiles in particular who  
 7 received Mr Grainger's, that actually that document  
 8 hadn't been checked by reference to any police systems?  
 9 **A. Well the information on the document was provided by the**  
 10 **FIB, so it had been pulled together by the intelligence**  
 11 **branch, so I didn't think that it would have mistakes in**  
 12 **it, no. And I assumed that lots of other systems would**  
 13 **have been referred to and checked by the officers.**  
 14 **Like I say, I didn't have experience of that kind of**  
 15 **meeting. So I didn't know exactly what, which systems**  
 16 **and which documents they would refer to to make their**  
 17 **decisions.**  
 18 Q. Again, just going back to the email from Mr Kelly, you  
 19 didn't see any caveat in terms of the use to which you  
 20 could put the document he had provided to you, in terms  
 21 of it is over to you to develop it?  
 22 **A. To develop that document?**  
 23 Q. Yes. As the email says:  
 24 "Any further work required to bring the profile up  
 25 to date will need to be completed by yourselves."

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1 **A. Yes, but, like I said, we had access to other**  
 2 **intelligence systems and it isn't something that we**  
 3 **would do, would be update a profile. We would have**  
 4 **access to the other systems, that wasn't something that**  
 5 **we did, update the profiles with fresh intelligence. We**  
 6 **were discussing intelligence all the time and for the**  
 7 **firearms meeting, I would assume that they would,**  
 8 **whoever was making the decisions would access the**  
 9 **systems in any case. So the profile would be starting**  
 10 **point and they would use other systems to --**  
 11 THE CHAIRMAN: I am just wondering if you are both using  
 12 "updating" in precisely the same sense and whether there  
 13 may be some cross purposes here, talking about  
 14 developing the profile.  
 15 You seem to be talking -- sorry, Ms Cartwright, to  
 16 interrupt you -- about updating in terms of adding  
 17 current intelligence as it comes in.  
 18 Is that what you are asking about, Ms Cartwright, or  
 19 are you asking about something rather different?  
 20 MS CARTWRIGHT: I think perhaps generally checking for  
 21 accuracy and then bearing in mind it was a document from  
 22 September 2011, ensuring it is a profile that reflects  
 23 the current intelligence picture and that it is  
 24 developed with the emerging intelligence, bearing in  
 25 mind the nature of the document.

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1 THE CHAIRMAN: Yes.  
 2 Ms Hurst is certainly, as I understand it, talking  
 3 about whether there was a need to develop it with  
 4 emerging intelligence, but I understood that you were  
 5 also asking about ensuring that it was up to date to the  
 6 point at which the operation began, before the current  
 7 intelligence came in, because it was effectively said to  
 8 be out of date, wasn't it?  
 9 Am I right or do I have it wrong?  
 10 MS CARTWRIGHT: No you are, sir. Perhaps if I put each of  
 11 the propositions to the witness.  
 12 THE CHAIRMAN: I may be being unduly picky, but it just  
 13 seems to me that you may be at slight cross purposes as  
 14 to what you are talking about.  
 15 MS CARTWRIGHT: Perhaps if I just deal with each in term so  
 16 there is no ambiguity. In terms of the profile that is  
 17 provided dated 20 September 2011, so checks performed at  
 18 that time, bearing in mind you are provided with the  
 19 document in the February.  
 20 **A. Yes.**  
 21 Q. In terms of creating an up-to-date risk assessment for  
 22 Mr Grainger, did you firstly think, "Actually this  
 23 a starting point, but to create a profile for  
 24 Mr Grainger specific to Operation Shire, we need to now  
 25 develop our own nominal profile for him, with a risk

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1 assessment that reflects the information and our  
 2 knowledge on this operation"?  
 3 **A. No, I didn't.**  
 4 Q. Then, secondly, when the document was provided, and it  
 5 was provided for a quite separate operation, did you  
 6 give any thought that actually you needed to read the  
 7 document firstly, as a basic.  
 8 Then, secondly, check that what was contained within  
 9 it was in fact accurate and reliable?  
 10 **A. I would assume that it was accurate and reliable because**  
 11 **it was produced by the FIB. So I wouldn't check**  
 12 **accuracy as a matter of course. And did I flick through**  
 13 **it to see the relevant sections were there? I can't**  
 14 **recall doing that, but I didn't make a conscious**  
 15 **decision to check it in light of it being out of date.**  
 16 **Because, as I said before, we were looking at**  
 17 **intelligence all the time, so I did not see the need to**  
 18 **at that time.**  
 19 Q. Again, in terms of we looked at Mr Totton's profile and  
 20 the various sections that were covered. Did you look to  
 21 check the profile to see if it contained or essentially  
 22 the key parameters that one would expect a nominal  
 23 profile to include?  
 24 **A. I didn't compare it, the formats were similar but they**  
 25 **might be slightly different depending on who produced**

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1 **the profile. But I certainly didn't compare them, no.**  
 2 Q. No.  
 3 THE CHAIRMAN: The fact that you were looking at  
 4 intelligence daily, you mean current intelligence as it  
 5 came in, that would not cover the gap for example  
 6 between September 2011 and February 2012, would it?  
 7 That is what I am driving at. That is why I am not  
 8 sure -- is that what you are asking about, among other  
 9 things.  
 10 MS CARTWRIGHT: Yes, sir.  
 11 THE CHAIRMAN: Yes, to say, "Well, we were looking at  
 12 current intelligence", that might explain how you were  
 13 keeping up to date as from the start of your operation,  
 14 but here you had a profile that had only been completed  
 15 up to September 2011.  
 16 **A. Yes.**  
 17 THE CHAIRMAN: Of course checking current intelligence  
 18 wouldn't fill the gap, if there was anything, would it,  
 19 between September 2011 and February 2012?  
 20 **A. No, it wouldn't.**  
 21 THE CHAIRMAN: All right.  
 22 MS CARTWRIGHT: Again, can I ask, because we have seen there  
 23 was an updated profile for David Totton in January 2012,  
 24 and I have not gone into the detail of it with you.  
 25 **A. Yes.**

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1 Q. Then if that was being done for Mr Totton in January,  
 2 why wasn't thought given, even if you accept what is  
 3 contained within Mr Grainger's profile without reading  
 4 it, to actually say, "Actually we need to update his  
 5 profile in a similar way that has been done to  
 6 David Totton's"?  
 7 **A. Mr Totton's profile was updated by Simon following some**  
 8 **action -- an action I had given him to look at, some**  
 9 **travel to do with his passport. So Simon took the**  
 10 **opportunity and used his initiative to update the**  
 11 **profile for David Totton. It was not a request which he**  
 12 **then sent back to us with the updates for the passport**  
 13 **checks. It was not a conscious action to say, "We need**  
 14 **to get David Totton's profile updated".**  
 15 Q. Yes, and then can I summarise it in this way then.  
 16 Certainly it seems by 1 March 2012 that you in fact  
 17 hadn't in reality read Mr Grainger's profile. Would you  
 18 agree?  
 19 **A. Yes.**  
 20 Q. Then, having been in a meeting where the profile has  
 21 been shared and provided to a silver commander,  
 22 following on from that meeting and then realising the  
 23 use of that document. Did you not then think, "Actually  
 24 I do need to sit down now and read it", and actually  
 25 check the document at that stage? Bearing in mind it

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1 hadn't been read by you beforehand and one assumes there  
 2 is nothing in the CLIO to suggest anyone else had read  
 3 it.  
 4 **A. I assume that Mr Cousen and the decision makers in the**  
 5 **firearms team will have read it, so I didn't see that**  
 6 **I would then need to go back over it myself.**  
 7 Q. Okay, but certainly after the meeting on 1 March, did  
 8 you then use the days moving forward to the 3rd to  
 9 actually sit down and go through Mr Grainger's profile?  
 10 **A. I didn't do that, no.**  
 11 Q. As one of the officers responsible for intelligence, as  
 12 at Mr Grainger's death on 3 March you had not read his  
 13 profile?  
 14 **A. No.**  
 15 Q. Can I ask, within Mr Cousen's statement that he provided  
 16 as part of the defence in the Fahy case.  
 17 Sir, for your reference it is H/71.  
 18 To counter the allegation that the CPS were making  
 19 about updating or the failure to update the profile,  
 20 Mr Cousen sets out:  
 21 "I do not recall the FIB suggesting that profiles  
 22 should be updated by the Force Robbery Unit and neither  
 23 does my Deputy SIO, DS Hurst, who I have spoken to in  
 24 this regard. But this would not have happened in any  
 25 case unless there was a vast amount of intelligence

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1 missing or if there had been significant arrests,  
 2 convictions or new warnings that had been recorded or  
 3 indeed if warnings had been removed."  
 4 Pausing there, did anyone approach you, we can see  
 5 you have done a second statement but again it addresses  
 6 profile but not the issue that was in the prosecution to  
 7 update the profile. At any point did anyone ask you or  
 8 did you think when Mr Cousen was asking you for  
 9 a statement to provide a statement to address that issue  
 10 back in 2014?  
 11 **A. No, I don't recall having that conversation with**  
 12 **Mr Cousen at the time.**  
 13 Q. In terms of, is Mr Cousen's summary within his statement  
 14 quoting you essentially that you don't recall being  
 15 spoken to about having to update the profile, in the  
 16 email we have just set out.  
 17 **A. He very probably did ask me and it may be that I didn't**  
 18 **recall at that time. I can't remember.**  
 19 Q. Okay.  
 20 Had you forgotten about the email that Mr Kelly had  
 21 provided to you?  
 22 **A. Quite possibly at that time, yes.**  
 23 Q. Can I then please move to deal with 1 March, please,  
 24 because we know that the update was provided, I have  
 25 already referenced this morning, about Mr Totton being

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1 seen with a hacksaw. I think there is an entry in the  
 2 daybook, I think in fact it is Mr Cousen's daybook,  
 3 about you being tasked with checking as to whether there  
 4 was any damage. Perhaps if I take you to the entry.  
 5 **A. Please.**  
 6 Q. It is K/1238 -- that is a rogue reference. If you just  
 7 perhaps get the K bundle out and I will find the  
 8 reference. Yes, it is K/1237, please. Perhaps it is  
 9 probably best to start at 1236, where the entry for  
 10 Mr Cousen of 1 March begins.  
 11 **A. I have it, thank you.**  
 12 Q. Thank you.  
 13 We can see his entry starts at 1236 for 1 March,  
 14 referencing David Totton being seen moving a hacksaw  
 15 from one vehicle to another.  
 16 Then if we move over the page, please, to page 1237,  
 17 we can see below the entry relating to Mr Lawler:  
 18 "Update from DS Hurst. There is no damage at any of  
 19 the premises as can be seen. The NatWest and Barclays  
 20 Bank are also in close proximity."  
 21 **A. Yes.**  
 22 Q. Do you remember being asked to make a check about  
 23 damage?  
 24 **A. Yes.**  
 25 Q. Can you tell us about that, please?

