

<p>1 Friday, 6 August 2021</p> <p>2 (10.05 am)</p> <p>3 (In the presence of the jury)</p> <p>4 HA6 (continued)</p> <p>5 Questions by MR HOUGH (continued)</p> <p>6 MR JUSTICE HILLIARD: Good morning.</p> <p>7 MR HOUGH: HA6, good morning. You understand you remain</p> <p>8 under oath?</p> <p>9 <b>A. I understand.</b></p> <p>10 Q. First of all, just a matter carried over from yesterday.</p> <p>11 I asked you yesterday whether at the joint operational</p> <p>12 team meetings on 30 and 31 January 2020 -- whether there</p> <p>13 was any intelligence which you had not been able to go</p> <p>14 into details about for security reasons but which in any</p> <p>15 way affected the overall threat and risk picture. You</p> <p>16 said that you would have to look at minutes of the Joint</p> <p>17 Operational Team, and that you would get back to us</p> <p>18 about that.</p> <p>19 Are you now able to answer that question?</p> <p>20 <b>A. Yes, sir. So I reviewed the minutes of those meetings</b></p> <p>21 <b>and there was no material change to any of the threat</b></p> <p>22 <b>and risk.</b></p> <p>23 Q. Thank you very much.</p> <p>24 Secondly, may I ask you about a matter which</p> <p>25 Mr Menon QC addressed in questions of Jenny Louis, the</p> <p style="text-align: center;">Page 1</p>	<p>1 could be identified, beyond the fact that he was a young</p> <p>2 brother he had known in prison who was coming out soon?</p> <p>3 <b>A. That's correct, sir. He was also interviewed about that</b></p> <p>4 <b>fact, which he didn't make any further comments on and</b></p> <p>5 <b>I think at court he said it was fabrication.</b></p> <p>6 Q. I was just going to ask you to confirm about that too.</p> <p>7 Did the investigation team investigating</p> <p>8 Mr Chowdhury make efforts to identify the young brother?</p> <p>9 <b>A. They made efforts, but that intelligence was quite</b></p> <p>10 <b>broad. No link was made to Mr Amman.</b></p> <p>11 Q. Was it possible to identify the young brother at all?</p> <p>12 <b>A. No, sir.</b></p> <p>13 Q. Presumably there would have been a number of young TACT</p> <p>14 offenders whom Mr Chowdhury knew?</p> <p>15 <b>A. Absolutely, yes, sir.</b></p> <p>16 Q. Was any intelligence ever subsequently obtained to</p> <p>17 suggest that the young brother was Sudesh Amman?</p> <p>18 <b>A. Not that I am aware of, sir. I don't believe that is</b></p> <p>19 <b>the case.</b></p> <p>20 Q. In those circumstances, was the information about what</p> <p>21 Mr Chowdhury said passed to the Operation Osmios team</p> <p>22 who were investigating Sudesh Amman?</p> <p>23 <b>A. No, there was not. There was no link made between the</b></p> <p>24 <b>operations so that was not passed on.</b></p> <p>25 Q. Finally this. I think you have been provided with</p> <p style="text-align: center;">Page 3</p>
<p>1 governor of HMP Belmarsh, on Day 2 of the inquest. For</p> <p>2 the lawyers, page 146 of the transcript. He asked about</p> <p>3 a fellow prisoner of Sudesh Amman called Mohiussunnath</p> <p>4 Chowdhury. I think you are aware of those questions.</p> <p>5 <b>A. That's correct, sir.</b></p> <p>6 Q. Just to remind us all, it was put to Ms Louis, based on</p> <p>7 media reports, that those reports said that in mid-2019,</p> <p>8 in a discussion with an undercover officer, Mr Chowdhury</p> <p>9 said that he knew a young brother from prison who was on</p> <p>10 the right path and was coming out soon.</p> <p>11 <b>A. I am aware of that.</b></p> <p>12 Q. Have you made enquiries about those media reports, which</p> <p>13 Mr Menon very fairly recorded in putting them to</p> <p>14 Ms Louis?</p> <p>15 <b>A. Yes, sir.</b></p> <p>16 Q. Is it right that in mid-2019 Mr Chowdhury did refer in</p> <p>17 a discussion with an undercover officer to such a young</p> <p>18 brother who was coming out soon?</p> <p>19 <b>A. That is correct, sir.</b></p> <p>20 Q. Is it right that he also, in discussion with the</p> <p>21 undercover officer, described a dream in which he and</p> <p>22 the young brother would together attack a bus?</p> <p>23 <b>A. That's correct, sir.</b></p> <p>24 Q. Is it right that he didn't identify the young brother or</p> <p>25 provide any more information about him from which he</p> <p style="text-align: center;">Page 2</p>	<p>1 a document called "Chronology of the surveillance</p> <p>2 operation"?</p> <p>3 <b>A. That's correct.</b></p> <p>4 Q. And that is a document that summarises day by day the</p> <p>5 details of and changes in the surveillance operation in</p> <p>6 respect of Sudesh Amman. Is that right?</p> <p>7 <b>A. That's correct, sir.</b></p> <p>8 Q. For your information, this is a document which has been</p> <p>9 prepared by the inquest team, provided for comment to</p> <p>10 interested persons and nobody has made any comments.</p> <p>11 Can you confirm, having looked at it, that to the best</p> <p>12 of your knowledge its content are accurate?</p> <p>13 <b>A. That's correct. I have reviewed the document and to the</b></p> <p>14 <b>best of my knowledge the contents are accurate.</b></p> <p>15 MR HOUGH: Sir, I know you have seen a copy of that</p> <p>16 document.</p> <p>17 MR JUSTICE HILLIARD: Yes, thank you.</p> <p>18 MR HOUGH: Are you content for that now to be provided to</p> <p>19 the jury as a reference tool for the evidence that's</p> <p>20 coming next week?</p> <p>21 MR JUSTICE HILLIARD: Yes. I think we said it before.</p> <p>22 I said at the start that there might be to further</p> <p>23 documents and this would be a very helpful one. Thank</p> <p>24 you very much.</p> <p>25 MR HOUGH: I wonder if that can be passed out to the jury</p> <p style="text-align: center;">Page 4</p>

1 (Pages 1 to 4)

1 right now. Thank you very much.  
 2 HA6, those are all the questions I have for you,  
 3 thank you.  
 4 **A. Thank you, sir.**  
 5 **Questions by MR MENON**  
 6 MR MENON: Good morning. I ask questions on behalf of the  
 7 family of Sudesh Amman.  
 8 Can I start at the joint operation team meeting of  
 9 9 January, please. I am not interested in the names of  
 10 the people who were there. I just want to get a better  
 11 picture of the number of people who were in attendance,  
 12 the agencies that they represented and their relevant  
 13 rank or seniority.  
 14 Now, you don't deal with this in your statement,  
 15 obviously. I don't know if you have any other document  
 16 that can assist you, or whether you can rely on your  
 17 memory in respect of that. Can you give us a general  
 18 idea as to the type of people who were there, please?  
 19 **A. I can give you a general idea. So I would have to refer**  
 20 **to the minutes of the meeting to see who the attendees**  
 21 **were --**  
 22 Q. We appreciate just on that that, because this was  
 23 a covert meeting, those minutes are not part of the  
 24 inquest papers so I don't have those. Otherwise  
 25 I wouldn't need to put it to you. If you can help at

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1 least generally that would be of assistance.  
 2 **A. Okay, so a joint operational taskforce meeting, so**  
 3 **attendees from the police side would be members of the**  
 4 **investigation team, including the senior investigating**  
 5 **officer, the investigating officer, which is the**  
 6 **inspector rank, and you would have a case officer,**  
 7 **a detective sergeant, and from the investigation team**  
 8 **anyone else that would bring something of value to that**  
 9 **particular meeting. We would have representatives from**  
 10 **the offender management unit, TOMU, and then --**  
 11 Q. That's police officers too?  
 12 **A. That's police officers. Again, I would have to refer to**  
 13 **minutes who would be there. And then other units that**  
 14 **had what I describe as either an interest or something**  
 15 **to add to that meeting. So, representatives from our**  
 16 **covert surveillance asset team would be in there, and**  
 17 **any other units that again would be able to assist with**  
 18 **some of the strategic and tactical decisions on that**  
 19 **operation on the police side.**  
 20 Q. That's on the police side. Then MI5, senior people?  
 21 **A. I don't know how much detail I can go in. But you would**  
 22 **have representatives from their investigation team,**  
 23 **including -- I would describe it as equivalent rank to**  
 24 **what the SIO was of our team.**  
 25 Q. We know that Carina Heckroodt was from the National

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1 Probation Service?  
 2 **A. That's correct.**  
 3 Q. She is obviously told the jury about that.  
 4 **A. Yes.**  
 5 Q. I assume you know that?  
 6 **A. Yes.**  
 7 Q. Any other agencies represented from the police, MI5 and  
 8 the National Probation Service?  
 9 **A. I would have to refer to the minutes to see who was**  
 10 **there.**  
 11 Q. Typically? Who else would come?  
 12 **A. Again, it can vary on the nature of the operation.**  
 13 Q. Very well.  
 14 **A. And who is -- has the requisite security clearance to**  
 15 **attend those meetings and what vested interest, really.**  
 16 **So you could have, for instance, attendees from other**  
 17 **government departments or other intelligence services --**  
 18 Q. So long as they have the clearance?  
 19 **A. You need to have the clearance, yes.**  
 20 Q. Ms Heckroodt in her witness statement, and she confirmed  
 21 this in her oral evidence, said this, that during that  
 22 meeting a police officer -- she didn't identify who --  
 23 said that Amman was a high threat. That obviously we  
 24 know from all the material available. But then she  
 25 added this, that that officer said that the question was

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1 when the attack would take place, not if. Firstly, do  
 2 you remember that being said by somebody at that  
 3 meeting: the question was when the attack would take  
 4 place, not if?  
 5 **A. So I've seen no -- I was not at the meeting, but I have**  
 6 **seen no record of that comment bar Ms Heckroodt's**  
 7 **statement.**  
 8 Q. Yes.  
 9 **A. Again, I would have to review the JOT minutes in detail**  
 10 **to look for that specific entry, but that is not**  
 11 **something that's been brought to my attention.**  
 12 Q. Room searching.  
 13 **A. Yes.**  
 14 Q. The topic. Now, we've heard evidence that on Mr Amman's  
 15 arrival at the approved premises in Streatham, as part  
 16 of his induction, if you want to call it that, he would  
 17 have been told of the rules of the premises and those  
 18 rules would have included the issue of searching the  
 19 room. That's obviously done by the people who work  
 20 there.  
 21 Now, is it right that -- I appreciate you are saying  
 22 that there are risks involved in this, because if the  
 23 police go in there, there are other residents, you could  
 24 be seen, it may undermine the operation, et cetera. But  
 25 it is right, isn't it, the police always have the

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<p>1 power -- particularly in a case like this -- if they 2 wish to, to search that room at any time?</p> <p>3 <b>A. The police have the power?</b></p> <p>4 Q. Yes.</p> <p>5 <b>A. In terms of what? Obtaining a search warrant?</b></p> <p>6 Q. You don't even need a search warrant, do you? If you 7 have reasonable grounds to suspect the commission of 8 a criminal offence, you can search the room, can't you, 9 without a warrant, particularly if it is in relation to 10 terrorism under section 41?</p> <p>11 <b>A. So, sorry, are we asking Probation to do this?</b></p> <p>12 Q. No, not Probation. You.</p> <p>13 <b>A. Yes. But that would be an overt course of action --</b></p> <p>14 Q. Yes.</p> <p>15 <b>A. -- which we decided not to do --</b></p> <p>16 Q. Not to do.</p> <p>17 <b>A. -- for the reasons I have outlined earlier.</b></p> <p>18 Q. What about covertly?</p> <p>19 <b>A. So, a covert search of a room is something that was to 20 be explored. I have made reference to that as 21 a longer-term option. In the time-frame we are talking 22 about, the ability of us to conduct that activity would 23 have been constrained. It requires a fair degree of 24 planning to conduct a covert search, and especially at 25 premises such as that, which would be -- would prove</b></p> <p style="text-align: center;">Page 9</p>	<p>1 <b>that risk to police officers and to the public.</b></p> <p>2 Q. You concluded -- I am coming to the detail of it in 3 a minute, but just to deal with it in a single 4 sentence -- you concluded that you could manage the risk 5 best by 24-hour armed surveillance, as opposed to arrest 6 or search of the room?</p> <p>7 <b>A. No. I concluded that the 24 hours armed surveillance 8 was part of that risk management. But aligned to that 9 was also intelligence coverage and other opportunities 10 for us to increase our knowledge and act, should we see 11 anything whereby Mr Amman was moving to the point of 12 attack or acquiring weaponry.</b></p> <p>13 Q. I will come back to that in a little bit more detail in 14 a minute. Let's just look at this chronologically. So, 15 23 January, Mr Amman is released from Belmarsh.</p> <p>16 <b>A. That's correct.</b></p> <p>17 Q. Initially it is unarmed surveillance during the periods 18 of time when he's not under curfew?</p> <p>19 <b>A. That's correct.</b></p> <p>20 Q. Then, on 28 January, five days later, an application is 21 made to elevate the surveillance from unarmed to armed, 22 and, just so you know, your colleague Detective Chief 23 Inspector Williams told the jury that that was at least 24 in part as a result of a change in intelligence. 25 So are you able to tell us what the change of</p> <p style="text-align: center;">Page 11</p>
<p>1 <b>relatively challenging for us.</b></p> <p>2 Q. For example, we know that on 1 February -- in other 3 words, the day after he made the purchases from 4 Poundland -- he left the premises for just under half an 5 hour. Are you saying that it would have been 6 logistically difficult or impossible to arrange a search 7 of his room during that period of time?</p> <p>8 <b>A. No, I am saying it would have been extremely 9 challenging --</b></p> <p>10 Q. Challenging?</p> <p>11 <b>A. -- to conduct that activity. And then you have to 12 balance that against the risk around the covert 13 operation. I look back on that decision-making and I am 14 satisfied that that was the right course of action taken 15 at that time.</b></p> <p>16 Q. You say the risk of undermining the covert operation. 17 There is also the risk to the public, isn't there, of 18 Mr Amman causing harm. It is a balancing exercise, 19 isn't it, between the two; is that fair?</p> <p>20 <b>A. Yes. That really is at the heart of the issue.</b></p> <p>21 Q. Absolutely.</p> <p>22 <b>A. So balancing the risk of exposing our covert activity 23 against the risk to the public and to the officers that 24 are engaged in the covert operation. Our view -- my 25 view -- is that activity compromise would have increased</b></p> <p style="text-align: center;">Page 10</p>	<p>1 intelligence was that led the police to apply for that 2 surveillance now to become armed as opposed to unarmed?</p> <p>3 <b>A. So to my -- the change of posture from unarmed to armed 4 was largely based on some of the behaviour we had 5 witnessed whilst he had been under surveillance, which, 6 as I say, was deeply concerning. There was no material 7 change in the intelligence picture around Amman that 8 caused us to flip from unarmed to armed.</b></p> <p>9 Q. So the concerning behaviour we are talking about is, 10 one, praying on is the street in front of the 11 McDonald's, is that right?</p> <p>12 <b>A. I would think -- I would think the generality of the 13 anti-surveillance and the behaviour of him trying to 14 identify what coverage --</b></p> <p>15 Q. Yes?</p> <p>16 <b>A. -- our assessment, what coverage we were putting in 17 place around him caused us heightened concerned.</b></p> <p>18 Q. Yes?</p> <p>19 <b>A. But the decision around armed and unarmed doesn't lie 20 with myself. It doesn't lie with the investigation 21 team. It lies with Firearms.</b></p> <p>22 Q. Yes.</p> <p>23 <b>A. And it's for us to relay that information and the 24 intelligence, the known intelligence, and leaving that 25 in the secret space. It is for them to decide on that</b></p> <p style="text-align: center;">Page 12</p>

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<p>1 <b>posture.</b></p> <p>2 Q. Just to be clear about the change of behaviour, it is,</p> <p>3 one, the praying in the street; two, it's</p> <p>4 reconnaissance; three, it's anti-surveillance. That's</p> <p>5 basically it, isn't it?</p> <p>6 <b>A. I would have to look at the Firearms form, but I think</b></p> <p>7 <b>it was an amalgamation of the intelligence, the</b></p> <p>8 <b>background intelligence, which does -- and also his</b></p> <p>9 <b>concerning behaviour whilst out in the community.</b></p> <p>10 Q. Then on the 29th, the day after when there now is armed</p> <p>11 surveillance, we know that he went to four shops and</p> <p>12 wondered around but bought nothing. And this increased,</p> <p>13 didn't it, the sense that he may be engaging in</p> <p>14 reconnaissance and anti-surveillance?</p> <p>15 <b>A. I would say the possibility. But that is -- so, if you</b></p> <p>16 <b>look at his activity, one assessment would be he was</b></p> <p>17 <b>engaged in that --</b></p> <p>18 Q. Possibly.</p> <p>19 <b>A. -- activity. The other interpretation, that it was just</b></p> <p>20 <b>general odd behaviour. So that --</b></p> <p>21 Q. Either one would be of concern at some level, wouldn't</p> <p>22 it?</p> <p>23 <b>A. Absolutely. And there is obviously an onus on ourselves</b></p> <p>24 <b>to err on the side of caution where you have</b></p> <p>25 <b>a background of threat.</b></p> <p style="text-align: center;">Page 13</p>	<p>1 senior police officers, is that just two months earlier</p> <p>2 at Fishmongers' Hall, Usman Khan, wearing a fake suicide</p> <p>3 vest, had stabbed two people to death?</p> <p>4 <b>A. Yes.</b></p> <p>5 Q. You couldn't possibly ignore that when you are --</p> <p>6 <b>A. No.</b></p> <p>7 Q. -- assessing the risk in this case, could you?</p> <p>8 <b>A. No, and I have, you know, made reference to that in my</b></p> <p>9 <b>first statement. So, the London Bridge attack, very,</b></p> <p>10 <b>very crude suicide hoax device, and Fishmongers', we've</b></p> <p>11 <b>seen that, and for the reason we said yesterday, the</b></p> <p>12 <b>reason they wear that is to prevent intervention by</b></p> <p>13 <b>unarmed police and -- or one result.</b></p> <p>14 Q. So, as a result of the cumulative state of police</p> <p>15 knowledge, as a result of those shop visits, an urgent</p> <p>16 meeting was convened between the police and MI5, is that</p> <p>17 right?</p> <p>18 <b>A. Yes, that's correct. On the late afternoon, early</b></p> <p>19 <b>evening of the 31st, from memory, we met in London.</b></p> <p>20 Q. As I understand it, the conclusion of that meeting was</p> <p>21 as follows. One, that the police could, if they wished</p> <p>22 to, arrest Mr Amman on suspicion of preparing terrorist</p> <p>23 acts. Yes?</p> <p>24 <b>A. That was an option --</b></p> <p>25 Q. That was an option.</p> <p style="text-align: center;">Page 15</p>
<p>1 Q. Then, on the 31st, just dealing with it in summary, he</p> <p>2 goes into Leyland, he wanders around, he shows</p> <p>3 a particular interest in the section of the shop where</p> <p>4 there are tools, hand tools, we are told. He goes into</p> <p>5 the Low Price Store where two days later he then steals</p> <p>6 a knife. He again shows an interest in the section of</p> <p>7 the shop where there are knives, takes some cutlery to</p> <p>8 the counter but then leaves it there saying he doesn't</p> <p>9 have money. Of course, most significantly, he goes into</p> <p>10 Poundland and buys four plastic bottles of Irn-Bru, the</p> <p>11 aluminium foil and the brown tape, and importantly</p> <p>12 nothing else.</p> <p>13 So that was the picture you had, in summary, of his</p> <p>14 behaviour on the 31st, is that right?</p> <p>15 <b>A. That's right. I think just to add to that, importantly,</b></p> <p>16 <b>no offence has been committed at that stage. The</b></p> <p>17 <b>activity what he was doing, again, we have to look at it</b></p> <p>18 <b>in the context of what the background intelligence</b></p> <p>19 <b>picture was around this individual and the risks he</b></p> <p>20 <b>posed, and also the context, the wider context of what</b></p> <p>21 <b>we know about attack methodology, very low</b></p> <p>22 <b>sophistication, very quick, and it's just a failure of</b></p> <p>23 <b>opportunity to intervene. So it is a combination.</b></p> <p>24 Q. Of course, another aspect, independent of Sudesh Amman,</p> <p>25 which must have been in your mind and the mind of other</p> <p style="text-align: center;">Page 14</p>	<p>1 <b>A. -- discussed, yes.</b></p> <p>2 Q. And you concluded that you could, as a matter of law, do</p> <p>3 that if you wished to?</p> <p>4 <b>A. As a matter of law we could, but it was discounted.</b></p> <p>5 Q. I appreciate that. But the reason I just want to</p> <p>6 clarify it is that there are two possibilities here,</p> <p>7 aren't there? One is that you have a discussion</p> <p>8 about it and you decide: yes, we have a power of law to</p> <p>9 arrest, we can if we want to, but we are not going to do</p> <p>10 that, we are going to do something else. Or you could</p> <p>11 conclude that: actually, we don't even have a power of</p> <p>12 arrest, it would be unlawful for us to arrest Mr Amman</p> <p>13 as things stand. And the conclusion you reached was the</p> <p>14 former, not the latter; is that right?</p> <p>15 <b>A. That is correct. For good reasons.</b></p> <p>16 Q. For good reasons, absolutely, because you did have</p> <p>17 a power of arrest. That's the good reason, isn't it?</p> <p>18 I mean, it would be ludicrous if --</p> <p>19 MR JUSTICE HILLIARD: Good reasons for discounting it,</p> <p>20 I think he --</p> <p>21 MR MENON: Sorry, my mistake. We will come back to the</p> <p>22 discounting. I obviously don't accept that, but let's</p> <p>23 go back to the conclusion you reached that you did have</p> <p>24 a power of arrest.</p> <p>25 It is blindingly obvious that you had a power of</p> <p style="text-align: center;">Page 16</p>

1 arrest, didn't you, because the threshold of a police  
 2 officer's state of mind before he or she arrests  
 3 somebody is extremely low, isn't it? All you need to  
 4 have is an honest and reasonable suspicion, nothing  
 5 else, to arrest?  
 6 **A. For terrorist --**  
 7 Q. For any offence. Any offence.  
 8 **A. There is quite a difference between PACE and**  
 9 **a terrorist, but, yes, the threshold is low.**  
 10 Q. Low. And in fact, as you indicated yesterday, in  
 11 addition to that general power of arrest that every  
 12 police officer has if they have that honest and  
 13 reasonable suspicion that someone has committed  
 14 a terrorist offence, you have the additional power under  
 15 the Terrorism Act section 41, to, if you have reasonable  
 16 grounds, arrest anybody you suspect of being  
 17 a terrorist?  
 18 **A. That is correct.**  
 19 Q. So no question here that the power existed. But you  
 20 decided, collectively at this meeting, that a better  
 21 course of action was not to arrest, but continue to  
 22 watch him and increase the surveillance to 24-hour armed  
 23 surveillance; is that right?  
 24 **A. The more practical course of action was to increase our**  
 25 **coverage and look for opportunities that offered us**

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1 **a long-term disruption around Mr Amman.**  
 2 Q. I will come back to that in a minute. Just to digress  
 3 a little bit, we heard yesterday that following --  
 4 I assume following that meeting -- a colleague of yours,  
 5 Detective Inspector Sarah Bundock, phoned  
 6 Carina Heckroodt of the National Probation Service.  
 7 First question, was Detective Inspector Bundock at  
 8 that meeting between the police and MI5?  
 9 **A. No, her representative was at that meeting. So, one of**  
 10 **her officers --**  
 11 Q. One of her officers --  
 12 **A. -- who was fully briefed was at that meeting.**  
 13 Q. So we can assume that she would have been told by  
 14 somebody at that meeting what the decision of that  
 15 meeting was?  
 16 **A. DI Bundock?**  
 17 Q. Yes.  
 18 **A. Yes.**  
 19 Q. Can we work on the basis that she knew that the  
 20 conclusion reached at that meeting was that the police  
 21 could arrest if they wished to, but that the decision  
 22 had been made not to do so?  
 23 **A. I can't account for what DI Bundock knew or didn't know.**  
 24 **So DI Bundock would have been told that there would be**  
 25 **an ongoing surveillance operation where we were looking**

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1 **for opportunities to disrupt, and part of that**  
 2 **disruption opportunity lied with Probation, should he**  
 3 **breach any of his licence conditions.**  
 4 Q. As part of the multi-agency approach to  
 5 counter-terrorism, can we assume that -- if we can't,  
 6 please say so -- that Detective Inspector Bundock would  
 7 have made clear to Carina Heckroodt of the National  
 8 Probation Service that the police had decided that, even  
 9 though they could arrest Sudesh Amman, they were not  
 10 going to do so? Would that have been communicated to  
 11 the National Probation Service?  
 12 **A. I can't attest to that without speaking to DI Bundock.**  
 13 **She would have been aware of the general direction of**  
 14 **where the operation was headed.**  
 15 Q. Well, according to Ms Heckroodt, who gave evidence about  
 16 this yesterday, their conference -- in other words, her  
 17 conversation with DI Bundock -- focused on whether the  
 18 Probation Service could recall Mr Amman for a breach of  
 19 his licence conditions or included in the good behaviour  
 20 condition, which was part of his licence conditions.  
 21 That was the focus of their discussions. That's why  
 22 I am asking you about this.  
 23 If you can't help on the detail, I mean, that's  
 24 really for her to answer on that --  
 25 **A. What I will say is, TOMU representative, part of their**

