

Wednesday, 8 October 2025

(10.00 am)

ACC MARK WINSTANLEY (sworn)

Questioned by MR MOSS

SIR ADRIAN FULFORD: Please have a seat, Mr Winstanley.

Yes, Mr Moss?

MR MOSS: Thank you, sir.

Just start by giving us your full name, if you would?

A. Yes, good morning sir, I'm Mark Winstanley, I'm an Assistant Chief Constable with Lancashire Police.

Q. Thank you. If we could have on the screen LANC000292 please. This is, I think, your first and main statement to the Inquiry, Assistant Chief Constable, and it is dated 26 August of this year and can I just ask you to confirm that the contents of that statement are true to the best of your knowledge and belief?

A. Yes, they are, sir.

Q. Thank you. You have also provided for us, can we have on the screen, please, LCSP000004. This is a statement of which you are one of three co-authors, explaining the work of Lancashire Children's Safeguarding Assurance Partnership, in particular the rapid review that was done by a partnership after the attack; is that right?

A. That is correct, yes.

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the totality of your statement. Can I just reassure you that your statement will be published and will stand as part of your evidence. If there are aspects of it that I don't cover that you wish to emphasise, I will give you an opportunity at the end but thank you for the detail that's covered in your statement.

A. Thank you.

Q. So you tell us in this statement that you are the Assistant Chief Constable covering crime for Lancashire Constabulary, a post that I think you have held since March last year?

A. That's right, yes.

Q. Your role encompasses a responsibility for dealing with crime, for certain specialist capabilities, for investigations and protecting vulnerable people?

A. I do, yes.

Q. Could you just give us a brief précis of your career in particular your leadership positions in the last 12 years, just so that we have a feel for it. You deal with it in paragraph 5?

A. Yes, sure. So I have 29 years' service with Lancashire Constabulary this month, the last 12 years of which have been in strategic leadership positions. So my career predominantly as a detective, up until the rank of superintendent, and then I fulfilled both uniform and

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Q. Can I just ask you to confirm that the content of that statement is true to the best of your knowledge and belief, insofar as it deals with Lancashire Constabulary?

A. Yes, it is.

Q. Thank you. If we could have finally on screen, please, LANC000409. You have also provided, I am sure with assistance from many others, a detailed chronology, at the Inquiry's request, that goes through day by day, and in some case hour by hour, the involvement of the Constabulary in the events we are examining; is that right?

A. It is, sir.

Q. It is a helpful document, we thank you for it. Are the contents of that true to the best of your knowledge and belief, accepting that that will have been a corporately produced document?

A. Yes.

Q. Thank you. If we go back to your main statement, please, LANC000292. Mr Winstanley, I should say, for the record and so that you are aware of the position, that your statement is commendably, if I say so, full of detail. It runs to some 72 pages and the exhibits and the references are much more extensive still. There is not time, nor is it appropriate, for me to go through

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detective senior leadership positions, both in charge of basic command units, so divisions, but also thematic lead for the Head of the Professional Standards Department, as a detective superintendent, and I also fulfilled the role of Head of Investigations and Safeguarding for the Constabulary as a detective superintendent. My final role, prior to commencing this one, was as a Divisional Commander for East Lancashire.

Q. Within that impressive list of roles, picking up on your Head of Professional Standards Department role, would we be right in assuming that that role would have meant that you had to look at a large number of policing responses of all sorts and disciplinary matters and standards matters, to see whether police response and behaviour in the broader sense was appropriate or inappropriate?

A. Yes, that's correct, sir.

Q. So when you have been able to review the interactions that the Constabulary had with AR, would it be fair that you have considerable experience in that area?

A. Yes, it would.

Q. You go on to set out some preliminary contextual comments about the task that you have been given. We have that starting on page 2 of your statement. First of all, you had no involvement yourself in responding to

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1 AR and his activities at all?

2 **A.** No, I didn't.

3 **Q.** We should look, I think, at paragraph 11. It is perhaps

4 an obvious point but an important one, and you say this:

5 "... I find it is quite difficult to analyse with

6 hindsight what officers and staff could or should have

7 done prospectively at the time. This is because the

8 enormity of the horrific events of 29 July ...

9 inevitably distorts even the greatest effort to avoid

10 hindsight reasoning."

11 Can I invite you, recognising the difficulty of the

12 task, to attempt to do that but your warning in relation

13 to the difficulty of that task is set out very clearly

14 in your statement.

15 **A.** Yes, of course, sir.

16 **Q.** You say in paragraph 12 that you, in terms of your

17 mindset, don't set about your evidence in writing, and

18 I am sure your evidence today, to seek to defend the

19 actions of Lancashire Constabulary. You have wanted to

20 take a learning approach, recognising it is incumbent

21 upon all public services to take all reasonable steps to

22 try to prevent such an outcome from ever occurring

23 again; is that right?

24 **A.** It is, sir, and I would like to point out, at this

25 point, that within Lancashire Constabulary and policing

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1 the cumulative picture of what was known or knowable,

2 both by the police and by other agencies?

3 **A.** Yes, I think that's a very fair approach, sir.

4 **Q.** Thank you. You have set out, turning to organisation

5 and structures, a good deal of helpful detail in your

6 statement. I'm not going to go through it all by any

7 means but, sir, for your note, in paragraph 16 to 18,

8 page 3, you deal with the chief officer roles and

9 portfolios, of which yours, of course, is one.

10 Paragraphs 19 to 21, you set out the BCUs. What is

11 a BCU?

12 **A.** It is a basic command unit. So a division, essentially,

13 an area of the Force.

14 **Q.** You explain that there were three and that it was the

15 South BCU that was involved in relation to AR; is that

16 right?

17 **A.** Yes, so, for context, South BCU covers Preston, West

18 Lancashire, Chorley and South Ribble.

19 **Q.** Thank you. You tell us that in terms of the senior rank

20 within the BCU that, prior to 1 September 2021, chief

21 superintendents were not placed within the BCU and the

22 highest ranking officer was a superintendent but then

23 they were re-introduced, chief superintendents, after

24 1 September 2021. Very briefly, can you just tell us

25 what that was all about and why they were re-introduced?

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1 in general we are devastated that we weren't able to

2 prevent these tragedies and I see my role here as trying

3 to assist the Inquiry in looking at what learning can be

4 taken out of it to prevent ever -- to try and do

5 whatever we can to prevent something like this from

6 happening again.

7 **Q.** Thank you. You emphasise in paragraph 13, again perhaps

8 flagging to the Inquiry the difficulty of your task, but

9 you have tried to be realistic. So in the assessment

10 that you have made you have to have an eye to what the

11 resources in reality would be and the context of

12 policing and other services at the time; is that right?

13 **A.** It is sir, yes.

14 **Q.** So, what we, in the comfort of this room, may think

15 makes sense or would have been practicable or should

16 have been done, wherever you think there are realities

17 of resourcing, or difficulties on the ground, you must

18 of course flag them up as I go through your evidence.

19 You make clear that, in saying all of that, you are

20 not suggesting that there are not areas for improvement

21 for the future. Would you agree with this, it is going

22 to be a theme that I'm going to pursue with you

23 throughout the morning, that it is important to not just

24 look at the individual responses to individual incidents

25 that the Constabulary was involved in, but to look at

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1 **A.** Yes. So we had a change of chief constable in April

2 2020/21 and when that chief constable came in there was

3 a review of the Force leadership structure and that led

4 to the reintroduction of BCU commanders in each of the

5 separate areas.

6 **Q.** Thank you. Thinking about the levels of management, you

7 explain that each BCU has a detective superintendent

8 with responsibilities, which cover crime and

9 vulnerability; is that right?

10 **A.** They do, yes.

11 **Q.** So in general terms, in terms of the more senior

12 management, is that where the overall responsibility for

13 supervising the type of response to -- that was engaged

14 with AR, that's where that would sit?

15 **A.** It would to some extent, sir, but also there are

16 uniformed superintendents who have local policing and

17 response chief inspectors who work to them, so they

18 would have been engaged with some of the incidents that

19 I think you have heard from our officers up to now.

20 **Q.** I want to come onto that because most of the response to

21 AR involved, did it not, uniformed response officers?

22 **A.** That's correct, sir, yes.

23 **Q.** Thank you. Where does the Early Action and Community

24 Safety Team sit within each BCU or are they separately

25 organised?

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1 **A.** No, so the Early Action and Community Safety Team, at
2 the time that was relevant to this, sat under the local
3 policing chief inspector, under the uniformed
4 superintendent. We have had a change in structure from
5 June 2023 onwards and that -- the Early Action Team now
6 comes under the Safer Neighbourhoods team. It
7 essentially fulfils the same role.

8 **Q.** But they do sit within the BCU structure?

9 **A.** That is correct, yes.

10 **Q.** But there has been a change in relation to where they
11 are within that structure?

12 **A.** No they sit within the same structure under local
13 policing, it is just a re-naming of the role.

14 **Q.** I follow, thank you.

15 You have also set out, from paragraph 23 onwards,
16 page 5, the role of the Force Control Room and their
17 functions and, again, we may come to that with some of
18 the individual incidents.

19 At paragraph 33, page 9, you deal with the
20 Investigation Management Unit, as I think it was called
21 at the time. Should we understand that that was
22 responsible in some senses for quality assuring crime
23 and non-crime investigations and for dealing with the
24 request for them to be closed?

25 **A.** Yes, that was their role, yes.

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1 Protection Team because that would have been domestic
2 and sexual offences against children, which weren't
3 involved here, and, in relation to the Public Protection
4 Unit, that provides strategic oversight, rather than
5 details with individual cases?

6 **A.** That's correct, yes.

7 **Q.** Then finally on structures, paragraph 50, please, at
8 page 12, the Violence Reduction Network. Assistant
9 Chief Constable, I appreciate that that has undergone
10 some name changes but if we could keep to the Violence
11 Reduction Network for today's purposes.

12 Was that, first of all, a process that was intended
13 to be multi-agency in nature, bringing together police,
14 health, education, local authorities and communities, as
15 you set out in paragraph 50?

16 **A.** It was, yes.

17 **Q.** That was in place, I think, from 2019, with the
18 intention of preventing and reducing serious violence
19 across Lancashire by trying to tackle root causes?

20 **A.** That's correct.

21 **Q.** Presumably, young people thought to be at risk of being
22 drawn into such violence or who had committed such
23 violence but might get deeper involved, would be the
24 type of people to be referred to that network?

25 **A.** Yes, that's right, sir, and I think, as you can see from

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1 **Q.** So, relevant to what we are looking at with AR, the
2 Investigation Management Unit should have been involved
3 in those decisions and quality assurance in relation to
4 the vulnerable child investigations, which we have seen
5 at times were raised in relation to AR?

6 **A.** Yes, those investigations would be reviewed by the
7 officers' sergeants and then reviewed prior to being
8 closed down by the Investigation Management Unit.

9 **Q.** Thank you. You have helpfully explained in terms of
10 some of the language that at places can be confusing in
11 relation to what's called PVP. Can we look at
12 paragraph 41, at page 11, please.

13 We have seen this in evidence during the Inquiry
14 that officers quite frequently refer to the language of
15 protecting vulnerable people and a Protecting Vulnerable
16 People report. Taking it simply, I think that was not
17 at the time current language and it should have been
18 a reference by then to vulnerable child investigation?

19 **A.** Yes, there was a change in the name of the form from
20 a Protecting Vulnerable Persons form to a Vulnerable
21 Child or a Vulnerable Adult investigation.

22 **Q.** Thank you. Then in terms of some other teams, I can
23 take it very briefly. The Child Protection Team and the
24 Public Protection Unit, two separate teams, didn't have
25 a role with AR, I think in the case of the Child

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1 the statement, the age range for which people could be
2 referred in changed in 2021.

3 **Q.** So that's important for our purposes, that before 2021
4 the age range was 18 to 25 and, thereafter, it was 10 to
5 25. So it is only after April 2021 that AR would have
6 fallen into the potentially appropriate age range?

7 **A.** That's right, yes.

8 **Q.** Can I ask you this, why was it set up with a minimum age
9 of 18? To the outsider, if one is looking to reduce
10 community violence, including knife crime, that might
11 seem curious.

12 **A.** Yes, I'm afraid I don't know the answer to that, sir.

13 I can try and find out for you and bring that back to
14 the Inquiry at a later date, if that would be helpful.

15 **Q.** That would be helpful, thank you. So those were the
16 structures, there's more detail set out in your
17 statement, which we can refer to as we need to.

18 Can we turn to policies and training, please, and
19 again I'm not going to go through the full detail of
20 this because you have set out helpful detail extensively
21 in your statement but we need to pick up a few matters,
22 please.

23 Page 13 of your statement, paragraph 56. So far as
24 the Child Protection Policy is concerned, you have set
25 out in your statement that the Force has

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1 a responsibility to identify children who might be at
 2 risk and that police officers are well placed to
 3 identify risk to children, yes?
 4 **A.** Yes, that's correct.
 5 **MR MOSS:** Sir, the reference for that policy is LANC000168.
 6 **SIR ADRIAN FULFORD:** Thank you.
 7 **MR MOSS:** I think it is right, and it is not a criticism of
 8 you or that policy, as such, but that that policy, for
 9 understandable reasons perhaps, is focusing on the risk
 10 to children not the risk that children may pose to
 11 others?
 12 **A.** It does, yes.
 13 **Q.** Thank you. Then at paragraph 60, right at the bottom of
 14 the page, you refer to the Child Safeguarding Help and
 15 Guidance, which was in place from July 2020.
 16 Sir, the reference for that is LANC000170.
 17 **SIR ADRIAN FULFORD:** Thank you.
 18 **MR MOSS:** Taking it shortly, without perhaps turning it up,
 19 are you familiar with the fact that that does cover
 20 abuse and offending by children?
 21 Sir, for your note, it is page 24.
 22 **SIR ADRIAN FULFORD:** Thank you.
 23 **MR MOSS:** But the focus there tends to be on sexual
 24 offending by children?
 25 **A.** It does, yes.