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1 **A. Following the information about the hacksaw, we, I --**  
 2 **I discussed it with Mr Cousen and I tasked, an action**  
 3 **was raised to check that any bars or doors on any of the**  
 4 **premises that the subjects had been seen under**  
 5 **observations. I can't recall the exact premises now,**  
 6 **but yes, any kind -- when they had been to St Helens and**  
 7 **they had been to different areas, we tasked the team**  
 8 **with going back and checking any banks that they could**  
 9 **see to see if they found any damage.**  
 10 Q. Then can I also ask you -- you then relayed back that  
 11 there was no evidence of any damage?  
 12 **A. Yes.**  
 13 Q. You didn't yourself go, but you tasked officers to go  
 14 and look?  
 15 **A. I did, yes.**  
 16 Q. Then in terms of, if I can take you please back into  
 17 bundle W, please, 272, it seems slightly earlier before  
 18 you confirming there was no damage, that Mr Mills had  
 19 forwarded an email to you, Mr Cousen and Mr Talbot which  
 20 is W/272.  
 21 THE CHAIRMAN: Hang on, can I just have a second to find it.  
 22 MS CARTWRIGHT: Thank you.  
 23 **A. Yes.**  
 24 THE CHAIRMAN: Yes.  
 25 MS CARTWRIGHT: We can see at 7.14 in the morning on

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1 1 March, Gary Mills, forwards an extract from the Ascot  
 2 chronology relating to 2005.  
 3 **A. Yes.**  
 4 Q. Do you recall when receiving this email whether you did  
 5 anything in response to it or whether you had any  
 6 discussion?  
 7 **A. I don't recall any specific discussion around it.**  
 8 **I know that we were made aware of it, but not any**  
 9 **conversation, detailed conversation.**  
 10 Q. Who was your understanding that the intelligence from  
 11 2005 had been provided that that related to?  
 12 **A. To David Totton.**  
 13 Q. Again, I think I asked you earlier but you didn't task  
 14 any officers or Mr Mills to go and provide further  
 15 evidence or research in respect of this piece of  
 16 information and intelligence?  
 17 **A. No.**  
 18 Q. Do you know whether anybody else did?  
 19 **A. I don't know. If anybody did, it would be Mr Cousen.**  
 20 **I don't recall. I don't recall that.**  
 21 Q. Again, do you recall any discussion around going back to  
 22 2005 to go quite historic to rely on this intelligence  
 23 to fit in with what had been thought to have been seen  
 24 on the CCTV of the hacksaw?  
 25 **A. Sorry, please could you repeat the question?**

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1 Q. The intelligence has gone back to 2005, so quite some  
 2 time in the past --  
 3 **A. Yes.**  
 4 Q. -- in terms of from a provenance point of view, relying  
 5 on what is now quite an old piece of intelligence, was  
 6 there any discussion around that and then introducing  
 7 that at this stage or whether a rating should be given  
 8 to it or clarity as to who that intelligence related to?  
 9 **A. Not that I recall.**  
 10 Q. Okay.  
 11 Can I ask, at that time were you familiar with the  
 12 5x5 rating for intelligence?  
 13 **A. Yes.**  
 14 Q. Again, in terms of the meeting, the risk assessment you  
 15 attended later on that morning/early afternoon with  
 16 Mr Lawler and Mr Cousen, do you recall how the  
 17 conversation went in respect of this 2005 piece of  
 18 intelligence?  
 19 **A. I don't remember the specifics of the conversation.**  
 20 Q. Again, in terms of that risk assessment meeting, I think  
 21 you have already candidly said you didn't take a note.  
 22 You listened but you didn't impart or share any of the  
 23 information that you had gleaned over the five months as  
 24 the Deputy SIO?  
 25 **A. No, I didn't -- I didn't. No, I didn't.**

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1 Q. Then can you assist in terms of then during the rest of  
 2 1 March, were you on duty for the rest of the day, do  
 3 you recall?  
 4 **A. 1 March, I came back on duty late that night because we**  
 5 **had an overnight deployment.**  
 6 Q. Yes.  
 7 **A. Yes, I worked through the night.**  
 8 Q. When you say an "overnight deployment", can you just  
 9 confirm, was that overnight deployment of surveillance  
 10 officers or the fact that the firearms officers were  
 11 going to be coming in in the early hours?  
 12 **A. I would have to look through my book, but, yes, from my**  
 13 **understanding -- I can't recall actually. I would be**  
 14 **guessing.**  
 15 Q. Perhaps if we just work through your book then for this  
 16 last period, please.  
 17 **A. Thank you.**  
 18 Q. It is in the P bundle, please, page 174.  
 19 THE CHAIRMAN: I have quite a few out at the moment, I have  
 20 R, K, W and the witness bundle. Can any of those go  
 21 away, because I am running out of space?  
 22 MS CARTWRIGHT: We will probably briefly be going back into  
 23 each of them, but if you want to put them away, save for  
 24 P, at the moment.  
 25 THE CHAIRMAN: I will put R away for the moment.

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1 We going to P now, are we?  
 2 MS CARTWRIGHT: We are, sir.  
 3 We can see your entry for 1 March --  
 4 THE CHAIRMAN: Page?  
 5 MS CARTWRIGHT: It starts on page 174.  
 6 THE CHAIRMAN: Yes, thank you.  
 7 MS CARTWRIGHT: We can see your entry starts with reference  
 8 to:  
 9 "Anne-Marie, collections delivery including Cheshire  
 10 ..."  
 11 Have you found that?  
 12 **A. I've got that, thank you.**  
 13 Q. "Post Office, St Helens including Culcheth"?  
 14 **A. Yes.**  
 15 Q. We have emails that confirms, I think, "Anne-Marie" was  
 16 Anne-Marie Kay from Project Baltic.  
 17 **A. Yes.**  
 18 Q. I think we also have an email from her, which I think  
 19 you have tasked for her to find out the times of cash in  
 20 transit deliveries?  
 21 **A. Yes.**  
 22 Q. In terms of the requests being made of Anne-Marie Kay,  
 23 can you assist as to why it was cash in transit times  
 24 that she was being tasked with finding out?  
 25 **A. Because one of the potentials were that the robbery team**

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1 **were looking at cash in transit vehicles, they had been**  
 2 **down to Stoke and done the recces in January, so it**  
 3 **would be good for us to know what deliveries might take**  
 4 **place and where they might be.**  
 5 Q. Perhaps we will keep working through this, but I am  
 6 going to take you to the emails in due course. Let's  
 7 keep working through bundle P at the moment of your  
 8 entries.  
 9 **A. Yes.**  
 10 Q. We can then see, at the bottom of the page, reference to  
 11 collections and deliveries in Culcheth?  
 12 **A. Yes.**  
 13 Q. Do you recall who had asked you to find out that  
 14 information, was that Mr Cousen?  
 15 **A. Potentially, or it might be something that I raised**  
 16 **myself.**  
 17 Q. Then over the page at 175, we can see, "1235 hours, risk  
 18 assessment meeting at Openshaw with Lawler".  
 19 **A. Yes.**  
 20 Q. In terms of you recording that, would that have been  
 21 a contemporaneous entry by reference to the time?  
 22 **A. I can't recall whether I wrote it at the time or**  
 23 **I filled it in later.**  
 24 Q. Do you recall whether you took the book with you to the  
 25 meeting?

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1 **A. I don't recall.**  
 2 Q. Okay.  
 3 Certainly that is all we have by way of reference to  
 4 the meeting?  
 5 **A. It is, yes.**  
 6 Q. Then we see, further down on the page, again, reference  
 7 to closing times at Culcheth. Can you assist us any  
 8 further as to what that relates to?  
 9 **A. I would be guessing, it is around the closing time for**  
 10 **potentially some premises where there may be cash**  
 11 **deposits, but I would be guessing.**  
 12 Q. Then we have the various entries relating to who was  
 13 going to be at the various observation posts.  
 14 **A. Yes.**  
 15 Q. If we turn over the page to 176, we have then moved to  
 16 Friday, 2 March. That represents your entries for  
 17 1 March, yes?  
 18 If I could pause there then and take you into  
 19 bundle W, please, which is where we see the information  
 20 that was provided as to the timings that Anne-Marie Kay  
 21 provided.  
 22 **A. Yes.**  
 23 Q. It is W/275, please.  
 24 **A. Yes.**  
 25 Q. In terms of the request that was being made of

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1 Anne-Marie, do you recall whether you gave any specific  
 2 timeframe or was it just simply deliveries to Culcheth?  
 3 **A. I would have given her some parameters. She has given**  
 4 **me for the week, so I assume that is the parameters that**  
 5 **I tasked her with.**  
 6 Q. Yes, and then we can see that you receive that  
 7 information along with Mr Talbot and Mr Clark at 14.50  
 8 on 1 March, so after the risk assessment meeting?  
 9 **A. That is when the email comes through, yes.**  
 10 Q. Then we can see that you forward that email to Mr Cousen  
 11 at 15.32?  
 12 **A. Yes.**  
 13 Q. Can I ask, in terms of the sharing of the information as  
 14 to when the cash in transit deliveries would be made,  
 15 you simply shared it with Mr Cousen?  
 16 **A. Yes.**  
 17 Q. Did you give any thought at that stage to disseminating  
 18 it or sharing it within the Firearms Unit, so they had  
 19 as well the information in a document that would inform  
 20 them as to timings of cash in transit --  
 21 **A. Mr Cousen --**  
 22 Q. -- deliveries?  
 23 **A. I'm sorry to interrupt you.**  
 24 **Mr Cousen was the SIO and the conduit with the**  
 25 **firearms team, so I wouldn't usurp that and send**

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1 **anything to him. It would be his decision making.**  
 2 Q. Can I ask then, in terms of -- I can take you to the  
 3 document if need be, but we have also from the S: drive  
 4 an example of the document, it is the only one that is  
 5 there, relating to cash in transit deliveries from  
 6 15 December 2011.  
 7 Sir, perhaps for your reference, that in the R  
 8 bundle. I had better just pull it up to give you the  
 9 correct reference.  
 10 THE CHAIRMAN: I have R here. In fact I've got nearly all  
 11 of them here.  
 12 MS CARTWRIGHT: It is shortly after the 38A, sir.  
 13 THE CHAIRMAN: Right.  
 14 Is it 38C and D?  
 15 MS CARTWRIGHT: Yes, I think it is, sir. Yes. Perhaps it  
 16 is better if you just look at the document, please,  
 17 Ms Hurst.  
 18 **A. Which bundle, is it, sorry?**  
 19 Q. It is bundle R, 38C and D, please.  
 20 **A. Thank you.**  
 21 **Sorry which page again?**  
 22 Q. R/38C and D, please, Officer Hurst.  
 23 **A. I am there, thank you.**  
 24 Q. This is a document that was on the S: drive, the only  
 25 one that is there as to the timings of cash in transit

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1 deliveries on 15 December. Did you give any thought to  
 2 creating a separate document to give the clarity as to  
 3 who was giving the deliveries, when the timings of them  
 4 would be, as a document then that could be provided to  
 5 the Robbery Unit?  
 6 **A. I didn't.**  
 7 Q. Sorry, not the Robbery Unit, the Firearms Unit. I do  
 8 apologise.  
 9 **A. No, I didn't.**  
 10 Q. Can I ask, in terms of, did you make any contact  
 11 yourselves with the drivers of the vehicles in terms of  
 12 identifying drop off times and then directly speaking to  
 13 the drivers to get that information as to drop offs and  
 14 the like?  
 15 **A. I don't remember specifically. All I can say is if**  
 16 **Anne-Marie was there, we would always use Anne-Marie**  
 17 **because she had all the contacts, that was her job.**  
 18 **I couldn't say for definite if I have ever spoken**  
 19 **directly to the couriers, I know I have done it on**  
 20 **previous jobs so I may have done. I couldn't be**  
 21 **specific.**  
 22 Q. Can I just ask you to look, it is in the second volume  
 23 of bundle Y, for --  
 24 THE CHAIRMAN: Hang on.  
 25 MS CARTWRIGHT: It is the volume, sir, that commences at

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1 page 328.  
 2 THE CHAIRMAN: I have Y, yes.  
 3 MS CARTWRIGHT: Thank you.  
 4 It is page 633, please. We can see at page 633 this  
 5 is an email from December 2011, but we can see this is  
 6 Officer Cousen providing to Leor Giladi and to J4, who  
 7 again the Inquiry has heard evidence of, about directly  
 8 providing the contact details for when the deliveries  
 9 are. Setting out, as we can see in that email of 11.17:  
 10 "As soon as I have the information I will pass it on  
 11 to you and J4."  
 12 So directly informing the team on the ground as to  
 13 timings of deliveries.  
 14 **A. Yes.**  
 15 Q. Were you aware that that had been previously done?  
 16 **A. I am CCed in on the email. I don't specifically**  
 17 **remember reading that email, but it doesn't surprise me**  
 18 **at all.**  
 19 Q. Going back then to 1 March when you are gathering times  
 20 as to cash in transit, did you think to find out who the  
 21 relevant tactical adviser was or who the relevant  
 22 officer was on the ground from the firearm unit, to copy  
 23 them into the research that you had carried out?  
 24 **A. As I said, I wouldn't make direct contact with that**  
 25 **team, it would go --**

