

Thursday, 26 February 2026

1
2 (10.00 am)
3 **MS LANGDALE:** Chair, may I call the next witness, Liam, and
4 can the witness be sworn please.
5 LIAM (called)
6 **THE CHAIR:** Yes, Ms Langdale.
7 LIAM (sworn)
8 Questioned by MS LANGDALE
9 **MS LANGDALE:** Liam, you have helpfully provided a statement
10 to the Inquiry dated 14 November 2025, in fact
11 five years after events, and you hadn't made a police
12 statement or anything like that closer to the time, had
13 you?
14 **A.** No, not from then.
15 **Q.** So I'm going to use this as a steer, I'm not going to
16 ask you to confirm the contents for now. We will go
17 through things. But I would like you to listen, please,
18 to two 999 calls before we start, and the first one is
19 24 May at eight minutes past midnight and the reference,
20 please, is NGPF0000078. If we could please hear that,
21 Amanda.
22 (Audio played)
23 The second call I would like you to listen to
24 please, Liam, is one made on 13 July at around 10.15 pm
25 and the reference is NGPF0000052, please.

1

1 but how many floors in the accommodation?
2 **A.** It's a three-floor apartment complex.
3 **Q.** Who resided there predominantly?
4 **A.** Students, families, people in partnerships.
5 **Q.** You say in your statement one or two students. Was that
6 roughly how many or more, or you didn't know?
7 **A.** To my knowledge. I didn't really interact with many
8 people there.
9 **Q.** So was it the kind of place that people kept themselves
10 to themselves generally --
11 **A.** Yes.
12 **Q.** -- unless they needed to do otherwise?
13 **A.** Yes.
14 **Q.** So on 24 May 2020, now you have reminded yourself from
15 the call that you made, can you do your best to tell us
16 what happened then?
17 **A.** Um --
18 **Q.** So that's the first time you phoned the police.
19 **A.** Yeah. I don't really recall much because it was just
20 a broken door. No altercation really took place on my
21 behalf. I just reported that someone broke in into
22 someone's apartment.
23 **Q.** We've got a photograph of the door. If we can have
24 NGPF0000071, page 1. This is a photograph that the
25 officer took. Is that what the door looked like?

3

1 (Audio played)
2 So the first call, Liam, on 24 May is made by you,
3 isn't it?
4 **A.** Yes.
5 **Q.** The second call, which again it is five years later --
6 you may have blended in your account in the first
7 description of events. The second call, is that you
8 that we hear from the moment it says "This male has
9 broken into the flat"? Is that your voice?
10 **A.** I'm the second male after he passed the phone to me,
11 yes.
12 **Q.** Yes, so that's what you say thereafter, about something
13 that had happened in July.
14 **A.** Yes.
15 **Q.** So starting from the beginning, if I may, Brook Court,
16 can you tell us what access to Brook Court is like? How
17 do you enter the building and what the security
18 arrangements were for that?
19 **A.** Well, firstly there's the -- an automatic gate for
20 vehicles and a coded locked door for pedestrians, and
21 then to get into the flat complex I live in is a maglock
22 door that requires a key code.
23 **Q.** In 2024, what was the -- sorry, 2020, what was the
24 situation in terms of accommodation? How many floors
25 roughly? I don't need to know exactly where you were

2

1 **A.** Yes.
2 **Q.** There's another photograph, and 072, page 1, I presume
3 with the door open. Have a look at this one. Did you
4 see the door like that?
5 **A.** Yes.
6 **Q.** So you heard that door being broken into.
7 **A.** Yes.
8 **Q.** And how loud was it? What could you hear?
9 **A.** Really loud banging noises. It sounded like someone was
10 knocking on my door, hence why I went to investigate.
11 **Q.** Did you see the person at that time on that occasion and
12 have a conversation with the person or not?
13 **A.** No.
14 **Q.** So you heard it but you didn't see them on that time?
15 **A.** At that time, no.
16 **Q.** So how do you know -- do you know when they left the
17 building or how they left the building on that occasion?
18 **A.** I don't recall.
19 **Q.** You had further interactions with the same person,
20 didn't you? Do you remember what the second time was?
21 **A.** The second time was when I was in my flat. I heard
22 banging -- loud banging noises again and this time
23 I went to go and check and this time I actively saw
24 someone kicking in a door.
25 **Q.** Is this the time when you got on the call to

4

1 the police -- you're the second caller -- or was this an
 2 earlier or different time? Can you remember?
 3 **A.** This would be the later call.
 4 **Q.** So the July one?
 5 **A.** Yes.
 6 **Q.** So between the call you made to the police in May
 7 and July, do you think you had had any other involvement
 8 with him or seen him? Is that possible? Because you
 9 suggest a number of occasions in your statement.
 10 **A.** I can't recall exactly that one.
 11 **Q.** You can't recall, okay. Well, you say one -- again, if
 12 you can't recall now, please say. You're not committed
 13 to something if you can't in fact now recollect it, but
 14 you say in your statement here, at paragraph 21:
 15 "At the time of the second incident, I was at work
 16 at Sainsbury's and my partner [rang] me ... [saying] ...
 17 there was someone banging on the door."
 18 Can you remember that, when your partner phoned you
 19 about someone banging on the door?
 20 **A.** Yes, I do recall that one. I thought that was at
 21 a later date.
 22 **Q.** So you don't know the date for sure?
 23 **A.** Not for sure.
 24 **Q.** But you know this was an event?
 25 **A.** Yes.

5

1 wouldn't it?
 2 **A.** Yes, that's right.
 3 **Q.** Can we just play that video, please, WITN0307002.
 4 *(Video played)*
 5 Thank you. So did you take that video? No?
 6 **A.** No, my partner.
 7 **Q.** So your partner has done it. So likely when you
 8 suggested taking it, did they send you that at the time,
 9 that video?
 10 **A.** Yes.
 11 **Q.** What was your -- what did you think when you saw that
 12 video? What did you think was going on?
 13 **A.** The building that I live in, it's rather rare for
 14 someone to knock at your door randomly, so I just said
 15 that I will be home soon and to turn the lights off and
 16 approach the door and see if they can take a photo
 17 through the peephole to see if we know anybody who it
 18 were.
 19 **Q.** They did take a photo, there is a photo.
 20 **A.** They did, yes.
 21 **Q.** And sent you that?
 22 **A.** Yes.
 23 **Q.** And when you got back, the person wasn't there?
 24 **A.** No one was there.
 25 **Q.** You say in the statement a couple of weeks later you

7

1 **Q.** So at some point, possibly between the earlier one
 2 in May or July, you don't know, but the point is you
 3 know it happened?
 4 **A.** Yes.
 5 **Q.** So you got a call from your partner and what did they
 6 say to you?
 7 **A.** That someone's essentially -- it sounded like they were
 8 kicking in the door, so I told them to just keep -- make
 9 sure the door was locked and I will be on my way home.
 10 **Q.** What did you suggest about them putting the chains on
 11 the door?
 12 **A.** Usually the chain is always on the door when someone is
 13 home, so yeah.
 14 **Q.** Did you look at the door later to see if there was any
 15 damage to the door?
 16 **A.** I did. I couldn't see anything.
 17 **Q.** Okay. On the earlier occasion, on 24 May, I think you
 18 had taken a video, hadn't you, of someone banging on the
 19 door? Can you remember doing that?
 20 **A.** Not me personally. My partner at the time did.
 21 **Q.** On 24 May or on this later occasion?
 22 **A.** I can't recall. I think it was on that occasion --
 23 **Q.** Or the one when you told them to take it?
 24 **A.** Yes.
 25 **Q.** It made sense that they had done it when you told them,

6

1 heard another banging on your door and you looked
 2 through the peephole and saw the person. What did you
 3 see?
 4 **A.** I saw an IC3 male wearing a coat and sunglasses, if
 5 I recall.
 6 **Q.** What did he say to you at that time?
 7 **A.** He knew me by my name.
 8 **Q.** Did you know why or how he knew you by your name?
 9 **A.** No idea. He just knew my name which put me on edge
 10 a little bit and he said apparently I upset a gang and
 11 now they were after me and he was trying to help me,
 12 which I said no, I don't think that's the case and to
 13 just leave me alone.
 14 **Q.** You knew that wasn't the case.
 15 **A.** Mm-hm.
 16 **Q.** Did it seem like he was imagining things and saying
 17 things that couldn't be right or what did you make of
 18 it?
 19 **A.** In my line of work I just assumed he was trying to find
 20 a way to open up my door or harm me or my partner at the
 21 time, so I just tried to diffuse the situation as
 22 quickly as possible.
 23 **Q.** So because you work in security you thought it was
 24 a device to get into your property?
 25 **A.** Yes.