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1 seniority, including probationary officers, are made
 2 aware of those channels and processes, so that they can
 3 put them into effect, if it is appropriate, after
 4 an immediate incident that's been dealt with by response
 5 officers?
 6 **A.** Yes, yes.
 7 **Q.** Would you accept that, taken as a whole, while you say
 8 we don't need to have a policy specifically for this
 9 because we do have appropriate processes, that
 10 a weakness that is exposed by the type of review that
 11 you have done is shortcomings in the corporate knowledge
 12 of those type of referrals that could be made?
 13 **A.** I think we do undertake training for our officers in
 14 relation to how to identify that risk and where they can
 15 then refer it onto. I think, quite rightly, what the
 16 work that we have done in preparation for and during the
 17 course of this Inquiry has identified is that that
 18 knowledge isn't necessarily prevalent across all our
 19 officers.
 20 **Q.** Thank you. I think you identify, as one of the
 21 improvements that's being considered, how training in
 22 the Violence Reduction Network can be incorporated into
 23 initial officer training?
 24 **A.** Yes, that's right.
 25 **Q.** But the logical implication from that is it wasn't in

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1 **Q.** Again, while you have helpfully set out the policies
 2 that were in place, I think it is right to say that you
 3 haven't been able to identify any policy which
 4 specifically relates to the risk of physical violence by
 5 children against others, whether generally or as
 6 a result of a fixation on violence; would that be fair?
 7 **A.** It would be fair, sir, yes.
 8 **Q.** Can you help us with that. If you step back, is that
 9 a policy gap or are the risks of that so wide and so
 10 varied that you can't really have a sensible policy and
 11 there are dangers of having a policy for absolutely
 12 everything? I mean, just looking at that realistically,
 13 is that a problem that needs to be addressed or do you
 14 think that it is understandable and acceptable?
 15 **A.** I think we have processes in place to identify people
 16 who are at risk of re-offending or cause a risk to
 17 communities, whether they are adults or children.
 18 I don't believe, necessarily, that the absence of
 19 a policy prevents us from identifying those people or
 20 dealing with them.
 21 **Q.** Perhaps getting ahead of my sequence of questioning
 22 a little but, if the processes for dealing with them
 23 include such things as the Violence Reduction Network
 24 and Community Safety Teams and Early Action, it is
 25 really important, is it not, that officers of whatever

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1 officer training at all originally?
 2 **A.** It wasn't originally sir, no.
 3 **Q.** Thank you. At paragraph 84, page 18 of your statement,
 4 please. You explain that there was training in police
 5 powers in respect of mental health and how mental health
 6 and policing interact, and that was part of the training
 7 that would be given to student officers; is that right?
 8 **A.** It is, yes.
 9 **Q.** I think though that, in terms of policies, there wasn't
 10 a policing and mental health operational guidance type
 11 of document in place for officers before April 2023,
 12 when it was first introduced?
 13 **A.** I would need to double check that.
 14 **Q.** Can I ask this, stepping away from individual policies
 15 and general training: would the training have equipped
 16 response officers in how to deal with children who have
 17 autism spectrum disorders?
 18 **A.** I believe it would, yes. The training was focused on
 19 both the legislation but then also there was, as you
 20 will see within there, how to communicate with
 21 individuals, how to recognise signs and symptoms and
 22 then how they can then go on about making referrals to
 23 other agencies.
 24 **Q.** I don't mean by my next question to denigrate in any way
 25 the importance of that training, nor to suggest that it

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1 shouldn't be a priority, but is one of the issues that
2 emerges out of events with AR that it is important for
3 officer training to cover the fact that, for some
4 individuals, a mental health diagnosis may be relevant
5 to increased risk of them offending against others?

6 **A.** Yes, I think that's a fair point.

7 **Q.** Also that it is important that officers are trained in
8 the fact -- see an August 2025 letter of which I think
9 you will be aware -- that they are not qualified to
10 judge capacity in terms of whether a child has capacity
11 for their decisions and is responsible for violent
12 actions, and so they shouldn't just assume that a child
13 who is committing an act of violence or threatening to
14 do one, and who has a mental health diagnosis, is not
15 responsible and doesn't have capacity?

16 **A.** No, that's very true and I think, particularly in AR's
17 case and relevant to many cases that our officers deal
18 with, there is a significant difference between somebody
19 who is suffering from a mental health disorder and is
20 suffering from autism. Our officers now are very
21 frequently dealing with young people who suffer with
22 autism or other neurodiverse conditions and I have seen
23 many, many occasions where somebody suffering from
24 autism is by no way a bar to them being prosecuted for
25 their offending behaviour. But I do think that that's

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1 **Q.** Again, by bringing it up on screen and introducing it in
2 this way, can I give you the reassurance that that
3 statement will be published so that the full detail of
4 that will be available.

5 If at any time this gets beyond your own knowledge
6 and experience, please just say so, but, by way of brief
7 overview, she explains that it is staffed by a mixture
8 of Lancashire Constabulary staff and staff from other
9 agencies, the MASH?

10 **A.** That's right.

11 **Q.** Its role is to receive referrals from various sources,
12 to assess them and then ensure that relevant agencies
13 are made aware?

14 **A.** It is and I think it is important, and if it assists the
15 Inquiry, just to be clear, the MASH is not
16 an operational department or an operational arm of
17 policing. It is there to receive information, risk
18 assess it and then make sure it is shared with the
19 appropriate agencies.

20 **Q.** Thank you. So reflecting that, I think it operates
21 pursuant to a memorandum of understanding between the
22 various agencies?

23 **A.** That's right, yes.

24 **Q.** But it is part of a way in which the information sharing
25 requirements of the policy, Working Together to

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1 something that we could perhaps strengthen within our
2 training for our officers.

3 **Q.** Because the risk is that, if that is not done and is not
4 understood, that criminal acts against others
5 perpetrated by children may be dealt with far too
6 leniently, as a result of a misunderstanding, and
7 putting children into either mental health or criminal
8 activity boxes.

9 **A.** It could be a risk and there is no reason why both of
10 those matters couldn't be engaged during the course of
11 an investigation.

12 **Q.** Thank you. So far as the Multi-Agency Safeguarding Hub
13 is concerned, MASH, could we just have on screen,
14 please, LANC000395. This is the statement of Detective
15 Inspector Melissa Kelly of the Constabulary. It is
16 right, isn't it, that this statement, which is itself
17 helpfully detailed, has been provided by Lancashire
18 Constabulary to explain the detail of the Force's
19 involvement with the MASH?

20 **A.** That's right, sir, yes.

21 **Q.** Perfectly reasonably, and a number of times within your
22 own witness statement to the Inquiry, you say "further
23 details in relation to the MASH are set out in
24 DI Kelly's statement", yes?

25 **A.** Yes, that's right.

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1 Safeguard Children, are met in Lancashire?

2 **A.** That's right.

3 **Q.** If we can go, please, to page 11 of DI Kelly's statement
4 and look at paragraph 49. She sets out the key
5 objectives of the MASH. So:

6 "A coordinated agency approach which allows early
7 identification of threat, risk and harm and a focus on
8 early intervention (preventative action), keeping the
9 child/adult at the centre.

10 "Safeguarding activity which is timely,
11 proportionate and necessary for keeping children and
12 their families safe.

13 "A service which ensures vulnerable children, young
14 people and adults receive the services and help they
15 need at the right time, in the right place, and from the
16 right person."

17 There is a point about business intelligence:

18 "... which helps services work together to improve
19 consistency, address gaps and duplication in service
20 provision and to improve outcomes for those in need of
21 services."

22 Then:

23 "Circumstances which are assessed at levels 3 and 4
24 of Lancashire's Continuum of Need, and levels 1 and 2 of
25 Lancashire's Guidance for Safeguarding Concerns."

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1 So those are the key objectives.
 2 In terms of the mechanics, a safeguarding referral
 3 is submitted by a police officer to the MASH and we have
 4 seen that that, in some cases, is done automatically?
 5 **A.** It is yes.
 6 **Q.** But could also be done deliberately but not
 7 automatically, ie "I think I should make this referral
 8 to the MASH", and it could be sent in as a referral?
 9 **A.** That's correct and that's when you have heard officers
 10 referring to vulnerable child investigations, that's
 11 them referring something into the MASH.
 12 **Q.** Just in outline, what then happens to it?
 13 **A.** So, the referral will be made, it will be received by
 14 the police element of the MASH. They will review the
 15 details of the referral. They will also review police
 16 systems and other agency systems that they have access
 17 to, to identify any additional information that may be
 18 relevant. The safeguarding support officer will then
 19 conduct a secondary risk assessment to establish whether
 20 they agree or disagree with the level of risk that the
 21 officer has identified when they've submitted it, and
 22 they will then make a decision on whether to share it
 23 with other agencies and, if so, which agencies to share
 24 it with.
 25 **SIR ADRIAN FULFORD:** Who employs the Safeguarding Support
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1 a strategy meeting following the information being
 2 submitted, in which case the relevant operational police
 3 department would be aware. So I apologise, that's
 4 perhaps not particularly clear in my statement. So, for
 5 example, if it is a child protection concern, a child is
 6 at risk from sexual abuse or neglect, the local Child
 7 Protection Team would be involved; if it was a risk of
 8 anti-social behaviour for example, the local policing
 9 team would be involved; and exploitation, the Child
 10 Sexual Exploitation Team. So if that generates
 11 a meeting in relation to one of those areas of work then
 12 police would be engaged at that point.
 13 I think one thing that I have thought carefully of
 14 when considering the different referrals that have gone
 15 in, in relation to the Inquiry and AR, there does appear
 16 to be a gap there between the feedback coming back in
 17 for us then to understand if there is a further role for
 18 the police.
 19 **Q.** Because subject to correction by any of my learned
 20 friends, in AR's case there were multi-agency meetings
 21 that took place in December 2019 and I think on
 22 5 January 2020 but, thereafter, are you aware of any
 23 strategy meetings raised by the MASH or by MASH referral
 24 that involved Lancashire Police happening at all?
 25 **A.** Sir, again, I will perhaps cover that in two points.
 23

1 Officer?
 2 **A.** So the Safeguarding Support Officers are employed by the
 3 Constabulary, by Lancashire Police.
 4 **SIR ADRIAN FULFORD:** Thank you.
 5 **MR MOSS:** Can we just go ahead, please, to paragraph 207 in
 6 DI Kelly's statement. I will just give you a page
 7 number in a moment but it is paragraph 207. Page 48
 8 thank you, Mr Goss.
 9 She says:
 10 "As previously mentioned, and to summarise,
 11 [Lancashire Constabulary] MASH ..."
 12 She is talking there about the Lancashire
 13 Constabulary team within MASH:
 14 "Are an information sharing service, who do not
 15 receive any feedback responses from partner agencies
 16 following the sharing of information. Therefore, the
 17 police do not know what, if any, steps are taken as
 18 a result of the information being shared."
 19 Does it follow from that that all the frontline
 20 officers, or indeed Lancashire Constabulary generally,
 21 are aware of -- will be a record of who the information
 22 has been shared with but not what's been done as
 23 a result?
 24 **A.** I will cover that in two parts, if I may, sir. So,
 25 first and foremost, there may be requirement for
 22

1 The responsibility for convening the strategy meeting
 2 sits with the local authority, not the MASH, just to be
 3 clear. But, no, I'm not aware of any further strategy
 4 meetings taking place in relation to AR that the police
 5 were involved with.
 6 **Q.** Does that cause you, in the review that you have done,
 7 to be worried about the efficiency and effectiveness of
 8 the MASH as a mechanism for proper multi-agency
 9 intervention?
 10 **A.** Sir, no it doesn't. The efficiency and effectiveness of
 11 the MASH for me isn't the issue that I have identified
 12 through here. It is once that has then gone from the
 13 MASH and there is an operational response, it is how the
 14 different agencies have then worked together to make
 15 sure that each agency is aware of who is doing what and
 16 who is responsible for what. So I don't see that
 17 responsibility sitting with the MASH, sir.
 18 **Q.** I understand your answer but the MASH is the mechanism
 19 by which and through which that is meant to happen;
 20 actions are then meant to follow thereafter.
 21 The fact that there was no multi-agency meeting
 22 after January 2020 speaks volumes, does it not, as to,
 23 in overview, a failure of proper multi-agency working,
 24 in relation to the risks from AR?
 25 **A.** I think it has highlighted some issues in relation to
 24

1 the different agencies working together to understand
 2 their roles and responsibilities in managing AR.
 3 **Q.** Including Lancashire Constabulary?
 4 **A.** Yes, sir.
 5 **Q.** Because that system, in which you say you have
 6 identified the lack of feedback, and it is referred to
 7 by DI Kelly in her helpful statement, if we go back to
 8 her paragraph 49, please, at page 11, a system in which,
 9 absent the authority calling for a multi-agency meeting,
 10 there is no feedback process for what other agencies
 11 have done, going back to the police, that's hardly
 12 likely to assist in what's referred to, in the first
 13 bullet point, as the "early identification of threat,
 14 risk and harm and a focus on early intervention", if you
 15 are not getting feedback as to what's been done?
 16 **A.** Sir, I understand your point completely. I suppose my
 17 position around it is that that doesn't sit with the
 18 MASH. Once they have shared that information and the
 19 agencies are involved -- and I don't seek to absolve
 20 Lancashire Constabulary's responsibility from this in
 21 any way, shape or form -- it is then the
 22 responsibilities of those agencies to work together to
 23 identify that risk and to deal with it. It is not --
 24 I don't see that as a failure of the MASH, sir.
 25 **Q.** But forgive me, I'm not focusing so much on the MASH.

25

1 was shared, that did generate interventions from Early
 2 Help, from CAMHS, who arguably were the right agencies
 3 to put that support and intervention in with him at that
 4 time, notwithstanding the issues around feedback.
 5 **Q.** That may be the case but when the response officers on
 6 the ground, for example, or the Force Control Room is
 7 having to deal with a call from AR's home, if you've had
 8 no feedback through the multi-agency set up about the
 9 difficulties that CAMHS would have had, if you have had
 10 no feedback from schools about the difficulty that
 11 they've had, the extent of the non-attendance, that
 12 should all be informing how police officers, in the
 13 exercise of their discretion, exercise their powers?
 14 **A.** Yes, I may have misunderstood the point or the question
 15 but, no, that's right. I agree.
 16 **Q.** Can I suggest that that is not the other agencies, that
 17 is the whole system, including the Constabulary?
 18 **A.** Yes, I accept that. Yes.
 19 **Q.** Because we haven't seen -- and it is not a criticism of
 20 you, personally, as I am sure you will understand,
 21 Assistant Chief Constable, but we've not seen any
 22 evidence from the Constabulary at a corporate level
 23 saying, "This system is problematic because we're not
 24 getting information back". It just seems to be how the
 25 system works.

27

1 If you take it as read that the MASH, in a sense, is
 2 a conduit through to other agencies, but that whole
 3 process in which the MASH is acting as a conduit, if no
 4 feedback is received by the Constabulary, it is hardly
 5 likely to be an effective way of multi-agency working
 6 that helps for the early identification of threat, risk,
 7 and harm and a focus on early intervention, if, putting
 8 it bluntly, the police aren't told what other agencies
 9 are going to be doing as a result of other information
 10 that you have shared?
 11 **A.** I wouldn't disagree with you. Again, I think that is
 12 a reflection of how the agencies have worked together
 13 after the information has been shared.
 14 **Q.** Again, in terms of the objective of service which
 15 ensures vulnerable children, young people and adults
 16 receive the services and help they need at the right
 17 time, if DI Kelly's evidence as she candidly sets out in
 18 her statement is that you don't, as a matter of course,
 19 receive feedback as to what the agencies have then done
 20 with the information that's shared, that doesn't seem
 21 well designed for effective ways of ensuring that the
 22 right services are being provided across all the
 23 agencies?
 24 **A.** Again, I understand the point, however, what I would
 25 say, in relation to AR, is that once that information

26

1 **A.** Yes. I think we are reliant on the multi-agency working
 2 taking place afterwards, so it is a fair point.
 3 **Q.** Thank you.
 4 The approach in your statement, you set out for the
 5 Force Control Room and, in terms of multi-agency
 6 working, the relations you had with other agencies, and
 7 I'm not going to go through that detail. I want to turn
 8 to your helpful assessment of each of the main
 9 interactions with AR. So we can start with the dealings
 10 with AR from 7 October to 10 December 2019.
 11 Now, in relation to that, we have heard, as I am
 12 sure you know, from PC McNamee and PS Bramhall directly
 13 on it.
 14 Sir, for your note, paragraph 132 through to 166 is
 15 where Mr Winstanley deals with it in his statement.
 16 **SIR ADRIAN FULFORD:** I'm grateful.
 17 **MR MOSS:** Can I focus on your assessment of what was done
 18 well and what was done less well, in relation to this
 19 event. It is important I don't overlook the former. So
 20 in relation to that, I think the report from the NCA
 21 that came in was processed and allocated out to response
 22 officers to deal with promptly, against the background
 23 that there was possibly a threat to life; would you
 24 agree?
 25 **A.** That's right, yes.