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1 THE CHAIRMAN: From Mr Cousen?  
 2 **A. Sorry?**  
 3 THE CHAIRMAN: It would be Mr Cousen?  
 4 **A. Yes.**  
 5 MS CARTWRIGHT: Again, if we move within that bundle to  
 6 page 630.  
 7 **A. Yes.**  
 8 Q. We can see at 11.05, within that email Mr Cousen has  
 9 provided to Leor Giladi and J4, if we look through the  
 10 email, bottom of page 630, the various cash drops, over  
 11 the page on to page 631.  
 12 **A. Yes.**  
 13 Q. The details of the research, so ensuring the information  
 14 gets directly into the firearms unit. Yes?  
 15 **A. Yes.**  
 16 Q. Sir, we can put bundle Y2 away, and bundle R.  
 17 THE CHAIRMAN: Right, if I could just have a second or two  
 18 to sort that out. (Pause)  
 19 MS CARTWRIGHT: If we go back, please, into your daybook at  
 20 page P/176, please.  
 21 **A. P?**  
 22 Q. Yes, please.  
 23 **A. I am there, yes.**  
 24 Q. We can see then, if we move to 2 March, the Friday, do  
 25 you recall your duties on 2 March, when you came on

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1 duty, when you finished that day?  
 2 **A. So I had worked through the night, through to the Friday**  
 3 **morning, so where my entries are at 8.00, I think that**  
 4 **was the last thing that I did on that day. And then**  
 5 **I came back on on the Saturday morning.**  
 6 Q. Thank you.  
 7 We can see you have recorded at 8.00 in the morning  
 8 making contact with Cheshire force intelligence and you  
 9 provided some rated intelligence.  
 10 **A. Yes.**  
 11 Q. "Non-specific intelligence, suspicious activity in  
 12 Culcheth area, potentially robbery?"  
 13 **A. Yes.**  
 14 Q. Can I ask, on what basis did you provide that  
 15 information? Where does that come from?  
 16 **A. So that comes from the activity of the subjects. I had**  
 17 **spoken to Mr Cousen and we had discussed me contacting**  
 18 **Cheshire because we were going off duty, to -- just to**  
 19 **put that log there, to give them some intelligence**  
 20 **because of the activity that our subjects, the activity**  
 21 **that had taken place in Culcheth.**  
 22 Q. When you say "activity", to what are you referring?  
 23 Which day's activity are you referring to?  
 24 **A. At this moment in time, I am not sure if it relates to**  
 25 **the movement of the vehicle, I would have to look at the**

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1 **sequence of events, the chronology.**  
 2 Q. Can I ask you though, do you recall whether on the  
 3 morning of 2 March -- because we know the teams came on  
 4 in the early hours, but were you aware that in the  
 5 evening of 1 March the stolen Audi had travelled to  
 6 Culcheth?  
 7 **A. I was aware of that, yes.**  
 8 Q. You were aware of that in the morning of 2 March?  
 9 **A. Was I aware in the morning, after working through the**  
 10 **night? I am not sure because that would have had to**  
 11 **come from the surveillance unit, so I couldn't say for**  
 12 **certain at what point I had been made aware. We -- we**  
 13 **wouldn't have known that without having been contacted**  
 14 **by the surveillance team who were monitoring.**  
 15 Q. Can I ask, having worked through the night, were you  
 16 based at home though, working through the night or were  
 17 you within the station?  
 18 **A. No, no. I was at Nexus House.**  
 19 Q. Can you help in terms of how the surveillance unit, the  
 20 surveillance team, would give updates as to the  
 21 movements of the vehicle?  
 22 **A. Yes, so we would make contact with them when they came**  
 23 **on duty and they would tell us and then they would**  
 24 **provide spreadsheets that would actually detail**  
 25 **movements of vehicles.**

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1 Q. Would they not provide that information real-time to  
 2 you?  
 3 **A. No, not at that time, no. Unless we were all deployed**  
 4 **and we were out -- the team were out, so if we didn't**  
 5 **have a team on. So if there wasn't a surveillance team**  
 6 **out, they would come on and they would look at**  
 7 **historically what had happened with that vehicle**  
 8 **overnight. So it wasn't live tracked all the time, no.**  
 9 Q. No. Can I ask, we know also there was a vehicle tracker  
 10 device fitted to the stolen Audi.  
 11 **A. Yes.**  
 12 Q. During the night were you making any checks in respect  
 13 of the information from the download of the vehicle  
 14 tracker device?  
 15 **A. If the surveillance team were out during the night, then**  
 16 **we would have been made aware during the night, because**  
 17 **they would be getting those updates and be able to speak**  
 18 **to us. I think there was a surveillance team out that**  
 19 **night.**  
 20 Q. Yes, there was, yes.  
 21 **A. So from -- if the surveillance team are on and we are**  
 22 **on, if the vehicle moves, I think they would have told**  
 23 **us at that time.**  
 24 Q. Can you assist then in terms of -- we know the firearm  
 25 team came on in the early hours after the team had been

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<p>1 again -- sorry, after the stolen vehicle had travelled 2 to Culcheth.</p> <p>3 <b>A. In the evening, yes.</b></p> <p>4 Q. Again then in terms of being party to a tactical plan 5 that needed mobile armed support to surveillance, 6 essentially the surveillance team had deployed without 7 the need for a mobile -- a MASTS team being there to 8 support their surveillance activity. So in terms of 9 looking at the risk issues, again, because the 10 surveillance hadn't been supported and there had been 11 another trip to Culcheth in a stolen vehicle?</p> <p>12 <b>A. Yes.</b></p> <p>13 Q. Do you remember any analysis of that?</p> <p>14 <b>A. I don't, I don't recall, no.</b></p> <p>15 Q. Sir, in light of the entry of the witness I don't feel 16 it is necessary to go into the Cheshire material, but 17 for your reference their similar log is M7/70.</p> <p>18 THE CHAIRMAN: Thank you very much.</p> <p>19 MS CARTWRIGHT: Can we move to 2 March, please, when you 20 came back on duty again later that evening on 2 March, 21 or was it --</p> <p>22 <b>A. I went home on Friday, 2 March, and then I came back in 23 on the Saturday, although Friday evening I was in 24 contact with Mr Cousen and arranging for resources for 25 the Saturday.</b></p> <p style="text-align: center;">Page 89</p>	<p>1 <b>which ones. We had some staff deployed in observation 2 posts and I would have generally been -- I think I did 3 look into some what deliveries were happening that day, 4 there are some referrals in my daybook. And generally 5 doing, going through actions, doing some admin work, 6 that kind of thing. Preparing for if we made any 7 arrests what the teams would be doing.</b></p> <p>8 Q. Can I ask about that, because in terms of 3 March we can 9 see that cells were booked that day --</p> <p>10 <b>A. Yes.</b></p> <p>11 Q. -- at Ashton I think in the afternoon?</p> <p>12 <b>A. Yes.</b></p> <p>13 Q. Was there a plan that essentially arrests would be 14 taking place on 3 March?</p> <p>15 <b>A. Not would be, but it was likely that they might be 16 because of the intelligence. But I had booked, I had 17 prepared prisoner transport buses and I had prepared for 18 that eventuality on previous deployments and we had the 19 DSU booked for the following Monday, so it wasn't set in 20 stone, if you were, it was a potential.</b></p> <p>21 Q. Just excuse me for a moment.</p> <p>22 Could I ask you, please, to turn within bundle W, 23 please, to page 285.</p> <p>24 THE CHAIRMAN: 285?</p> <p>25 MS CARTWRIGHT: Yes, please, sir.</p> <p style="text-align: center;">Page 91</p>
<p>1 THE CHAIRMAN: Can I just, before you go into that 2 Ms Cartwright, I am very sorry, just to make sure my 3 note is right. You were talking about the MASTS not 4 being deployed in respect of previous surveillance, what 5 date was that that you had in mind, was it the 3rd?</p> <p>6 MS CARTWRIGHT: The surveillance in the evening of 1 March, 7 and it is covered on the amalgamated surveillance.</p> <p>8 THE CHAIRMAN: Yes, thank you.</p> <p>9 Yes. Thank you. Sorry about that.</p> <p>10 MS CARTWRIGHT: Can I ask then, in terms of Saturday, 11 2 March. Can you assist in terms of what you were doing 12 that day?</p> <p>13 <b>A. 3 March, sorry?</b></p> <p>14 Q. I do apologise, Saturday, 3 March.</p> <p>15 <b>A. Yes.</b></p> <p>16 Q. I think that is because the daybook actually has 17 "2 March", it should record "3 March"?</p> <p>18 <b>A. It should be the 3rd, yes.</b></p> <p>19 Q. Thank you.</p> <p>20 <b>A. I'm sorry, what was the question again?</b></p> <p>21 Q. Again your statements that you provided do not address 22 your involvement in the events of 3 March. Can you 23 assist as to you did on 3 March, please?</p> <p>24 <b>A. I was based in the Robbery Unit at Nexus House with some 25 of our team, the Shire team, I couldn't say exactly</b></p> <p style="text-align: center;">Page 90</p>	<p>1 Can we see the email there for 4.26 in the afternoon 2 of 3 March, where you are setting out:</p> <p>3 "Mucky and Dom agreement from druggies deployed to 4 observation post 7. Rick will do scene management with 5 Kev, Roy can do prisoner reception."</p> <p>6 Pausing there it sounds at this stage, at 4.00 in 7 the afternoon, that almost there was an advanced plan 8 being put in place for arrest?</p> <p>9 <b>A. It was -- I was being organised but, like I said, in my 10 mind was there potential that we would be making 11 an arrest? Yes, but was it definite? No.</b></p> <p>12 Q. Your email goes on:</p> <p>13 "Afternoon CSM is Pam Mather, who is aware." 14 Can you just explain who Pam Mather is?</p> <p>15 <b>A. A senior forensic manager, crime scene manager, so we 16 would give them forewarning should -- we do it as 17 a matter of course, so we might see which forensic scene 18 manager was on during that day and we would give them 19 a briefing as to we might need some assistance later on, 20 just to give them the heads up really in readiness, so 21 they could plan their day too.</b></p> <p>22 Q. We can see that you have put in this email: 23 "Just need some prisoners now ..." 24 Is that again referencing that it was likely that 25 there were going to be arrests that day?</p> <p style="text-align: center;">Page 92</p>

1 **A. That there was potential for it, yes, that I had been**  
 2 **organised and got things in place.**  
 3 Q. The core participants haven't received the additional  
 4 email that has been provided this morning. Mr Beer, the  
 5 Queen's Counsel who leads me, is behind the scenes  
 6 reviewing additional emails that have been provided this  
 7 morning. In response to your email at 16.26, Mr Cousen  
 8 responds at 16.28:  
 9 "They will come."  
 10 **A. Right.**  
 11 Q. Do you recall that?  
 12 **A. I don't recall that. But I would have received it, yes.**  
 13 Q. Again, so would that suggest from Mr Cousen's response  
 14 at 4.28 in the afternoon that he also envisaged that  
 15 arrests were going to be made that day?  
 16 **A. That there was potential for it, yes.**  
 17 Q. Do the emails not suggest something more than that?  
 18 **A. I don't think so, no.**  
 19 Q. Can I ask then in terms of information you ascertained  
 20 on the Saturday around cash in transit, what did you do,  
 21 what information did you ascertain and what did you do  
 22 with that information?  
 23 **A. So I looked for the deliveries that were occurring that**  
 24 **day. I can't recall whether Anne-Marie was in, I did it**  
 25 **via Anne-Marie or I went directly to the likes of Loomis**