8

1 Q. But did you open the door in any event or not?
 2 A. The first time I opened the door with the chain on and
 3 then just tried to diffuse the situation and say "I'm
 4 fine, thank you" and to leave me alone.
 5 Q. You say that there was another week or two later he came
 6 back to the door. Again, when you put this together,
 7 can you remember how many times? Are you clear about
 8 the number, even if you don't know when they were?
 9 A. I think it was about four, maybe five times he kept
 10 coming to my door over a period of time.
 11 Q. You say on one time you approached the door, took the
 12 chain off to show your physical stature. What was the
 13 impact of that?
 14 A. He seemed unfazed, but didn't approach the door that
 15 time, just again tried to say that I upset a couple of
 16 people and that he wanted to help me, and this time
 17 I just clearly said "I don't need your help, I'm fine,
 18 thank you very much, just leave me alone".
 19 Q. Did, in any of these experiences, he ever say anything
 20 to your partner or make any threats about or to your
 21 partner?
 22 A. The last time he came to my door he did threaten to rape
 23 my partner at the time.
 24 Q. How was that said? Where did that sort of come from?
 25 A. He came to my door -- sorry, I -- we had a physical

9

1 can now remember that -- can you remember that clearly
 2 or how clearly?
 3 A. I recall -- I think me and my partner were watching
 4 a film at the time. Again I heard a loud banging noise,
 5 so I went outside because it sounded familiar like the
 6 first time where I did the first phone call, so I poked
 7 my head outside and I saw him repeatedly kicking in the
 8 door with his leg, and I asked what was going on. He
 9 turned to me. I can't recall when he said exactly so
 10 I told him to leave and that's where we -- at that time
 11 we got physical again and I attempted to restrain him
 12 onto the floor.
 13 Q. And how did you do that?
 14 A. I tried to physically restrain him with my hands. Due
 15 to his stature himself and how strong he was at the
 16 time, I asked my partner to basically bring down like
 17 a walking stick type thing which helped me just to apply
 18 a bit more pressure onto his back to keep him pinned,
 19 and then he was subdued and that's when the number 11
 20 came out to help as well and helped -- helped me
 21 restrain the gentleman there.
 22 Q. Who suggested calling the police? How quickly were
 23 the police called?
 24 A. I don't recall. I know it was really quick though.
 25 Q. Is this the time when you refer to in the draft

11

1 altercation, I think it was the fifth time, and he went
 2 downstairs afterwards and I just assumed that, you know,
 3 you don't just walk away like that, so I followed to
 4 make sure he had left the building. There I noticed he
 5 kicked the maglock door in and he was stood in the
 6 doorway, so I poked him to leave the building itself and
 7 he saw my partner leaning out the window and that's
 8 where he threatened to come back and rape him.
 9 Q. What did you say or do at that point?
 10 A. I cursed at him and chased him off the premises.
 11 Q. And he left?
 12 A. Yes.
 13 Q. Do you know if there were signs of the door having
 14 been -- the main door coming in being forced at that
 15 time or not?
 16 A. Yes. There was a large dent in the door just below
 17 where the handle is and it was slightly broken through,
 18 so the seal was broken, to my knowledge.
 19 Q. Dealing now with what we know is 13 July when you are on
 20 the call --
 21 A. Mm-hm.
 22 Q. -- can you describe that occasion, and we know from the
 23 call there's the caller who makes the call originally
 24 and two other people, so we know, we have heard, there's
 25 three of you, but can you take us through that if you

10

1 statement that the person was "speaking nonsense words"?
 2 A. Yeah.
 3 Q. So what do you mean by "nonsense words"? What was he
 4 saying?
 5 A. Lots of just random, strung together words that didn't
 6 really make any sense to me at the time. That was
 7 partly the reason why I believed he was on some form of
 8 narcotic.
 9 Q. You say that on the call. Have you ever seen a person
 10 experiencing an acute episode of psychosis, having
 11 hallucinations and whether their eye movements change or
 12 not as a consequence in that?
 13 A. I have once in my life through a friend of mine, but
 14 nothing to this level.
 15 Q. But his eyes were moving.
 16 A. Oh, yes.
 17 Q. And he was saying things that didn't make sense.
 18 A. Yes.
 19 Q. Appeared to be having hallucinations, not connected with
 20 what he was saying or not?
 21 A. Couldn't -- I can't confirm that.
 22 Q. Did you at any point provide a statement about that to
 23 the police, the events in July?
 24 A. I can't recall.
 25 Q. No. We haven't seen anything. It doesn't look like you

12

1 did.

2 **A.** No.

3 **Q.** When you made that first call in May, a police officer

4 left a message for you saying you could -- if you could

5 contact them about anything you had witnessed. Did you

6 pick that message up or hear that at the time back

7 in May?

8 **A.** I don't recall receiving that.

9 **Q.** But either way you never ended up giving a statement

10 about any of these events.

11 **A.** Yes.

12 **Q.** Again, doing the best you can, and please say if it will

13 just be a guess, there's -- I'm going to call it a main

14 incident for the moment because it was your longest

15 exposure to the person, wasn't it, when you were

16 restraining him?

17 **A.** Yes.

18 **Q.** Do you think the other incident with your partner was

19 before or after that in time?

20 **A.** Er, after.

21 **Q.** Or do you just -- a long time after?

22 **A.** I believe it was early 2022 I had that altercation with

23 him with the threat made against my partner.

24 **Q.** So a lot longer.

25 **A.** About that, yes.

13

1 where people used the place to sell weed, residents

2 complained but not much action was taken. Was it

3 a place that you could smell weed in or was --

4 **A.** From time to time, yes.

5 **Q.** From time to time, yes. That's not something you

6 volunteered in relation to any of the events that you

7 smelt weed on the person or generally; is that the case

8 or not?

9 **A.** I thought I could smell it, but I'm not sure if it was

10 from him or if it was the surrounding area.

11 **Q.** Because it was a familiar smell in the environment

12 there?

13 **A.** Yes.

14 **Q.** Occasionally you said.

15 **A.** Yes.

16 **Q.** Is there anything else that strikes you from the events

17 that you would like to share with the Chair, your

18 experience at the time or what you thought about it?

19 **A.** Nothing that I can really recall.

20 **Q.** You comment at the end of this draft statement, or

21 statement, that you thought that he seemed mentally

22 unwell. Is that what you thought at the time at any

23 point?

24 **A.** Yes, I would have said that, yes.

25 **Q.** You also say:

15

1 **Q.** You didn't report that at the time or --

2 **A.** No.

3 **Q.** Is there any reason for that?

4 **A.** In my experience that I have had with the police at the

5 time, I have tried to put stuff like that in before with

6 my day job and all that, and it just -- it was the

7 inconsistency of it, just didn't -- we didn't -- I asked

8 my partner as well at the time. We just didn't go

9 through with it because we just felt it would be more of

10 a waste of time on our part and we've got our lives to

11 live and things that we were dealing with at the time,

12 so we just -- we chose mutually not to ring the police.

13 **Q.** In 2022 did the person remember your name? Did they use

14 your name or not when they dealt with you or --

15 **A.** I can't recall.

16 **Q.** You can't recall?

17 **A.** Yes.

18 **Q.** But you do think on the occasion when it was mentioned

19 that they were trying to help you from gangs, they did

20 know your name?

21 **A.** That time, yes.

22 **Q.** But you don't recall later on?

23 **A.** Later on, no. I think it was just the first time.

24 **Q.** The Inquiry has received one statement where the comment

25 is made that there were many incidents in Brook Court

14

1 "The second to last time ... there was a lot of

2 focus in his eyes, [and] there was intent and his voice

3 was calm."

4 I don't know -- what do you mean by that and what

5 occasion were you talking about?

6 **A.** Yes, I do recall that actually. Yeah, the way he stared

7 at me was very intentful. I can't say to what intent

8 that was, but he was very in -- staring at me, very

9 hyper focused and very calm, and in my experience that

10 usually is a prelude to violence.

11 **Q.** Was he ever violent to you when he had that look or not?

12 **A.** Physically, no, but I think he tried to intimidate me at

13 that time, but I just stood my ground.

14 **Q.** Again, are we talking about -- what year are we talking

15 about?

16 **A.** This was either late 2021 or early 2022.

17 **Q.** Thank you, Liam. I have no further questions, Chair.

18 **THE CHAIR:** Yes. I just wanted to ask you, you have

19 referred -- you were present when there was a reference,

20 I think, on one of the calls to a lady being thrown out

21 of a window.

22 **A.** Yes.

23 **THE CHAIR:** Did you have any personal experience of that or

24 not?

25 **A.** No, not personal, no.

16

1 **THE CHAIR:** Thank you. That's all I wanted to ask.
 2 **MS LANGDALE:** One further question, if I may, Chair.
 3 **THE CHAIR:** Yes.
 4 **MS LANGDALE:** Did you have any idea where the person lived
 5 themselves?
 6 **A.** No. I have heard that he apparently --
 7 **Q.** Don't worry about what you have heard, did you know
 8 yourself?
 9 **A.** No, no idea.
 10 **MS LANGDALE:** Thank you. Chair, that concludes this
 11 witness. Thank you very much.
 12 **THE CHAIR:** Yes, Liam, thank you very much. You are free to
 13 go now and I'm sure the usher will show you out.
 14 **A.** Okay.
 15 **MS LANGDALE:** Chair, the next witness will be taken in
 16 a room elsewhere in the venue and the evidence will be
 17 linked by audio only into this room.
 18 **THE CHAIR:** Yes.
 19 **MS LANGDALE:** May we first swear the interpreter who is
 20 going to help us with obtaining that evidence.
 21 (Interpreter affirmed)
 22 **THE CHAIR:** Yes, thank you. Just say what the language will
 23 be.
 24 **INTERPRETER:** The language is Italian.
 25 **THE CHAIR:** Yes, thank you very much.

17

1 for us.
 2 **A.** In 2018 I completed my studies in Italy. At the end
 3 of December, in early January I moved to England, to
 4 Nottingham. A friend of mine had hosted me.
 5 I think from then -- from there I was looking for
 6 a job and I also attended college in Nottingham. I was
 7 attending a course called functional skills. This was
 8 with the aim to study nursing and at the same time I was
 9 working as a domestic assistant. In the meantime I was
 10 studying but I was not able to finish my studies because
 11 it was at COVID times and because of lockdown.
 12 However, I was still working at the time as a home
 13 assistant, domestic assistant. I remember on this date
 14 it was a Sunday, Sunday 24 May, I had finished my last
 15 shift. This was near home and it was around 8 pm.
 16 I was on the phone with my mother at the time.
 17 I remember I told her "Mum, I'm going to have a shower
 18 and then I will call you".
 19 I was at home alone. My flatmate was not around.
 20 It was a Sunday evening and she had already left. While
 21 I was having a shower I heard someone knocking
 22 repeatedly on the door.
 23 **INTERPRETER:** (Italian spoken).
 24 **A.** In the beginning it was normal but then gradually it
 25 became louder. Because I was in the bathroom I could

19

1 **MS LANGDALE:** Chair, can I suggest that we have everybody
 2 back in the hearing room by 5 to 11 when we will be
 3 ready to start again, so have a short break now.
 4 **THE CHAIR:** Yes, we will effectively take the mid-morning
 5 break now, so it will be a 20-minute break. 5 to 11,
 6 thank you.
 7 **(10.35 am)**
 8 **(Short Break)**
 9 **(10.57 am)**
 10 FEVEN (sworn)
 11 Questioned by MS LANGDALE
 12 (Answers interpreted, except where indicated)
 13 **MS LANGDALE:** You have provided a witness statement dated
 14 26 January 2026.
 15 **A.** Yes.
 16 **Q.** Can you confirm that the contents are true and accurate
 17 as far as you are concerned?
 18 **A.** (Not interpreted) *Si, confermo.*
 19 **Q.** In that statement you tell us about something that
 20 happened to you on 24 May 2020.
 21 **A.** Yes.
 22 **Q.** You can look at that statement or you can just tell us
 23 now in your own words what happened on 24 May.
 24 **A.** I will tell you in my own words what had happened.
 25 **Q.** Please do and just pause so that it can be translated