28

1 Q. I think you have dealt in your statement with the fact
2 that it led to the submission of a high-risk vulnerable
3 child referral, which was assessed by the MASH and
4 shared with other agencies, and that was all as it
5 should be?

6 A. Yes, correct.

7 Q. Then significant efforts were made to ensure that the
8 school were aware of the risk by the following morning.
9 So there is an Op Encompass referral but, in addition,
10 the officers ensured that a webform was filled out on
11 the internet, so that the school were aware, because it
12 was out of school hours, and there was a request that
13 the early-turn sergeant contact the school directly.
14 I think, in relation to all of that, putting it shortly,
15 that would reflect, would you say, good practice?

16 A. It would, yes.

17 MR MOSS: Sir, so far as the detail in relations to Op
18 Encompass is concerned, there is also a Lancashire
19 Constabulary statement from DI Marston, that gives
20 helpful detail in relation to that, which I'm not
21 proposing to cover with this witness but, for your note,
22 it is LANC000407.

23 SIR ADRIAN FULFORD: Thank you very much.

24 MR MOSS: That good practice, I think, meant that when AR
25 went to school the next day, he was searched, he didn't
29

1 and I was satisfied that the immediate safeguarding that
2 needed to take place had been done and had been done
3 well, and that the school were then made aware, in order
4 that the appropriate referrals to be made to establish
5 what was actually leading to this behaviour. There
6 were, as I say, alternative options available to the
7 officer, including arresting him, and he could have
8 invited him in for a voluntary interview, potentially.

9 However, in the circumstances I have described,
10 I think the decision to put the referral in and to look
11 at support available was appropriate at that time.

12 Q. Thank you. Those factors, on any view, carried and
13 should have carried weight. On the other side of the
14 scales, as PC McNamee told this Inquiry, it was
15 a consideration that this was a child with both
16 an apparent intent to cause really serious harm, who had
17 also equipped himself with the means to do it and had
18 been carrying a knife, on his own admission, some ten
19 times to school. Ultimately, what arose out of this was
20 a safeguarding referral. Was that a sufficient
21 response?

22 A. I believe it was in the circumstances at the time and
23 I suppose you need to -- I need to consider what the
24 benefits of taking him into custody at that time would
25 be. They were dealing with it in the evening. There
31

1 in fact have a knife on him on that occasion and that,
2 in due course, led to him being permanently excluded.

3 But in terms of dealing with the immediate risk,
4 would you agree that that was all both as it should be
5 and reflects quite good practice?

6 A. Yes, it was.

7 Q. Could we just look, please, at paragraph 149 of your
8 statement. It is at page 34. If we could have 149 and
9 150 expanded, please. You say here that:

10 "The position of [the] Constabulary is that the
11 response to the call from the NCA, the decision to
12 submit a high-risk vulnerable child investigation and
13 the decision not to pursue a criminal investigation
14 against AR was appropriate ..."

15 You go on in 150 to say that arrest would have been
16 an alternative option but, when considering various
17 factors, you consider that the non-criminal route, the
18 non-arrest route was appropriate.

19 Can you help to explain that in your own words, why
20 you think that was right?

21 A. Yes, of course. So, I think first and foremost, this
22 was the first time that AR had come to police attention.
23 He was 13 years old at the time. Clearly, the report
24 was of some significant concern. There was additional
25 information there in relation to his potential autism
30

1 was no risk to anybody at that immediate time and the
2 referral to services would allow them to establish what
3 it was or to try and investigate what it was that was
4 leading him to behave in this way. So, having taken all
5 that into account, I do think that it was the
6 appropriate response at the time.

7 Q. If the Violence Reduction Network had been in place at
8 that time for those ten years of age and upwards, which
9 we know it wasn't, would AR have been suitable for
10 referral based on this event?

11 A. There would have been the option to refer him in. With
12 regards to the Divert programme, I think it is covered
13 within the statement that that's reliant on the consent
14 of that individual to be referred into there as well.

15 Q. Yes. And the answer to my question?

16 A. Sorry, could you remind me? I thought I covered it --

17 Q. If the Violence Reduction Network had been in place at
18 the time, for those ten years and upwards, would AR have
19 been suitable for a referral?

20 A. He could have been referred, yes.

21 Q. Would he have been suitable for a referral: carrying
22 a knife --

23 A. Yes, he made reference to carrying a knife, so, yes, he
24 would have been suitable.

25 Q. Not just made reference to carrying a knife but carrying
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1 knives into school, on his own admission, on ten
2 occasions, with the stated intent, which he doesn't seem
3 to have recanted, at least initially, to cause very
4 serious harm to somebody he thought had been bullying
5 him: would that have been a suitable referral, not just
6 could have?

7 **A.** Sorry, yes, it would.

8 **Q.** Thank you. You set out in your statement, can I deal
9 with it relatively briefly, some things that were not
10 done so well in this. You have identified three points.
11 Paragraph 152 on page 35, please.

12 The first of them, I think, is that there was
13 additional information that had been provided by David
14 Cregeen from the Range High School on 8 October and,
15 just to remind ourselves -- sir, for your note
16 paragraph 142 of this statement -- that was information
17 that AR had said that he would use it to stab someone,
18 the knife, and had also made reference, the week prior,
19 to teachers getting murdered in the context of having
20 been given a detention and then saying "teachers getting
21 murdered".

22 Is it right that what you are telling us in
23 paragraph 152 is that that information should have been
24 reshared with the MASH and could potentially have led to
25 the matter being treated more seriously by the other

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1 **A.** Yes, it was the sergeant who had refused to close it,
2 yes.

3 **Q.** Yet two weeks later, when it still hadn't been done, the
4 investigation report was then closed?

5 **A.** Yes, that would appear to be an error, sir.

6 **Q.** So we shouldn't focus here solely on PC McNamee because
7 that was a failure, would this be right, of the IMU?

8 **A.** Yes, it was a failure of the system to ensure that that
9 action took place to make sure that Merseyside had that
10 information on their systems.

11 **Q.** Failure of the system: it was a failure of the IMU who
12 are meant to quality assure?

13 **A.** Yes, that was one of the issues within there, yes.

14 **Q.** Should that have featured, do you think, in the
15 additional points of learning?

16 **A.** On reflection, possibly, yes. I think to qualify, at
17 that time we had a relatively new computer system in
18 CONNECT that had been implemented shortly before. That
19 system is far improved now. The timeliness of reviewing
20 those referrals and the quality assurance process is far
21 improved now than it was at the time of this referral.

22 **Q.** While one understands that -- we are all familiar with
23 IT frustrations, systems that are slow -- if
24 a management unit has declined to close a report on day
25 one because an action hasn't been taken, there is no

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1 agencies, if it had been included in the information?

2 **A.** Yes. That is right. The officer updated the vulnerable
3 child investigation but should have reshared it with the
4 MASH so that it could then be reconsidered for sharing
5 with other agencies.

6 **Q.** In fact, it is right that we should record that
7 Mr Cregeen spoke directly to the local authority after
8 speaking to PC McNamee, so it may be that that made no
9 difference, but the police should have seen to the
10 sharing of that information?

11 **A.** Yes, it would have been good practice.

12 **Q.** Thank you. At paragraph 153, the fact that the incident
13 was never transferred to Merseyside Police for them to
14 record as a crime and consider whether a criminal
15 investigation was appropriate, you recognise was
16 a shortcoming; is that right?

17 **A.** It is, yes.

18 **Q.** As you say, PC McNamee, accepts himself that he could
19 and should have done that. Can I suggest that it goes
20 a little bit further than what you have accepted in your
21 statement because you will be aware, Assistant Chief
22 Constable, that initially there was a refusal to close
23 the report by Lancashire because the sharing with
24 Merseyside Police had not been done. Do you remember
25 that from the detail?

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1 excuse for it being closed or approved to be closed by
2 that same unit two weeks later when the action still
3 hasn't been taken?

4 **A.** No, sir, my understanding is that the initial refusal to
5 close was from the officers' sergeant, not the
6 Investigation Management Unit and then the subsequent
7 decision to close was taken by the Investigation
8 Management Unit, without that action having been
9 completed.

10 **Q.** They should have checked that that had happened,
11 regardless of computer difficulties. That is fairly
12 basic?

13 **A.** Yes.

14 **Q.** Thank you. Then, thirdly, your paragraph 154, again you
15 fairly set out that there was a shortcoming here, in the
16 sense that no specific action was taken in relation to
17 AR's intended victim, in terms of liaising with that
18 victim's family, to ensure that they were put in the
19 picture.

20 **A.** Yes, I couldn't see any information on the paperwork or
21 the details that were available to say whether that had
22 taken place or not.

23 **Q.** Would it be unfair to suggest that that, in a sense, is
24 symptomatic of the focus being on AR's needs and his
25 safeguarding, and actions taken in relation to him, and

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1 not enough focus on the risk that he posed to others, do
2 you think?

3 **A.** I'm not sure about that, sir, because I don't know what
4 conversations subsequently took place between the
5 officers and the school and whether the school had
6 arranged to undertake that action. So I understand the
7 position but I wouldn't necessarily say that it was
8 symptomatic of an entire focus on him.

9 **Q.** Because this was, at least with hindsight, a significant
10 event, carrying knives into school, with the Chair's
11 permission I just want to spend a little bit longer on
12 some further aspects in relation to this.

13 The first is this, AR had told officers that he was
14 pretty certain to use the knife against his target.

15 Sir, for your note, the entry in relation to that is
16 LANC000041, page 6, the entry for 22.15 that night.

17 **SIR ADRIAN FULFORD:** Thank you.

18 **MR MOSS:** So pretty certain to use the knife against his
19 target. That is significant information.

20 **A.** Yes, yes.

21 **Q.** When it comes to the referrals that were made, that
22 information doesn't appear in those terms. So what
23 comes out in the referrals, I'm not intending to take
24 you to them because I will be corrected if I summarise
25 it unfairly, but in essence what appeared in the

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1 **A.** Yes, it would have helped them for any subsequent
2 dealings, yes.

3 **Q.** Because, again, putting it in blunt but I hope not crude
4 terms, it's one thing if a 13-year old has fallen into
5 bad misconduct and indeed criminality in taking a knife
6 into school but his parents are determined to deal with
7 it; it puts a different reflection on it if father is
8 saying to the police, "Come and advocate for my son
9 because this has all been taken out of context". That's
10 a worrying sign?

11 **A.** I would agree. I suppose what I would say in relation
12 to that, from the officer's point of view, is that they
13 have ensured that the relevant referrals have been made,
14 that those services are aware of that information. It
15 was covered by Mr Cregeen, I understand, in his
16 information as well. So, at this early stage, bearing
17 in mind this is the first engagement that police have
18 had with AR, I think it would be reasonable for the
19 officer to expect that that information was covered in
20 any meetings with CAMHS, social care, et cetera, who
21 were engaging with him.

22 **Q.** But Assistant Chief Constable, the difficulty I suggest
23 with your response is this: that going back to, "We
24 referred this information on, we passed this information
25 on", is, I suggest, at best, only half the answer,

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1 referrals is AR having a knife in self defence and that
2 he believed that if things escalated then he may use it
3 but the reference for that is LANC000066, page 1.

4 If that is right, do you think that there was
5 a further problem here that the risk level of harm to
6 others ended up being somewhat diluted?

7 **A.** If that's right, as you suggest, sir, I would expect the
8 officers to record the exact details or the accurate
9 details of what AR had told them and for that to be
10 shared on the referrals. So if that information wasn't
11 on the referrals in that form, then it should have been.

12 **Q.** Thank you. Secondly this, as we explored with him,
13 there was no update on the log when AR's father,
14 Alphonse R contacted PC McNamee to ask him to speak on
15 AR's behalf at the meeting with the school.
16 PC McNamee's evidence was that, combined with the
17 further information from Mr Cregeen on 8 October, he
18 considered that AR was showing worryingly little remorse
19 or understanding and there didn't appear to be
20 appropriate challenge from his parents, and that
21 increased the risk.

22 Would you agree that that assessment made by
23 PC McNamee is something that should have been recorded
24 for the benefit of officers who might later be dealing
25 with AR?

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1 because if that information is passed on to other
2 agencies but the system is such that you don't get
3 feedback on what the other agencies do, you're not going
4 to get feedback that it is recorded on the systems, on
5 police systems; would you agree?

6 **A.** Yes, yes.

7 **Q.** If there is no recording of the result of the referral
8 to other agencies, it puts a particular focus on the
9 need to ensure that police systems have the right
10 information on?

11 **A.** Yes. No, I accept that.

12 **Q.** So it's not a complete answer to say, "Well, this
13 information was shared on". I was asking you about
14 a potential failure here in terms of recording it on
15 police systems.

16 **A.** Yes, and I think that's a fair point. I would expect
17 the -- all the relevant information to be recorded on
18 that system, yes.

19 **Q.** Again, putting it very bluntly, for PC Fairclough, and
20 you know of whom I speak, the response officer for March
21 2022, it would have been very helpful for him to have
22 had a warning, "Be cautious here because there are signs
23 that the parents do not necessarily take the right
24 approach in terms of the severity of their son's
25 behaviour".