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1 **et cetera. I have recorded it in my book and that would**  
 2 **have been passed over to Mr Cousen, who was not deployed**  
 3 **within our office he was out with the firearms team over**  
 4 **at Openshaw.**  
 5 Q. Again, in terms of the entries, is that the one we see  
 6 on pages 178 and 179 relating to the deliveries?  
 7 **A. Yes.**  
 8 THE CHAIRMAN: Sorry, which bundle?  
 9 MS CARTWRIGHT: Bundle P --  
 10 THE CHAIRMAN: I have it, yes.  
 11 MS CARTWRIGHT: Again, I think it is right isn't it that the  
 12 research you conducted was essentially that there would  
 13 be no cash in transit delivery after round about midday  
 14 on the Saturday?  
 15 **A. Yes, as I recall, yes.**  
 16 Q. Do you recall there being any discussion in respect of  
 17 how that should be updated and inform the plan in terms  
 18 of essentially the cash in transits having been and  
 19 gone?  
 20 Do you recall that at all, any discussion around as  
 21 the day progressed all the cash in transits had  
 22 finished?  
 23 **A. Not any specific conversation about that, no.**  
 24 Q. No.  
 25 In terms of your duty, when would you have gone off

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1 on duty on 3 March?  
 2 **A. On the Saturday?**  
 3 Q. Yes.  
 4 **A. We worked quite late. I remember it was late, it would**  
 5 **be recorded in the journal in the Robbery Unit, but it**  
 6 **was quite late.**  
 7 Q. You are at Nexus House and Mr Cousen is out --  
 8 **A. At Openshaw.**  
 9 Q. -- at Openshaw?  
 10 **A. Yes.**  
 11 Q. Do you recall what you were doing then during the day in  
 12 addition to the research you have told us you conducted?  
 13 **A. Probably generally raising actions on CLIO, reviewing**  
 14 **them, that kind of admin kind of stuff, but I was based**  
 15 **within Nexus House the whole time.**  
 16 Q. Can I ask, was Mr Talbot with you at Nexus House?  
 17 **A. Yes.**  
 18 Q. Because, can I ask what he was doing, because again, the  
 19 audit I have already raised with you about GMPics and  
 20 OPUS and PNC does suggest that he was accessing those  
 21 systems on 3 March.  
 22 **A. Right.**  
 23 Q. Do you recall whether or not he was updating the  
 24 documentation he was going to be sending to the CPS  
 25 during the events of 3 March?

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1 **A. I am not entirely sure exactly what he was doing. He**  
 2 **may have been researching them in response to an action**  
 3 **he had been given. I couldn't say specifically what**  
 4 **Andy was doing on that day.**  
 5 Q. Okay.  
 6 **A. I do know that he had started his file build way before**  
 7 **that anyway, because we had started to look at an MG1.**  
 8 Q. Can you recall whether you actually saw him further  
 9 doing work during the day on his file build?  
 10 **A. No.**  
 11 MS CARTWRIGHT: Sir, there is some additional records,  
 12 telephone records that are being copied and I don't  
 13 think they have been provided yet. I am going to move  
 14 to additional entries in the book and then it may be we  
 15 have to take an early lunch just so I have the documents  
 16 to deal with with the witness.  
 17 THE CHAIRMAN: That fine, if that the most efficient way of  
 18 using the time.  
 19 MS CARTWRIGHT: I think it is, sir.  
 20 Could we just then go back into your book, please.  
 21 THE CHAIRMAN: We are back in P?  
 22 MS CARTWRIGHT: P bundle, please.  
 23 I am going to then use the phone records -- when  
 24 I have them, I am afraid I do not have them in  
 25 a paginated format yet -- to go through the various

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1 texts and calls for 3 March. I do not have them yet.  
 2 To see whether you can assist. Can I ask first of  
 3 all in terms of your phone and the phone that was being  
 4 used to send the text messages we have from the 2nd and  
 5 3rd, do you still have that telephone?  
 6 **A. That telephone number? Yes, it is my work number.**  
 7 Q. Do you know whether you still have access to the text  
 8 messages that you were sending on 2 and 3 March?  
 9 **A. No, I would have had a different handset then. I've got**  
 10 **the same number.**  
 11 Q. Again, can I take you then into the book for after the  
 12 incident, please. We can see on page 179, an entry at  
 13 19.35.  
 14 THE CHAIRMAN: Page, sorry, again?  
 15 MS CARTWRIGHT: Page 179.  
 16 Do you recall whether you made that entry  
 17 contemporaneously?  
 18 **A. At 1935.**  
 19 Q. Yes.  
 20 **A. Yes, I did because I was writing it just after I had**  
 21 **spoken on Pam, yes.**  
 22 Q. You knew at that stage that Mr Grainger had been shot?  
 23 **A. Yes.**  
 24 Q. Can I ask you, by reference to Pam Mather, at page 181,  
 25 you have recorded at the bottom of page 181:

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1 "Pam Mather, drugs/alcohol may be reason for erratic  
 2 behaviour at scene, most appropriate procedure, rough  
 3 guide, only show particular ..."  
 4 THE CHAIRMAN: Sorry, I am lost.  
 5 MS CARTWRIGHT: Bottom of page 181, sir. Five lines from  
 6 the bottom.  
 7 THE CHAIRMAN: Oh yes. Yes.  
 8 MS CARTWRIGHT: Can you assist as to what that entry relates  
 9 to, please?  
 10 If it assists, over the page at 182, you record at  
 11 21.17:  
 12 "Explaining for reason for blood and alcohol being  
 13 requested as authorised and Pam Mather will be sorted."  
 14 Do you recall who the erratic behaviour at the  
 15 scene?  
 16 **A. I don't recall that, but what it looks like to me and**  
 17 **I can't recall the detail of that conversation, but it**  
 18 **looks to me that I have spoken to Pam Mather and she has**  
 19 **suggested that we take drug -- blood and alcohol from**  
 20 **the subjects that we have arrested.**  
 21 Q. Your note specifically says that, "Drugs and alcohol may  
 22 be a reason for erratic behaviour at scene".  
 23 **A. At that point I don't even think I would have known the**  
 24 **details of what had gone on at the scene, so ... I can't**  
 25 **explain that. I would be guessing.**

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1 Q. Can I ask, and I am doing this without the records but  
 2 at any point during the late evening, after 6.00 in the  
 3 evening, were you made aware that the vehicle was moving  
 4 towards Culcheth?  
 5 **A. Yes, we had radios with us in the office. So we could**  
 6 **hear the surveillance reports.**  
 7 Q. Can you assist us, do you recall it coming over the  
 8 radio that there had been a loss of eyes on the subject  
 9 vehicle for a period of about 13 minutes?  
 10 **A. I know that that happened now. I don't recall the**  
 11 **specifics of how that came across on the radio at the**  
 12 **time. It is a long time ago.**  
 13 Q. Can I ask though, as a follow on question, particularly  
 14 going back to the original operation risk assessment and  
 15 the role of the SIO and the Deputy SIO when considering  
 16 issues relating to public protection and disruption or  
 17 mitigation. Do you recall whether there was any  
 18 consideration at the time, over the radio, about maybe  
 19 using the armed response vehicles of Cheshire Police to  
 20 disrupt essentially when there had been a loss of sight,  
 21 as a tactic that could have been used to mitigate the  
 22 loss of sight?  
 23 **A. I am not sure that that would come over the radio and**  
 24 **I don't recall it specifically.**  
 25 Q. Okay.

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1 In terms of then the events of 3 March, did you have  
 2 any sort of directional role other than making the  
 3 organisation for the searches, were you party to any of  
 4 the decision making as to what was happening on the  
 5 ground in Boothtown or as the car moved towards  
 6 Culcheth?  
 7 **A. No. So, as I said, Mr Cousen was based with the**  
 8 **firearms officers, the firearms leads. We were at**  
 9 **Nexus, but I had a number of conversations over the**  
 10 **phone with Mr Cousen, but I wasn't a decision maker.**  
 11 Q. No.  
 12 Sir, I am wondering whether I could ask for to us  
 13 take an early lunch so I can get the relevant documents.  
 14 THE CHAIRMAN: Right.  
 15 MS CARTWRIGHT: I anticipate --  
 16 THE CHAIRMAN: We will adjourn now until 1.45.  
 17 MS CARTWRIGHT: I don't envisage I will be any more than  
 18 perhaps another 10 minutes with the witness, if that  
 19 assists in terms of timetabling.  
 20 THE CHAIRMAN: Yes.  
 21 MS BARTON: Sir, might I make a suggestion. It may not be  
 22 adopted, but it takes us time to go in and out of  
 23 closed.  
 24 I wondered if it might be sensible to go into  
 25 closed -- if that is the last piece of evidence which

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1 Ms Cartwright is going to deal with. We go straight  
 2 into closed after lunch, because that is a very clean  
 3 way of doing it and then before the parties come back in  
 4 to ask their questions, or when they come back in, we  
 5 deal with the telephones and texts.  
 6 THE CHAIRMAN: Ms Cartwright?  
 7 MS CARTWRIGHT: In fact Mrs Shaw has just identified that in  
 8 fact the handset billing is here. I don't propose to  
 9 ask for an early lunch now I propose to deal with it and  
 10 I can finish my session.  
 11 THE CHAIRMAN: If you are ready to deal with it.  
 12 That solves the problem, Ms Barton. Thank you for  
 13 the suggestion anyway.  
 14 MS CARTWRIGHT: I do apologise, and thank you to Mrs Shaw  
 15 for identifying that the documents were here.  
 16 THE CHAIRMAN: Yes. Thank you, Mrs Shaw.  
 17 Who is this copy for?  
 18 MS CARTWRIGHT: That is for you, sir. (Handed)  
 19 THE CHAIRMAN: Thank you very much.  
 20 MS CARTWRIGHT: Ms Hurst, I am going to ask you please to  
 21 turn to page 538 within the handset billing, please.  
 22 I am going to see if you can assist us at all with first  
 23 of all the events of 2 March, as revealed by your  
 24 handset billing, and then look at Mr Cousen's also.  
 25 **A. Okay.**

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1 Q. We can see at 05.46 on 2 March a telephone call to  
 2 Mr Mills.  
 3 **A. Yes.**  
 4 Q. Can you assist as to what that call would have been in  
 5 relation to?  
 6 **A. Gary was on the team, I was still on duty at that point**  
 7 **because I went home early didn't I on the 2nd?**  
 8 Q. Yes.  
 9 **A. The content of the call, I don't know. He was on the**  
 10 **team, I don't know why, if he was in the office or --**  
 11 **well, he must have been out of the office, I couldn't**  
 12 **say.**  
 13 Q. Can I ask, as part of the post-incident procedure, as  
 14 being involved and being on duty on 2 and 3 March, and  
 15 even being involved in the events of 1 March. We can  
 16 see you give a very brief statement in 2012.  
 17 **A. Yes.**  
 18 Q. Was any thought or consideration given to you giving  
 19 a more detailed statement, particularly where you would  
 20 have had a knowledge as to who you had been calling and  
 21 would have been able to give details as to calls and  
 22 texts?  
 23 **A. I was never asked to provide a statement. Did I think,**  
 24 **"I should be writing a statement now"? It is not**  
 25 **something that I considered.**

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1 Q. We can see then two texts to a Mossop, were they work  
 2 related?  
 3 **A. Chris Mossop I don't believe was in our unit at the**  
 4 **time, but he is a friend from work. So potentially not**  
 5 **work related.**  
 6 Q. The next text to Hanson, at 07.09?  
 7 **A. T Hanson I think worked in the economic crime unit, so**  
 8 **I don't think that relates to him. I think that is**  
 9 **probably a handset that has been handed over to**  
 10 **somebody. You fine that quite common, that the numbers**  
 11 **will get moved around. So I am not sure what that was.**  
 12 Q. We can then see the first of a number of text messages  
 13 to Anthony Creeley. Earlier on in your evidence you  
 14 indicated that these would have been of a personal  
 15 nature, but can I ask, because we can see in Mr Cousen's  
 16 records him making contact with Mr Creeley over this  
 17 relevant period. Can you assist as to was there any  
 18 issue relating to the case that would have meant you  
 19 would be contacting Mr Creeley?  
 20 **A. No, I wouldn't speak to Mr Creeley about the work. No.**  
 21 Q. Again, can I ask in terms of the text messages with  
 22 Mr Creeley not being work related, particularly on  
 23 3 March when you are on duty, there is a high volume of  
 24 text messages to Mr Creeley.  
 25 **A. Yes.**

