

WITNESS STATEMENT

Agency Ref : **S261**  
PF Ref :

Surname : LITTLE Other or previous surname :

Forenames : William DoB : [REDACTED] 1959 Age : 55

Occupation : Deputy Senior Investigator Other Occupation :

Police Station : Years Service :

Disclosable address :

Post Code:

This statement was taken :

Date and time : 28th of July 2015 09.40

By : SELF PREPARED  
Place : PIRC Offices

In the presence of :

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 currently employed by the Police Investigation and Review Commissioner as a Deputy Senior Investigator. I have held this position since 4 March 2013 with the PIRC going live on 1 April 2013.

About 07.30 hours on Monday 4 May 2015, I commenced duty at the Police Investigation and Review Commissioner offices situated at Hamilton House, Caird Park Hamilton. At that time I was briefed by Irene Scullion Head of Investigations and Keith Harrower on call Deputy Senior Investigator on the circumstances surrounding the death in Police Custody of

Sheku Ahmed Tejan Beyoh  
Bn 30/09/1983 Sirra Leone

Collette Bell's home  
address at Arran Crescent

Kirkcaldy  
Fife

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Who had died in the Kirkcaldy Victoria Hospital at 09.04 hours on Sunday 03 May 2015.

I was further advised that Crown Office & Procurator Fiscal Service (COPFS) had directed under terms of Section 33A of the Police Public Order and Criminal Justice (Scotland) Act 2006 that PIRC carry out an independent investigation into the interaction between the police and the deceased and the events thereafter.

I was appointed as the lead investigator with PIRC Senior Investigator John McSporran being given oversight of this investigation. This investigation was assigned the Operational name QUOICH.

I was advised that Detective Superintendent Patrick Campbell had been appointed by Police Scotland as the Senior Investigating Officer initially dealing with all aspects of this death and latterly with the aspects leading to the contact between the deceased and the police.

During this briefing I was advised that COPFS had arranged for a post mortem to take place at 12.00 hours that date at Edinburgh City Mortuary, 297 Cowgate, Edinburgh, Prior to the post mortem being undertaken the deceased's body would be subjected to Quasar examination.

I was further advised that during the events on 3 May 2015, the immediate family had intimated to DSI Harrower that they did not wish the post mortem process to proceed at this stage and asked that it be deferred until relatives and elders attended from England. The family could not give a date or time of arrival of such persons. This had been passed to COPFS but instructions had been given that that the post mortem would be taking place. The family intimated that they would not be engaging in this process.

I put in place major incident protocols and identified key roles and allocated the following staff to the initial key roles with further roles being allocated throughout the investigation.

- Family Liaison Officers: Investigator Alistair Lewis and Investigator John Clerkin
- Post Mortem: Investigator John Ferguson and T/Investigator Stuart Taylor
- Door to Door Coordinator: DSI Brian Dodd
- MI Room: DSI Ian McIntyre and Investigator Laura White.
- CCTV: Investigator Kevin Rooney

I then issued a number of priority actions which included DSI Keith Harrower to make contact with the deceased's family, the purpose of which was

1. To confirm to the family that COPFS had directed that the post mortem would be taking place as planned and attempt to have them attend and identify the deceased.

2. Introduce FLOs to the family.

About 10.40 hours that date I was advised that the family had intimated to DSI Harrower that they did not wish to engage with the PIRC and that they would be

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seeking the services of a solicitor. ( I was later advised that the family had engaged the services of Mr Amar Anwar and all family contact was to be maintained directly with him ).

I at that time contacted Mr David Green, Head of the Fatalities Unit, Crown Office & Procurator Fiscal Service and advised him of the families position. He intimated that the post mortem would continue with identification to be confirmed from fingerprints and a visual identification from the police and PIRC staff who were involved in the recovery of the deceased body from Kirkcaldy Victoria Infirmary.

I liaised with Detective Superintendent Campbell and made arrangements to ensure the handover of all documentation and aspects of the incident that pertained to the PIRC investigation as per the terms of reference that had been provided to PIRC on 3 May 2015 by COPFS.

About 12.35 hours same date whilst en route to Edinburgh City Mortuary, I was contacted by Assistant Chief Constable Rhuaraidh Nicolson, Police Scotland. During this telephone call Mr Nicolson indicated that he had some concerns regarding the handover of the investigation from Police Scotland to the PIRC, in particular it could be viewed that Police Scotland were still dealing with this incident. I advised him that I had been in contact with Detective Superintendent Campbell and arrangements were being made for the handover in line with the terms of reference I also assured him that Mr Campbell was fully aware that the PIRC were the sole investigators of the interaction between the deceased and the police.

About 12.45 hours same date, I attended Edinburgh City Mortuary, Cowgate, Edinburgh. I was made aware by Dr Kerry Ann Shearer Lead Pathologist and Dr Ralph Boulaidar Pathologist, that whilst they had been fully briefed on the circumstances by Investigator John Ferguson, they were still awaiting a Sudden Death report from Police Scotland. I subsequently contacted Detective Superintendent Campbell and made arrangements for this document to be faxed directly to Edinburgh City Mortuary.