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1 **investigation, part of their remit would be to engage**  
 2 **with Probation. They would be aware of what our**  
 3 **objectives are and the overarching counter-terrorism**  
 4 **operation, and one of those disruption options was**  
 5 **around breach of licence conditions that would have**  
 6 **removed him from the community. So, very much over to**  
 7 **TOMU to engage with Probation and have those**  
 8 **conversations and look at the viability around some of**  
 9 **the recall options.**  
 10 Q. The reason that you would have preferred to have  
 11 Mr Amman recalled as opposed to have Mr Amman arrested  
 12 would be that you could prevent him from knowing with  
 13 certainty that he was under surveillance?  
 14 **A. Sorry, would you mind --**  
 15 Q. The reason the police preferred for Mr Amman to be  
 16 recalled, as opposed to arrested, was that that could  
 17 prevent Mr Amman from knowing that he was under  
 18 surveillance by the police. Is that part of the  
 19 thinking?  
 20 **A. So, it was an option that would have removed him from**  
 21 **the community and back to prison, and --**  
 22 Q. Without revealing that he was under surveillance?  
 23 **A. -- we wouldn't have had to reveal the full extent of our**  
 24 **intelligence coverage.**  
 25 Q. So in summary, the police concluded -- together with

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1 MI5 -- that you could manage the risk posed by  
 2 Sudesh Amman by 24-hour armed surveillance; that was  
 3 what you concluded? So in summary, the police  
 4 concluded -- together with may have -- that you could  
 5 manage the risk posed by Sudesh Amman by 24-hour armed  
 6 surveillance. That was what you concluded.  
 7 **A. So, we concluded that the most practical way forward to**  
 8 **address the risk, the threat posed by Mr Amman, was to**  
 9 **continue the covert coverage and look for opportunities**  
 10 **to take action. And by that I mean starting to see**  
 11 **activity we could evidence, ie purchase of weapons, see**  
 12 **him moving towards a phase where he's going to commit an**  
 13 **offence that we could take through to a successful**  
 14 **prosecution. So, we concluded that the most practical way**  
 15 **forward to address the risk, the threat posed by**  
 16 **Mr Amman was to continue the covert coverage and look**  
 17 **for opportunities to take action. And by that I mean**  
 18 **starting to see activity we could evidence, ie purchase**  
 19 **of weapons, see him moving towards a phase where he's**  
 20 **going to commit an offence that we could take through to**  
 21 **a successful prosecution.**  
 22 Q. Can we agree with this, that you made the wrong call  
 23 because you weren't able to manage the risk, were you?  
 24 **A. So I disagree. I still look back -- and the**  
 25 **decision-making in this has been subject to both**

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1 **internal and external reviews, and what we knew at that**  
 2 **point in time, what information we had available to us,**  
 3 **that was both the most lawful and practical way forward**  
 4 **to manage the risk that he posed.**  
 5 Q. He stabbed two members of the public and was shot and  
 6 killed seconds later. That's not managing risk, is it?  
 7 **A. Given the risk and threat that he posed, given the**  
 8 **methodology of the attack he committed and was proposing**  
 9 **to commit, I would counter that by saying actually the**  
 10 **police stopped an attack that could have been far, far**  
 11 **worse.**  
 12 Q. That's hypothetical. You may be right, you may be  
 13 completely wrong. But what we can say with certainty,  
 14 officer, is that the two people who were stabbed on  
 15 Streatham High Road would not have been stabbed if you  
 16 had arrested this man on 31 January for preparing  
 17 terrorist acts. We can say that with certainty, can't  
 18 we? They would not have been stabbed?  
 19 **A. So if he had been arrested at the time you described, he**  
 20 **would have been back out -- in my experience, he would**  
 21 **have been back out in the community and he would have**  
 22 **had more of an operational advantage around committing**  
 23 **an attack, the same mindset, and it would have made our**  
 24 **response harder to enact.**  
 25 Q. Let's break that down. Let's say you arrested him on

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1 the 31st, or the 1st or in fact any time before he  
 2 leaves the approved premises on the 2nd, right? Let's  
 3 look at the possibilities that could have arisen.  
 4 One, of course we don't know when he constructed the  
 5 fake suicide vest. He may have done it seconds before  
 6 he left the approved premises, but he may have done it  
 7 as soon as he got back to the approved premises, we  
 8 don't know. It is pure speculation, but it is  
 9 possible -- at the very least it is possible that he  
 10 constructed that fake suicide vest on his return to the  
 11 premises, isn't it?  
 12 **A. Possible. As you say, we don't know.**  
 13 Q. We don't know. And if he had, he would have been  
 14 charged with preparing a terrorist act. If he had  
 15 constructed it.  
 16 **A. In his approved premises?**  
 17 Q. Yes. You would have charged -- I mean, you are not  
 18 suggesting the CPS would not have charged him if the  
 19 police found a fully constructed fake suicide vest in  
 20 his room?  
 21 **A. I think the better option would have been if he was**  
 22 **wearing it in the street.**  
 23 Q. Forget better option for a minute. We are talking about  
 24 getting a dangerous person off the street, right?  
 25 Simple question: if the police found fully constructed

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1 fake suicide vest in his room, he would have been  
 2 charged with preparing a terrorist act, wouldn't he?  
 3 Would have been remanded in custody?  
 4 **A. I don't necessarily agree with that. Point one, in**  
 5 **order to discover that he had constructed the device, we**  
 6 **would have to have been led by intelligence. There was**  
 7 **no intelligence to that effect. And then point two, you**  
 8 **are right, between that period he could have constructed**  
 9 **it at any time. We would have had to have been lucky to**  
 10 **identify the fact that he had constructed that device,**  
 11 **and actually going by luck is not the way forward**  
 12 **(overspeaking) --**  
 13 Q. I am not suggesting it is luck. Officer, you say not  
 14 going by luck, but don't you agree that the course of  
 15 action you chose, in all good faith, I accept, in all  
 16 good faith -- led to two members of the public being  
 17 stabbed?  
 18 MR JUSTICE HILLIARD: What is the consequence? Suppose you  
 19 thought to arrest him and all he has in there is some  
 20 bottles of Im-Bru still in the bag, or where it is,  
 21 however he bought them. What, in your view, would have  
 22 been the consequence of that, based on the fact that he  
 23 had not constructed a suicide belt, but there you are,  
 24 you have all gone in and you've arrested him. What was  
 25 your thinking at the time as to the possible downside of

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<p>1 that?</p> <p>2 <b>A. So, it is highly likely he would have been released from</b></p> <p>3 <b>our custody back out into the community with knowledge</b></p> <p>4 <b>of our surveillance operation and coverage. And</b></p> <p>5 <b>I think, as I've said before, that increases the risk</b></p> <p>6 <b>around this individual's attack and increases the risk</b></p> <p>7 <b>to the officers.</b></p> <p>8 MR MENON: You say it increases the risk. I mean, if</p> <p>9 somebody knows they are being followed inevitably it is</p> <p>10 going to be more difficult for them to -- more difficult</p> <p>11 for them to set in motion what eventually was set in</p> <p>12 motion tragically on 2 February, surely.</p> <p>13 <b>A. There are so many factors that come into play there --</b></p> <p>14 Q. I know.</p> <p>15 <b>A. -- including timescale. I mean, I have to recognise</b></p> <p>16 <b>resource that we allocated.</b></p> <p>17 Q. Yes.</p> <p>18 <b>A. So we were at the highest posture we could possibly be,</b></p> <p>19 <b>24-hour armed surveillance with all the back-up and</b></p> <p>20 <b>operations rooms and associated units, so that can only</b></p> <p>21 <b>have a shelf-life going forward. We don't have</b></p> <p>22 <b>a time-frame as when he's going to commit an attack.</b></p> <p>23 Q. I will just deal with this point, then I want to go back</p> <p>24 to where I was before. But at the end of the day,</p> <p>25 despite all the best efforts of the officers engaged in</p> <p style="text-align: center;">Page 25</p>	<p>1 Q. But --</p> <p>2 <b>A. I don't know and we did not know that he's constructed</b></p> <p>3 <b>that device in his room.</b></p> <p>4 Q. It's a hypothetical. I am saying to you let's deal with</p> <p>5 the two hypothetical situations. One is he's</p> <p>6 constructed the vest; two is he hasn't. Let's look at</p> <p>7 where this leads. Let's assume that he has constructed</p> <p>8 it; do you agree that was more than sufficient evidence</p> <p>9 to charge him with an offence of preparing a terrorist</p> <p>10 attack?</p> <p>11 <b>A. So there --</b></p> <p>12 Q. It is "yes" or "no".</p> <p>13 <b>A. Stage by stage. So there was no intelligence that we</b></p> <p>14 <b>had that he had constructed a vest --</b></p> <p>15 Q. Officer, you are not answering my question, I am afraid.</p> <p>16 <b>A. I am answering your question. And the plan which was</b></p> <p>17 <b>documented, if we had any intelligence he had put that</b></p> <p>18 <b>vest together, the moment he came out of the approved</b></p> <p>19 <b>premises he would have been stopped and searched --</b></p> <p>20 Q. I'm sorry --</p> <p>21 <b>A. -- and likelihood arrested. Whether that resulted in</b></p> <p>22 <b>a charge for a terrorist offence is a matter for the</b></p> <p>23 <b>CPS.</b></p> <p>24 Q. You know, because you are a very experienced</p> <p>25 counter-terrorism officer, that the whole point of the</p> <p style="text-align: center;">Page 27</p>
<p>1 surveillance that day, Mr Amman was able to carry out</p> <p>2 that crude -- very crude unsophisticated attack that you</p> <p>3 had always feared he was planning to carry out, wasn't</p> <p>4 he? He went into that shop, he stole the knife, he took</p> <p>5 it out of the packaging, and literally seconds later he</p> <p>6 had stabbed two members of the public and you were not</p> <p>7 able to stop it?</p> <p>8 <b>A. I think you've just articulated quite well what the</b></p> <p>9 <b>challenge is there. So, it is very low sophistication.</b></p> <p>10 <b>He self-harmed in an instant. Up until then there has</b></p> <p>11 <b>been no opportunity to put in that disruption option.</b></p> <p>12 <b>The first point we were able to intervene was 61/62</b></p> <p>13 <b>seconds later when he started to commit that attack.</b></p> <p>14 Q. Let's go back to the scenario I was looking at earlier.</p> <p>15 Number one, he's constructed the vest in his room, and</p> <p>16 number two, he hasn't, they are still in the Poundland</p> <p>17 plastic bag.</p> <p>18 <b>A. So --</b></p> <p>19 Q. Let's see where we go from that. Let's deal with my</p> <p>20 scenario one first: he's constructed the vest. We can</p> <p>21 agree, can't we, that's more than enough to charge him</p> <p>22 with preparing a terrorist attack, yes?</p> <p>23 <b>A. So --</b></p> <p>24 Q. Just simply a "yes" or "no" answer.</p> <p>25 <b>A. Let me go back.</b></p> <p style="text-align: center;">Page 26</p>	<p>1 offence of Preparing a Terrorist Act which was created</p> <p>2 in 2006, wasn't it, in Section 5 of the Terrorism Act</p> <p>3 2006 --</p> <p>4 <b>A. Yes.</b></p> <p>5 Q. -- was for the very first time in the history of this</p> <p>6 country to criminalise preparatory behaviour. That was</p> <p>7 the whole point of this offence, wasn't it? Again</p> <p>8 a simple yes or no would be fine.</p> <p>9 <b>A. No, so if Mr Amman was stopped by the police and he had</b></p> <p>10 <b>the hoax device on, in the absence of anything else,</b></p> <p>11 <b>yes, he would have been arrested and, yes, that would</b></p> <p>12 <b>have been strong evidence for a potential charge under</b></p> <p>13 <b>Section 5 --</b></p> <p>14 Q. You are answering a different question. You are not</p> <p>15 actually answering my question. You are answering the</p> <p>16 question you want to answer.</p> <p>17 Please, if you could just answer my question. My</p> <p>18 question is, at the moment, that this offence was</p> <p>19 created in 2006 to for the very first time in the</p> <p>20 history of this country give the police a power to</p> <p>21 criminalise preparatory conduct, yes or no?</p> <p>22 <b>A. Yes.</b></p> <p>23 Q. Thank you. And the importance of that was that before</p> <p>24 the creation of that offence, you had to attempt to do</p> <p>25 something, you had to assist in doing something, you had</p> <p style="text-align: center;">Page 28</p>

7 (Pages 25 to 28)

<p>1 to encourage something, you had to incite something, you 2 had to conspire with another person to do something. 3 But preparatory conduct was not enough to get you either 4 arrested or charged. 5 Yes? 6 <b>A. Well, it is going outside my expertise on --</b> 7 Q. That is fine, if you can't answer -- 8 <b>A. -- on legislation (inaudible) offences, yes.</b> 9 Q. Yes. 10 <b>A. So Section 5 did give rise to an offence of preparatory</b> 11 <b>behaviour. But preparatory behaviour is -- I would take</b> 12 <b>it to be more literal than what you are suggesting. We</b> 13 <b>would need to see some activity that would reach an</b> 14 <b>evidential threshold that would suggest that an attack</b> 15 <b>was planned to take place. That would be acquisition of</b> 16 <b>weapons, selection of a target, a time-frame, a network,</b> 17 <b>material coming from digital devices, and none of that</b> 18 <b>we had in this particular case.</b> 19 Q. Officer, in the last 15 years that this offence has been 20 in existence it has become by far the most popular -- 21 and understandably, I am not criticising this in any 22 way -- understandably the most popular offence used by 23 the police when arresting terrorist suspects. And it 24 has been used for, on the face of it, the most innocuous 25 behaviour.</p> <p style="text-align: center;">Page 29</p>	<p>1 MR MENON: So you know better than I do, given your 2 experience as a criminal lawyer, that you are never 3 going to have a neat package on intent at the time of 4 arrest. That's part of the investigation and ultimately 5 it's for a jury to decide whether they can infer intent. 6 We all know that. It's pretty standard stuff. 7 All I want to do -- unless there is an objection -- 8 is ask -- 9 MR JUSTICE HILLIARD: The only thing I think -- I think my 10 note is that he has said that if he was stopped and had 11 the hoax device, there would have been strong evidence 12 of preparing a terrorist act. I think the officer's 13 point is there's an extra element. I am not sure that 14 looking at other examples of what has been preparing 15 a terrorist act, unless we have all the circumstances of 16 the particular cases, I am not sure how much that is 17 going to help us in the light of the answer he's given. 18 MR MENON: Very well. Let's go back to my example. I know 19 you're saying: if he was wearing it on the street, then 20 yes. But are you saying that if he had constructed -- 21 obviously he's not wearing it in the street. If it is 22 found in his room ready to be put on and worn, are you 23 saying that's not enough to charge him, in your opinion? 24 <b>A. Well, I would have to take into account other factors,</b> 25 <b>but that was never in the planning. The planning was</b></p> <p style="text-align: center;">Page 31</p>
<p>1 Let me just give you a few examples, okay. A few 2 examples of the way it has been used -- 3 MR SHELTON: I am terribly sorry to interrupt, sir. I am 4 terribly sorry to interrupt, sir, but I have a sneaking 5 submission that Mr Menon is about to give some evidence. 6 MR MENON: I am going to give examples, which I am sure the 7 officer, as a senior counter-terrorist officer, will be 8 aware of, of preparatory conduct which has been deemed 9 sufficient for charge, prosecution and indeed 10 conviction. That I can do, can't I? 11 MR JUSTICE HILLIARD: I don't have the details in front of 12 me, but I am fairly confident that the section 5 offence 13 has a mental element in that the person has to have the 14 intention of committing the offence. 15 MR MENON: Yes. 16 MR JUSTICE HILLIARD: I think what you are saying is -- and 17 we have the two points really. I think what the officer 18 is saying is that in the absence, for example, of 19 evidence that he had a weapon or he'd selected a target 20 or something of that sort, he thought that there would 21 be difficulty about establishing that he was actually 22 intending to carry out an attack. There may have been 23 something preparatory -- do I have it right, officer? 24 Is that the point you are making? 25 <b>A. That is correct, my Lord.</b></p> <p style="text-align: center;">Page 30</p>	<p>1 <b>always that he had left the approved premises, was in</b> 2 <b>the street, and that would have caused us to act.</b> 3 Q. Of course, once somebody is arrested, you can interview 4 them, can't you? 5 <b>A. That is correct.</b> 6 Q. And, yes, they may exercise their right to silence and 7 refuse to answer questions, but they may choose to 8 answer questions and then you may have some additional 9 evidence, you may not? 10 <b>A. I would not say that was a chance I would be willing to</b> 11 <b>take.</b> 12 Q. But you were prepared to take the chance of having this 13 man out on the street, you were prepared to take that 14 chance? 15 <b>A. No, we were prepared to put in a well-thought-out</b> 16 <b>operational plan around managing the risk of this</b> 17 <b>individual.</b> 18 Q. But the plan failed, didn't it? It was a miserable 19 failure, I'm afraid. Two people were stabbed and he was 20 shot and killed. 21 <b>A. I would suggest to the contrary. Given the risk and</b> 22 <b>threat, the methodology that this individual represented</b> 23 <b>and the manner of that attack, the police intervened</b> 24 <b>extremely quickly to prevent something that could have</b> 25 <b>been far, far worse or could have happened at a later</b></p> <p style="text-align: center;">Page 32</p>



<p>1 <b>date, given what the mindset of Mr Amman was.</b></p> <p>2 Q. I am not criticising what subsequently happened. That's</p> <p>3 not the purpose of my question. But the police were</p> <p>4 unable to prevent the stabbing of two members of the</p> <p>5 public. Surely we can now accept, at least with the</p> <p>6 benefit of hindsight, that you made a mistake?</p> <p>7 <b>A. I don't agree that a mistake was made.</b></p> <p>8 Q. You still think you did the right thing.</p> <p>9 <b>A. I think both myself personally and those involved in the</b></p> <p>10 <b>operation from MI5, from a policing perspective and</b></p> <p>11 <b>Probation, managed the risk of threat as best they</b></p> <p>12 <b>could, given all the attendant circumstances.</b></p> <p>13 Q. Even though it's quite possible that if you had arrested</p> <p>14 him on 31 January, he would never have carried out</p> <p>15 a terrorist attack?</p> <p>16 <b>A. That is speculation.</b></p> <p>17 Q. Speculation that you should, I suggest, have taken into</p> <p>18 account when you were deciding whether or not to arrest</p> <p>19 him or not.</p> <p>20 <b>A. The other way of looking at it is that we had arrested</b></p> <p>21 <b>him, he went back into the community, he then changed</b></p> <p>22 <b>his plans and made it more difficult for us to</b></p> <p>23 <b>interdict.</b></p> <p>24 Q. Finally, on the issue of Mr Chowdhury that Mr Hough</p> <p>25 asked you questions about at the very end. I just want</p> <p style="text-align: center;">Page 33</p>	<p>1 <b>A. Absolutely. And, I suppose, that information was never</b></p> <p>2 <b>passed to us in the Operation Osmious investigation.</b></p> <p>3 Q. So certainly by the time you got involved, you know, in</p> <p>4 the period not long before Mr Amman's release from</p> <p>5 Belmarsh, the Chowdhury issue did not really feature any</p> <p>6 longer, at least at that stage?</p> <p>7 <b>A. It did feature in our investigation and I have</b></p> <p>8 <b>documented that in my statement --</b></p> <p>9 Q. Yes.</p> <p>10 <b>A. -- that particular piece of intelligence did not</b></p> <p>11 <b>feature.</b></p> <p>12 Q. When you say it featured, it is because he was actually</p> <p>13 standing trial for another terrorist offence at the very</p> <p>14 time that Mr Amman had been released into the community,</p> <p>15 hasn't he?</p> <p>16 <b>A. Yes, that's correct.</b></p> <p>17 Q. That's what you mention, I think, in your third witness</p> <p>18 statement, isn't it?</p> <p>19 <b>A. That's correct.</b></p> <p>20 Q. That's what your mention in your third witness</p> <p>21 statement, isn't it?</p> <p>22 <b>A. That's correct.</b></p> <p>23 MR MENON: Thank you, officer, that's all I ask.</p> <p>24 MR JUSTICE HILLIARD: Just help me on something. On that,</p> <p>25 you explained that you didn't manage to identify who he</p> <p style="text-align: center;">Page 35</p>
<p>1 to be absolutely clear what steps were taken after</p> <p>2 Mr Chowdhury was overheard saying on the covert</p> <p>3 recording device to an undercover police officer that he</p> <p>4 was waiting, I think, for a young brother to get out and</p> <p>5 they were planning something. What practical steps were</p> <p>6 taken, in addition to obviously asking him about it, to</p> <p>7 identify who that young brother may be?</p> <p>8 <b>A. So that information, as part of that investigation,</b></p> <p>9 <b>would be triaged and assessed. It would be run across</b></p> <p>10 <b>with our partners at MI5 looking to identify who that</b></p> <p>11 <b>individual is.</b></p> <p>12 <b>Mr Chowdhury, as Mr Hough said, was imprisoned with</b></p> <p>13 <b>a number of associates. And there was full diligence on</b></p> <p>14 <b>that information and very broad intelligence that never</b></p> <p>15 <b>identified that individual.</b></p> <p>16 Q. So was anybody at the prison, at Belmarsh, informed</p> <p>17 about this in an attempt to seek to identify who</p> <p>18 potentially could be the young brother who he had</p> <p>19 mentioned in the covert conversations?</p> <p>20 <b>A. I am not able to comment on that so I'm not -- this was</b></p> <p>21 <b>not my investigation. I would have to look at the</b></p> <p>22 <b>details and the actions undertaken by the senior</b></p> <p>23 <b>investigating officer in that investigation.</b></p> <p>24 Q. So the answer is you don't know? It's not something</p> <p>25 that you don't want to say; it's that you don't know?</p> <p style="text-align: center;">Page 34</p>	<p>1 was talking about. Suppose you had identified that he</p> <p>2 was talking about Sudesh Amman, but it would have told</p> <p>3 you that, if he was telling truth, it would have told</p> <p>4 you that Sudesh Amman was a dangerous person, but you</p> <p>5 knew that?</p> <p>6 <b>A. I don't think it would have changed the threat, risk</b></p> <p>7 <b>picture around Mr Amman, and I don't think it would have</b></p> <p>8 <b>had no material change to our operational plan or</b></p> <p>9 <b>posture, sir.</b></p> <p>10 MR JUSTICE HILLIARD: Right, yes.</p> <p>11 Questions by MR RAWAT</p> <p>12 MR RAWAT: Good morning, HA6. My name is Bilal Rawat. I am</p> <p>13 here on behalf of HM Prisons and Probation Service.</p> <p>14 Can I just direct you to paragraph 3 of your second</p> <p>15 statement? You there speak about access to</p> <p>16 Prison Service intelligence and governor Jenny Louis</p> <p>17 confirmed to the jury that there are in fact police</p> <p>18 officers located within HMP Belmarsh on a permanent</p> <p>19 basis who have a counter-terrorism role. Can you</p> <p>20 confirm that those officers will have direct access to</p> <p>21 the prison intelligence?</p> <p>22 <b>A. Yes, I can confirm that.</b></p> <p>23 Q. That's one direct route in which SO15 can obtain</p> <p>24 Prison Service intelligence?</p> <p>25 <b>A. Yes. I mean, they have that local connectivity around</b></p> <p style="text-align: center;">Page 36</p>

<p>1 <b>the intelligence and databases and face-to-face contact</b></p> <p>2 <b>within the prison estate.</b></p> <p>3 Q. You have spoken about how the various agencies work</p> <p>4 together. That's an example of how, in Sudesh Amman's</p> <p>5 case, agencies were working together throughout the time</p> <p>6 that he was in custody and on release?</p> <p>7 <b>A. Yes. There is no -- again, at the time and in review,</b></p> <p>8 <b>I haven't highlighted any issues around inter-agency</b></p> <p>9 <b>cooperation.</b></p> <p>10 Q. The jury has seen -- I don't think it is in dispute --</p> <p>11 the jury has seen a number of examples. For example,</p> <p>12 SO15 co-chaired the MAPPA B meetings?</p> <p>13 <b>A. Yes.</b></p> <p>14 Q. There were representative there from Probation, from the</p> <p>15 police service, and from other agencies as required.</p> <p>16 Would you accept this: the purpose of all those</p> <p>17 agencies was to work together to protect the public from</p> <p>18 the risk that Sudesh Amman presented?</p> <p>19 <b>A. Absolutely.</b></p> <p>20 Q. And at various times, agencies will have had different</p> <p>21 leading roles. So from Probation's perspective, there</p> <p>22 is a role in supervising him in the community. But the</p> <p>23 police would be, if you like, the lead agency when it</p> <p>24 comes to issues around protecting the public from the</p> <p>25 commission of further offences?</p> <p style="text-align: center;">Page 37</p>	<p>1 having made no attempt not to associate with like-minded</p> <p>2 individuals in prison, and who presents a danger to the</p> <p>3 public, and that's the risk he presents.</p> <p>4 A short-term measure runs the risk, does it not,</p> <p>5 that if it doesn't work, he becomes more aware that he's</p> <p>6 of interest to the police?</p> <p>7 <b>A. And more of a risk to manage, not just for the police</b></p> <p>8 <b>but multiple agencies.</b></p> <p>9 Q. So to all agencies he becomes -- because he's more</p> <p>10 aware, he becomes more of a problem than he had been</p> <p>11 before?</p> <p>12 <b>A. Yes.</b></p> <p>13 Q. And that's why you have to make a judgment, isn't it,</p> <p>14 when considering any form of disruption, as to whether</p> <p>15 it will produce a long term benefit?</p> <p>16 <b>A. That is correct.</b></p> <p>17 Q. Now, if we take some examples that have been canvassed</p> <p>18 with you, the first is arrest. Just so that we are</p> <p>19 clear, arrest is a matter for the police. Investigating</p> <p>20 criminal offences are a matter for the police. Arrest</p> <p>21 is a matter for the police. But charging is for the</p> <p>22 CPS, isn't it?</p> <p>23 <b>A. That's correct.</b></p> <p>24 Q. And the challenge that faced the police in this case was</p> <p>25 that if you had arrested -- and I don't want to get into</p> <p style="text-align: center;">Page 39</p>
<p>1 <b>A. That is correct. I mean, as a structure and a process,</b></p> <p>2 <b>everyone is aware of each other's objectives.</b></p> <p>3 Q. And it is not an issue of agencies not trusting each</p> <p>4 other, but there is an important benefit, isn't there,</p> <p>5 in ensuring that information is shared at the right</p> <p>6 level? It is not the case that everybody in an</p> <p>7 organisation dealing with Sudesh Amman has to know every</p> <p>8 piece of information that every other agency holds?</p> <p>9 <b>A. No. So, one, there is the security clearance that the</b></p> <p>10 <b>individual holds, so you have different levels of</b></p> <p>11 <b>security clearance. Two, there would be the sensitivity</b></p> <p>12 <b>of intelligence generally, where it has come from, and</b></p> <p>13 <b>so generally we would reflect that in a sanitised</b></p> <p>14 <b>version for interested parties.</b></p> <p>15 Q. I am going to suggest to you that the issue that</p> <p>16 confronted you -- and without oversimplifying it -- in</p> <p>17 dealing with Sudesh Amman was always balancing the risk</p> <p>18 associated with a disruptive intervention against the</p> <p>19 benefit. That was the question that you had to hold in</p> <p>20 your head?</p> <p>21 <b>A. That's correct.</b></p> <p>22 Q. So if you adopted a -- and this is a phrase you have</p> <p>23 used -- a short-term measure, the risk that follows is</p> <p>24 that you will have someone who has left prison with the</p> <p>25 same extremist mindset that he went into prison with,</p> <p style="text-align: center;">Page 38</p>	<p>1 hypotheticals -- if you had arrested Sudesh Amman on his</p> <p>2 way back from Poundland, you would have arrested</p> <p>3 somebody carrying a bag with some items that it is</p> <p>4 perfectly lawful to have?</p> <p>5 <b>A. That's entirely correct.</b></p> <p>6 Q. And your judgment, as an experienced counter-terrorism</p> <p>7 officer, was that the most that you would have got as</p> <p>8 a benefit for that is that he would have been held for</p> <p>9 some 48 hours?</p> <p>10 <b>A. That's correct.</b></p> <p>11 Q. But that he would have left, having been released, with</p> <p>12 a greater awareness that he may have been of interest</p> <p>13 and under surveillance?</p> <p>14 <b>A. And the same threat existing.</b></p> <p>15 Q. And what we must remember is that at the time you were</p> <p>16 contemplating this, there were already indications from</p> <p>17 your own officers that he was engaging in</p> <p>18 anti-surveillance activity?</p> <p>19 <b>A. That was our assessment, interpretation.</b></p> <p>20 Q. And the same applies, does it not, to a search,</p> <p>21 particularly if it is an overt search; whether conducted</p> <p>22 by police officers or whether conducted at the request</p> <p>23 of the police by AP staff, the risk is nothing may be</p> <p>24 found that could not be described as innocuous, but</p> <p>25 Sudesh Amman becomes more aware?</p> <p style="text-align: center;">Page 40</p>