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1 Q. Can I ask then in terms of the focus on your work, were  
 2 you focused on what you were doing when you were in  
 3 work, bearing in mind the high degree of traffic of  
 4 a personal nature of text messages?  
 5 **A. Yes, the text messages it is a few seconds, I was**  
 6 **definitely focused on work.**  
 7 Q. Turning over the page to 539, 2 March, we can see a text  
 8 message at 13.47 to Donnelly, can you assist would that  
 9 have been a work or a private text?  
 10 **A. Potentially work, I think Matt was on duty that day,**  
 11 **because he is one of our team, Matt Donnelly.**  
 12 Q. Part of the Robbery Unit?  
 13 **A. Yes.**  
 14 Q. Again a bit further down we can see a text to  
 15 Rocque Fernandes, can you assist as to whether that  
 16 would have been work?  
 17 **A. It would have been work, yes, it wouldn't -- I wouldn't**  
 18 **text Mr Fernandes other than for work.**  
 19 Q. I am not going to take you through each of these texts  
 20 then that we see because I think each of the  
 21 individuals, at the bottom of the page we see Mr Talbot  
 22 and Mr Castley being texted, would they have been work  
 23 related?  
 24 **A. Yes, work, potentially but again they were my team**  
 25 **members so we were friends. So I couldn't say**

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1 **specifically which -- what the texts would be.**  
 2 Q. Again over the page to 540, we see an additional text  
 3 from a Mr McGlown and Bayliss on a number of occasions,  
 4 would they have been work or private?  
 5 **A. Potentially work again. They were friends, they were**  
 6 **part of the team. I assume they would be work related.**  
 7 Q. Turning over the page, 541, we can see then, text  
 8 messages with Mr Cousen that appear on page 541.  
 9 **A. Yes.**  
 10 Q. Are you able to assist us as to what those text messages  
 11 related to?  
 12 **A. Not specifically. The only thing I would say is that**  
 13 **I know that sometimes if Rob's -- Mr Cousen's phone was**  
 14 **busy or if he was in a meeting he might text, "In**  
 15 **a meeting", it could be that. I would be guessing.**  
 16 Q. We can see on 2 March a telephone call at 19.48, can you  
 17 recall what that call was in respect of?  
 18 **A. 19.48 on the 2nd, so this was on the evening of the**  
 19 **Friday, I had spoken to Mr Cousen. He has given me**  
 20 **an intelligence update so I have then organised staffing**  
 21 **for the next morning -- so that --**  
 22 THE CHAIRMAN: Is that the one to Castley you are talking  
 23 about?  
 24 MS CARTWRIGHT: No, I do apologise. No, it is the one at  
 25 19.45, I do apologise.

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1 THE CHAIRMAN: Ah, right. Yes.  
 2 **A. It looks like that will be me organising the team for**  
 3 **the next morning.**  
 4 Q. The follow-on call that we see at 19.48 to Castley would  
 5 be organising work?  
 6 **A. Yes.**  
 7 Q. Over the page, please, to 542.  
 8 **A. Yes.**  
 9 Q. Again, the various text messages -- save for the ones to  
 10 Mr Creeley, which you say were personal -- you can not  
 11 assist as to what they specifically related to?  
 12 **A. The text messages, no and there is a few phone calls**  
 13 **with Mr Cousen.**  
 14 Q. Dealing with the calls with Mr Cousen, we can see at  
 15 06.14, 06.25, 07.25 and 08.37?  
 16 **A. Yes.**  
 17 Q. The detail of those calls now, can you recall what was  
 18 said during those various telephone calls?  
 19 **A. No, but I am assuming it would be around, what is in**  
 20 **place, what the plans were for the day, if there are any**  
 21 **tasks he wanted me to do, it might be around getting the**  
 22 **cash deliveries. But generally I think that is what**  
 23 **they would probably be about, but I couldn't tell you**  
 24 **specifically what phone call related to what.**  
 25 Q. Over the page, please, we can see at 11.44 a further

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1 call from Mr Cousen.  
 2 **A. Yes.**  
 3 Q. Can you recall what was discussed in that telephone call  
 4 lasting 1 minute 32?  
 5 **A. I can't remember the detail of it. He was giving me**  
 6 **updates during the day, so I guess that may be an update**  
 7 **as to what is happening.**  
 8 Q. Similarly the call to Mr Cousen at 14.49, do you recall  
 9 what that related to?  
 10 **A. Not specifically.**  
 11 THE CHAIRMAN: That was a very short one, wasn't it.  
 12 MS CARTWRIGHT: Yes, 24 seconds.  
 13 **A. 24 seconds.**  
 14 THE CHAIRMAN: Yes.  
 15 MS CARTWRIGHT: We see also then there is text messages,  
 16 I am not going to take you to each one because, would it  
 17 be fair to say, you cannot assist us now as to what each  
 18 of those text messages --  
 19 **A. No.**  
 20 Q. Again, had someone asked you in March, April or  
 21 May 2012, would it be fair that those text messages  
 22 would have been available?  
 23 **A. Potentially at that time, yes.**  
 24 Q. Again, do you recall any point, as part of the  
 25 investigation after Mr Grainger had been shot,

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1 indicating, "Actually I have relevant text messages  
 2 relating to work for the events of 3 March"? So that  
 3 someone could look at them evidentially and check them.  
 4 Do you recall thinking about that at any point?  
 5 **A. No, I don't think I would have had any relevant text**  
 6 **message that I can think of.**  
 7 Q. There are text messages here throughout the day --  
 8 leaving aside the ones from Mr Creeley, which you say  
 9 are of a personal nature, but certainly there are text  
 10 messages moving throughout the day that are setting out  
 11 on your evidence, arrangements for the day?  
 12 **A. Yes.**  
 13 Q. So they would have informed as to what was going on that  
 14 day?  
 15 **A. Potentially, yes.**  
 16 Q. Even if just of a short nature?  
 17 **A. Yes. It is not something I considered, retaining those**  
 18 **messages, no.**  
 19 Q. We see on page 544, at 15.54 there is a 1 minute 43  
 20 telephone discussion with Mr Cousen. Are you able to  
 21 assist us in any way what that telephone discussion was  
 22 about?  
 23 **A. Not the detail of it, no.**  
 24 Q. Again, down the page, at 17.21 a 47-second discussion  
 25 with Mr Cousen.

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1 **A. I couldn't say specifically.**  
 2 Q. If we look then at the text messages, at the time when  
 3 we know the stolen Audi was moving towards Culcheth --  
 4 **A. Yes.**  
 5 Q. -- we can see a text to Mr Donnelly at 18.48, can you  
 6 recall what that would have been about?  
 7 **A. No, I am not sure if Matt Donnelly was in an OP,**  
 8 **I couldn't say.**  
 9 Q. 18.50, a text to T Hanson?  
 10 **A. I am not sure who that is. It is not Tim Hanson, it**  
 11 **must be somebody on our team but again I couldn't say**  
 12 **specifically what that text message said.**  
 13 Q. Again, a text at 18.58, to Mr Hanson?  
 14 **A. I couldn't say.**  
 15 Q. Can you assist, the call at 19.20 from Mr Cousen on  
 16 3 March, lasting 12 seconds?  
 17 **A. Yes.**  
 18 Q. Was that the call where Mr Cousen told you that  
 19 Mr Grainger had been shot?  
 20 **A. Potentially, he did tell me on the phone, so it could**  
 21 **be, yes.**  
 22 Q. The call to Mr Castley at 8.04, that lasted 1 minute and  
 23 6 seconds, can you assist as to what those two calls at  
 24 20.04 and 20.09?  
 25 **A. Rick Castley, one of the DCs, had been deployed with**

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1 **another officer to attend the scene in Cheshire and**  
 2 **I know that they were struggling with directions. So**  
 3 **that is what that call could be about, so I specifically**  
 4 **remember that.**  
 5 Q. Then over the page, 545, 9.41, in the evening, you call  
 6 Mr Cousen for 1 minute and 21 seconds --  
 7 **A. Yes.**  
 8 Q. -- are you able to assist us at all what was discussed  
 9 during that call?  
 10 **A. I think the previous call was very, very brief, wasn't**  
 11 **it? So it was probably he was just relaying what had**  
 12 **happened and -- but again I am guessing, but it clearly**  
 13 **would have been about what had happened that evening.**  
 14 Q. Similarly the follow-on call, as we see from Mr Talbot,  
 15 sorry to Mr Talbot, Mr McGlown at 21.58 and 23.09.  
 16 **A. Yes.**  
 17 Q. Again, had someone perhaps shown you the handset billing  
 18 very much nearer the time by reference to these calls,  
 19 maybe you would have been able to assist us with much  
 20 greater detail as to the nature of those calls. Would  
 21 you agree?  
 22 **A. Nearer the time, yes.**  
 23 Q. Could I just then briefly take you into Mr Cousen's  
 24 records, please.  
 25 **A. Yes.**

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1 Q. I am not going to look at the events of 2 March, but can  
 2 we look at the records for 3 March which start on  
 3 page 552.  
 4 **A. Yes.**  
 5 Q. Again, I am not going to deal with each in turn but we  
 6 see, from the early morning, a number of telephone calls  
 7 from Mr Cousen to your telephone --  
 8 **A. Yes.**  
 9 Q. -- throughout the day.  
 10 **A. Yes.**  
 11 Q. Turning over the page to 553, can I look specifically at  
 12 the calls that were made from Mr Cousen from 5.44 in the  
 13 afternoon?  
 14 **A. Yes.**  
 15 Q. You have a 24-minute call --  
 16 **A. 24 seconds, sorry.**  
 17 Q. Yes, and then a follow on call at 5.57 pm, for 13  
 18 seconds. Then a 37-second call at 18.11.  
 19 **A. Yes.**  
 20 Q. Then at 18.12, a 34-second call.  
 21 **A. Yes.**  
 22 Q. Can you help us at all as to those various calls?  
 23 **A. I can't say specifically. They are very broken, aren't**  
 24 **they, within a short period of time. So whether he**  
 25 **kept -- he was managing phones or conversations, I don't**

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1 **know.**  
 2 Q. Do you recall whether Mr Cousen over the phone was  
 3 giving you a live time update of the strike or the  
 4 arrests that were going to take place?  
 5 **A. There was no live time update, but I know that**  
 6 **throughout the days, which -- the day which is reflected**  
 7 **in these calls, that he would give me -- if there was**  
 8 **any relevant intelligence, he would pass that on.**  
 9 Q. Yes.  
 10 **A. Yes.**  
 11 Q. Actually, we look at the timings of these calls, with  
 12 the knowledge that we have as to the vehicle moving?  
 13 **A. Yes.**  
 14 Q. These would have been very important calls to know what  
 15 you and Mr Cousen were discussing?  
 16 **A. Yes.**  
 17 Q. Again, at the bottom of the page we have a call at  
 18 19.10.23 of 23 seconds.  
 19 **A. Yes.**  
 20 Q. Can you help us at all as to that, which is at a very  
 21 significant time?  
 22 **A. Yes, I was informed about Mr Grainger's death over the**  
 23 **phone by Mr Cousen. It could be that it was during that**  
 24 **call.**  
 25 Q. You think the 19.10 call could have been notified then,

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1 at that stage?  
 2 **A. Could be, yes.**  
 3 MS CARTWRIGHT: Sir, that concludes my questioning in open.  
 4 THE CHAIRMAN: Thank you.  
 5 All right, well we will adjourn until 2.00.  
 6 (12.56 pm)  
 7 (The Luncheon Adjournment)  
 8 (2.14 pm)  
 9 MS CARTWRIGHT: Sir, I omitted to ask one question before  
 10 lunch. Can I just briefly deal with it now --  
 11 THE CHAIRMAN: Yes, certainly.  
 12 Can I just explain by the way, we have a slightly  
 13 late start. That is my fault, but it is as a result of  
 14 another matter that is quite urgent that I am having to  
 15 deal with today. It may be that the break this  
 16 afternoon will be slightly extended for the same reason,  
 17 we shall see how we get on.  
 18 MS CARTWRIGHT: Thank you, sir.  
 19 Officer Hurst, I omitted to ask you one question and  
 20 it relates to your emails. It is right, isn't it, that  
 21 the Inquiry issued a rule 9 request of you to provide  
 22 your emails, and the date period set out within the  
 23 letter was 1 January 2012 to 4 March 2012. I think as  
 24 a result of the rule 9 request you provided the emails  
 25 that we have in our W bundle and then as of last week we

