

IN THE SHEFFIELD CROWN COURT

The Crown Court,
Castle Street,
Sheffield 1.

20th June 1985

Before

HIS HONOUR JUDGE GERALD COLES, Q.C.

REGINA

-v-

WILLIAM ALBERT GREENAWAY
DAVID MOORE
BERNARD JACKSON
GEORGE KERR MCLELLAND FOULDS
BRIAN IRVINE MORELAND
ERNEST BARBER
DAVID RONALD COSTON
KEVIN MARSHALL
ARTHUR HOWARD CRICHLOW
GEORGE WARWICK FORSTER
JAMES O'BRIEN
CRAIG WADDINGTON
ERIC SCOTT NEWBIGGING
STEFAN WYSOCKI
DAVID BELL

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MR. K.R. KEEN

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For G.K. McL. Foulds:
For B.I. Moreland:
For E. Barber:
For D.R. Coston:
For K. Marshall:
For A.H. Crichlow:
For G.W. Foster:
For J. O'Brien:
For C. Waddington:
For E.S. Newbigging:
For S. Wysocki:
For D. Bell:

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MR. M. MANSFIELD
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MR. P. O'CONNOR
MRS. V. BAIRD
MISS M. RUSSELL
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MR. E.P. REES
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MR. P. GRIFFITHS
MR. M. MANSFIELD
MR. E.P. REES
MISS M. RUSSELL
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20th June, 1965

MR. WALSH: Since about 9 o'clock, if my information is correct, the lady usher has been in Court and has searched through everything that was left in this building at 5 o'clock last night, or everything that was left in this room, and she has not been able to find the document for which we are looking.

JUDGE COLES: It is a most extraordinary thing. Well, all I need to say is that the photostat copy had better be substituted as the exhibit until such time as the original may be found.

MR. WALSH: It should be marked 38a. I have been asked to point out by the solicitor for the Defence who did the particular photocopying that no-one should be mystified by the fact that, in the top right-hand corner, some initials appear. I think it is PH1 or PH2. What happened there is that when he went away to do some photocopying yesterday what he photocopied was a photocopy of the original on to which he had put his initials and so the photocopy we have now bears his initials although, of course, the Court and the Jury will understand that the original document does not have those initials upon it.

JUDGE COLES: Then none of us can be misled by that.

MR. WALSH: They mean nothing of any relevance.

JUDGE COLES: That must be that for the moment. We must proceed to cross-examination of P.C. Moore.

POLICE CONSTABLE MOORE (CONTINUED)

Cross-Examined by MRS. BAIRD

- Q. I expect you returned to your home in Liverpool last night? -
A. No, I live in Widnes.
- Q. We know from Mr. Brophy that you and he are friends? - A. We are colleagues at work.
- Q. Do you say you are friends or you know each other through work? -
A. That is where I met him.
- Q. Are you friends or not? - A. Yes, you could say that.
- Q. Please tell us a little briefly about the travel and seating arrangements that have been laid on for you witnesses in this case. Did you travel up here on Friday of last week at all? -
A. No, I did not.
- Q. Mr. Brophy did we know. Did you see him after he came back to Liverpool during the weekend? - A. Yes, I think we were on duty together.
- Q. When was that? - A. We were on duty over the weekend.

- Q. When? - A. Throughout the whole tour of duty - Saturday, Sunday and Monday.
- Q. I think he drives a Police car? - A. He is a Police driver, yes.
- Q. Are you his mate in the car as a rule? - A. No.
- Q. When did you come up here to be ready to give evidence? -
A. Tuesday.
- Q. When you came up here did you have a copy of your statement or were you given one or what? - A. No.
- Q. You did not have a copy when you arrived? - A. No.
- Q. Before you came into the witness box yesterday had you seen a copy of your statement at all since the day you have told us about when you signed it? - A. No.
- Q. You had not? - A. No.
- Q. Over the weekend when you were on duty it was at Garston Police Station where you were based? - A. Yes.
- Q. And that is where Brophy is based? - A. Correct.
- Q. So you are telling the Jury that since you signed your statement some time ago, you have not looked at it at all. Have you refreshed your memory or anything before you came into the witness box to give evidence? - A. No.
- Q. On Tuesday night, where did you stay? - A. I went home.
- Q. Did you see anything of Mr. Brophy on Tuesday night? - A. Yes, we travelled home together.
- Q. What did you talk about? - A. Nothing in particular.
- Q. Well, I am sure you are not telling us you were quiet all the way to Liverpool? - A. More-or-less. I was quite tired.
- Q. Mr. Brophy gave evidence on Tuesday? - A. Yes.
- Q. Presumably you knew he had been giving evidence? - A. I knew he had been called.
- Q. Did you ask him how it had gone? - A. No.
- Q. Did he tell you how it had gone? - A. No.
- Q. Did he tell you how far it had got? - A. No.
- Q. Did he tell you any of the things he said? - A. No.
- Q. Really, Mr. Moore. Are you telling that Jury he did not mention the whole purpose of him being here at all on the journey home? - A. Yes.
- Q. Are you sure it was not on Tuesday night that he told you

that you had to say in Court that you signed a copy of his statement in the van in the car park? - A. Quite certain.

- Q. You see, he had just given us that evidence before we left to go home on Tuesday night. Did he tell you that? - A. No, I was not aware of that, no.
- Q. It is not at all true, Mr. Moore, is it, that you signed his statement in the van in the car park? - A. No, that is where I signed it.
- Q. It is where you signed it? - A. Yes.
- Q. We can only give you a photocopy of it but I would like you to look at it please, Exhibit 38a. (Handed) Could you also have to hand Exhibit 39. Please look at the photocopy of Mr. Brophy's and put yours down on top of the television where we can all see it. What is the date of Mr. Brophy's statement? - A. The 19th June, 1984.
- Q. Do you want to change your mind and tell us when you signed it, if you did? - A. I signed it at the time when it was handed to me in the van.
- Q. What was the date on it then? - A. Well, I presume it was that date there.
- Q. Did you not look? - A. No.
- Q. You did not? You told Mr. Walsh yesterday in the clearest terms you read it through twice? - A. Yes, I read the body of the statement.
- Q. Where did you sign it? - A. Three times, at the top, bottom and end.
- Q. How close is the first signature to the date? - A. About $\frac{1}{2}$ " away.
- Q. You knew it was not the 19th June the day this incident took place, did you not? - A. Yes.
- Q. Well, explain to this Jury how it is you can possibly have signed it the day before it was written out? - A. I just did not notice the date that was on here when I signed it.
- Q. Is that an example of how thoroughly you read the whole of the contents of that statement? - A. Not particularly.
- Q. How thoroughly did you read it there in the van twice? - A. I read the body of the statement very thoroughly.
- Q. You did? - A. Yes.
- Q. Did you agree with the body of the statement? - A. Yes.
- Q. Usually, a statement of that kind has a caption at the bottom saying it contains only the truth. Is that the case there? - A. Do you mean the piece at the top?

- Q. Does it not read as follows, "This statement consisting of two pages each signed by me is true to the best of my knowledge and belief and I make it knowing if it is tendered in evidence I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false or do not believe to be true"? Now, your signature, if that is what it is, comes quite close to that paragraph as well? - A. Yes.
- Q. Did you read that paragraph through twice with care? - A. Yes.
- Q. Presumably, you digested its implication that you must not agree with anything in that statement which was not true? - A. Yes, I am aware of that.
- Q. So your view was that everything in the statement was true and you knew it was true? - A. Yes.
- Q. Did Mr. Brophy tell you anything about how he came to make that statement? - A. No.
- Q. He did not tell you whether he made it on his own or whether there had been another Policeman who had seen what went on who helped him or anything of that kind? - A. No, he did not mention it at all.
- Q. Can we look at it together and see whether you really can agree with what is in it. Go to the sentence that begins, "During the morning there had been a steady build-up of pickets". Where were you when you saw that? - A. I was in the car park.
- Q. Where were these pickets building up? - A. They were building up in front of the main line of Police Officers from where I could see.
- Q. How long were you in the car park? - A. As I say, I cannot give an approximation of the time I spent there.
- Q. Did you have your watch on? - A. No, I had it in my pocket so it would not be broken.
- Q. Did you not look at it at any time? - A. No, I did not have call to.
- Q. What did the number of pickets build up to whilst you were watching? - A. There was quite a large number there when we got there.
- Q. What time did you get there? - A. I have no idea.
- Q. How many is a "large number"? - A. Over a thousand.
- Q. When you got there? - A. Yes.
- Q. And it built up as you were watching? - A. Yes.
- Q. "There were approximately 3,000 pickets". Was there a time when you saw a number you would estimate like that? - A. Yes.

- Q. When you saw that figure in the statement you thought, "That is fair enough"? - A. Yes.
- Q. ".... Facing us as we blocked off Highfield Lane"? - A. Yes.
- Q. When were you blocking off Highfield Lane? - A. I take that to mean the Police.
- Q. What does it say? - A. "Facing us".
- Q. "As we were blocking off Highfield Lane". When were you and Mr. Brophy blocking off? - A. The only time we were there was when we were behind the line of shields.
- Q. You told us you went up there and went through? - A. We did not. We went straight through.
- Q. How long were you behind there blocking it off? - A. It would be a matter of 20 minutes to half-an-hour.
- Q. You were stood behind the front line for 20 minutes to half-an-hour? - A. Approximately, yes.
- Q. You were with Mr. Brophy that morning, were you? - A. Yes.
- Q. So that is what you meant when you signed that - that 20 minutes or half-an-hour when you were blocking off Highfield Lane behind the front cordon? - A. Yes.
- Q. You do not know what time you went up that road, I suppose? - A. No.
- Q. Your PSU booklet says 11.15? - A. I would accept that.
- Q. That would have been put in there by Inspector Bennett? - A. Yes, I presume so.
- Q. You and Mr. Brophy presumably were standing for 20 to 30 minutes behind the lines because you were together? - A. Yes.
- Q. Do you remember chatting to him during that time? - A. No.
- Q. Were you conscious of his presence? - A. Yes.
- Q. Because I gather you stick together when you can? - A. I was with my unit so he would have been there.
- Q. Do you not particularly stick together with Mr. Brophy? - A. Not particularly. I do not socialise with him.
- Q. On duty? Do you not work together when you can? - A. It is only a small section so it cannot be avoided.
- Q. Give me a straight answer. Do you work with him particularly or not? - A. Not in particular, no.
- Q. But he was there all the time you were behind the lines for 20 or 30 minutes? - A. Yes.

- Q. Can you remember what he was carrying? - A. No.
- Q. Was he carrying anything as far as you could see? - A. Not as far as I can remember. I do not remember in particular what he was carrying.
- Q. Are you saying that means he was not carrying anything or he might have been carrying something and you did not notice? - A. I am saying I cannot remember what he was carrying.
- Q. You cannot remember what he was carrying or if he was carrying something? - A. I cannot remember if he was carrying anything.
- Q. So he was not carrying a big noticeable article? - A. Not that I am aware of, no.
- Q. So when you agreed in that statement that you were blocking off Highfield Lane as this line of pickets got bigger, that is what you mean, about 30 minutes, is it? - A. Yes.
- Q. "There were no shields being used at this point". What about that? - A. There were not any being used then.
- Q. You had one, did you not? - A. Not at first, no.
- Q. Oh, I see. I do want to get this completely clear. When you went up behind the cordon and waited for half-an-hour or 20 minutes, you did not have a shield or you did? - A. No, I did not.
- Q. Brophy was with you then? - A. Yes.
- Q. Well, when you said there were no shields being used then, did you mean none of your unit had a shield or did you mean you did not see any anywhere on the cordon? - A. None of my unit had a shield.
- Q. You see, in your statement you say there were no shields being used? - A. At that particular time, when I first got there, there were no long shields being used on the front cordon. There were eventually long shields used.
- Q. Having gone up there, you are sure about that, I suppose ? - A. As sure as I can be, yes.
- Q. Having got up there and waited 20 to 30 minutes behind the line, is that when the line broke and let you go through? - A. Yes, it would be.
- Q. So did you and Mr. Brophy run through on perhaps what we have come to call the "first charge"? Did you run through together? - A. Well, not that I was aware of. We were in the same unit that went through. Whether he went to one side or the other I cannot say. I was just concentrating on where I was going.
- Q. Where were you going? - A. Towards the line of pickets.
- Q. What were the pickets doing? - A. Well, prior to that they were throwing missiles. As we ran they just retreated.

Q. Why did they run away from you? - A. Why?

Q. Yes? - A. I would imagine they did not want to be arrested.

Q. Did you have your truncheon drawn? - A. Yes, I did

Q. But you did not have your shield with you? - A. I had my shield then, yes.

Q. Where did you get it from? - A. We took our shields to the front line but did not actually have them.

Q. Where did you put them while you were waiting for 20 to 30 minutes? - A. By the side of the road.

Q. Let us look at the picture and see where you put them. Could you look at Exhibit 9? (Handed) You have identified that the area around that wall on photograph 1 is where the cordon was first when you went behind it. It was the build-up of wall there that directed your recollection? - A. Yes.

Q. So you went up there and you have told me once you did not have a shield but are you saying now when you went up there you had a shield? - A. I took one up.

Q. What did you do with it? - A. We just laid them down by the side of the road.

Q. Can you tell us whereabouts on the road they were? - A. I cannot remember where in particular.

Q. Were they leaning against that wall? - A. No.

Q. What about the wall on the left? - A. No, I think they were just on the side.

Q. On what side? - A. On the left-hand side as you look.

Q. Just on the right? - A. On the pavement or the grass verge.

Q. Just on the verge? - A. Yes.

Q. How many of them were there stacked up waiting for use? - A. I have no idea.

Q. Was it just you or the whole PSU's shields stacked in a pile? - A. The unit I was with put the shields there. Once I went back to the cordon there could have been others put there.

Q. Was there a general stockpile of shields there? - A. My unit put the shields there.

Q. Do you mean your whole PSU? - A. Yes.

Q. Did they all have a shield? - A. Yes.

Q. You think they did? - A. Yes.

Q. Can you remember whether they all had the same kind as you or

did some have long ones or what? - A. I am not sure whether any-one in my unit had a long one but there were two types of short shield.

Q. And the one you have in your hand is the one you used? - A. Yes.

Q. So there were 23 shields piled up along here? - A. I would say so.

Q. And we must say that must be after 11.15 because that is when you were described as being deployed? - A. If you say so.

Q. Was there anything else piled up? Helmets? Did you take your helmets off and stack them? - A. No.

Q. You had a helmet on? - A. Yes.

Q. JUDGE COLES: So there were 23 shields, mixed types of short shields, stacked at the side of the road, either on the pavement or the grass verge? - A. Yes.

MR. WALSH: I think she may be on the wrong photograph. The Officer, in fact, yesterday pointed where it was. It is photograph 3, not photograph 1.

MRS. BAIRD: I know where he said it was but I thought photograph 1 gave him the whole line and I think he and I have been working from photograph 1.

JUDGE COLES: His evidence yesterday was that that "Bend" sign was the line.

Q. MRS. BAIRD: Can you see that "Bend" sign on photograph 1? A. Yes.

Q. And you are saying considerably down the road from the "Bend" sign would be your shields? - A. No, just where the "Bend" sign is. That is where the initial line was.