<p>1 <b>A. That is correct.</b></p> <p>2 Q. And Ms Heckrood has already told the jury about her</p> <p>3 decision in relation to recall and why that wasn't</p> <p>4 a possibility. But, you know, we recognise why SO15</p> <p>5 would have engaged in that conversation with her, but</p> <p>6 again, from SO15's perspective, a recall that doesn't</p> <p>7 work and doesn't have a long-term consequence that is of</p> <p>8 benefit to the public runs the risk again that</p> <p>9 Sudesh Amman becomes more aware and more alert to the</p> <p>10 fact that he might be under police surveillance?</p> <p>11 <b>A. Yes. It depends on the nature of the breach. So, if it</b></p> <p>12 <b>is something to do with his tag, that will be alerted</b></p> <p>13 <b>elsewhere and we will find out elsewhere. So if he had</b></p> <p>14 <b>gone into an area -- so there was ways of paralleling</b></p> <p>15 <b>that information that might not necessarily have</b></p> <p>16 <b>compromised a CC investigation.</b></p> <p>17 Q. But the evidence at the time was that he had been</p> <p>18 entirely compliant with his licence conditions?</p> <p>19 <b>A. Yes, so there was no breach of licence conditions.</b></p> <p>20 Q. Tell me if you can't answer this, but the jury have</p> <p>21 heard evidence that on 2 February 2020 Sudesh Amman left</p> <p>22 the AP at 13.22 hours. Now, he fashioned a fake suicide</p> <p>23 belt. It was, as we understand it, a crude device. In</p> <p>24 your experience -- if you can't answer this, say so --</p> <p>25 how long would it take to fashion such a crude device?</p> <p style="text-align: center;">Page 41</p>	<p>1 MR JUSTICE HILLIARD: All right.</p> <p>2 <b>A. So, in effect, when you have covert investigation, he</b></p> <p>3 <b>may have suspected that was ongoing, but if we reveal</b></p> <p>4 <b>our hand, we might see the prospect change behaviour.</b></p> <p>5 <b>It makes him more difficult to monitor or surveil. We</b></p> <p>6 <b>might see him -- and we have seen this historically,</b></p> <p>7 <b>where subjects of interest will effectively confront</b></p> <p>8 <b>members of the public accusing them of being</b></p> <p>9 <b>surveillance officers, so again it increases the risk</b></p> <p>10 <b>a little bit wider there to the public.</b></p> <p>11 <b>It also might alter his timescales as well, so if he</b></p> <p>12 <b>thinks he's being followed, whether that then causes him</b></p> <p>13 <b>to lengthen the plan, which then causes us difficulty in</b></p> <p>14 <b>terms of resourcing and maintaining that level of</b></p> <p>15 <b>resource.</b></p> <p>16 <b>It would also see potentially an individual change</b></p> <p>17 <b>their methodology around the way they speak people, or</b></p> <p>18 <b>people they meet, or any kind of associations as well.</b></p> <p>19 <b>So, having that increased awareness, that increased</b></p> <p>20 <b>trade craft overall will just put us in a more difficult</b></p> <p>21 <b>position to maintain (a) monitoring, and also the able</b></p> <p>22 <b>to intervene, should he move to an attack.</b></p> <p>23 MR JUSTICE HILLIARD: Yes.</p> <p>24 Questions by MR SHELDON</p> <p>25 MR SHELDON: Good morning, HA6. As you know, I represent</p> <p style="text-align: center;">Page 43</p>
<p>1 <b>A. I suppose it would depend on his Blue Peter skills</b></p> <p>2 <b>around putting something like that together. But it was</b></p> <p>3 <b>very crude and didn't require a lot of technical</b></p> <p>4 <b>knowledge to put together, whereas the individual in</b></p> <p>5 <b>Fishmongers' had a more technical, sophisticated hoax</b></p> <p>6 <b>device that would have taken longer. Not long, I would</b></p> <p>7 <b>suggest, to put that together.</b></p> <p>8 Q. So it is something that could have been done on the day?</p> <p>9 <b>A. Absolutely.</b></p> <p>10 MR RAWAT: Thank you very much. Those are my questions.</p> <p>11 MR JUSTICE HILLIARD: Just before you -- I will just deal</p> <p>12 with it, I think. We can deal with it now, if we can,</p> <p>13 or alternatively if it something we can pick up -- it's</p> <p>14 just there is a question from the juror:</p> <p>15 "Could the officer give examples of how Mr Amman's</p> <p>16 knowing of the police's covert operations should</p> <p>17 Mr Amman be arrested ..."</p> <p>18 So, examples of how him knowing of the police's</p> <p>19 covert operation could make the whole operation for the</p> <p>20 police more difficult or dangerous."</p> <p>21 That is the question. It may be this is something</p> <p>22 you are going to touch on, or the officer can deal</p> <p>23 with it now, if you can.</p> <p>24 MR HOUGH: Sir, I am very happy for the officer to deal</p> <p>25 with it now, thank you.</p> <p style="text-align: center;">Page 42</p>	<p>1 the Metropolitan Police Service.</p> <p>2 There was a line of questions pursued by Mr Menon,</p> <p>3 to the effect that you -- by which I think we mean the</p> <p>4 specialist operational team -- managing Mr Amman in the</p> <p>5 community, you made the wrong call and that you had</p> <p>6 a menu of realistic options available to you, from which</p> <p>7 you selected the wrong one. No doubt you remember that</p> <p>8 line of questioning.</p> <p>9 Now, the jury heard about efforts made by Detective</p> <p>10 Superintendent Boon -- who I think you described as your</p> <p>11 boss, is that right?</p> <p>12 <b>A. He was my line manager.</b></p> <p>13 Q. -- to see if there was any way at all that Amman could</p> <p>14 be kept in prison rather than being released into the</p> <p>15 community in late January 2020. Were you aware of those</p> <p>16 efforts?</p> <p>17 <b>A. I was aware of those efforts.</b></p> <p>18 Q. So you knew that SO15 had pursued that line of enquiry</p> <p>19 with the prison?</p> <p>20 <b>A. Yes.</b></p> <p>21 Q. The jury have also heard about the efforts made by the</p> <p>22 police to explore with the Probation Service the</p> <p>23 possibility of recalling Amman to prison following the</p> <p>24 purchases, and again you were aware of that?</p> <p>25 <b>A. Yes.</b></p> <p style="text-align: center;">Page 44</p>

11 (Pages 41 to 44)

<p>1 Q. We have, there were these two examples of the police 2 trying to establish if there is any possible way of 3 keeping Amman in prison or sending him back to prison, 4 yes? 5 <b>A. That's correct.</b> 6 Q. If you had considered that purchasing kitchen foil, 7 brown tape and four bottles of fizzy drink represented 8 a realistic possibility to prosecute Amman for 9 a criminal offence resulting in him being sent back to 10 prison and taken out of the community, would you have 11 taken it? 12 <b>A. Absolutely. It was not a realistic possibility.</b> 13 Q. Would you have had any hesitation in taking that option 14 if it was a realistic one available to you? 15 <b>A. None whatsoever. And all our planning was around 16 identifying that opportunity.</b> 17 Q. The alternative, of course, option available to you was 18 to continue to manage the threat he posed in the 19 community. I just want to take a moment to consider or 20 identify through you what that involved in terms of 21 manpower. 22 <b>A. Okay.</b> 23 Q. At the time of his attack, Amman was subject to 24-hour 24 armed surveillance as you have described, is that right? 25 <b>A. That's correct.</b></p> <p style="text-align: center;">Page 45</p>	<p>1 Q. All deployed on the ground? 2 <b>A. Yes.</b> 3 Q. We then have your SO15 investigation team working on the 4 case, is that right? 5 <b>A. That's correct.</b> 6 Q. Would that be a number of officers at any one time? 7 <b>A. For my direct teams in this particular case, it was 8 probably up to about seven or eight officers working 9 full time.</b> 10 Q. Then we have the staff in the counter-terrorism police 11 operations room who are monitoring the communications 12 and keeping the CLIO log up to date and so on, is that 13 right? 14 <b>A. That's correct.</b> 15 Q. Again, we don't need to be precise, but a number of 16 other officers? 17 <b>A. Yes.</b> 18 Q. The intelligence unit supporting the CTPOR? 19 <b>A. That's correct.</b> 20 Q. Firearms commanders of different types, the TacAd, the 21 TFC, the SFC? 22 <b>A. Yes.</b> 23 Q. Have I missed anyone? 24 <b>A. You would have officers dedicated to doing briefings for 25 the surveillance teams, the briefing officer.</b></p> <p style="text-align: center;">Page 47</p>
<p>1 Q. That self-evidently involved a team of surveillance 2 officers on the ground conducting surveillance? 3 <b>A. Yes. Several teams over a 24-hour period.</b> 4 Q. Yes. At any one time, and at the time of the attack, as 5 we have heard from DCI Williams, there were nine 6 surveillance officers deployed, is that right? 7 <b>A. That sounds correct.</b> 8 Q. Now, in addition, as I think you helpfully told us 9 earlier, the strategy was that they should be supported 10 by an armed response vehicle. Is that right? 11 <b>A. That's right. It gave us another tactical option.</b> 12 Q. There may be good reasons why you don't want to be 13 precise about this, but that presumably would have been 14 staffed by a number of officers? 15 <b>A. Yes, on the Firearms squad.</b> 16 Q. Yes. So we have the surveillance team, we have the 17 armed response vehicle. An arrest team, as well, 18 I think, was part of the deployment, is that right? 19 <b>A. Yes.</b> 20 Q. A uniformed arrest team? 21 <b>A. Over 24 hours, we would have an arrest car staffed with 22 a number of officers to assist.</b> 23 Q. So: surveillance team, armed response vehicle, arrest 24 team? 25 <b>A. That's correct.</b></p> <p style="text-align: center;">Page 46</p>	<p>1 Q. The briefing officer, quite right. 2 <b>A. And you have the TOMU staff. Yes, it is a proactive 3 operation.</b> 4 Q. I am not asking for a precise number, but we're not 5 having any difficulty, are we, getting up to about 30? 6 <b>A. No. And you would have myself and my deputy as well.</b> 7 Q. Right. And this is a 24-hour operation, so you would 8 have day-shift and a night-shift, or an early shift and 9 a late shift? 10 <b>A. That's right.</b> 11 Q. So we are talking about 50, 60, possibly more, officers 12 devoted to this operation over a 24-hour period? 13 <b>A. That's correct.</b> 14 Q. In addition to that enormous amount of resource, there 15 is also the consideration that some of those officers, 16 at least, are at personal risk in dealing with this 17 highly dangerous individual in the community; agreed? 18 <b>A. Absolutely.</b> 19 Q. We have heard that Amman was one of 3,000, roughly, 20 active subjects of interest to MI5 at the time. It is 21 a reasonable assumption, you can perhaps confirm, that 22 a significant proportion of those would have been in 23 London? 24 <b>A. That's correct.</b> 25 Q. There were plenty of other things you could have been</p> <p style="text-align: center;">Page 48</p>

12 (Pages 45 to 48)

<p>1 doing with the sort of resources that we have just been 2 talking about in early 2020, weren't there? 3 <b>A. There's always competing operations around resources.</b> 4 Q. So, if someone had shown you a way in which, instead of 5 doing all of that, deploying all those resources, 6 risking the safety of those officers, shown you a way 7 that you could just lock him up for buying tin foil, 8 fizzy drinks and sticky tape, what would your reaction 9 have been? 10 <b>A. I would have taken that opportunity, but it was not 11 enough.</b> 12 Q. Now, the decision not to arrest was taken -- or the 13 strategy that flowed from that was agreed at the Joint 14 Operational Team meeting on the evening of 31 January, 15 is that right? 16 <b>A. It was discussed at length.</b> 17 Q. Again, you don't need to be precise, but much as I think 18 you explained to Mr Menon in respect of the 9 January 19 meeting, there would have been SO15 representatives at 20 that meeting and MI5 representatives. Is that right? 21 <b>A. That's correct.</b> 22 Q. TOMU representatives, as we know, as well? 23 <b>A. Yes.</b> 24 Q. Was the view reached at the conclusion of that meeting 25 as to how to proceed with the strategic management of</p> <p style="text-align: center;">Page 49</p>	<p>1 Q. Having had the benefit of hindsight now for some 2 considerable time since this attack, and having put 3 a number of witness statements together and prepared 4 carefully for this inquest, what do you say to the 5 suggestion that you and your specialist colleagues at 6 that JOT made the wrong call? 7 <b>A. Well, I totally refute that. I think this was a -- 8 I know with the benefit of hindsight, what we knew at 9 the time, this was a well-thought-out and well-planned 10 operation where we explored every viable opportunity to 11 resolve it without going to that level of response.</b> 12 Q. Can I then turn briefly, please, to the question of room 13 searching and let's deal with the covert search option 14 first of all. The premise of the questions that you 15 have been asked is that, despite being in an approved 16 premises subject to search at any time, Amman might have 17 left his fake IED well in advance and left it lying 18 around so that it might be found if somebody searched 19 his room; that would be the suggestion. 20 There was, it was put to you, quite rightly, 21 a window in which a covert search might have been 22 conducted on 1 February. I want to focus on that 23 window, please. 24 Could we have INQ002572, please, at page 59. This, 25 HA6, as you will see from the bottom right-hand corner,</p> <p style="text-align: center;">Page 51</p>
<p>1 Mr Amman a consensus view? 2 <b>A. Yes. So -- yes. I mean, if there was contrary views or 3 a disagreement between any -- it would have been 4 escalated.</b> 5 Q. As you've explained answering questions to Mr Hough, 6 managing dangerous terrorists like Amman involves 7 different judgment calls and balancing competing 8 considerations. 9 <b>A. That's correct.</b> 10 Q. In that context, what, in your experience, is the 11 benefit of the JOT process? 12 <b>A. So (a) it brings together thinking and enables 13 discussion from a number of organisations, but 14 principally MI5 and police, to identify what the key 15 risks and threats are and what the options are around 16 disrupting those key risks and threats.</b> 17 <b>It gives us an opportunity to document those 18 conversations and look at other possibilities around an 19 operation, sometimes quite wider than what we are 20 looking at in terms of threat and risk. Some of the 21 issues might be more long term or, say, safeguarding 22 issues as well.</b> 23 <b>So the benefit of bringing this together enables 24 that conversation to take place and that thinking around 25 resolving that particular threat or issue.</b></p> <p style="text-align: center;">Page 50</p>	<p>1 is a handwritten surveillance log for 1 February 2020. 2 You will see that at 1.24 pm, Amman leaves the approved 3 premises on foot going toward Crown Lane. It describes 4 what he's wearing. Do you see that? 5 <b>A. Yes.</b> 6 Q. Can we then turn, please, to page 61 in the same 7 document? It is slightly out of time. About halfway 8 down the page, do you see an entry timed at 1.51? Are 9 you with me? 10 <b>A. Yes.</b> 11 Q. The handwriting is not great, but it describes 12 reentry -- which from context I think is clearly the 13 approved premises -- at 1.46 pm, yes? 14 <b>A. That's correct.</b> 15 Q. So he leaves the approved premises at 1.24 and comes 16 back at 1.46, a period of 22-minutes. 17 We know -- I don't need to take you to the 18 documents -- that he went to buy some chicken for his 19 lunch. All right? 20 We can take that down, please. Let's just consider 21 this hypothetical scenario. In the 24 hours between 22 this happening and him purchasing the bottles and tape 23 and foil at lunchtime the previous day, let's imagine 24 that you had convened a JOT, as you did, devised 25 a strategy to conduct a covert search of the approved</p> <p style="text-align: center;">Page 52</p>

<p>1 premises, put a covert search team together, come up 2 with some suitable cover story for them, briefed the AP 3 staff, hidden the search team somewhere nearby the 4 approved premises so they could leap into action 5 immediately Amman left the premises, conduct a search of 6 his room and be out in 22 minutes without alerting any 7 of the other criminals who live there about what they 8 are doing. That's the scenario, right? You have 9 13 years' experience of running counter-terrorism 10 investigations. What is your comment on that scenario? 11 <b>A. Not feasible.</b> 12 Q. Any doubt about that? 13 <b>A. No.</b> 14 Q. Let's imagine they somehow pulled it off. Do we know 15 when he made the belt? 16 <b>A. No.</b> 17 Q. Do we know if he made it all in one go? 18 <b>A. No.</b> 19 Q. If he did make it in advance and stored it somewhere for 20 a period before the attack, do we know if he stored it 21 in his room or some other the premises to which he had 22 access? 23 <b>A. No.</b> 24 MR JUSTICE HILLIARD: Sorry? I missed that. You don't know 25 if he --</p> <p style="text-align: center;">Page 53</p>	<p>1 the page. Great, thank you. 2 She explains that she was the strategic manager for 3 the approved premises which was run by a charity called 4 Hestia on behalf of the Ministry of Justice. She goes 5 on to explain a little bit more about the regime. 6 Quite apart from the chances of actually finding the 7 belt, would you have regarded it as appropriate to send 8 a member of the AP staff into this highly dangerous 9 man's room to see if they might be able to find a fake 10 suicide belt? 11 <b>A. There is a risk factor to that individual there. So, 12 no, I wouldn't consider that to be appropriate. And 13 there is also the aspect of revealing the covert 14 investigation we are running to someone who is not 15 directly involved in the management of that.</b> 16 Q. Yes. Because you would have had to, I suppose, among 17 other things, have told whichever approved premises 18 staff member you tasked with this highly dangerous 19 activity what you were looking for? 20 <b>A. Absolutely.</b> 21 Q. I am not going to go over the overt search by police 22 officers ground again, because I think we have explored 23 that option in some detail. 24 Can I just ask you to confirm this -- and this is 25 not a test on criminal law and procedure -- but</p> <p style="text-align: center;">Page 55</p>
<p>1 <b>A. No.</b> 2 MR JUSTICE HILLIARD: No one knows. 3 MR SHELDON: If you had found -- let's say he had made it 4 before his trip to the chicken shop 24 hours before the 5 attack and just left it lying around in his room, would 6 you still have had to prove intention if you were going 7 to prosecute him for -- 8 <b>A. Absolutely.</b> 9 Q. An alternative suggestion, which I think has been 10 floated at at least one stage, is that the approved 11 premises staff might have somehow been tasked to conduct 12 a search of his room and see if they might be able to 13 find a fake suicide belt. Let's just be clear about 14 what the implications of that might be. Amman, as we 15 have heard, posed a very high risk of serious harm, 16 didn't he? 17 <b>A. Correct.</b> 18 Q. You had grounds to believe that he wanted to attack 19 people with a knife or some other weapon? 20 <b>A. That's correct.</b> 21 Q. Could we have INQ002398 on the screen, please. This is 22 a witness statement, HA6, of Teresa Geode, who as you -- 23 we seem to have gone to the last page, if we could have 24 the first page back again, that would be great. 25 Could we have the biggest paragraph at the bottom of</p> <p style="text-align: center;">Page 54</p>	<p>1 a proposition was put to you by Mr Menon which I think 2 you should have an opportunity to revisit. Section 41 3 of the Terrorism Act of 2000, which is entitled "Arrest 4 without warrant", contains powers for police officers to 5 arrest people on suspicion of being a terrorist, yes? 6 <b>A. Yes.</b> 7 Q. Does it contain anything about searching premises 8 without a warrant? 9 <b>A. No. So we would have to get a schedule 5 terrorist 10 warrant out and we would have to go and see a judge to 11 obtain the authority to conduct that search.</b> 12 Q. Thank you. Two final very short points. The first 13 relates to the notes that were found in Mr Amman's cell 14 shortly before his release from Belmarsh. You weren't 15 the SIO at the time, and you have provided your comment 16 on the viability of a prosecution relating to those 17 notes and you have explained how it seemed to you that 18 the key issue would be attributing them to Mr Amman 19 individually. I am not going over that again. 20 What I do want to establish, though, is this: the 21 key note for these purposes is the note written in 22 Arabic which pledges allegiance to Abu Bkr Al-Baghdadi, 23 is that right? 24 <b>A. That's correct.</b> 25 Q. Who, as I am sure everybody knows, was the</p> <p style="text-align: center;">Page 56</p>

<p>1 self-proclaimed caliph for Islamic State.</p> <p>2 Could we have INQ003514 on the screen, please. This</p> <p>3 is a report on items found in Amman's cell in December</p> <p>4 2019. If we go to page 3, please, we see the note.</p> <p>5 I am not interested, I think, in the picture of the</p> <p>6 note, which won't tell the non-Arabic speakers among us</p> <p>7 very much. Would you blow up, please, the translation?</p> <p>8 The reason I am showing you this, HA6, is just</p> <p>9 through you to make clear what this note does not</p> <p>10 contain. It does not contain Sudesh Amman's name, does</p> <p>11 it?</p> <p>12 <b>A. That's correct.</b></p> <p>13 Q. It does not say, for example, "I, Sudesh Amman, pledge</p> <p>14 allegiance"?</p> <p>15 <b>A. That's correct.</b></p> <p>16 Q. Nor does it say "I pledge allegiance", signed by</p> <p>17 Sudesh Amman, so there is nothing on the face of the</p> <p>18 note, is there, to attribute it to him?</p> <p>19 <b>A. That's correct.</b></p> <p>20 Q. Are you aware that after the attack an expert</p> <p>21 handwriting analysis report was obtained in relation to</p> <p>22 this note?</p> <p>23 <b>A. I'm aware that that inquiry was undertaken.</b></p> <p>24 Q. Could we have a look, please, at INQ002394. This is the</p> <p>25 report of the expert handwriting witness Christopher</p> <p style="text-align: center;">Page 57</p>	<p>1 a sufficient basis for prosecuting Mr Amman for writing</p> <p>2 that note?</p> <p>3 <b>A. No.</b></p> <p>4 Q. Finally, this, please.</p> <p>5 You have made the point a number of times that even</p> <p>6 for a low-sophistication attack of the type that Amman</p> <p>7 was suspected of being capable of, a weapon would be</p> <p>8 needed, agreed?</p> <p>9 <b>A. That's correct.</b></p> <p>10 Q. Did you at any time prior to the attack have any</p> <p>11 intelligence to indicate that he had procured a weapon?</p> <p>12 <b>A. No.</b></p> <p>13 Q. How confident were you, given the level of coverage that</p> <p>14 you had, that if he had procured a weapon you would have</p> <p>15 known about it?</p> <p>16 <b>A. Well, no coverage is perfect --</b></p> <p>17 Q. No.</p> <p>18 <b>A. -- but given the level of coverage we put in place,</b></p> <p>19 <b>24-hour surveillance and all we set up, there was</b></p> <p>20 <b>a degree of confidence that if we saw him purchase</b></p> <p>21 <b>a weapon or acquire a weapon from an associate, we would</b></p> <p>22 <b>have that knowledge.</b></p> <p>23 Q. Now, when it comes to terrorist attacks, the ones we in</p> <p>24 the public know about and the very many we don't because</p> <p>25 you and your Security Services colleagues stop them from</p> <p style="text-align: center;">Page 59</p>
<p>1 Davies. He sets out his qualifications and instructions</p> <p>2 on the first page, but could we go, please, to page 6,</p> <p>3 where you will find his conclusions.</p> <p>4 Could we have the bottom half of the page starting:</p> <p>5 "My findings therefore can be interpreted in the</p> <p>6 following ways ..."</p> <p>7 For context, HA6, he was provided with a sample of</p> <p>8 Arabic writing that was known to have been produced by</p> <p>9 Amman and invited to compare it with what was found in</p> <p>10 the cell. He says the presence of differences between</p> <p>11 the sample and the note found in the cell means that</p> <p>12 there is no positive evidence to support the view that</p> <p>13 the questioned note was written by Amman.</p> <p>14 If the sample and the document found in the cell</p> <p>15 were produced within a short period of time of each</p> <p>16 other:</p> <p>17 "... then my findings would provide very strong</p> <p>18 support for the view that the questioned note [the note</p> <p>19 in the cell] was not written by ... Amman.</p> <p>20 "If the [sample] was written considerably earlier</p> <p>21 ... then I cannot exclude [that] possibility ... [but]</p> <p>22 I would be unable to reach any conclusion [either way]."</p> <p>23 Let's say, for the sake of argument, that you were</p> <p>24 the SIO at the time that the note was found and you had</p> <p>25 that report. Would you have regarded that as providing</p> <p style="text-align: center;">Page 58</p>	<p>1 happening, do terrorists tend to favour certain types of</p> <p>2 location?</p> <p>3 <b>A. So, iconic locations. I think we have seen in the last</b></p> <p>4 <b>two or three attacks, the bridges and Fishmongers' Hall.</b></p> <p>5 Q. Did you have any intelligence prior to the attack that</p> <p>6 might indicate that Amman was doing anything which might</p> <p>7 indicate that he was picking a target location?</p> <p>8 <b>A. No, there was no intelligence to suggest that any target</b></p> <p>9 <b>had been selected.</b></p> <p>10 Q. Did you have any intelligence that he was researching</p> <p>11 ways of carrying out an attack?</p> <p>12 <b>A. Not to my knowledge, no.</b></p> <p>13 Q. Did you have any intelligence that he was contacting or</p> <p>14 associating with anyone who might either be encouraging</p> <p>15 or assisting him in undertaking an attack?</p> <p>16 <b>A. There was no intelligence to that effect.</b></p> <p>17 Q. Did you notice any change in his behaviour in the</p> <p>18 immediate run-up to the attack to indicate that he was</p> <p>19 preparing for martyrdom, as he might have seen it?</p> <p>20 <b>A. No, his behaviour was consistent in terms of his manner</b></p> <p>21 <b>and some of the things he was doing post release.</b></p> <p>22 Q. Now, as a result of the strategic decisions taken by you</p> <p>23 and your colleagues -- particularly the decisions taken</p> <p>24 on 31 January -- the level of coverage of Amman was</p> <p>25 increased with the result that your colleagues in the</p> <p style="text-align: center;">Page 60</p>