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1 have received a further high volume, I think over  
 2 400 pages, of additional emails.  
 3 I think the explanation for that is that you misread  
 4 the dates within the rule 9 request and you simply  
 5 thought the rule 9 request was asking you for  
 6 a three-day period of emails. Is that correct?  
 7 **A. That's correct, and I distinctly remember thinking**  
 8 **I wonder why it is just a short period of time, and,**  
 9 **yes, I completely accept I have misread that.**  
 10 MS CARTWRIGHT: Thank you.  
 11 THE CHAIRMAN: Thank you.  
 12 Questions from MR THOMAS  
 13 MR THOMAS: Sir, just one area. I represent Mr Grainger's  
 14 family. Can you help me with this. As one of the  
 15 officers in charge of the case, and I appreciate you  
 16 were deputy, you would have been liaising quite closely  
 17 with the CPS. That's correct, yes?  
 18 **A. I didn't liaise with the CPS personally, Mr Talbot did**  
 19 **and I know that Mr Cousen did on at least one occasion.**  
 20 Q. All right. Just one thing that I would like you to  
 21 clarify. There was intelligence that this robbery may  
 22 have occurred on either the 3rd or the 5th --  
 23 **A. Yes.**  
 24 MR THOMAS: -- can you just help the chairman with this. If  
 25 that is right, do you have an explanation as to why,

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1 when Totton et al were eventually charged with  
 2 conspiracy, the conspiracy was from December up until  
 3 4 March. Why didn't you include the 5 March?  
 4 **A. I wasn't aware of that. I don't know.**  
 5 THE CHAIRMAN: Thank you.  
 6 Mr Weatherby.  
 7 MR WEATHERBY: Yes, thank you very much.  
 8 Questions from MR WEATHERBY  
 9 MR WEATHERBY: Just a few areas from me, Ms Hurst.  
 10 I represent Anthony Grainger's partner.  
 11 Can you help me just clarify one matter first of all  
 12 about a particular contact between you and Mr Cousen, on  
 13 the early morning of 3 March?  
 14 **A. Yes.**  
 15 Q. Mr Cousen attended the firearms briefing. The time of  
 16 that has been established as between 05.57 and 06.15.  
 17 In the course of his evidence he said that he may, may,  
 18 have spoken to you during the course of that briefing,  
 19 okay so he didn't say he did but he said he may.  
 20 I just wanted to clarify, just using the records  
 21 that you looked at before.  
 22 **A. Yes.**  
 23 Q. I am going to take you to a couple of documents. It is  
 24 the R bundle, please.  
 25 The second folder, I am told there are two folders.

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1 I have it electronically, so I only have one bundle.  
 2 The page range I am going to refer to is from  
 3 R/542 --  
 4 **A. Yes.**  
 5 Q. -- to about R/553, so about that sort of range, yes?  
 6 **A. Okay.**  
 7 Q. Two calls for this point that I am asking you about at  
 8 the moment, first of all on your calls at R/542.  
 9 **A. Yes.**  
 10 Q. That is a call from you at -- sorry, no we will do it  
 11 the other way round, I'm sorry, my fault.  
 12 R/552, we will do it in order.  
 13 **A. Okay.**  
 14 Q. That is Mr Cousen's billing, yes?  
 15 **A. Yes.**  
 16 Q. If you look down to a call at 05.50, yes?  
 17 **A. Yes.**  
 18 Q. Is that a call to you?  
 19 **A. Yes.**  
 20 THE CHAIRMAN: Yes, 05.50.37?  
 21 MR WEATHERBY: Yes, and it was a call of 42 seconds.  
 22 **A. Yes.**  
 23 Q. That was roughly seven minutes before the briefing on  
 24 the times I have given you, yes?  
 25 **A. Yes.**

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1 Q. Do you recall what that was about? Mr Cousen's  
 2 recollection was that he spoke to you about the VTD.  
 3 **A. It possibly was, I can't recall for certain.**  
 4 Q. The other call was on the page I have just referred to  
 5 at 542, which is your billing.  
 6 **A. Yes.**  
 7 Q. There is a call from you to Mr Cousen and that is just  
 8 slightly before 6.15, yes?  
 9 **A. Yes.**  
 10 Q. Again on the times I have given to you, the first call  
 11 was several minutes before the briefing and this was  
 12 probably as the meeting was breaking up.  
 13 **A. Right, okay.**  
 14 Q. Yes?  
 15 **A. Yes.**  
 16 Q. Thanks very much.  
 17 Staying with the phones but moving to a different  
 18 point, on the 3rd, I have counted that there are 42  
 19 texts from you to Mr Creeley.  
 20 **A. Okay.**  
 21 Q. We don't have Mr Creeley's billing, or I don't, so  
 22 I don't know whether there are any back. You have  
 23 explained to us that he was a personal friend as well as  
 24 a colleague.  
 25 **A. Yes.**

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1 Q. Yes?  
 2 **A. Yes.**  
 3 Q. Just in terms of that, am I right that Mr Cousen was  
 4 your line manager --  
 5 **A. Yes.**  
 6 Q. -- and Mr Creeley was Mr Cousen's line manager?  
 7 **A. Yes.**  
 8 Q. Your evidence earlier, as I understand it, was that all  
 9 of these texts were unrelated to Shire and were just  
 10 about personal matters. Is that right?  
 11 **A. As far as I recall -- yes, they would be, yes.**  
 12 **I wouldn't usurp Mr Cousen to speak to Mr Creeley about**  
 13 **work-related matters.**  
 14 Q. As far as I am aware, we don't have any material from  
 15 Mr Creeley. So certainly I am not aware of any  
 16 involvement of Mr Creeley in Shire --  
 17 **A. Yes.**  
 18 Q. -- or on the events of this day. But that is your  
 19 recollection, is it, that these were all unrelated?  
 20 **A. Unrelated -- I guess after the shooting had happened, he**  
 21 **texted me, have said, "Are you okay?" But it certainly**  
 22 **wouldn't have been anything to do with the**  
 23 **investigation.**  
 24 Q. Right. Okay. So that would explain why you have not  
 25 made any kind of record of any of these texts or

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1 contacts?  
 2 **A. Yes.**  
 3 Q. Okay. Can we move then to page 553, please. I am just  
 4 going to deal with the period up to the time of the  
 5 shooting and round that period. I am not going to ask  
 6 you about anything beyond that. The first call I am  
 7 going to refer to, and this again is back to Mr Cousen,  
 8 so this is Mr Cousen to you at 17.44.  
 9 **A. Yes.**  
 10 Q. There is a series of calls from Mr Cousen to you, 17.44,  
 11 17.57, 18.11, 18.12, yes?  
 12 **A. Yes.**  
 13 Q. Those would all be at a time I think when the meeting  
 14 between the subjects was coming to pass.  
 15 **A. Yes.**  
 16 Q. Yes?  
 17 We know that the subjects, or two of the subjects,  
 18 were at the stolen Audi in Boothtown at 18.29, yes?  
 19 **A. Yes.**  
 20 Q. This would be at a time when one vehicle was being  
 21 driven to pick up two of the subjects and a third man,  
 22 yes?  
 23 **A. Yes.**  
 24 Q. Does that help you in terms of what those calls were  
 25 about?

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1 **A. I can't recall the specifics --**  
 2 Q. Yes.  
 3 **A. -- at all. But yes, it is at that relevant time and**  
 4 **I can only assume it would be an update. I can't be**  
 5 **specific, I am sorry.**  
 6 Q. You cannot recall but it would be consistent with the  
 7 time that that is Mr Cousen updating you as to the fact  
 8 that two of the subjects were on the move?  
 9 **A. I can see that it is consistent, yes.**  
 10 Q. Yes.  
 11 **A. I would get the transmissions over the radio as well.**  
 12 Q. Yes.  
 13 **A. So.**  
 14 Q. Why would Mr Cousen need to contact you, what would it  
 15 be about? Can you help us?  
 16 **A. I can't say specifically. All I can say again is that**  
 17 **I can see that they are very -- they are very, very**  
 18 **brief and broken, so whether it was one thing and he was**  
 19 **busy and had to keep contacting me back. I can't recall**  
 20 **the specifics.**  
 21 Q. They are brief, they are not very brief, are they. 24,  
 22 37 -- one of them is brief, yes. Okay, a series of  
 23 calls.  
 24 He then contacts Mr Creeley, I am not going to ask  
 25 you about that because you wouldn't know what that was

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1 about, by text.  
 2 **A. No.**  
 3 Q. At a time when the car with the two subjects and the  
 4 third man are arriving at the stolen vehicle, yes?  
 5 **A. Yes.**  
 6 Q. Then, immediately, it looks, after that, 18.29, he calls  
 7 you and speaks to you for about a minute?  
 8 **A. Yes.**  
 9 Q. That would be at a time when the three men were getting  
 10 into the stolen Audi to go to Culcheth.  
 11 **A. Yes.**  
 12 Q. Do you recall that call?  
 13 **A. I don't recall the specifics of it at all, no.**  
 14 Q. Do you remember being in Nexus House listening to the  
 15 feed?  
 16 **A. I do, yes.**  
 17 Q. This would be a pretty critical time, wouldn't it,  
 18 things were starting to happen?  
 19 **A. It was, yes.**  
 20 Q. You don't remember a call of just under a minute from  
 21 Mr Cousen?  
 22 **A. I had a number of conversations with him that day and**  
 23 **I was listening to the radio. I can't recall the exact**  
 24 **detail of those conversations, no.**  
 25 Q. Yes.

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1 I am going to shift to your calls now, so 544,  
 2 please.  
 3 You will see, if you have that, 544 --  
 4 **A. Yes.**  
 5 Q. -- if you look down at 18.30 --  
 6 **A. Yes.**  
 7 Q. -- that is a text from you to Mr Creeley --  
 8 **A. Yes.**  
 9 Q. -- and that would appear to be directly after your call  
 10 with Mr Cousen that we have just looked at.  
 11 **A. Okay.**  
 12 Q. What would you be texting Mr Creeley about at that  
 13 point?  
 14 **A. Like I say, I can't recall the exact details of the**  
 15 **text.**  
 16 Q. Yes. But bearing in mind that as far as you are  
 17 concerned, Mr Creeley didn't really have any involvement  
 18 in Shire. Why would you be texting him once Mr Cousen  
 19 had called you and you could hear on the feed that they  
 20 had met up at the car?  
 21 **A. I may have been responding to an earlier text. It**  
 22 **certainly wouldn't have been in response to**  
 23 **a conversation that I had had with Mr Cousen.**  
 24 **Mr Creeley was Mr Cousen's line manager and he obviously**  
 25 **was involved in the operation in respect that he was**

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1 **Mr Cousen's line manager, but those -- the texts**  
 2 **wouldn't have been about work or the operation.**  
 3 Q. They wouldn't have been about work?  
 4 **A. No.**  
 5 Q. As far as you can think, it is just a coincidence that  
 6 both you and --  
 7 **A. Possibly. I mean obviously he was aware that I was at**  
 8 **work, but they were not work-related texts.**  
 9 Q. It would just be a coincidence then that Mr Cousen had  
 10 texted him and then you texted him --  
 11 **A. Yes.**  
 12 Q. -- at precisely the moment that the men came into the  
 13 car?  
 14 **A. Yes, there would be no reason why I would text**  
 15 **Mr Creeley as a result of a phone call that I had had**  
 16 **with Mr Cousen.**  
 17 Q. Okay.  
 18 Can we just switch back to 553 again, please --  
 19 **A. Yes.**  
 20 Q. -- back to the page on Mr Cousen's ...  
 21 Just finishing the contact that he had with you, if  
 22 you can look down at 18.37.  
 23 **A. Yes.**  
 24 Q. Mr Cousen phoning you again, very short call. That  
 25 would be at a time when the car was somewhere between