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1 **A.** Yes, that information would have helped, I'm sure.
 2 **Q.** In that context, PC McNamee told us there were issues
 3 with the CONNECT system which hindered his ability.
 4 I think you touched on that. Is that now much improved
 5 in terms of accessibility to CONNECT and speed of
 6 response?
 7 **A.** Yes, it is.
 8 **Q.** Thirdly, PC McNamee also accepted that he could have
 9 considered a referral to Lancashire Constabulary
 10 Community Safety Team and probably would have done one
 11 now, facing the same situation again. In the absence of
 12 the Violence Reduction Network being available because
 13 of age, a referral to the Community Safety Team would
 14 also have been appropriate; would you agree?
 15 **A.** Yes, it would.
 16 **Q.** That may have been a way for the police, perhaps in
 17 consultation with other agencies, but certainly for the
 18 police to be involved in an intervention directly with
 19 AR about the dangers of carrying knives?
 20 **A.** Yes, it would.
 21 **Q.** The fourth I have touched on already, the Violence
 22 Reduction Network. I think you promised to come back to
 23 us as to why the original age was 18. But there was
 24 a gap at the time: he would have been a suitable
 25 referral but the system at the time didn't allow for

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1 shootings; walking up and down, punching his hands, when
 2 talking about business ideas, starting a new business in
 3 the area would not be a good idea because people would
 4 think he would kill them; and that people do not trust
 5 other in case they get murdered; and then during
 6 a lesson -- it's right that we should give the context,
 7 it is in the context of painting Call of Duty images --
 8 but AR said "Why can we have these pictures with guns
 9 but can't look at guns on the internet", and then he
 10 asked for a picture of a severed head. So that was the
 11 further information.
 12 It is right to recognise that I think both
 13 PC McNamee and PC Harrison did respond to that, in terms
 14 of giving the school advice, would you agree?
 15 **A.** Yes.
 16 **Q.** And that that was appropriate for them to give advice?
 17 **A.** It was, yes.
 18 **Q.** At 161, please, which is just over the page, you
 19 mention -- at page 37 -- there PC Harrison giving
 20 an indication of declining to attend a multi-agency
 21 meeting on 5 December, on the basis that AR was, on the
 22 face of it, a higher risk than Community Safety can deal
 23 with. Was that right?
 24 **A.** I think, bearing in mind the additional information that
 25 had been provided by the school, the understanding that

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1 that?
 2 **A.** Yes, that's right.
 3 **Q.** So does it come to this, that you would also accept
 4 those further four areas of learning in addition to it
 5 the three helpfully set out in your statement?
 6 **A.** Yes, I think that's fair.
 7 **Q.** Is there a risk, do you think, that this early and
 8 potentially important event is an early example of
 9 ultimately a safeguarding referral being sent off but
 10 that being treated by the Constabulary as all that
 11 needed to be done to manage the risk?
 12 **A.** Yes. However, I do think what it has also done is
 13 ensured that services, who were better equipped than
 14 police to understand AR's behaviour, were engaged at
 15 an early -- at the earliest possible opportunity as
 16 well.
 17 **Q.** Thank you. I will turn to December 2019 and the further
 18 information received. You deal with this, starting at
 19 the bottom of page 35 of your statement. But the meat
 20 of it comes from paragraph 156 and onwards. Can we
 21 have, please, page 36 of LANC000292.
 22 In relation to this further information that was
 23 passed on by Acorns School, first of all, it is right to
 24 recognise -- perhaps I should just recap what the
 25 information was: so searching on the internet for school

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1 there was a meeting to take place, I can understand how
 2 PC Harrison -- I'm not sure who told PC Harrison that,
 3 I would need reminding of that, sir -- but I can
 4 understand why the early action or Community Safety Team
 5 would think that was of a higher risk, particularly in
 6 light of the further referral to Prevent.
 7 **Q.** Yes, it was PS Bramhall?
 8 **A.** PS Bramhall, thank you.
 9 **Q.** PS Bramhall has told us that the background to this was
 10 that this was seen as a case for Prevent, by them at
 11 that time. Is that right though that, if a case is
 12 being -- especially if it is in its early stages of
 13 consideration by Prevent -- that that would mean that
 14 there is no role for the Community Safety Team?
 15 **A.** No, it's not right in itself, sir. I think until
 16 decisions have been made as to whether that individual
 17 will be taken into Prevent or not, there is still
 18 potentially a role for the Community Safety Team at that
 19 point.
 20 **Q.** In particular, would you agree, because it was the very
 21 early stages and it was possible, putting it in
 22 simplistic terms, that AR may not be taken on by
 23 Prevent?
 24 **A.** Yes.
 25 **Q.** If that was the case, as indeed it ended up being the

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1 case, it would be important to have a team within the
2 Constabulary who were continuing to have an involvement;
3 would you agree?

4 **A.** I would, yes.

5 **Q.** Would the Community Safety Team have been the most
6 appropriate team, as things were organised at that time?

7 **A.** At that stage I think they would. The Community Safety
8 Team was intended to put interventions in with children
9 and vulnerable people who were on the cusp of
10 criminality, potentially to try and divert them away
11 from that. So it would have been an appropriate team to
12 be involved, yes.

13 **Q.** Thank you. We know that PC Harrison was aware that
14 a Prevent referral had been made and, in paragraph 164
15 of your statement, I think you say in relation to the
16 actions of -- surnames for speed -- McNamee and
17 Harrison, they both acted appropriately in the
18 circumstances:

19 "[McNamee and Harrison] offered advice to the school
20 and asserted that they should make the referral to the
21 MASH themselves. Asking the school to make the referral
22 themselves, as opposed to PC McNamee or PC Harrison
23 completing that, is appropriate as it allows the agency
24 with full and first-hand information to make the
25 referral."

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1 **Q.** Thank you. While you have helpfully set that out in
2 clear terms, 166, as a point of learning, if we look at
3 the potential impact of that on later events, it wasn't
4 recorded on the vulnerable child log; would you agree?

5 **A.** Yes.

6 **Q.** Nor was the underlying information that had led to the
7 referral detailed on that log in a visible way? So the
8 additional information that had come in wasn't recorded
9 clearly on Lancashire systems?

10 **A.** I don't believe so, no.

11 **Q.** PC Harrison himself doesn't appear to have been aware of
12 the earlier log?

13 **A.** No.

14 **Q.** As a result of that, would it be fair to say that
15 different officers who were engaging with AR have
16 different levels of information available to them?

17 **A.** Yes, that's correct.

18 **Q.** But those such as PC Harrison, who obviously, in
19 a number of other respects, did many things that were
20 proactive and appropriate, but as a result of that,
21 PC Harrison had important knowledge that wasn't recorded
22 on the systems and wouldn't have been readily available
23 to later response officers?

24 **A.** Yes, that's my understanding.

25 **Q.** Here again, we see, do we not, the limitation of all of

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1 Does that remain your view?

2 **A.** Yes, it does make sense, sir, yes.

3 **Q.** It's right to say though, isn't it, that you recognise
4 that, while those steps, as you see it, were
5 appropriate, there should have been the creation of
6 a report on Lancashire systems, both about the
7 information received but also about the fact of the
8 Prevent referral?

9 **A.** Yes, it didn't appear that there was a record made of
10 those events on Lancashire systems and that would have
11 helped officers dealing with AR in the future, had they
12 been able to have access to it.

13 **Q.** Thank you. So in 166 you say:

14 "Whilst it was appropriate for the school to make
15 the referral to the MASH themselves, the officers should
16 have recorded the additional information, including that
17 relevant to the risk posed by AR, on Lancashire ...
18 systems ..."

19 You say "as an intelligence entry". It would also
20 have been perfectly appropriate, wouldn't it, to go back
21 to the vulnerable child incident that was still open,
22 back from October, and to provide that further
23 information on that?

24 **A.** Yes. Either of those two options would have been
25 suitable, yes.

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1 the information was passed on to other agencies because
2 in later events you, the Constabulary, had a, I'm going
3 to suggest, critical need to have that information
4 available when there were later events?

5 **A.** Sir, I think it is fair to say and I accept that
6 information could and should have been recorded on
7 Lancashire systems that wasn't, that would have given us
8 a better informed position for officers dealing with AR
9 later on, yes.

10 **Q.** In particular, when we come to it in the March incident,
11 that information that has come and led to the referral
12 at this stage, about showing an interest in a severed
13 head, about looking up school shootings, nothing could
14 have been so likely as to change the approach of the
15 response officers in the March incident to knowing that
16 AR had that kind of a background?

17 **A.** It would have been very helpful for them to have that
18 information to assist the decision-making, I agree, yes.

19 **Q.** Well, forgive me, but it's not just very helpful, is it?
20 It was critical that they had that information, not just
21 helpful. That was the information that was going to
22 lead them to make the right decisions in dealing with
23 AR's risk?

24 **A.** I entirely agree that that information would have been
25 important to help them with the decision-making, yes.

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1 Q. Thank you. Dealing with AR from 11 December 2019 to
 2 February 2020. The attack by AR on 11 December on
 3 another pupil with a hockey stick, can we just have your
 4 paragraph 169, please. You set out there that because
 5 that happened at the Range High School it was for
 6 Merseyside Police to investigate that as a crime; is
 7 that right?
 8 A. Yes, that's right.
 9 Q. Lancashire Force Control Room had received a call from
 10 Acorns School, they were in the process of transferring
 11 that to Merseyside Police when it was confirmed that AR
 12 had already been found and arrested by Merseyside Police
 13 officers?
 14 A. Yes.
 15 Q. So, at that immediate level, that was all appropriate?
 16 A. Yes, that's right.
 17 Q. PC Harrison then, you deal with it in your
 18 paragraphs 170 to 173, and in particular I don't wish to
 19 be unfair to PC Harrison because, having raised issues
 20 that he didn't do, you have set out in 170 to 173 the
 21 way in which PC Harrison acted as something of a conduit
 22 of information between Merseyside Police, Counter
 23 Terrorism Policing North West, who by now had received
 24 a Prevent referral, and the council, as well as the
 25 Community Safety Team. So PC Harrison was involved in

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1 area, this is a child who is living in Lancashire, in
 2 that constabulary's area, yes --
 3 A. Yes.
 4 Q. -- and attending school, by that stage, in a Lancashire
 5 school?
 6 A. That's right, yes.
 7 Q. In due course, PC Harrison and PS Bramhall attend the
 8 multi-agency strategy meeting on 17 December 2019. You
 9 have drawn attention, can we look at it, paragraph 178,
 10 to the email received from PC Thompson, from Counter
 11 Terrorism Policing North West, confirming that she will
 12 be attending the strategy meeting and that AR "will be
 13 coming to Prevent"; do you see that there?
 14 A. I do, yes.
 15 Q. From the minutes of the meeting though and from the
 16 evidence of PS Bramhall, would you agree that they
 17 didn't make much contribution to the meeting themselves?
 18 A. Yes, I think that's clear from the minutes and I think
 19 the officers accept that themselves.
 20 Q. They were taking the view that AR was now Prevent's
 21 responsibility, so far as policing was concerned?
 22 A. That would appear to be their understanding at the time,
 23 yes, sir.
 24 Q. But if one looks at what was actually being said at the
 25 meeting, could we have LANC000004, at page 6, please.

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1 all of that appropriate activity?
 2 A. He was, yes.
 3 Q. But the difficulty again comes with that, that while
 4 information was being passed on, it wasn't recorded
 5 sufficiently on Lancashire Force systems --
 6 A. No.
 7 Q. -- because it was a Merseyside crime; would you agree?
 8 A. At that time, yes.
 9 Q. If we look at 174, that's not a point purely about
 10 PC Harrison because a safeguarding referral has been
 11 sent into the Lancashire Force Control Room, yes?
 12 A. Yes.
 13 Q. That doesn't seem to have led to those matters being
 14 properly recorded on the Lancashire systems either?
 15 A. No, it would appear that that was forwarded on to the
 16 MASH for recording within those systems but it doesn't
 17 appear that that's been recorded on Lancashire systems,
 18 no.
 19 Q. That is a concerning pattern, I suggest, that is
 20 emerging as we go through it stage by stage: referred to
 21 another agency, not fully recorded on your systems?
 22 A. Yes, I would agree with that.
 23 Q. All of that, while one of course understands the
 24 policing reasons for why Merseyside Police were dealing
 25 with that because he has gone to his old school in their

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1 This is the minutes of that meeting on the 17th. It is
 2 right at the bottom of the page, I think. Last two
 3 paragraphs.
 4 "[PC] Thompson from Prevent identified that she will
 5 be completing an assessment regarding [AR] and
 6 considering if a referral to Channel programme would be
 7 appropriate for him."
 8 So, at the meeting, it was being made explicitly
 9 clear that AR was being considered for referral, rather
 10 than that he was coming to Prevent; would you agree?
 11 A. I think, out of fairness to PC Harrison and PS Bramhall,
 12 there is conflicting information there. The initial
 13 information was that he would be coming to Prevent, and
 14 then in the strategy meeting, I agree that there is --
 15 appears to be a slightly different position.
 16 Q. If we look at the outcomes of the meeting, it is over
 17 the page, please. If we look at "agreed actions" and
 18 the second bullet point:
 19 "Prevent team to commence initial assessment."
 20 While one understands why you draw attention to the
 21 email, the formal meeting is the place to understand and
 22 clarify who is doing what; would you agree?
 23 A. Yes, yes.
 24 Q. On the face of the minutes of the meeting, it's right,
 25 isn't it, that Prevent were making clear that they were

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1 at initial assessment stage, not that they were taking
 2 on responsibility?
 3 **A.** That's right and I would have expected, in those
 4 circumstances, conversations to take place between the
 5 Prevent team and the Community Safety Team, so that
 6 everybody was aware of what was the next course of
 7 action, whether they would take him on or not.
 8 **Q.** Just to perhaps complete this area of questioning before
 9 we take our morning break. We know that those officers
 10 were not specifically invited to the next strategy
 11 meeting as there were no actions for them. But it would
 12 have been better practice for them to attend, wouldn't
 13 it, not least because, if AR was not going to be taken
 14 on by Prevent, the Community Safety Team would be the
 15 team, if any, who would have an ongoing responsibility?
 16 **A.** Yes, at that time they would have been the most
 17 appropriate team, if Prevent weren't taking him on.
 18 **Q.** If they had attended that meeting and been more
 19 proactive in that way, they would have learnt in clear
 20 terms at the next meeting that AR had not been adopted
 21 by the Prevent programme?
 22 **A.** Yes, they would have known at that point.
 23 **Q.** There are some sections in your statement where you
 24 raise for consideration the need for improvement in
 25 information sharing from Prevent/Counter Terrorism

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1 America."
 2 Would that page have been available to frontline
 3 officers?
 4 **A.** I don't believe it would, no.
 5 **Q.** Without going into unnecessary detail, would that be
 6 information that would be known to those working on the
 7 intelligence who may have appropriate clearances?
 8 **A.** Yes. My understanding of that is that's a record of
 9 what has been done in relation to processing that
 10 intelligence, as opposed to information that was
 11 available to frontline officers.
 12 **Q.** Thank you. Merseyside Police take forward the criminal
 13 investigation. It leads to a conviction. Do Lancashire
 14 Constabulary -- we will hear about youth offending and
 15 others in due course, but do Lancashire Constabulary, as
 16 the local force for where he lives, have any specific
 17 role in dealing with AR while he is on the referral
 18 order?
 19 **A.** No, they don't.
 20 **MR MOSS:** Sir, I'm going to turn to a different topic, would
 21 that be an appropriate moment?
 22 **SIR ADRIAN FULFORD:** It certainly would, Mr Moss. I will
 23 sit again at 11.50 am.

(11.32 am)

(A short break)

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1 Policing to you as an individual constabulary. But if
 2 Lancashire Constabulary's Community Safety Team had
 3 remained actively involved in these meetings, they would
 4 have understood that information?
 5 **A.** They would have done, yes.
 6 **Q.** The lack of effective recording of information, would
 7 you agree, means that the fact of a Prevent referral,
 8 which was known to Lancashire officers at this time,
 9 became lost to officers dealing with AR later on?
 10 **A.** Yes.
 11 **Q.** I have been asked to explore with you, as I have done
 12 with other witnesses, LANC000064. This is
 13 an intelligence report for December 2019, it is
 14 submitted on the 13th but the event is the 11th. That's
 15 what you get from the small print on the top left.
 16 Could we just have the main text highlighted, in the
 17 "Information Text" stage.
 18 That has information including important information
 19 potentially about the searching for school shootings in
 20 America but the reference to Prevent, in this Lancashire
 21 Constabulary intelligence report, comes on page 2. It
 22 is in the log entries, bottom right. So log of
 23 enquiries:
 24 "Submission text: A Prevent referral has been
 25 received in CTB in relation to school shootings in

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1 (11.50 am)

2 **SIR ADRIAN FULFORD:** Yes, Mr Moss.