15 (Pages 57 to 60)

<p>1 Met police stopped this terrorist attack 62 seconds 2 after it started. 3 Do you have any comment you wish to make about the 4 actions of your colleagues in achieving that? 5 <b>A. Yes. This is a view held by a lot of my peers. The 6 professionalism and bravery that those officers showed 7 and what they prevented was something that could have 8 been far, far worse. For us, as an investigation team, 9 we are grateful for their actions on that day.</b> 10 MR SHELDON: Thank you very much, HA6. Thank you, sir, 11 those are my questions. 12 Further questions by MR HOUGH 13 MR HOUGH: Just a few follow-up questions, HA6. First of 14 all, Mr Menon asked you about the possibility of 15 a covert room search and Mr Sheldon returned to that 16 topic. You recall those lines of questioning? 17 <b>A. Yes.</b> 18 Q. In particular, there was a focus upon the possibility of 19 a covert room search during that 22-minute window on 20 Saturday 1 February, when Sudesh Amman went out to the 21 chicken shop? 22 <b>A. Correct.</b> 23 Q. You said that a covert search would involve a fair 24 degree of handling. Those were your words. 25 <b>A. Planning, pre-planning.</b></p> <p style="text-align: center;">Page 61</p>	<p>1 constructed hoax vest if Mr Amman's room but not being 2 worn by him, then you would have arrested with a good 3 prospect that the CPS would have charged and brought the 4 matter to court. Do you remember that questioning? 5 <b>A. I do remember the question, but the response was to him 6 wearing it outside of the premises, approved premises.</b> 7 Q. I think Mr Menon put to you that if somebody had 8 searched the room and found a fully constructed hoax 9 vest -- 10 <b>A. Yes.</b> 11 Q. -- that that of itself would have been good grounds for 12 arrest with a good prospect of charge and prosecution. 13 <b>A. There would have been a decision to be made about the 14 timing and location of that arrest.</b> 15 Q. I think -- and you can correct me if I am wrong -- 16 I think you were unclear whether simply finding a fully 17 constructed belt but not actually being worn by 18 Sudesh Amman at the time, whether that would have 19 justified ultimately a charge and prosecution? 20 <b>A. I -- that would not have been a straightforward exercise 21 and I think that would have required supplementary 22 evidence to come from elsewhere, and we had limited 23 opportunities around those options to secure a charge. 24 Again, obviously, it would be a decision for the CPS, 25 but my -- with that information, my preference would</b></p> <p style="text-align: center;">Page 63</p>
<p>1 Q. I see. A fair degree of pre-planning. 2 You were asked by Mr Sheldon about the logistics of 3 that and I am not going to return to that. But if you 4 had sent in a covert team while Sudesh Amman was out on 5 that Saturday, and because of the limited time they had 6 not been able to do it comprehensively and properly, 7 would there have been any risks of them being detected 8 as a result? 9 <b>A. Yes. Significant risk.</b> 10 Q. Would there have been, for example, a risk of them not 11 completing the exercise properly so that something was 12 out of place and Sudesh Amman noticed? 13 <b>A. That is a possibility.</b> 14 Q. Would there also have been the risk either in going in 15 or going out at speed of another resident seeing the 16 person entering the room and telling Sudesh Amman? 17 <b>A. Yes. That was a risk.</b> 18 Q. Again, what is the risk or danger of that sort of 19 activity being spotted by Sudesh Amman? 20 <b>A. So, it risks compromising the ongoing covert 21 investigation, and for the reasons I have already 22 stated, that compromise would increase the risk to 23 officers and public.</b> 24 Q. Next. In relation to the potential for arrest, Mr Menon 25 put to you that if officers had found a fully</p> <p style="text-align: center;">Page 62</p>	<p>1 <b>always be for him to be outside on the street wearing 2 that device.</b> 3 Q. Is that because, as you told the judge, the offence has 4 a requirement of intent? 5 <b>A. Absolutely.</b> 6 Q. And finding him actually wearing it gives you a much 7 better chance of establishing intent than if it is 8 simply found in the room not being worn? 9 <b>A. That's correct.</b> 10 Q. May I just ask you in that regard a question about your 11 tipping points. May we have on the screen INQ002566 at 12 page 9. May we maximise paragraphs 28 to 30, please. 13 You have told us about these tipping points. Some 14 of the tipping points were: if something happens, then 15 there will be an arrest straightaway. Yes? 16 <b>A. That's correct.</b> 17 Q. And some of them are -- well, at least one, the 18 penultimate one, is: if Amman purchases a knife that 19 remains packaged, then he's allowed to return to the AP 20 but subject to a stop and search on the next occasion he 21 comes out? 22 <b>A. Absolutely. Again, if there was contrary intelligence 23 that gave us a reason not to do that --</b> 24 Q. Sure. 25 <b>A. -- then we would take a different course of action.</b></p> <p style="text-align: center;">Page 64</p>

16 (Pages 61 to 64)



1 Q. But there is a difference between one kind of tipping  
 2 point that says, "If he does something, we swoop in and  
 3 arrest", and another sort of tipping point that says,  
 4 "If he does something, ie purchase a knife which remains  
 5 packaged, we don't immediately intervene but we stop and  
 6 search him the next time he's out", okay?  
 7 **A. Absolutely, yes.**  
 8 Q. I just want to understand the tipping point you identify  
 9 at paragraph 30. You say:  
 10 "The following 'tipping point' is also agreed: Amman  
 11 is believed to have made a mock-up of a suicide vest or  
 12 any intelligence reported that [he's] planning an  
 13 attack -- police would intervene."  
 14 What did that tipping point as agreed at the time  
 15 mean? If Amman was believed to have made a mock-up of  
 16 a suicide vest, what was it agreed at the time would  
 17 happen?  
 18 **A. That we would undertake an intervention. I would read**  
 19 **that, looking back, as him being on the street with it.**  
 20 Q. You see that the statement doesn't say that.  
 21 **A. I do.**  
 22 Q. It says, "If he's believed to have made a mock-up" --  
 23 **A. Yes.**  
 24 Q. -- "the police would intervene", which on its face  
 25 suggests that that's one of those tipping points where

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1 the police will swoop in if it is merely believed that  
 2 he's made one. I just want give to you the opportunity  
 3 to clarify as best you can recall what was in fact  
 4 agreed about that tipping point on 31 January.  
 5 **A. To my recollection, it would be him out in the community**  
 6 **with a mock-up suicide vest that would be indicative in**  
 7 **itself that he was moving towards an attack.**  
 8 Q. Thank you very much.  
 9 Finally this: Mr Rawat put to you -- you can take  
 10 the document off the screen -- that a recall to prison,  
 11 if it that could have been arranged on one basis or  
 12 another -- if it was only a brief recall that was  
 13 successfully disputed before the parole board for  
 14 example, that a recall for a brief period of time may  
 15 not have had the desired effect.  
 16 You remember he put that to you.  
 17 **A. Yes, I do. I remember that being correct, but then what**  
 18 **goes with that is a process in place that would not**  
 19 **necessarily compromise covert activity.**  
 20 Q. That's what I was going to put to you.  
 21 **A. Yes.**  
 22 Q. Your team, is this right, were, based on all the  
 23 documents we looked at, actively looking to establish  
 24 grounds for recall?  
 25 **A. That's correct.**

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1 Q. And there was even discussion of seeking to procure  
 2 a recall for quite a minor infraction?  
 3 **A. That's correct, yes.**  
 4 Q. Is this right: the benefit of a recall, as opposed to an  
 5 arrest based on what your surveillance officers have  
 6 seen, is that a recall does not necessarily blow the  
 7 surveillance operation?  
 8 **A. That's entirely correct.**  
 9 MR HOUGH: Thank you very much. Those are all my questions.  
 10 (The witness was released)  
 11 MR HOUGH: I suggest, both for time and because of  
 12 practicalities, we have our mid-morning break now.  
 13 MR JUSTICE HILLIARD: Yes. Thank you very much. We will  
 14 have a 15-minute break now, members of the jury.  
 15 (11.42 am)  
 16 Discussion (in the absence of the jury)  
 17 (11.44 am)  
 18 (A short break)  
 19 (12.09 pm)  
 20 Proceedings continued in the presence of the jury  
 21 MR JUSTICE HILLIARD: Yes.  
 22 MR HOUGH: Sir, the next witness is Haleema Khan. Before  
 23 she and her interpreter are sworn, may I just deal with  
 24 some logistical matters?  
 25 MR JUSTICE HILLIARD: Yes.

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1 MR HOUGH: In accordance with your directions of 18 July of  
 2 this year, she is being screened from the public but not  
 3 from you, the inquest legal team, jury, interested  
 4 persons, lawyers representing interested persons or  
 5 accredited journalists.  
 6 The way we are handling screening is that those who  
 7 are not able to see her, not permitted to see her, are  
 8 in the overflow courts with an audio-only link.  
 9 I should also say that an order has been made that  
 10 no reference should be made to the names of any of  
 11 Ms Khan's children where those children were under the  
 12 age of 18 at the time of Sudesh Amman's death, except  
 13 with permission of the court after application, and that  
 14 would be obviously a matter for you. No such  
 15 application has been made.  
 16 MR JUSTICE HILLIARD: Yes.  
 17 MR HOUGH: I should also say by way of introduction that  
 18 Ms Khan has a Tamil interpreter. She is able to speak  
 19 and understand English, but there are some limitations.  
 20 Quite reasonably, she has chosen to have an interpreter  
 21 so that she is sure that she understands exactly what is  
 22 being said and her answers are absolutely faithfully  
 23 translated.  
 24 MR JUSTICE HILLIARD: Yes.  
 25 All right, if the interpreter will come and take the

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<p>1 interpreter's oath. 2 INTERPRETER (affirmed) 3 THE INTERPRETER: Tamil language, your Honour. 4 MS HALEEMA KHAN (sworn) 5 (All answers given via interpreter unless otherwise 6 indicated) 7 Questions by MR HOUGH 8 MR HOUGH: Would you please give your full name for the 9 court. 10 <b>A. Haleema Asmia(?) Faraz Khan.</b> 11 Q. Ms Khan, you understand that I am asking questions first 12 on behalf of the Coroner. Can you first confirm that 13 you were Sudesh Amman's mother and you are giving 14 evidence about his life and background and your contact 15 with him after his release from prison? 16 <b>A. Okay.</b> 17 Q. May I ask about your life and background before 2018, 18 and Sudesh Amman's? 19 <b>A. Okay.</b> 20 Q. Were you born in Sri Lanka? Did you marry Faraz Khan in 21 1998? 22 <b>A. Yes.</b> 23 Q. Did you move with him to the United Kingdom as refugees 24 in September 1999? 25 <b>A. '99?</b></p> <p style="text-align: center;">Page 69</p>	<p>1 Q. Did Sudesh in London go to primary school at Kenmore 2 Park Primary? 3 <b>A. Yes.</b> 4 Q. Did he then move on to secondary school at Park High in 5 Stanmore? 6 <b>A. Yes.</b> 7 Q. Did he initially do quite well at school, in his primary 8 school and early years of secondary school? But in his 9 teenage years, particularly around the age of 15 or 16, 10 did his behaviour get worse? 11 <b>A. Yes.</b> 12 Q. How, in your experience, did that worse behaviour show 13 itself? 14 <b>A. Now?</b> 15 Q. I asked how that worse or bad behaviour showed itself. 16 <b>A. He's always -- he's very polite but he's not always 17 getting angry, but when he was fighting with other 18 children, sometimes he'd get angry.</b> 19 Q. Do you recall that in 2015 Sudesh was referred to mental 20 health services? 21 <b>A. The school referred him for anger management. Referred 22 him.</b> 23 Q. Is it right also that there were concerns also with him 24 bringing a knife, pellet gun and alcohol into school? 25 <b>A. I was told -- I was not sure about that, but I was told</b></p> <p style="text-align: center;">Page 71</p>
<p>1 Q. Yes. 2 <b>A. [Not interpreted] Yes.</b> 3 Q. When you arrived, did you spend a couple of months or 4 a short time in London and settle in Coventry? 5 <b>A. Yes.</b> 6 Q. Did you give birth to Sudesh Amman, your first child, on 7 27 December 1999? 8 <b>A. Yes.</b> 9 Q. Did you then go on to have five further children, all of 10 them boys, and we don't need their names? 11 <b>A. Yes, five children.</b> 12 Q. Did the family then move to Birmingham in 2005, and 13 Sudesh attend school there? 14 <b>A. He started to study there, yes.</b> 15 Q. Did you then, in 2006, obtain indefinite leave to remain 16 in the United Kingdom and move to London? 17 Is it right that in December 2006, the family went 18 to Sri Lanka for about three weeks? 19 <b>A. Yes, on holiday.</b> 20 Q. Is it right that, shortly after your return, Faraz Khan 21 went back to Sri Lanka and remained there? 22 <b>A. Yes.</b> 23 Q. Did he thereafter visit the family regularly over the 24 following years? 25 <b>A. We also visited (indistinct).</b></p> <p style="text-align: center;">Page 70</p>	<p>1 <b>by the school, by the way.</b> 2 Q. Do you recall that in September 2015, his GCSE year, 3 Sudesh Amman moved to Jubilee Academy because of poor 4 behaviour at Park High? 5 THE INTERPRETER: Sorry, sir, you are going fast. 6 MR HOUGH: Okay. First of all, do you recall that in 7 September 2015, Sudesh moved to Jubilee Academy? 8 <b>A. Jubilee Academy, yes.</b> 9 Q. Do you recall that that move was because of his poor 10 behaviour at Park High? 11 <b>A. Yes.</b> 12 Q. You also recall that in April 2016, there was an 13 incident when Sudesh attacked another student? 14 <b>A. Sudesh assaulted him?</b> 15 Q. In April 2016, do you recall that happening? 16 <b>A. Yes. I can remember.</b> 17 Q. Can you remember that it was said that Sudesh had used 18 a sword or knife in that incident? 19 <b>A. I don't know exactly that.</b> 20 MR JUSTICE HILLIARD: I thought you added something. Could 21 you help us with that? 22 <b>A. I don't know anything about that very well. I don't 23 know what happened. I don't know anything about that, 24 everything, all very well.</b> 25 MR HOUGH: In the year beginning September 2016, did Sudesh</p> <p style="text-align: center;">Page 72</p>

<p>1 enroll in Barnet College to study science?</p> <p>2 <b>A. Yes.</b></p> <p>3 Q. Was he excluded from that school after a fight he got</p> <p>4 into?</p> <p>5 THE INTERPRETER: Sorry?</p> <p>6 MR HOUGH: Was he excluded from that school after a fight he</p> <p>7 got into?</p> <p>8 <b>A. Yes, he had a fight with another boy.</b></p> <p>9 Q. Do you recall that that lead to him being arrested?</p> <p>10 <b>A. Yes.</b></p> <p>11 Q. Is it right that between April and September 2017,</p> <p>12 Sudesh was out of education, not attending any school or</p> <p>13 college?</p> <p>14 <b>A. He was studying at home for Ordinary Level, yes.</b></p> <p>15 <b>He stopped his studies. Yes, he stopped his</b></p> <p>16 <b>studies, he was doing his A Level from home -- O Level.</b></p> <p>17 <b>At that time he didn't do anything, he was staying</b></p> <p>18 <b>home. [Not interpreted] Yes.</b></p> <p>19 Q. In your statement you say that he became more religious</p> <p>20 over that period. Is that right?</p> <p>21 <b>A. Yes.</b></p> <p>22 Q. And you also say that he became more angry over that</p> <p>23 period.</p> <p>24 <b>A. Yes.</b></p> <p>25 Q. In September 2017, did he join North West London College</p> <p style="text-align: center;">Page 73</p>	<p>1 MR HOUGH: Before Sudesh was arrested, did you know he was</p> <p>2 doing any of the things that led to his arrest?</p> <p>3 <b>A. No, I -- I was aware -- I was aware he was very</b></p> <p>4 <b>religious-minded, but I don't know the other things, the</b></p> <p>5 <b>other matters.</b></p> <p>6 Q. We've heard that he posted on the Internet images of</p> <p>7 a knife and a gun. Did you know anything about that?</p> <p>8 <b>A. No, I don't know. I don't know anything about that.</b></p> <p>9 <b>I only came to know through the media, the newspaper.</b></p> <p>10 Q. We have heard that when your home was searched, an</p> <p>11 airgun and a combat knife and a black flag were found.</p> <p>12 Do you know anything about that?</p> <p>13 THE INTERPRETER: Can you say that again, sir.</p> <p>14 Q. I will go through it again.</p> <p>15 We have heard that your home was searched and that</p> <p>16 Sudesh was found to have an airgun, combat knife and</p> <p>17 a black flag.</p> <p>18 <b>A. Yes, I am aware of that.</b></p> <p>19 Q. Did you know before the arrest that he owned such items?</p> <p>20 <b>A. The knife was in the kitchen, yes. It's a toy gun. Toy</b></p> <p>21 <b>gun. That gun was a toy gun. Yes, I was -- he kept</b></p> <p>22 <b>hiding the gun in the cupboard. The flag was Islamic</b></p> <p>23 <b>shahada flag or something. Shahada flag, Islamic.</b></p> <p>24 Q. We have heard that he had on his computer some documents</p> <p>25 about knife fighting and bombs. Did you know about</p> <p style="text-align: center;">Page 75</p>
<p>1 in Dollis Hill?</p> <p>2 <b>A. Yes, September, yes.</b></p> <p>3 Q. How did he do at that college, so far as you can recall?</p> <p>4 <b>A. It was -- he was very good. He was very happy. And he</b></p> <p>5 <b>was very good -- at good college.</b></p> <p>6 Q. Whilst he was there, was he also seeing people from the</p> <p>7 youth offending team as a result of his arrests and</p> <p>8 conviction?</p> <p>9 <b>A. Yes, he did some work with the youth offending team.</b></p> <p>10 Q. I am now going to ask you about the time from May 2018</p> <p>11 when he was arrested. Okay?</p> <p>12 Do you remember him being arrested for terrorist</p> <p>13 offences then?</p> <p>14 <b>A. Yes.</b></p> <p>15 Q. Do you remember that he was sent to prison on remand?</p> <p>16 <b>A. Yes.</b></p> <p>17 Q. Do you remember that he pleaded guilty to some offences</p> <p>18 in November 2018?</p> <p>19 <b>A. Yes.</b></p> <p>20 Q. Do you remember that he was sentenced so serve more time</p> <p>21 in prison up to January 2020?</p> <p>22 <b>A. Yes.</b></p> <p>23 Q. Before he was arrested, did you know that Sudesh was</p> <p>24 doing any of the things that lead to his arrest?</p> <p>25 THE INTERPRETER: I didn't get the question, sorry.</p> <p style="text-align: center;">Page 74</p>	<p>1 that?</p> <p>2 <b>A. No, I don't know anything about that.</b></p> <p>3 Q. We have heard that he was sending out at least one</p> <p>4 message over the Internet, apparently inciting violence.</p> <p>5 <b>A. No.</b></p> <p>6 Q. After his arrest, did you ever talk to him about what he</p> <p>7 had done?</p> <p>8 <b>A. I asked him why he was doing this. I asked him why he</b></p> <p>9 <b>was doing this, why he was, and he told me it was</b></p> <p>10 <b>without his knowledge he was doing this. He was not</b></p> <p>11 <b>aware that it was terrorist things. As he was not</b></p> <p>12 <b>aware, it was without his knowledge he was doing.</b></p> <p>13 Q. While he was in prison, did you see him on a number of</p> <p>14 occasions for visits?</p> <p>15 <b>A. Yes, twice a month.</b></p> <p>16 Q. Did you also have regular telephone calls with him when</p> <p>17 he was in prison?</p> <p>18 <b>A. Yes. He phoned me, yes.</b></p> <p>19 Q. Did you also exchange some letters?</p> <p>20 <b>A. Yes.</b></p> <p>21 Q. What was his attitude to prison and being in prison?</p> <p>22 What was his attitude to prison and being in prison?</p> <p>23 <b>A. When he was on the phone, sometimes he would get angry.</b></p> <p>24 <b>Anger. Sometimes he was asking about current news,</b></p> <p>25 <b>current affairs, news, what is going on.</b></p> <p style="text-align: center;">Page 76</p>

<p>1 <b>That's all.</b></p> <p>2 Q. You said in your statement that sometimes he came across</p> <p>3 as happy to be in prison. Is that right?</p> <p>4 <b>A. Yes, when he was writing in the letters, he was saying</b></p> <p>5 <b>that he was happy in the prison. He also told me that</b></p> <p>6 <b>it is good in the prison, because it's very safe than</b></p> <p>7 <b>outside.</b></p> <p>8 Q. We know that your conversations with him in prison were</p> <p>9 recorded. Do you know that?</p> <p>10 <b>A. Yes.</b></p> <p>11 Q. We've heard that in some of those recordings, he came</p> <p>12 across as quite domineering or demanding towards you.</p> <p>13 <b>A. Yes.</b></p> <p>14 Q. There were examples of him telling you what to think and</p> <p>15 how to behave as a proper Muslim?</p> <p>16 <b>A. Yes, sometimes he would.</b></p> <p>17 Q. May I now ask you about the time after he was released?</p> <p>18 Did he telephone you on the day before he was released?</p> <p>19 <b>A. He hadn't had a contact with me for a long time. Then</b></p> <p>20 <b>he would contact me on the day -- the day before he was</b></p> <p>21 <b>released.</b></p> <p>22 Q. How did he seem on that telephone call?</p> <p>23 <b>A. I was very happy because I was going to see him because</b></p> <p>24 <b>he was going to be released.</b></p> <p>25 Q. How did he seem?</p> <p style="text-align: center;">Page 77</p>	<p>1 <b>something for him.</b></p> <p>2 Q. Did you then get some food with him from a chicken shop?</p> <p>3 <b>A. Sri Lankan chicken shop, yes.</b></p> <p>4 Q. I think you were with him for a few hours that day,</p> <p>5 25 January?</p> <p>6 <b>A. Yes. Around two hours.</b></p> <p>7 Q. How was he on that day?</p> <p>8 <b>A. He appeared very happy on the day. There was no problem</b></p> <p>9 <b>at all. He was dressing very well and he was very happy</b></p> <p>10 <b>on the day.</b></p> <p>11 Q. Did he talk about the future and his plans for the</p> <p>12 future at all?</p> <p>13 <b>A. Yes. I did talk and I advised him to find or to look</b></p> <p>14 <b>for a job, a good job. And also I advised him to stay</b></p> <p>15 <b>in the probation centre all the time without causing any</b></p> <p>16 <b>problems. I also advised him to discuss with his</b></p> <p>17 <b>probation officer to find a job with earning, work with</b></p> <p>18 <b>earning.</b></p> <p>19 Q. Did he talk to you about the future, what his plans</p> <p>20 were?</p> <p>21 <b>A. He was -- listened to everything what I was suggested</b></p> <p>22 <b>and advised, but he was asking about our home matters,</b></p> <p>23 <b>home things, and he was asking how was he, how was he.</b></p> <p>24 Q. Over the week that followed, did you speak to him</p> <p>25 regularly by telephone?</p> <p style="text-align: center;">Page 79</p>
<p>1 <b>A. He was also happy. He was also joking. Joking with me.</b></p> <p>2 Q. Do you recall that he was released on a Thursday and</p> <p>3 taken to a probation hostel in Streatham?</p> <p>4 <b>A. Yes.</b></p> <p>5 Q. On the day he was released, taken there, did he speak to</p> <p>6 you over the telephone?</p> <p>7 <b>A. Yes, he contacted -- he phoned me and said he has not</b></p> <p>8 <b>yet been released yet, he was going to be released, and</b></p> <p>9 <b>he didn't say what time he was going to be released.</b></p> <p>10 <b>And I was told by the police to hand over the</b></p> <p>11 <b>passport to the police station.</b></p> <p>12 Q. Two day later -- two days after his release, on the</p> <p>13 Saturday -- did you go to see him?</p> <p>14 <b>A. Yes.</b></p> <p>15 Q. Did you go to the probation hostel by public transport?</p> <p>16 <b>A. Yes.</b></p> <p>17 Q. What did you take with you for him?</p> <p>18 <b>A. I took some meals and some clothing.</b></p> <p>19 Q. What did you do with him that day?</p> <p>20 <b>A. We did the shopping up there -- yes, I did some shopping</b></p> <p>21 <b>with him. I think it should be a Lidl, and I wanted to</b></p> <p>22 <b>buy some shopping for him.</b></p> <p>23 Q. So you went to Lidl, and bought various items he wanted?</p> <p>24 <b>A. I can't remember exactly what supermarket it was, but</b></p> <p>25 <b>I did the shopping with him on the day and I bought</b></p> <p style="text-align: center;">Page 78</p>	<p>1 <b>A. Yes. I did.</b></p> <p>2 Q. Do you recall anything he said in those conversations?</p> <p>3 <b>A. He was always talking about other prisoners, about other</b></p> <p>4 <b>prisoners. He was telling that this happened, that</b></p> <p>5 <b>happened, and about the other prisoners.</b></p> <p>6 Q. In your statement, you say that he came across as bored</p> <p>7 and depressed.</p> <p>8 <b>A. He told me there was -- they were annoying him without</b></p> <p>9 <b>making to sleep and also is knocking the doors and --</b></p> <p>10 <b>and he was -- told me he was ordered, instructed to sign</b></p> <p>11 <b>on at 6 o'clock and always annoying them.</b></p> <p>12 Q. He was annoyed with the people at the hostel?</p> <p>13 <b>A. I don't know. He was asked to sign on for three or</b></p> <p>14 <b>four -- three or for times when you have sleeping time</b></p> <p>15 <b>and when you have -- different. Different times.</b></p> <p>16 Q. On Thursday 30 January -- so the Thursday before he</p> <p>17 died -- did you see him again?</p> <p>18 <b>A. Before that, yes. Before that.</b></p> <p>19 Q. You say "before that"?</p> <p>20 <b>A. She's asking the question, 28th or 30th?</b></p> <p>21 Q. Let's put it this way: in your witness statement, you</p> <p>22 say that you saw Sudesh on Saturday 25 January?</p> <p>23 <b>A. Yes, 25th.</b></p> <p>24 Q. And then again on Thursday 30 January?</p> <p>25 <b>A. Yes.</b></p> <p style="text-align: center;">Page 80</p>