Q. So you had them right behind the initial line? - A. Yes.

Q. So you stood around for a while. What made you pick your shield up? - A. An order.

Q. What was the order? - A. "Pick your shields up!"

Q. Who gave you that order? - A. Inspector Bennett.

Q. What was his next order? - A. I do not know his exact words but the line opened up and we went through.

Q. Whilst you had been waiting for this 20 minutes behind the line, how far do you think you were from the front of the cordon? - A. From the front of the Police line?

Q. Yes? - A. Just behind them.

Q. How deep was it at that time - five or six, two or three? - A. I should say three-deep.

- Q. So I suppose it is pretty obvious from your evidence that no-one at that time was in much danger from missile-throwing? - A. Initially there were no large shields being used so the missiles that were coming were hitting the line of Officers. They did not have shields then.
- Q. So missiles were coming and hitting that line of Officers? - A. Yes.
- Q. Were any missiles coming over? - A. Some were going right over the top.
- Q. You must have been in a bit of personal danger then? - A. Yes.
- Q. It is rather rash of you to put your shield down on the floor then, is it not? - A. Not particularly, no.
- Q. Did you actually see "picket bricks" hitting Policemen? - A. I saw the missiles landing within the Police line.
- Q. Did you see anything else in connection with missiles? - A. I saw more than one Officer brought through the Police line injured.
- Q. Can you describe their injuries for us? - A. They appeared to have been hit by something. They were just injured. No cuts, just being helped from the line.
- Q. So you really do not know why they were being helped from the line at all? - A. I can only presume when someone is carried from the line there is something wrong.
- Q. How many were carried from the line whilst you were waiting? - A. There were Officers coming through the line being carried.
- Q. How many were walking wounded at that stage? - A. Four or five from what I can remember.
- Q. But you did not see any sign of injury on them, is that right? - A. No.
- Q. How many were carried away? - A. I saw at least two.
- Q. How were they being carried? - A. They were being carried by colleagues, an arm and a leg each.
- Q. So you are saying four or five Police Officers each carrying a colleague? - A. Yes.
- Q. And you saw that twice? - A. At least twice.
- Q. Did you see any sign of injury on those men being carried? - A. No.
- Q. Were those men unconscious as far as you could see or awake? - A. I could not really see.
- Q. Were they carried down the road? - A. I did not look to see how far back they were carried.
- Q. But as they passed you, were they on your right? - A. Yes, on

the right. They were carried past me on the right. There were ambulances

- Q. Ambulances back where you had come from? - A. I remember at least one up at the line.
- Q. So when you confirm in that statement that you were equipped with riot shields and protective head gear and being held in reserve, that is exactly what you meant? - A. Yes.
- Q. Then you go on to confirm that the main cordon opened up and you went through, gained about 40 yards, held the line and the cordon came forward? - A. Yes.
- Q. That is what you confirm? - A. Yes.
- Q. And that is what you saw happen? - A. Yes.
- Q. So, first of all, we have got the picture you have just painted of no long shields being used, all these people being injured, you are sent through, the cordon moves forward to join you and you look at Mr. Brophy's and your statement and, lo and behold, the cordon has suddenly got long shields. "We ran about 40 yards then held that line whilst the main Police cordon, equipped with long shields, moved forward to join us"? - A. Yes.
- Q. I hope they had not pinched them off your stockpile. Where did those shields come from? - A. I was too busy running forward. I do not know where they came from.
- Q. Where did they come from? - A. I do not know.
- Q. How long were you standing there at the front waiting for these long shields to come up so the cordon could move forward around you? - A. I do not know. I cannot remember.
- Q. Well, they have to come all the way up from the car park. It must be a good ten minutes? - A. About that.
- Q. Ten minutes your unit was out there? - A. I can only approximate.
- Q. Were you conscious you were waiting for long shields to be brought up? - A. I was too busy watching what was being thrown at me so
- Q. Do you think it might have been longer than ten minutes that you stood there? - A. It could well have been.
- Q. Could it have been as long as half-an-hour? - A. No.
- Q. Did you look at your watch at that time at all? - A. No, it was in my pocket.
- Q. JUDGE COLES: I want to be clear about this: do you say you were ahead of the front line for ten minutes? - A. Approximated yes.
- Q. Before they came up? - A. Yes.

- Q. MRS. DAIRD: So there really cannot be any question of this being the sequence: that you ran forward, drove them back and then immediately the cordon came in front of you? - A. It did not seem as immediate as that, no.
- Q. Did you notice, as Police Officers came past you, "Look, they have long shields now and they did not have before"? - A. I did not notice in particular, no.
- Q. Now, I want to check one thing. It certainly is not the case that your PSU went up with its shields and its riot helmets and its truncheons drawn from the car park, ran 200 yards up to the cordon, the cordon immediately broke and you went through? That is not what happened? - A. No.
- Q. So all the things that were in that statement were right as far as you were concerned? - A. Yes.
- Q. And, indeed, they were things you had experienced yourself? - A. Yes.
- Q. And, on your account, they were things that Mr. Brophy ought to have experienced himself as well? - A. Yes.
- Q. He ought to have no difficulty telling this Court his experiences? - A. Yes.
- Q. Would you now put Mr. Brophy's statement down and will you turn to Mr. Moreland and tell me when you first spotted him? - A. I first saw him on the second manoeuvre. The second time we went through.
- Q. We heard about the first charge. You were stuck out there ten minutes until the long shields came round you. What did you do when the long shields came round you? - A. Just behind them
- Q. We know from your evidence yesterday there was certainly a second charge. How long elapsed before that? - A. I have no idea.
- Q. Could that be as long as half-an-hour, do you think? - A. It could have been.
- Q. What were you doing during that space of time? - A. Nothing, just standing waiting.
- Q. Did you put your shields down again, for instance? - A. We just leaned them down by our sides.
- Q. Were you conscious of Mr. Brophy then? - A. I was aware he was somewhere to my left.
- Q. Were you conversing with him during that short break? - A. No.
- Q. He was just there and you knew he was there? - A. Yes.
- Q. Did anything of importance happen during that break? - A. No.
- Q. When you came to move again, were you again ordered by Inspector Bennett to lift your shields up? - A. Yes, if you did not already

have it. If you had put it down

Q. Can you remember what he said to you? - A. Just, "Pick up your shields up".

Q. How close were you from Donnett when he said that the second time? - A. I think he was to my right.

Q. And Mr. Brophy was just to your left? - A. Yes.

Q. Obviously Inspector Donnett, when giving an order, will speak up, will he not? - A. Yes.

Q. Particularly as, I imagine, it was noisy there, was it not? - A. Not on the Police line, no.

Q. Having been told to pick up your shields up, did you get another order? - A. Not that I can recall.

Q. Well, something seems to have made you run forward. What was that? - A. The line opened up again.

Q. You did not hear an order that time? - A. I cannot recall hearing one.

Q. Inspector Bennett was just to your right so you can probably confirm whether he gave an order or not? - A. I cannot remember whether he did or not.

Q. So what made you run was just the line opening in front of you? - A. And other Officers.

Q. Did Brophy start to run? - A. Yes.

Q. Prior to Brophy running, you have told us you were not conversing with him before. Are you conscious at all of the way he was standing or what he was doing? - A. Not in particular, no.

Q. Presumably, you are all just standing at ease talking to each other and not doing very much? - A. Well, I find it difficult to talk with the visor down and chin strap on.

Q. You start to run because the others did. Are you and Brophy towards the front of the group or towards the back or what? - A. There were other Officers in front that ran through.

Q. How many lines of other Officers do you think got out before you and Brophy? - A. There would only be a handful of Officers went through. It was not so much a line

Q. It was just a group. A narrow split? - A. Yes.

Q. How many Policemen do you think went in front of the two of you? - A. About four or five at that particular time.

Q. It seems to follow from that that you would not have a very good view of what was going on at the other side of the Police line? - A. No, I could see the front line of the pickets quite clearly.

- Q. When did you catch sight of that front line of pickets-before you started to run or after you started to run? - A. As soon as it opened up I could see the front line of pickets because it was on a slight gradient so they were on a higher level than us.
- Q. Could you see ahead of you or to the left and right? - A. I could see the whole view in front.
- Q. Now, at what stage did you catch sight of Mr. Moreland, that is my real question? Where were you? - A. As soon as the line opened, that is when I caught sight of him.
- Q. What was he doing? - A. The first moment I saw him he was bending down picking up something off the floor. I do not know what it was.
- Q. Can you remember what he did with the something? - A. He threw it towards the Police line.
- Q. So is it an action where he is picking up with the same hand and throwing it? - A. I cannot remember which hand he threw with.
- Q. I accept you cannot remember that. Is it the kind of action I have described where he is picking up a stone with one hand and throwing it - A. If it was a stone, yes.
- Q. What do you think it was? - A. I have no idea at all. It could have been any one of many things that were thrown.
- Q. Now, you were running when you saw him do that? - A. No, when the line opened up I saw him. I was not running at that time.
- Q. Have I got this right: you were only able to see the front line of pickets after the line had opened up and then you had a complete view? - A. Yes.
- Q. So if it was half-an-hour, during the substantial period you had been behind the Police line, you could not see through. You could only see as the Police line opened and let you have a good view? - A. Yes, from where I was standing.
- Q. And, of course, Brophy was beside you? - A. I think he is a little taller
- Q. JUDGE COLES: Could you not see the pickets from where you were? - A. No, not the front line. I could see the pickets but not the front line. I could see the pickets because they were on a higher level and they went so far back.
- Q. MRS. BAIRD: As you saw Mr. Moreland pick the stone up and throw it with the same hand, he did not already have his hands full of stones, did he, or did he? - A. I saw him bend down and pick something up off the floor. If they were stones
- Q. And you saw him throw it almost in the same movement, whatever it was? - A. Yes.
- Q. Can you answer my question? It does not seem likely he already had a handful of stones, does it? - A. I do not know.

- Q. Did he drop them as he threw this one? - A. No, he could have had stones in his other hand. I do not know.
- Q. But if he had stones in his other hand, he nonetheless bent down and picked one up? - A. Yes.
- Q. Whereabouts did the stones he threw land? - A. They went over my head. I did not see where they went. Once it went out of my line of vision I did not see where it went.
- Q. Did it go directly over your head? - A. Not particularly, no.
- Q. Tell us, as accurately as you can, where it went in relation to yourself? - A. When I saw him he was slightly to my left and when he threw it it would have been slightly to my left but over the top.
- Q. To Brophy's right? - A. It would be to his left. He was to my left as well.
- Q. So you think it went further to your left than Brophy was? - A. Yes.
- Q. You were running when you saw this. As the line opened you ran at once? - A. No, as the line opened I saw him do that.
- Q. But you were not stationary at any time after the line opened? - A. Well, you do not take a run at it. You stand waiting and, as the line opens up, you are stood still and for a second you can see.
- Q. So the line has opened up and you stand for a few seconds? - A. It is a standing start. You do not run up the gap. If you are at the very back I suppose you would because you would be running to get through.
- Q. How long did you stand and look? - A. Only a matter of seconds.
- Q. And that is when you saw this that you have described. What else did you see Mr. Moreland do? - A. As we got closer he sort of half-turned and stumbled backwards.
- Q. He half-turned and stumbled backwards where he stood? - A. Yes.
- Q. And after that, because he had stumbled, he did not get away very quickly and Brophy grabbed him? - A. Yes.
- Q. And you told us you then helped take him back through the lines. You have described now everything you saw in connection with Mr. Moreland? - A. Yes.
- Q. Why did you sign a statement, if you did, that said, "I saw the Accused, Moreland, pick up several missiles and throw them towards us"? - A. That is what I saw him do.
- Q. I am sure that is not what you just told us you saw him do. You told us about one missile? - A. I thought I said more than one.

MR. WALSH: If it helps my learned friend, my note is, "From where I was stood behind the line I could not see the front line of the pickets but I could see Moreland bend down and pick something up off the floor. What he picked up may have been stones. He threw at once".

JUDGE COLES: My note is, "He picked up and threw in almost the same movement. He could have had stones in his other hand. I do not know. Whatever he threw went behind me". I think it is right to say from the evidence he has just given he only referred to one throwing. You had better enquire, Mrs. Baird.

Q. MRS. BAIRD: I have given you an opportunity to tell us what you saw Mr. Moreland do and I am quite satisfied you have only described him picking up one thing and throwing it but here is your chance if you wish? - A. I said more than one.

MR. WALSH: Would your Honour like to know what he said in chief?

MRS. BAIRD: That would be a matter of comment and I shall certainly make comment about what he said in chief and what he has just said now to the Jury.

JUDGE COLES: No, we will get on.

Q. MRS. BAIRD: You went on to say he might have picked up several missiles in the one stoop and thrown them at once? - A. More than one.

Q. So you saw him pick up with the one hand and throw it in the same movement. You think he might have picked up more than one stone? - A. He could well have done.

Q. Are you sure he did or not? What is the position? - A. I am saying he appeared to pick up more than one object.

Q. JUDGE COLES: Are you saying he bent down once and picked up more than one stone or he bent down more than once? - A. No, he bent down once and appeared to pick up more than one object. I do not know whether it was a stone or stones or whatever it was.

Q. But you are sure he only bent down once? - A. That I saw, yes.

Q. MRS. BAIRD: Also, you have only described the one projectile over your head to Brophy's left? - A. The one that I followed, yes.

Q. Was there a sort of explosion of missiles from his hands that went in all directions or what? - A. No.

Q. Do you think he might have thrown more than one at once? What happened to the ones you have not described seeing going through the air? - A. I do not know.

Q. Were you not looking? - A. I do not know where they went.

- Q. JUDGE COLES: You said you only saw him bend down once. Did you see him throw more than once? - A. No, I did not see his arm throw more than once.
- Q. I want to make sure I am getting a proper note of what you said. This is what I noted as coming from you just a few moments ago: "He could well have picked up more than one object but he only bent down once and I only saw one action of throwing", is that right or not? - A. That is correct.
- Q. MRS. BAIRD: Would you now tell me how he fell, flat on his face or what? - A. He fell backwards.
- Q. Did he go spread-eagled flat on his back or what? - A. He, he sort of half-turned and fell backwards putting his arms back. He did not end up flat on his back.
- Q. But the movements towards the ground were backwards? - A. Backwards and to one side.
- Q. So if he banged anything on the ground it is likely to have been the back of something? - A. Yes.
- Q. You did not see anyone hit him between the shoulder blades with a riot shield, did you? - A. No, not at that time.
- Q. Well, when did you see it? - A. No, I did not.
- Q. Did you ever hit him between the shoulder blades with a riot shield? - A. No.
- Q. That is because you were not there when he was arrested? - A. No, I was.
- Q. You were? - A. Yes.
- Q. Are you sure? - A. Yes.
- Q. Did you see Inspector Bennett hit him between the shoulder blades with a riot shield? - A. No.
- Q. You had to think about that. Did you? - A. No.
- Q. Did you see any other Liverpool Inspector hit him between the shoulder blades with a riot shield? - A. No.
- Q. Because that is what knocked him down, is it not? - A. Not that I could see.
- Q. What do you think caused him to fall? - A. He half-turned and stumbled backwards.
- Q. Just his own silly clumsiness? - A. Yes, I presume so.
- Q. So there is no question of him starting to run away, i.e., making progress away from you? - A. No, because by the time he turned he had fallen.
- Q. So he, unfortunate fellow, did not make any progress away from

you at all? - A. No.