Hospital records and medical records from the deceased's general practitioner were not available.

I was aware that a number of tapings had been obtained from the deceased's body prior to it being recovered from Kirkcaldy Victoria Hospital, however after discussion with Mr Bernard Ablett Procurator Fiscal, Dr Shearer was instructed to obtain swabs from the nose and mouth and hair samples prior to the commencement of the post mortem. No requirement was made for sexual invasive samples.

I was present throughout the post mortem which concluded about 17.50 hours same date. Cause of death was unascertained pending further examination which included toxicology and neurology examination.

About 20.05 hours same date I met with Detective Superintendent Campbell, Detective Chief Inspector Hardie and Detective Inspector Stuart Wilson at Kirkcaldy Police Office. During this meeting it was agreed the handover of the investigation

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undertaken by the Police to date in relation to the terms of reference provided by COPFS to PIRC.

During the course of this meeting I confirmed the status of the nine officers who had attended this incident as witnesses. I intimated to Detective Superintendent Campbell that I was happy for the nine officers to be update of the interim result from the post mortem.

Detective Superintendent Campbell intimated that each of the nine officers would be personally contacted that night and advised accordingly. He believed that following this the officers would submit operational statements which up till then they had refused to provide.

During this meeting it transpires that the partner of the deceased required access to the house situated at Colette Bell's home address at Arran Crescent, which had been seized by the police. The events within this house at that time did not fall under the terms of reference of the PIRC, however I was involved in the discussion that lead to this house being returned to the family following visual examination by a Police Scotland scene manager and the obtaining of general still photographs.

About 15.00 hours on Tuesday 05 May 2015 I received instruction from COPFS that the original terms of reference that had been provided to the PIRC at the outset of this investigation had been amended and would now be as follows.

(1)The circumstances leading up to the incident, namely Mr Bayoh's movements late on Saturday 2 May and during the early hours of Sunday 3 May, prior to the contact with police, including his attendance at a house at Dick/MacLeod home address, and events following his attendance there.

(2)The incident in which the police became involved with Mr Bayoh shortly after 7am on 3 May

Police Scotland were advised of this amendment directly by COPFS.

About 12.00 hours on Wednesday 06 May 2015 I along with S.I John McSporran and Inv Alistair Lewis met with Mr Anwar and a number of family representatives which included Collette Bell, Lorraine Bell, Kadi Johnson and Adi Johnson at the offices of Mr Anwar. There were two other female family members present but they did not introduce themselves. I provided an overview of the circumstances and the investigation to date.

During the course of this meeting it became apparent that the family and Mr Anwar had a number of concerns regarding the information that had initially been provided to them by various officers from Police Scotland and of the actions of the nine officers following the incident.

About 16.10 hours same date, I along with S.I John McSporran met with Detective Chief Inspector Hardie at Kirkcaldy Police Office. During this meeting it was agreed the handover of aspects of the Police Scotland investigation given the new terms of reference that had been issued to the PIRC by COPFS.

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On Tuesday 12 May 2015, I arranged and attended a Forensic Strategy Meeting, present at this meeting were representatives from PIRC, COPFS, Police Scotland, Scottish Police Authority Forensic Services and Crown pathologists. After discussion a strategy was agreed for the submission and analysis of productions.

About 16.15 hours on Friday 29 May 2015 I along with S.I John McSporrان and Inv Alistair Lewis met with Mr Anwar and a number of family representatives which included Collette Bell, Lorraine Bell, Kadi Johnson and Adi Johnson at the offices of Mr Anwar. I provided an overview of the circumstances and the investigation to date and answered to the best of my ability a number of questions that the family had.

On 12 June 2015 I was instructed by COPFS that in addition to the terms of reference outlined in there instruction dated 5 May 2015, I was also to investigate

1. Allegations by the family that they were provided with misleading and erroneous information concerning the death of Mr Bayoh to family members and concerns as to why they were provided with that information.
2. Concerns that the initial police investigation and attempts to secure evidence was not through meaning that crucial evidence was lost to the inquiry.
3. There was inappropriate conferring between police officers.

About 12.00 hours on Thursday 23 July 2015 accompanied by Inv Alex McGuire I attended at Kirkcaldy Police Office. There I was present with Colin McCallion, TSU Technical Support Officer removed

Label No: DX4800 Series DVR

Serial No [REDACTED]

Which was one of two desktops which operated the CCTV system within this police office. I took possession of this item which I later lodged.

About 10.30 hours on Friday 24 July 2015 I accompanied DSI Ian McIntyre to Kirkcaldy Police Office where I was present when he noted a statement from Lorraine Dewar, Public Counter and Station Assistant.

From the outset and throughout this investigation, I performed the role of lead investigator and in conjunction with the Senior Investigator I developed and implement investigative strategy, developed and implemented the information management and decision making systems for this investigation. I also managed the resources allocated to this investigation whilst being accountable to the Police Investigation & Review Commissioner.