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<p>1 Q. Were there any other days you saw him after he was 2 released?</p> <p>3 <b>A. No, not other days.</b></p> <p>4 Q. On the second time you saw him -- the Thursday -- did 5 you take him anything?</p> <p>6 So the Thursday when you saw him again, did you take 7 him anything?</p> <p>8 <b>A. Mails and shoes and jackets. I took everything for him. 9 And the radio also.</b></p> <p>10 Q. Did you take them to the probation hostel again?</p> <p>11 <b>A. Yes, probation hostel.</b></p> <p>12 Q. When you saw Sudesh that day, do you recall any of the 13 things he said to you?</p> <p>14 <b>A. He was very upset on the day. He said one prisoner was 15 dead in the -- a prisoner was dead. Died. He was 16 talking about that. He said he was hanging within the 17 prison.</b></p> <p>18 Q. So he talked about somebody who had been found hanging 19 in the prison?</p> <p>20 <b>A. He told me he didn't know what happened. He said 21 somebody was -- somebody died.</b></p> <p>22 Q. In your statement, you say he spoke to you about you 23 finding him a girl to marry. In your statement, you say 24 that he spoke to you about you finding him a girl to 25 marry.</p> <p style="text-align: center;">Page 81</p>	<p>1 Q. And Sudesh said to you that she was a police officer --</p> <p>2 <b>A. Yes. He said he was followed by these officers and he 3 was just staying outside and he was viewing outside.</b></p> <p>4 Q. What did he mean by that he was "viewing outside"?</p> <p>5 <b>A. While I was -- until I ordered -- until I was ordering 6 the food, and he was always viewing outside -- outside 7 the road. He was kept viewing outside at the time the 8 police officer came over there.</b></p> <p>9 Q. Are you saying he was looking out for other police 10 officers, as he thought them?</p> <p>11 <b>A. The police officer was following him on a bike. I also 12 noticed. We also noticed.</b></p> <p>13 Q. Was that a motorbike or a pedal cycle?</p> <p>14 <b>A. He told me somebody was following on a motorbike.</b></p> <p>15 Q. After you had spent that time with him, did you go to 16 Streatham train station for you to go home?</p> <p>17 <b>A. Yes.</b></p> <p>18 Q. Did you give him some money, a £20 note?</p> <p>19 <b>A. Yes. Yes, £20.</b></p> <p>20 Q. So, the following day, Friday 31 January, did Sudesh 21 call you at all?</p> <p>22 <b>A. Yes, he did.</b></p> <p>23 Q. What did he tell you about his day?</p> <p>24 <b>A. He kept asking me to call -- phone the daddy. He 25 always -- he asked me to ask the dad to phone him.</b></p> <p style="text-align: center;">Page 83</p>
<p>1 <b>A. He told me to find me a girl to marry. He wanted to 2 marry. I told him I will look and I will ask people to 3 find the girl.</b></p> <p>4 Q. Did you think he was serious about those plans for the 5 future?</p> <p>6 <b>A. Yes.</b></p> <p>7 Q. While you were with him, did you take a bus to Streatham 8 town centre?</p> <p>9 <b>A. Yes.</b></p> <p>10 Q. Did you go to a kebab shop and have some food with him?</p> <p>11 <b>A. Yes.</b></p> <p>12 Q. While you were in the kebab shop, do you remember 13 anything he said about anyone there?</p> <p>14 <b>A. Yes, there was -- yes, there was a police officer, lady 15 police officer, came there, and he told me that the 16 officer is there.</b></p> <p>17 Q. Was she wearing police uniform?</p> <p>18 <b>A. No, no.</b></p> <p>19 Q. So he saw a lady come in. Was there anything marking 20 her out as a police officer?</p> <p>21 <b>A. Yes, she was in the normal clothing and Sudesh 22 introduced me that she was a police officer.</b></p> <p>23 Q. So a lady walked in, nothing to suggest she was a police 24 officer?</p> <p>25 <b>A. Yes.</b></p> <p style="text-align: center;">Page 82</p>	<p>1 <b>I don't know what happened. He kept me asking -- asked 2 the father to call him.</b></p> <p>3 <b>I mean also, he wanted to talk with the sisters and 4 he also asked me to pass his numbers to them.</b></p> <p>5 Q. In your statement you say that he told you he'd been 6 playing pool with some people from the hostel that day.</p> <p>7 <b>A. Yes, he told me that he was playing pool in the hostel.</b></p> <p>8 Q. You say in your statement that he was doing that because 9 he couldn't go to mosque that day.</p> <p>10 <b>A. He told me that he was not allowed -- let him to go 11 to -- Friday, he was not allowed by them.</b></p> <p>12 Q. Did he tell you anything else he had done that day?</p> <p>13 <b>A. No.</b></p> <p>14 Q. You said that he asked you to get his father to speak to 15 him.</p> <p>16 <b>A. Yes.</b></p> <p>17 Q. Did his father speak to him that day?</p> <p>18 <b>A. I don't know whether he phoned him -- he must -- Sudesh 19 also told me his father didn't phone him.</b></p> <p>20 Q. On Saturday, 1 February, did you speak to Sudesh over 21 the phone?</p> <p>22 <b>A. Yes.</b></p> <p>23 Q. What did he say to you on that day?</p> <p>24 <b>A. He was just talking normally. He was very upset because 25 I had not passed the numbers to his siblings, his</b></p> <p style="text-align: center;">Page 84</p>

21 (Pages 81 to 84)

<p>1 sisters -- not his siblings, my siblings. He asked the 2 number to pass my siblings. He was very upset because 3 I was not letting him to talk on own his brothers -- my 4 brothers -- Sudesh's brothers. He was very upset that 5 I was not letting him talk with his brothers. 6 Q. Did he speak to you while you were speaking to members 7 of your family on a Viber call? 8 A. Yes. Because my father and one of my aunts, he was 9 called. 10 Q. Was he then -- 11 A. My mother passed away. My mother's sister, and he was 12 in contact with my mother's sister. 13 Q. Did you allow him to speak to those members of your 14 family? 15 A. They only asked about well-being, but they didn't ask 16 anything else. I told him to use on the speaker. 17 Q. Do you remember anything he said in the course of that 18 conversation? 19 A. My mother passed away at the time, so he was -- he 20 advised him not to worry. And he said everybody was 21 just going to die one day, not to worry about that, as 22 my mother passed away. 23 He only was on the phone for five minutes. After 24 that, we disconnected. 25 Q. On Sunday 2 February, the day he died, did he send you</p> <p style="text-align: center;">Page 85</p>	<p>1 sent you. And also that he had read a Dua book which he 2 had sent you? 3 A. Yes, he sent me -- yes, he sent me a prayer book. And 4 I was reading it. He also me asked me whether I have 5 read the prayer book. 6 Q. You also say in your statement that he told you he 7 wanted to speak to the Imam at Belmarsh Prison. 8 A. Yes, he told me, so I advised him not to talk with 9 anybody. 10 Q. You say in your statement that you called him again and 11 he said he was reading the Koran. 12 A. Yes. He told me he was reading Koran and he cut off -- 13 he disconnect the phone and he told me he would call 14 later. 15 Q. And you say he refused three calls from you? 16 A. Yes. Disconnected three calls -- missed. Disconnected 17 three calls. 18 Q. Did you then receive a text message from him at about 19 1.30 in the afternoon? 20 A. I kept calling him, but he was not responding me. But 21 I can't remember if I received a text message. 22 Q. Can we put this on screen, please, INQ000253, at 23 page 17. 24 Just wait a second, Mr Interpreter. INQ000253, at 25 page 17. If we can maximise the paragraph about</p> <p style="text-align: center;">Page 87</p>
<p>1 a text message early in the morning? 2 A. Yes. He sent a text message. By Allah -- 3 [Not interpreted] "Allah loves you, mummy." 4 THE INTERPRETER: I didn't get the word that he was -- 5 A. [Interpreted] "Allah loves you." 6 MR HOUGH: His text message said "Allah loves you", yes? 7 A. Yes. 8 Q. Did you send him a text message at 10 o'clock telling 9 him to sign on for his curfew? 10 A. Yes. I remember him to sign because -- yes, I phoned 11 him and I asked him, encouraged him to sign on. 12 Q. Do you remember anything he said in response? 13 A. He told me he has signed already and he's going out. He 14 was going out and he wanted to buy some meal too. 15 Q. Did you have any other conversations with him that 16 morning? 17 A. In the morning he asked me to -- have I woke up, have 18 woken up and also have I prayed. 19 Q. He asked if you -- 20 A. And I told him I was going to go for a bit sleep and 21 I had a sleep. 22 Q. In your statement you say that he asked if you prayed, 23 is that right? 24 A. Yes. 25 Q. And that also he asked if you read a Dua book he had</p> <p style="text-align: center;">Page 86</p>	<p>1 two-thirds of the way down that begins: 2 "At 1:30 o'clock ..." 3 Just that paragraph. Thank you. 4 Mr Interpreter, I am going to ask you to interpret 5 this passage. 6 Could you just pause there and just have it read to 7 you. 8 Just pause there. I am going to read this in 9 English so it is on the transcript. So you don't need 10 to translate, because I am going to read what you have 11 just translated: 12 "At 1:30 o'clock, Sudesh sent me a text, but I knew 13 he had no phone top up, so I called him back. Sudesh 14 said he was going to the shop and he was going to buy 15 something. He said he was going to buy some food. 16 I told him to go to the same shop we went to on the 17 Thursday and buy food, he said he would go there. 18 Sudesh said he loved me. He said 'bye bye, I love you 19 mummy'. He has said this before. That was the last 20 time I spoke to Sudesh." 21 First of all, is this part of your witness statement 22 correct? 23 A. Yes, I can't remember the -- I received a text message 24 at 1.30. Because I was kept trying to contact him. He 25 says he likes biryani, and I told him to go to the same</p> <p style="text-align: center;">Page 88</p>

<p>1 <b>shop and purchase a biryani. That's I can remember.</b></p> <p>2 Q. Is the remainder of the paragraph about what he said</p> <p>3 actual correct?</p> <p>4 <b>A. Yes, that's right. But I can't remember. I can't</b></p> <p>5 <b>remember the text message at 1.30. Apart from that,</b></p> <p>6 <b>it's correct.</b></p> <p>7 Q. Do you remember anything else he said to you in that</p> <p>8 final telephone call?</p> <p>9 <b>A. No, he didn't say anything else.</b></p> <p>10 Q. Later that afternoon, did you hear anything in the news</p> <p>11 about something happening in Streatham?</p> <p>12 <b>A. Yes, at the time I was on the phone with my husband.</b></p> <p>13 <b>I was calling him. I was kept calling him. He was not</b></p> <p>14 <b>responding. So I got a message on The Daily Mail that</b></p> <p>15 <b>there was an incident in Streatham, then I came -- I was</b></p> <p>16 <b>frightened. Then I noticed the jacket and the shoe on</b></p> <p>17 <b>the news and that was given by me to him. At the time</b></p> <p>18 <b>only I noticed it. And I noticed a picture over there.</b></p> <p>19 Q. May we look at the same page on screen that we were</p> <p>20 looking at before and maximise the penultimate paragraph</p> <p>21 beginning "I saw ...".</p> <p>22 Your statement says this:</p> <p>23 "I saw that someone was shot dead in Streatham at</p> <p>24 2 o'clock."</p> <p>25 Then it says:</p> <p style="text-align: center;">Page 89</p>	<p>1 for your evidence. You are free to go. Thank you.</p> <p>2 (The witness was released)</p> <p>3 MR JUSTICE HILLIARD: All right. So, Mr Hough, we will</p> <p>4 break off then until 2.10.</p> <p>5 MR HOUGH: Yes. The first witness this afternoon has no</p> <p>6 special measures attached to them.</p> <p>7 MR JUSTICE HILLIARD: So, members of the jury, we will break</p> <p>8 off now until 2.10.</p> <p>9 (1.10 pm)</p> <p>10 (The short adjournment)</p> <p>11 (2.10 pm)</p> <p>12 MR JUSTICE HILLIARD: Yes.</p> <p>13 MR HOUGH: The first witness this afternoon is Salah Koubar.</p> <p>14 Perhaps he could be brought forward to the witness box,</p> <p>15 please.</p> <p>16 MR SALAH KOUBAR (sworn)</p> <p>17 Questions by MR HOUGH</p> <p>18 MR HOUGH: Would you please give your full name for the</p> <p>19 court record.</p> <p>20 <b>A. My name is Salah Adam Ben Koubar.</b></p> <p>21 Q. Mr Koubar, I think you understand that I am asking you</p> <p>22 first on behalf of the Coroner, the judge?</p> <p>23 <b>A. Yes.</b></p> <p>24 Q. Is it right that you resided for a time at a probation</p> <p>25 hostel in Streatham run by a company called Hestia?</p> <p style="text-align: center;">Page 91</p>
<p>1 "I knew it was Sudesh. I saw on a website that the</p> <p>2 dead man was wearing [my other son's] jacket and his</p> <p>3 shoes."</p> <p>4 <b>A. Yes, I recognised it as Sudesh because of the clothing.</b></p> <p>5 <b>And I also -- also he was not responding my telephone</b></p> <p>6 <b>calls. I was calling him, I was kept calling him. And</b></p> <p>7 <b>after the -- I contacted my husband also and told him he</b></p> <p>8 <b>was not responding, and I asked him -- asked him, my</b></p> <p>9 <b>husband also tried to contact him. At the time he was</b></p> <p>10 <b>not responding the telephone.</b></p> <p>11 Q. Was it seeing the jacket and shoes that made you think</p> <p>12 that Sudesh was involved in this incident?</p> <p>13 <b>A. Yes, from the picture I can recognise very well.</b></p> <p>14 Q. When you saw that Sudesh had been involved in this</p> <p>15 incident, what did you think?</p> <p>16 <b>A. I was shocked and I started to cry. I was kept crying.</b></p> <p>17 <b>All my childrens was running to me and they were asking</b></p> <p>18 <b>why I was crying.</b></p> <p>19 Q. Do you have any explanation for what Sudesh did and what</p> <p>20 motivated him?</p> <p>21 <b>A. No, I -- no, I haven't think he was going to do these</b></p> <p>22 <b>things and I haven't had any idea.</b></p> <p>23 MR HOUGH: Thank you very much. Those are all my questions.</p> <p>24 I see none of the other advocates have any</p> <p>25 questions. On that basis, thank you very much, Ms Khan,</p> <p style="text-align: center;">Page 90</p>	<p>1 <b>A. That's correct.</b></p> <p>2 Q. Is it right that when you were there you had some</p> <p>3 contact with Sudesh Amman in late January and early</p> <p>4 February 2020?</p> <p>5 <b>A. That's correct.</b></p> <p>6 Q. When did you arrive at the probation hostel?</p> <p>7 <b>A. I think I came Thursday, 30 January.</b></p> <p>8 Q. Thursday 30 January?</p> <p>9 <b>A. Yes.</b></p> <p>10 Q. Did you come straight there on release from prison?</p> <p>11 <b>A. Yes, straightaway there.</b></p> <p>12 Q. Did you arrive in the evening?</p> <p>13 <b>A. Yes.</b></p> <p>14 Q. On arrival, were you told the rules of the probation</p> <p>15 hostel?</p> <p>16 <b>A. Yes.</b></p> <p>17 Q. Including, for example, when you are allowed in and out?</p> <p>18 <b>A. Yes, you can't go to different room and all of that, the</b></p> <p>19 <b>rules.</b></p> <p>20 Q. Can you tell us when your curfew times were?</p> <p>21 <b>A. From 6 o'clock to 11.</b></p> <p>22 Q. So from 11 at night until 6 in the morning, is that</p> <p>23 right?</p> <p>24 <b>A. No, no, from morning until 11 at night.</b></p> <p>25 Q. You were allowed out between 6 o'clock in the morning</p> <p style="text-align: center;">Page 92</p>

<p>1 and 11 o'clock at night?</p> <p>2 <b>A. 11, yes.</b></p> <p>3 Q. Were residents at the hostel allowed in and out of each</p> <p>4 other's rooms?</p> <p>5 <b>A. No. That's -- you can't -- you're not allowed to go to</b></p> <p>6 <b>different room.</b></p> <p>7 Q. You could only see each other in the common rooms?</p> <p>8 <b>A. That's correct.</b></p> <p>9 Q. When did you first meet Sudesh Amman?</p> <p>10 <b>A. I think the first day I met him in the common room,</b></p> <p>11 <b>like, with the pool and the TV there.</b></p> <p>12 Q. Can you remember what you were doing when you met him?</p> <p>13 <b>A. I tried to eat something and then he came and joined me</b></p> <p>14 <b>and said, "Hi, hi", and then we talked.</b></p> <p>15 Q. So you had been out, I think, with a friend to a nearby</p> <p>16 restaurant?</p> <p>17 <b>A. No, by myself, inside the hostel.</b></p> <p>18 Q. You'd had some food inside the hostel?</p> <p>19 <b>A. Yes.</b></p> <p>20 Q. And you saw Sudesh Amman there?</p> <p>21 <b>A. Yes.</b></p> <p>22 Q. What was he doing?</p> <p>23 <b>A. He just came and said hi to me and then asked me where</b></p> <p>24 <b>I am from, and we were just having a chat, like.</b></p> <p>25 Q. Can you remember what you spoke about, what he said to</p> <p style="text-align: center;">Page 93</p>	<p>1 <b>A. I came -- you know they are not allowed to come</b></p> <p>2 <b>11 o'clock, so I came quarter to 11. They sit in, the</b></p> <p>3 <b>three of them, and they eat and they offered me food.</b></p> <p>4 <b>I said "thank you" and I went to my room.</b></p> <p>5 Q. Let's just take that in stages, if we may.</p> <p>6 Did you go out that day, leave the approved</p> <p>7 premises?</p> <p>8 <b>A. I go out every day.</b></p> <p>9 Q. Did you, after one of your trips out, see Sudesh Amman?</p> <p>10 <b>A. Yes.</b></p> <p>11 Q. Where did you see him?</p> <p>12 <b>A. This is the same day of the incident, Sunday?</b></p> <p>13 Q. No, this is the Friday.</p> <p>14 <b>A. Ah, the Friday. Okay, the Friday.</b></p> <p>15 Q. So you had been out?</p> <p>16 <b>A. Yeah. I went done some shopping and I came back and</b></p> <p>17 <b>I saw him.</b></p> <p>18 Q. When did you see him, what time of day?</p> <p>19 <b>A. I think around 10 o'clock or 11, something like that.</b></p> <p>20 Q. In the morning or in the evening?</p> <p>21 <b>A. Morning.</b></p> <p>22 Q. What was he doing then?</p> <p>23 <b>A. He's just around asking me, like, what I am doing, and</b></p> <p>24 <b>I said, "Yeah, I am all right", and that's it. Just</b></p> <p>25 <b>normal chat.</b></p> <p style="text-align: center;">Page 95</p>
<p>1 you, how you responded?</p> <p>2 <b>A. Yeah, he asked me about my religion. I said I am</b></p> <p>3 <b>Muslim. And then he said I wish I want to go to</b></p> <p>4 <b>Saudi Arabia. And I tried to show him on my phone, the</b></p> <p>5 <b>pictures. He said he's not allowed a smartphone.</b></p> <p>6 Q. So he asked about your religion?</p> <p>7 <b>A. Yeah.</b></p> <p>8 Q. And you mentioned that you'd been to Saudi Arabia?</p> <p>9 <b>A. Yeah, and he said, "I wish I want to go there", so I</b></p> <p>10 <b>said, "Yeah". I want to show him picture and he said,</b></p> <p>11 <b>"I'm not allowed a smartphone".</b></p> <p>12 Q. What did you think about him, and what he might have</p> <p>13 done, the fact that he wasn't allowed a smartphone?</p> <p>14 <b>A. When he said that, straight away I think I said maybe</b></p> <p>15 <b>he's like a child offender, kids and stuff like that, so</b></p> <p>16 <b>I stayed away from him. And ... yeah.</b></p> <p>17 Q. So the fact that he had -- that he wasn't allowed</p> <p>18 a smartphone made you think that he might be involved in</p> <p>19 offences involving children?</p> <p>20 <b>A. Children. Or something like that.</b></p> <p>21 Q. And for that reason you decided to keep a distance from</p> <p>22 him?</p> <p>23 <b>A. Yes.</b></p> <p>24 Q. The next day was Friday 31 January 2020. What did you</p> <p>25 do that morning?</p> <p style="text-align: center;">Page 94</p>	<p>1 Q. Did you see him again that evening?</p> <p>2 <b>A. Yeah, and then I asked him, I said, "I am going to go</b></p> <p>3 <b>pray", and he said he's not allowed to go to the mosque.</b></p> <p>4 Q. The way you describe it in your witness statement -- and</p> <p>5 we can put it on screen if we need to -- is this: you</p> <p>6 went out that morning and didn't see him on your return,</p> <p>7 but then you went out again and saw him that evening,</p> <p>8 shortly before 11 o'clock at night? That's obviously</p> <p>9 what you said in your witness statement closer to the</p> <p>10 time.</p> <p>11 <b>A. Yes.</b></p> <p>12 Q. Looking back on it now, when do you think you saw him</p> <p>13 that day?</p> <p>14 <b>A. I think the -- whatever is write down in the statement</b></p> <p>15 <b>is the correct one because I remember. I saw him -- we</b></p> <p>16 <b>saw each other every day, we live in the same hostel, so</b></p> <p>17 <b>...</b></p> <p>18 Q. And the way you put it in your witness statement is that</p> <p>19 he greeted you that evening with an Arabic phrase</p> <p>20 meaning "Name of God".</p> <p>21 <b>A. Yes.</b></p> <p>22 Q. And that he welcomed you to join him and two other men</p> <p>23 who were with him, but you didn't do so?</p> <p>24 <b>A. Yes.</b></p> <p>25 Q. In your statement you describe going down for an snack</p> <p style="text-align: center;">Page 96</p>