Q. Why have you signed a statement that says, "When I was a short distance from Moreland he turned and began to run away. After a few yards Moreland stumbled and fell"? - A. He half-turned to his left and then stumbled.

Q. When I asked you whether he made any progress away from you you said "No". I am asking why you have signed a statement saying this: "When I was a short distance from Moreland he turned and began to run away. After a few yards Moreland stumbled and fell"? - A. In stumbling he was going to move back away from where I was so he did not fall down exactly where he was stood.

Q. Do you want to say anything else about that? - A. No.

Q. Are you sure? - A. Yes.

Q. You would not like to elaborate at all? - A. No.

Q. How do you make a few yards progress in falling over? - A. I am not sure I follow what you mean.

Q. It says in your statement, "He turned and began to run away. After a few yards he stumbled and fell". I think what you are saying now is that he, in falling over, moved away from you? - A. That is what I meant it to come over as. As he half-turned he stumbled and fell.

Q. Away from you? - A. Yes, so that put him not at the point he was.

Q. Well, you know your distances. You are a Police Officer. Tell us how he managed to fall a few yards? - A. In falling over.

Q. He is quite a small chap. How did he manage to fall a few yards? - A. I do not know.

Q. You did not see any of this, did you? - A. Yes, I did.

Q. Where did you get the contents of that statement from? Tell the Jury? - A. I am not sure I follow what you mean.

Q. Look at your own statement now. It is word-perfect the same as Brophy's, is it not? Do you want to look? - A. I think so, yes.

JUDGE COLES: There is the transposition of names, is there not?

MRS. BAIRD: Certainly.

Q. You are welcome to look at Mr. Brophy's again but perhaps you will take it from me they are word-perfect except the names are changed over. Your statement talks about Brophy and Brophy's statement talks about you? - A. Yes.

Q. How did they come to be word-perfect, do you think? - A. I do not know.

Q. Who made the statement about this first, you or Brophy? - A. Well,

I left Constable Brophy with the prisoner in the charge office.

Q. It is a very easy question to answer? - A. Constable Brophy.

Q. His is dated the 19th? - A. Yes.

Q. Yours is dated the 18th? - A. Yes.

Q. Explain that to the Jury? - A. I cannot.

Q. You have signed that one as well, have you not? - A. Yes.

Q. You signed that $\frac{1}{2}$ " from the date as well? - A. Yes.

Q. How did you make the same mistake twice on two different bits of paper? - A. I do not know.

Q. Who else signed that statement of yours? - A. My section Sergeant.

Q. He has made a mistake as well? - A. Yes.

Q. And you do not know when that statement was signed you tell Mr. Walsh? When was it, August 30th? - A. I have no idea.

Q. Was it Christmas Day? - A. I do not know.

Q. It could have been Christmas Day, could it? - A. It could have been.

Q. Could it have been any day between July and February of this year when you signed it? - A. I do not know when it was.

Q. You have just not got a clue when it was? - A. No.

Q. So you obviously never looked to see what date it was when you were signing it so you could put the right date on the statement? - A. I do not remember when it was when I signed this.

Q. When Policemen sign statements they usually date them the date they are signed, do they not? - A. (No response)

Q. How long have you been a Policeman? - A. Four years.

Q. In those four years, when you signed a statement, have you usually dated the statement the date you signed it? - A. Usually, yes.

Q. So why is not that statement of yours dated with that date, whatever it is, Christmas Day, 1984? - A. I do not know.

Q. Because it was made on the 18th Jun, was it not, the day the incident happened? - A. Yes, I have signed that and that is the date on there. I do not remember what date it was when I signed this.

Q. Was it the 18th June? - A. When I signed this?

Q. Yes? - A. My copy, yes.

Q. Are you sure? - A. Yes.

- Q. Absolutely sure? - A. Yes.
- Q. How have you signed it when it says the 18th June? - A. I do not know.
- Q. You just do not know? Did you get that statement as it is - typed up? - A. Yes.
- Q. When you got it you cannot really tell us, but it was a considerable time since you had seen Brophy's statement, was it not? A. Yes, it would have been.
- Q. Because, according to you, you saw Brophy's statement in the van on the 18th June and not since? - A. Yes.
- Q. How did you know whether that statement was right or not? - A. I read it over and signed it.
- Q. And by reading that over, whenever it was, Christmas Day 1984, you remembered it was right, did you? - A. Yes.
- Q. Are you quite sure that you did not get that statement given to you on the 18th June and signed it whilst Sergeant Armstrong was on site with the rest of the PSU? - A. Not this one.
- Q. Which statement did you sign then, just the Brophy one? - A. Yes.
- Q. Are you quite sure about that? - A. Yes, I did. This was not handed to me at the time.
- Q. You see, there are other Officers' statements in this case which are dated the 18th June which are typed so there is no problem about it. Somebody was obviously typing statements out that day. Is that not what happened to yours? - A. I was just handed this, I read it and signed it, but it was not on that date.

(Short Adjournment)

- Q. Mr. Moore, to clear the matter about your statement, it is typed and you say that, even though it is dated the 18th June, it came to you at some unspecified date later and you signed it? - A. Yes
- Q. At Liverpool? - A. Yes.
- Q. In the presence of Sergeant Armstrong? - A. Yes.
- Q. And he countersigned it? - A. Yes.
- Q. Did Mr. Brophy see it? - A. Not while I was present.
- Q. So far as you know, has Mr. Brophy ever seen your statement? - A. Not as far as I am aware.
- Q. Can I ask you about a small piece of evidence which puzzled me yesterday? You said that after leaving Mr. Moreland and Mr. Brophy at the Police Headquarters, you went back to your unit and you were not in action again? - A. I cannot recall being in action.

- Q. So where did you rediscover your unit after you left Mr. Brophy and Mr. Moreland? - A. I went back to behind where the long shield line was and some of my PSU was there. I just re-joined them.
- Q. Was Inspector Bennett there? Did you report to him? - A. No.
- Q. What about either of the two Sergeants? - A. No, I did not report to them.
- Q. So you just went and stayed with your colleagues? - A. Yes.
- Q. Do you remember which of the PSU were left there? - A. No.
- Q. If I say a few names would that help you at all? - A. I know more-or-less all the names were there.
- Q. Mr. Scotland, for instance. Was he there? - A. Not when I returned. I cannot remember him being there.
- Q. What about Mr. Jones? - A. I cannot recall.
- Q. Was anybody from a different PSU from Liverpool there? - A. Not from Merseyside.
- Q. Are you saying your whole unit was not in action again? - A. No, I do not recollect going through the line again.
- Q. So what did you do, just stand about? - A. I would not class it as "standing about". I was behind the main line in readiness if you like.
- Q. But you were never needed? - A. I was not, no.
- Q. Did the main line stay there for the rest of the time you were on duty before you were stood down or the main line moved? - A. Whilst I was there they stayed static.
- Q. How long do you think you were there? - A. It would be over half-an-hour but not a great long time.
- Q. And then you were stood down and went back to the van? - A. Yes.
- Q. You have had some difficulties locating where Mr. Moreland was arrested. Can you tell us whether you ever got to the bridge or not? - A. No, I cannot remember. I can remember it was crowded but I cannot remember the bridge in particular.
- Q. We are looking at photograph 3. You think the cordon was first on the "Bend" sign. You went through a few yards, it followed you and you went through again. It looks as though you were getting towards the bridge? - A. Yes.
- Q. Do you think you might have? - A. I do not know. That is what I remember, the line having started.
- Q. I accept that, and it then moves up about 50 yards which puts it somewhere near the farthest lamppost on the left on photograph

3? - A. Probably a bit further, yes.

- Q. Look at photograph 4. You see, if you are standing anywhere in that road, it is very difficult to miss that railway bridge in front of you. You must have seen it? - A. I cannot recall seeing it, no.
- Q. So can you not help us even with whereabouts Mr. Moreland was in relation to the railway bridge when you saw him throwing? - A. No.
- Q. Are you saying it is quite likely you never got as far as the bridge? - A. It is quite possible. I cannot be sure.
- Q. Do you not think you would have been there? It has got railway lines underneath and it is quite distinctive? - A. No, I cannot remember it.
- Q. You and Mr. Brophy put your hands on Moreland at the same time, did you not, or perhaps Brophy an instant before you? - A. Almost simultaneously.
- Q. So which hand did you have on Moreland and whereabouts? - A. I took hold of the Accused's left arm.
- Q. With your right arm or left arm? - A. With my right.
- Q. What about Brophy? - A. I do not know he took hold of Mr. Moreland's right arm.
- Q. Was that by the wrist, putting his arm up his back, or what? - A. I do not know.
- Q. But clear enough he took the right arm and you took the left? - A. Yes.
- Q. Now, Moreland had stumbled over. Did you help him up? - A. He was in the process of getting up anyway.
- Q. So - A. He did not just get up.
- Q. There was a certain amount of assistance from you and Brophy? - A. Yes.
- Q. Did either of you get him by the back of the neck and yank him to his feet? - A. Not that I can remember, no.
- Q. When you were in the region of that bridge, did you see anyone famous? - A. I did not, no.
- Q. I have a little photograph of who I mean. It is photograph 9, Exhibit 30. Can you look at that? (Handed) Do you recognise a figure on the floor being helped to his feet? - A. Yes.
- Q. Who is it? - A. Mr. Scargill.
- Q. Who is the Officer holding Mr. Scargill's right arm? - A. No idea.

- Q. Do you not know him? We think he is from Liverpool, you see.
Do you know him? - A. No.
- Q. Who is the man at the front of the picture? - A. Inspector Bennett.
- Q. Does that photograph help you to remember anything at all about the arrest of Mr. Moreland, placing it? - A. No.
- Q. Did you ever see that scene there - Policemen, two of them, helping Mr. Scargill to his feet? - A. No, I did not.
- Q. Do you remember seeing that grass banking with some fencing behind it? - A. Not particularly, no.
- Q. You see, that is over the bridge. You do not remember? - A. I would have to take your word for it.
- Q. It means nothing to you at all? - A. No.
- Q. Might it have been in that region where you arrested Mr. Moreland? - A. I cannot remember. That means nothing to me.
- Q. When he fell over, did he fall onto grass or not? - A. I cannot remember.
- Q. So you do not remember any of those little trees being around when you arrested him? - A. No.
- Q. Well, can I just tell you this, and it is not to be taken as gospel, but I understand there will be some evidence from the Prosecution, that an Officer called Austin is one of the Policemen helping Scargill to his feet and he sees Scargill fall at about 11.35? - A. If you say so.
- Q. That is just to give you an idea that photograph must be taken about 11.35 if this Officer is right? - A. Yes.
- Q. Where do you think you were at 11.35, taking it you were deployed at 11.15? - A. No idea.
- Q. Twenty minutes after you were sent to the back of the cordon. Where do you think you would be? - A. Can you say that again?
- Q. I am assuming Inspector Bennett made a right note in your PSU that you were sent to the back of the cordon? - A. This is at the very beginning when we first got there?
- Q. Let me tell you what it says - and I accept that you have nothing to do with making this up - but what your Inspector has written is, "11.15, using short shields. Involved in charges, stone-throwing, demonstrators"? - A. Yes.
- Q. Now, the entry that precedes that in your book says, "Deployed at the front of the works". That is when you would be standing about in the car park? - A. I imagine so.
- Q. Because nobody would describe for one minute the cordon in the position where it was when you join it is in front of the works? - A. I would not imagine so.

- Q. So what he seems to be talking about when he puts 11.15 down is when you went to the back of the cordon? - A. The very first time, yes.
- Q. You went there for the first time at 11.15? - A. If you say so.
- Q. Where do you think you were at 20 minutes later when this photograph is taken? - A. By then, probably broke through the line.
- Q. Because I really do want to be clear about this. There is a period of 20 to 30 minutes when you are standing there with your shield in a pile with the others? - A. Yes, there was a period of time.
- Q. Do you think that 20 minutes after you were sent up to the cordon you were standing there with your shield in a pile or do you think you would have gone through the line? - A. It could be one or the other, I do not know.
- Q. So it sounds as if you are either standing behind or else you are in the course of the first charge, does it not? - A. It sounds like it.
- Q. You and I have talked about 20 to 30 minutes standing behind, the shields in a pile, then a charge and then ten minutes standing there whilst the long shields came round you? - A. Yes.
- Q. So it sounds as if, between us, we have covered this morning all the time between your deployment and 20 minutes afterwards? - A. It would seem so.
- Q. Could I ask you to look at photograph 8 in the Wakefield bundle? (Handed) Could you also look at photograph 9 and look at them together? Can you see in photograph 9 a man, who is not a Policeman, bending over Mr. Scargill? - A. Yes.
- Q. The fattish chap with a blue shirt? - A. Yes.
- Q. In photograph 8 he is being chased by a Policeman? - A. Yes.
- Q. Look at something below the Policeman and that man on the floor? A. Yes.
- Q. You can see there is perhaps a person lying there, can you not? - A. Yes.
- Q. You can see the left leg of the fat man in the blue shirt which is across the view of the person on the floor. You can see his right leg is forward, his left leg is a little bit back, above the blue that is his leg, I suggest there is Mr. Scargill's pale shirt? - A. I could not tell from that.
- Q. And I think what is happening there is that Mr. Scargill has his right leg up in front of his face because you can see a dark blue shirt in front of the pale blue shirt? - A. I could not see from the photograph.
- Q. I am suggesting it is quite likely that Mr. Scargill is on the

floor behind the Officer chasing the fat man on photograph 8? -
A. I would not say so looking at that photograph.

Q. You would say not? - A. I could not identify anyone.

Q. The point I am making is that it looks as if photograph 8 is taken only a few seconds before photograph 9? - A. It is hard to tell.

Q. There certainly has, between the two photographs, been time to clear away the people at the front of photograph 8. Can you not find any people at the front? - A. Do you mean the Police Officer there?

Q. On photograph 8 there is a man with blue jeans and no shirt? -
A. Yes.

Q. Bending down surrounded by Policemen with riot shields? - A. Yes.

Q. Liverpool Policemen with riot shields? - A. I would not know from that photograph.

Q. What about the chap at the front with his truncheon there? Can you see the Officer I mean? - A. The one on the right?

Q. Yes. My case is that that is you. Do you think that might be you or not? - A. Not from that photograph, no.

Q. You cannot tell? - A. I could not recognise anyone on there, no.

Q. So you do not know whether that is you or not? - A. No.

Q. You see, if you look at the two photographs together again - Inspector Bennett is at the front on photograph 9 but it certainly is not Inspector Bennett the figure I have pointed to on photograph 8, is it? - A. It would not appear so, no.

Q. Because he has got a different shield to start with? - A. Yes.

Q. And he does not really look the same. He is a shorter man on photograph 8? - A. It has got a different shape and a different surround to it.

Q. Bennett is this man here on photograph 9? - A. Yes.

Q. And the man I say might be you on photograph 8 at the front has got the kind you were carrying? - A. Yes.

Q. JUDGE COLDS: With the black surround? - A. Yes.

Q. MRS. DAIRD: Now, look at photograph 8. You have looked at a group of people, one of whom has a blue shirt standing over Mr. Scargill. Look at the group next to that group. Can you see a Police Officer there with a shield that looks like Bennett's shield? - A. Yes.

