



**The Sheku Bayoh Public Inquiry**

**Witness Statement**

**Martyn Dick**

**Taken by [REDACTED] on MS Teams  
on Tuesday 29 November 2022**

**Witness details**

1. My full name is Martyn [REDACTED] Dick. My date of birth is in 1986. I am 36. My contact details are known to the Inquiry.

**Previous statements**

2. I provided two statements to Police Scotland and PIRC on 3 May 2015 (PIRC-00030) and 8 May 2015 (PIRC-00031).
3. I definitely remember the police interview. I can remember the PIRC interview as well but it's less memorable. They took place in my living room at my old house. I think I signed the statements.
4. I told PIRC the truth. I gave them an accurate account to the best of my memory.
5. I told police the truth. I gave them an accurate account. Naively, I would say, under false pretences. I have no reason to lie and I was as honest as possible.

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6. My memory is probably patchy in bits but I remember the pertinent information.

**3 May 2015**

7. The times might be off, but I feel like Kirsty and I got up between 12-12:30 on 3 May 2015. We'd had texts or missed calls from Zahid Saeed. It was clear that something had happened with our friend Sheku Bayoh but we didn't know what it was. Something had happened or people couldn't find him. I think I got a phone call or a text from Zahid saying the police were with him and I think he told me and Kirsty they were coming to ours. He said he didn't know what was going on. Within 5 to 10 minutes they were at ours. We were sitting in the kitchen having a coffee.
8. The police arrived. I think there were 9 officers. They were uniformed officers and also plain clothed officers in suits. They all came into our house. Only one of them spoke. It was extremely intimidating. We just knew from Zahid that something happened and then all these officers piled into our house and stood around. They said something happened and were asking for our help with information.
9. I don't think they explained the nature of why they were there. They said something had happened involving Shek and they don't know what it is yet and they needed information. They definitely didn't say what had happened. No specific details were given, just something had happened.
10. We were both allowed to change. One uniformed officer came upstairs with me while I got changed. For what reason I don't know. We were treated in a strange way considering we hadn't committed a crime. It was strange for him to come upstairs with me while I got changed. He stood outside the door while I changed. They asked me to leave the clothes from the night before on

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the bed so I did that. It was my work clothes that I'd had on the night before. I think I just had them lying around and I left them on the bed.

11. When we left they stayed at the house. Some of them, maybe two, were stationed at our house. That's where they were going to be. They put police tape round our house. I don't recall getting told anything about what was happening with my house. Looking back now maybe we would want some more answers. It was intimidating having them all coming to the house standing there and talking to us. It feels like we're involved in something big, significant and important.
12. I don't recall being told any details of what they were doing with the house. I was told we would be able to get back in it later on, but that changed once we were out. We left to the police station on the understanding we were going to get the house back later on, or at least let back in to get dog food we needed, but we weren't allowed to do that either.
13. Seizing our house, none of that seems like there was any point. It was far enough from where the incident occurred.
14. I don't remember being told the house was being seized and secured because Shek was there the night before. It is possible it was said.
15. I don't feel like I was given a choice whether the house was seized or not. I didn't get a chance to say no to that.
16. They then separated us and took us in separate cars to the police station. They took us to the police station separately and then into a room to give a statement. They said they didn't know what happened, but it was something involving Shek. Looking back now I feel like I was completely naïve. They said they wanted my help and I had no reason not to or be dishonest. So I helped. They took me to a room to give my statement. They wanted

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everything I could remember up to the point we were at. I was there for about 6 hours giving the most detailed and complete statement I could.

- 17. I would say it was under false pretences. We were manipulated to giving information that wasn't necessary as it turns out. None of it matters to what happened.
  
- 18. I don't remember giving them information in the house at the time. They told us there was an incident involving Shek. They needed detailed. I say false pretences because they didn't share the information that they clearly had with us. Looking back, had I had all the information then maybe things would've been different. I would've been completely honest with them anyway but maybe I would've had more of an angle on what was relevant information to give them. I gave them a lot of information that wasn't relevant at all. Looking back it feels like they were gathering information to deflect from themselves. That's how it feels now.

**Police Scotland witness statement**

- 19. I gave them that statement. I think it was about 6 hours. I sat and spoke. Two officers in the room most of the time. One was writing. One had to leave at some point. I can't remember how long into it that was.
  