<p>1 later that night and seeing him again.</p> <p>2 Do you remember anything about that?</p> <p>3 <b>A. Yes, yes, I remember that. We had a conversation</b></p> <p>4 <b>between me and him, yes.</b></p> <p>5 Q. What happened on that occasion?</p> <p>6 <b>A. Um, we are talking about the kind of saying stuff and</b></p> <p>7 <b>we're talking like normal talk.</b></p> <p>8 Q. The way you put it in your statement is that you say you</p> <p>9 were downstairs with a man that you knew from Brixton</p> <p>10 prison.</p> <p>11 <b>A. Yes.</b></p> <p>12 Q. And you had fallen into conversation with him about</p> <p>13 jail, probation, and applying for benefits and grants.</p> <p>14 <b>A. Yes, yes.</b></p> <p>15 Q. And you say in your statement that Mr Amman joined you.</p> <p>16 <b>A. Yes, that's correct. We were three of us.</b></p> <p>17 Q. Do you remember anything now about the conversation that</p> <p>18 you had with him that evening?</p> <p>19 <b>A. We are talking about the rules and how prison and, like,</b></p> <p>20 <b>chatting and about travel. About Islam. About a lot of</b></p> <p>21 <b>things. I don't remember but -- yeah.</b></p> <p>22 Q. In your statement you say that he said you were lucky to</p> <p>23 have a late curfew time, because he had to be in earlier</p> <p>24 so couldn't go far from the hostel. Is that something</p> <p>25 you remember?</p> <p style="text-align: center;">Page 97</p>	<p>1 was?</p> <p>2 <b>A. In the hostel?</b></p> <p>3 Q. If anybody out and about had asked you what sort of</p> <p>4 person he was, what would you have said?</p> <p>5 <b>A. He's quiet. He would have any smile all the time, and</b></p> <p>6 <b>yeah. I can't see that someone is going to do something</b></p> <p>7 <b>like that, so ... I never see something wrong with him,</b></p> <p>8 <b>like. Always he's polite, laughing, and he offer you</b></p> <p>9 <b>drink, food and stuff like that. He was a good guy.</b></p> <p>10 Q. In your statement you say this:</p> <p>11 "I felt he was hiding something, that he didn't want</p> <p>12 to say."</p> <p>13 <b>A. Yeah, because why I'm saying that, because when I told</b></p> <p>14 <b>him, what's it called, I want to show him something on</b></p> <p>15 <b>the phone, and he say he's not allowed and I can't see</b></p> <p>16 <b>him going out of hostel like the way I go out from the</b></p> <p>17 <b>morning, I come night-time, so I look at him and I said</b></p> <p>18 <b>this guy, maybe he done something big and he don't want</b></p> <p>19 <b>to tell me and I don't want to walk around him.</b></p> <p>20 Q. So you thought he might have done something bad. What</p> <p>21 led you to think he'd done something bad?</p> <p>22 <b>A. Because, first of all, he didn't say why he's not</b></p> <p>23 <b>allowed a smartphone. Then the secondly, I didn't ask</b></p> <p>24 <b>him because this is a personal issue, so, yes.</b></p> <p>25 Q. Was there anything about his behaviour that made you</p> <p style="text-align: center;">Page 99</p>
<p>1 <b>A. Yes. Yes.</b></p> <p>2 Q. Do you recall him saying anything about his history of</p> <p>3 offending and why he had got himself into prison?</p> <p>4 <b>A. Um-hm. Say again?</b></p> <p>5 Q. Do you remember him saying anything about what he had</p> <p>6 done to get himself into prison?</p> <p>7 <b>A. I don't -- I think it's -- I can't remember. But he</b></p> <p>8 <b>told me, but I don't ...</b></p> <p>9 Q. What you say in your statement is that he said he'd</p> <p>10 messed around in the past but the brothers in jail had</p> <p>11 taught him. He said he'd not used to follow his</p> <p>12 religion properly but was doing so --</p> <p>13 <b>A. Yes, yes, yes, yes. Yes, hanging around again and this</b></p> <p>14 <b>and he's not praying and -- yes.</b></p> <p>15 Q. You also say in your statement that he told you had he</p> <p>16 learned a lot from the Imam at Belmarsh?</p> <p>17 <b>A. Inside, inside, yes. He learned a lot from the Imam and</b></p> <p>18 <b>from his friends, and they teach him.</b></p> <p>19 Q. Anything else you recollect from that conversation on</p> <p>20 the Friday?</p> <p>21 <b>A. No.</b></p> <p>22 Q. What impression, if anything, did you have of him by</p> <p>23 this time? What view had you formed of him.</p> <p>24 What view had you formed of Sudesh Amman by this</p> <p>25 time, if someone had asked you what sort of person he</p> <p style="text-align: center;">Page 98</p>	<p>1 think that he was keeping any secrets or being</p> <p>2 secretive?</p> <p>3 <b>A. I don't think so. Because he's always, as I said, he's</b></p> <p>4 <b>caring, laughing, talking, and can't see anything</b></p> <p>5 <b>about him. The same place as well, I can't just trust</b></p> <p>6 <b>him because I want know why he's in jail, why exactly,</b></p> <p>7 <b>because, you know, why he's not allowed a smart</b></p> <p>8 <b>telephone and stuff like that. That's the kind of thing</b></p> <p>9 <b>that's come on my mind.</b></p> <p>10 Q. Saturday 1 February -- so the Saturday after you went</p> <p>11 into the hostel -- is it right that you didn't see him</p> <p>12 at all that day?</p> <p>13 <b>A. I think so, yes.</b></p> <p>14 Q. On the Sunday -- and that is the day --</p> <p>15 <b>A. I remember that day.</b></p> <p>16 Q. -- the attack took place.</p> <p>17 <b>A. I remember that day.</b></p> <p>18 Q. What did you do that day?</p> <p>19 <b>A. That day I just came from outside, I done my shopping,</b></p> <p>20 <b>done my hair, and I am just going upstairs and he's</b></p> <p>21 <b>coming downstairs.</b></p> <p>22 Q. What time of day was that?</p> <p>23 <b>A. I think it is around 10 o'clock, or 11 o'clock something</b></p> <p>24 <b>like that in the morning.</b></p> <p>25 Q. So mid to late morning, you were going upstairs and he's</p> <p style="text-align: center;">Page 100</p>

25 (Pages 97 to 100)

<p>1 coming --</p> <p>2 <b>A. And he was coming downstairs, yes.</b></p> <p>3 Q. Did you exchange any words with him?</p> <p>4 <b>A. Yeah, yeah. "Hi, hi, how are you, brother?" "Oh, your hair looks nice." "Oh, thank you, thank you." He said, "Come with me to this place", and I said, "Oh, I'm going to get a shower and I will change and I will come."</b></p> <p>5</p> <p>6</p> <p>7</p> <p>8 Q. So you exchanged some greetings. He said you had a good hairdo?</p> <p>9</p> <p>10 <b>A. Yes.</b></p> <p>11 Q. And he suggested that you meet up, is that right?</p> <p>12 <b>A. Yes, that's correct.</b></p> <p>13 Q. Where was he going to be seeing you, as he suggested?</p> <p>14 <b>A. He was going to go to the sitting room where we always see each other there.</b></p> <p>15</p> <p>16 Q. Did you say, as you just told us, that you would go up to your room briefly and come down to see him?</p> <p>17</p> <p>18 <b>A. Yes.</b></p> <p>19 Q. Did you in fact do so?</p> <p>20 <b>A. No.</b></p> <p>21 Q. What did you do?</p> <p>22 <b>A. I had a shower and I left.</b></p> <p>23 Q. Was that the last time you saw him?</p> <p>24 <b>A. Correct.</b></p> <p>25 Q. Overall -- so thinking back over all the times you saw</p> <p style="text-align: center;">Page 101</p>	<p>1 MR HOUGH: Thank you very much. Those are all my questions.</p> <p>2 I see nobody else has any questions for you. Thank</p> <p>3 you very much, Mr Koubar.</p> <p>4 (The witness is released)</p> <p>5 MR HOUGH: It is a little disruptive, but I am afraid our</p> <p>6 next witness has special measures so may we suggest that</p> <p>7 you rise briefly.</p> <p>8 MR JUSTICE HILLIARD: Yes. Members of the jury, we will</p> <p>9 just have a short break while that is sorted out.</p> <p>10 (2.26 pm)</p> <p>11 Discussion in the absence of the jury</p> <p>12 (2.28 pm)</p> <p>13 (A short break)</p> <p>14 (2.36 pm)</p> <p>15 Proceedings continued in the presence of the jury</p> <p>16 S132 (sworn)</p> <p>17 MR HOUGH: Sir, just before I begin questioning the witness,</p> <p>18 this witness will be known as S132. You have made</p> <p>19 anonymity and special measures orders in relation to</p> <p>20 him, which I have outlined before the break in the</p> <p>21 absence of the jury.</p> <p>22 MR JUSTICE HILLIARD: Yes.</p> <p>23 MR HOUGH: The jury will be aware from your previous</p> <p>24 directions that his anonymity shouldn't affect the way</p> <p>25 his evidence is to be considered.</p> <p style="text-align: center;">Page 103</p>
<p>1 him -- what was your impression of him? What did you</p> <p>2 think of him?</p> <p>3 <b>A. The first day, like, I'm happy to talk to him and stuff like that. Then the second day, when I said -- I offered him the phone and he says not allowed to, I just kind of like to keep a distance a bit between me and him. I don't have any problem with him, but I want to know how -- the type of person he is, like. He's hiding something, because if you are not allowed a smartphone, that means you done something big.</b></p> <p>4</p> <p>5</p> <p>6</p> <p>7</p> <p>8</p> <p>9</p> <p>10</p> <p>11 Q. In your statement you also say that you got the impression from him that he wanted more to speak to Muslim people than to other people, is that right?</p> <p>12</p> <p>13</p> <p>14 <b>A. That's -- yes. And he talked about religion and he's not allowed to go mosque and he's not happy with this, and his curfew is kind of short. He have to be in and out and in and out until 7 o'clock, 6 o'clock, something like that.</b></p> <p>15</p> <p>16</p> <p>17</p> <p>18</p> <p>19 Q. Can you remember what sort of dress he normally wore? Was it entirely western or Muslim traditional or a mix of both?</p> <p>20</p> <p>21</p> <p>22 <b>A. Mix. He mixed.</b></p> <p>23 Q. Did he create any trouble in the approved premises, the probation hostel, that you remember?</p> <p>24</p> <p>25 <b>A. No.</b></p> <p style="text-align: center;">Page 102</p>	<p>1 MR JUSTICE HILLIARD: Absolutely, yes.</p> <p>2 MR HOUGH: I should also mention that Mr Rawat is not with us. His place has been taken by his junior, Mr Emmanuel Sheppard. He's previously been following proceedings in one of the overflow courts.</p> <p>3</p> <p>4</p> <p>5</p> <p>6 MR JUSTICE HILLIARD: Good, thank you.</p> <p>7 Questions by MR HOUGH</p> <p>8 MR HOUGH: First of all, could you please confirm that you are the officer identified for these proceedings as S132?</p> <p>9</p> <p>10</p> <p>11 <b>A. That's correct, my Lord.</b></p> <p>12 Q. You understand that I am asking questions first on behalf of the Coroner?</p> <p>13</p> <p>14 <b>A. That's correct.</b></p> <p>15 Q. What is your rank and with which police force do you serve?</p> <p>16</p> <p>17 <b>A. I am an acting chief inspector with the Metropolitan Police Service.</b></p> <p>18</p> <p>19 Q. In which department of the Metropolitan Police Service do you work?</p> <p>20</p> <p>21 <b>A. I work within SCO19, Specialist Firearms Command.</b></p> <p>22 Q. What was your role in relation to the operation against Sudesh Amman, Operation Osmious?</p> <p>23</p> <p>24 <b>A. I was the counter-terrorist specialist firearms tactical adviser.</b></p> <p>25</p> <p style="text-align: center;">Page 104</p>

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<p>1 Q. I will ask you about what that involved a little later. 2 First of all, your police service background, 3 please. For how long have you been a serving police 4 officer in the Metropolitan Police? 5 <b>A. 18 years.</b> 6 Q. When did you first train as an authorised firearms 7 officer? 8 <b>A. 2011.</b> 9 Q. At what point were you promoted to inspector rank? 10 <b>A. November 2016.</b> 11 Q. Did you, in the past, train as a role called 12 a counter-terrorism specialist firearms officer, 13 a CTSFO? 14 <b>A. That's correct, my Lord.</b> 15 Q. When did you train to that level? 16 <b>A. I passed qualification in August 2018.</b> 17 Q. Is a CTSFO a more specialist or higher rank -- or, 18 rather, a higher role of firearms officer above, in 19 terms of training, standard armed response officers? 20 <b>A. Yes, it is, my Lord.</b> 21 Q. Have you also qualified as a tactical firearms commander 22 for spontaneous operations? 23 <b>A. Yes, I have.</b> 24 Q. And as a tactical firearms commander for pre-planned 25 operations?</p> <p style="text-align: center;">Page 105</p>	<p>1 decisions? 2 <b>A. Yes.</b> 3 Q. And they will be advised by a firearms tactical adviser, 4 you in this case? 5 <b>A. That's correct.</b> 6 Q. Is this right: the firearms tactical adviser will be 7 somebody whose got a good amount of prior experience as 8 a firearms officer on the ground, handling firearms? 9 <b>A. Yes, that's correct.</b> 10 Q. Whereas the firearms commanders, the strategic and 11 tactical firearms commanders, may be senior officers who 12 have not themselves acted as firearms officers? 13 <b>A. That's correct, my Lord.</b> 14 Q. May we move on then to late January 2020. First of all, 15 before 28 January 2020, had you had any knowledge of 16 Sudesh Amman by any means? 17 <b>A. No, I hadn't.</b> 18 Q. On Tuesday 28 January 2020, did you become involved in 19 the investigation into him, the operation targeted at 20 him, Operation Osmious? 21 <b>A. Yes, I did, my Lord.</b> 22 Q. How did you come to become involved in that operation. 23 <b>A. I was the CTSFO firearms tactical adviser to the 24 tactical firearms commander who took charge of that 25 operation.</b></p> <p style="text-align: center;">Page 107</p>
<p>1 <b>A. Yes, I have.</b> 2 Q. And as an operational firearms commander? 3 <b>A. Yes, that's correct.</b> 4 Q. Now, you told us that you were playing the role of 5 firearms tactical adviser in the operation concerning 6 Sudesh Amman. For how long have you been qualified to 7 do that job? 8 <b>A. I have been qualified as a firearms tactical adviser 9 since 2016; as a CTSFO firearms tactical adviser since 10 August 2018.</b> 11 Q. Thank you. 12 What is the role of a tactical adviser in relation 13 to a firearms operation, in a sentence or two? 14 <b>A. My role is to provide firearms tactical advice, 15 including the implications, the parameters, effect on 16 tactical parameters and the abilities of certain levels 17 of firearms officers to the strategic firearms commander 18 and the tactical firearms commander.</b> 19 Q. So an operation which involves firearms will have -- at 20 least, very often will have a strategic firearms 21 commander who gives the directions as to the overall 22 strategy for the operation? 23 <b>A. That's correct, my Lord.</b> 24 Q. And then it will have a tactical firearms commander who 25 takes the more day-to-day, minute-by-minute tactical</p> <p style="text-align: center;">Page 106</p>	<p>1 Q. What were the first meetings or discussions or steps in 2 which you were involved? 3 <b>A. I had a planning meeting at a location in London with 4 W157, who is the tactical firearms commander, along with 5 two detectives from SO15, Counter Terrorism Command.</b> 6 Q. Before you had that meeting, had you been given any 7 information about the operation and what your role would 8 be? 9 <b>A. No.</b> 10 Q. Is it right that during the meeting you were provided 11 with a briefing at secret level about Sudesh Amman and 12 the operation being mounted against him? 13 <b>A. That's correct, my Lord.</b> 14 Q. What I am going to do is I am going to share with you 15 some of the firearms documents and then ask you if you 16 received any other information which you are able to 17 tell us. Okay? 18 So first of all, INQ002479. This is an FA1 form, 19 which is, I think, the first of a suite of documents 20 that can appear on a system called the IAN system. 21 <b>A. That's correct.</b> 22 Q. What is an FA1 form; what is its function? 23 <b>A. An FA1 form, as it states on the cover sheet, is the 24 application from an investigating unit to SGNO19(?) for 25 for the deployment or consideration of deployment of</b></p> <p style="text-align: center;">Page 108</p>

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<p>1 <b>armed officers on an operation.</b></p> <p>2 Q. If we look at page 3, this form for Operation Osmious</p> <p>3 sets out first of all the background to the operation</p> <p>4 and its strategic aims and objectives. So if we</p> <p>5 maximise the "Overview", please, we see the form tells</p> <p>6 us:</p> <p>7 "Operation Osmious is the investigation into Sudesh</p> <p>8 Faraz Amman."</p> <p>9 His date of birth is given there and his nickname or</p> <p>10 codename for the operation "Shadow Cloak".</p> <p>11 <b>A. That's correct.</b></p> <p>12 Q. It goes on to say:</p> <p>13 "Amman was previously investigated by SO15 under</p> <p>14 Operation Deepish ... on suspicion of being concerned in</p> <p>15 planning a terrorist attack following his posting of</p> <p>16 Islamic extremist content online. As a result of this</p> <p>17 investigation, Amman was arrested ... and subsequently</p> <p>18 pleaded guilty to a number of TACT offences [counts are</p> <p>19 given]. He was sentenced to 3 years 4 months</p> <p>20 imprisonment and was released on licence on 23 January</p> <p>21 2020.</p> <p>22 "Operation Osmious is the joint SO15 POD, Terrorist</p> <p>23 Offender Management Unit (TOMU) and MI5 investigation</p> <p>24 into Amman and his involvement in terrorist related</p> <p>25 activity following release from prison."</p> <p style="text-align: center;">Page 109</p>	<p>1 "2. Identify any disruption opportunities upon</p> <p>2 release.</p> <p>3 "3. Establish Amman's current intent and capability</p> <p>4 regarding [terrorist related activity] and his level of</p> <p>5 engage with other [subjects of interest] or persons of</p> <p>6 interest.</p> <p>7 "4. Ascertain if Amman identifies people to</p> <p>8 radicalise."</p> <p>9 Were you told of those strategic and tactical aims</p> <p>10 during the course of that briefing?</p> <p>11 <b>A. Yes, I was, my Lord.</b></p> <p>12 Q. Page 5, please. If we zoom out to the page as a whole,</p> <p>13 please, do we see that the FA1 form set out background</p> <p>14 information including details of Sudesh Amman's</p> <p>15 offending. And from the bottom of the page, the</p> <p>16 intelligence gathered from when he was in prison?</p> <p>17 <b>A. That's correct, sir.</b></p> <p>18 Q. Would you have received, during the course of that</p> <p>19 briefing, the information we will see on this form?</p> <p>20 <b>A. Yes, that's correct, sir.</b></p> <p>21 Q. Now the initial section concerning Operation Deepish</p> <p>22 tells the reader the background to the offences,</p> <p>23 including Sudesh Amman's posting online of a message</p> <p>24 urging an attack on a gay rights speaker, and what was</p> <p>25 found in searches of his premises, including various</p> <p style="text-align: center;">Page 111</p>
<p>1 Was that background overview given to you during the</p> <p>2 course of the briefing on 28 January?</p> <p>3 <b>A. Yes, it was.</b></p> <p>4 Q. Then down the page, please, to the "Strategic Aims" of</p> <p>5 the operation. We see the strategic aims set out:</p> <p>6 protecting the public; proving or disproving whether the</p> <p>7 identified person, Sudesh Amman, was involved in</p> <p>8 prohibited acts, acts of terrorism, criminal offences;</p> <p>9 secure and preserve evidence of any such acts; to arrest</p> <p>10 and prosecute where evidence existed; where prosecution</p> <p>11 was not possible to disrupt terrorist or criminal</p> <p>12 activity.</p> <p>13 <b>A. That's correct.</b></p> <p>14 Q. Over the page, page 4, do we see that the strategic aims</p> <p>15 went on concerned with working in partnership with MI5,</p> <p>16 working effectively with the CPS -- Crown Prosecution</p> <p>17 Service -- protecting sensitive to techniques,</p> <p>18 considering opportunities to divert those influenced by</p> <p>19 extremist activity, and to maintain confidence in</p> <p>20 counter-terrorism policing.</p> <p>21 <b>A. That's correct, sir.</b></p> <p>22 Q. If we look at the "Tactical Aims" particular to this</p> <p>23 operation, we see they are:</p> <p>24 "1. Identify any breaches of licence and robustly</p> <p>25 enforce where possible.</p> <p style="text-align: center;">Page 110</p>	<p>1 extremist publications on computers he had.</p> <p>2 So you were aware of all of that?</p> <p>3 <b>A. Yes, my Lord.</b></p> <p>4 Q. Then if we go over the page, to page 6, we can see that</p> <p>5 the document set out various pieces of intelligence from</p> <p>6 the prison with which the jury are now very familiar,</p> <p>7 including extremist statements and references that</p> <p>8 Sudesh Amman was reported as making concerning his</p> <p>9 aspirations to conduct an act of extremist violence?</p> <p>10 <b>A. Yes, sir. The highlighted text I was not aware of.</b></p> <p>11 <b>I mean not briefed on.</b></p> <p>12 Q. So you weren't briefed on the intelligence about him</p> <p>13 apparently saying on 9 October 2018 that he wanted to</p> <p>14 kill the Queen, become a suicide bomber and so on?</p> <p>15 <b>A. No.</b></p> <p>16 Q. If we zoom out again to the page as a whole, there are,</p> <p>17 however, a number of other entries referring to him</p> <p>18 holding an extremist mindset and expressing that</p> <p>19 mindset. So towards the top of the page, him shouting</p> <p>20 in Arabic that everyone in the prison would come under</p> <p>21 the black flag.</p> <p>22 Then immediately below the highlighted text,</p> <p>23 intelligence in October 2019 saying that he mixed with</p> <p>24 high profile extremists while in prison.</p> <p>25 <b>A. Yes.</b></p> <p style="text-align: center;">Page 112</p>

28 (Pages 109 to 112)

<p>1 Q. Were you briefed on prison intelligence indicating that 2 he retained an extremist mindset? 3 <b>A. Yes, my Lord, I was.</b> 4 Q. If we look towards the bottom of the page, we can see 5 entries from prison intelligence referring to cell 6 searches in which documents were found, first of all 7 urging others to pledge allegiance to the leader of 8 ISIL. Then, if we go over the page, a pledge of 9 allegiance to the leader of ISIL found in the second 10 cell search. 11 <b>A. That's correct, my Lord.</b> 12 Q. So that was the background information provided in this 13 FA1 form. Was there any other relevant background 14 information provided to you in the briefing that you are 15 able to tell us about, having regard to any national 16 security sensitivities? 17 <b>A. No, my Lord, there wasn't.</b> 18 Q. If we look down the page at page 7 under "Post release", 19 the form referred to where Sudesh Amman would be 20 residing, his licence conditions in summary, and some 21 practical details like how much cash he had? 22 <b>A. That's correct, my Lord.</b> 23 Q. Then further down the page, under "Location, victim and 24 suspect", did the form indicate that there was no 25 specific or corroborated intelligence to indicate that</p> <p style="text-align: center;">Page 113</p>	<p>1 <b>A. Yes, my Lord.</b> 2 Q. Then it concludes: 3 "Amman's intent is unclear and can only be gauged 4 from intelligence reporting that does indicate 5 a support/desire to an attack, but this is not 6 corroborated by any planning/preparation." 7 Was that the case put forward in the FA1 form for 8 firearms authorisation? 9 <b>A. Yes, my Lord.</b> 10 Q. And that was put forward on the 28th, the day you 11 received your briefing? 12 <b>A. So far as I am aware it was, my Lord.</b> 13 Q. In response to that form did the tactical firearms 14 commander produce a tactical firearms commander's policy 15 file and decision log summarising the briefing from SO15 16 and taking things forward? 17 <b>A. They did, my Lord.</b> 18 Q. Did you prepare a tactical advice document in relation 19 to the application for firearms authority? 20 <b>A. Yes, I did.</b> 21 Q. What was the order in which those documents were 22 produced? Was the tactical firearms commander's 23 document produced first and then your tactical advice 24 document, or the other way round? 25 <b>A. Yes. So the TFC's log and then followed by my firearms</b></p> <p style="text-align: center;">Page 115</p>
<p>1 he was going to conduct a specific attack. 2 Then this: 3 "Although Amman is noted to have made generic 4 comments that would imply that he's supportive of 5 Islamic extremist attacks, there is no specific 6 intelligence of his involvement in a specific attack 7 plot or any evidence of any degree of planning or 8 preparation." 9 <b>A. That's correct, my Lord.</b> 10 Q. Further down, please, under "Capability and Intent", do 11 you see it is said that he's not assessed to have 12 possession of firearms or other weapons of offence; that 13 due diligence checks have been undertaken to ensure that 14 he's not mixing with other terrorist offenders at the 15 probation hostel. 16 <b>A. That's correct.</b> 17 Q. Then it is recorded that he wasn't a member of 18 a criminal gang or had significant criminal associates 19 that could source firearms before his imprisonment, and 20 since release there is no indication he's attempting to 21 or engaging with subjects that could be in a position to 22 reply firearms? 23 <b>A. That's correct, my Lord.</b> 24 Q. That is obviously an important detail when it comes to 25 judging the appropriateness of a firearms authorisation.</p> <p style="text-align: center;">Page 114</p>	<p>1 <b>tactical advice log.</b> 2 Q. May we look at the next document, the FA2, INQ002477. 3 Is this an FA2 document, "Tactical firearms commander's 4 policy file and decision log" for Operation Osmious? 5 <b>A. It is.</b> 6 Q. This is part of the same suite of documents as the 7 document we just saw. We see that it is commenced on 28 8 January? 9 <b>A. Yes.</b> 10 Q. Would this have been produced after the briefing that 11 you received? 12 <b>A. I am going to assume it would be, yes.</b> 13 Q. May we look then at page 2 of this document. Can we see 14 that the log begins by identifying the operation and its 15 target. 16 Then, under "Information and Intelligence", if we 17 maximise that section 1.1, do we see that the TFC -- 18 this is W157 -- begins by identifying himself as an 19 accredited tactical firearms commander. He says that 20 he's been briefed by officers of SO15, and in the 21 presence of the CTSFO Tac Ad S132. That is you? 22 <b>A. Yes, it is.</b> 23 Q. He says that the intelligence packages can be found in 24 the submitted FA1, so by the time he's sitting down to 25 write this, you and he have had the FA1?</p> <p style="text-align: center;">Page 116</p>