Q. Bending over a man in a denim suit? - A. Yes.

Q. With ginger hair and a beard? - A. I could not really tell. I

could not tell if is ginger or brown.

- Q. That man is holding his head? - A. He has his arm raised towards his head, yes.
- Q. Did you see that scene? - A. I cannot recall it, no.
- Q. Because what I want to suggest to you it shows is, first of all, knelt on the ground holding his head, is Mr. Moreland, the man you arrested? - A. I could not tell from that photograph.
- Q. You can look at him now. Stand up, Mr. Moreland. (The Defendant, MORELAND, stood up) He has shaved his beard and cut his hair. Do you recognise him at all? - A. Yes.
- Q. That is Mr. Moreland, is it not, on the photograph? - A. I would not know.
- Q. Who do you think is the man standing over Mr. Moreland? First of all, is it you? - A. Well, I have not said that is Mr. Moreland in the photograph.
- Q. Who is standing over the ginger or brown-haired man in the photograph? - A. I have not got a clue.
- Q. Is it you? - A. Well, not with that type of shield, no.
- Q. What rank are you? - A. Constable.
- Q. What rank is the man standing over the man who may or may not be Mr. Moreland? - A. He could be anything.
- Q. He could be anything. It is a blurred photograph? - A. Very, yes.
- Q. Look at the Officer's buttons on his chest. Can you see the way the blurring of that goes. He is moving downwards so the buttons are blurred in a downward direction. Can you see that? - A. It may mean the camera is moving downwards.
- Q. But the movement in the picture is downwards so the blur is downwards? - A. Yes.
- Q. Now look at his shoulder where his badge of rank is. Remember which way the photograph is blurred. He is an Inspector? - A. I could not say from that photograph.
- MR. WALSH: If it helps the witness and Jury I have got a magnifying glass and I am handing it over. (Handed to witness)
- Q. MRS. BAIRD: Do you think that is an Inspector? - A. I could not say from the photograph.
- Q. Would you look at Exhibit 40, the single black-and-white photograph? It is a close-up of Mr. Moreland and a Police Officer. (Handed) There is Mr. Moreland and a Policeman in front of some trees? - A. Yes.
- Q. Who is the Policeman? - A. It is me.

Q. Just look at the number and the spot on your shoulder there and look back on the photograph and the man bending over Moreland in photograph 8. See if that helps you to decide whether he is an Inspector or not? - A. Quite possibly.

Q. Now look at photograph 9. That is Inspector Bennett. You can see his pips on his shoulders? - A. Yes.

Q. Do you think you are on photograph 8 at all? - A. I could not say from that.

Q. JUDGE COLES: Do you say that is Inspector Bennett behind in photograph 40? - A. No.

MRS. BAIRD: I am sorry, I jumped back to photograph 9 to show the pips on Inspector Bennett's shoulders.

Q. You cannot say whether you are on photograph 8? - A. Not from that photograph, no.

JUDGE COLES: Before you go any further I have a note from the Jury and I think counsel ought to see it. (Note shown to counsel)

MR. WALSH: Obviously none of us know the answer.

JUDGE COLES: It is a question that obviously interests a member of the Jury.

MRS. BAIRD: It is clear on photograph 9.

JUDGE COLES: The message simply reads, "Do Inspectors wear brown gloves?" The answer is, we do not know yet but it may be that now you have raised the matter it may be asked.

Q. MRS. BAIRD: Look at photograph 9 and Inspector Bennett's right hand. What colour is his glove? - A. Brown.

Q. Now look at photograph 8 and the hand behind Moreland's head. Has that got a brown glove on, do you think? - A. It would appear it has, yes.

Q. I say that is a photograph of Mr. Moreland being arrested. What do you say? - A. I cannot tell from that photograph.

Q. I thought you arrested him? - A. I have not said that is Mr. Moreland on that photograph. I cannot identify him on that photograph.

Q. The evidence will be that that photograph is taken on the 18th June, shortly before 11.35. Let me put it to you quite plainly: that is a photograph of Mr. Moreland being arrested and you are not arresting him? - A. I cannot identify

Q. Well, if that is a photograph of Mr. Moreland being arrested, you are not arresting him? - A. If that is.

Q. An Inspector with a brown glove on is arresting him? - A. Yes.

- Q. Did that Inspector get hold of him by the scruff of the neck, walk him over the grass verge on the road and hand him over to you? - A. No.
- Q. And say, "Take this one"? - A. No.
- Q. Because that is how you first came into contact with Mr. Moreland, is it not? Some other Officer handed him to you? - A. No, that is not correct.
- Q. And what may have happened is that Inspector Bennett was the Officer who took Mr. Moreland by the back of the neck, walked him off the verge in photograph 8, deposited him with you and then turned left and walked up the road again in photograph 9. Did you see that happen? - A. No, I did not.
- Q. Did you see any Liverpool Inspector hit Mr. Moreland with a shield and then get hold of him with the scruff of the neck like that photograph shows? - A. No.
- Q. If that time from the Policeman who is going to give evidence is right, photograph 9 is 11.35, photograph 8 is a few seconds earlier, so, let us say, it is 11.30. Where were you at 11.30? - A. I do not know where I was at any precise time.
- Q. Let me give you a clue. Mr. Moreland's detention sheet says he was arrested at 11.23. Now, where were you at 11.30? - A. At 11.30 where was I?
- Q. Where were you? - A. I might be on my way back up to the front at that time, if he was detained at 11.23.
- Q. That is what the detention sheet says. He was arrested at 11.23. So where were you at 11.30? - A. If he was arrested exactly at 11.23, by the time I got back to the charge office, I would either be at the charge office or on my way back up.
- Q. I asked you where you thought you were at 11.35 and you said you were either waiting behind the line for the first charge or you had gone through on the first charge? - A. I cannot remember the times then if anything happened.
- Q. You are very vague about all this? - A. Unfortunately, I had my watch in my pocket. I never referred to it once.
- Q. Unfortunately, you have been telling lies about how Mr. Moreland was arrested. You had Moreland handed to you by an Inspector, did you not? - A. No, that is not correct.
- Q. And he certainly did not say, when he handed him to you, anything about "Take it easy, I did not hit anyone"? - A. Sorry?
- Q. Do you say Moreland spoke to you? - A. He spoke, yes.
- Q. And he said what? - A. "Okay, okay, take it easy. I did not hit anyone".
- Q. He did not say that at all, did he? - A. I heard him say it.

- Q. When you got hold of Mr. Moreland, was he a bit stunned? - A. Not noticeably, no.
- Q. Did he not quite know where he was? - A. Not that I noticed.
- Q. Was he visibly hurt when you got hold of him? - A. I cannot remember seeing any injuries on him.
- Q. Do you remember that he had a beard and longer hair that day? - A. I remember his beard, yes.
- Q. Was there anything noticeable about his face, perhaps in the area of his beard, when you got hold of him that you spotted? - A. Not particularly, no.
- Q. Do you think you would have noticed if his mouth was bleeding when you got hold of him? - A. I may have done.
- Q. Was it? - A. I cannot remember if it was.
- Q. Do you think that means it was not? - A. I have no idea. I cannot remember his mouth bleeding.
- Q. But the only time you saw Mr. Moreland running away was when he fell over backwards? - A. Yes.
- Q. Would you look at Exhibit 41. You have looked at that and identified it as Mr. Moreland and your colleague, Brophy. There are those of us who think Mr. Moreland has a cut lip on that? - A. There is a mark on his top lip, yes.
- Q. Do you think there is blood, in fact, on his top lip there? - A. I could not say from that photograph, no.
- Q. You never noticed he had a cut face at any time, is that right? - A. No.
- Q. Between his arrest and you leaving Brophy you left Brophy with Moreland in the detention centre, did you? - A. Just as that was being taken.
- Q. And you did not leave Moreland's company between those two points - between the arrest and that picture? - A. No.
- Q. If he has got a cut face on that picture, can you tell us anything that happened between arrest and that picture that might have caused a cut lip? - A. No, there was nothing.
- Q. He did not get a fist in his face as he went through the cordon from a Policeman? - A. Not that I can remember.
- Q. It might have? - A. No, I certainly did not notice.
- Q. Might it have happened? - A. I did not notice.
- Q. Were people getting fists in their faces from Policemen as they were going through the cordon? - A. Myself and Constable Brophy were on either side and we just took him through the lines.

- Q. But nobody fist him in the face? - A. I did not see anybody.
- Q. Did you see any prisoner hit in the face as he went through the line? - A. I did not see. Once I had taken my prisoner I do not know what was happening behind me.
- Q. Would you look at Exhibit 21, photograph 5, particularly the expressions on your colleagues' faces? - A. Yes.
- Q. Look at the Officers to the right. Do you remember that scene? Those Officers looking at your approaching group in that way? - A. I do not remember those faces in particular.
- Q. Do you remember expressions of that kind? - A. No.
- Q. JUDGE COLES: Well, how would you describe those expressions on that photograph? - A. They all look a bit expressionless.
- Q. MRS. BAIRD: You do not think they look as though they are going to punch Moreland as soon as he goes near them? - A. No.
- Q. In particular, the one with his sleeves rolled up. You do not think he has got a menacing nature at all? - A. No.
- Q. Did you treat Mr. Moreland with consideration whilst he was in your custody? - A. Yes, of course.
- Q. You did not twist his arm up his back and twist his wrist at the top of his arm? - A. No.
- Q. Do you want to look again at Exhibit 40 - the close-up of you and Mr. Moreland? He will say, on that photograph, you have got his arm up his back and his wrist twisted. Have you? - A. No.
- Q. Look at the expression on your face on that photograph. What do you describe it as? - A. I do not know what you mean by that.
- Q. You do not think it expresses anything? - A. Not particularly.
- Q. Were you inflicting pain on Mr. Moreland? - A. No.
- Q. Do you think he looks as if he is in pain on that photograph? - A. Slightly, yes.
- Q. Can you think what is making him look slightly as if he is in pain? - A. I have not the slightest idea, no.
- Q. You can see closely enough on that photograph that he has not got a cut face on it? - A. It would not appear so.
- Q. There is yet another photograph of you and Mr. Moreland which is Exhibit 40a. Can you see the two Officers this time and Moreland? - A. Yes.
- Q. Can you see where you are on that photograph? - A. Yes.
- Q. You appear to be coming off the bridge? - A. It could well be, yes.

- Q. That seems to suggest you arrested Moreland either on the bridge or over it, does it not? - A. Yes.
- Q. What is Mr. Brophy carrying? - A. A long shield with his left arm.
- Q. Did you see Mr. Brophy come into possession of that long shield? - A. No.
- Q. Did you see him exchange shields that morning? - A. No.
- Q. First have one kind and then a different kind? - A. No, I did not notice.
- Q. I think if you look at Exhibit 40 and keep Exhibit 40a beside you, he identified himself I am sorry, it is Exhibit 21, photograph 5. Now, he said to me yesterday that he had a short shield in his hand on that photograph? - A. Yes.... I am sorry, on that photograph?
- Q. Yes, do you agree? Do you remember whether he had or not? - A. I do not remember. I was ahead of him so I do not remember.
- Q. You do not remember what he was carrying because you were ahead of him in that photograph? - A. I do not remember.
- Q. You see, in photograph 40a he has a long shield? - A. It would appear so.
- Q. And 40a is taken before Exhibit 21, 5, do you agree? - A. I would not know from the scene.
- Q. The railway bridge is up here and you walk down to the sub-station by then? - A. I do not recognise the scene at all.
- Q. Please now take Brophy's statement and also your own statement
- Q. JUDGE COLES: Can we just look at photograph 40 and 40a? What has happened to your tie? - A. I took it off. It is only a clip-on tie. You unclip it and push it through the hole.
- Q. Is that because you were hot? - A. Very, yes.
- Q. (Statement Handed) Would you look at the signature alleged to be yours on the front of Mr. Brophy's statement, $\frac{1}{2}$ " from the date? - A. Yes.
- Q. Would you look at the signature said to be yours by you on your own statement, again $\frac{1}{2}$ " from the wrong date again? - A. Yes.
- Q. Look at the two. Did you write both of them? - A. Yes, I did.
- Q. Is there anything you want to say to the Jury now you have looked at the two of them together? - A. They are both my signature.
- Q. Do you want to offer anything by word of explanation for anything now that you have seen the two together? - A. No, they are both mine.
- Q. You were not injured on the 18th June at all, were you? - A. No.

- Q. Do you often write your signature in lots of different ways? -
A. Yes, I have a different one on my warrant card from those two.
- Q. Can we have a look at it? - A. Certainly. (Counsel examined the warrant card)
- Q. Have you got a Barclaycard or a banker's card or driving licence? -
A. I think I have sent it off somewhere I have my driving licence here. (Driving licence handed to counsel)
- Q. You are the chap who wrote them. They are quite alike, are they not? - A. Not particularly.
- Q. You think they are different? - A. The middle name is missing off the warrant card for a start.
- Q. JUDGE COLES: You say those are different. Do you say they are different from the signatures on those two statements? -
A. They are all alike to me. I know they are my signatures but what they look like to somebody else I cannot
- Q. MRS. BAIRD: Have you anything else on you with your signature on it, please? - A. No.
- Q. You do not have a banker's card together with your cheque book? -
A. No.
- Q. Can you look at those items in front of you and look at your own statement and the signature there? - A. Yes.
- Q. You write sloping slightly forward on all three? - A. It depends ...
- Q. JUDGE COLES: You are asked to describe the signature on those three items - your warrant card, your driving licence and your own statement - and you are being asked whether you agree that your handwriting on those three items slopes forward? -
A. I thought I was being asked how I signed
- Q. MRS. BAIRD: That is what I wanted to know? - A. They seem to slope, yes.
- Q. They seem to slope forward. Do they slope to the right? -
A. Yes, to the right.
- Q. Look at your signature on Mr. Brophy's statement. Does that slope to the right or to the left? - A. Half-and-half really. The first part slopes to the left. The rest is central really.
- Q. We are looking at the same thing, are we? Your alleged signature immediately under Brophy's immediately under the date, the 19th June, slopes to the left? - A. As far as I see it, my name is straight up.
- Q. JUDGE COLES: You say the first half slopes to the right
A. Yes, the "D" and "N" and then the "OORE"
- Q. MRS. BAIRD: What are you looking at? - A. This.
- Q. That is a photocopy. Are you right-handed? - A. Yes.

Q. Is Brophy? - A. I do not know.

Q JUDGE COLES: I notice he is putting his warrant card away but, before he does, in view of his evidence, ought not the Jury to see it?

MR. WALSH: Certainly they should. (Shown to Jury)

JUDGE COLES: There is no question of being handwriting experts here, members of the Jury. It is whether you agree with this Officer when he says, "That is a description of my writing" or not.

MR. WALSH: Perhaps they should see both the warrant card and the driving licence. We think the warrant card should remain in Court as an exhibit and not be photocopied.

THE WITNESS: I am on duty tomorrow.

JUDGE COLES: You will have to rely on Mr. Walsh.

MR. WALSH: I will try and make some arrangements

MRS. BAIRD: We could photocopy just the signature and leave the photograph off.

MR. WALSH: I will make arrangements to do what is as convenient as possible.

Q. MRS. BAIRD: May I finish where I started? Write your name on there the way you wrote it on Brophy's statement for us, six times, if you please (Paper handed to witness)

JUDGE COLES: Is he to look at Brophy's statement before he does it?

