



MOD-83-0000383-A

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MOD Form 266A/B
(Introduced 12/03)
Case No: 64872/04

SERVICE POLICE
WITNESS STATEMENT

(CJ Act 1967, S.9; MC Act 1980, ss5A (3a) and MC Rules 1981, r70)

Statement of: SO37 [REDACTED]

Rank/Status: Maj

Age if under 18: Over 18

Occupation: HM Forces (RM)

This statement (consisting of 5 page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, 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.

Signature: SO37 [REDACTED]

Dated 24th December 2004

I am Maj SO37 [REDACTED] ([REDACTED]). I am the Adjutant of 40 Cdo RM, a position I have held since May 04.

I am currently deployed on Op TELIC 5 with my unit. I arrived in theatre on 10 Jul 04 and I am due to return to my parent unit on 17 Jan 05.

Today, 24 Dec 04, I have been asked by SSgt Reid of the SIB to provide information regarding personnel from my unit who were involved in a shooting on Fri 17 Dec 04.

The personnel involved are:

[REDACTED] Mne SO31

[REDACTED] Mne SO33

[REDACTED] Mne SO32

[REDACTED] Mne SO28

I am able to state the following from records held, which can be produced if required:

All 4 arrived in theatre on 30 Nov 04. Prior to deploying to Iraq, all 4 completed limited mandatory pre-deployment training with the rear party at Norton Manor Camp. This training lasted for approximately one week.

All 4 were new to the unit having first arrived from base training at CTC RM Lympstone.

Before passing out of training each individual would have had to pass their APWT, therefore upon arrival in the unit they would have been 'in date' for their APWT.

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MOD Form 266E (Continuation Sheet)

Sheet No: 2

Case No: 64872 / 04

Continuation of statement of: SO37

Upon arrival in Iraq, all 4 attended an in unit, 2-day RSOI package, held at Az Zubayr Port, between 1 - 2 Dec 04.

During this package all 4 were instructed on the Rules of Engagement and issued with Card A which they must carry at all times.

The Card A was explained in detail during the RSOI package and a number of scenarios were given where individuals had to demonstrate that they were conversant with the use of Force. This lesson was taught by the A/Adjt Capt Malcolm Bradford RM, as I was on leave at that time.

In addition, the guidance for the use of warning shots was also taught during this lesson.

I have today handed to SSgt Reid the following which she has identified as follows:

SO37/1 - RSOI Mandatory Programme

SO37/2 - Guidance for the Use of Warning Shots

I have signed the exhibit labels.

With regards to SO37/2, this is a guidance document produced by 40 Cdo RM, in consultation and agreed by SO3 Legal, Capt Churchyard.

During the second day of the RSOI package all 4 personnel attended a range package.

During the second day, each individual zeroed their own personal weapon and also conducted a mandatory 'top cover' shoot.

This was the last time that they would have zeroed their personal weapons prior to the incident occurring.

Because all 4 are in date with regards to APWT and mandatory in theatre shoot, they are all considered to be operationally ready, i.e. current and competent to carry out their duties.

I have also handed to SSgt Reid the following training records pertaining to the 4 individuals involved in the incident which she has identified as follows:

SO37/3 - Individual Training Records x 4

I have signed the exhibit labels.

During the incident under investigation the individuals involved were carrying the following weapons:

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MOD Form 266E (Continuation Sheet)

Sheet No: 3

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Continuation of statement of SO37

Mne SO32 - SA80 A2 Rifle Ser No: 350140 with SUSAT Ser No: 83161

Mne SO31 - SA80 Rifle Ser No: 351636 with SUSAT Ser No: 24175

Mne SO28 - Minimi Ser No: 074517

Mne SO33 - Minimi Ser No: 074740

With regards to the weapons carried by Mne SO28 and Mne SO33 these weapons were fired and zeroed by the individuals earlier that week on Mon 13 Dec 04.

Each individual carrying an SA80 was issued with 120 x 5.56mm rounds and those carrying a Minimi were issued 600 x 5.56mm rounds.

I have handed today a document to SSgt Reid which details the ammunition issued to Alpha and Charlie Coys. The breakdown of the ammunition is only further attributed by a number of rounds issued to individuals. SSgt Reid has exhibited this document as SO374.

I have signed the exhibit label.

Signed: SO37

Signed: P REID
SSgt
RMP (SIB)

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