18

1 not hear very well. The knocking sound kept going on
 2 and I put on my bath robe. I dried myself and
 3 I approached the door. I thought that this was a Sunday
 4 evening, it could not be the postman, so I thought that
 5 maybe it was a friend of the flatmate.
 6 Then I saw that this knocking sound was becoming
 7 louder and louder, with kicks, so I asked: "Who is it?"
 8 The person replied: "It is me, open, open". At first
 9 this was said quietly but then it became louder and the
 10 person on the other side asked -- insisted on asking to
 11 open the door and that's when I panicked.
 12 **MS LANGDALE:** Did you try and look through the peephole?
 13 **A.** The spyhole is quite high so I had to take a chair to be
 14 able to look through it and in the meantime while I was
 15 taking a chair -- while I was taking the chair, well
 16 I didn't have the time to look through the spyhole,
 17 I could see that the door was shaking, I could feel it
 18 was coming off. I tried locking myself in in one of the
 19 rooms but this was not possible. The whole space was
 20 open.
 21 **Q.** When you saw the door looking like it was going to come
 22 in, did you think there was one person or more than one
 23 person? What did you think?
 24 **A.** I thought as a matter of fact that it was a group of
 25 thieves or someone who wanted to hurt me. I couldn't

20

1 think that it could be one person also being so
 2 aggressive.

3 **Q.** You say you were going to get the chair, but what
 4 happened next? You didn't go back to the door, so what
 5 did you do?

6 **A.** I put on my pyjamas without putting on any underwear,
 7 just the pyjamas. I grabbed my mobile phone. I have
 8 two mobile phones and then I lent out of the window
 9 asking for help. Because it was lock down, because of
 10 the lock down, there was nobody around. There were no
 11 cars either. There was nobody who could help.

12 **Q.** Feven, I think in your bundle it is page 24, and in the
 13 hearing room, please, if we could show NGPF0000093,
 14 page 1.

15 **A.** Yes.

16 **Q.** You see that photograph, is that a photograph of the
 17 window that you lent out of?

18 **A.** Yes.

19 **Q.** It is described as about 10 to 12 feet up from the
 20 floor.

21 **A.** Yes, yes.

22 **Q.** What did you do next?

23 **A.** I asked for help and I was shouting for help, but
 24 because nobody answered me, I first threw my mobile
 25 phone, one of the two mobile phones I had, and then

21

1 provided me with a chair and water.

2 **Q.** We know that the police were called. What happened
 3 then?

4 **A.** I couldn't speak well at all. It was the neighbours who
 5 called the ambulance and called the police. While I was
 6 sitting on the chair, the police arrived and they
 7 arrested the person who was inside.

8 **INTERPRETER:** The interpreter would like to clarify the last
 9 word of the answer; is it possible?

10 **THE CHAIR:** Yes.

11 *(Pause)*

12 **INTERPRETER:** Thank you.

13 **THE CHAIR:** Can you just translate what you asked her and
 14 her reply.

15 **INTERPRETER:** Yes, of course, Madam Chair.

16 The question: Because *(inaudible)* jumped a little,
 17 or it wasn't clear whether the lady had been taken to
 18 the courtyard, "*cortile*", or the person who had been
 19 arrested was taken into the courtyard. That was the
 20 clarification I had asked, and the lady replied
 21 explaining that she was sitting on the chair that had
 22 been provided by the neighbours and when the police
 23 arrived they arrested the person who was inside, and
 24 after the arrest that same person was taken into
 25 the courtyard.

23

1 I held onto the window. I noticed that I put my -- my
 2 feet couldn't touch the ground and I slipped, I fell
 3 over onto the ground and I hit my back, my feet as well
 4 as my legs. As soon as I had fallen I couldn't see
 5 anything.

6 **Q.** Did you deliberately get yourself out of the window or
 7 did you fall from the window?

8 **A.** At first I was holding onto the window and I tried to
 9 jump, but I slipped and I fell onto the ground. I was
 10 scared. I was very scared.

11 **Q.** You were jumping out of the window or going out of the
 12 window because you were very scared; is that right?

13 **A.** Yes, I was shaking. I couldn't hold on to the window
 14 very well at all.

15 **Q.** What were you scared of?

16 **A.** I thought that someone wanted to hurt me. I didn't know
 17 what to do. I was by myself. I was alone. I felt
 18 someone was going to hurt me.

19 **Q.** When you landed on the ground what happened afterwards?

20 **A.** As I said before, I could not see or hear anything. The
 21 neighbours who were on the ground floor they heard me
 22 falling on the ground and I think that it was a lady
 23 who, on the ground floor, was talking to her sibling and
 24 she said "Someone must have fallen on the floor" and
 25 that's when they saw me and they assisted me. They

22

1 **MS LANGDALE:** So the ambulance arrived. Was that before or
 2 after the person was arrested and was taken into
 3 the courtyard?

4 **A.** I believe it happened at roughly the same time. I do
 5 not recall the exact minutes or the events, but
 6 I remember that this person was taken outside. When the
 7 ambulance arrived, I was immobilised. They told me
 8 I should not move at all because my vertebrae was
 9 broken. It was visible -- it was possible to see that
 10 the vertebrae was broken.

11 **Q.** Did you know the man at all or not?

12 **A.** I did not know anybody. I had never seen this person
 13 before. Even the police had asked me "Have you ever met
 14 this man? Have you ever seen this man?" And I replied
 15 that I hadn't, I had never seen in my life.

16 **Q.** The ambulance took you to hospital; is that right?

17 **A.** That is correct. I was immobilised -- actually I was
 18 immobilised on the stretcher. There were six rescuers
 19 around me, and all this was to avoid that my back would
 20 be touched, and that's when I was taken to hospital, to
 21 A&E.

22 **Q.** You had surgery when you were at hospital.

23 **A.** Correct, I underwent surgery. The part that was
 24 operated on was the lumbar area of the back, on the
 25 vertebrae, and I had to have screws as well.

24

1 Q. Yes, we have -- it's page 15 of your bundle, Feven, and
 2 in the hearing room it is NGPF000002(?), page 15.
 3 It tells us, just as you have said, that you
 4 sustained a thoracic fracture which was operated on and
 5 stabilised, and you required metalwork and screws in the
 6 T12 vertebrae.
 7 A. Yes.
 8 Q. And also a fracture to the lumbar, the L2 vertebrae,
 9 even though that didn't require medical intervention for
 10 the fracture.
 11 A. (*Inaudible*) reverberated throughout the whole spine,
 12 throughout the whole back. As I said, I could not
 13 breathe or I could not talk. It was affecting the whole
 14 back.
 15 Q. How long were you in hospital for?
 16 A. One week. I also checked the discharge report and
 17 checking against the dates I would say, yes, a week.
 18 Q. When you were discharged, were you on crutches?
 19 A. Yes, I needed crutches to be able to walk.
 20 Q. How long did you need those for?
 21 A. At home I would use them to walk around. I would say
 22 I used them for a month -- three weeks, yes.
 23 Q. Did you have any other pain and discomfort in the back
 24 due to these injuries?
 25 A. Yes, when I was about to get discharged, the doctors had
 25

1 comfortable.
 2 Q. When you were in hospital can you remember the
 3 police officer coming to speak to you about what had
 4 happened?
 5 A. That is correct, yes. Two officers attended in A&E and
 6 I remember they had asked me what had happened during
 7 this incident. I remember I was telling them and they
 8 were taking notes on a piece of paper.
 9 Q. In your bundle, Feven, at page 15, and for the screen it
 10 is NGPF0000082 page 15 there is an entry of 30 May 2020
 11 at 14.35 by PC Marsden. Do you have that on page 15?
 12 A. (*Not interpreted*). *Si, si.*
 13 Q. We don't need to look at it now, we certainly don't need
 14 to look at the English, but the officers spoke to you
 15 about the person that had been arrested, didn't they?
 16 Do you remember that, him talking to you about him?
 17 A. Yes, he did explain to me.
 18 Q. What did they explain to you?
 19 A. They asked me if I wanted to do a report, to file
 20 a report.
 21 Q. What did you think that meant?
 22 A. (*Not interpreted*) *In che senso?*
 23 Q. When someone said "Do you want to file a report?" what
 24 did you think they were asking you to do?
 25 A. Well, about the damages that were caused to me, they
 27

1 asked me where I was going to be discharged to, whether
 2 I wanted to return to the home, to the house where it
 3 had happened, and I said I did not want to return to
 4 that house, to the home because I was scared. It had
 5 been a trauma for me. A friend of mine, a student
 6 friend of mine had invited me to stay at her place. She
 7 was also a student, so a taxi was called and it took me
 8 to my friend's place.
 9 Q. In terms of support after this, you didn't have family
 10 with you, did you?
 11 A. Yes, correct, I was by myself because my mother was in
 12 Italy and everything was closed, there were no flights,
 13 so she couldn't fly over. I was alone.
 14 Q. You gave a statement to the police on 24 May. Was there
 15 an interpreter to help that process?
 16 A. No, there wasn't any. I spoke to them in English and
 17 I explained what I could.
 18 Q. You can speak English?
 19 A. (*In English*) Yeah, I can speak English, but that's
 20 not --
 21 Q. (*Inaudible*) now, so you can speak English, but you are
 22 more comfortable speaking Italian and explaining
 23 difficult things, how you feel or what you are concerned
 24 about?
 25 A. (*Interpreted*) Yes, yes, in Italian I feel more
 26