3 **MR MOSS:** Thank you, sir. Assistant Chief Constable, in the
 4 chronology we have reached the two incidents in
 5 November. Can I deal first with the 5 November
 6 incident. That is a call received from AR's parents at
 7 around 2.30 pm in the afternoon that day, page 42 of
 8 your statement.

9 I think this was one of several occasions, first of
 10 all, where the call coming in to the police went to
 11 Merseyside Police, I think because of the proximity of
 12 the border. Have I understood that correctly?

13 **A.** That's correct and my understanding is it would depend
 14 where the phone mast is that it would then direct the
 15 call towards.

16 **Q.** Not, I am going to suggest, a causative significance in
 17 our case but, given it happened a number of times, is
 18 anything being done about that, that calls get routed to
 19 the wrong phones, is there a case for joint Force
 20 Control Rooms with neighbouring forces?

21 **A.** I think the Control Rooms work closely together to make
 22 sure that, if that happens, there is the ability to
 23 transfer it quickly. But, ultimately, this is very much
 24 dependent on the location of the phone mast.

25 **Q.** That's not something of substantive concern to you?

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- 1 **A.** No, it's not because there is the ability to transfer it
2 very quickly and it is certainly not something that
3 I consider has had any material impact on how we have
4 dealt with the incidents involving AR.
- 5 **Q.** On this occasion, the information received is that AR
6 has been smashing the house up and throwing things
7 around. During the call, they say they have changed
8 their minds and asked the police not to attend. It was
9 said that this behaviour was prompted by an unexpected
10 arrival of a stranger who had knocked at the door. You
11 set out the chronology, looking at your 193 at 5.08, so
12 two and a half hours after the initial call, there was
13 a call back to AR's mother. She confirmed that she
14 didn't want the police to attend.
- 15 Then the substantive dealing with it is PC Williams
16 at 6.00, three and a half hours after the original call,
17 dealing with it by telephone. Briefly, please, the
18 grading of this call, initially, I think it was Grade 4
19 and subsequently it was Grade 3. Was that
20 an appropriate grading?
- 21 **A.** Yes, I think so at the time, with the circumstances
22 presented.
- 23 **Q.** Was the decision to deal with that incident by telephone
24 and not visit, based on the information that the
25 officers had at the time, a reasonable one?

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- 1 **Q.** But, briefly, two factors: the first is, so far as
2 Lancashire Constabulary are concerned, nothing then
3 happens?
- 4 **A.** That's correct.
- 5 **Q.** There is no team engaged because the Community Safety
6 Team aren't engaged. So there's nobody, after the
7 initial incident has been dealt with, there is nobody
8 saying, okay what's the emerging picture here, how do we
9 manage this, what's our role in managing it because
10 there is no team in the police keeping an overview?
- 11 **A.** Yes, that's right, there was no specific team who had
12 responsibility at that time.
- 13 **Q.** Thank you.
- 14 It did lead to a vulnerability marker being placed
15 on AR's address, which would have been visible for those
16 attending in the future. But the other fact that
17 I wanted to ask you about in relation to this is whether
18 your views about the appropriateness of dealing with
19 this by telephone and not attending would be different
20 if those responding to this had the full picture of
21 earlier information, so knew about the significance of
22 the earlier reports: the ten knives to school, the
23 school shootings, and so on. Might that have tipped the
24 scales in favour of, forgive me putting it in this way,
25 but "We ought to go and have a look"?

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- 1 **A.** Yes. I think, based on the information that was
2 provided back to PC Williams when he made contact with
3 AR's mother and the information that she provided him,
4 particularly about how it may upset him further and the
5 fact that they were engaged with other services and that
6 he had calmed down, I think that was a reasonable
7 decision at the time.
- 8 **Q.** Again, I'm seeking, albeit at speed, to avoid unfairness
9 to the officers concerned. So PC Williams submitted
10 a medium-risk safeguarding referral and a vulnerable
11 child investigation that went to the MASH. It was
12 shared with other agencies, also submitted an Op
13 Encompass referral for AR's school. That was marked as
14 out of area, which may have delayed The Acorns receiving
15 it, I think you would agree?
- 16 **A.** Yes, it would.
- 17 **Q.** But given that AR wasn't actually attending school at
18 that point it may be that that would make no difference.
19 So action was taken by PC Williams --
- 20 **A.** Yes.
- 21 **Q.** -- and appropriate action?
- 22 **A.** Yes, appropriate action, and the fact that he had
23 recorded a vulnerable child investigation would have
24 been on the system and available to officers dealing
25 with any future incidents as well.

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- 1 **A.** Sir, I'm not sure it would in these circumstances
2 because, if you look at the individual circumstances of
3 this log, it was essentially AR playing up with his
4 parents at home. It didn't refer -- there was no
5 reference from either of the parents on the log to any
6 link to previous incidents or -- so, for example, the
7 looking at beheadings, et cetera, that type of
8 behaviour. It appeared to be an incident where he was
9 falling out with his parents at home. So, taking that,
10 even with the previous information, I'm not sure that
11 would have necessarily changed the decision to attend.
- 12 **Q.** If we turn then to the 30 November, and you pick this
13 up, could we have it on screen, page 45 of the statement
14 please, paragraph 208 and following. This is another
15 transferred call from Merseyside Police. I have asked
16 you about that.
- 17 Sir, for your note, the incident log is LANC000025.
- 18 **SIR ADRIAN FULFORD:** Thank you.
- 19 **MR MOSS:** So, you deal in 209 that:
- 20 "Merseyside Police have received a call from AR's
21 father ... AR had become angry at the food he had cooked
22 him ... thrown a plate of food at and jumped on a rented
23 vehicle. AR's father said that this was a pattern of
24 behaviour for AR, that he had behavioural problems and
25 autism."

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1 So that was the event. You set out that the Force
2 Control Room called Alphonse R back at 20.29, obtained
3 further information, that included that AR had kicked
4 and punched his father and had actually damaged the
5 front windscreen of the car, and PC Ward and PC Hall
6 then arrived 23.39, about five hours after the initial
7 call.

8 This call appeared to have been graded a Priority 2.
9 So the attendance about five hours after the initial
10 call was well short of target; would you agree?

11 **A.** I would. I think it has perhaps been informed by the
12 fact that there has been a call back to the parents and
13 that the situation had changed when they spoke to them
14 on the phone.

15 **Q.** All of the relevant information from that call I think
16 you have identified as a point of learning should have
17 been entered into the log and wasn't?

18 **A.** It should, yes.

19 **Q.** Here there was information about the family being scared
20 of AR, that was part of what was communicated, and
21 having trouble with him on a daily basis. Yes?

22 **A.** Yes.

23 **Q.** Again, in terms of this fundamental issue about the
24 accuracy of record keeping, that information would be
25 relevant for subsequent events and to the exercise of

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1 assault should be overridden. But, again, there was no
2 team looking at this and this is a second callout in the
3 same month with someone with AR's conviction and
4 history.

5 **A.** Yes, and I think that's been evident, as we have been
6 through this, that there is a clear gap for us there,
7 from a policing point of view, around a specific team or
8 individual, who would have then been in a position to
9 look at the totality of the risk as it developed.

10 **Q.** Thank you. Paragraph 225, top of page 48. Two points
11 of learning. You identified the first was the call from
12 the operator not recording all of the information, which
13 I have asked you about and you have accepted.

14 At 226, the second point of learning that you
15 identified "relates to the supervisor review by PS
16 Yahchouchi", forgive me if that is not the correct
17 pronunciation. But that appeared on your investigation,
18 I think, to be a copy and paste from a different case
19 with no resemblance to the investigation and that, as
20 you candidly say, suggests that there is a failure to
21 conduct a meaningful review of the investigation,
22 deciding on whether she concurred with the decisions of
23 the attending officers. You can't have any confidence
24 that that happened?

25 **A.** No, there is no evidence from that review that

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1 discretion as to how to deal with subsequent episodes of
2 violence?

3 **A.** Yes, it would.

4 **Q.** PC Ward has said that he had no memory of being aware
5 that AR had taken a knife into school in 2019, of AR's
6 previous convictions or of the incident on 5 November,
7 just some four weeks earlier. All of those would have
8 been relevant things that a response officer should have
9 known?

10 **A.** They should and my understanding is that that
11 information was available on the CONNECT system for the
12 officers who attended.

13 **Q.** In terms of the response to this, we know, again, that
14 information from it was shared and referrals made. But
15 do you think that this being a further callout should
16 have prompted some further action?

17 **A.** I think I understand why the officers have taken the
18 action that they did bearing in mind the position of the
19 parents and the wishes of the parents, and understanding
20 the support that AR was getting and the engagement he
21 had with other agencies. However, I do accept the point
22 that further action may have been helpful.

23 **Q.** I'm not, for this instance, suggesting by that that AR
24 necessarily should have been arrested or that the wishes
25 of the parents, that no further action be taken for the

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1 a meaningful review has taken place.

2 **Q.** I think developmental feedback has been given to that
3 sergeant?

4 **A.** Yes, and I think, sir, I would like to just perhaps
5 introduce at this point that, since that time, we have
6 brought in an investigation management policy, which
7 sets out very clear directions for what is expected of
8 sergeants when they are conducting a review of
9 an investigation.

10 **Q.** But, again, the pattern, I'm going to suggest, continues
11 of no further specific other action and a critical view
12 of this might be that this was a case of the police
13 closing off the involvement by handing it to other
14 agencies and, putting it bluntly, not doing anything
15 more yourselves than dealing with the immediate incident
16 that was in front of you.

17 **A.** Yes, I can understand that position. I suppose what
18 I would also observe is that it was clear to the
19 officers at that point that there were other agencies
20 involved with AR and his parents in providing support.
21 So, I don't seek to suggest that it was appropriate for
22 policing not to have an input in it but I do understand
23 why they made those decisions at the time with what else
24 was taking place.

25 **Q.** But we come back to this loop that officers, therefore,

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1 and the police may not have been aware, for example, of
 2 the, by this stage, significant non-attendance of AR,
 3 not going to school, so school were struggling, not
 4 seeing him, and that CAMHS may have had difficulty
 5 getting him to engage, school visitors were not getting
 6 any change, and he wasn't always keen to see the mental
 7 health services. Without that feedback, it's not really
 8 proper multi-agency working at all, is it?

9 **A.** No, I completely accept that. But I suppose, looking at
 10 it from a different perspective, the fact that -- it's
 11 us trying to understand what we think the police
 12 responsibility in circumstances where a young man is
 13 experiencing some issues with his mental health, isn't
 14 attending school, is causing problems at home, at what
 15 point, I suppose, do we expect the police to step into
 16 that environment and take responsibility around it.

17 I accept your point completely around not being
 18 aware of the full picture and that may have assisted our
 19 decision-making. But, there is still a point there
 20 about the role of the police in this, I think.

21 **Q.** I will ask you to slightly hold that thought because
 22 I do want to come back to it but let's go on in the
 23 chronology and we now come to March 2022, of course the
 24 incident of the knife on the bus. PC Fairclough in his
 25 evidence has told us something of the difficulties of

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1 there been any training on that?

2 **A.** I do not think there has been any specific training but
 3 I think it is important to note what we have trialled at
 4 the moment is the use of laptops for our response
 5 officers and the use of mobile tablets, which are iPads,
 6 for want of a better word.

7 So we have tried that with the different teams and
 8 the feedback from the officers at the moment is that the
 9 Samsung tablets are more user friendly for them and are
 10 preferable, so we are in the process of implementing
 11 that across the response teams at the moment.

12 **Q.** Thank you. Trying to look at PC Fairclough and, to
 13 an extent, PC Rhodes as well, in a way that is fair to
 14 them, while there was more information that they could
 15 have found on the system, whether on the ground or back
 16 at the station, later on that day, after the event,
 17 their relative ignorance of important information
 18 inevitably reflects the shortcomings in the recording of
 19 information about AR's risk that I have taken some time
 20 to take you through; would you agree?

21 **A.** Yes.

22 **Q.** So, not aware of the Prevent referrals, as an example;
 23 understanding that there was one incident in 2019 and
 24 not two; not being aware of information about school
 25 shootings being researched: those were all matters that

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1 using the Samsung device on the ground. You can access
 2 things but it is not nearly so user friendly on the
 3 device as at a desktop terminal. Do you recognise that
 4 as a problem?

5 **A.** I think the feedback that we have had from our officers
 6 since we have introduced the Samsung devices has been
 7 largely really positive because, prior to that, there
 8 was no option for them other than to come back into the
 9 station and to complete those enquiries. So the
 10 Samsungs are undoubtedly really helpful for some things.
 11 I think it is human nature that, if you are sat in
 12 an office with two screens and a desktop computer, of
 13 course it is an easier interaction, but the information
 14 that they -- officers require, for example in
 15 circumstances like this, is available to them on the
 16 Samsung devices.

17 **Q.** So an improvement in terms of access on the ground.
 18 Have you, as a force, thought about this difficulty,
 19 that, while that's an improvement and no doubt to be
 20 welcomed, it might introduce an unintended risk, which
 21 is that officers with a not easy to navigate handheld
 22 device think they have checked the systems but there are
 23 tabs which they might look at more easily and readily on
 24 the desktop but, when they get back, think, "Well,
 25 I checked that on my Samsung, so I don't need to". Has

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1 PC Fairclough was not aware of and should have been
 2 aware of?

3 **A.** They were. However, some of that information was
 4 available to them on the Samsung --

5 **Q.** Yes, it is a combination of not sufficiently looking at
 6 the information that was available but query how user
 7 friendly it is, but then some information not being
 8 recorded at all, so information in relation to Prevent.
 9 It looks like that intelligence report -- the reference
 10 is on page 2, I took you to it -- you just wouldn't be
 11 able to see that?

12 **A.** No. It is my understanding that Prevent referrals do
 13 not automatically go onto police systems, for
 14 understandable --

15 **Q.** That's something we will explore in due course with
 16 others. This information, not just important for
 17 PC Fairclough and PC Rhodes but also for PS Clarke,
 18 would you agree, that PS Clarke should have been access
 19 all of that information and it was a similar situation:
 20 some of it would have been visible with adequate checks
 21 but some of it would not have been?

22 **A.** Yes.

23 **Q.** Thank you. Do you agree, in general terms, that the
 24 decision-making on the ground, principally by
 25 PC Fairclough but also to an extent by PS Clarke in

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1 agreeing to this course, appears to have been heavily
2 influenced by the perception that this was a mental
3 health incident?

4 **A.** It does appear that way, yes.

5 **Q.** Do we see in that echos of the point that I raised with
6 you in questioning about training and the risk of
7 somebody with a mental health diagnosis being put into
8 the mental health box, rather than having a focus of
9 this can be both, this can be dangerous criminal acts
10 that need to be dealt with, occurring on the background
11 of mental health. You can have both, it's not
12 either/or?

13 **A.** Yes, I think we could be more explicit about that in our
14 training, I'm sure.

15 **Q.** If we look please at your paragraph 249, so that's on
16 page 53. Accepting that this is a complex area, what
17 you say here is:

18 "The actions PC Fairclough took fell within the
19 range of reasonable options available to him."