- 20. They were looking for extra information that they could potentially use to deflect from the incident itself. I'm not sure why else they had to keep information from us and the things that came out afterwards. The different stories and the lies that were told to Shek's family, it all kicked off that morning. They wasted no time in getting to work on that, it feels like.
  
- 21. I'm sure they were asking about Shek's character, what he was like as a person. I gave a very detailed statement for hours because they said they

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needed my help. I gave them a detailed statement. The majority of it isn't relevant.

- 22. I don't think it's relevant how Shek was in my house. It's not relevant to him dying. I think I was asked about drugs on 3 May. The things I was asked since can be conflated. If there's nothing in my police statement about Shek's character I would be happy to say I'm wrong. I think I was asked this but don't have a clear memory of it.
- 23. I believe I did give a DNA sample. I think they asked us to give a DNA sample. I'm sure I got my mouth swabbed. I can't remember any other parts to it. They asked us to do it so we did it, naively.
- 24. I wouldn't have any idea about the time I gave it. I consented to this in the sense that I opened my mouth and let them do it. They didn't give us any information and I didn't know what was going on. In my head I'm thinking I've got no reason to lie or be cagey and as far as I know I've not done anything wrong. They said they needed the swab and so I said they can have it and I'm willing to help.
- 25. Eventually I got outside when it was done. It was Kirsty who told me at the police station after the interview that Sheku had passed away. This is before any information came out. I just knew he'd died.
- 26. One of them took us to [REDACTED] house in [REDACTED] because they'd seized our house. We asked if we could get back in because we had a dog who wasn't there but being looked after and we needed dog food. They said we could at first but then said we couldn't get back into our house because it had been seized. We went to [REDACTED] house overnight.
- 27. I was supposed to be working that night and I'd briefly text [REDACTED] explaining the situation and I'd said I was at the police station and that Shek

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had died. [REDACTED] said not to say anything to the police. Looking back I now know why he said that to me. He was aware that they would possibly use information for their own means.

- 28. I remember my phone being seized. This was before I learned Shek had died. It was in the same room I gave my statement. They said it would be very helpful to them to seize my phone. They told me it would be helpful so I gave them it. I don't remember if they explained why it would be helpful.
- 29. I've always wanted to get my phone back but I think it's a fool's errand. I've got photos and sentimental memories in it. The PIRC replaced the phone but the content of the phone is what I'd like to get back.

**4 May 2015**

- 30. I can't remember much of 4 May 2015 at all. The only thing I remember was Kirsty and I hanging around at [REDACTED] most of the day I kept phoning to see if we could get into our house. Every time someone said we'd phone back shortly. I think I phoned 4 or 5 times before we were let back in. I kept being told we'd be allowed back in shortly. I can't remember what time it was that we got back there, I guess it was in the evening. It must've been later on in the day because I was phoning all day.
- 31. There was two officers there and they said a bunch of stuff to us but I can't remember what it was. I remember standing in the kitchen with the two of them in suits.
- 32. The police found what they described as herbal matter, they said they were going to take it. They didn't provide us with a search warrant so I don't know why they came across this.

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- 33. They must've looked for the herbal matter because they found it in a drawer under my bed. It wasn't laying out.
  
- 34. I'm sure one of them said something to me on the phone. My memory was something to the effect of they've found the herbal matter and need to be seen to be doing something so they'll seize that. That's my memory of it.
  
- 35. As I recall that was on the phone. I was phoning the police station to find out what was happening with our house. I think eventually I spoke to one of the officers in the house on the phone and he told me this. I'm sure it was one of the two officers that was there when we got home. It was the same officer there in the house when we returned.
  
- 36. I know they stood in the kitchen and said some things to me but I can't remember what it was. My head wasn't in it at the time.
  
- 37. I don't remember being cautioned but that's not to say it didn't happen. I didn't hear back about any of it.
  
- 38. Definitely it took days if not weeks to get more of a full picture of what happened with Shek. I can't remember what information we'd heard at that point. I think the first story I'd heard or been reported was about an incident with a female officer who had been injured. That was the first part of the story I remember coming out. There were words like machete and sword and things like that. Someone attacked by someone with a machete. The police officer was injured by a man. That was the details of the story that came out first.
  
- 39. By the 4<sup>th</sup> there wasn't a clear picture of what happened. He'd died in this incident involving the police but at that time we didn't have the clear picture of what happened just a lot of vague details. The police didn't tell us anything else about it.

