

**ANNEX I  
WITNESS STATEMENT (E-VERSION)**

Agency No:  PF Ref:

**SECTION 1 (Disclosable Details)**

Surname:  Other Previous Surname:

Forenames:  Age:

Occupation:  Other:

Police Station:  Years Service:

Disclosable Address:  Postcode:

**SECTION 2 (Provenance – all mandatory fields)**

Statement taken or compiled:  Date & Time:

Place:

By:  Other person(s) present:

Source:

Authentication:

**SECTION 3 (Free Text)**

I am Detective Constable No 521 David Bellingham. I am 30 years of age and have completed over 9 years of police service. I currently work with the Criminal Investigation Department of Forth Valley Division, Police Service of Scotland.

On Sunday 03/05/15 I was rostered to work from 0800 hours until 1600 hours same date, 03/05/15.

About 0900 hours on Sunday 03/05/15 I was requested to make my way to Kirkcaldy Police Office in relation to an ongoing incident. At this time I was also informed that I would be

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working with police witness MONTEITH who I was to collect from Larbert Police Office.

On arrival at Kirkcaldy Police Office we were shown to the Major Investigation Team office. Along with officers from the Major Investigation Team East, who had also arrived, we were given an initial briefing of the circumstances known at that time by DS Graeme DURSLEY.

The incident related to the death of a male Sheku BAYOH bn 30.09.1983. ■■■ Arran Crescent Kirkcaldy. Initial information indicated that the deceased had been in the company of friends which included a male known as Martin Dick and his partner Kirsty, the night before at an address in the Kirkcaldy area. The deceased had left his friends address, reason unknown, and may have returned to his own address. About 0715 hours (03/05/15) the deceased was seen at Hayfield Road Kirkcaldy in possession of a knife. Police were called to this incident. As a result of the incident police had used CS / Pava spray and the deceased had been struck with a baton during a struggle with police.

As part of the initial briefing along with officers from the MIT East we were tasked with tracing Martin Dick and his partner Kirsty. Information was later provided that the address of Martin Dick was that of ■■■ Craigmount, Kirkcaldy.

About 1305 hours same date (03/05/15) along with officers from the MIT East, I attended this address. At this time Martin Dick and his partner Kirsty McLeod were traced within. The nature of the police enquiry was explained to them. Due to the nature of the enquiry they were requested to attend Kirkcaldy Police Office to provide the relevant statements which they agreed to do.

At this time Police witness MONTEITH and I spoke briefly with Kirsty McLeod and explained that their property would be secured as it may be part of the enquiry due to the deceased having been there the previous night. Kirsty McLeod provided police witness MONTEITH with a set of keys to the property in order to secure it. Martin Dick and Kirsty McLeod were thereafter conveyed to Kirkcaldy Police Office by officers from the MIT East.

About 1330 hours same date (03/05/15) police witness MONTEITH and I secured the premises.

The premises was an end terraced two bedroomed property with small porch to the front giving access to the livingroom. There was a kitchen to the rear. The back door was within the kitchen, providing access to a small rear garden which enclosed with a wooden fence. The stairs to the first floor were situated within the livingroom and provided access to two bedrooms, one to the front and one to the rear, and bathroom, to the rear.

There was no obvious signs of a disturbance within the property.

Police witness MONTEITH and I carried out initial locus protection at this address until the arrival of uniformed officers. At this time police witness MONTEITH explained to PC 575 Debbie MURPHY and PC 371 John DOUGEN that a uniformed presence was required at both the front and rear of the premises. The outer cordon of the locus protection was provided as the natural boundaries of the property which was the main fences at the rear and front of the property. The keys to the property were left with PC DOUGEN. I thereafter returned to

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Kirkcaldy Police Office with police witness MONTEITH.

About 1500 hours same date (03/05/15) police witness MONTEITH and I were given a briefing by DCI Stuart HOUSTON. The briefing took place within room 2.2.4 at Kirkcaldy Police Office and was in relation to the retention of clothing, CS or PAVA Spray and items of officer safety equipment from police officers involved in the incident.

In order to retain the forensic integrity of the process and minimise the potential for cross contamination it was requested that both police witness MONTEITH and I would wear Scene of Crime protective suits and gloves which would be changed after each officer had removed or handed over their relevant clothing and equipment. In addition this was to be carried out on a debris collection sheet, which was also to be retained along with our Scene of Crime protective suits after each officer.

About 1530 hours Police Constable 040523 Craig WALKER presented at room 2.2.4. Along with police witness MONTEITH I retained the following from him

LABEL NO AM001 LEFT BOOT PC 040523 CRAIG WALKER  
LABEL NO AM002 RIGHT BOOT PC 040523 CRAIG WALKER  
LABEL NO AM003 TROUSERS PC 040523 CRAIG WALKER  
LABEL NO AM004 BELT PC 040523 CRAIG WALKER  
LABEL NO AM005 PAVA SPRAY PC 040523 CRAIG WALKER (DISCHARGED)  
LABEL NO AM006 POLICE T-SHIRT PC 040523 CRAIG WALKER  
LABEL NO AM007 HANDCUFFS PC 040523 CRAIG WALKER  
LABEL NO AM008 PERSONAL RADIO PC 040523 CRAIG WALKER (BLOODSTAINED)  
LABEL NO AM009 BODY ARMOUR PC 040523 CRAIG WALKER  
LABEL NO AM010 BATON PC 040523 CRAIG WALKER

Police Constable 040523 Craig WALKER had to collect his baton from his locker and commented that he did not have it with him at the time of the incident and that it had not left his locker prior to handing it over.