20 Do you see that there?

21 **A.** Yes.

22 **Q.** You also go on to say that it is not the decision you
23 would have made. At paragraph 254, you say, "I had over
24 25 years' service", and you make the point very fairly
25 towards them that PC Fairclough and PC Rhodes were

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1 unfairly. May I just first of all deal with this:
2 a fair review of this incident would acknowledge, would
3 it not, that there were signs of things that
4 PC Fairclough did appropriately and proactively, yes?

5 **A.** Yes.

6 **Q.** I went through them with him but they included a check
7 on the CCTV, he checked with taxis, he checked with
8 hospitals, he did try to do checks on his Samsung,
9 although there may have been issues about how far they
10 went, but all of those things he attempted to do and he
11 did take advice at the early stage from his sergeant.
12 All of that, I think you would say, for a probationary
13 constable was appropriate -- would you agree --

14 **A.** Yes.

15 **Q.** -- and indicates a young officer who was doing his best
16 in good faith to make the right decision?

17 **A.** Yes, I would agree.

18 **Q.** But going on to the point of challenge, PC Fairclough's
19 decision, would you agree, doesn't seem to have paid
20 sufficient attention, first of all, to AR's history of
21 violence?

22 **A.** He doesn't appear to have taken that into consideration,
23 no.

24 **Q.** Part of that because of information that was visible,
25 that would have shown that there were two incidents in

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1 probationers:

2 "Doing the best I can to avoid hindsight reasoning,
3 I think I would have arrested AR once it was established
4 that he had a knife in a public place."

5 So the way that you, as it were, set out your stall
6 in relation to this, is, "An officer with all my
7 experience would have arrested, or I certainly would
8 have done, but I can understand why they took the
9 decisions that they did and I think it was within the
10 range of reasonable options"?

11 **A.** Yes. There were a number of options available to them
12 at that time. Coming back to the point I made right at
13 the start in my statement, about trying to avoid
14 hindsight reasoning, from my point of view, with the
15 experience that I would have had at that time, taking
16 into account the two previous incidents, the NCA
17 referral, where he had been taken a knife into school,
18 the arrest where he had taken a knife and hockey stick
19 into school, for me, having considered it at that point,
20 this wasn't an isolated incident, there was a pattern
21 and I think I would have arrested him at that point.

22 **Q.** I follow entirely why you would have done what you say
23 you did. I'm going to challenge you, Assistant Chief
24 Constable, on the assertion that it fell within the
25 range of reasonable options but I don't want to do so

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1 2019 and not one, for example?

2 **A.** Yes.

3 **Q.** But, in particular, once they are on the journey and
4 there has been the indication from AR, when asked why he
5 had the knife that he said he wanted to stab someone and
6 that then poisoning is mentioned, and whether that was,
7 "I have had thoughts of making poison" or "I have tried
8 to make poison", whichever of those two it was, once
9 that is referred to, dealing with this, essentially, as
10 a safeguarding matter was the wrong approach, wasn't it?

11 **A.** I think taking everything into account, as we now know,
12 then, yes, it was.

13 **Q.** You will forgive me, I'm not asking about everything we
14 now know. On what was known or should have been known
15 at the time, even on the systems as they were, so, two
16 events in 2019, the conviction, taken together with
17 saying that he had the knife because he wanted to stab
18 someone, smiling about that and referring to poison: it
19 was the wrong decision not to go down the route of
20 arrest?

21 **A.** Yes.

22 **Q.** Entirely understanding, Assistant Chief Constable, the
23 desire to avoid hindsight and entirely recognising all
24 that PC Fairclough did right, why then did you say in
25 your statement that it fell within the range of

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1 reasonable options?

2 **A.** It was my assessment at the time, having considered the
3 account that PC Fairclough had given and the things that
4 he had taken into account when he had come to that
5 decision, that it was -- there were a number of options
6 available. I considered that one to be one of the
7 reasonable ones. I was particularly drawn to his
8 comments in relation to attempting to keep children out
9 of custody and, you know, our officers face
10 an unenviable task in relation to this. They were
11 operating in an environment at the time -- and I tried
12 to put myself in the officers' shoes when I made this
13 statement -- a couple of months prior to that, we had
14 published some information on the intranet about custody
15 being a place of last resort for children. That was the
16 position that policing, not just in Lancashire but
17 across the country, was being encouraged to adopt from
18 the Government at the time. There had been HMIC reports
19 that the NPCC guidance was clear about that.

20 So I absolutely understand the position that the
21 officers were in and the difficult decisions that they
22 had to make and I think it is for that reason that --
23 well, for one of the reasons, that I have considered --
24 tried to put myself in their position and considered
25 what they were thinking about when they've made that

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1 **Q.** The emphasis in training, on custody being a last resort
2 for children, should not be diminished in any way in its
3 importance but has anything been done to slightly
4 recalibrate that message, so that it has alongside it
5 the message, "If the risk that a child poses to others
6 means that arrest is the right course, you should act on
7 that assessment, even if it is an assessment you must
8 make with care". Has that message gone out?

9 **A.** That message hasn't gone out specifically. However,
10 what I would say is that, within the training that we
11 give to our officers, we expect and encourage them to
12 use their discretion and their professional judgement
13 and the training is also very clear and the messaging is
14 very clear about seeking advice from their own
15 supervision as well.

16 So I would expect our officers to deal with
17 everything on an individual basis, being mindful of the
18 desire, where not necessary, to criminalise children or
19 put them into the custody system. What that doesn't
20 mean -- and I think it goes to the point we described
21 earlier around mental health or criminal -- it is
22 a similar point there around, you know, you can have
23 a child who does need to come into custody and I expect
24 our officers to take robust action when those
25 circumstances are present.

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1 decision. However, looking at it now, and taking
2 everything into account now and having considered it
3 properly, I would concede that he should have been
4 arrested.

5 **Q.** Thank you. So it didn't fall within the range of
6 reasonable options?

7 **A.** I think that is a really -- there were reasonable
8 options. I wouldn't say it didn't fall within the range
9 of reasonable options that were available to him at the
10 time. I would have made a different decision.

11 **Q.** Well, it is more than that: it was plainly the wrong
12 response. Once he is saying, against a background of
13 convictions for ABH and having an offensive weapon in
14 a school and previously having taken a weapon to school
15 ten times and being expelled for it, he is now saying
16 the reason for having a knife is he wants to stab
17 somebody and he has had thought of making poison; it was
18 plainly not the right response?

19 **A.** Yes, that's fair.

20 **Q.** Would a fairer way to characterise it, rather than
21 paragraph 249 be perhaps this, that you can understand
22 how an officer who has had training emphasising custody
23 as a last resort could have fallen into making the
24 mistake that PC Fairclough made?

25 **A.** Yes, that is a fair assessment.

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1 **Q.** I follow. PC Fairclough, it might be thought, was
2 conspicuously candid in accepting that it was
3 a significant error for him not to take further advice
4 from his sergeant after AR had mentioned the wanting to
5 stab someone and had mentioned the poison, and I think
6 you would agree with that?

7 **A.** Yes, correct.

8 **Q.** It is sobering to reflect, is it not, that what one can
9 take from the evidence of PC Fairclough, PC Rhodes and
10 PS Clarke is that, if the systems for recording
11 information had given them the full picture, it would
12 have been a very obvious decision to arrest AR on
13 17 March?

14 **A.** I think that's fair, yes.

15 **Q.** Looking at how matters might then have developed,
16 whether as a request for a consensual search from the
17 parents or a search under the powers of Section 18 of
18 PACE, it is reasonably likely that there would have been
19 a search of his room, at least?

20 **A.** Yes. I think I'm aware that his room had been searched
21 when he was reported missing but, of course, there is
22 a significant difference between the type of search.
23 Had he been arrested for offences relating to the
24 production of poison, then that would have led to
25 a search of his address, yes.

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- 1 Q. At that time, on the evidence that the Inquiry has, what
2 would have been found at that time is castor oil seeds,
3 ricin seeds, it is unclear whether he would have yet
4 done anything with them and tried to make it into the
5 toxin ricin, but ricin seeds, with a stash of chemistry
6 equipment, funnels, scales, filters, and so on.
7 That could not have failed to have caused very
8 significant concern about AR, even if it was the raw
9 seeds, alongside chemical equipment, would you agree?
10 A. Yes, if those items had been present during the search,
11 and we've no reason to believe that they weren't, then
12 that would have caused significant concern, yes.
13 Q. The evidence is they were under his bed.
14 A. The evidence -- my understanding is they were under his
15 bed in July 2024. We don't know where they were at the
16 time.
17 Q. Finding ricin seeds and chemical equipment would have,
18 I am going to suggest, certainly or almost certainly
19 have led to his devices being seized?
20 A. Yes.
21 Q. The seizure of his devices would have led to discovering
22 at that time, because it had happened in August and
23 September 2021, that he had not once but twice
24 downloaded a lengthy academic paper that contained the
25 totality of the Al-Qaeda training manual?

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- 1 attack, the fact that officers on the ground didn't have
2 that full picture, but it would have led to an arrest
3 and search if they had had that full picture, must mean
4 that this was a very serious missed opportunity to
5 identify and address the risks posed by AR?
6 A. Sir, I agree with that and I am extremely sorry about
7 that as well.
8 Q. Thank you. There was no referral, I think, to the
9 Vulnerability Reduction Network at this stage, and
10 I think you accept that that was something that could
11 have been done at this stage, poison having been
12 mentioned, yes?
13 A. More around the knife potentially, but yes.
14 Q. And a training need there because it seems the officers
15 weren't aware of that?
16 A. Yes, and we're addressing that at the moment.
17 Q. Thank you. The Community Safety Team would have been
18 another appropriate referral at this time?
19 A. It would have been, yes.
20 Q. But the Violence Reduction team -- quite apart from what
21 may have been found on the search, but even without the
22 arrest having happened, the Community Safety Team
23 referral or the Violence Reduction Network referral
24 would have been appropriate?
25 A. Yes, it would.

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- 1 A. Yes, that's correct.
2 Q. It is likely that AR would have been charged with
3 offences around, certainly, the Al-Qaeda training
4 manual --
5 A. Yes.
6 Q. -- and prosecutors would have looked very carefully at
7 the position of the ricin seeds and the chemical
8 equipment, even if the ricin seeds hadn't yet been
9 processed?
10 A. Yes. I think, had those items been found, as we
11 described, and the Al-Qaeda manual, that investigation
12 would have been progressed by Counter Terrorism
13 Policing, undoubtedly.
14 Q. So I was going to ask you, it would have led to two
15 things: intense focus on the risk posed by AR --
16 A. Yes.
17 Q. -- and serious Counter Terrorism Policing interest,
18 which others are probably going to be best able to
19 describe in their evidence?
20 A. Yes.
21 Q. It's just common sense, isn't it?
22 A. It is, sir.
23 Q. He may have been facing a custodial sentence?
24 A. It is highly likely, if that had played out, yes.
25 Q. Even though, therefore, this was two years prior to his

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- 1 Q. For the first time, in terms of a serious incident
2 happening again, he would have been eligible now because
3 the age range has come down, by this time March 2022?
4 A. Yes, so for the Violence Reduction Network, the fact
5 that he had been in possession of the knife, it had been
6 reduced to ten years old, so he could have been referred
7 to the Divert programme, if he had consented to doing
8 it.
9 Q. Thank you. So, I'm not, if you'll forgive me, going to
10 take you through the careful and diligent assessment of
11 points of learning that you have set out in your
12 statement but can I just identify the relevant
13 paragraphs. It is paragraphs 261, sir, at page 55,
14 through to 268, the seventh point of learning in
15 relation to that.
16 Can I suggest that there are further important
17 factors beyond those that you have identified. The
18 first is for IT systems and information systems to be
19 improved, the recording of them and the visibility of
20 them, so that frontline response officers have a better
21 chance of seeing the full picture?
22 A. I would need to give that some further thought, sir,
23 because my understanding of this and how our IT systems
24 are and what is available to the officers on the front
25 line, the issue for me here appears to be the lack of

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1 recording of some of those details. So potentially
 2 a training issue in relation to that, as opposed to the
 3 visibility for the officers on the front line.
 4 **Q.** I'm grouping it all together but that group of actions,
 5 the system -- I'm not saying buy a new computer system,
 6 it is not for me -- but that group of things, what the
 7 system is, the visibility of it and importantly the
 8 recording of information, those things taken together,
 9 there needs to be action to ensure that frontline
 10 officers have a better picture of young people that they
 11 are dealing with when they've got a history of violence?
 12 **A.** Yes.
 13 **Q.** Secondly and relatedly, there needs to be a greater
 14 emphasis, would you agree, on dealing with the overall
 15 picture of risk, not just to individual incidents, the
 16 cumulative risk needs to be assessed and managed?
 17 **A.** Yes, I think that's been highlighted through here,
 18 throughout.
 19 **Q.** Thirdly, so far as mental health is concerned, there
 20 needs to be a greater emphasis on the complexity of
 21 mental health, so that officers don't immediately assume
 22 that mental health means a lack of capacity and it
 23 shouldn't be treated as a crime?
 24 **A.** Yes, I think that needs to be more explicit in our
 25 training.

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1 **A.** Yes, that's right.
 2 **Q.** That that led to a conviction and referral order?
 3 **A.** Yes.
 4 **Q.** Subject to issues that we will explore with Counter
 5 Terrorism Policing about whether it can be recorded in
 6 open that Prevent referrals had been made, that three
 7 Prevent referrals had been made and that while the
 8 decision was that they didn't meet the threshold, they
 9 would certainly consider if further information became
 10 available?
 11 **A.** Yes.
 12 **Q.** That AR had a diagnosis of autism but that one feature
 13 of that appeared to be that he had some fixations on
 14 senses of grievance, whether it's his change of school
 15 or other factors, and a maladaptive way that he appeared
 16 sometimes to be dealing with that was leading to use of
 17 violence?
 18 **A.** That's right.
 19 **Q.** Then the further incidents in November could have been
 20 added to that running risk assessment?
 21 **A.** They could.
 22 **Q.** Not of themselves perhaps so significant, as you have
 23 indicated, but a recent example of violence in the home.
 24 That sort of multi-agency shared risk assessment,
 25 perhaps on a common platform or at least shared, that

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1 **Q.** Fourthly, while the focus on custody as a last resort
 2 for children is very important, there also needs to be
 3 some consideration given to recalibrating that so, that
 4 officers on the ground, if they feel that arrest is
 5 warranted, are not afraid to do so.
 6 **A.** Yes, that's fair.
 7 **Q.** If you were to envisage a multi-agency approach in
 8 December 2019 or early 2020 that had led to a simple
 9 shared summary of what was known between the agencies
 10 and a shared assessment of risk, dealing solely with
 11 what the Constabulary and other agencies knew, a simple
 12 running summary could have included that AR had been
 13 excluded from school for bringing a knife ten times to
 14 school?
 15 **A.** Yes.
 16 **Q.** That he had researched school shootings?
 17 **A.** Yes.
 18 **Q.** That he had made an inappropriate comment about severed
 19 heads during a lesson?
 20 **A.** Yes.
 21 **Q.** That he had his conviction for ABH on school premises
 22 and for carrying an offensive weapon but also that,
 23 while the alleged bully was his intended target, when he
 24 couldn't assault the bully, he just turned to the
 25 nearest lad available and attacked him instead?