Q. Do you understand what you are being asked to do? - A. Just to sign my name

Q. You said you signed your name in different ways sometimes? - A. I just sign my name.

Q. Well, counsel says that your writing appears to be different on one document than on the other. I do not know whether you agree with that or not but you are being asked to sign your name as it appears on Mr. Brophy's statement so look at Mr. Brophy's statement - A. When I signed that I was leaning on the back of

Q. You are being asked to reproduce as necessary the conditions you were in and sign it. (The witness went on the bench and signed the paper on the arm of a chair)

Q. MRS. BAIRD: Can you write your force number and the division you come from after your signature each time.

JUDGE COLES: This will be Exhibit 42a.

- Q. MRS. BAIRD: You have looked at Mr. Brophy's statement before you wrote that? - A. Yes.
- Q. And you have tried to write the signature the way you wrote it on Brophy's statement? - A. As I was asked to, yes.
- Q. Mr. Moore, did you try your best to make that signature look like the one on Mr. Brophy's statement? - A. Yes.
- Q. Were you present when Mr. Brophy wrote your name on his statement? - A. Can you say that again?
- Q. I said, were you present when Mr. Brophy wrote your name on his statement? - A. Write my name?
- Q. JUDGE COLES: Counsel is putting to you you did not sign your name at all? - A. Yes, I did.
- Q. And that, in fact, the other Officer, Mr. Brophy, signed your name for you? - A. No.
- Q. You are being asked whether you were there when he did it? - A. He did not.
- Q. MRS. BAIRD: You did not sign his name on his statement, did you? - A. No.
- Q. What about Sergeant Armstrong? Did he just sign his own name? - A. On Constable Brophy's statement? His signature is there, so ...
- Q. When did it get there? - A. No idea.
- Q. Certainly he did not witness your signature on that statement then, did he? - A. No idea. I cannot remember whether it was there when I signed it or
- Q. Mr. Moore, you have told lies about seeing Mr. Moreland throwing stones, have you not? - A. No.
- Q. You have told lies about who arrested him? - A. No.
- Q. You have told lies about how you came to make your statement up? - A. No.
- Q. Let us weigh the quality of your evidence. Look at Mr. Brophy's statement and your signature on it? - A. Yes.
- Q. Look at your own statement and your signature there on it? - A. Yes.
- Q. Hold them both in your hand. Now, look at the Jury and tell them, did you sign both those signatures? - A. Yes.

MRS. BAIRD: I have no further questions.

(Luncheon Adjournment)

(Cross-Examined by MR. MANSFIELD)

- Q. Would you look at Exhibit 30, Officer, the Wakefield

photographs. Would you just look through there at photograph 4? You are a Merseyside Officer and I am asking each one that comes. Now, try to identify who the Merseyside Officers are. I appreciate you may not know Officers from other PSU's. In that photograph there is one who is suggested by two witnesses now that the one second from the left next to the Sergeant who is walking back towards the bridge is Inspector Bennett with his brown glove or gloves? - A. Yes.

Q. Do you agree that looks like Mr. Bennett? - A. That one there?

Q. Yes? - A. I would say so as well.

Q. I want you to look at other Officers in that photograph, particularly the ones nearest the camera with the square shields. There is one near the coping stone where you can see his face and one just behind as well. Can you tell us who they are, please? - A. No, I cannot.

Q. You cannot tell who either of them are? - A. No.

Q. Looking at the photograph generally, is there any other Officer in the photograph who you know or any name? - A. They are not all Merseyside Officers.

Q. I appreciate that but, of the ones there are, are there any that you recognise? - A. No, only Inspector Bennett.

Cross-Examined by MISS RUSSELL

Q. You said, in answer to Mrs. Baird's questions this morning, that you had not seen a copy of your statement before you came into Court to give evidence, is that right? - A. That is correct.

Q. You had not seen it just before you came into Court or, indeed, in the last week? - A. That is correct.

Q. Or, indeed, at any time since whatever date it was you made it? - A. That is correct.

Q. Does the same apply to Police Constable Brophy's statement? - A. Yes, the last time I saw that was when I signed it.

Q. So we can take it that the last time you saw Police Constable Brophy's statement, you are saying, is the 18th June, 1984? - A. That is correct.

Q. And the last time you saw your own is on some unknown date when you, in fact, signed it? - A. Correct.

Q. Had you seen any of the photographs that you have been shown in Court before today? - A. No.

Q. None at all? - A. No.

Q. Not a single photograph have you been shown before you came into this witness box? - A. No.

Q. Are you sure about that? - A. Yes.

- Q. So we can take it that all your evidence has been based on your memory of last year? - A. That is correct.
- Q. I want to ask you about your memory of last Saturday which should be a bit better because it is a little more recent. Do you remember last Saturday? - A. Yes.
- Q. You were on duty, were you not? - A. Yes.
- Q. At Garston Police Station? - A. Correct.
- Q. Did someone come to see you at Garston Police Station on Saturday? - A. I cannot recall, no.
- Q. Did a South Yorkshire Detective come to Garston Police Station on Saturday? - A. Not that I saw, no.
- Q. And the reason, so you can understand it, for that South Yorkshire Detective coming on Saturday was because Mr. Walsh, on behalf of the Crown, had asked that any Officers who were giving evidence should have sight, to see if they could make any identifications, of the photographs? - A. No, I do not remember.
- Q. You do not remember that? - A. No.
- Q. You see, I want to put you clearly in the picture so you can know what the position is to see whether you will change your answer in any way to what you have just said. Do you remember being in a room with Police Constable Brophy on Saturday and being shown photographs by a South Yorkshire Detective? - A. No, I do not remember.
- Q. Well, if we were talking about something a year ago one would imagine that "don't remember" might be a fair enough answer but as we are only talking about something which happens the Saturday before you are giving evidence in front of this Jury is it "I don't remember" or did it not happen? - A. I cannot remember.
- Q. Are you saying it might have happened and it just slipped your mind? - A. It may well have done. I cannot remember.
- Q. Officer, is it usual that a couple of days before you are giving evidence in Court an Officer from another Force comes and gets a whole group of you in a room to look at photographs? - A. I would not have thought so.
- Q. It is not a usual occurrence? - A. It has never happened to me before.
- Q. So, if it happened to you this Saturday, it is not something that is likely to have missed your mind now I am asking you questions? - A. I do not remember it happening.
- Q. What were you doing on Saturday? Let us see how good your memory is. You were on duty? - A. I was on mornings - seven until three.
- Q. That takes you into the afternoon - in the same small squad

- Q. as Police Constable Brophy? - A. Yes.
- Q. And other members of your PSU from Garston? - A. I cannot remember how many were at Garston now that date.
- Q. You say you are familiar with the names in your PSU? - A. Yes.
- Q. Did you see any of those Police Officers around Garston Police Station on Saturday? - A. Not that I recall, no.
- Q. Police Constables Scotland and Jones from your PSU - did you see them on Saturday? - A. Yes.
- Q. Police Constable Lutas? - A. Yes.
- Q. You saw all those Officers on Saturday? - A. Yes.
- Q. All on duty? - A. Yes.
- Q. And you do not remember that all of you were called to a room and seen by a South Yorkshire Detective with photographs? - A. No.
- Q. Just to make it quite clear so you understand the position - Police Constable Brophy suggests that you were in that room with those other Officers? - A. I do not remember.
- Q. You do not remember that as something that happened on Saturday? A. No.
- Q. Have you any recollection at all of having your statement with you on Saturday? - A. No.
- Q. Did you have a copy of your statement? - A. No.
- Q. So, again, if Mr. Brophy says that he saw your statement on Saturday, it cannot have been you that showed him it? - A. It was not me, no.
- Q. Apart from the possibility of someone forging your signature, Officer, there is no possibility that somebody else forged your identity and is wandering around Garston saying they are Police Constable Moore, is there? - A. I would not think so.
- Q. There is no other Police Constable Moore in your PSU, is there? - A. No.
- Q. You have no recollection at all of any incident like that on Saturday? - A. No.

Cross-Examined by MR. GRIFFITHS

- Q. You have told us, Officer, that you knew all the members of your PSU? - A. I think I could recall the names. If you read the names out I could verify if they were there.
- Q. Well, I certainly can. I was going to do it with your

Inspector Bennett when he came but you were there on the day. Did you know them, or the majority of them? You said you knew them all? - A. Yes.

- Q. So did you know them by their first names? - A. Not all of them.
- Q. Which Officers in your PSU did you know by their first names? - A. Do you want me to say them all?
- Q. Tell us the ones you knew in your PSU by their first names? - A. Constable John Lutas, David Scotland, Paul Jones, Thomas Brophy, Sergeant Thomas Armstrong, Sergeant Mordley -Robin, Clive Finch I cannot think offhand of the others.
- Q. Have you been deployed with those Officers that you have named on other occasions as a single PSU since the 18th June of last year? - A. Yes.
- Q. On approximately how many occasions? - A. Well, I have been on PSU five times but it is a different group every time you go so it might have been one or two or maybe more.
- Q. Did you know, amongst your PSU on the 18th, Police Constable Paul Douglas? - A. I did not know his first name. He is a Sergeant now.
- Q. Is he a little older than you? - A. I do not know.
- Q. We have heard, Officer, that after the 18th, on this trip from Liverpool, your PSU remained the rest of the week, returning to Liverpool on the Friday? - A. Friday afternoon, yes.
- Q. And in that week you were billeted altogether initially? - A. Yes, that is right, about six to a room depending on the accommodation.
- Q. During that week, no doubt, you not only worked but you had periods of leisure? - A. That is correct.
- Q. You were all away from home. I am not going into detail but generally, did you go out on an evening's drinking and the like and enjoying yourselves? - A. Generally.
- Q. Now, during that week after the 18th August how many persons did you come to realise your PSU had arrested on the 18th? Do you understand the question? - A. I was not aware of any number.
- Q. You knew that, according to you, you had arrested one. Are you saying that there was no loose talk amongst you and your colleagues over a pint or anything like that that led you to understand that more than just your arrested person was arrested? Is that what you are saying? - A. I knew more than one had been arrested initially.
- Q. My question was this: during the week that followed before you returned to Liverpool, how many persons approximately did you come to understand were arrested by your PSU? Now, that is a pretty clear question? - A. There was never any number quoted to

me. I have no idea how many were arrested.

- Q. Do you mean there was no talk amongst you as to how many had been roped in? - A. Arrested? Not to me, no.
- Q. Was there any mention during that week of Mr. Scargill? - A. Between us?
- Q. Yes? - A. We knew he was there on the Monday.
- Q. You knew he was there and no doubt you have television in your barracks? - A. Yes.
- Q. And no doubt you saw the News and it was all over the News that Mr. Scargill had incurred an injury on the 18th. You came to know that? - A. Correct.
- Q. Now, was there any discussion amongst you and your colleagues as to how Mr. Scargill had incurred that injury or had become injured on that day? - A. No.
- Q. Was the topic mentioned? - A. No.
- Q. Not? - A. No.
- Q. Did you come to know that one of your members of your PSU had actually gone to Rotherham Hospital in the same ambulance as Mr. Scargill? - A. Yes.
- Q. You did? - A. Yes.
- Q. It was Paul Douglas, was it not? - A. I believe so.
- Q. Did Paul Douglas tell you that himself? - A. Yes, he did.
- Q. If he told you that himself, presumably he told you, or explained, how it came to be that he was travelling in an ambulance with Mr. Scargill to Rotherham General Hospital? - A. I recall him saying he had been in an ambulance and Mr. Scargill was next to him but I am not sure what he was doing in the ambulance.
- Q. According to you, he never explained to you how it came to be he was in that ambulance? - A. Not that I can recall.
- Q. Did he tell you, at any stage, that the reason why he was in the ambulance was that he was accompanying an injured picket to hospital? - A. No, he did not.
- Q. So does your evidence amount to this: that even though you are with the rest of your PSU all week, you had no idea that that PSU had arrested six persons, in fact, six out of the 15 here today? You had no idea that the level was that high, is that what you are saying to the Jury? - A. Yes.
- Q. There was no loose talk which led you to believe that? - A. No.
- Q. I suggest you are not telling the truth about that, Officer? - A. (No response)

Cross-Examined by MR. REES

- Q. Mr. Moore, do you remember whether Mr. Moreland was given any reason for his arrest? - A. Yes, he was told at the time by Constable Brophy.
- Q. What reason was he given? - A. He was told he was being arrested for taking part in an unlawful assembly.
- Q. Now, do you know whose idea it was to arrest him for that specific and fairly rare offence? - A. I do not quite get the question.
- Q. He was arrested for taking part in an unlawful assembly. He was not arrested for threatening behaviour or assault on Police. Whose idea was it, yours or Mr. Brophy's, that he should be arrested for that specific offence? - A. Constable Brophy arrested him. I just assisted in the arrest.
- Q. Did it come as a shock or a surprise to you that he was arrested for unlawful assembly? - A. Not necessarily, no.
- Q. Were you expecting arrests to be made for unlawful assembly? - A. Yes, at the scene.
- Q. Why were you expecting that? Had there been any discussion about it beforehand? - A. Not as such, no.
- Q. What about at any stage? - A. We did not say, "We will arrest people for this today".
- Q. For what? Unlawful assembly? - A. Yes, we did not.
- Q. That was not the strategy at the beginning? - A. No.
- Q. Do you know how it came about he was arrested for unlawful assembly as opposed to something else? - A. No.
- Q. No idea? - A. No.
- Q. There was no discussion about it that you were aware of? - A. Not that I am aware of.
- Q. No order that if people were arrested they should be arrested for unlawful assembly? - A. I cannot remember an order, no.
- Q. Certainly you were not told by any senior Officer - Sergeant, Inspector or upwards- that arrests made by your PSU were to be for unlawful assembly? - A. I was not, no.
- Q. We come back to the question I asked you earlier - were you not a little surprised then when Police Constable Brophy, out of the blue apparently because there had been no discussion about it, came out with "unlawful assembly"? - A. I was not surprised, no.
- Q. Was there no discussion in the van when you were waiting to be deployed earlier in the day about what offences arrests

would be for? - A. There was no discussion, no.

Q. Did you know that all six of the arrests undertaken by your PSU that day were, in fact, for unlawful assembly? - A. No, I was not aware of that.

Q. That is the first you have heard of it today? - A. Yes.

Q. Does that surprise you? - A. Not particularly, no.

Q. Were you not surprised that it was not threatening behaviour? - A. I was not surprised, no.

Q. Did you speak to Mr. Brophy afterwards and say, "Why did you do him for that?" - A. No.

Q. You never raised the question? - A. I never asked him.

Q. Did you chat to the other boys in the PSU about what they had made arrests for? - A. No.

Q. You are telling the truth, are you not? - A. Oh, yes.

Q. What is your understanding of "unlawful assembly"? - A. Assembly for an unlawful purpose. They were there for an unlawful purpose. It was a mass picket.

Q. Do you have there an album of photographs, Exhibit 21, photograph 8? That is a photograph showing apparently two men who have been detained being led away by two pairs of Officers? - A. Yes, that is correct.

Q. Would you look at the trio of people on the left of the photograph and take it from me that the arrestee in that photograph is a gentleman named Coston who is one of the Defendants in this case? - A. Yes.

