

Inquiry into the death of Sheku Bayoh

Written Submissions

on behalf of Retired Chief Superintendent Garry McEwan

1. Under reference to the document 'Guidance to Closing Submissions - 31 January 2023' issued by the Chair, it is noted that

'At this stage the Inquiry wishes to receive submissions in respect of the matters relating to the terms of reference which were the subject of the evidential hearings held in May/June 2022, November/December 2022 and May 2023. That is subject to the exception that submissions in relation to evidence as to what happened after the attending officers returned to the police office in Kirkcaldy will be received later, along with submissions in relation to post-incident management.'

2. Aspects of the evidence heard by the Chair in hearings held in May/June 2022, November/December 2022 and May 2023 are directly relevant to the position of Retired Chief Superintendent Garry McEwan. Reliance will be placed on that evidence in later submissions.
3. For the purposes of the specific issues outlined on pages 3 & 4 of the Guidance, no submission is made on behalf of Retired Chief Superintendent Garry McEwan.
4. It is noted in the Guidance that Senior Counsel to the Inquiry will make written submissions. The content of those submissions is unknown at this time. Should

any matters arise which engage the position of Retired Chief Superintendent Garry McEwan, it is anticipated a supplementary written submission will be made. Any aspects arising can thereafter be dealt with in oral submissions.

Duncan Hamilton KC

21st June 2023