Once Police Constable 040523 Craig WALKER left the room police witness MONTEITH and I retained

LABEL NO AM011 DEBRIS COLLECTION SHEET PC 040523 CRAIG WALKER  
LABEL NO AM012 SOC SUITS AND GLOVES X 2 PC 040523 CRAIG WALKER.

About 1640 hours Police Constable 694 Alan PATON presented at room 2.2.4. Along with police witness MONTEITH I retained the following from him

LABEL NO AM013 LEFT BOOT PC 694 ALAN PATON  
LABEL NO AM014 RIGHT BOOT PC 694 ALAN PATON  
LABEL NO AM015 TROUSERS PC 694 ALAN PATON  
LABEL NO AM016 POLICE T-SHIRT PC 694 ALAN PATON  
LABEL NO AM017 OUTER VEST 694 ALAN PATON INCLUDES HANDCUFFS  
LABEL NO AM018 BODY ARMOUR PC 694 ALAN PATON  
LABEL NO AM019 CS SPRAY PC 694 ALAN PATON

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Police Constable 694 Alan PATON commented that he had lost his baton at the locus of the incident.

Once Police Constable 694 Alan PATON left the room police witness MONTEITH and I retained

LABEL NO AM020 DEBRIS COLLECTION SHEET PC 694 ALAN PATON  
LABEL NO AM021 SOC SUITS AND GLOVES X 2 PC 694 ALAN PATON.

About 1715 hours Police Constable 1035 Alan SMITH presented at room 2.2.4. Along with police witness MONTEITH I retained the following from him

LABEL NO AM022 PERSONAL RADIO PC 1035 ALAN SMITH  
LABEL NO AM023 CS SPRAY PC 1035 ALAN SMITH  
LABEL NO AM024 LEFT BOOT PC 1035 ALAN SMITH  
LABEL NO AM025 RIGHT BOOT PC 1035 ALAN SMITH  
LABEL NO AM026 TROUSERS PC 1035 ALAN SMITH  
LABEL NO AM027 BELT PC 1035 ALAN SMITH  
LABEL NO AM028 POLICE T-SHIRT PC 1035 ALAN SMITH  
LABEL NO AM029 OUTER VEST PC 1035 ALAN SMITH INCLUDES HANDCUFFS AND BATON.  
LABEL NO AM030 BODY ARMOUR PC 1035 ALAN SMITH

Once Police Constable 1035 Alan SMITH left the room police witness MONTEITH and I retained

LABEL NO AM031 DEBRIS COLLECTION SHEET PC 1035 ALAN SMITH  
LABEL NO AM032 SOC SUITS AND GLOVES X 2 PC 1035 ALAN SMITH.

At this point the productions retained were handed to the Productions Officer for the Major Investigation Team.

About 1815 hours Police Constable 691 ASHLEY TOMLINSON presented at room 2.2.4. Along with police witness MONTEITH I retained the following from him

LABEL NO AM033 CSP SPRAY PC 691 ASHLEY TOMLINSON (DISCHARGED)  
LABEL NO AM034 POLICE T-SHIRT AND MICRO FLEECE PC 691 ASHLEY TOMLINSON (CS CONTAMINATED)  
LABEL NO AM035 UTILITY BELT PC 691 ASHLEY TOMLINSON  
LABEL NO AM036 OUTER VEST PC 691 ASHLEY TOMLINSON  
LABEL NO AM037 BODY ARMOUR PC 691 ASHLEY TOMLINSON  
LABEL NO AM038 RIGHT BOOT PC 691 ASHLEY TOMLINSON  
LABEL NO AM039 LEFT BOOT PC 691 ASHLEY TOMLINSON  
LABEL NO AM040 TROUSERS PC 691 ASHLEY TOMLINSON

Police Constable 691 Ashley TOMLINSON commented that he had lost his handcuffs and baton at the scene of the incident.

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Once Police Constable 691 Ashley TOMLINSON left the room police witness MONTEITH and I retained

LABEL NO AM041 DEBRIS COLLECTION SHEET PC 691 ASHLEY TOMLINSON  
LABEL NO AM042 SOC SUITS AND GLOVES X 2 PC 691 ASHLEY TOMLINSON.