<p>1 <b>A. Yes, sir, that is correct.</b></p> <p>2 Q. We see the personal details of Sudesh Amman and then,</p> <p>3 under "Capability":</p> <p>4 "Amman is believed to have self-radicalised prior to</p> <p>5 his recent prison sentence. During his time detained he</p> <p>6 has associated with other high risk TACT offenders."</p> <p>7 Then there is a summary of what follows: he has made</p> <p>8 a number of statements in regards to his desires and</p> <p>9 aspirations; it is not believed that he currently has</p> <p>10 access to firearms or any weapons of offence. So WS157</p> <p>11 is summarising what has been told to him?</p> <p>12 <b>A. That's correct.</b></p> <p>13 Q. Then down the page, under "Intent", right at the bottom</p> <p>14 of the page and over the page to the next, we can see</p> <p>15 that he records that Amman's intent is unclear -- this</p> <p>16 is a summary -- intelligence is suggesting that Amman</p> <p>17 still possessed an extremist mindset with attack</p> <p>18 aspirations but not corroborated by any planning or</p> <p>19 preparation.</p> <p>20 We see that that echoes what was said in the FA1.</p> <p>21 <b>A. That's correct, my Lord.</b></p> <p>22 Q. Then "EMD", what is that an acronym for?</p> <p>23 <b>A. Emotionally and mentally distressed.</b></p> <p>24 Q. "Although it would appear that he's never been assessed,</p> <p>25 due to his aspirations/desires which are recorded I will</p> <p style="text-align: center;">Page 117</p>	<p>1 deployment of AFOs has been met, and I have reason to</p> <p>2 believe that armed officers may have to protect</p> <p>3 themselves or others from Sudesh Faraz Amman, who is</p> <p>4 otherwise so dangerous that the deployment of armed</p> <p>5 officers is considered to be appropriate, and as an</p> <p>6 operational contingency as part of a specific</p> <p>7 operation."</p> <p>8 Is this the tactical firearms commander saying that</p> <p>9 the test for the deployment of armed officers has been</p> <p>10 met?</p> <p>11 <b>A. Yes, it is, my Lord.</b></p> <p>12 Q. And the formula he's used, that the target of the</p> <p>13 operation is so dangerous that the deployment of armed</p> <p>14 officers is appropriate, is that the threshold for</p> <p>15 deployment of armed officers?</p> <p>16 <b>A. Yes, it is. It is the "reason to suppose" in this case.</b></p> <p>17 Q. Just to be clear, the AFOs -- so the surveillance</p> <p>18 officers who are authorised firearms officers -- are</p> <p>19 going to be armed for the protection of themselves and</p> <p>20 others, members of the public and so on, rather than in</p> <p>21 order to effect an armed arrest?</p> <p>22 <b>A. That is correct, my Lord.</b></p> <p>23 Q. Then he concludes:</p> <p>24 "This FA2 is now submitted to the CTSFO, Tac Ad S132</p> <p>25 for advice ..."</p> <p style="text-align: center;">Page 119</p>
<p>1 declare him EMD."</p> <p>2 What is the significance of that?</p> <p>3 <b>A. This is brought up within a college of armed policing</b></p> <p>4 <b>policy, and it is to be borne in mind and briefed out to</b></p> <p>5 <b>all authorised armed officers on the operation that the</b></p> <p>6 <b>suspect may act in an unpredictable, challenging manner</b></p> <p>7 <b>due to mental health issues or emotional distress.</b></p> <p>8 Q. Thank you. Then the plan is set out which is to deploy</p> <p>9 an armed surveillance team to monitor his movements and</p> <p>10 actions. It is noted that he has a number of strict</p> <p>11 licence conditions.</p> <p>12 "MO3 teams", is that surveillance teams in the MO3</p> <p>13 surveillance department of the Metropolitan Police?</p> <p>14 <b>A. Yes, it is, my Lord.</b></p> <p>15 Q. "MO3 teams and the PORM ...", is that the Police</p> <p>16 Operations Room Manager?</p> <p>17 <b>A. Yes, it is, my Lord.</b></p> <p>18 Q. "... will be fully aware of these and should they be</p> <p>19 breached a conversation will be had with the IO ..."</p> <p>20 Is that the investigating officer, one down from the</p> <p>21 SIO?</p> <p>22 <b>A. That's correct, my Lord.</b></p> <p>23 Q. "... in regards to arrest".</p> <p>24 Then W157 goes on:</p> <p>25 "I am satisfied that the threshold for the</p> <p style="text-align: center;">Page 118</p>	<p>1 So the order of events is the FA1 is produced asking</p> <p>2 for firearms authority?</p> <p>3 <b>A. That's correct, my Lord.</b></p> <p>4 Q. The tactical firearms commander produces the FA2 saying,</p> <p>5 in this case, "Yes, I am satisfied"?</p> <p>6 <b>A. That is correct, my Lord.</b></p> <p>7 Q. And that goes on to you as the tactical advisor for</p> <p>8 advice by way of confirmation or qualification?</p> <p>9 <b>A. That is correct, my Lord.</b></p> <p>10 Q. Then may we go on to page 5, please. You see that that</p> <p>11 afternoon the tactical firearms commander adds to the</p> <p>12 log, or writes in the log, a threat assessment and</p> <p>13 working strategy?</p> <p>14 <b>A. That is correct, my Lord.</b></p> <p>15 Q. Now, we know that there is a separate working strategy</p> <p>16 being produced and worked on by the senior investigating</p> <p>17 officer for the counter-terrorist investigation. Is</p> <p>18 this specific to the firearms command dealing with the</p> <p>19 firearms authorisations?</p> <p>20 <b>A. Yes. I would assume so. I would ask W157, but, yes,</b></p> <p>21 <b>that would be my assumption.</b></p> <p>22 Q. We will ask the strategic and tactical firearms</p> <p>23 commanders, but does this begin with an assessment of</p> <p>24 the justification for arming the officers as we saw on</p> <p>25 the previous page?</p> <p style="text-align: center;">Page 120</p>

30 (Pages 117 to 120)

<p>1 <b>A. Yes, it does.</b></p> <p>2 Q. And do we see under "Rationale":</p> <p>3 "Surveillance. I am satisfied that those officers</p> <p>4 need to be defensively armed in order to deal with any</p> <p>5 threat to life, themselves or others, that could arise</p> <p>6 while they are deployed to covertly gather</p> <p>7 intelligence"?</p> <p>8 <b>A. That's correct, my Lord.</b></p> <p>9 Q. Once again confirming that this is arming them</p> <p>10 defensively rather than with a view to their affecting</p> <p>11 an arrest with arms?</p> <p>12 <b>A. Yes, that's correct my Lord.</b></p> <p>13 Q. Then down the page, the "Threat Assessment".</p> <p>14 There are threat assessments made by the TFC which</p> <p>15 are put at low. What is the meaning of that level of</p> <p>16 threat assessment?</p> <p>17 <b>A. You would have to speak to W157 around the rationale.</b></p> <p>18 <b>My understanding is that it is low -- because obviously</b></p> <p>19 <b>we have high, medium, low in the police when we use</b></p> <p>20 <b>these threat assessments and from me taking it from</b></p> <p>21 <b>that, with the rationale written, is that they are the</b></p> <p>22 <b>lowest category of risk assessment to those individuals,</b></p> <p>23 <b>categories of persons listed on that document.</b></p> <p>24 Q. When you read this document, how did you square the low</p> <p>25 threat assessments with the intelligence which suggested</p> <p style="text-align: center;">Page 121</p>	<p>1 current working strategy and threat assessment, you have</p> <p>2 been provided with the current intelligence picture</p> <p>3 which the tactical firearms commander believes satisfies</p> <p>4 the criteria for the deployment of armed officers, and</p> <p>5 you have read the FA2 which provides the details of the</p> <p>6 operation.</p> <p>7 You go on to say that the full intelligence picture</p> <p>8 can be found in the FA1.</p> <p>9 <b>A. That's correct, my Lord.</b></p> <p>10 Q. You are referring there to the FA1. You told us before</p> <p>11 that there was part of that document which you had not</p> <p>12 actually seen. Is that because it changed at some</p> <p>13 point?</p> <p>14 <b>A. The highlighted text that was on the screen then, I had</b></p> <p>15 <b>not seen -- I have not seen until this point. So</b></p> <p>16 <b>I don't know if that has changed since. If it has, then</b></p> <p>17 <b>I was not aware of that.</b></p> <p>18 Q. The other parts I have taken you through, you were aware</p> <p>19 of those when you prepared your advice?</p> <p>20 <b>A. That's correct, my Lord.</b></p> <p>21 Q. Going down further down the page, do we see you proceed</p> <p>22 to set out information from the FA2 form, including the</p> <p>23 entries on identity, capability and intent as in that</p> <p>24 form?</p> <p>25 <b>A. That's correct, my Lord.</b></p> <p style="text-align: center;">Page 123</p>
<p>1 that this was somebody who had aspirations to carry out</p> <p>2 an attack?</p> <p>3 <b>A. This is based on -- this threat assessment is based on</b></p> <p>4 <b>the intelligence available to W157, and firearms</b></p> <p>5 <b>commanders at the time. It is his or hers</b></p> <p>6 <b>interpretation of that, and as such, once that threat</b></p> <p>7 <b>assessment has been made, I would then give the tactical</b></p> <p>8 <b>advice with that bearing in mind and also a working</b></p> <p>9 <b>strategy put forward to me by the tactical firearms</b></p> <p>10 <b>commander.</b></p> <p>11 Q. Let's move then to the tactical advice that you gave,</p> <p>12 INQ002478. Is this another document in the suite,</p> <p>13 an FA5 document?</p> <p>14 <b>A. That's correct, my Lord.</b></p> <p>15 Q. Is this a document you completed after you had had your</p> <p>16 briefing and after you had seen both the FA1 and the</p> <p>17 FA2?</p> <p>18 <b>A. That's correct, my Lord.</b></p> <p>19 Q. Page 7, please. Do we see that you begin by setting out</p> <p>20 the various pieces of information and documents you have</p> <p>21 taken into account in drawing up your advice?</p> <p>22 <b>A. That's correct, my Lord.</b></p> <p>23 Q. You go on to say you have had the opportunity to speak</p> <p>24 to the tactical firearms commander and the SO15</p> <p>25 investigation team about the intelligence picture,</p> <p style="text-align: center;">Page 122</p>	<p>1 Q. Over the page, do we see that you set out the other</p> <p>2 parts of the FA2 form, and then the working strategy,</p> <p>3 including minimising the risk to potential future</p> <p>4 intended victims and the risk to the public -- right at</p> <p>5 the top -- followed by maximising the safety of various</p> <p>6 types of officers involved?</p> <p>7 <b>A. That's correct, my Lord.</b></p> <p>8 Q. Then at the bottom of the page, do we see you say this:</p> <p>9 "The tactical option is deployed for an intelligence</p> <p>10 gathering operation where the threat is judged</p> <p>11 sufficient to grant an authority to defensively arm</p> <p>12 surveillance officers."</p> <p>13 <b>A. That's correct, my Lord.</b></p> <p>14 Q. "There should be no requirement based upon intelligence</p> <p>15 available to provide a trained resource to support an</p> <p>16 arrest intention or contingency to take decisive</p> <p>17 action."</p> <p>18 <b>A. That's correct my Lord.</b></p> <p>19 Q. "Although there is a specific arrest intention</p> <p>20 identified within the working strategy, this is an</p> <p>21 overarching strategy for the operation."</p> <p>22 <b>A. That's correct, my Lord.</b></p> <p>23 Q. Pausing there, what do you mean by saying that the</p> <p>24 tactical operation option is arming the surveillance</p> <p>25 officers defensively, but no requirement for a trained</p> <p style="text-align: center;">Page 124</p>

1 resource to support an arrest intention?  
 2 **A. Because at this stage a number of operations, when they**  
 3 **are launched, there is the intention to identify, locate**  
 4 **and then arrest, and it is very clear from the offset.**  
 5 **With this operation, this was a surveillance**  
 6 **operation as far as I am aware and I was led to believe**  
 7 **the whole way through, and so for the actual**  
 8 **surveillance officers I am not asking them to go forward**  
 9 **and arrest that person. I can provide them**  
 10 **a contingency option which is further listed in that**  
 11 **document, and my subsequent statements, that should that**  
 12 **be required fast time, it can be affected fast time to**  
 13 **support those armed officers.**  
 14 Q. So the surveillance officers are to be armed for their  
 15 own defence and for the defence of the public. Then if  
 16 there is going to be an intent to perform an arrest with  
 17 firearms, then that has to be a separate resource that  
 18 does that?  
 19 **A. It is specified that it should be, and that is catered**  
 20 **for. There may be times that there is not the time,**  
 21 **because of the spontaneity of the incident such as this,**  
 22 **to get those officers to that location quick enough.**  
 23 Q. If we go over the page, we will see you go into this in  
 24 more detail.  
 25 First of all, the heading is "Armed Surveillance

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1 Options". You say:  
 2 "The following advice is provided to the tactical  
 3 firearms commander in relation to armed surveillance  
 4 officers' capability. MO3 employed surveillance  
 5 officers with an armed capability. Although all armed  
 6 surveillance officers are trained to reactive AFO level.  
 7 ..."  
 8 So that refers to their training as authorised  
 9 firearms officers:  
 10 "... there are armed surveillance officers in SCO75  
 11 who receive additional training in relation to  
 12 conducting armed arrest options of subjects in  
 13 vehicles."  
 14 Is that referring to a different department in the  
 15 Metropolitan Police who have surveillance officers with  
 16 this additional training?  
 17 **A. That's correct, my Lord.**  
 18 Q. And they are not the sorts of surveillance officers we  
 19 are going to be dealing with next week?  
 20 **A. No, they aren't.**  
 21 Q. It goes on to say:  
 22 "MO3 armed surveillance officers are trained in  
 23 containment from cover, arrest and prisoner handling of  
 24 armed subjects. However they are not trained in any  
 25 pedestrian interception tactics which includes

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1 intercepting pedestrian armed subjects from vehicles."  
 2 Pausing here, the words "pedestrian interception  
 3 tactics" may seem obvious as a matter of English, but  
 4 what specifically is it that these MO3 surveillance  
 5 officers are not trained to do, that others might be?  
 6 **A. So the tactical options around pedestrians, my Lord, are**  
 7 **such that there may be an armed inquiry, there may be**  
 8 **a challenge from cover, or there may be a close quarter**  
 9 **containment.**  
 10 **I can explain each of those options briefly.**  
 11 Q. If you could briefly.  
 12 **A. So an armed inquiry could be literally as low-key as an**  
 13 **officer with firearms holstered going up to a member of**  
 14 **the public and just speaking them and asking them**  
 15 **about -- stop and account or even potentially a stop**  
 16 **search. So no firearms are drawn and no firearms are**  
 17 **pointed at anyone.**  
 18 **It could be up to a challenge from cover where if**  
 19 **there is sufficient -- contain and challenge from cover,**  
 20 **so if the subject is in the street and we are able to**  
 21 **provide a sterile containment bubble almost around that**  
 22 **person, that they will challenge from a position of**  
 23 **cover. Whereas ballistic cover, or cover from view,**  
 24 **will call that subject to them under controlled**  
 25 **situations.**

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1 **Or it can be a close quarter containment. That**  
 2 **would be where it is not possible to provide a sterile**  
 3 **containment around that person because of the area, the**  
 4 **actual behaviour of the person and the threat posed. So**  
 5 **it would be officers coming forward to do a close**  
 6 **quarter close that subject down and contain them. There**  
 7 **would be verbal instructions shouted to predominantly**  
 8 **lay on the floor in such a way, and that would be done**  
 9 **with weapons pointed.**  
 10 Q. So these are particular tactics which the police have  
 11 developed for firearms officers who deal with armed  
 12 arrests to carry out such armed arrests in a safe and  
 13 appropriate way?  
 14 **A. That's correct.**  
 15 Q. The document goes on to say that MO3 armed surveillance  
 16 officers, while not being trained in those sorts of  
 17 tactics, are trained to take defensive action and they  
 18 receive training in reacting to being compromised by  
 19 armed subjects. So that is presumably being identified  
 20 as surveillance officers and being challenged by armed  
 21 subjects?  
 22 **A. That's correct, my Lord.**  
 23 Q. It goes on to say:  
 24 "They deploy with firearms to protect their own  
 25 lives, colleagues or members of the public. This should

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<p>1 be a last resort in response to an emerging threat and 2 be within the limits of their training and capability." 3 <b>A. That's correct, my Lord.</b> 4 Q. So you were recognising here what training the armed 5 surveillance officers did and didn't have. 6 <b>A. Yes.</b> 7 Q. You go on to refer to the training that they have had in 8 certain forms of search and how they normally deploy. 9 Then you say this: in the event of emerging 10 intelligence or information which is considered by the 11 nominated TFC to change the threat assessment, require 12 a change to strategic objectives, reveal circumstances 13 requiring police intervention, require deployments to 14 protect unarmed officers, require contingencies, require 15 the deployment of a dedicated MASTS team." 16 Back up, please. 17 Are these various contingencies which may need to be 18 considered going forward? 19 <b>A. Yes, they are, my Lord.</b> 20 Q. In practice may those sorts of changes of circumstances 21 require you and your colleagues to make available 22 additional firearms resources? 23 <b>A. Yes, they may, my Lord.</b> 24 Q. That is different sorts of armed officers in different 25 sorts of teams?</p> <p style="text-align: center;">Page 129</p>	<p>1 <b>A. They may be deployed to an operation under a variety of</b> 2 <b>circumstances where there is an intention to arrest or</b> 3 <b>intervene. Within that, a specialist covert capability</b> 4 <b>is required to enable that to happen, or a covert</b> 5 <b>deployment is required by unarmed officers and needs</b> 6 <b>covert armed officers to support it.</b> 7 Q. But the CTSFOs, unlike regular armed response officers, 8 can deploy with firearms and in plain clothes? 9 <b>A. That's correct, my Lord.</b> 10 Q. Then page 15, please, do we see that you give specific 11 advice for the operation to keep the subject under 12 observation with armed surveillance, and if the 13 intelligence changed, for the SCO19 ARV POD to be 14 contacted about fast deployment of ARVs, and then 15 subsequently a SCO19 CTSFO MASTS team? 16 Just unpacking a couple of those acronyms, SCO19, 17 ARV POD, is that part of the general operation, really, 18 that focuses upon firearms operations? 19 <b>A. Yes, it is, my Lord.</b> 20 Q. ARVs are armed response vehicles? 21 <b>A. Yes, my Lord.</b> 22 Q. And a MASTS team, as you have told us, is a mobile armed 23 support to surveillance team? 24 <b>A. That's correct, my Lord.</b> 25 Q. So your approach is that initially we are going to have</p> <p style="text-align: center;">Page 131</p>
<p>1 <b>A. That's correct.</b> 2 Q. Just because the jury will hear the phrase later, what 3 is a MASTS team? 4 <b>A. A MASTS team is Mobile Armed Support To Surveillance.</b> 5 Q. Then go on to page 11, please. Do we see you set out 6 what other armed resource options might exist? First of 7 all, armed response vehicles, if an immediate firearms 8 response is required? 9 <b>A. That's correct.</b> 10 Q. So these are marked police vehicles with armed officers 11 which are often on the streets of London and can be 12 called often at short notice? 13 <b>A. That's correct, my Lord.</b> 14 Q. Then down the page, do we see that you additionally 15 identify the possibility for deployment of 16 a counter-terrorist specialist firearms officer team? 17 They are, as you have told us, more specialised, more 18 highly trained firearms officers? 19 <b>A. That's correct, my Lord.</b> 20 Q. Then you go on to explain under "Authority" that the 21 deployment of such a team would require a separate 22 authority? 23 <b>A. That's correct, my Lord.</b> 24 Q. In what circumstances might such a team be deployed to 25 an operation?</p> <p style="text-align: center;">Page 130</p>	<p>1 armed surveillance officers, armed defensively, but if 2 the intelligence changes, there are these two further 3 options? 4 <b>A. Yes. As you can see there, my request to the strategic</b> 5 <b>firearms commander is for the deployment of an armed</b> 6 <b>surveillance team with marked armed response vehicles as</b> 7 <b>a contingency to support the operation overtly if they</b> 8 <b>are needed.</b> 9 Q. So that is the question you make to the strategic 10 firearms commander. Does your FA5 document then go to 11 that senior officer? 12 <b>A. Yes, with the FA2.</b> 13 Q. Just to finish the sequence of events, may we have on 14 screen INQ002480. Is this an FA3 document, which is 15 a strategic firearms commander's policy file and log? 16 <b>A. That's correct.</b> 17 Q. And in this document, does the strategic firearms 18 commander record what decisions he or she makes based 19 upon the documents we have seen so far, the TFCs, log 20 and your tactical advice? 21 <b>A. Yes, they do.</b> 22 Q. Page 10, please. 23 If we look at the first half of page, first of all, 24 we see the strategic firearms commander sets out the 25 discussion and rationale for the TFC's plan, namely to</p> <p style="text-align: center;">Page 132</p>

33 (Pages 129 to 132)

<p>1 deploy an armed surveillance team to monitor the</p> <p>2 subject's movements and actions with, as you have told</p> <p>3 us, a contingency for armed response vehicles to be used</p> <p>4 in support?</p> <p>5 <b>A. That's correct, my Lord.</b></p> <p>6 Q. And the possibility of a MASTS team to be used if</p> <p>7 necessary?</p> <p>8 <b>A. That's correct, my Lord.</b></p> <p>9 Q. Then the plan, with the two bullet points, we see at 4.3</p> <p>10 is the plan you set out in your advice document?</p> <p>11 <b>A. Yes, that's correct my Lord.</b></p> <p>12 Q. And then down the page, do we see that there are</p> <p>13 authorised tactics set out and confirming that the</p> <p>14 tactical firearms commander will be in a firearms police</p> <p>15 station, is that right?</p> <p>16 <b>A. I am sorry, could you repeat that.</b></p> <p>17 Q. Just under location of TCF during operation:</p> <p>18 "At this stage of the operation, I am satisfied that</p> <p>19 the TFC is located within the MO19 pre-planned CADRE</p> <p>20 office at Leman Street."</p> <p>21 So the tactical firearms commander will be based in</p> <p>22 Leman Street, which I think is a firearms police</p> <p>23 station?</p> <p>24 <b>A. Yes it is, apologies.</b></p> <p>25 Q. It is recorded that the SO15 team, the Counter Terrorism</p> <p style="text-align: center;">Page 133</p>	<p>1 So that is the rationale, really, in summary for</p> <p>2 having armed officers?</p> <p>3 <b>A. That's correct, my Lord.</b></p> <p>4 Q. Then if we go down the page further, please, under</p> <p>5 "Necessity":</p> <p>6 "As indicated above, this deployment is required as</p> <p>7 part of the investigation into a subject who is believed</p> <p>8 to have self-radicalised prior to his recent prison</p> <p>9 sentence and the working assumption is that he does</p> <p>10 indicate a support/desire to commit an attack. Taking</p> <p>11 into account the intelligence, assessing it against my</p> <p>12 policing experience and against the NDM ..."</p> <p>13 National decision model?</p> <p>14 <b>A. Yes, that's correct, my Lord.</b></p> <p>15 Q. "... it is necessary for this deployment to take place</p> <p>16 and for it to be armed as it achieves the working</p> <p>17 strategy by the safest possible means. I am also aware</p> <p>18 of the public expectation that the police, once in</p> <p>19 possession of this information, would take action to</p> <p>20 keep people safe."</p> <p>21 So Superintendent David Grainger signs that</p> <p>22 authority off at just after midnight, early hours of</p> <p>23 29 January?</p> <p>24 <b>A. That's correct, my Lord.</b></p> <p>25 Q. The documents we have looked at so far give a very full</p> <p style="text-align: center;">Page 135</p>
<p>1 Command team, will regularly review the intelligence,</p> <p>2 and therefore the location of the TFC is likely to</p> <p>3 change depending on any developments?</p> <p>4 <b>A. That's correct, my Lord.</b></p> <p>5 Q. Then it refers to the practicalities of the armed</p> <p>6 surveillance operation with a full briefing on the first</p> <p>7 day of deployment from the tactical firearms commander?</p> <p>8 <b>A. That's correct, my Lord.</b></p> <p>9 Q. Then if we go over the page, please, top of page 11, do</p> <p>10 we see that the strategic firearms commander, under</p> <p>11 "Proportionality", sets out the justification for</p> <p>12 a firearms operation, concluding:</p> <p>13 "I have assessed the options of conducting</p> <p>14 surveillance by officers unarmed or armed. I have</p> <p>15 responsibilities to the officers and to the public to</p> <p>16 ensure that they are protected. As a result of</p> <p>17 assessing the intelligence on the subject, it is clear</p> <p>18 that conducting surveillance without the recourse to</p> <p>19 firearms, to protect the officers and public, would not</p> <p>20 be managing risk effectively. Therefore, it is</p> <p>21 proportionate, taking all the factors above into</p> <p>22 account, for the officers to be deployed on this key</p> <p>23 activity whilst armed, as this tactic is both</p> <p>24 proportionate and necessary to mitigate the threat and</p> <p>25 support the working strategy."</p> <p style="text-align: center;">Page 134</p>	<p>1 rationale for the firearms operation. They don't appear</p> <p>2 to base it on any developments over the preceding few</p> <p>3 days. They seem to be looking at the intelligence</p> <p>4 picture as a whole. Were you made aware of any</p> <p>5 particular developments in the preceding days, for</p> <p>6 example, from the surveillance officers' observations,</p> <p>7 that was prompting the application for armed authority?</p> <p>8 <b>A. No, I was not, my Lord.</b></p> <p>9 Q. Take that off the screen now.</p> <p>10 May we move on to the 31 January 2020, so a few days</p> <p>11 after you had first been involved.</p> <p>12 Were you being kept up to date on the operation and</p> <p>13 the surveillance observations over the intervening few</p> <p>14 days.</p> <p>15 <b>A. I was in regular communication with the tactical</b></p> <p>16 <b>firearms commander. That was my only link to the</b></p> <p>17 <b>surveillance officers.</b></p> <p>18 Q. Were you aware of any significant observations or any</p> <p>19 changes in the intelligence over those three days?</p> <p>20 <b>A. I was aware of activity on 31 January.</b></p> <p>21 Q. Sorry, before we get to 31 January.</p> <p>22 <b>A. Apologies, sorry. No, I was not.</b></p> <p>23 Q. On the 31st, in the afternoon, were you at work as the</p> <p>24 on-call CTSFO tactical advisor?</p> <p>25 <b>A. I was, my Lord.</b></p> <p style="text-align: center;">Page 136</p>