1 asked me whether I wanted to report this person. I said
 2 yes, I wanted to.
 3 Q. To report them to the police, to complain about what had
 4 happened?
 5 A. (*Not interpreted*) *Si. Si, si.*
 6 Q. Did the police officer tell you that the man had mental
 7 health problems?
 8 A. Yes.
 9 Q. What did he tell you about him, what did they say?
 10 A. When I was discharged, when I was staying at my female
 11 friend's place, an officer came to the house. He told
 12 me that he had looked into my report. They said they
 13 tried doing anything they could, but because of his
 14 mental health problems, they mentioned schizophrenia
 15 with something about testing it, this person could not
 16 be jailed and he was therefore taken to a mental health
 17 institution, hospital, psychiatric hospital.
 18 Q. Did they mention schizophrenia or psychosis; can you
 19 remember?
 20 A. I remember schizophrenia.
 21 Q. Have you read about the man since the time of these
 22 events?
 23 A. No.
 24 Q. So they told you he was going to a mental health
 25 hospital, or institution, did you say?
 28

- 1 A. Yes, they told me he had been admitted to a psychiatric
2 hospital.
- 3 Q. What did you understand by that? What did they tell you
4 about that?
- 5 A. I was very angry, I was very upset because the damage he
6 had caused is going to be forever and I was so young and
7 I thought this was not enough, the psychiatric hospital
8 was not enough, but because there were no other
9 possibilities, I accepted it.
- 10 They also told me that I had been brave. If I had
11 not jumped out of the window many things could have
12 happened to me, they said he could have killed me or he
13 could have been violent.
- 14 Q. When did an officer say that to you?
- 15 A. After discharge, when I was staying at my female
16 friend's place.
- 17 Q. We know from the records you saw a police officer when
18 you were still in hospital, didn't you? One visited you
19 at Queen's Medical Centre; is that right?
- 20 A. Yes, but I do not remember that situation very well.
21 I remember well the officers that came to interview me
22 and then after discharge.
- 23 Q. So just to be clear, two officers that took the
24 statement from you in Accident and Emergency on the day?
- 25 A. Yes.

29

- 1 Q. Can you look at a photograph for me, please, which is
2 page 18 of the bundle that you have there, and page 20,
3 it's two photos, and in the hearing room it's
4 NGPF0000090. There are two photographs, so it's that
5 one and there's also NGPF0000091 and both of them show
6 the door. Did you ever see those photographs until we
7 sent them to you?
- 8 A. No, I haven't seen these photographs.
- 9 Q. If we put on screen please NGPF0000092, page 1, we can
10 see there the wood splintered on the floor where the
11 door was kicked in. On the day, you didn't see the door
12 burst open, it was as it was opening that you fled out
13 of the room; is that right?
- 14 A. Yes, I had already fallen and I did not see these
15 fragments.
- 16 Q. That can come down quickly.
- 17 One other matter. In your statement to the Inquiry
18 you say at paragraph 12 that when they brought the man
19 into the courtyard he tried to run towards you. The
20 officers had pinned him down and he was staring at you.
- 21 A. It is correct. He was looking at me with his eyes wide
22 open. He tried to come to me but the officers had
23 pinned him down.
- 24 Q. This isn't something that you say in the statement to
25 the police on 24 May in Accident and Emergency. Can you

31

- 1 Q. One officer that visited you when you were in the
2 hospital on 30 May but you don't remember very much
3 about that.
- 4 A. *(Not interpreted) Si, non me ricordo.*
- 5 Q. And then another visit when you were at a friend's
6 afterwards.
- 7 A. *(Not interpreted) Si.*
- 8 Q. Was it the same officer or different officers or can't
9 you remember?
- 10 A. It was one -- one, the same, it was him.
- 11 Q. The same officer?
- 12 A. I don't remember the name, but I don't -- but I remember
13 it was the same.
- 14 Q. Was it one officer on his own when he visited you when
15 you were staying at a friend's place?
- 16 A. Yes, yes.
- 17 Q. It was at that time that you had the conversation, was
18 it, about the fact that the man could not be prosecuted?
19 Is that when you say you had that conversation?
- 20 A. *(Not interpreted) Si. Si, si.*
- 21 Q. Were you upset when you spoke to him then about the fact
22 that the man could not be prosecuted, was that something
23 you felt more angry about as time moved on?
- 24 A. Yes, it was when he told me that this man could not be
25 prosecuted. I felt disappointed, very angry.

30

- 1 remember being asked about that or not?
- 2 A. Questions about what --
- 3 Q. That he was running towards *(overspeaking)* --
- 4 A. I don't remember. I don't think so, but I don't
5 remember it. I don't remember.
- 6 Q. Just finally, Feven, when you fell to the ground and
7 jumped out of the window, you said it was very obvious
8 that you had hurt your back. Why do you think it was
9 very obvious?
- 10 A. Because I was very much in pain. I could not stand or
11 sit right with my back. I could not hear voices and
12 I could not see for some seconds?
- 13 Q. Did you know or realise you had done something serious
14 to your back, there was a problem?
- 15 A. Yes, and even the doctor had explained to me that there
16 was a risk of permanent damage if surgery had not taken
17 place. Even so, during surgery they told me that there
18 was a possibility that I might suffer from irreversible
19 damage and thankfully, however, the surgery went well.
- 20 Q. So when you were waiting for the ambulance and got into
21 the ambulance, you didn't need scans to tell you that
22 something had happened in your back without having scans
23 to check for that, you knew that something had happened.
- 24 A. Well, I had the feeling that a fracture had occurred and
25 it was my intuition, so to say. At A&E, however, they

32

1 did direct scans to -- and I remember this because they
 2 needed to find out exactly where the fracture had
 3 occurred. Still I could not move myself at all. There
 4 were six, seven personnel who were moving me because
 5 I couldn't move at all.

6 **Q.** When the police officer visited you in hospital on
 7 30 May, so six days after this happening, it says in his
 8 statement to the Inquiry that you had required surgery
 9 to your spine and you had initially made a good
 10 recovery.

11 **A.** (*Inaudible*) where the screws were needed. Four days
 12 after I started physiotherapy and I can say that
 13 gradually, slowly I have recovered, but the pain is
 14 constant.

15 **Q.** The police officer says that he explained the man had
 16 been admitted to a mental health hospital.

17 **A.** I remember he was placed in a mental -- in a psychiatric
 18 hospital.

19 **Q.** And he said that he explained it would be necessary to
 20 determine whether the man had capacity at the time of
 21 the offence to assess whether he would be prosecuted.

22 **A.** (*Not interpreted*) *Questo non me ricordo.*

23 **Q.** He says that you appeared very understanding and kind
 24 about it.

25 **A.** Yes, because I was trying to understand the situation,

33

1 Accident and Emergency, the statement was taken by the
 2 police officers?

3 **A.** I remember they took notes of everything that I was
 4 saying, everything I was telling.

5 **THE CHAIR:** At the time how were you feeling?

6 **A.** I was very worried. I was angry. I thought about my
 7 future. I thought whether I would end up paralysed or
 8 surgery would have gone well, successfully. Also
 9 I thought what was going to happen with the person who
 10 had tried to attack me, how was this going to end?

11 **THE CHAIR:** Can you remember if you had had any medication
 12 by the time you gave your statement?

13 **A.** I do not recall. I do not remember whether they had
 14 given me any medication. I remember I was waiting for
 15 my x-ray to happen.

16 **THE CHAIR:** So the statement was taken when you were waiting
 17 for your x-ray?

18 **A.** Yes, I think so, yes.

19 **THE CHAIR:** Were you offered an interpreter?

20 **A.** There wasn't any interpreter. There were just the two
 21 officers and I spoke.

22 **THE CHAIR:** Were you asked to sign a statement that they
 23 prepared?

24 **A.** This is something I don't remember well either.

25 **THE CHAIR:** Thank you. I have no further questions. Thank

35

1 but I was still upset, I was still angry.

2 **THE CHAIR:** Feven, I have a couple of questions for you.
 3 Just can you help us: how old were you at the time of
 4 this incident?

5 **A.** 22.

6 **THE CHAIR:** And you were on your own in England, apart from
 7 staying with your friend.

8 **A.** (*Response in Italian. Interpreted at line 11*) --

9 **THE CHAIR:** You told us -- sorry.

10 **A.** That is correct. I did not have my family here. I only
 11 knew a shop where I would buy my bread and of course my
 12 two female friends.

13 **THE CHAIR:** You have told us that you were learning English
 14 at the time. How good was your English at that time?

15 **A.** It was so-so. I couldn't speak very well. I could
 16 understand better, but I could not express myself very
 17 well.

18 **THE CHAIR:** When the officer took your statement, I think
 19 that was in A&E, wasn't it, Accident and Emergency?

20 **A.** (*Not interpreted*) *Si, si, si.*

21 **THE CHAIR:** At the time you had been brought into Accident
 22 and Emergency and you have told us that it took six or
 23 seven people to help you to get there.

24 **A.** Yes, to put me on the stretcher.

25 **THE CHAIR:** Can you remember when, over the time you were in

34

1 you very much, Feven, for giving your evidence.

2 **A.** (*In English*) Thank you too.

3 **THE CHAIR:** I would also like to thank Hogan Lovells who
 4 have provided pro bono support for you in Italy.

5 **A.** *Grazie mille.*

6 **MS LANGDALE:** Chair, we will be ready to take the next
 7 witness at 12.15 in the hearing room.

8 **THE CHAIR:** Yes, we will start again at 12.15. Thank you
 9 very much.

10 **(12.03 pm)**

11 **(Short Break)**

12 **(12.14 pm)**

13 **MR BLAKE:** Good afternoon, Chair. We're going to hear from
 14 Inspector Katie Eustace.

15 **INSPECTOR KATIE EUSTACE** (*affirmed*)

16 **THE CHAIR:** Thank you very much. Sit down please.
 17 Questioned by MR BLAKE

18 **MR BLAKE:** Thank you. You should have in front of you
 19 a witness statement, perhaps in that bundle in front of
 20 you.

21 **A.** Yes.

22 **Q.** Can I just ask you to turn to that. It's dated
 23 7 October 2025 and it has a URN of WITN0007001. Can you
 24 confirm that that statement is true and accurate to the
 25 best of your knowledge and belief?