About 1920 hours Police Constable 724 Daniel GIBSON presented at room 2.2.4. Along with police witness MONTEITH I retained the following from him

LABEL NO AM043 POLICE JACKET PC 724 DANIEL GIBSON  
LABEL NO AM044 BODY ARMOUR PC 724 DANIEL GIBSON  
LABEL NO AM045 BELT PC 724 DANIEL GIBSON  
LABEL NO AM046 TROUSERS PC 724 DANIEL GIBSON  
LABEL NO AM047 POLICE T-SHIRT PC 724 DANIEL GIBSON  
LABEL NO AM048 POLICE MICRO FLEECE PC 724 DANIEL GIBSON  
LABEL NO AM049 UTILITY BELT PC 724 DANIEL GIBSON  
LABEL NO AM050 CS SPRAY PC 724 DANIEL GIBSON  
LABEL NO AM051 PERSONAL RADIO PC 724 DANIEL GIBSON  
LABEL NO AM052 LEFT BOOT PC 724 DANIEL GIBSON  
LABEL NO AM053 RIGHT BOOT PC 724 DANIEL GIBSON

Police Constable 724 David GIBSON'S handcuffs and baton were attached to his Utility belt.

Once Police Constable 724 Daniel GIBSON left the room police witness MONTEITH and I retained

LABEL NO AM054 DEBRIS COLLECTION SHEET PC 724 DANIEL GIBSON  
LABEL NO AM055 SOC SUITS AND GLOVES X 2 PC 724 DANIEL GIBSON.

At this point the productions retained were handed to the Productions Officer for the Major Investigation Team.

About 2005 hours Temporary Police Sergeant 349 Scott MAXWELL presented at room 2.2.4. Along with police witness MONTEITH I retained the following from him

LABEL NO AM056 CS SPRAY TPS 349 SCOTT MAXWELL  
LABEL NO AM057 TROUSERS TPS 349 SCOTT MAXWELL  
LABEL NO AM058 POLICE MICRO FLEECE TPS 349 SCOTT MAXWELL  
LABEL NO AM059 POLICE T-SHIRT TPS 349 SCOTT MAXWELL  
LABEL NO AM060 UTILITY BELT TPS 349 SCOTT MAXWELL  
LABEL NO AM061 POLICE HAT TPS 349 SCOTT MAXWELL  
LABEL NO AM062 LEFT BOOT TPS 349 SCOTT MAXWELL  
LABEL NO AM063 RIGHT BOOT TPS 349 SCOTT MAXWELL  
LABEL NO AM064 BODY ARMOUR TPS 349 SCOTT MAXWELL

Temporary Police Sergeant 349 Scott MAXWELL'S handcuffs and baton were attached to his Utility belt.

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Once Temporary Police Sergeant 349 Scott MAXWELL left the room police witness MONTEITH and I retained

LABEL NO AM065 DEBRIS COLLECTION SHEET TPS 349 SCOTT MAXWELL  
LABEL NO AM066 SOC SUITS AND GLOVES X 2 TPS 349 SCOTT MAXWELL

About 2105 hours Detective Constable 405 Derek CONNELL presented at room 2.2.4. Along with police witness MONTEITH I retained the following from him

LABEL NO AM067 LEFT SHOE DC 405 DEREK CONNELL  
LABEL NO AM068 RIGHT SHOE DC 405 DEREK CONNELL  
LABEL NO AM069 TIE DC 405 DEREK CONNELL  
LABEL NO AM070 TROUSERS DC 405 DEREK CONNELL  
LABEL NO AM071 SHIRT DC 405 DEREK CONNELL  
LABEL NO AM072 JACKET DC 405 DEREK CONNELL  
LABEL NO AM073 BODY ARMOUR DC 405 DEREK CONNELL  
LABEL NO AM074 PAVA SPRAY 405 DEREK CONNELL

Once Detective Constable 405 Derek CONNELL left the room police witness MONTEITH and I retained

LABEL NO AM075 DEBRIS COLLECTION SHEET DC 405 DEREK CONNELL  
LABEL NO AM076 SOC SUITS AND GLOVES X 2 DC 405 DEREK CONNELL

Following all officers presenting and providing their clothing and Personal Protection Equipment police witness MONTEITH and I cleared the room and put all waste into

LABEL NO AM077 GENERAL WASTE FROM OFFICER CLOTHING RETENTION.

At this point the productions retained were handed to the Productions Officer for the Major Investigation Team.

I signed and sealed all items recovered by police witness MONTEITH and I.

In addition police witness MONTEITH and I recorded all the items we retained from the officers on

LABEL NO OFFICER CLOTHING RETENTION FORMS

Which was also given to the Productions Officer.

I took no further part in this enquiry.

I can identify the officers mentioned above only.

CONFIDENTIAL MATERIAL – NOT TO BE DISCLOSED

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**SECTION 4 (Personal Details)**

Civilian Witnesses: SCRO Number or No Note of Convictions:

Police and Professional / Expert / Official Witnesses - Not Requested

Alias / known as:  Date and place of birth:

Home address:  Telephone:

Post Code:

Business address:  Telephone:

Post Code:

Mobile:  Fax:

E-mail:  Other:

**SECTION 5 (Dates when unavailable in next 12 months)**

**SECTION 6 (Any other confidential material)**