34 (Pages 133 to 136)

<p>1 Q. Did you receive some further information from the 2 daytime tactical firearms commander, W157, about 3 Sudesh Amman and what he had been doing that day? 4 <b>A. Yes, I did, my Lord.</b> 5 Q. What were you told on that occasion? 6 <b>A. I was told that he had attended a shop in Streatham High 7 Street, that he purchased some items. He was observed 8 purchasing bottles of soft drink, some parcel tape and 9 some foil from the Pound Shop in south London, and that 10 also some other behaviour which he displayed was out of 11 the norm for him, my Lord.</b> 12 Q. Were you also told that he looked at some cutlery on 13 that day in a shop and that there had been a knife 14 display nearby? 15 <b>A. I was indeed, my Lord.</b> 16 Q. How did you respond. What did you do? 17 <b>A. At that point I then planned for potentially stepping up 18 our tactics and our tactical plan to a CTSFO mobile 19 armed support surveillance team. So I placed the duty 20 team, who were at the firearms police station, on 21 standby ready to respond and take over from the armed 22 response vehicle contingency.</b> 23 Q. What was your concern about the purchases he had made, 24 the bottles of soft drink, parcel tape and kitchen foil? 25 <b>A. My concern was that at this stage this may be some form</b></p> <p style="text-align: center;">Page 137</p>	<p>1 Q. Did you ask about anyone from the firearms department 2 attending that meeting? 3 <b>A. Yes, I did, my Lord.</b> 4 Q. What were you told with that? 5 <b>A. I was told I could not attend, and that was information 6 relayed to me by W157, the tactical firearms commander.</b> 7 Q. Did you, however, having been told about these 8 purchases, then take a particular interest in that 9 operation for the rest of the shift? 10 <b>A. Yes. Whilst this meeting was going on, in case there 11 was a step up in attack-planning that happened -- 12 observed by surveillance teams outside of that meeting, 13 I then kept those specialist firearms officers, CTSFOs, 14 on duty, ready on standby, should we have to deploy 15 quickly or a decision come from that meeting that this 16 is attack-planning and we must consider an arrest 17 intervention.</b> 18 Q. Did you, yourself, monitor the surveillance channel? 19 <b>A. I did.</b> 20 Q. Would that be normal for you during a surveillance 21 operation to be monitoring a surveillance channel? 22 <b>A. No, but as I was at work, and this meeting had happened, 23 I wanted to be kept apprised of the information, and so 24 my teams were monitoring that channel anyway and I could 25 hear that channel because they are situated with me in</b></p> <p style="text-align: center;">Page 139</p>
<p>1 <b>of a build-up for attack, planning or preparation.</b> 2 Q. What did you think he might do with those items? 3 <b>A. I didn't know. I was informed by W157 that a meeting 4 was to take place by leading government agency analysts 5 later. Should we get more information around those 6 purchases in that in-between time, I wanted to be 7 best-placed to give advice to the tactical firearms 8 commander that they had all options and tactics, because 9 there were the highest-trained officers ready at their 10 disposal should they need to react quickly.</b> 11 Q. In the meantime, as you say, you had put in place 12 another contingency, which was preparing for a MASTS 13 team to go in to support the armed surveillance team? 14 <b>A. That's correct.</b> 15 Q. Did you discuss that response with the strategic 16 firearms commander on duty that day? 17 <b>A. I did.</b> 18 Q. And what did that commander say about your proposals? 19 <b>A. They agreed with my proposals and planning at that 20 stage.</b> 21 Q. Now, you say you were told that a meeting would take 22 place later that day. Was that the Joint Operational 23 Team meeting between the SO15 investigation team and 24 MIS? 25 <b>A. That's correct, my Lord.</b></p> <p style="text-align: center;">Page 138</p>	<p>1 <b>our offices. So I would be able to monitor that channel 2 anyway.</b> 3 Q. Later that afternoon, were you told the result of the 4 JOT meeting? 5 <b>A. Yes, I was, my Lord.</b> 6 Q. What were you told? 7 <b>A. I was told there was no sign of preparation or planning 8 from them, and I was then given the wishes or 9 a direction from the tactical firearms commander, W157.</b> 10 Q. What did W157 say was needed? 11 <b>A. He said to me that he wished to continue with the armed 12 surveillance ARV contingency option.</b> 13 Q. Did he indicate that that was the decision or choice of 14 those at the JOT meeting? 15 <b>A. It's his decision to continue with that. He informed me 16 there was no sign at all of preparation or planning. 17 There was no change to the information, intelligence, 18 effectively. The working strategy did not change and 19 the threat assessment was not changed at all.</b> 20 Q. You say it was his decision. Do you mean that it was 21 his decision to keep the armed surveillance 22 authorisation in place, or his decision not, for 23 example, to affect an immediate arrest? 24 <b>A. It is his decision to keep armed surveillance with 25 an ARV contingency on the operation.</b></p> <p style="text-align: center;">Page 140</p>

35 (Pages 137 to 140)

<p>1 Q. Now, at that point, did you stand down the MASTS teams 2 that you had had on standby?</p> <p>3 <b>A. Yes, I did.</b></p> <p>4 Q. What would the arrangement have been over the weekend if 5 a MASTS team was required?</p> <p>6 <b>A. Over the weekend? So when I say I stood them down, that 7 doesn't mean they just go home. They are effectively 8 still there, still listening to that channel, but will 9 be still ready to deploy. They just won't be told where 10 to for that operation.</b></p> <p>11 <b>Over the weekend, I have a MASTS team available to 12 me that I can recall and they can be deployed out on the 13 ground, so at that geographical location, within an 14 hour.</b></p> <p>15 Q. Did you also speak later to the duty tactical firearms 16 commander who was working the late shift?</p> <p>17 <b>A. I did., my Lord.</b></p> <p>18 Q. And what was the purpose of speaking to them?</p> <p>19 <b>A. I wanted to clarify, to PW59, who was the later tactical 20 firearms commander, to clarify that there was no 21 preparation or planning or update that would require 22 a change of tactics.</b></p> <p>23 Q. What were you told?</p> <p>24 <b>A. I was told there was not, on either of those.</b></p> <p>25 Q. Did the tactical firearms commander tell you where</p> <p style="text-align: center;">Page 141</p>	<p>1 discussions and decisions in which you were involved on 2 the afternoon and evening of 31 January, the Friday.</p> <p>3 May we look briefly at some documents covering that 4 period of time. INQ002477 -- we don't have our 5 operator.</p> <p>6 MR JUSTICE HILLIARD: It may be harder than you think. Can 7 you summarise it? We have a lot of detail on this. 8 I am not sure whether we are going to need it all.</p> <p>9 MR HOUGH: If you can bring it up, super, otherwise I can 10 summarise it. INQ002477.</p> <p>11 I think, on balance, probably best to step away and 12 not press the red button.</p> <p>13 Can I deal with it this way then, please, S132. Are 14 you aware that the tactical firearms commander, W157, 15 recorded that he had received the information about the 16 purchases made by Sudesh Amman and had spoken to the 17 deputy senior investigating officer, who had asked for 18 the armed surveillance option to be reviewed on the 19 Monday, so that it would be in place over the weekend 20 and reviewed on the Monday?</p> <p>21 <b>A. That's correct, my Lord.</b></p> <p>22 Q. We will try with the document on screen now. If it is 23 possible to have INQ002477, page 16.</p> <p>24 So if we look down at the lower part of the page, we 25 see that W157 records the purchases that have been made,</p> <p style="text-align: center;">Page 143</p>
<p>1 Sudesh Amman was and what those attending the JOT wanted 2 of the firearms department?</p> <p>3 <b>A. Yes. So, from what PW59 told me, that SO15 had stated 4 that the subject, Mr Amman, was now at his approved 5 premises and was still observing his conditions, they 6 then stated that the SO15 team had asked in that meeting 7 if SCNO19 could draw up some potential actions and 8 contingencies, should an arrest or intervention be 9 needed.</b></p> <p>10 MR JUSTICE HILLIARD: Mr Hough, we need to have break at 11 some point. I think it may be better if we have it 12 sooner rather than later. There is never a good point 13 to be interrupted in the middle --</p> <p>14 MR HOUGH: You are quite right.</p> <p>15 MR JUSTICE HILLIARD: Would be that be as good as any?</p> <p>16 MR HOUGH: Indeed.</p> <p>17 MR JUSTICE HILLIARD: So we will have our break now. 18 (3.35 pm)</p> <p>19 Discussion in the absence of the jury 20 (3.36 pm)</p> <p>21 (A short break) 22 (3.48 pm)</p> <p>23 Proceedings continued in the presence of the jury</p> <p>24 MR JUSTICE HILLIARD: Yes.</p> <p>25 MR HOUGH: S132, you have just been telling us about the</p> <p style="text-align: center;">Page 142</p>	<p>1 and this:</p> <p>2 "I have had a conversation with the deputy SIO DI 3 James Hale ... he's asked for the [armed surveillance] 4 to be viewed on Monday. I have spoken with the tactical 5 adviser who agrees that [armed surveillance] remains the 6 appropriate tactic."</p> <p>7 Have you had such a discussion with W157 to say 8 that?</p> <p>9 <b>A. Yes, I have, my Lord.</b></p> <p>10 Q. Why did you consider that armed surveillance remained 11 the appropriate tactic?</p> <p>12 <b>A. There had been professional analysis, information 13 analysis, by some of the world's best analysts, with all 14 available information available to them, which I am not 15 party to and nor was the tactical firearms commanders. 16 I have asked two tactical firearms commanders just to 17 summarise from that, was there any indication or did we 18 think those analysts were saying that there was any 19 preparation or planning around an attack? They have 20 said no. That has come through to the tactical firearms 21 commander, and at that point there is no change to the 22 working strategy or the threat assessment. As such, 23 I believed that the best way -- I believed the best way 24 of most effectively achieving the working strategy via 25 the threat assessment is armed surveillance with ARV</b></p> <p style="text-align: center;">Page 144</p>

36 (Pages 141 to 144)

1 **contingency support.**  
 2 Q. If you had been told that there was no intelligence of  
 3 attack planning but, based on his conduct, an attack may  
 4 happen at any moment -- when, not if -- would you still  
 5 have expressed that same view?  
 6 **A. I would have sought more information via the tactical**  
 7 **firearms commander, placed CTSFO MASTS team on standby,**  
 8 **and potentially advised the CTSFO MASTS team are stood**  
 9 **in and the ARV potentially stood out. And with the**  
 10 **CTSFO MASTS team, there would be something called**  
 11 **a STIC, which is a Small Teams Intervention Capability.**  
 12 [REDACTED]  
 13 [REDACTED]  
 14 [REDACTED]  
 15 [REDACTED]  
 16 [REDACTED]  
 17 MR SHELDON: I am terribly sorry to interrupt, sir, but  
 18 unless you felt that this evidence was of value --  
 19 MR JUSTICE HILLIARD: I think we have a lot of detail on  
 20 this --  
 21 MR SHELDON: What has just been added isn't. For  
 22 a particular reason, which I would rather not go into,  
 23 I think we would be more comfortable if S132 left it  
 24 there.  
 25 MR JUSTICE HILLIARD: Understood.

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1 MR HOUGH: I am obviously happy for that. If there is  
 2 anything that ought not to go on the transcript, that  
 3 can be arranged.  
 4 MR JUSTICE HILLIARD: Yes.  
 5 MR HOUGH: Then if we go to the next page, please, towards  
 6 the bottom of the page, we see a delayed entry, that it  
 7 is recorded that the armed surveillance is now at 24/7?  
 8 **A. That's correct, my Lord.**  
 9 Q. Then INQ002480, at page 30. This is the strategic  
 10 firearms commander's log. Can we see, if we look  
 11 towards the bottom of the page, the strategic firearms  
 12 commander also endorses continued armed surveillance  
 13 with armed response vehicles in backup as an arrest  
 14 option, but without a MASTS team?  
 15 **A. Yes, sir, that is correct.**  
 16 Q. Finally by way of documents, INQ002478, page 22. Did  
 17 you make this log entry in the tactical adviser's  
 18 document?  
 19 **A. I did, my Lord.**  
 20 Q. Do we see that halfway down the page you record that  
 21 Sudesh Amman has behaved differently, including dressing  
 22 smartly, looking at cutlery and buying items such as  
 23 duct tape?  
 24 **A. That's correct, my Lord.**  
 25 Q. You recall that two armed responses have been put on

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1 standby in Streatham as contingency and would remain in  
 2 place on that day until 9 pm?  
 3 **A. That's correct, my Lord.**  
 4 Q. You refer to the surveillance log of what had happened  
 5 that day, then you say at 18.52, just before 7.00 pm,  
 6 you have had an update on the tipping points set down by  
 7 the JOT.  
 8 **A. That's correct, my Lord.**  
 9 Q. Then do you go on -- top of page 23 -- to cite the  
 10 various tipping point that have been decided upon, so  
 11 they have been passed on to your team?  
 12 **A. That's correct, my Lord.**  
 13 Q. You go on to say you have:  
 14 "... discussed the above options with [the tactical  
 15 firearms commander] and believe that these are the most  
 16 likely to achieve the working strategy. Although not  
 17 every eventuality can be planned for each will have to  
 18 consider other mitigating factors (such as the subject's  
 19 behaviour)."  
 20 And the operation is using armed surveillance  
 21 officers with ARVs as an overt contingency?  
 22 **A. That's correct my Lord.**  
 23 Q. We can take that off screen now.  
 24 So that was the situation on the Friday evening.  
 25 Over the weekend, the Saturday and the Sunday, were you

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1 the on-call tactical adviser?  
 2 **A. I was, my Lord.**  
 3 Q. On the morning of the Saturday, did you receive a call  
 4 from the on-duty tactical firearms commander?  
 5 **A. I did, my Lord.**  
 6 Q. In the course of that, did you discuss a variety of  
 7 ongoing crime operations over the next day?  
 8 **A. Yes, I did.**  
 9 Q. Did that include Operation Osmious?  
 10 **A. It did.**  
 11 Q. Did you hear anything about whether there were any  
 12 developments in the intelligence picture to change the  
 13 view of threat and, as a result, the operational  
 14 options?  
 15 **A. No, I did not, my Lord.**  
 16 Q. What was your view as to what strategy remained the  
 17 right one?  
 18 **A. My -- I was satisfied that the tactic most effective in**  
 19 **achieving the working strategy was the armed**  
 20 **surveillance with the ARV contingency, and that was to**  
 21 **continue.**  
 22 Q. Towards the end of the Saturday, in the evening, did you  
 23 have another call from the duty tactical firearms  
 24 commander, DS51?  
 25 **A. I did.**

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<p>1 Q. What did she say?</p> <p>2 <b>A. She asked if the ARVs had to be dedicated to the</b></p> <p>3 <b>operation.</b></p> <p>4 Q. What does "dedicated" mean?</p> <p>5 <b>A. There are two terms, dedicated and directed.</b></p> <p>6 <b>Dedicated will mean that those ARVs are placed in a</b></p> <p>7 <b>static location, so two to three armed response vehicles</b></p> <p>8 <b>and their crews are placed maybe in a nearby police</b></p> <p>9 <b>station. All they will do is listen to the surveillance</b></p> <p>10 <b>channel and they will not move from that location unless</b></p> <p>11 <b>a tactical firearms commander gives them direction to do</b></p> <p>12 <b>so.</b></p> <p>13 <b>A directed armed response vehicle is one that will</b></p> <p>14 <b>still be in the local area but will be driving about.</b></p> <p>15 <b>They may not be all together. So where they are</b></p> <p>16 <b>dedicated, they are stuck together --</b></p> <p>17 MR JUSTICE HILLIARD: Again, this is probably more than we</p> <p>18 need, isn't it? Or is it not?</p> <p>19 MR HOUGH: It is just needed for this reason, sir. These</p> <p>20 ARVs were directed rather than dedicated, which is to</p> <p>21 say that on the day there were armed response vehicles</p> <p>22 which had to be in the general area but didn't have to</p> <p>23 be focused on only one thing.</p> <p>24 MR JUSTICE HILLIARD: All right.</p> <p>25 MR HOUGH: Is that a fair summary?</p> <p style="text-align: center;">Page 149</p>	<p>1 Questions by MR MENON</p> <p>2 MR MENON: Good afternoon, I ask questions on behalf of the</p> <p>3 family of Sudesh Amman.</p> <p>4 Just a few matters. Just give me a minute, please.</p> <p>5 I want to go back 31 January, if I may, you being told,</p> <p>6 I think by your commander, W157, about the purchases</p> <p>7 that Sudesh Amman had made in a shop in Streatham.</p> <p>8 <b>A. That's correct.</b></p> <p>9 Q. You were asked by Mr Hough just a few minutes ago what</p> <p>10 you thought about those purchases when you were told</p> <p>11 about them. What you said was this:</p> <p>12 "I thought it may be a build-up or a planning or</p> <p>13 preparation for an attack."</p> <p>14 Is that correct?</p> <p>15 <b>A. That's correct.</b></p> <p>16 Q. Your commander, W157, then told you that a meeting of</p> <p>17 the Joint Operational Team involving senior officers in</p> <p>18 SO15 and MI5 was going to take place, is that right?</p> <p>19 <b>A. That's correct.</b></p> <p>20 Q. I think you asked whether you or somebody from your</p> <p>21 firearms team could attend that meeting, is that right?</p> <p>22 <b>A. That's correct.</b></p> <p>23 Q. And you were told by W157 that the answer was no,</p> <p>24 I think; is that correct?</p> <p>25 <b>A. That's correct.</b></p> <p style="text-align: center;">Page 151</p>
<p>1 <b>A. Yes, that's correct.</b></p> <p>2 Q. Then finally, on the Sunday, on that morning, did you</p> <p>3 once again have a morning call with the day duty</p> <p>4 tactical firearms commander?</p> <p>5 <b>A. I did, my Lord.</b></p> <p>6 Q. Any update from that person about the intelligence</p> <p>7 picture?</p> <p>8 <b>A. No, there wasn't, my Lord.</b></p> <p>9 Q. And, as a result, did you consider that the tactical</p> <p>10 position should remained same?</p> <p>11 <b>A. Yes, I did, my Lord.</b></p> <p>12 Q. Did you have any further contact during that day before</p> <p>13 the attack had actually taken place?</p> <p>14 <b>A. No, I didn't, my Lord.</b></p> <p>15 Q. So you weren't involved in the actual decision-making</p> <p>16 from the time that Sudesh Amman came out of the approved</p> <p>17 premises until the attack took place?</p> <p>18 <b>A. No, I wasn't, my Lord.</b></p> <p>19 Q. I believe that after the attack took place you were in</p> <p>20 fact called to the scene?</p> <p>21 <b>A. That's correct.</b></p> <p>22 Q. But I don't propose to ask you about that, because you</p> <p>23 arrived after the fatal shooting.</p> <p>24 <b>A. That's correct.</b></p> <p>25 MR HOUGH: Thank you very much. Those are all my questions.</p> <p style="text-align: center;">Page 150</p>	<p>1 Q. Did W157 attend that meeting?</p> <p>2 <b>A. No, not so far as I am aware.</b></p> <p>3 Q. Not so far as you are aware. You were then later told</p> <p>4 by W157 the result of that meeting, is that right?</p> <p>5 <b>A. That's correct.</b></p> <p>6 Q. I think what you said was you were told that the</p> <p>7 conclusion of that meeting was that there was in fact no</p> <p>8 sign of preparation or planning?</p> <p>9 <b>A. That's right.</b></p> <p>10 Q. Is that right?</p> <p>11 <b>A. That's correct.</b></p> <p>12 Q. Were you told that at that meeting it had been concluded</p> <p>13 that the police could arrest Sudesh Amman on suspicion</p> <p>14 of preparing a terrorist act, but for other reasons in</p> <p>15 relation to what the best way forward was, a decision</p> <p>16 had been made not to effect such an arrest, but instead</p> <p>17 to continue with 24-hour armed surveillance with the</p> <p>18 additional elements that you have explained. Were you</p> <p>19 told that?</p> <p>20 <b>A. No, I was not, my Lord.</b></p> <p>21 Q. Were you ever told that the conclusion had been reached</p> <p>22 that in fact he could be arrested?</p> <p>23 <b>A. No --</b></p> <p>24 Q. Were you ever told that?</p> <p>25 <b>A. No, I was not, my Lord.</b></p> <p style="text-align: center;">Page 152</p>

<p>1 Q. So, is the way that you have summarised it accurate, 2 that as far as you were concerned the conclusion was no 3 evidence of preparation or planning? 4 <b>A. Yes, sir, that's correct.</b> 5 Q. Thank you. 6 Just one more matter, sorry, my mistake. Could we 7 have on is the screen, please, the document we were just 8 looking at, INQ002477. You recall what this document 9 is; it is a tactical firearms commander policy file and 10 decision log. 11 Can we go back to page 17, please. Bottom of the 12 page. Entry for 31 January at about 11.19 pm. 13 So this is obviously some hours after that meeting 14 and the communication with you, and as you can see 15 there, there is a reference to tipping points. Yes? 16 <b>A. Yes.</b> 17 Q. Then it says this: 18 "If subject ..." 19 So this is a consideration of the possibilities that 20 may arise, I think: 21 "If the subject goes into a shop and purchases 22 a knife and. 23 "a) comes out with it in his hand ..." 24 In other words, he's taken the knife out of the 25 packaging.</p> <p style="text-align: center;">Page 153</p>	<p>1 Q. Thank you. 2 And contingency (b), if he came out of the shop with 3 the knife in the packaging in a bag, the decision would 4 be to let him return to the approved premises or go 5 wherever he was going, and only deal with it if there 6 was any surveillance loss at any time: 7 "... whereby we would not know where the knife was 8 or if removed from packaging at that time then a dynamic 9 decision would be made between the TFC and Tactical 10 Adviser based on the information they have and his 11 behaviour at the time." 12 So, if he bought a knife and he was known to have 13 bought a knife, but he hadn't removed it from the 14 packaging, he would be allowed to return to the approved 15 premises or wherever else he chose to go, correct? 16 <b>A. Based on that tipping point, that would trigger a review 17 of the MDM, a fast-time review between the tactical 18 firearms commander, the SIO, senior investigating 19 officer and also myself, the tactical advisor, if time, 20 and that may actually lead to an arrest, depending on 21 the strategic objectives of the investigation.</b> 22 Q. I understand that. But at first instance he would be 23 allowed to go wherever he was going. Then, if he went 24 out of surveillance, then, as you say, a decision may be 25 made to effect an arrest. Is that right?</p> <p style="text-align: center;">Page 155</p>
<p>1 "... armed officers to complete a pedestrian 2 stop/interception on him." 3 Is that right? 4 <b>A. Yes.</b> 5 Q. That would be those officers who were conducting the 6 surveillance, whatever they were trained to do or not, 7 is that correct? 8 <b>A. No. So the ARV contingency would be called forward.</b> 9 Q. Okay, but how is that going to work? Let's look at it 10 hypothetically. He comes out of the shop, he's carrying 11 a knife in his hand, which he's taken out of its 12 packaging. You can't expect those officers who are 13 present to do nothing and wait for the suitably 14 qualified armed surveillance officers on to arrive, can 15 you? 16 <b>A. It is up to the individual upon our assessment by those 17 officers present at the scene who are conducting the 18 surveillance and also the ARV officers to route to them 19 at that point as to who can conduct that sooner if it is 20 required, my Lord.</b> 21 Q. So, if the dynamic situation required an immediate 22 intervention by those surveillance officers present, 23 then of course they would be suitably qualified to do 24 that, I assume? 25 <b>A. Yes.</b></p> <p style="text-align: center;">Page 154</p>	<p>1 <b>A. As per that tipping point.</b> 2 Q. Is it right that what was not considered at this 3 particular time, as reflected in this document, was in 4 fact what sadly happened on 2 February, namely that 5 Mr Amman went into a shop and didn't purchase a knife 6 but stole it, immediately removed it from the packaging, 7 and proceeded to stab two members of the public? 8 <b>A. That would be covered under those two tipping points, 9 my Lord.</b> 10 Q. How is that covered? Theft is not covered here, is it? 11 I mean this is purchasing. 12 <b>A. The subject has still left with a knife in a package or 13 tried to remove it, my Lord.</b> 14 Q. I understand that. My question is this -- and if you 15 can't help, because I appreciate this is, strictly 16 speaking, not your document as such -- during any 17 meetings or discussions that you had that evening, 18 31 January, was any consideration given to the 19 possibility that he would not purchase a knife and walk 20 out of the shop but rather would steal a knife and run 21 out of shop? 22 <b>A. No.</b> 23 MR MENON: Thank you. 24 MR JUSTICE HILLIARD: Sorry, can we keep that back up for 25 the moment. Are you saying that that, in your judgment,</p> <p style="text-align: center;">Page 156</p>

1 would come under (a) there, so if he has not bought the  
 2 knife but it is in his hand because he's stolen it and  
 3 he's come out of the shop with it, is that what you are  
 4 saying?  
 5 **A. Yes, my Lord.**  
 6 MR JUSTICE HILLIARD: Right.  
 7 Yes, thank you.  
 8 MR HOUGH: Thank you very much, S132. That is all we have  
 9 for you.  
 10 MR JUSTICE HILLIARD: Thank you very much.  
 11 MR HOUGH: That is all the evidence we have today.  
 12 MR JUSTICE HILLIARD: Thank you. All right.  
 13 Members of the jury, we will break off there then  
 14 until 10 o'clock on Monday. I hope you have a good  
 15 weekend. I have to say before we break up, obviously  
 16 just do keep in mind, please don't communicate with  
 17 anybody about the inquests and be so careful not to make  
 18 any enquiries of your own. We will start again at  
 19 10 o'clock on Monday.  
 20 All right, thank you.  
 21 (4.13 pm)  
 22 (The court adjourned until 10.00 am,  
 23 Monday, 9 August 2021)  
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