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1 would have led to a different outcome in March, if that
 2 was visible to officers?
 3 **A.** Sir, I don't think I am able to say definitively that it
 4 would have led to a different outcome. What is
 5 absolutely clear, however, is that that lack of one
 6 single repository across all agencies to understand,
 7 exactly as you have described there, the incidents and
 8 what attempts have been made to engage with AR and his
 9 response to those, would have been hugely helpful for
 10 officers and other professionals dealing with AR during
 11 that time.
 12 **Q.** My question was deliberately not a different outcome in
 13 July with the dreadful attack but a different outcome in
 14 March because, as you have explained in your evidence,
 15 that information being known would have led to arrest,
 16 would have led to search, would have led to finding the
 17 signs that were already there, in terms of ricin seeds
 18 and chemical flasks, and that would have led to
 19 a significant criminal justice intervention and a very
 20 significant counter terrorism interest in AR. So when
 21 your answer was, "I don't think I'm able to say
 22 definitely it would have led to a different outcome", in
 23 relation to March, I think you can say --
 24 **A.** Sorry, I slightly misunderstood your question, sir. No,
 25 I agree. Yes.

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- 1 **Q.** Thank you. You will understand Assistant Chief
2 Constable that you are there taking these questions and
3 having to deal with it, it's not easy, it's not directed
4 at you. I'm interested in exploring the systems with
5 you. But to the outsider, can you understand the
6 concern that that seemingly common-sense step of having
7 a shared risk assessment that's visible to agencies
8 seems simple and yet just wasn't there?
- 9 **A.** Yes. That's absolutely fair and it is something that
10 both policing and across agencies we have wrestled with
11 for some time now to get a single system that talks
12 across social care, mental health, education, policing,
13 so that it is there and available to everybody to help
14 them, and that is something that we continue to work on
15 but it is proving really challenging.
- 16 **Q.** But, for example, there are agencies that need to work
17 together, for example in the prison context, where you
18 have prison escorts, who are one company, the prison
19 provider is another, the police are involved with them,
20 but you have a shared form for dealing with the risk,
21 and there doesn't seem, even at the moment, to be
22 a shared risk form that all the agencies use just to
23 record: this is the basic history?
- 24 **A.** No, at the moment it is recorded within individual
25 agencies' documents.

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- 1 Taking it as shortly as I may, I think the officers
2 as you have set out in your 278, made the decision to
3 submit a vulnerable child investigation as high risk but
4 did not take the view that there had been a criminal
5 offence committed on this occasion. Would you say that,
6 in general terms, that's appropriate?
- 7 **A.** Yes, it was. Yes.
- 8 **Q.** Thank you. They also made an Op Encompass referral.
9 I think, again, it was one that perhaps didn't go
10 directly to the right school but perhaps not of
11 particular significance.
- 12 In relation to that, again, it is right to say that
13 there was no further police follow up in relation to
14 that?
- 15 **A.** That's right, yes.
- 16 **Q.** If one puts together the two incidents in November and
17 the March incident, and this incident now in May, there
18 wasn't any thinking going on at any kind of overview
19 level of thinking, actually, this is the fourth call in
20 six months to this address, perhaps the interventions by
21 other agencies aren't working: there is no assessment of
22 that kind?
- 23 **A.** No, I think that's fair to say, yes.
- 24 **Q.** Then on 21 March, there was the request for a welfare --
25 21 March 2023, I'm so sorry, the following year.

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- 1 **Q.** It is not just around inter-agency communication
2 because, as we have explored and as you have been
3 helping us with, the police in March 2022 don't have
4 good sight on what happened with the police in 2019?
- 5 **A.** No, that's fair.
- 6 **Q.** That, would you agree, needs to change?
- 7 **A.** Yes.
- 8 **Q.** There were dealings with AR on 14 May and you deal with
9 that in your statement as well. I'm going to deal with
10 that much more shortly but the essence of it was there
11 was a dropped 999 call. Officers arrived, I think, at
12 4.54 am to deal with that one. They wouldn't have had
13 much opportunity because it was a dropped call. They
14 attended as a Grade 1, they're arriving on blue lights
15 and sirens, so not a lot of time to do research into
16 history of that. When they arrived, they were told by
17 AR's father what had happened, that he had woken up in
18 the night, demanded a laptop and then started throwing
19 food around the kitchen and locked himself in the
20 bathroom, overfilled the bath, causing damage in the
21 house.
- 22 At that stage, the officers were told that he was
23 refusing to attend school, refusing to take medication
24 for his autism, and the parents did say that they would
25 be speaking to CAMHS and the GP for help and advice.

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- 1 21 March 2023, there is the welfare call out from the
2 school, which Lancashire did not attend in furtherance
3 of the policy, effectively that the police should not
4 deal if it is more appropriate for other agencies and
5 there is not an immediate risk of very serious harm,
6 yes?
- 7 **A.** That's right, yes.
- 8 **Q.** In relation to that, I think you say that PCRO Correy --
9 in relation to that, that the ultimate decision was
10 appropriate in the light of that Right Care Right Person
11 policy but that he should have done more on the systems
12 and in the information that he was getting. So he
13 should have worked out and recorded who the student was,
14 their age, mental health issues, matters of that kind.
15 So there was poor information gathering?
- 16 **A.** Yes.
- 17 **Q.** But, ultimately, I think you say that the final decision
18 was justifiable?
- 19 **A.** Yes. I think the final decision not to deploy was the
20 correct decision. However, it is clear that the PCRO
21 hasn't done sufficient checks and hasn't recorded
22 sufficient information, which again may have assisted
23 his decision-making.
- 24 **Q.** Again, while on the information that being given that
25 might have been appropriate within the Right Care Right

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1 Person, if all of the factors that I have gone through
 2 were visible, that might have led to a different
 3 outcome; would you agree?
 4 **A.** I don't think so, sir, no. I think when you consider
 5 the report that came in, the teacher or the staff member
 6 who made the referral made reference to the fact that
 7 CAMHS had seen him a couple of months previously.
 8 I don't believe that, had he asked further questions, it
 9 would have changed the outcome around police deployment.

10 I wouldn't suggest that policing is the right
 11 service to be checking on absenteeism from school.
 12 **Q.** Of course, in general terms, that is difficult to take
 13 issue with but, in the case of AR, in relation to whom,
 14 if you put the cumulative picture together -- and I'm
 15 not for the moment saying the ricin would have been
 16 known about, the ricin seeds would have been known about
 17 or the Al-Qaeda training manual -- but even with all of
 18 the combined incidents that had gone on since October
 19 2019, would not a good visibility of that complete
 20 picture cause to say, actually, there is a policing role
 21 here in going. Okay it has only arisen because he is
 22 not attending school but, in terms of keeping an eye on
 23 the risk of this young man, nobody seems to have eyes on
 24 him and we ought to take a look?

25 **A.** I understand the question but I don't believe that that
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1 us away from our core responsibilities of responding to
 2 incidents, investigating crime, community --

3 **Q.** It is not something you can do in the generality of
 4 cases by any means. I'm just seeking to explore with
 5 you whether, if you had a position with a young person
 6 who is flagged for a number of reasons, as of
 7 significant concern, whether there ought to be some
 8 discretion in that when the ongoing management of risk
 9 says this is a young man we need to be keeping an eye
 10 on?

11 **A.** Yes, I understand.

12 **Q.** Turning to your reflections and improvements. Could we
 13 just have paragraph 313 at page 65 available, please.
 14 You have set out there your intention to deal with the
 15 Inquiry's questions about lessons that were being
 16 learnt. You go on to deal with recommendations.

17 You set out quite a lot of detail about the review
 18 that took place by PSD, the initial review that was done
 19 and the further work that is being done after that. If
 20 you will forgive me it is set out in careful and
 21 appropriate detail in your statement, so I'm not going
 22 to go through the totality of it. But I want to pick up
 23 some other matters that have emerged from the evidence.

24 The first I should just ask you about, I touched on
 25 it already in the issues I have just been asking about,
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1 was the role of the police to do at that time.

2 **Q.** Is that -- and forgive me for asking the question --
 3 "I don't think it is the role of the police to do at
 4 that time" because, in the real world, we don't have the
 5 resources to do it, hence Right Care Right Person, or is
 6 it "We would like to do that because that would be good
 7 policing intervention but we don't have the resources"?

8 **A.** I don't think it is specifically a question around
 9 resource and, if you look at the Right Care Right Person
 10 policy, that was brought in to make sure that, when you
 11 are dealing with Concern for Welfare checks the
 12 appropriate agency with the appropriate expertise and
 13 knowledge deploys or is responsible for that incident,
 14 and so even taking what we have described today into
 15 account, and with the PCRO's further knowledge had he
 16 done those checks, I still don't believe that policing
 17 was the appropriate agency.

18 Of course, it would have been nice to get eyes on
 19 him but I think there are other agencies better placed
 20 to fulfil that role than policing. If we are to divert
 21 away from that, it would mean we would have to move
 22 resource from doing another function, to be able to move
 23 into doing that. So in an ideal world, of course, with
 24 a different level of resource, we would like to be more
 25 involved in that type of work. However, that will take
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1 but the resourcing within the police, a number of
 2 officers have suggested that this was an issue on
 3 response teams, so PS Clarke, for example, described
 4 that the response sergeant in Lancashire was covering
 5 the role that was done by four separate sergeants in
 6 Cheshire; is that a fair comment?

7 **A.** I'm not aware of how Cheshire are set up but in relation
 8 to the sergeants at West Lancashire, there are two
 9 sergeants aligned to each response team in West
 10 Lancashire. As with any policing service, there will
 11 often be abstractions, whether it is to leave, whether
 12 it is to sickness, to other duties but I don't believe
 13 that the position was significantly different there than
 14 it was elsewhere.

15 **Q.** Similarly, returning just briefing to 17 March. The two
 16 officers, PC Fairclough and PC Rhodes, were both
 17 probationers and both in single-crewed vehicles. Does
 18 that reflect difficulties of resourcing, recruitment or
 19 retention?

20 **A.** I think that is a really interesting point and one
 21 I would like to explore a little bit further, if I may.
 22 If you think about that time then and the resourcing
 23 that policing has now, we are in a position where late
 24 '80s/early '90s there was a significant recruitment
 25 drive into policing. What that led to was, towards the
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1 end of the late '10s/early '20s, those officers retiring
2 and reaching their pensionable service. That coincided
3 with a period of significant austerity, in which all
4 public services had to make some really difficult
5 decisions about their resourcing, due to the budgets.

6 And then the Government announced an uplift
7 programme, which started in April 2020 with 20,000 extra
8 police officers over three years, which sounds
9 fantastic. The reality of that, sir, is that those
10 police officers, the majority of whom inexperienced,
11 replaced officers who were highly experienced having
12 left the police.

13 There were some restrictions put on policing at the
14 time around their recruitment and some requirements
15 around the recruitment and, by that, what I would refer
16 to is that officers were required to meet the headcount
17 that was established (*sic*) to them -- sorry, forces were
18 required to meet the headcount that was allocated to
19 them by the Government. If they didn't meet those
20 targets, those resource numbers, there were significant
21 financial penalties for forces behind there.

22 The result of that was that we had to recruit in
23 large intakes, which we wouldn't normally do, which had
24 an impact on the training that we can give to the
25 officers during that time, and also came on the back of

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1 the relationship with Counter Terrorism Policing North
2 West and, if we could just look at one of the aspects.
3 So you were asked about whether there were things that
4 you would invite the Chair to consider as
5 recommendations and, if we look at paragraph 334(1), at
6 the top of page 71, please, you say there:

7 "Improved integration and information sharing
8 between Counter Terrorism Policing/Prevent and
9 mainstream public services ... Specifically, having
10 an effective system in place to manage the risk and
11 safeguarding for those cases that are deescalated from
12 Prevent ..."

13 I have covered most of this ground but, while that
14 seems to be principally, certainly in your first
15 sentence, talking about more information being pushed
16 out from Prevent to the Constabulary, I think you
17 already accepted that it is important that the
18 information that is shared is properly recorded by
19 Lancashire and made available, where it is appropriate
20 to do so, to frontline officers?

21 **A.** Yes, that's fair. Yes.

22 **Q.** If we look at paragraph 317, which is at page 67. Your
23 statement here says:

24 "I have been asked whether I consider that prior to
25 29 July ... Lancashire Constabulary identified and

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1 a period of national lockdown during Covid where,
2 unfortunately, we had to resort to training a number of
3 our officers and those intakes over Microsoft Teams.

4 So, if you bring all that context together, it was
5 a real challenge for us and it remains a challenge for
6 us to make sure that we have the right level of
7 resources with the right level of experience and the
8 right supervision to deliver the service that we want to
9 do. So I absolutely understand the concerns of some of
10 the officers in relation to being young in service.
11 I listened to our officers' evidence yesterday and
12 I heard PC Rhodes talk about she was one of the most
13 experienced on her shift with four years in. That is
14 not unique to Lancashire Police.

15 The position is improving but, at the period of time
16 that's relevant to this Inquiry, I think it is important
17 that we consider the wider issues in relation to police
18 resourcing and the restrictions that we were working
19 under at that time.

20 **Q.** Thank you. If you gave a blunt and candid assessment,
21 do you think that those challenges, with which the Chair
22 will be familiar, impacted on these specific events or
23 not?

24 **A.** I don't know. I really don't know.

25 **Q.** Thank you. A second aspect that I wanted to pick up is

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1 addressed, adequately or at all, the risk that AR posed
2 to others. I would like to answer this question in
3 relation to each of the incidents that Lancashire
4 Constabulary were involved with AR."

5 You then gave again a helpful and careful précis of
6 the incidents, going through them one by one.

7 Then 324, you say -- so over the page, please:

8 "... Lancashire Constabulary does consider that more
9 could be done to better assess the risk that AR posed,
10 including the deployed officers obtaining more
11 information on AR's history from the Lancashire
12 Constabulary systems ..."

13 That's in relation to the event that we have been
14 looking at a lot, of 17 March, all right? You go on to
15 deal with the sixth and seventh incident in the rest of
16 that page. Then if we go on to page 69. Against that
17 background, you say, 327:

18 "I have been asked, if I consider that it was not
19 Lancashire Constabulary's responsibility (or sole
20 responsibility) to identify and/or address the risk that
21 AR posed, whose responsibility I consider it was."

22 Then you say:

23 "I do consider that Lancashire Constabulary had
24 responsibility to address the risk that AR posed through
25 all the dealings with him. As I have outlined above,

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1 I believe that Lancashire Constabulary did take steps to
 2 address the risk. Whilst more could have been done on
 3 some of those occasions, as detailed above, whenever
 4 there was any direct contact with AR, information was
 5 always shared by Lancashire Constabulary with, or for,
 6 other agencies."

7 All right? I don't want to overlook paragraph 331
 8 and I think 331 touches on the evidence that you have
 9 just given us:

10 "... these events bring the current challenges faced
 11 by policing into stark focus. The volume and complexity
 12 of demand that police officers are required to deal with
 13 has both shifted and increased over time, extending far
 14 wider than dealing with the effects of crime and
 15 criminality. A significant proportion of people who our
 16 officers now deal with are children, many of them with
 17 complex mental health needs or neurodiverse conditions.
 18 Whilst policing may be the most appropriate public
 19 resource to deal with the immediate incident, there are
 20 other agencies who are better equipped to manage the
 21 longer term prevailing issues that are the root cause of
 22 these issues."

