

Date: 05 May 2015

Officers Note re Post Mortem on Sheku Ahmed Tejan Bayoh

Introduction

ON Monday 04 May 2015 a post mortem was scheduled at Edinburgh City Mortuary, 297 Cowgate Edinburgh (0131-556-8211) for the above male, who had died within the Accident and Emergency Department Royal Infirmary Kirkcaldy at 09.04 hours on Sunday 03 May 2015. This was after he had become unresponsive with no external pulse whilst being arrested about 07.15 hours same date in Hayfield Road, Kirkcaldy.

David Green COPFS had instructed on 03 May 2015 that PIRC carry out an independent investigation into the circumstances and arranged that the post mortem be held at Edinburgh City Mortuary.

About 12.00 hours prior to the post mortem the deceased was subject to examination by Quaser, however this failed to determine any signs of external/internal bruising or marks.

The family of the deceased had intimated to both Police Scotland and the PIRC that they did not want to be involved in the identification of the deceased. Following advice from Mr Green arrangements were made for the deceased to be identified as follows.

1. The deceased fingerprints [REDACTED] subsequently a thumb print was obtained from the deceased [REDACTED].
2. The deceased would be identified by a police officer (Peter Grady) who had been in attendance at the hospital and a PIRC investigator (John Ferguson). This was done.

In attendance at the post mortem was the following:

Kerry Ann Shearer- Lead pathologist
Ralph Boulaidar- Pathologist.

Photographer
Derek Carroll SPA

Productions
John Ferguson PIRC Investigator
DC Peter Gilzean
DC Peter Grady

Observers
Mr Bernie Ablett PF High Court Unit
Keith Hardie DCI Police Scotland

Richard Casey PIRC Snr Investigator
William Little DSI PIRC (Lead Investigator)
Stuart Taylor T/Inv PIRC.

Prior to the commencement of the post mortem, the difficulty with regard to family engagement and identification was explained, both the pathologist were happy to proceed with the agreed identification.

The area of cultural issues was highlighted with DCI Hardie confirming that the deceased was Muslim, again the pathologist were happy to proceed after being advised by Mr Ablett that the investigation would take precedent. It was agreed that the hair samples would be taken discreetly from an area at the rear of his head at the neckline of the deceased. There was also no need given the circumstances for sexual samples but, swabs were requested from the nasal passage and mouth. This was with a view to securing further samples of wet/dry swabs which was considered a safer method of capturing any traces of CS or PAVA. This was subject to the possibility tapings would have been potentially insufficient. Tapings had been taken earlier at the Victoria Hospital by Scene examiner Gordon Young on 3.4.15. These swabs have been secured by Police Scotland and have not been submitted pending identification of a suitable laboratory to carry out the examination.

The pathologist noted that the areas of medical intervention had been removed prior to the deceased being moved from Kirkcaldy hospital to the mortuary. These items are however secured as productions and photographed in situ .Photographs are being supplied to the pathologist in this regard.

The post mortem commenced at 14.00 hours and was concluded at 17.50 hours. The pathologist stated that they had difficulty detecting bruising on the skin and subsequently after the visual examination of the body, the skin was peeled back allowing examination of the inside of the skin area.

The following was noted.

Abrasions to L/forehead
Abrasions to left upper arm
Patchy area of bruising to arms (may have been due to medical intervention)
Bruising on both upper and lower legs (May have been due to leg restraints)
Faint Mark to left wrists and bruising to tissues (Handcuffs marks)
Bruising to both facial cheeks
Swelling to right hand (To be x-rayed)

There was no sign of any external or internal injuries.

It is of note that the deceased is approx. 5"11 and is of powerful build.

The deceased will be subject to a full skeletal x-ray carried out at Edinburgh Royal Infirmary on 6/5/15.

The pathologist did note signs of haemorrhage in both eyes which may be associated with asphyxiating, however there were no similar signs in the deceased's inner lips or ears.

There was no sign of pressure in the area of the neck, although the deceased's thyroid gland was exceptionally large. This was removed for further examination. All of his other internal organs appear to be In a healthy condition.

There was a cloudy area noted within the brain which is normally seen in elder people and can have an effect on their behaviour. Further neurological tests will be undertaken. There was no obvious injury to the brain.

The deceased appeared to be healthy and there was no sign of any natural illness.

Full samples were seized under PM protocols and all taken to Kirkcaldy Police Office for lodging.

Actions.

Deceased body to be X- rayed – Pathologist has arranged this with PIRC to be carried out at ERI on 6.5.15. (IO Ferguson /IO Taylor

Brain samples have to be conveyed for neurological examination. - Pathologist carried this out on 5/5/15 per IO Sinclair /Davidson. The remaining full Brain has also been retained by the pathologist for further examination. Organ retention should be noted in this regard however should not according to the Pathologist be an issue as repatriation of the Brain with the deceased will take place prior to body release.

Toxicology examination to be carried out including Steroids as agreed by Crown- Pathologist has agreed that two samples of blood and 2 samples of urine be submitted to Glw University. This was carried out by IO Ferguson and Taylor 5/5/15.

A sudden Death report was provided to the pathologist Kerry Ann Shearer on 4.5.15 however the Hospital medical records are missing and are subject to enquiry by Police Scotland.(DI Wilson and IO Ferguson to identify their whereabouts.)