

WITNESS STATEMENT

Agency Ref : **S230**
PF Ref :

Surname : MASTERTON Other or previous surname :

Forenames : Scott DoB : [REDACTED] 1965 Age : 50

Occupation : Police Constable Other Occupation :

Police Station : Years Service : 28

Disclosable address :

Post Code:

This statement was taken :

Date and time : 6th of July 2015 14.40

By : DSI EDWARD MILES

Place : Within ACR, Bilston Glen, Loanhead, Edinburgh

In the presence of : [REDACTED]

I have/the witness signed/refused to sign this and all other pages

It was/not read over to the witness and was/not recorded on Audio tape and/or Video tape

States :

I am Scott Masterton and I am a police officer and Police Constable with Police Scotland. I have 28½ years and spent 10 years with Grampian Police. I transferred to Lothian & Borders in 1997. I served in Loanhead and Dalkeith in Urban patrol, and Traffic duties in Fettes. In about 2006 I transferred to the Computer Unit and held the post of DC and Temporary DI until 2014. I have been a controller within the ACR at Bilston for about a year and a half.

The role of the PIRC has been explained to me and I am aware that I am providing a statement as a witness into the COPFS led investigation into the death of Sheku Bayoh, which occurred on Sunday 3 May 2015 in Hayfield Road, Kirkcaldy about

WITNESS STATEMENT

0725 hours. I am deployed as a controller. Normally I would cover the Edinburgh City area.

On the morning of Sunday 3rd May 2015 I was early shift working a 0700 - 1600 hours. That morning I was rostered to work on the Fife/Kirkcaldy. This means what I refer to the Fife pod meaning 6 controllers who would have specific policing responsibility for a geographic area within Fife Division. I was covering the Kirkcaldy area utilising the Kirkcaldy channel which is referred to as PA. I was in control of this channel. There are 4 supervisors, 3 Sgts and a police staff supervisor. A second line of overview is provided by East Overview (EOV) also based within Bilston Glen ACR. That morning [REDACTED] and Inspector Stevie Stewart was the Inspector, were the respective supervisors.

That morning I took my seat at the pod about 0645 hours. I received a handover from the night shift which was unremarkable. There were no incidents of note or none that I can remember. I don't think there was as this incident started early into the shift. The local area Sgt should book on the police resources via Scope but Fife Division is notoriously bad at doing this and the time I've been there I've found a lot of Sgts don't know how to book on resources. Very often I find that I am in fact trying to place officers into their vehicles and correct call signs. I seem to recall that day that it wasn't that bad and I had at least 3 or 4 double-crewed vehicles. I remember at the time thinking that the incident when it occurred meant that as it was so early I had all of the resources together. I have mentioned a brief overview of my thoughts and recollection of the events of that morning and will try to provide a more detailed account.

You have shown me:

Command & Control Inc - PS20150503-0745

The incident was opened at 0715 by a call taker 71589 who noted additional details. I would like to emphasise that the original incident was PS20150503-0743. You have shown me a certified copy of the incident:

PS20150503-0743

which refers to an African looking male who was chasing a complainer's car and that he may have been carrying a knife. This had occurred in Hendry Road, Kirkcaldy. Within a very short period in time another call had come in, that is:

PS20150503-0745

which related to a call in Hayfield Road, Kirkcaldy. 71589, a call taker, created this incident. From both calls it was involving a black male with a knife. Although the locations were different I was able to identify this as the same incident. The incident which I considered to be the principal incident would be 0745 rather than open up or refer to the previous one (0743). From checking with colleagues I was able to instruct 0745 as the principal incident. I didn't close down 0743. Within the ACR the call takers are situated on the opposite side of the Control Room. I would ensure to the best of my ability that everyone knew that incident 0745 was the primary incident.

WITNESS STATEMENT

When, then, calls come in relating to the incident the call taker would simply add some text. This would pop up on my screen on every occasion. The call taker or the system would grade the call as grade 1/priority 1. The call was initially showing as a disturbance. I recall mobilising 3 sets which is a double crewed police vehicle. Whilst I was doing East Overview 1 is showing as allocating a dog unit at 0718.38. The dog unit was SD10. Another dog unit SD18 was mobilised also at 0721 by [REDACTED] at East Overview 3 who is a supervisor. I can tell you also that the Inspector on duty was Inspector Stevie Stewart. I did not have contact with Inspector Stewart during the course of the incident. So I have mobilised 3 sets to the locus and actually diverged PR41A to the locus.

From this early point in the incident. As I was allocating the sets I remember the Kirkcaldy Sgt saying that he wanted everybody to attend. I remember that DS Samantha Davidson came on to the radio as PW101 and PW104 saying they were attending. I have said that it is bad enough to get uniform Sgts to book on but the CID never do. I don't have time to check at that point to see if the CID are booked on. Having looked at the:

Combined Airwave, Call Activity Data, Kirkcaldy 01 and transcript

I can see at 0618 that CID are attending. I haven't noted this on incident:

PS20150503-745

I can see from the command & control incident that East Overview 03 at 0726.18 - [REDACTED] contacted 2 ambulances. I can see that at 0726.37 EO2 [REDACTED] confirms 2 ambulances attending.

I recall a message coming over the radio stating that an officer had been punched to the back of the head with no obvious serious injury and that the male was secure on the ground. I recall receiving a message from a PC or DC Hay to say that he was off from the locus and at hospital with PC Short. There was a message for a cancellation of a second ambulance. I confirmed that this was the case and I learned that other police, although to some extent contaminated with CS Spray, were walking it off and in any case didn't need an ambulance. At 0742 the copy Command & Control incident is updated by me to the effect that PC Short has been seen at hospital, no apparent serious injury, and this was a radio message from PC Hay. I continued to work on the Command & Control Incident throughout the course of the early shift until about 1323 hours. I have produced a:

Copy Command & Control Print-Out - PS20150503-0745

in an expanded format which allowed to see what units were mobilised by me and when. You have also asked that I try and identify other officers by their unique numbers, which are indicated on the:

Copy Command & Control Print Out - PS20150503-0745

in a expanded format.

WITNESS STATEMENT

I would like to add that 2 Dog Units were originally actioned to the incident by EO1 and EO3, SD10 and SD18. I am almost sure that SD18 is stood down in that SD18 were cleared from the incident 0733.49. At 0741 SD10 was stood down. They or that Unit had bene mobilised but the Command & Control system in the vehicle was not marked as "at scene".

In the event of a Firearms Incident a separate firearms channel is operated. To the best of my knowledge there was no mention of the attendance of an armed response vehicle (ARV).

71589, a call taker, is Andrew Ross

[REDACTED]

71105 is a call taker Brian Renton

[REDACTED]

149 7676 is Police Inspector Stevie Stewart

[REDACTED]

This is a true and accurate account.

Signed :

(Witness)

.....

WITNESS STATEMENT

CONFIDENTIAL MATERIAL - NOT TO BE DISCLOSED

Surname : MASTERTON

Forenames:

Scott

Alias/known as :

Place of birth :

Age : over 18

Telephone :

Home address :

Post code :

Telephone :

Business address : Police Scotland

ACR

Bilston

Dryden Road

Loanhead

Post Code : EH20 9ZL

Mobile :

Email :

Fax/Pager :

Other :

Dates when unavailable in next 12 months :

From Date : 10/09/2015 To Date : 04/10/2015 Reason : --

From Date : 24/12/2015 To Date : 03/01/2016 Reason : --

From Date : 18/05/2016 To Date : 02/06/2016 Reason : --

Other Confidential Material :