36

1 A. Yes, sir, I can confirm it is true and accurate to the
2 best of my knowledge.

3 Q. Thank you very much. By way of background you joined
4 Nottinghamshire Police in 2009; is that right?

5 A. Yes, that's correct.

6 Q. And you served as a Police Constable until 2023; is that
7 right?

8 A. Yes, that's correct.

9 Q. Since then you have been promoted to the rank of
10 Inspector.

11 A. Yes.

12 Q. You are giving evidence today about an incident that
13 occurred on 24 May 2020, what we know as the first
14 incident, and at that point I think you were part of the
15 Roads and Armed Policing Team; is that right?

16 A. Yes, sir, that's correct.

17 Q. Briefly can you assist us with what the Roads and Armed
18 Policing Team does?

19 A. So the role of the Roads and Armed Policing Team is we
20 are an armed response vehicle. Our role was one of
21 three ARVs around the county of Nottinghamshire to
22 respond to any firearms incidents on those days when
23 we're on duty and also deal with any road policing
24 incidents as well, such as fatal RTCs or anything like
25 that.

37

1 Q. Thank you. What about an occurrence log?

2 A. An occurrence log is what used to be called a crime
3 reference number, and that is generated through the
4 NICHE system and that is a specific number that relates
5 to that crime reference, so that incident, that
6 occurrence.

7 Q. When you are responding to an incident, do you see both
8 of those, do you see either of those or something else?

9 A. We would look at the incident log when we're responding
10 to an initial incident.

11 Q. Thank you. You received a call shortly after midnight,
12 ten past midnight. I'm going to take you first to the
13 incident log. Can we please bring up on screen
14 NGPF0000069. Thank you. So we can see on the screen
15 now the call time, that's -- is that the 999 call at
16 eight minutes past midnight?

17 A. Yes, it will be, when that log has been generated, sir.

18 Q. We have there the incident description, it says:
19 "Reporting heard banging noises, from flat below,
20 looks like someone has tried to [knock] ... the door in
21 downstairs flat, door is off its hinges with handle off
22 the door. Currently unoccupied property, unsure if
23 anyone has got in, no one seen or heard inside, happened
24 in last 5/10 minutes."
25 Can you assist us with who inputs that description?

39

1 Q. We're going to hear a lot about ARVs in this Inquiry.
2 Can you briefly just assist us what is an ARV and what
3 do they do?

4 A. So an ARV is an armed response vehicle. There are two
5 police officers inside it trained as ARVs (*sic*),
6 Authorised Firearms Officers. They carry a carbine
7 within a safe within the vehicle. We have a Glock SLP
8 sidearm and a taser. We also carry T66 bags is what we
9 call them, but they are bags to respond to any marauding
10 terrorist incident or an Operation Plato where you have
11 such a high level of threat.

12 Q. Thank you. Do you also have an enhanced first aid
13 training as an ARV officer?

14 A. Yes, we do have an enhanced first aid which is D13.

15 Q. Thank you. Moving now to the incident. I'm going to
16 take you to an incident log and an occurrence log.
17 Again, you're the very first officer we have had in this
18 Inquiry, so can I just use you to explain the difference
19 between an incident log and an occurrence log, please.

20 A. Okay, so an incident log is generated by our police
21 control room using the Safe System and that is generated
22 when somebody rings 999, a call handler will start
23 typing an incident log and create that and that gets
24 a unique reference number which is specific to that log
25 and the date that it is created.

38

1 A. That would be the call handler in the control room and
2 they would be typing that as they're speaking to the
3 caller on the phone.

4 Q. Thank you. You have said in your witness statement you
5 weren't familiar at the time with Brook Court. We have
6 heard a little bit about it this morning. Can you just
7 assist us, having now seen it, what kind of a building
8 it is?

9 A. It is an apartment complex, like a flat complex, so
10 I think there were three floors to the property,
11 accessed by a main communal door which isn't unusual for
12 a flat complex.

13 Q. On arrival you spoke with somebody who we heard from
14 this morning who we know as Liam. Can you assist us
15 with what you were told by him?

16 A. From what I recall, I remember arriving on scene.
17 I think Liam greeted us pretty much at the door as we
18 arrived there, being the first officers to arrive, and
19 explained what had happened. So someone had kicked in
20 the door, I think it was flat number 11 or 12, and we've
21 gone upstairs and the -- VC has been up there with the
22 door being opened, quite clearly damaged and two other
23 persons were with him as well.

24 Q. I think you said in your statement that you could hear
25 shouting. Where were you when you could hear the

40

1 shouting?

2 **A.** Downstairs, to the foot of the stair where you could

3 hear a better -- probably described best as a commotion

4 upstairs, sort of noises, shouting.

5 **Q.** Was it shouting from one individual or multiple

6 individuals?

7 **A.** I would say -- I mean, five years ago, I would say it

8 was just noisy shouting. I couldn't tell you if I'm

9 honest.

10 **Q.** At some point you saw VC. Can you assist us with what

11 he was doing when you first saw him?

12 **A.** So I have gone up the stairs, VC has been in the doorway

13 and he has been sort of -- I think I refer to it in my

14 statement, my original witness statement, about him

15 trying to get into the flat to try to get to his mum who

16 he believed was in the flat. So I have taken hold of

17 him because he was quite -- clearly wanted to still go

18 into the flat, handcuffed him to the rear so safely

19 detaining him whilst we spoke to other persons because

20 immediately in mind I knew I had the power to arrest him

21 for damage to the door potentially.

22 **Q.** Let's try and break that down a little bit.

23 I appreciate it's a long time ago now. Can you

24 remember, when you saw him, what you recall of his

25 demeanour at all?

41

1 we could move on, then, to the same reference but 72.

2 That's the second photo that you took; is that correct?

3 **A.** Yes, that's correct.

4 **Q.** From your experience as an officer but also having seen

5 the door yourself on that occasion, are you able to

6 offer us any view as to the kind of force that would be

7 necessary to open the door in that way?

8 **A.** From my experience as an officer and I'm -- as part of

9 my role as an ARV and public order we are MOE trained,

10 so method of entry trained to force entry. It is

11 a fire door, it is quite a strong door, so it would have

12 required a reasonable amount of force to kick it and

13 cause that damage to it.

14 **Q.** When you say a reasonable amount, what exactly do you

15 mean by that?

16 **A.** A fairly -- a good several kicks to that door.

17 **Q.** Thank you. You have arrested VC on suspicion of

18 criminal damage. Do you recall his response?

19 **A.** Can I refer to my statement?

20 **Q.** I think in your statement you say that he said "She's in

21 there"; is that correct?

22 **A.** Yes, that's correct.

23 **Q.** Again, was that your impression that that was

24 a reference to his mother?

25 **A.** Yes, it was.

43

1 **A.** From what I remember, he was just upstairs outside the

2 flat door, quite agitated would be my best description

3 of him. Not aggressive, but agitated.

4 **Q.** I think you have said you took hold of him. Were you

5 not concerned about any physical threat?

6 **A.** No, I wasn't at the time.

7 **Q.** What was your impression of him at that point?

8 **A.** As soon as I have gone hands on with him and sort

9 of cuffed him, immediately I thought -- because as

10 a police officer going through your mind is this person

11 drunk, what's caused the incident to be happening in

12 front of me. I couldn't smell any alcohol, so then

13 I immediately went to is he under drugs or is it mental

14 health, and then the part about his mum made me think he

15 is hallucinating or something strange is going on. It's

16 not a normal -- it's not normal behaviour to be acting

17 like that.

18 **Q.** Was he referring to his mum?

19 **A.** That's what I recall, yes.

20 **Q.** The original report is of damage to 12 Brook Court. I'm

21 just going to bring onto screen some photos that we have

22 already seen today. NGPF0000071, please. Is this

23 a photo that you took?

24 **A.** Yes, I did.

25 **Q.** Thank you. That's of number 12 Brook Court. Yes. If

42

1 **Q.** Was anybody in there?

2 **A.** From -- I didn't personally check, but other officers --

3 because we had been the first officers to arrive on the

4 scene, due to our role that we performed, other officers

5 were sent to back us up and sort of relieve the ongoing

6 incident almost so we could be available, and they have

7 gone into that flat and checked, so they have confirmed

8 for us there's nobody else in that flat.

9 **Q.** Thank you. You handed VC to local officers to be taken

10 back to the custody suite at that stage?

11 **A.** Yes, that's correct.

12 **Q.** Could we please turn to a Nottinghamshire Police policy.

13 It's NGPF0006002. This is a policy that we will take

14 a few witnesses through and it's called "Dealing with

15 persons with mental health". Is this a policy that

16 you're familiar with at all?

17 **A.** Yes, I am.

18 **Q.** Is it something you received any training in?

19 **A.** Not whilst I was on the ARVs, no. And I don't

20 think I've had any training on it since whilst I have

21 been back onto division and local policing, but before

22 I went onto the armed response vehicles, I used to work

23 on the Street Triage Team, so having some involvement

24 with the mental health system and how it worked with

25 detaining people under 136.