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- 40. Kirsty spotted this after the fact there was evidence tape on our kitchen, from an evidence bag or something. A strip was on the kitchen worktop. I can't remember any specific signs of a search or anything like that.
- 41. I don't remember if we gave the police any keys.
- 42. In my memory we spoke in the kitchen not outside. I would assume it was round about the evening that we got back. It was definitely still light outside so in May, 6:30pm sounds about right.
- 43. I don't remember my response to the caution. We were happy to be back in our house. I'm sure that must've happened but I don't remember. I just wanted them gone from my house. They were saying what they wanted to say and then would go so Kirsty and I could be back in our home.

**8 May 2015**

- 44. I gave the PIRC my statement on 8 May 2015. I don't know if they phoned or just came to the door. I was happy to give them a statement at the time. They wanted further statements after and they came again. They were trying hard to get hold of me and Kirsty as well I think. I can't remember how long after this was but by this point I was much less inclined to speak to them.
- 45. Everyone was unsure and people were thinking there was more to the story by that point. PIRC had a reputation as being another arm of the police so we were much less willing to speak to them because they were using information for their means to help the police.
- 46. I can't remember where the reputation came from. People were saying the PIRC were made up of ex-police officers. The information coming out, it seemed like all these details they wanted were irrelevant. At the same time

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as this there were stories coming out and spin. The stories in the Sun, police woman feared for her life, Shek was the biggest man they'd seen in their life. I was skeptical of speaking to them for fear of mistakenly feeding into their propaganda of what happened and where the blame should be put. All the stories seem to come down to justifying the police's actions. That was a worry so that made me personally more reluctant to speak to them.

- 47. For 8 May, I remember them saying you've given a detailed statement so it makes it easy for them. I remember much of it was the same, I don't know how much was added. I gave a detailed statement in the first place. I don't remember much more about it. There was two guys that came I think.
- 48. Speaking to the PIRC after that statement on 8 May I think there was a reluctance because often stories coming out. We weren't sure what their motives were.

**DC David Bellingham's account**

- 49. I have been told DC David Bellingham stated to the Inquiry (SBPI-00208 at page 7) the following: *"Certainly, from what I recall initially going in, Martyn and his partner were quite content with us being there and were quite happy for us being in the house. I don't recall if any searching got done at that stage, and then they left and we secured the house."*
- 50. We definitely weren't happy for them to be there. Looking back we were intimidated and we wouldn't have thought of putting up an argument. We were worried of what was going on. We were eager to help them. That was the circumstance thinking we were going to give them information with whatever it was.
- 51. I don't recall them looking about the house. They just piled in and then most of them there. One officer, must've been MIT, said about the police station.

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52. I have been told DC David Bellingham stated to the Inquiry (SBPI-00208 at page 9) the following: *“From my recollection of that time, they were in the living room and from what I recall, Martyn was probably the one doing the talking. I do remember him speaking and saying he’s done a bit of watching the boxing and stuff.”*

53. I don’t remember this conversation and I don’t remember me telling them that we were watching the boxing the night before.

**Kirsty MacLeod’s account**

54. I have been told Kirsty MacLeod states (PIRC-00054 at page 2): *“1.07pm I just got out of my bed. Martyn was also in the house at that time. Martyn answered the door and let the officers in. There were two uniform policemen and about 6-8 plain clothes officers wearing suits. Initially I was in the kitchen and then I came into the living room where Martyn was talking to the police.”*

55. It sounds right. I don’t have a clear memory of it.

56. I have been told Kirsty MacLeod states (PIRC-00054 at page 2): *“The CID officer said, “We need your house”, and they wanted us to go down to the police station at Kirkcaldy to talk to them. At that point I agreed to go to the police station and we were asked to hand over a set of keys for the house. The CID didn’t ask permission to do anything but neither Martyn or me really challenged them about it. We just did what they asked us to do. They did not explain why they were taking control of our house or what they were going to do with it. Again, neither Martyn or me asked them any of these questions either.”*

57. That sounds right to me. I don’t remember that specifically but it sounds like what I remember, “we need your house”. The fine details I can’t remember

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but if that's what Kristy said then that's what would've happened. I don't remember being given a choice. We said can we get in for dog food and they said yes but that changed.