Q. Do you see the two Officers with him? - A. Yes.

Q. They both appear to be Merseyside Officers? I say that because of the helmets? - A. Yes.

Q. Do you recognise either or both of them? - A. As far as I am aware the shin pads we were wearing did not strap on under our boots like that so either they are another division or from another Force.

Q. There are different kinds of shin pads. We see there on that photograph all the Officers, certainly three of them, have shin pads which are worn under the trousers and it appears to have some kind of strap which goes under the foot itself? - A. Yes.

Q. We have seen in other photographs - I think Inspector Bennett is wearing them - a form of shin pad which goes on the outside of the trousers and is strapped around at the back of the leg? - A. Yes.

Q. Are they different types of shin pads or can they be worn in

different ways? - A. I think there are three types. There is a small type which buckles on the back. They are the old ones ..

- Q. How far do they extend from the knee? - A. They go right down.
- Q. From the knee to the ankle? - A. Yes, and you put them on the outside and are either yellow or brown and there are old ones with buckles on the back.
- Q. What about the type on the photograph? - A. I have not come across the type with the elasticated bottom like that.
- Q. It follows from that you did not have those on? - A. I cannot remember what type I had on but it was not those. I have not seen that type.
- Q. What is the third type? - A. I am not sure whether we had them then. We have had them since. They are long and black and you put them underneath the trousers and have belcro fastening.
- Q. The same material as is in the shield just behind you? - A. Yes, the black material.
- Q. Now, back to that photograph, is it a fair inference from what you are saying then that Officers wearing the kind of shin pads shown in that photograph would not be from your PSU? It is not a trick question? - A. I definitely do not recognise that type of shin pad.
- Q. Do you recognise either of those two Officers? - A. Definitely not, no.

Re-Examined by MR. WALSH

- Q. Would you look at the big colour photograph with a magnifying glass, page 8, the blurred one? Now, it is suggested, or alleged, that the Officer apparently running on the right of that photograph - and there is only one who is obviously on the right - I think it is alleged on behalf of the Defendant, Moreland, that that is you
- MRS. BAIRD: That is putting it rather strongly. I said my case is that that was him.
- MR. WALSH: Let us see if we can deal with it in any event:
- Q. We all appreciate that photograph is blurred but, first of all, looking at it under the magnifying glass, is it possible to distinguish the features of the face of that Officer so you can say from that who it is? - A. No.
- Q. Would you look at the shoulder of the Officer, the only one we can see, his right shoulder, under the magnifying glass. Is there anything there to help you? - A. No.
- Q. We know that when somebody is moving, whatever badges there are become blurred in lines. How many lines do you see when

looking at it under that magnifying glass? - A. It is split into four. It looks like a collar number.

Q. Is there any Police rank that has four separate - A. There are four lines and then a silver dot. That would be a collar number plus a button. Four numbers of the Merseyside Police.

Q. Are the numbers spaced in that way so you would get on a photograph four lines parallel to each other or not? - A. It depends what type of number the Officer is wearing.

Q. Can you tell, therefore, whether that Officer is an Inspector, a Constable, or what? He is obviously not a Sergeant because he has not any stripes on. Look at it under the glass? - A. He is probably a Constable with a blue shirt.

Q. You can see the colour of the shirt, can you? - A. If that is what that is.

Q. I do not want you to guess. Can you say - A. To me it looks like he has got a blue shirt on.

Q. And are we to understand that, in the Merseyside Constabulary, Police Officers wear blue shirts and Inspectors wear white? - A. They did then.

Q. Would you look at the foot of the Officer under the glass? Even to the naked eye there is what looks to be a vertical line just in front of his heel? - A. Yes.

Q. Under the glass, can you tell what that is? - A. You cannot see for certain what it is.

Q. You have pointed that out on another photograph - the big black and white one, an Officer, not you, with Mr. Coston, wearing what you described as pads with something that goes under the shoe? - A. Yes.

Q. If you look at Exhibit 21, photograph 8, and look at the Officer further to the right of the photograph and look at his back foot which is raised? - A. Yes.

Q. There is a white strap or something like that? - A. Yes.

Q. Now, you say that your particular PSU did not have that type of fastening, or you personally did not? - A. As far as I am aware, the two van-loads of Officers of our equipment van did not have that type of pad in it.

Q. But, more particularly, what about you yourself? - A. That is the first time I have seen that type.

MR. WALSH: I have no other questions but can I deal with two matters before this Officer goes. I promised your Honour I would make enquiries about his warrant card. I have caused arrangements to be made that the warrant card can stay here and that he can be issued with a new one at Liverpool tomorrow provided he has a receipt from the Court stating where his

warrant card now is and I gather that document has been prepared.

JUDGE COLES: Yes, and I have signed it.

MR. WALSH: The other matter is this: my learned friend, Mrs. Baird, in the very first question she asked this morning, asked this Officer if he went back home to Liverpool last night. I am sure she will be content to agree that that arrangement was made yesterday evening with the agreement of those instructing me and those instructing her.

MRS. BAIRD: I made no point about that. I understand this Officer's wife has just had a baby. I have no right to stop him going up.

MR. WALSH: I thought it right to qualify it as I said in Court that he should stay here last night.

JUDGE COLES: You were not suggesting anything improper, Mrs. Baird?

MRS. BAIRD: No, the tenor of the questions was whether he saw Mr. Brophy. It did not really matter whether it was in Sheffield or Widnes.

MR. WALSH: Before I proceed to the next witness, can I make an application that the Exhibits that are the photocopy of Brophy's statement and the original of Moore's statement, the specimen signatures and the warrant card and driving licence be released into the custody of the Prosecution so I can do what I told my learned friend, Mrs. Baird, I would do as soon as this Officer had completed his evidence?

JUDGE COLES: Very well.

MR. REES: May I make an administrative application? There are two separate exhibits, one of which incorporates the other and there are two sets of photographs. One is Exhibit 17, the limited bundle of photographs, the other is Exhibit 30. Exhibit 30 incorporates everything that is in Exhibit 17. The suggestion which has kindly come from those who instruct me is that if the actual Exhibits 17 are returned to the Defence, we can make them up to the complete bundle so we will just have one Exhibit.

JUDGE COLES: Very well.

MR. MANSFIELD: The same applies to Exhibit 8.

MRS. BAIRD: I am conscious the blow-ups have not been exhibited.

JUDGE COLES: They are duplicates of Exhibit 30, numbers 8 and 9, and there have just been reproduced extra copies in a different size. I do not think they need specific exhibit numbers.

POLICE CONSTABLE PAUL DOUGLAS Sworn
Examined by MR. WALSH

- Q. MR. WALSH: Is your name Paul Douglas? - A. Yes.
- Q. You are a Sergeant in the Merseyside Police Force? - A. Yes.
- Q. Stationed at? - A. Marsh Lane, Bootle.
- Q. In June of 1984 were you a Police Constable stationed at Hope Street Police Station in Liverpool? - A. That is correct.
- Q. Is that suburban or central Liverpool? - A. It is central Liverpool, sir.
- Q. On Monday, 18th June of last year, were you at or near the premises of the Orgreave Coking Plant, Highfield Lane? - A. I was, sir.
- Q. Were you a member of a PSU? - A. I was, yes.
- Q. You were not a Sergeant at the time? - A. No, sir.
- Q. Who was the Inspector in charge of your PSU? - A. The Inspector was Mr. Bennett.
- Q. We know a PSU is split up into two halves. Who was the Sergeant in charge of your particular - A. Sergeant Moodley.
- Q. Had you been to Orgreave previously? - A. No, sir.
- Q. Have you been to Orgreave since? - A. Yes, sir.
- Q. When was the next time after the 18th June? - A. It was when I was on a PSU to this South Yorkshire Police Force. We were stationed at Bawtry. We were sent to Orgreave after being deployed at Silverwood Colliery. I do not know why

we were sent there. There was nobody there.

Q. Did you do any actual work or duty on that occasion? - A. Not at Orgreave, no.

Q. And approximately when was it, how long after the 18th June? - A. I think it would be October, sir. The end of October.

Q. So far as your PSU is concerned, how much, if any, training had you done as a member of a PSU before the 18th June? - A. Prior to the 18th June, 1984, I had been engaged in PSU training since approximately 1978.

Q. And how frequently? - A. Between 1978 and 1980 approximately once-or-twice a year. Once every six months, I think. After 1981 it became a bit more frequent, possibly three times a year.

Q. And when you trained, was that always with the same men or different men or how did it work? - A. My training would have been sometimes with the same Officers and, following a move from one Police Station to another Police Station, with the Officers I was working with at the time.

Q. Does that mean that groups of you from the same Police Station would go together for training? - A. That is correct.

Q. So far as those of you in your PSU on the 18th were concerned, those of you who were under Sergeant Moodley, had you trained with any of them before? - A. No, sir.

Q. Is there any particular reason for that or not? - A. After 1981 and the riots in Liverpool, the riot shield training became more frequent but roundabout this time it seemed to die a death and there was very little going on.

Q. What about those in the other part - Sergeant Armstrong's group. Had you trained with them? - A. No, sir.

Q. So how did it come about that, on the 18th June, you were in this PSU and in Mr. Moodley's section of it? - A. Basically because it was my turn to go.

Q. Was there a rota or something? - A. Well, there had been one PSU from my section prior to then but my wife

Q. Going to Orgreave? - Ad. No, one went to Wales and one went to Nottinghamshire, I think. On both occasions my wife was pregnant and then gave birth so I asked if I could particularly be excluded and my baby was four weeks old when I went on this one and I was told more-or-less, "It is your turn to go".

Q. So you go to Orgreave that day with this PSU? - A. Yes, sir.

Q. Do you remember about what time you got there? - A. We arrived at Orgreave about half-past-five in the morning, I think.

Q. And we know that you go in, I think, three vans? - A. That is

correct.

- Q. And what did you do when you arrived? - A. Immediately we arrived there was a lot of activity at the rear of the plant and requests were being made for PSUs to go to the rear of the plant itself. We had only been there about five-or-ten minutes. We parked the vehicles and received instructions to go to the rear of the coking plant.
- Q. When you talk of the "rear", so we know where you are talking about, can you be a little more specific as to what you called the front and the back? - A. The front I would call on Highfield Lane opposite the building the Police were using and we had to go through the coking works itself to get to the rear.
- Q. Would you look at a large aerial photograph that you may find. (Handed) Just take a moment to get your bearings on that. I think, without leading improperly, I can point to the fact that that small building where the Police had their HQ is where my finger is at the left-hand side of the plant? - A. Yes.
- Q. The road is Highfield Lane going across to the middle of the photograph and over the railway bridge and that is, in fact, uphill all the way and opposite that block there is the main gate to the coking works which are here? - A. That is correct.
- Q. Can you point to whereabouts you went first of all when you say you went to the back? - A. There is a small bridge over a brook or something. We were deployed to that area.
- Q. You are pointing at the farthest extremity of the plan, as we see it, towards the top of the photograph? - A. Yes, sir.
- Q. How long were you there about? - A. I think we were there for about half-an-hour, maybe 45 minutes.
- Q. Did you do anything while you were there? - A. No, we were instructed to put our equipment on and walk to the front by where the crowd had gathered.
- Q. You did not do anything at the back and then you were instructed to go to the front? - A. No, sir.
- Q. I am sorry? - A. As we were making our way to the back of the plant, we were told to put on our equipment, shin pads and helmet, and we got to the rear of the plant, we parked the vehicles and walked out with riot shields to just by where this bridge was. There was also a chainlink fence going all the way round. There were several hundred people there.
- Q. JUDGE COLES: So you were wearing your riot gear throughout the 30 - 45 minutes you have talked about? - A. Yes.

- Q. MR. WALSH: Were you actually called into action to do anything at that point? - A. We were told to walk down to the front but the crowd that was at the rear of the plant began to disperse and move back down to the front.
- Q. So when you came back round to the front whereabouts did you go? - A. On to the car park in front of the reception area for the coking works.
- Q. And if you can give us an estimate, about how long did you stay there before anything else happened? - A. A good few hours. Three-or-four hours.
- Q. Did a time come when you and your unit left the car park? - A. Yes, sir, from where we were parked we could hear a lot of noise, shouting, coming from our left which would be the fields by Highfield Lane.
- Q. If you could tell us whether you were facing uphill or downhill at the time? - A. Uphill, before the railway bridge. We could not see what was going on, although we could see missiles in the air. We could not see anything else apart from that.
- Q. We know that, during the course of that morning, a convoy of lorries went into the coking works lower down Highfield Lane, spent about an hour inside and then came out laden. Where were you when that happened? - A. We were on the car park when the vehicles came in. When the vehicles were getting ready to come out, we were deployed in full riot gear onto Highfield Lane.
- Q. Whereabouts onto Highfield Lane? - A. Not very far along. About a matter of only 20 yards, maybe less, up Highfield Lane from the coking plant. We were lined up across the road in that position when the vehicles left.
- Q. So presumably they would be passing behind you? - A. That is correct.
- Q. And what were you doing at the time the lorries went out behind you, your particular unit? - A. Nothing was going on in front of us. We were just standing in a line.
- Q. Facing which way? - A. Up Highfield Lane away from the plant towards the railway bridge. We stayed there until the vehicles left. Nothing was happening.
- Q. What did you do? - A. Went back into the car park.
- Q. How close to the cordon of Police Officers that was across both Highfield Lane and the field, which would be on the left of the road as you look up the hill, were you when you were out there at the time of the departure of the lorries? - A. From the position we were standing in on Highfield Lane, the field on the left, as far as I can remember there was nobody there. They had moved away from there. I personally was surprised to find out that green area was where the trouble was in the morning because it looked so quiet.

- Q. What time do you think this was when the lorries went out? -
A. I think it would be about 10 o'clock in the morning.
- Q. Well then, you are there with your unit and then you are
stood back down in the car park? - A. That is right.
- Q. How long were you in the car park? - A. We were in the car
park until about another one hour to one-and-a-half hours,
until we were called out again.
- Q. So, on your timing, that takes us to 11 to 11.30? - A. That
is correct.
- Q. Who called you out? - A. Well, we were standing on the car
park
- Q. Dressed how at that time? - A. Basically as I am now.
- Q. Did you have any riot gear on at that stage? - A. Cricket boxes,
that is all. While we were there in the car park I heard over
the radio the Police Control Room calling out for short shield
units.
- Q. So what did your unit do? - A. Inspector Bennett told us to
put our equipment on.
- Q. Did you do that? - A. We did, sir, yes.
- Q. And what equipment did you yourself put on? - A. Riot helmet,
shin pads, that was all and, of course, riot shield.
- Q. Was the shield that you had long or short? - A. Short, sir.
- Q. There are two short shields - one to your left and one below
to your right. They are different designs. Is either of them
similar to the one you had? - A. Yes, sir, this one.
- Q. That is the one with the black border. Having equipped
yourself in that way, where did you go? - A. We were told to
go out onto Highfield Lane to the rear of the main Police
cordon.
- Q. So just at the present moment you are in the car park and
then you have to go out to the rear of the main cordon? -
A. Yes, sir.
- Q. Would you be able to tell us whereabouts on Highfield Lane
the main cordon was - either by telling us how far you had
to go or looking at some photographs or something like that? -
A. As we left the main gate and turned left up Highfield Lane,
we travelled about 30 yards but we would be about 30 to 40
yards up Highfield Lane.
- Q. Would you like to look at the aerial photograph again and
possibly the album of photographs 9. We look up Highfield
Lane from a point slightly above the gate to the coking
works, the gate being on your left and behind you if you are
the cameraman? - A. Yes.