44

1 Q. Thank you. Again, as the first officer and as somebody
 2 who has just mentioned the Street Triage Team, can you
 3 briefly tell us about that, please?
 4 A. So within Nottinghamshire we have the Street Triage Team
 5 which is a mental health or -- a mental health
 6 practitioner and a police officer that travel to mental
 7 health incidents to perform that role. So when you've
 8 got somebody suffering with mental health, they can go
 9 there, they can speak to that person, they can receive
 10 that care from the mental health worker rather than it
 11 being a police officer.
 12 Q. Were you part of that team before this incident or after
 13 this incident?
 14 A. Before.
 15 Q. Could we turn please to page 6 of this policy.
 16 This section here addresses section 136 of the
 17 Mental Health Act and it quotes from section 136 and it
 18 says below that:
 19 "A person may be detained for a maximum of 24 hours
 20 but an assessment should be commenced no longer than
 21 three hours after arrival at the place of safety.
 22 "The power can be exercised in any place other than:
 23 "(a) any house, flat or room where that person, or
 24 any other person, is living ... any yard, garden ..."
 25 Et cetera. Then it says:

1 Might that have impacted on how it was treated
 2 subsequently by those investigating?
 3 A. To my knowledge, no, it wouldn't. It would have still
 4 gone through the same process that it would have gone
 5 through had it been criminal damage. Sort of my
 6 reflection afterwards, could I have gone for the
 7 attempted burglary, but criminal damage was a similar --
 8 and he had made no attempt to go into the flat as well.
 9 So I think that was my rationale at the time, arresting
 10 him for criminal damage and not attempted burglary.
 11 Q. If he had been arrested for burglary, might it have led
 12 to, for example, drug testing as a trigger offence?
 13 A. I think they -- to my knowledge they removed the trigger
 14 offence dip testing, so we couldn't do it any more.
 15 Q. Do you know approximately when that might have been?
 16 A. I think it was whilst I was on the fire -- on the ARVs.
 17 Q. Thank you. How about being kept in custody? If he had
 18 been charged with what may be considered a slightly more
 19 serious offence, do you think it may have kept him in
 20 custody rather than being released under investigation?
 21 A. VC would have had to have met the criteria for him being
 22 remanded into custody, so there are -- and I don't know
 23 them off the top of my head, but certain sets of
 24 criteria for being remanded into custody and VC had no
 25 previous offences so it would be very unlikely that we

1 "However, when a substantive offence may have been
 2 committed, it is generally more appropriate to arrest
 3 for the offence and convey to a custody suite, rather
 4 than detain under section 136. In such circumstances
 5 a mental health assessment can be conducted in custody
 6 if required."
 7 The paragraph below -- I will just take you to the
 8 second sentence, it says:
 9 "Detention under section 136 should be used if
 10 necessary where there are no offences, or where in any
 11 offences are of a minor nature and do not warrant action
 12 within the criminal justice system."
 13 You have said in your witness statement that you
 14 didn't feel you had any powers under section 136. Did
 15 you mean that that test wasn't satisfied, or was it that
 16 arrest was more appropriate?
 17 A. In that circumstance arrest was more appropriate because
 18 he would -- VC would have a mental health assessment
 19 whilst in custody.
 20 Q. So it was sufficiently serious to arrest rather than to
 21 detain?
 22 A. Yes, it was.
 23 Q. Thank you. That can come down, thank you.
 24 You have also said in your witness statement that
 25 you considered arresting VC for attempted burglary.

1 would be able to remand him at court, but that would be
 2 a decision for the court to make at the time.
 3 Q. If we could go back to that policy, NGPF0006002, and if
 4 we could look at please page 22 and 23. We will start
 5 on page 22. Thank you. I will just read to you a few
 6 sections of this policy. Can we scroll down please to
 7 the bottom of the page. There's a section there on
 8 public interest issues and it says:
 9 "When a person experiencing a mental disorder
 10 commits an offence, it is sometimes presumed that the
 11 offence is linked to the mental disorder. This is often
 12 not the case and the mentally disordered offender may
 13 then proceed through the Criminal Justice System."
 14 Over the page please:
 15 "It is no more helpful or fair for people with
 16 mental ill health or learning difficulties to be
 17 'labelled' as unfit to prosecute than it is to assume
 18 they are not fit or competent to access the criminal
 19 justice system as victims or witnesses.
 20 "Advice can be sought from Mental Health Services in
 21 the decision-making process around prosecution and of
 22 potential disposal options. Mental health services will
 23 support a Mentally Disordered Offender ... through the
 24 Criminal Justice process. Continuation of due process
 25 can be helpful in issues of personal responsibility for

1 the MDO, and there are ethical reasons for MDOs having
2 access to the right to justice in a court.

3 "Under certain circumstances it may be necessary to
4 prosecute an offender to allow Mental Health Treatment
5 orders, Hospital Orders and/or other statutory support.
6 This will certainly be the case for serious crimes."

7 Do you think there is a relationship in policy
8 between the seriousness of the crime and the likelihood
9 that somebody will be prosecuted, despite mental health
10 issues?

11 **A.** I think somebody having a mental health condition
12 shouldn't preclude them from being prosecuted for an
13 offence, as is within that policy. It's not a defence
14 and that defence is actually only valid in a court of
15 law, it's not valid for anything else, so ...

16 **Q.** If we could scroll down please, there's another section
17 "Diverting suspects from custody to Inpatient Care", and
18 I will just read to you one more paragraph. It says --
19 the second paragraph:

20 "Where the offence under investigation is indictable
21 and sufficient evidence is available on the threshold
22 test at the point of detention in custody then remand
23 should be sought so the courts can consider their powers
24 to remand to psychiatric hospital for reports or
25 treatment. Where the offence is either way and there

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1 wouldn't have.

2 **Q.** If we could take that off the screen please. I want to
3 move on to liaison with the University. Now,
4 I appreciate that you were only the arresting officer in
5 this case. We heard yesterday that this incident
6 doesn't appear to have been passed on to the University.
7 Whose job in your view would it have been to pass
8 information of this offence to the University, if
9 anybody's?

10 **A.** It would have been the officer in the case that
11 continued the investigation.

12 **Q.** Are you aware of any particular policy that applies to
13 that kind of information sharing?

14 **A.** Not that I am aware of, no.

15 **Q.** I would like to briefly look at the subsequent
16 investigation, although I appreciate, as I said, most of
17 it falls outside of your involvement. Can we please
18 turn to NGPF0000068. This is now the occurrence log.
19 We see there, if we could zoom in slightly to the top
20 half of the page, the occurrence time, eight minutes
21 past midnight, and we see slightly further down the date
22 that the case was concluded, 4 October 2021. This case
23 took a significant time to conclude, didn't it?

24 **A.** Yes, it did.

25 **Q.** Could we please turn to page 9 of the occurrence log.

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1 are specific risks to the public then police might also
2 want to remand in order to protect the public. Acute
3 hospitals under civil sections or informal admission do
4 not offer the same protection that a custodial remand
5 offers."

6 So again, we're looking here at the seriousness of
7 the offence, indictable, separate -- is treated
8 differently to perhaps an either way offence and one
9 that is just suitable for the Magistrates' Court, for
10 example, would be treated differently. Again, looking
11 at that is there -- and looking at this offence, do you
12 think if it had been treated as a more serious offence
13 it is more likely that VC would have, for example, been
14 detained in custody rather than released under
15 investigation?

16 **A.** I don't know the answer to that, if I'm -- I think it's
17 more of an opinion based on that one.

18 **Q.** Do you have a view as to whether criminal damage, and
19 criminal damage of this nature, is or is not seen as
20 sufficiently serious and comparable to something like
21 burglary?

22 **A.** The criminal -- the damage to the door would have been
23 seen as a very low-level criminal damage by the court
24 system, so in my opinion would the court have been
25 willing to remand him for that? I think they probably

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1 Could we focus please on the bottom half of the page.
2 We see there a "EMR -- prisoner handover/investigation
3 report." Can you assist us with what that is?

4 **A.** So when you create a NICHE occurrence you have what is
5 called an initial OEL handover occurrence, which I have
6 created this one, so I have done that while the
7 attending officers -- or the officers that have taken VC
8 to custody have been doing that to assist them in
9 continuing the enquiries and putting all the information
10 I had gained at the scene onto that to enable the
11 subsequent handover and investigation of the offence.

12 **Q.** That makes clear that VC is detained on the basis of
13 criminal damage to a dwelling, and then underneath
14 there's the entry:

15 "None - consider burglary however male has not
16 gained entry."

17 **A.** Yes.

18 **Q.** Can you assist us, who is meant to be doing the
19 considering?

20 **A.** That was -- I have written that for the interviewing
21 officer and for the officers that are doing the further
22 enquiries, so attempting to obtain statements or
23 obtaining statements, CCTV, should that reveal something
24 subsequent then they could consider further arresting
25 him for the burglary or attempted burglary and putting

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1 that to him in interview.

2 **Q.** I'm just going to read to you the summary that follows.

3 Could we scroll down slightly please, so the summary

4 says:

5 "Police have been called by Liam ... of reporting

6 that he has heard banging noise from the flat below ...

7 He has gone down and seen that the door has been kicked

8 off its hinges ...

9 "On police arrival [VC] ... has been attempting to

10 get into number 11 ... stating that he believed his

11 mother was in there. The occupants of 11 ... confirmed

12 that he did not know the male but had witnessed him

13 kicking the door in it at number 12. This has also been

14 witnessed by the occupants of number 9 ...

15 "[VC] has been very agitated on police arrival and

16 has continued to try and gain entry to number 11 before

17 being detained. It is suspected that he may be under

18 the influence of drugs."

19 Is that your view?

20 **A.** That is my view, yes, sir.

21 **Q.** Would you have expected him to have been tested in light

22 of that information?

23 **A.** I would expect it to be considered at custody.

24 **Q.** "[VC] resides at 7 Brook Court ... his flat has been

25 checked and there is no sign of any drug misuse and it

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1 How would that appear if they were linked?

2 **A.** I think it's professional curiosity in that when you

3 would have created the second occurrence you could have

4 clicked onto VC's name and it would have brought up any

5 other occurrences that he has been involved in. For

6 example, if someone is a prolific shoplifter, you can

7 click on their name and you can see all the other

8 incidents they are outstanding for and then you can link

9 in with your officers investigating those occurrences.

10 **Q.** Is it right to say that that didn't happen in this case?

11 **A.** I don't know is the --

12 **Q.** Having looked at the occurrence log, is there anything

13 in the occurrence log that suggests that some sort of

14 formal link has been made?

15 **A.** There is nothing in the log to say it has happened.

16 **Q.** Can we please turn to page 13 of the occurrence log.

17 Thank you. If we scroll down slightly, please, just to

18 the entry below. We have there an entry from the

19 investigator on 24 May 2020. Is that PC Leggett?

20 **A.** Yes.

21 **Q.** This is after your involvement, but I'm just going to

22 read to you the email that was sent to the owners of the

23 flat. It said:

24 "A male resident from 7 Brook Court ... has been

25 acting very odd and kicked down the door of number

55

1 appears that he is currently a student ..."

2 This says NT, that's Nottingham Trent University.

3 **A.** Yes.

4 **Q.** Do you know if that's right -- we know he wasn't at

5 Nottingham Trent University. Do you know where you

6 formed that impression?