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1 Boothtown and Culcheth --  
 2 **A. Okay.**  
 3 Q. -- we know that the car arrived on the car park in  
 4 Culcheth at 18.45?  
 5 **A. Right.**  
 6 Q. So it had not got there at that point. Again he is  
 7 phoning you at that point. He is then phoning you again  
 8 at 19.00.  
 9 **A. Yes.**  
 10 Q. At this point we know, and presumably you would know at  
 11 the time, this was in the middle of the period when eyes  
 12 had been lost.  
 13 **A. Yes.**  
 14 Q. Why is he calling you at that time? Again it is a very  
 15 short call, 20 seconds. Any idea?  
 16 **A. I can't recall.**  
 17 Q. You cannot recall.  
 18 Just for completeness, so we don't have to come back  
 19 to this page, Mr Cousen there sends a number of texts  
 20 again to Mr Creeley.  
 21 Then his next contact with you is a 23-second call  
 22 at 19.10.  
 23 We don't know precisely when the shooting occurred,  
 24 at the moment.  
 25 **A. Yes.**

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1 Q. On one view that would be rather early, but I think it  
 2 would be fair to say we couldn't rule out at that point  
 3 that the shooting had happened.  
 4 **A. Right.**  
 5 Q. Do you have any idea what that call would be?  
 6 **A. I think that would relate to after the shooting.**  
 7 Q. Okay. Well, can I just refer you to one more call,  
 8 because that might help on that subject?  
 9 **A. Yes.**  
 10 Q. If we go over the page, and again there is a whole  
 11 series of texts from Mr Cousen to Mr Creeley.  
 12 **A. Yes.**  
 13 Q. Following which, at 19.13.54, there is then a 56-second  
 14 call to you.  
 15 **A. Yes.**  
 16 Q. That is another call. Any recollection of that?  
 17 **A. I recall speaking to Mr Cousen, obviously a very short**  
 18 **period after the shooting. So that is what they will**  
 19 **refer to and he was updating me as to what had happened**  
 20 **from where he was.**  
 21 Q. Right. Nothing significant enough on these calls up to  
 22 that point for you to make any note about?  
 23 **A. No.**  
 24 Q. Just finally on this topic, can I take you back to 544,  
 25 back to yours.

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1 **A. Yes.**  
 2 Q. Sorry to chop and change, but I am trying to do it in  
 3 some kind of chronological order.  
 4 We had dealt with the text at 18.30, yes?  
 5 **A. Yes.**  
 6 Q. From you to Mr Creeley.  
 7 **A. Yes.**  
 8 Q. At this point, you are in Nexus House with the feed,  
 9 with these calls that we have looked at from  
 10 Mr Cousen --  
 11 **A. Yes.**  
 12 Q. -- and you have texted Mr Creeley then. You then get  
 13 the next call from Mr Cousen, and you are texting  
 14 Mr Creeley again at 18.51?  
 15 **A. Yes.**  
 16 Q. Yes?  
 17 This is a live operation, the subject car by this  
 18 time, you would be aware from the feed, is on the car  
 19 park by this time.  
 20 **A. Right.**  
 21 Q. Yes?  
 22 Again, is this merely a private communication,  
 23 nothing to do with the case?  
 24 **A. It was nothing to do with the case -- no, nothing to do**  
 25 **with the investigation, no. Whether it was, you know,**

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1 **obviously Mr Creeley is aware of what was happening but**  
 2 **I can't recall the actual detail of what the texts would**  
 3 **be.**  
 4 Q. You then make a whole series of texts, 18.53.  
 5 **A. Yes.**  
 6 Q. 18.56.  
 7 **A. Yes.**  
 8 Q. 18.59.  
 9 **A. Yes.**  
 10 Q. All during the period when eyes have been lost on the  
 11 car on the car park.  
 12 **A. Right.**  
 13 Q. You would be aware of that from the feed?  
 14 **A. Yes.**  
 15 Q. It would be a bit frantic at that time, would that be  
 16 right?  
 17 **A. Frantic, as in we were sat listening, yes.**  
 18 Q. But you are making private texts to Mr Creeley?  
 19 **A. They could be one-word texts. I could still listen to**  
 20 **the radio, yes, I was --**  
 21 Q. Then at 19.05, and that appears to be the time or around  
 22 the time that Amber is called.  
 23 **A. Yes.**  
 24 Q. You then make a call or try and make a call, it has no  
 25 seconds on it, to an unknown number. Can you recall --

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1 **A. Sorry, which time, 19.05?**  
 2 Q. Yes?  
 3 **A. Vodafone, eight seconds.**  
 4 Q. Sorry, I am too far away from the screen. Eight  
 5 seconds. Yes, it is a very, very short call. Amber has  
 6 been called on an operation which is the main part of  
 7 your work at that point and you are making a call. Can  
 8 you help us?  
 9 **A. I understand that.**  
 10 Q. It is a long time ago, but you have no note of this,  
 11 have you?  
 12 **A. No.**  
 13 Q. What would you be doing making a call when you are aware  
 14 that Amber has been called?  
 15 **A. I can't recall. I can't recall.**  
 16 Q. A different topic. One of your roles in the lead up to  
 17 3 March was actioning enquiries or making enquiries  
 18 about cash in transit?  
 19 **A. Yes.**  
 20 Q. Yes? You have been asked about that.  
 21 One of the potential, the suspicion of targets, one  
 22 of those was cash in transits. Yes?  
 23 **A. Yes.**  
 24 Q. The evidence, as Ms Cartwright alluded to earlier, is  
 25 that by about midday on the Saturday, on the 3rd, the

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1 cash in transits for that day had been and gone, yes?  
 2 **A. Yes.**  
 3 Q. So the attention then turned to other potential targets,  
 4 yes?  
 5 **A. Yes.**  
 6 Q. One of those targets, one which there has been quite  
 7 a lot of reference to during the course of the Inquiry  
 8 has been the possibility of a robbery on Sainsbury's.  
 9 **A. Yes.**  
 10 Q. Is it right by this time no enquiries had been made  
 11 about the layout and the security arrangements at  
 12 Sainsbury's in respect of the cash within the  
 13 Sainsbury's store?  
 14 **A. So if there was a cash delivery at Sainsbury's on that**  
 15 **day, we would have known that from the enquiries that**  
 16 **were made in the morning.**  
 17 Q. I'm sorry, I am drawing a distinction between cash  
 18 deliveries I am not talking about cash deliveries to and  
 19 from Sainsbury's. I am talking about the potential for  
 20 a robbery on Sainsbury's.  
 21 **A. Yes.**  
 22 Q. Up to this point there had been no enquiry, no work done  
 23 on the cash handling, cash arrangements or the security  
 24 systems in Sainsbury's. Had there?  
 25 **A. No.**

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1 Q. But very soon after the shooting of Anthony, in fact the  
 2 next day, an officer was tasked to go and do that. Is  
 3 that right?  
 4 **A. Officers were tasked with attending a number of premises**  
 5 **in the Culcheth area where there may have been cash,**  
 6 **where they may have been cash rich, to establish how**  
 7 **much money they would have had on site at that time.**  
 8 Q. And their security systems?  
 9 **A. Yes.**  
 10 Q. I just want to only deal with Sainsbury's, because that  
 11 is what has been repeatedly referred to and in fact that  
 12 was what was advanced at the criminal prosecution,  
 13 wasn't it, as the likely target?  
 14 **A. Yes.**  
 15 Q. On the 4th, the day after, an officer was tasked to go  
 16 and work out what the security arrangements were  
 17 Sainsbury's were. I am going to go through this very  
 18 quickly and I am going to be sensitive about it, because  
 19 I don't want to put too much out into the open about  
 20 this. It is open disclosure to us but I am going to  
 21 lead you through it.  
 22 **A. Okay.**  
 23 Q. Can I just ask you to turn to bundle J at 346, please.  
 24 THE CHAIRMAN: 346?  
 25 MR WEATHERBY: Yes, it is a witness statement.

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1 THE CHAIRMAN: Wait a minute, this is the small printed  
 2 numbers at the bottom, isn't it?  
 3 MR WEATHERBY: It is, yes, bottom right.  
 4 THE CHAIRMAN: I've got it, by [Name of maker of statement]?  
 5 MR WEATHERBY: Yes, indeed.  
 6 The witness statement was taken for the purpose of  
 7 working out the security systems at Sainsbury's, yes.  
 8 **A. Okay.**  
 9 Q. The individual is a senior employee at the Sainsbury's  
 10 store, yes.  
 11 **A. Okay.**  
 12 Q. The officer went round, we can see from the second page,  
 13 to take the statement about this.  
 14 I am just going to summarise this but I just want  
 15 you to agree or correct me if I am wrong. I will do it  
 16 in broad terms, for the reasons that I have already  
 17 alluded to.  
 18 The statement sets out that the arrangements within  
 19 Sainsbury's -- as one might assume in a big national  
 20 store -- that the cash from the tills is regularly moved  
 21 by a secure method to a different part of the building,  
 22 ensuring that there is not a lot of cash in the tills,  
 23 yes?  
 24 **A. Yes.**  
 25 Q. That is what you would expect?

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1 **A. Yes.**  
 2 Q. Once it leaves the till area, it goes to a completely  
 3 different part of the building, on a different floor,  
 4 yes?  
 5 **A. Right, yes.**  
 6 Q. It is a part of the building which has very limited  
 7 access, it would appear to be security in terms of  
 8 getting to the cash room, yes?  
 9 **A. Right, yes.**  
 10 Q. The statement then goes into the security arrangements  
 11 on the cash office itself, which are substantial, yes?  
 12 **A. Yes.**  
 13 Q. Any cash is then put into a safe which is not opened for  
 14 that purpose. So it goes through a hatch. Yes?  
 15 **A. Yes.**  
 16 Q. Then there is a system which I won't go into, but there  
 17 is a system to ensure that it is not very easy to open  
 18 the said safe, unless of course you want to, yes?  
 19 **A. Yes.**  
 20 Q. If you just turn up at the safe, it wouldn't be very  
 21 easy to open it?  
 22 **A. Yes.**  
 23 Q. Yes, so it is a significant safety system.  
 24 Going to the outside security, what is on open view  
 25 outside are padlocked gates to the back yard, yes?

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1 **A. Yes.**  
 2 Q. And then a secure back roller shutter?  
 3 **A. Yes.**  
 4 Q. Then the statement deals with the process of cash  
 5 deliveries, which we don't need to go into but again  
 6 there is a security system for those. Yes?  
 7 **A. Yes.**  
 8 Q. That is all I want to go through in terms of that  
 9 statement, but as a matter of common sense and certainly  
 10 using your experience as a robbery squad officer, these  
 11 are, as again you might expect with such a store, these  
 12 are very secure arrangements.  
 13 **A. Very robust, yes.**  
 14 Q. Very robust. Very difficult to rob, and designed no  
 15 doubt with that in purpose?  
 16 **A. From the cash office perspective, yes.**  
 17 Q. Yes, indeed.  
 18 Final topic, and very briefly, can I just ask you to  
 19 look --  
 20 THE CHAIRMAN: Before you leave that --  
 21 MR WEATHERBY: I'm sorry.  
 22 THE CHAIRMAN: Not at all.  
 23 The name of the maker of that statement, which  
 24 I actually referred to, is not redacted in the  
 25 statement. Is it thought necessary that my reference to

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1 it should be redacted from the transcript, or is that  
 2 not necessary?  
 3 MR WEATHERBY: I wasn't in fact going to refer to the name  
 4 of the person.  
 5 THE CHAIRMAN: I rather got that impression, unfortunately  
 6 I didn't know what it referred to.  
 7 MR WEATHERBY: I should have said, indeed.  
 8 THE CHAIRMAN: I didn't know what I was going to be faced  
 9 with on the page, that is the problem. It may not be  
 10 necessary.  
 11 Perhaps you would like to consider it at some point  
 12 with Ms Whyte.  
 13 MS WHYTE: Thank you, sir.  
 14 MR WEATHERBY: Certainly I don't think it is necessary that  
 15 it should be in the public domain, and therefore if you  
 16 were minded to do it.  
 17 THE CHAIRMAN: If the view is taken that it ought to happen,  
 18 then I am happy to redact it.  
 19 MS WHYTE: I would agree with that, if there is no objection  
 20 from any other participant.  
 21 THE CHAIRMAN: Is there any objection?  
 22 All right, thank you.  
 23 It can be replaced with "name of maker of  
 24 statement", or something of that sort.  
 25 MR WEATHERBY: Indeed, yes.