Q. Is there anything on that photograph or the next one that assists you or does the aerial photograph help you more? - A. From what I can remember, I think we would have been in much the same position as the photographer would have been when he took this one.

Q. That is photograph 1

JUDGE COLES: That was where the cordon was?

MR. WALSH: No, that is where they were:

Q. Is that right? - A. That is where we were. There were other Police Officers in front of us.

Q. So you are about in the position of the cameraman and how far ahead of you is the cordon? - A. Well, it was very deep. It must have been ten or more Police Officers deep and right across the road.

Q. Could you see where it extended to onto the field? - A. I cannot honestly remember, sir.

Q. Well now, what was happening as you got to the cordon? What could you see? - A. The first thing that caught our attention as we came up behind the cordon were missiles coming over the top. There was a barrage of missiles coming from the sky. We could not actually see through the Officers that were in front of us.

Q. Were you able to see anything of what was ahead of the Officers on the road or further up the hill? - A. Well, eventually I could see a mass of people.

Q. When you say "eventually", what do you mean? - A. Police Officers were falling down injured. Others were picking them up and moving them out of the way. There was a constant movement before we were given any instructions.

Q. When that movement took place, what were you able to see? - A. Males throwing things, things rolling down the road - oil drums - and a great deal of debris in general.

Q. Again, concentrating on this particular time, were you able to gain any impression of the numbers of people on the other side of the Police line? - A. At this particular time I reckoned there to be about 200.

Q. Here you are coming up to the Police line from behind it. What did you do when you arrived at that position? - A. We were told to form up. A senior Officer with a loudhailer was behind us and he told us to form up.

Q. So that was not Inspector Bennett? - A. No, sir, Inspector Bennett was at the front of us.

Q. Did you know this senior Officer or not? - A. No, sir, I did not.

- Q. Were you able to see what rank he was? - A. All I could see at the time was a white shirt so I knew he was an Inspector or above.
- Q. You are wearing a white shirt - A. At the time I was wearing a blue shirt.
- Q. So he gave the order for you to form up and did you? - A. Yes.
- Q. In what sort of formation? - A. In two lines basically - our PSU alongside the other half of our PSU.
- Q. Your half is ten people? - A. Yes.
- Q. Does that mean you are in two lines one behind the other? - A. No, sir, two lines at the side of one another.
- Q. And a gap between the two? - A. We formed up alongside each other but this time the main body of Police Officers were still together. They had not moved.

JUDGE COLES: So the cordon is across the road and their PSU is standing back from the cordon ten-deep?

- Q. MR. WALSH: In two lines of ten people? - A. Yes, sir.
- Q. Does that mean each line would have the Sergeant at the front? - A. That is correct.
- Q. And the Inspector would be where? - A. He was at the front as well.
- Q. You are told to form up by a senior Officer with the loudhailer and you form up. How long do you stay in this formation position before anything happens? - A. Not very long at all.
- Q. What happened next? - A. No sooner had we formed up than the instruction was given for the main body of Police Officers to split themselves apart.
- Q. Was that given by the same man with the loudhailer or somebody else? - A. I heard that on the loudhailer. I presume it was the same man with the loudhailer. It was coming from behind.
- Q. Did the cordon open up? - A. We were instructed to draw staffs, truncheons.
- Q. By whom? - A. By the chap with the loudhailer and the order was confirmed by Inspector Bennett.
- Q. So then what? - A. The main body was told to split and we were told to charge them.
- Q. Who said that? - A. Once again, the chap with the loudhailer.
- Q. Was that confirmed by Inspector Bennett? - A. No, sir, we were instructed to charge and, at that time, not to take prisoners, not to arrest anybody.

- Q. So what were you told to do, if anything, on the charge? -
A. To push them back up Highfield Lane.
- Q. Could you see what it was that required them to be pushed back up Highfield Lane? What was the reason as to why it was necessary for them to be pushed back? - A. They were hurling very many objects at us. There was a constant stream of missiles and the Police Officers without any protective equipment were being hit by the missiles being thrown.
- Q. Were you able to see whether any of the Police Officers in the cordon had any protective equipment? - A. I think some did.
- Q. Of what nature? - A. There was a line of long shields and also the Officers with the long shields had protective helmets on but behind those Officers were Officers in ordinary uniforms with ordinary helmets.
- Q. When you set off, did you know how far you were to go? -
A. Well, I naturally assumed we would be going until we were told to stop.
- Q. So had you any sort of knowledge of the exact distance? -
A. I did not know how far we were going to go.
- Q. How close to the front were you? - A. At the very front.
- Q. Just behind the Sergeant? - A. Yes.
- Q. When the Police lines opened up, did you go through in the same formation as you were standing or not? - A. As the main formation opened up we ran through and, as we got to the front, we basically split up.
- Q. Fanning out? - A. Yes, so we ended up in a line of about we covered the width of the road.
- Q. And about how far did you go? - A. About 50 yards to the other side by the Portacabin on photograph 2.
- Q. You had better point to it? - A. There.
- Q. That is the portable building on the right partly obscured by the bush? - A. Yes, sir.
- Q. And what was the situation as you went over that distance? -
A. There was still a lot of missiles being thrown from the middle of the rear of the group. The males at the front turned around and began to run.
- Q. You told us you went about 50 yards. How did it come about you stopped? - A. We received an order to hold our ground.
- Q. From? - A. I am not too sure. I think it was Inspector Bennett but I am not sure about that.
- Q. And did you hold your ground? - A. We stopped, yes.

- Q. What happened then? - A. The people who had run off from the front stopped on the road again - a bit like cat and mouse - and more things were thrown at us.
- Q. You had gone forward about 50 yards through the Police cordon that had broken to let you through? - A. Yes.
- Q. What happened to the Policemen that you had left behind in the cordon? - A. It was only when I stopped that I saw they had moved up behind us and we were in the same position or rather they were waiting behind us now for the next advance.
- Q. So they are now caught up with you? - A. Yes.
- Q. What is the next thing that happens? - A. There were large articles coming down the roadway - big gas cylinders, oil drums - there was a car there which had been burnt out, or a car that was on fire actually. I think we waited in that position. It seemed a long time. I think it must have been a couple of minutes.
- Q. And what? - A. Whilst in that position, before we had any orders to move on again, the biggest items which were coming down towards us and, indeed, in front of us were moved out of the way. We then received the order to charge again. All the time we were still under a barrage of missiles.
- Q. And when you received the order to charge again, did you do so? - A. Yes, sir. We were told to get to the bridge this time; "Go to the bridge".
- Q. Can you recall which Officer gave that order? - A. That one came over the loudhailer.
- Q. Does that mean they are still behind you? - A. Yes, sir.
- Q. And did you go to the bridge? - A. We did, sir, yes.
- Q. Your help please. Starting at photograph 3 and looking at 4 and 5 and, if necessary, 6, could you say how far forward you went? - A. We got, on photograph 4, to the start of the bridge.
- Q. Is that where we see the lamppost? - A. Yes, but there was wire strung across the road.
- Q. Whereabouts? - A. About knee-level.
- Q. I mean whereabouts in the photograph? - A. I think it was tied to the lamppost but it went right across the road.
- Q. You are pointing to the lamppost at the right at photograph 4? - A. Yes.
- Q. And you think it was that lamppost? - A. I think so, sir.
- Q. What happened when you reached this wire? - A. Up until this point, when the crowd had dispersed some had gone on the field again so not only were we being stoned from the front, we were also being stoned from the side.

Q. If your recollection is right, this wire is either just as you reach the bridge or just before you get to it? - A. As far as I can remember, it was where the lamppost is at the start of the brick wall.

Q. You got to the wire and it is about knee-height? - A. It was not very tight.

Q. Did it remain in that position or what? - A. No, sir, I personally shouted back to the Officers behind me that there was wire across the road. The charge had come to a halt at this stage. There was also, on the bridge itself, another large gas canister, quite a big one.

Q. You are pointing to photograph 4? - A. That is correct.

Q. JUDGE COLES: A big gas canister? - A. Yes.

Q. MR. WALSH: Did you see where that had come from? - A. It just appeared to roll.

Q. JUDGE COLES: Where did you say it was? - A. On the top there.

Q. MR. WALSH: Are you pointing to where you first saw it A. There was one further down here. This was a second one. It was starting to roll down the hill.

Q. You said the line had come to a stop? - A. Yes.

(Short Adjournment)

Q. MR. WALSH: We had got you to the bridge and you stopped there? - A. Yes, sir.

Q. What was happening when you were there? - A. When we got to the bridge I could see exactly what was on the other side over the hill

Q. You are still at this position in photograph 4 near that lamppost? - A. No, further up than that.

Q. Take it on that photograph or photograph 6, whichever is the more helpful. Do any of those help you to tell us where you got to? - A. Yes, photograph 6, just on that bend on the right hand side of the road.

Q. Do you see there are some lampposts? - A. That is correct.

Q. You cannot see the one at the top nearest the camera. Can you point to somewhere where your line stopped? - A. We were forced to stop before the bridge. We were not given the order to stop. We were forced to stop because of the obstructions. Once they were cleared we basically walked on to the bridge itself which is only a matter of yards. When we were on the bridge, that is when we were told to halt.

Q. But now you are telling us about photograph 6 which is slightly the view is on the bridge and slightly over it? - A. That is correct.

- Q. Where was it the line halted? - A. We came to a straddling halt. We were not in formation. I was roundabout there, still at the front.
- Q. You are pointing to the stone wall and between the first two lampposts that we see? - A. That is correct.
- Q. So you are, in fact, over the bridge and not on it? - A. That is correct.
- Q. I think you pointed about halfway between those two lampposts, did you? - A. That is correct. I was hovering about there.
- Q. So far as your colleagues were concerned, whereabouts were they in relation to you? - A. Some straddled up the rear on the road coming up; some were on the left of the bridge just round the corner on the opposite side of the roadway to where I was. I was by that wall there. There were other colleagues straddling up the rear and others on the other side of the road to where I was.
- Q. The left hand side of the road as we look at it? - A. Yes, sir.
- Q. And when you talk about those straddling up at the rear, is that where they stopped or did they come up to you? - A. They came up to where I was. I was foremost.
- Q. And so did a line, whether it is loose or solid, form at about the place you have told us? - A. Yes, sir.
- Q. About how many men did that comprise? - A. Well, all our lads eventually got up to where I was.
- Q. That is your PSU? - A. Yes.
- Q. Were there any other people in addition to your PSU? - A. There were, yes. There were South Yorkshire Officers. I do not know if they were in a PSU or what or whether they were
- Q. How did you know they were South Yorkshire? - A. They had different helmets on.
- Q. Different from yours? - A. Yes, different riot helmets.
- Q. What indicated they were South Yorkshire as opposed to A. At the time, sir, the South Yorkshire Officers had SYP on the back of their helmets and they did not have a jacket band.
- Q. Are you saying that is what these Officers had on - SYP? - A. I only saw one Officer at that time.
- Q. You are stood. This line of Police has formed. Where are the pickets at this time? - A. When I got to that position from originally thinking there were about 200-300 involved, when I looked along Highfield Lane, the road, as far as I could see, was just thick with people. There were absolutely thousands of them.

- Q. Were they in the road only? - A. There were so many of them. They were from the garden walls on the other side of the fence, on the left hand side of Highfield Road. Absolutely thousands.
- Q. If you look at photograph 7, there is a view which may not be exactly the one you had but certainly nearer than the cameraman is in photograph 6? - A. Yes, sir.
- Q. Because obviously photograph 7 is taken a little further over? - A. Yes, sir.
- Q. Do you see on the left of photograph 7, first of all, the wooden fence and then grass and small trees and that sort of thing? - A. Yes, sir.
- Q. Do you remember seeing that view that day or something like it? - A. I do remember that, sir, yes.
- Q. And I should tell you these photographs were taken many months later, I think, in early spring of this year. What was the situation like, for example, to the left of the road, can you remember? - A. To the left of the road there was a factory of some description which was on the railway embankment. There were lots, hundreds, of people in and around that factory itself. There were people who were just standing or watching what was going on. There were others who were throwing things from the yard over to where we were.
- Q. Now, you have stood there in your line. At that point are there any Police Officers ahead of you where you are or are you the front line? - A. No, I was at the front. Our PSU was at the front.
- Q. And so far as any Police support behind you - A. It took a long time coming up.
- Q. But it eventually came or had you moved on before it came or what? - A. It seemed to be quite a while until it came.
- Q. Were you stationary there or - A. No, we were basically sort of milling around because we were still having things thrown at us. The rest of our unit had not come up at that time. Our stragglers took their time in getting up and the other Officers probably took about 30 or 40 seconds. It seemed very long indeed.
- Q. What was the next thing that happened to you? - A. When our support came up, that is, when we had a line, all I was doing for the time I was standing still, moving around, dodging, watching what was going on, looking at the people in the factory
- Q. What is the next thing that happened? - A. It was when I was there, I would say roundabout there, walking up
- Q. You are looking at photograph 7 and you are slightly uphill of the nearest lamppost. You are pointing to the pavement? -

- A. Yes, sir. Whilst in that position other Officers came up. The Officer alongside me was a South Yorkshire Officer.
- Q. You are demonstrating with your arm as though he was on your left? - A. Hewas on my left, and he had a long shield.
- Q. Did you know his name at that stage? - A. No, sir.
- Q. Did you discover his name at some time of the day? - A. Yes.
- Q. What is his name? - A. It slips my mind for a second. I cannot think of it
- Q. It may come back to you as we go along. Perhaps you can tell us where and when it was you discovered what his name was? - A. Well, I discovered what his name was later on in the hospital.
- Q. We can get to it, I suppose, a little later, but this Constable was on your left? - A. Yes, sir.
- Q. And you are about to tell us something? - A. It was at this point where I first saw the Defendant, O'Brien.
- Q. And you have pointed out approximately where you were. Where do you say that the Defendant, O'Brien, was? - A. As far as I can remember, sir, he was, I think, inbetween that lamppost and that lamppost. That is the second and third lamppost.
- Q. Inbetween lamppost 2 and lamppost 3 - in the road or on the pavement? - A. As far as I can remember, sir, he was on the pavement but I think he was pretty close to that. I think there was a wall there at the time and he was by that.
- Q. So we can see in that photograph then there is no longer but there was at the time, a wall? - A. Yes, sir.
- Q. When you saw him, what was he doing? - A. My first view of him prior to being joined by the rest of the Police Officers, I saw him when I was on my own. I clearly saw him throw missiles at us - two missiles - one after the other.
- Q. Did you see what those missiles were? - A. As far as I can remember they went through the air very quickly. They were small and dark. I think they were small bricks or stones or something.
- Q. You said you had seen that before you were joined by your Police colleagues? - A. Yes, sir.
- Q. The man whose name you cannot at the moment remember, was he with you at that time or not? - A. No, he was not. I was on my own.
- Q. Well now, the time came when this Policeman was on your left? - A. That is correct, sir.
- Q. Where was Mr. O'Brien at this stage? - A. He basically maintained the same position at the front of the group, to

the right of the road, but he was moving around there.