7 **A.** I don't know, no, I don't.

8 **Q.** "The owners of the building Brook Court - are Walton and

9 Allen. We have been unable to contact them in order to

10 obtain a victim statements."

11 Did you take part in those inquiries?

12 **A.** No, I didn't.

13 **Q.** "Damage to the door of 12 has been photographed ... has

14 been saved ..."

15 Then it says:

16 "Consider [Mental Health Act] assessment of [VC] due

17 to his mannerism and behaviour. The occupants of 11 are

18 concerned that he may try and gain entry or cause

19 further issues for them if he is released."

20 We know that there was a further incident that day,

21 we just heard from Feven, the victim of that incident.

22 Would you expect those two cases to be linked in some

23 way by the police?

24 **A.** Yes, I would.

25 **Q.** Would you see that in the occurrence log in some way?

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1 12 ... he has been arrested ... we need to know if you

2 would like to press charges or deal with this in a civil

3 matter by charging him directly?

4 "He will be interviewed [in the] morning ..."

5 And it gives the contact details.

6 "Would you like to press charges?"

7 Is that language that's used by Nottinghamshire

8 Police?

9 **A.** It is, yes. By "Press charges" what he means is

10 providing a statement, an MG11, and be willing to attend

11 court, provide that statement as evidence to prosecute

12 VC for that criminal damage.

13 **Q.** Because I mean press charges -- it's an American term?

14 **A.** It is a very American term.

15 **Q.** It's not something that is standard in this country.

16 **A.** Yes, it's not something --

17 **Q.** Victims don't in this country get to choose whether or

18 not a prosecution takes place, do they?

19 **A.** No, they don't.

20 **Q.** Or "or deal with this in a civil matter by charging him

21 directly". Do you think that there was some reluctance

22 to pursue this matter as a criminal matter looking at,

23 for example, that email?

24 **A.** I would say it's not the best email and what I would --

25 as a police officer, if I had picked that up in the

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1 morning, I would be down at the offices of Walton &
 2 Allen to go and do that inquiry myself and be there at
 3 the door to say "can we have a statement from whilst
 4 this gentleman is in custody so we can gather all the
 5 evidence while he is with us because he has displayed
 6 some concerning behaviours and the other residents are
 7 concerned", so ...

8 **Q.** Thank you. If we look at the next entry below, again
 9 the same officer, he says:

10 "Apologies to the morning shift but the DP has been
 11 acting strangely throughout think he was seeing demons
 12 and devils. It was 2 am before we could recontact the
 13 witnesses who are now no reply to ringing ..."

14 This is 3 in the morning at this point:

15 "... answer phones left.

16 "DP has ended up on poll 1 to the QMC ..."

17 Can you assist us with what that means?

18 **A.** So a poll 1 is a Notts colloquialism almost for prisoner
 19 watch, so where two officers take a prisoner from
 20 custody to the hospital and remain with them at hospital
 21 whilst they have medical treatment.

22 **Q.** "... as he states he is hearing voices:

23 "Walton & Allen [the owners of the flat] won't be
 24 open until Tuesday so a loser statement is unlikely.

25 "If one witness is willing to provide a statement

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1 losers statement from the owners."

2 We heard from Liam today. Do you know why
 3 a statement doesn't appear to have been taken from him?

4 **A.** No, I don't.

5 **Q.** Thank you. Could we please turn to page 20 and the
 6 bottom entry please. Now we're moving on a great deal
 7 of time and, as I said, I won't deal with the detail
 8 with yourself but we're looking now at 30 July 2021 and
 9 this is a summary from PC Collins. I'm just going to
 10 read to you that entry, it says:

11 "In relation to dealing with ..."

12 This is an email to the victim, the owner of the
 13 property:

14 "In relation to dealing with the offender for this
 15 matter he finally attended the Bridewell yesterday to
 16 discuss a conditional caution ..."

17 So by this stage there's discussion with VC about
 18 a potential caution:

19 "... that you would be able to get back the costs
 20 for the damage to your property.

21 "Unfortunately he has refused to accept
 22 a conditional caution and has opted to go to court,
 23 which means you would probably need to attend as it was
 24 your property."

25 Let's just pause there, "you would probably need to

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1 unsure if that will be enough to charge.

2 "Flat 12 the damaged door is unoccupied and empty so
 3 no 'victim' inside.

4 "Possible interview and RIU ..."

5 Is release under investigation, isn't it?

6 **A.** Yes, it is.

7 **Q.** "... for statements."

8 Again, does this entry give you the impression that
 9 there is some slight reluctance by the officer to really
 10 pursue the matter very thoroughly?

11 **A.** It does concern me because Walton & Allen not being
 12 open, well, the tenants will have contact numbers for
 13 them. There are more than one way to get hold of
 14 a witness.

15 **Q.** And you have photos of the damage?

16 **A.** Yes.

17 **Q.** One witness alone may be sufficient, might it not?

18 **A.** Yes, I would say so.

19 **Q.** If we go, please, over the page and we're now moving on
 20 some time to May 2025, about halfway down the page
 21 please, we have PC Collins' entry. We're going to be
 22 hearing from PC Collins so I'm not going to be asking
 23 you a great deal about her involvement, but she says
 24 there at the bottom that by this stage, so 24 May, at
 25 6.37, he has been released under investigation "pending

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1 attend as it was your property", I mean in your

2 experience where you have photographs of damage to

3 a door is it likely or less likely that in fact

4 an officer -- an owner of the door would need to come to
 5 court?

6 **A.** It is fairly -- it is less likely if it's somebody that
 7 owns that whole property. If you've got the witnesses
 8 that have seen the damage and photographs of the damage,
 9 it would be quite excessive to call that witness but
 10 there's always the potential.

11 **Q.** Yes, but the use of "probably" is suggestive that the
 12 owner will likely need to come to court, isn't it?

13 **A.** Yes.

14 **Q.** "I would need to know if you still want to pursue this
 15 matter and also make you aware that if charged there is
 16 a possibility that CPS may not run the job due to the
 17 suspect not being of sound mind at the time of the
 18 offence which can now be evidence[d] by psychiatric
 19 reports."

20 So not only are you probably going to need to come
 21 to court but it might well be that the CPS might not run
 22 the job. What's your view on that correspondence?

23 **A.** If you have got enough evidence to caution somebody for
 24 an offence, you've got enough evidence to charge them
 25 with the offence.

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1 Q. Thank you. Stepping back, do you think that this case
2 was given the attention it deserved?
3 A. No, I don't think it was.
4 Q. Would you agree that this kind of correspondence
5 encourages victims, particularly of offences that may be
6 seen as less serious, not to pursue the matter further?
7 A. Yes, I would agree with that.
8 Q. Thank you. Thank you very much, Inspector Eustace.
9 I don't have any further questions. There are some
10 short questions from two of the Core Participants.
11 **THE CHAIR:** Yes. Mr Moloney.
12 Questioned by MR MOLONEY
13 **MR MOLONEY:** Inspector, I would just like to ask you about
14 the policy that Mr Blake took you to and I will just
15 take you back to it, if I may, briefly and to the same
16 page that Mr Blake took you to and if it assists it is
17 NGPF0006002 and to page 23, if we could please.
18 Do you see the section Mr Blake took you to,
19 "Diverting suspects from custody to Inpatient Care"?
20 A. Yes.
21 Q. We see the second paragraph there which reads:
22 "Where the offence under investigation is indictable
23 and sufficient evidence is available on the threshold
24 test ..."
25 And Mr Blake took you through this and then it goes

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1 between "indictable" and "either way"?
2 A. There are --
3 Q. So the first sentence should perhaps read "Where an
4 offence under investigation is triable on indictment
5 only ..."
6 A. Potentially, yes, that's what I was about to say because
7 you get indictable, don't you.
8 Q. That's where there would be a real distinction, isn't
9 there?
10 A. Yes.
11 Q. Between triable by indictment only and either way?
12 A. Yes.
13 Q. And the first part of it says that essentially, if it's
14 triable on indictment only, and this would of course
15 make sense, then remand should be sought so that
16 the courts can consider their powers to remand to
17 psychiatric hospitals for reports or treatment, because
18 "indictment only" is when it is serious, isn't it?
19 A. Yes.
20 Q. And just to be clear, an offence of section 18 is
21 triable on indictment only.
22 A. Yes.
23 Q. Can I just go back -- just further up the page, sorry.
24 If I could just check on this same page if we could
25 scroll up. Yes. Just that final paragraph before

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1 on to say:
2 "Where the offence is either way and there are
3 specific risks to the public then police might also want
4 to remand ..."
5 Now, I just have a couple of questions about that
6 paragraph, if I may, and can I foreshadow those
7 questions by an apology to any criminal lawyers in the
8 room, and to the Chair, about drawing the distinction
9 between indictable and "either way" and whether or not
10 there is a distinction, because an "either way" offence,
11 Inspector Eustace, that's one which can be tried
12 summarily in the Magistrates' Court?
13 A. Yes, it can.
14 Q. And it can also be tried on indictment, that is to say
15 in the Crown Court?
16 A. Yes, it can.
17 Q. So if it can be tried on indictment it is indictable,
18 isn't it?
19 A. Yes.
20 Q. You see and that's why I went to that in order to draw
21 the distinction where it says "Where the offence under
22 investigation is indictable" then effectively that is
23 a triable either way offence, isn't it?
24 A. Yes, it is.
25 Q. So there is no distinction, in effect, in this paragraph

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1 "Diverting suspects from custody to Inpatient Care":
2 "Under certain circumstances it may be necessary to
3 prosecute an offender to allow Mental Health Treatment
4 orders, Hospital Orders and/or other statutory support.
5 This will certainly be the case for serious crimes."
6 Would you interpret that, Inspector, as essentially
7 meaning there may be circumstances where even though
8 a custodial sentence may not be the outcome, where there
9 may not even be a conviction, then it might be desirable
10 to do so in order to ensure that the subject of the
11 prosecution accesses mental health services?
12 A. Yes.
13 Q. So that the reasons for that might be firstly to secure
14 therapy?
15 A. Yes.
16 Q. But secondly, maybe to protect the public from risks
17 that they present?
18 A. Yes.
19 Q. Thank you very much, Inspector, that's all I ask.
20 **THE CHAIR:** Yes, Ms Cartwright.
21 Questioned by MS CARTWRIGHT
22 **MS CARTWRIGHT:** Good afternoon, PC Eustace. I ask questions
23 on behalf of the survivors.
24 Can I firstly just very briefly -- my learned friend
25 Mr Blake referenced you're an Armed Response Officer and