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1 Can I ask you just to look at one page in one  
 2 further document, please. It is in bundle K, and it is  
 3 a page from Mr Cousen's casebook. K/1324.  
 4 The reason I am asking you about this is because it  
 5 is a matter that has arisen since Mr Cousen gave  
 6 evidence. I just am trying to see whether you can help,  
 7 you may not be able to.  
 8 **A. Okay.**  
 9 Q. It is K/1324 and it is bottom of the page, 13 April, so  
 10 it is a month and a bit after the shooting. Mr Cousen  
 11 has written:  
 12 "Contact [redacted], he has no involvement in the  
 13 Mark Duggan case, the person to speak to is [redacted]  
 14 he is currently on annual leave but is available  
 15 Monday."  
 16 Are you aware as to why there was attempted contact,  
 17 shall we say, between the Robbery Unit and the Duggan  
 18 investigation at that time?  
 19 **A. I have no idea.**  
 20 **MR WEATHERBY: Then I shall not ask you anything further.**  
 21 **Thank you very much.**  
 22 MS COLLINS: Just one matter, please, sir.  
 23 Questions from MS COLLINS  
 24 MS COLLINS: I am Emma Collins, I ask questions on behalf of  
 25 Q9. Ms Cartwright asked you about the intelligence that

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1 DC Clark fed into the operation in a meeting with  
 2 Superintendent Ellison and DC Cousen. Do you remember  
 3 that questioning just before lunch?  
 4 **A. Yes.**  
 5 Q. You were not aware of any of that information, were you,  
 6 because you were on leave?  
 7 **A. On a course.**  
 8 Q. On a course?  
 9 **A. Yes.**  
 10 Q. Therefore that was not fed in at all into your  
 11 consideration of the intelligence; is that correct?  
 12 **A. Yes, I wasn't there.**  
 13 Q. It follows from that that nothing about Operation  
 14 Vulture was fed into your consideration of the  
 15 intelligence, correct?  
 16 **A. Correct.**  
 17 Q. Or Operation Ascot?  
 18 **A. Correct, at that time, yes.**  
 19 Q. Operation Botany?  
 20 **A. I am not sure what Operation Botany is.**  
 21 Q. Is it right that Operation Blythe did not feature at all  
 22 in your consideration of the intelligence?  
 23 **A. No.**  
 24 MS COLLINS: Thank you.  
 25 THE CHAIRMAN: Ms Whyte, do you have any questions?

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1 MS WHYTE: I do, thank you.  
 2 THE CHAIRMAN: Are they extensive? Because I am juggling at  
 3 the moment, and I am going to have to take a break  
 4 sooner rather than later. If you are going to be very  
 5 quick.  
 6 MS WHYTE: I do understand, I think I will be around five  
 7 minutes at most, but if it becomes too prolonged please  
 8 indicate and I will stop.  
 9 THE CHAIRMAN: Thank you very much.  
 10 Questions from MS WHYTE  
 11 MS WHYTE: Can ask you about intelligence first, please,  
 12 Ms Hurst.  
 13 In terms of the type of sources of intelligence, as  
 14 the Inquiry is now entirely familiar with, you would  
 15 receive COPUs, sometimes. Is that right?  
 16 **A. Yes.**  
 17 Q. You would be aware of surveillance by way of updates  
 18 from the surveillance unit?  
 19 **A. Yes.**  
 20 Q. You would have perhaps other sources which might be best  
 21 dealt with in closed hearing?  
 22 **A. Yes.**  
 23 Q. You had vehicle tracking devices, ANPR, you have the  
 24 profiles that you have told us about and you have access  
 25 whenever you want to the PNC, OPUS and GMPics?

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1 **A. Yes.**  
 2 Q. In terms of your ability to resource and access  
 3 intelligence, it was pretty much constant and daily --  
 4 **A. Yes.**  
 5 Q. -- but came from a multiple background of sources?  
 6 **A. Yes.**  
 7 Q. Did that play a part in not having one composite running  
 8 log of absolutely everything, as has been suggested to  
 9 you might have been a better course?  
 10 **A. Yes, so some intelligence would sit with the**  
 11 **surveillance chronology, some would sit within the**  
 12 **profile, some would sit within the -- in surveillance,**  
 13 **some would sit with the intelligence chronology. Yes,**  
 14 **so it sat within a number of systems.**  
 15 Q. And some, being highly sensitive, would not feature at  
 16 all?  
 17 **A. No.**  
 18 Q. Indeed the profile, which you have been asked about in  
 19 some detail, like other witnesses, would really be most  
 20 useful, wouldn't it, for identifying any associates who  
 21 might by their very identity enable you to consider  
 22 whether there were other lines of enquiry to make?  
 23 **A. Yes.**  
 24 Q. It might assist you as to addresses of interest?  
 25 **A. Yes.**

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1 Q. It might assist you in relation to vehicles?  
 2 **A. Yes.**  
 3 Q. The movements of your subjects, who were in fact under  
 4 surveillance and their vehicles being tracked?  
 5 **A. Yes.**  
 6 Q. You have been asked about why the subject profile was  
 7 not updated. With the exception of the Stoke trip which  
 8 involved Mr Grainger, what else are you aware of that  
 9 realistically would have gone on to a document such as  
 10 a profile, given the purpose of a profile?  
 11 **A. Nothing that I was aware of.**  
 12 THE CHAIRMAN: Do you mean by that you are not aware because  
 13 you haven't actually checked, or do you mean that you  
 14 have checked and know that that is the position?  
 15 **A. I didn't physically check myself. I know that the team**  
 16 **were referring to the systems.**  
 17 MS WHYTE: You don't add each and every surveillance detail  
 18 to a nominal subject profile, do you?  
 19 **A. No.**  
 20 Q. Or each and every movement of a suspected vehicle being  
 21 used by a subject to a subject profile, do you?  
 22 **A. No.**  
 23 Q. That is all intelligence and potentially evidence  
 24 gathering, isn't it, subject to whether an offence (a)  
 25 is either committed and/or (b) charged?

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1 **A. Yes.**  
 2 Q. There is quite a potential crossover between file  
 3 building and intelligence gathering; isn't there?  
 4 **A. Yes.**  
 5 Q. In terms of cash delivery times, you have been asked  
 6 about whether or not such times were provided to the  
 7 TFU, and you have indicated that that is not something  
 8 you would necessarily be aware of, I think?  
 9 **A. Yes.**  
 10 Q. There would be no difficulty, as far as you are aware,  
 11 would there, with the TFU asking you for that  
 12 information if they were without it?  
 13 **A. There would be no issue.**  
 14 Q. Are you aware of them asking you?  
 15 **A. No.**  
 16 Q. Are you aware that in fact Cheshire were notified.  
 17 The reference, sir, if you need it is M7, pages 26  
 18 to 29, were informed throughout the 2 March of cash  
 19 delivery times by your unit, the FRU.  
 20 **A. Right.**  
 21 Q. Were you aware of that?  
 22 **A. I can't recall.**  
 23 Q. It might have been, in fairness to you, when you were  
 24 off having had your overnight shift?  
 25 **A. If it was on the 2nd then I may not have been aware.**

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1 Q. You have also been asked about why you don't have or why  
 2 you haven't retained more information, or data, about  
 3 phone calls or text messages arising on 2 and 3 March.  
 4 I think with the inference that it should have been  
 5 obvious to you that you ought to have done. I think  
 6 that is the inference, and if it is the inference, can  
 7 I ask you this. Have the IPCC ever asked you before for  
 8 your consent to provide billings so that they could  
 9 investigate your phone, ingoing or outgoing information  
 10 for 2 and 3 March as the Deputy SIO?  
 11 **A. Never.**  
 12 Q. In fact, until 3 April, had the Inquiry asked you for  
 13 it?  
 14 **A. No.**  
 15 MS WHYTE: Thank you very much.  
 16 THE CHAIRMAN: Yes, Ms Cartwright.  
 17 Further questions from MS CARTWRIGHT  
 18 MS CARTWRIGHT: Just one question, please.  
 19 In terms of the high volume of what you have  
 20 described as personal or non-work-related text messages  
 21 and calls to Mr Creeley.  
 22 **A. Yes.**  
 23 Q. Can I ask, was Mr Cousen aware that you had this close  
 24 contact with Mr Creeley in terms of the calls and the  
 25 texts that would have been taking place during the

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1 course of your working day?  
 2 **A. Perhaps not about the calls and texts. He knew that**  
 3 **certainly we were friends.**  
 4 Q. Can I ask, in terms of you have been asked about the  
 5 timing of a number of those texts and you have sought to  
 6 say they were very brief. Bearing in mind the critical  
 7 period of the operation, do you think it was appropriate  
 8 to be engaging in non-work-related text messages.  
 9 **A. I was listening to the radio. There was no -- there was**  
 10 **nothing else -- I was not putting anything else on hold,**  
 11 **there was -- I was listening to what was going on so it**  
 12 **didn't affect my role at that time on that evening in**  
 13 **that office.**  
 14 MS CARTWRIGHT: Sir, that concludes the questioning within  
 15 open. We will need to move to closed and, as usual, it  
 16 will take a little time to set up the court.  
 17 THE CHAIRMAN: As it happens, for reasons I have already  
 18 hinted at, that is not unwelcome news to me because  
 19 I have something else I need to attend to that I can't  
 20 do within five minutes.  
 21 MS CARTWRIGHT: Sir, in terms of the afternoon I envisage  
 22 we will be -- certainly for my own part I envisage  
 23 I will be somewhere in the order of 45 minutes to  
 24 an hour in closed. I just raise that at this stage in  
 25 terms of whether or not the additional core participants

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1 wait to see if there is any open session after the  
 2 closed.  
 3 THE CHAIRMAN: Are you asking me?  
 4 MS CARTWRIGHT: I am just raising it for the collective view  
 5 of the room whether or not --  
 6 THE CHAIRMAN: We need to finish this witness today --  
 7 MS CARTWRIGHT: We do.  
 8 THE CHAIRMAN: -- that is the point.  
 9 MS CARTWRIGHT: It is.  
 10 Then there will have to be consideration of whether  
 11 anything can be gisted out. I don't envisage that will  
 12 take place today, it will be a slow time release of  
 13 a gist.  
 14 THE CHAIRMAN: No.  
 15 MS CARTWRIGHT: It is whether or not then we hang on on the  
 16 basis that there may be something for the core  
 17 participants, but I am envisaging it will be very late  
 18 in the day.  
 19 THE CHAIRMAN: Thank you for letting them know.  
 20 MR WEATHERBY: Yes, I will stay, certainly.  
 21 THE CHAIRMAN: I would have thought -- I would in your  
 22 position, I know.  
 23 MR WEATHERBY: Absolutely.  
 24 Thank you.  
 25 MS CARTWRIGHT: Thank you, sir. Can we move to closed then

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1 please.  
 2 THE CHAIRMAN: Thank you.  
 3 How long do you think it will take, it is usual  
 4 about 15 minutes or so, isn't it?  
 5 MS CARTWRIGHT: It is, sir.  
 6 THE CHAIRMAN: Maybe a bit more. I will need that much time  
 7 anyway, I rather think. I will say we certainly won't  
 8 resume before 3.05, on any view.  
 9 MS CARTWRIGHT: Thank you.  
 10 THE CHAIRMAN: The other core participants won't need to be  
 11 ready, but you should be ready by then. If you don't  
 12 mind.  
 13 MS CARTWRIGHT: Yes, thank you, sir.  
 14 (2.51 pm)  
 15 (The Inquiry adjourned until 10.10 am on Monday,  
 16 10 April 2017)  
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