Q. Now, you say at the front of the group. Perhaps you could explain that a little. First of all, on the earlier occasion when you saw him and he threw the two objects, where was he in relation to any other people? - A. At that time his position did not change much, apart from just moving about in the same area.

Q. Where were the closest people to him and what were they doing? - A. The nearest people to him were on his right. The group at the front of all these men were splintered. Behind them it was thick. The ones at the front were throwing missiles. Some were coming over from the back as well. We were still under instructions at that stage not to arrest anybody.

Q. At this stage - this is the earlier point before you are joined by this South Yorkshire Officer - were there any people between you and where Mr. O'Brien was doing what you have described? - A. Not directly in between us, no.

Q. So as best you can you have told us that the front of the pickets were splintered and the rest were in a mass behind? - A. Yes, they were splintered but they seemed to come at an angle from where O'Brien was onto the other side of the road to where the factory was. I think there was a slight angle across the road.

Q. JUDGE COLES: The angle coming towards you or going away? - A. Coming towards me, sir.

Q. MR. WALSH: So on that basis, just on the left hand side of the road as you look at it would be further down towards those on the right hand side? - A. Yes, sir.

Q. We have now reached the stage where you have been joined by this South Yorkshire Policeman? - A. Yes, sir.

Q. And could you still see this man whom you later found was Mr. O'Brien? - A. Yes, sir.

Q. What was he doing now? - A. At that time he was just standing there but he was still clearly in my view.

Q. And then what? - A. I turned. We were still stationary. We had no instructions to move. I turned to the Officer and I said

Q. I will stop you there. I am not sure you will be permitted to say what you said but did you say something to him

MR. GRIFFITHS: I have no objection.

MR. WALSH: Very well:

Q. You are permitted? - A. I said to him, "Watch the man in the denim suit",

Q. And to whom were you referring? - A. I was referring to Mr. O'Brien.

- Q. Well now, having said that to this other Officer, did you continue to watch the man in the denim suit? - A. Yes, my sights were on him as far as I could maintain it because there were still missiles coming across.
- Q. And what, if anything, did Mr. O'Brien do? - A. While I was watching him he threw another stone at our group.
- Q. Where did he get it from? - A. From the ground. He bent down, picked it up and threw it at us.
- Q. Were you able to see what size of object it was, or shape? - A. As far as I could remember, it was just a stone of some description. It was small.
- Q. And when you say "at us"? - A. At the Police.
- Q. Did he do anything else? - A. Right away more-or-less he picked up another one, which was bigger than the first one, and that one he threw at us again. This one came towards me.
- Q. Can you give us any indication of the size of this one? - A. It was a bigger one. I reckon it was smaller than half a housebrick but a housebrick-type brick. Half a housebrick with bits chopped off.
- Q. So it was a house brick but not a whole one? - A. That is correct.
- Q. JUDGE COLES: You said slightly smaller than half? - A. Yes, sir.
- Q. MR. WALSH: Of what was the previous object made? - A. I cannot honestly remember.
- Q. Now, what happened to this one that came towards you? - A. This one came right at me so, with my riot shield, I parried it.
- Q. Where did it go? - A. It went down onto the road in front of me to my left.
- Q. And so what did you do? - A. My sights were set on him. He was the man, if I got the chance to arrest, I was going to arrest.
- Q. And why were you going to arrest him? - A. I had seen him throw four objects, one of which hit my riot shield, and I was determined he was going to be arrested.
- Q. Now, when you parried and deflected this stone, were you still in approximately the same position as you told us? - A. Yes, sir.
- Q. Did you remain in that position? - A. More-or-less right away, within seconds, we were told to charge and we were also told to take prisoners. The first two were no prisoners. This one was to take prisoners. I have remembered the Officer's name now - Anderson.

- Q. This is the South Yorkshire Officer? - A. It is, sir, yes.
- Q. So this time that is the order? - A. Yes, sir.
- Q. So what did you do? - A. I made a beeline for O'Brien.
- Q. Could you see what Anderson did? - A. I could not say now. When we got the order I said to Anderson, I shouted to him, "Get him". That was on the order to charge. I said, "Get him" and I went for him.
- Q. When you charged forward, what did O'Brien do? - A. As far as I know he ran with us but I just
- Q. What do you mean? - A. At that point in time I did not look behind me
- Q. I said O'Brien, not Anderson? - A. When we started to charge he turned around and ran.
- Q. Did you pursue him? - A. Yes, sir.
- Q. Where did he go? - A. He went into the front garden of a house on the right side of the road.
- Q. The photographs go on - 7, 8, 9, and looking backwards, 10 and 11. Do any of those photographs assist you? - A. As far as I can remember it was the front garden of the second house I think they were semi-detached houses
- Q. There are two other ways of doing it. There is an aerial photograph which shows the houses spaced out a little better. There is, in fact, a plan which shows the houses drawn at the side of the road? - A. Yes, I think this will suffice.
- Q. The aerial photograph? - A. It was the second block of houses, the front garden of the house on the right hand side as you look down on top of it from the air.
- Q. Could you mark which front garden it is or which house it is?
- MR. WALSH: To help your Honour and the Jury, it is the one where there is a white car immediately passing by in front on the photograph, so it is the second block on the right hand side.
- Q. He went into the garden of that house? - A. Yes.
- Q. The front garden? - A. Yes.
- Q. And you? - A. I was behind him.
- Q. And then did you gain on him? - A. Yes, he was delayed what he was going to do was follow the males in front of him who were going down the side of the house. That is what I presumed he was going to do.
- Q. So there were males ahead of him going down by the side of the house? - A. Yes.

- Q. So you were able to catch up? - A. Yes.
- Q. And did you get him? - A. I did, sir, yes.
- Q. And where was he - stood in the front garden? - A. He was in the front garden.
- Q. And when you reached him, which way was he facing? - A. He was facing away from me.
- Q. What happened when you reached him? - A. I got over the front wall. There was a small wall there or a gate - I am not sure about that but I think it was a wall - and as I climbed over the wall he was just about on the corner of the house in the front garden by the drive, I think, about to go round the side.
- Q. So as you climbed over the wall or gate, he was by the front corner of the house about to go round the side, so you thought? - A. So I thought.
- Q. And, either by measurement, if you like, or by pointing to any object in this room, about how far away from you was he? - A. He was when he was just by the front of the house, I am right behind him at that point. His movement round the side of the house was delayed because there were others in front of him. That enabled me to gain ground on him.
- Q. So where was he when you finally caught up with him? - A. Actually still at the front of the house on that corner.
- Q. What happened when you reached him? - A. I dived at him, hit him on the back with my riot shield, and he fell to the floor.
- Q. JUDGE COLES: He fell to the floor? - A. Both of us fell to the floor, sir, with me on top of him.
- Q. MR. WALSH: What happened on the floor? - A. When he was on the floor he turned over and I think it was with his left hand he is laying on the floor, he turned over with his left hand like that and I am still on top of him, obviously, trying to get me off
- Q. JUDGE COLES: His left hand like what? - A. He was laying on the floor. I am on top of him. He is moving. He turns with his left hand
- Q. As if to knock you off? - A. Yes.
- Q. MR. WALSH: Because he is on his front and you are lying on his back? - A. Yes.
- Q. JUDGE COLES: He was trying to push you off him? - A. Yes, sir.
- Q. MR. WALSH: Yes? - A. So I hit him again with my riot shield. It was at that point when I was joined by Constable Anderson.

- Q. What happened when Anderson joined you? - A. I rolled off him. I was totally off balance. When I got up I think he was getting himself up but Constable Anderson was over him.
- Q. And did Mr. O'Brien get to his feet? - A. Well, I got to my feet first and pulled O'Brien up.
- Q. And Mr. Anderson was over him as well? - A. Yes.
- Q. Did Mr. Anderson do anything to pull him up? - A. I do not know if he did anything to pull him up. I had hold of him and pulled him up and when he was in a standing position Constable Anderson took hold of his left side.
- Q. And when he was on his feet, did you take a look at him? - A. I looked at him certainly, yes.
- Q. Did you notice anything about him? - A. He had a cut on his right eye.
- Q. Whereabouts? - A. Just there.
- Q. You are pointing above the eyebrow on the right hand side of the lower forehead? - A. Yes, sir.
- Q. And how had that been occasioned, can you tell us? - A. I can only presume it was when I jumped on top of him. I do not think I could have done it with my riot shield because his face was down. Maybe I knocked his face into the floor.
- Q. Once he is on his feet and you two are as well, what happened next? - A. We pulled him back out of the garden. All the time there are still missiles coming across at us. There was a very few moments when nothing at all was thrown.
- Q. Now, you took him out of the garden, in which direction, towards the back of the house or the front of the house? - A. The front of the house. The same way as we had come in.
- Q. So you would be back on the pavement or the road? - A. That is right, sir.
- Q. And from what you have told us, it looks as though the garden you are at is just about at the brow of the hill? - A. That would be correct, yes.
- Q. Now, when you are out with him, did you stay there or go somewhere else? - A. No, we rushed him through away from where we were further down the road out of the range of the missiles.
- Q. JUDGE COLES: Down the hill? - A. Yes, it was down the hill, sir.
- Q. MR. WALSH: How far did you take him or to what did you take him? - A. We took him towards the thick blue line of Police Officers who had long shields at the front of them.
- Q. Where were they positioned? - A. Across the road, up the hill, about a few yards from the bridge.

- Q. Did you take him through the Police lines? - A. The Police lines opened up for us to take him through.
- Q. Did you say anything to him as you were taking him on this journey? - A. Yes, sir, I told him what I was arresting him for.
- Q. Can you remember what you said? - A. I said, "You are being arrested for threatening behaviour". It was loud and it was clear.
- Q. Did you say anything more to him? - A. Yes, I then fully cautioned him.
- Q. Saying what? - A. I said, "You are not obliged to say anything unless you wish to do so but whatever you say will be taken down in writing and given in evidence". That was also said loud, practically shouting at him.
- Q. Now, can you tell us whereabouts you were when you said you told him that he had been arrested for threatening behaviour and you cautioned him? - A. That was before we reached the first Police line.
- Q. When you said that to him, did he say anything in reply? - A. He said, "I do not know what you are talking about".
- Q. So you go through the Police lines. Then what? - A. The first Police line opened up which was about ten Officers deep, down the hill, over the bridge, where there was another mass of Police Officers, about 20 or 30 deep. They were spread out across the road.
- Q. Well now, what did you do? Did you go through them? - A. They parted. We went through them. An Officer came up to us, a senior Officer, saw a cut on his head which was bleeding and told us to take him to the ambulance.
- Q. And did you do that? - A. We did, sir, yes.
- Q. Where did you find an ambulance? - A. There was one waiting at the bottom of the hill just a few yards further up from the entrance to the coking plant.
- Q. And did both you and Anderson go to the ambulance with him? - A. Yes, sir.
- Q. And into the ambulance? - A. Yes.
- Q. Did you go in the ambulance? - A. Yes, sir.
- Q. Did Anderson go in the ambulance? - A. Yes, sir.
- Q. And where did you go with him? - A. We went to Rotherham Hospital.
- Q. That is all three of you? - A. No, there was somebody else in the back of the ambulance as well.

- Q. Who else? - A. Arthur Scargill was in the rear of the ambulance.
- Q. So at the moment we have got you, your colleague, Mr. Anderson, the Defendant and Mr. Scargill. Anyone else? - A. There was an ambulance man sitting on Scargill's right.
- Q. Anyone else? - A. No, sir.
- Q. And obviously a driver? - A. Yes, sir.
- Q. Was there anybody else at the front with the driver? - A. I do not remember.
- Q. You go to Rotherham General Hospital? - A. Yes, sir.
- Q. Were you with Mr. O'Brien when he received any treatment there? - A. No, sir.
- Q. You waited for him, did you? - A. Yes, sir.
- Q. Of course, he was under arrest from the moment that you had taken hold of him? - A. Yes.
- Q. So if somebody requires medical treatment, do you have to go to hospital with him when he is under arrest? - A. Yes, sir.
- Q. Did a time come when his treatment was completed? - A. Yes, sir.
- Q. And was he released by the hospital authorities into your custody? - A. That is correct.
- Q. And where did you take him? - A. To Rotherham Police Station.
- Q. And just so that we are clear in this: this is not the Police Command Post or HQ at Orgreave; this is the actual Police Station in Rotherham town centre? - A. Yes, sir.
- Q. And what happened when you got there? - A. We took him upstairs to the charge office and I related the circumstances of his arrest to, as I remember, the Inspector behind the desk.
- Q. And then what? - A. I told the Inspector that I had arrested him
- Q. Once you had related the circumstances to the Inspector, then what? - A. He was placed in a cell.
- Q. And did you have any more to do with him at that time? - A. Yes, sir.
- Q. You did? - A. I formally cautioned him and charged him.
- Q. With what? - A. Unlawful assembly.
- Q. And while this was going on, that is to say, the return from hospital to Rotherham Police Station and the handing him over to the Inspector, where is Constable Anderson? - A. He was with me.

- Q. JUDGE COLES: Was he with you for the caution and charge? - A. I do not remember, sir.
- Q. MR. WALSH: Having cautioned and charged him, did that complete your dealings with Mr. O'Brien? - A. Yes, sir.
- Q. And what did you do then? - A. Returned to Orgreave to the Police Command room and made a statement.
- Q. Are you able to tell us what time of day it was when you got back to Orgreave and made your statement? - A. I think it was about 3 o'clock, half-past-three. I am not certain of the time. I was not wearing a watch.
- Q. Could you tell us whereabouts you went to at the Command Post at Orgreave? - A. It was a fairly bare room apart from tables and chairs.
- Q. Were you alone or with anybody? - A. There were other Officers there including Constable Anderson.
- Q. What were the other Officers doing? - A. They were writing statements.
- Q. As you arrived there or after you arrived? - A. As we went into the room other Officers were sitting down writing statements.
- Q. When you two went in there, was it just the two of you together or did you go in with anybody else? - A. Just the two of us together.
- Q. Did you write your statements on a form? - A. On a proper statement form, sir.
- Q. How did you get hold of those? - A. A CID Officer gave us statement forms.
- Q. And what did you do? - A. Commenced writing a statement.
- Q. Did anything happen so far as you and Mr. Anderson were concerned before you started writing your statements? - A. Well, the CID Officer who gave us the statement forms gave us an idea of what the introduction would be to the statement.
- Q. What do you mean by that? - A. Basically that we were deployed at Orgreave as part of a PSU contingent.
- Q. Did he do anything more than that? - A. No.
- Q. And when you wrote your statement, whose words were they that went down in your statement? - A. Purely mine.
- Q. And when you were writing your statement, what was Anderson doing? - A. He was writing his statement. We were

both independent of one another up until the point where he joined me and, from that point on, we converged when we made made our statements.

Q. You spoke to each other as you were making your statements? -
A. Yes, sir.

Q. And when you concluded making your statements, what did you do with the statement you had written? - A. Gave them to the CID Officer who gave us the blank forms - the same CID Officer.

Q. And then did you have any more action to do that day or did you depart? - A. No, sir, it was all quiet. We departed back to Humberside.

Q. JUDGE COLES: Is that where you were billeted? - A. Based at Kirton in Lindsey, sir.

MR. WALSH: North Lincolnshire is now part of Humberside, your Honour.

JUDGE COLES: Very well.