58. I have been told Kirsty MacLeod states (PIRC-00054 at page 3): *"At this time I was still wearing the clothes I had on when Shek was in the house. I asked if I could go and get changed and before I went upstairs they told me to leave out the clothes I had been wearing. They explained this by saying they might have to rule out my DNA from Shek as I had earlier told them that I had cuddled Shek when he arrived at the house that morning. Martyn went upstairs to our bedroom to get changed. One of the CID officers went with him and stood outside the door. I got changed in the bathroom and I think there was another officer standing out on the upstairs landing as well. Once I got changed I was asked to leave my clothes on the ironing board in the kitchen which I did. I'm not sure what Martyn did with his clothes."*

59. That's accurate. That's what I remember as well.

60. I have been told Kirsty MacLeod states (PIRC-00054 at page 3): *"The police were probably in the house for only 5 minutes. Before we left I handed a set of keys, front and back, to an older CID officer who was a sort of plump build. I don't remember anything else about him."*

61. That's accurate. It wasn't a long time at all. It might've been 5 minutes. We basically got changed and went out with them straight away.

62. I have been told Kirsty MacLeod states (PIRC-00054 at page 3): *I was in the interview room for a long time. When they finished taking the statement they read out the statement on video in the same room and I signed the statement."*

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- 63. I think the police recorded the interview and made an audio recording of it. I don't remember about a video.
  
- 64. I have been told Kirsty MacLeod states (PIRC-00054 at page 3): *"I finished with the officers about 5.30pm. I was told that the other officers were nearly finished talking to Martyn and he would be another 10 minutes. I waited for him in the front public office until he was finished."*
  
- 65. I don't remember the time exactly. I was in there a long time, hours, I just can't remember the time I was finished speaking to the officers. It was definitely after Kirsty that they finished but I can't remember the time.
  
- 66. I have been told Kirsty MacLeod states (PIRC-00054 at page 4): *"About ten minutes later Martyn came out with a CID officer. Martyn told me that he was going to try and see if we could get back into our house so we could get the keys for Martyn's work van, however he came back a short time later and said we couldn't get back in the house. They arranged for an officer to give us a lift to [REDACTED] house..."*
  
- 67. I don't remember needing keys but I'm sure it's right. I don't remember going to speak to someone. It makes sense, at some point it was made clear we wouldn't get back into our house.
  
- 68. I have been told Kirsty MacLeod states (PIRC-00054 at page 4): *"Just after lunchtime on Monday 4 May 2015 I phoned the police number 101. I tried to speak to someone at Kirkcaldy but couldn't get the right person and someone was to phone me back over the next few hours. ... Martyn then phoned the police sometime after 5.00 pm that night and spoke to an officer who arranged to call him back. We were just trying to get our house back."*
  
- 69. After 5pm sounds right.

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70. I have been told Kirsty MacLeod states (PIRC-00054 at page 4): *“Just after 6.00 pm, I believe it was, the same officer called back and spoke to me. He said they would be able to release the house back to us but only after they did a walk round with us.”*
71. I don't remember this but that's not to say it didn't happen. Everything's blurry, especially on the 4<sup>th</sup> of May. A lot of information was being processed at that time. It makes my memory a big foggy.
72. I have been told Kirsty MacLeod states (PIRC-00054 at page 4): *“We arranged to meet with the police at our house about 7.00 pm. We met with the two CID officers at the house at that time. There was still uniform officers also outside the house.”*
73. That sounds right. I think there was 2 uniformed officers positioned there while the house was seized. There were two suited officers that I remember speaking to in the kitchen.
74. I have been told Kirsty MacLeod states (PIRC-00054 at page 4): *“One officer did a walk round the house with Martyn and I stayed in the kitchen with the other CID officer. The whole thing only took about 10 minutes. After the walk round we were all stood in the kitchen. The officer who had been with Martyn told us that they had removed... He said they had walked into the bedroom and saw the drawer under the bed lying open and had seen.. and had to take it.”*
75. That sounds like what I said. They said something to that effect that they had to be seen to do something. They said they “had to take it”. I dispute that it was lying open. They'd found it while looking for whatever they were looking for. I don't remember the walk round. It's just a long time ago.

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76. I have been told Kirsty MacLeod states (PIRC-00054 at page 4): *“I got my keys back at this stage. I didn’t know if anything else had been taken from my house by the police and I didn’t ask. The officers left after that.”*

77. That’s accurate.

78. I believe the facts stated in this witness statement are true. I understand that this statement may form part of the evidence before the Inquiry and be published on the Inquiry’s website.

January 6, 2023 | 1:18 PM GMT  
Date.....Signature of witness.....