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1 I think you gave a brief overview about what Armed
 2 Response Officers do, but it is right, isn't it, that
 3 you are also trained as an Armed Response Officer in
 4 tactical contact to prevent progress of vehicles?
 5 **A.** Yes.
 6 **Q.** And also to ensure enforced stops of vehicles as well.
 7 **A.** Yes, that's right.
 8 **Q.** And essentially Armed Response Officers also are trained
 9 as teams to deploy tactics to do that as well.
 10 **A.** Yes, that's right.
 11 **Q.** Thank you. Then can I first of all please just briefly
 12 ask you, you have already dealt in your evidence that
 13 when you arrived the damage had been caused to number
 14 12, but also at the time you were around VC was trying
 15 to get entry into number 11, and it's his entry into
 16 number 11 that you were having to try and prevent?
 17 **A.** Yes, it was all on the landing on the first floor.
 18 **Q.** Thank you. I think we can go to the incident log again
 19 which I think is NGPF0000068 and it is page 18, I think,
 20 that deals with I think the entry where you tell us that
 21 you were -- in fact that's -- sorry, that's a rogue
 22 reference. Perhaps if I can just deal with it this way:
 23 have you had an opportunity to review the incident log?
 24 **A.** Yes, I have.
 25 **Q.** I think you have recorded that you had the members of

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1 footage.
 2 **A.** Yes.
 3 **Q.** Now, it's obviously highly regrettable we don't have
 4 that today because it would have shown things you can't
 5 really help us with today, like what you heard and saw,
 6 and it is right, isn't it -- if we look first of all at
 7 your witness statement please, WITN0007001, your
 8 paragraph 12 on page 2, so paragraph 12 you say this:
 9 "In making this statement, I refreshed my memory by
 10 reference to the Incident Log ... the Occurrence Log ...
 11 and the witness statement I made later the same day ...
 12 I was unable to locate my body-worn video footage."
 13 If we can perhaps go to another document which is
 14 your witness statement provided at the time, which is
 15 NGPF0000075, at page 2 -- so if we go to page -- if we
 16 just pause there for a second actually, if we go back.
 17 If we look at timings there, you made this witness
 18 statement at shortly after 1 o'clock in the morning on
 19 24 May; would you agree?
 20 **A.** Yes.
 21 **Q.** That in this witness statement, if we look at page 2,
 22 you exhibited your body-worn footage as KE4.
 23 **A.** Yes.
 24 **Q.** Would you therefore agree that that has requirements by
 25 way of the retention of that because it's now an exhibit

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1 number 9, 11 and 14 trying to explain to you what had
 2 happened and the disruption VC had caused?
 3 **A.** Yes.
 4 **Q.** But also you have recorded that the occupants of number
 5 11 were concerned, if released, that he would try and
 6 get access to their flat again. Do you remember that?
 7 **A.** Yes, and I documented that on the occurrence.
 8 **Q.** So would you agree that those that went on to
 9 investigate the matter should have been looking at that
 10 when considering what to do with VC --
 11 **A.** Yes.
 12 **Q.** -- because they had people that lived in very close
 13 proximity -- VC lived in flat 7 -- really concerned he
 14 was going to force his way into their property?
 15 **A.** Yes.
 16 **Q.** Would you agree, from what you saw, this is not just
 17 a case of criminal damage, this was highly concerning
 18 behaviour for those residents to have an individual not
 19 only kicking to knock doors off hinges but gaining
 20 accesses into property? It was highly terrifying for
 21 these occupants?
 22 **A.** Yes, it would have been for them to see that.
 23 **Q.** Now, you were asked questions about the photographs that
 24 could have been used as part of the prosecution, but you
 25 have also helpfully told us that you had body-worn

66

1 in a criminal investigation?
 2 **A.** Yes.
 3 **Q.** And that there should be a whole audit trail about the
 4 retention of that footage?
 5 **A.** (Nods)
 6 **Q.** So can I ask you: when you discovered when you made your
 7 witness statement for the Inquiry, did you cause checks
 8 to be made to interrogate what's happened to that
 9 footage?
 10 **A.** Yes, I alerted the Inquiry team that I couldn't find my
 11 video footage. I have checked the two systems --
 12 because we were in-between two systems at the time -- to
 13 try and locate it and on the evening when I docked my
 14 footage, I will have marked it up as retention and put
 15 the incident and crime number as reference. And,
 16 I mean, I have personally searched and I cannot find it
 17 and I apologise that I cannot find that.
 18 **Q.** But should there not be a log on police systems, bearing
 19 in mind the retention of exhibits is governed by
 20 policies --
 21 **A.** Yes.
 22 **Q.** -- and police procedures and there should be an audit
 23 trail that deals with that exhibit; would you agree?
 24 **A.** Yes, there should be.
 25 **Q.** What has that revealed?

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1 A. I don't know.

2 Q. Can I ask that question from another perspective please,
3 because first of all it was necessary to retain that
4 footage as an exhibit in an investigation, but,
5 secondly, that footage was highly relevant, would you
6 agree, because a few hours after VC was released from
7 custody for these matters he went on to carry out the
8 offence towards Feven, and would you agree therefore
9 that that should have been classified as a police
10 contact incident?

11 A. As a DSI.

12 Q. Pardon?

13 A. As a default as a -- with an APP.

14 Q. Yes.

15 A. It should have been considered, yes.

16 Q. Because it's right, isn't it, that we know that VC was
17 released from custody I think somewhere in the order of
18 shortly after 6.40 or thereabouts, the custody record
19 will tell us the exact time, but at 20.29 the telephone
20 call was being made to report Feven jumping out of the
21 window, and it's right, isn't it, you describe it as
22 a DSI, but where there has been police contact previous
23 to that incident --

24 **THE CHAIR:** Perhaps you can just make clear, so that
25 everybody else can understand you, what a DSI is,

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1 A. Yes, it is it's --

2 Q. It's clear guidance and, in respect of a serious injury,
3 that's defined in the policy as a fracture, deep cut,
4 deep laceration or injury causing damage to an internal
5 organ, or the impairment of any bodily function. So on
6 any view with what we have heard today from Feven and
7 the recording on the police system by 29 May that she
8 had a fracture to her vertebrae, this was plainly
9 a post-incident procedure requiring the most thorough
10 investigation.

11 A. So in relation to the post-incident procedure it would
12 depend on whether the -- at what point the level of
13 injury was discovered. If it's on the same night the
14 officers were on duty we would commence post-incident
15 procedure on the night. If it was a number of days
16 after, the consideration would be -- and that's written
17 within the APP -- whether it would add any benefit to
18 the investigation, but with it being a GBH-level injury
19 my thought would be that that would be a CID level
20 investigation because it's a serious investigation and
21 they are very serious injuries, and that is a PIP2 level
22 investigation, not for PIP1.

23 Q. Thank you. Now, you have already dealt with the fact
24 that the footage should have been retained for those
25 purposes, but now this is clearly a police contact

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1 Ms Cartwright.

2 **MS CARTWRIGHT:** Well, perhaps if you can describe a DSI
3 rather than me giving evidence.

4 A. It is called a post-incident procedure and following
5 police -- dealing with somebody and they have a serious
6 injury, which is generally GBH-level injury, so broken
7 bones such as the nature that Feven had, or the
8 discharge of a police firearm, this incident -- well,
9 post-incident procedures will be commenced. They form
10 sort of Article 2 of the Human Rights Act and it puts
11 a duty on the police and the state to have a transparent
12 investigation. That, in Nottinghamshire, is triaged
13 through the Force Incident Manager, so once the update
14 comes through as to the level of injury that will go
15 through the FIM, the Force Incident Manager, who will
16 contact one of the on-call post-incident managers, which
17 is a role that I do, and we will consider that with
18 whoever the on call Gold Officer is as to whether
19 a post-incident procedure should be started.

20 That also results in potential key police witnesses
21 being identified, being given non-conferring advice and
22 around body-worn video and the separation of witnesses.

23 Q. Thank you. It is right, isn't it, that post-incident
24 procedure following death or serious injury is governed
25 by the College of Policing?

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1 incident for Feven. It's right, isn't it, that
2 the Police Reform Act 2002 and schedule 3 also requires
3 not just "may", that the Police Force must and should
4 have retained that body-worn footage?

5 A. Yes.

6 Q. Would you agree that that footage was highly relevant
7 because it would have shown how VC was behaving on
8 24 May outside flat 11 and 12?

9 A. Yes, it would have done.

10 Q. We have the recording at 3.23 in the morning about
11 seeing devils and demons which is said to have been his
12 constant presentation in custody and that would have
13 been highly relevant to questions about why VC was
14 released from custody back to the same accommodation
15 where the residents of flat 11 had said they were
16 concerned he was going to force entry again.

17 A. It would have been. So I have, as in my statement,
18 I have docked my body-worn video, that footage gets
19 uploaded to our secure cloud and that is then when that
20 footage is stored. That footage has been marked up as
21 for retention, but unfortunately I don't know what's
22 happened to that footage and it is incredibly
23 frustrating for myself as a witness. I couldn't use it
24 to refresh my memory or for the Inquiry to be able to
25 see it.

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1 **Q.** Can I ask you in terms of the context, the wider
2 context, you were aware of at the time of providing your
3 statement: was any explanation given to you by the force
4 as to where that footage has gone?
5 **A.** No.
6 **Q.** Thank you very much.
7 **THE CHAIR:** Mr Beggs, is there anything you want to ask?
8 Thank you.
9 Well, thank you, officer, for your evidence and you
10 are free to go and we will start again at 5 past 2.
11 Thank you.
12 **(1.02 pm)**
13 **(The lunch break)**
14 (The Inquiry continued in the afternoon)
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