23 I read that it out because I don't want to be said
 24 to have overlooked it but, if we go back to 328, there
 25 is, I suggest, this risk, in the approach in your

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1 there needs to be radical change to the multi-agency
 2 approach to ensure that risk is better assessed and
 3 better shared, yes?

4 **A.** I think that's a fair point, yes.

5 **Q.** And (5) Lancashire Constabulary, as other forces, must
 6 apply an active part in that to ensure that we are
 7 better sighted on the overall risk and better address
 8 the overall risk, yes?

9 **A.** Yes.

10 **Q.** The absence of those sort of overarching conclusions, in
 11 terms of the bigger problem, can I suggest, I hope
 12 without discourtesy to you, underlines the very problem
 13 that there is too much focus on the response to
 14 individual incidents and not enough genuine multi-agency
 15 addressing of the risk of men like AR?

16 **A.** Sir, I think the way I have written this statement and
 17 that we have put it together has quite -- as you say,
 18 has rightly focused on each individual incident.
 19 I completely accept that what it doesn't cover is that
 20 ongoing assessment of the totality of the risk and the
 21 need to share that amongst agencies.

22 I think there is a wider point that I would like to
 23 make in relation here to what is a really wicked problem
 24 that we are wrestling with across agencies at the
 25 moment, and not just within policing, and that we can't

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1 statement, bringing my questions to a conclusion, in 328
 2 you appear to be saying, "We as a Force have looked
 3 really carefully and sincerely", and I don't doubt that
 4 for a moment, "at the responses individually and, in
 5 doing so, on each of those incidents there were things
 6 that could have been done more but generally the
 7 response was reasonable". Do you accept that that's the
 8 overall approach taken?

9 **A.** Yes.

10 **Q.** What I suggest, when we look at the recommendations on
 11 your final page of the statement, at 71, and I don't
 12 wish to be unfair to you because these are all points
 13 which the Chair will need to consider, so the
 14 information sharing with Counter Terrorism Policing is
 15 (1); at (2) the importance of timely access to mental
 16 health services for children; at (3) the development of
 17 community and mental health services' provision for
 18 children, which is capable of effectively dealing with
 19 children and young people with a predisposition for
 20 violence.

21 Now, all of those are serious issues that must be
 22 grappled with. But the totality of the approach towards
 23 the end of your statement, in looking at
 24 recommendations, was outward looking at other agencies
 25 and we should, should we not, add in under your (3): (4)

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1 solve as individual agencies.

2 And to provide some context around that: I joined
 3 the police service 29 years ago. The role of a police
 4 officer now is hugely different than it was when
 5 I joined 29 years ago. There was no internet. There
 6 was no mobile phones.

7 Sadly, there are other children out there with
 8 similar interests and behaviours that AR displayed.
 9 There is a real challenge in managing children's mental
 10 health, and I say that from a position of empathy and
 11 sympathy for children's mental health services who are
 12 working extremely hard, doing their best but are
 13 overburdened.

14 On the back of the Covid pandemic, we have a group
 15 of children here who have perhaps not had the same
 16 access to service that they would have done otherwise.

17 They have got what appears to be completely
 18 unregulated access to the internet, where, at the click
 19 of a button, they can see the most horrific and
 20 horrendous incidents, and they can go online and
 21 purchase things which, frankly, I see no legitimate
 22 purpose for, in crossbows, in machetes. Rarely a day
 23 goes by where we look at our morning summaries and there
 24 hasn't been an incident the day before where somebody
 25 has either been attacked or threatened with a machete.

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1 There is no other purpose for these weapons, other than
2 to intimidate, enforce violence or deliver violence on
3 people.

4 It is far too easy for our young people,
5 particularly those who are suffering with their mental
6 health, to be influenced and to see this material and to
7 then get access to weapons that allow them to carry out,
8 on occasion, atrocities, the like of which I hope we
9 never see again and that we never find ourselves in the
10 position where we are sat in an Inquiry like this again.
11 But I fear that it will.

12 So the changes that we need to look at -- I accept
13 completely that Lancashire Constabulary and policing has
14 a significant role in this and we need to improve, but
15 these are things that, as a society, there needs to be
16 systemic change around if we are going to make
17 a difference.

18 **MR MOSS:** Thank you. I'm conscious of the time, sir.

19 May I perhaps through you, sir, just indicate to the
20 Assistant Chief Constable that we have covered a lot of
21 ground and it is not a trial, it is a process and
22 I would perhaps have asked you more questions about the
23 practicability of changes and if there are things that
24 you wish to add in writing after your oral evidence,
25 I know that that will be received.

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1 My learned friend Mr Bowen has some non-duplicative
2 questions on areas of detail in areas that I said
3 I would cover. So it's the two advocates.

4 **SIR ADRIAN FULFORD:** I think we have assessed in the order
5 of 10 minutes each.
6 Mr Bowen?

Questioned by MR BOWEN

8 **MR BOWEN:** I'm grateful, sir. I have a stopwatch.

9 I ask questions on behalf of the bereaved families.
10 I'm going to look at the material between paragraphs 23
11 and 26 of your witness statement. So that's structure
12 and the Force Control Room.

13 Now, the information from the NCA, condensed onto
14 the log that you will be very familiar with, the
15 7 October log, would you agree that that constituted
16 a credible and real threat to life?

17 **A.** Sorry, I missed the last part of that.

18 **Q.** The information derived from what AR had said to
19 Childline, would you agree that looking at that in the
20 control room at the time when you were making decisions
21 on dispatching and who to dispatch, that information
22 amounted to a credible and real threat to life?

23 **A.** Not an immediate threat to life, no, sir. I think, had
24 the parties been at school at the time during the school
25 day, then yes. But not at the time that it was

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1 Sir, there were some questions --

2 **SIR ADRIAN FULFORD:** What I would like to do about that,
3 Mr Moss, and I'm sorry this is going to trespass on your
4 time, Mr Winstanley, given that there had been some
5 responses under the Rule 10 process, I am going to rise
6 now, Mr Moss, and sit again at 1.55 pm and could I ask
7 you, please, to have a discussion with counsel as to
8 whether, in accordance with Rule 10, there are any
9 further matters to be explored.

10 **MR MOSS:** Could I just have one brief moment, please, sir?

11 **SIR ADRIAN FULFORD:** Certainly.

12 **MR MOSS:** Sir, we will do that. We may need a short second
13 break after that, it won't take very long but because of
14 the arrangements for this afternoon.

15 **SIR ADRIAN FULFORD:** Certainly. I will rise.

16 (1.06 pm)

(The short adjournment)

17 (1.57 pm)

19 **SIR ADRIAN FULFORD:** Mr Moss.

20 **MR MOSS:** Thank you, sir. The position is my learned
21 friends Mr Temkin and Mr Beer had permission to question
22 but they consider that I have covered the ground
23 adequately. My learned friend Mr Weatherby had specific
24 permission to question on an area that I said that
25 I wouldn't cover and that he has permission to cover.

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1 recorded --

2 **Q.** I agree, we will come onto that in a moment. But that's
3 why I said credible and real but not immediate, at that
4 stage.

5 **A.** Yes.

6 **Q.** With a slightly different set of facts, involving the
7 need to dispatch somebody instantly, that would be
8 immediate?

9 **A.** Yes.

10 **Q.** But we weren't in that situation because it was graded
11 2?

12 **A.** Yes.

13 **Q.** We don't dispute the grade. We have a bit of trouble
14 with the information that showed that, subsequently,
15 I think there was a reference in PS Hadi's material that
16 suggested it could be a 3 or a 4 but not much turns on
17 that.

18 **A.** Okay.

19 **Q.** So, in this type of serious case, would you agree that,
20 unless it is that sort of Grade 1 type of emergency that
21 we have just discussed, that any effective system would
22 ensure that the decision on dispatch would somehow
23 modulate or ensure that the response of the response
24 officer was appropriate to the risk inherent in the
25 callout?

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- 1 A. I wouldn't expect the dispatcher to take into account
2 the experience of the officer when deciding which call
3 sign to send to it, if that's what you are referring to,
4 sir.
- 5 Q. Well, I am because surely there is a certain category of
6 case where, as a senior officer, you would hope and
7 expect that the officer was up to the job. I'm not
8 making personal comments here about policing, I'm
9 talking about systems?
- 10 A. I suppose my position around that, sir, would be that
11 all our officers who are engaged in independent patrol
12 have been signed off as being competent to do that job.
13 So I would expect anybody who's operating as a response
14 officer, having achieved independent patrol status to be
15 capable of dealing with that job.
- 16 Q. What I suggest to you is that any safe system, any
17 process within the Force Control Room, should have some
18 kind of flag or system that ensures that, if not at the
19 time, because of time and urgency, that at some stage in
20 a case as severe as this, there would have been some
21 overview or a fresh secondary risk assessment by a more
22 senior officer because it is left here entirely in the
23 hands of somebody who only had 18 months under his belt?
- 24 A. No, I don't feel that the system would need any change
25 to the one that is there at the moment in respect of who

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1 control room, and there is a responsibility on the
2 officer themselves when they are deployed to that
3 incident, if they feel it is something they need
4 additional support with, we have a 24/7 capability to
5 call on detective resources should they be needed.
6 There is a Force Incident Manager on duty 24/7 who can
7 review if required.

8 But, once that initial assessment is made of the log
9 and an informed decision has been made about who is
10 going to deploy to it, then that will take its course --

11 Q. But I don't think that happened, did it? There was just
12 an automatic reference to the first available officer.
13 So there is no reflection of the nature of the risk. If
14 you've got two officers, one experienced, one
15 inexperienced, on a case like this, you would send out
16 the experienced officer?

17 A. I think it would depend on a multitude of factors, such
18 as availability of officers at the time, what else was
19 going on, whether there was anything specific to that
20 case. But I genuinely, having reviewed the actions that
21 PC McNamee took in relation to that, regardless of his
22 level of experience, they are the actions I would have
23 expected him to have taken at that time with the
24 exceptions of some issues.

25 Q. All right. Okay. So is there any -- we know he made

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1 is deployed to and how you make that decision.
2 I suppose what you also have to take into consideration
3 is that that officer has a sergeant, who is available to
4 them at the end of a radio, and will Q/A the response
5 that has taken place anyway.

6 I would be loath to change that position at the
7 moment.

8 Q. But surely there has to be a safeguard because we know
9 here, just predicated on the basis that the referrals
10 were inaccurate, incomplete -- you know the facts.

11 A. Yes.

12 Q. That it was a defensive use of the knife not
13 an offensive use of the knife that was of concern to
14 PC McNamee, he will only use it for self protection,
15 that the active homicidal desire seems to have got lost
16 in the wash. Now, that should, at some stage in the
17 process, I suggest to you, have been caught by a system,
18 somebody else checking his homework?

19 A. I wouldn't accept that that should be the case, sir, no.

20 Q. All right. Okay. Well, in that case, where is the
21 safeguard against human error?

22 A. The officer has a sergeant who they can speak to if
23 there are any concerns around the incident itself.
24 There is also the closure of the incident and the review
25 of the incident on closure that goes back through the

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1 a referral to MASH. We know that that referral is
2 subject to some granular criticism, and what I suggest
3 to you is that the downstream effect of the watering
4 down of the risk had a really profound impact on how,
5 for instance, the hockey stick incident was dealt with.
6 The reason I'm interested in systems is to ask the
7 question: when is that error going to be picked up? On
8 your evidence so far, there is no safeguard.

9 A. But I don't see this as a system error, sir.

10 Q. All right, okay. So it is either an individual error or
11 there is a difference at the moment between us on
12 whether the system should be modulated to pick it up?

13 A. I think where we perhaps are confusing the two issues is
14 that the deployment and the actions taken by the officer
15 in dealing with the incident, in my view, were entirely
16 appropriate. The level of information that then went on
17 could have been improved.

18 Q. All right, okay. You gave evidence and, sir, for your
19 note you will find this on the clock of the realtime
20 transcript at 10.36.28?

21 **SIR ADRIAN FULFORD:** Thank you.

22 **MR BOWEN:** There is a verbatim record of the interchange
23 between you and Mr Moss about the comfort that you had
24 from what you called the subsequent secondary risk
25 assessment in relation to, here, PC McNamee's referral.

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1 What you weren't asked is whether or not that secondary
2 risk assessment took place. As far as we can see, it
3 didn't.

4 **A.** So -- and please correct me if I'm wrong with this but
5 my recollection of that conversation was I was
6 describing the MASH, what -- the role of the MASH and
7 the processes within the MASH. It wasn't specific to
8 that incident and I will happily be corrected on that if
9 I'm wrong but my recollection of that conversation was
10 a discussion around what the safeguarding support
11 officers in the MASH do generally.

12 **Q.** Exactly. It's a safeguard. It's a sweeping up. It's
13 a review of the really important material that they are
14 looking at, which are the building blocks for the
15 assessment of risk. If that's wrong at the bottom, we
16 have a problem and, at the moment, there is no
17 safeguard.

18 **A.** So I would need to look at the police safeguarding
19 referral to be absolutely sure about this but my
20 understanding of that incident is that PC McNamee went,
21 he submitted a vulnerable child investigation, that goes
22 into the MASH, the MASH review that and they consider
23 whether it is -- the officer will have graded it
24 standard, medium or high. They review it and decide
25 whether they believe that that's correct or whether it

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1 **A.** It would be really difficult to categorise how you would
2 make the distinction between that. What essentially we
3 expect our officers to deal with each incident on its
4 own individual merits because, sometimes, what can start
5 off as a particularly lower-level incident, for example
6 further information can be provided with can raise that
7 and it can work the other way as well. So I think it
8 would be really difficult to categorise a specific
9 incident as one that would require enhanced supervision.

10 **Q.** I'm almost done, sir.

11 So you are not then worried or concerned that, if
12 you have individual error, as on one view of the facts
13 we have here, that there is no way for the system to
14 pick it up. That's just tough luck?

15 **A.** I wouldn't say it is tough luck but I would, I suppose,
16 ask how any system could then account for or identify
17 what we believe to be an individual error. How do you
18 identify it as an error?

19 **Q.** Well, very easily because the NCA come in and say there
20 is a potential murder at school the next day, that's not
21 something that happens very frequently, one assumes, and
22 a senior manager, one of the people in -- either one of
23 the managers or the chief superintendent, or one of the
24 inspectors will be aware of the case. It doesn't get
25 lost because that's what happened here?

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1 needs lowering or raising and then they make a decision
2 to share it.

3 So I have not been presented with any information at
4 the moment to suggest that that secondary risk
5 assessment either wasn't conducted or, if it was, was
6 incorrect.

7 **MR BOWEN:** I'm just 35 seconds past my time, sir.

8 **SIR ADRIAN FULFORD:** A little bit longer, Mr Bowen.

9 **MR BOWEN:** I'm very grateful.

10 What I'm at the moment not -- I think you are not,
11 with respect, confronting is, if there is a real factual
12 error, and it could be more egregious than the one we
13 have got here, the system must surely allow -- or the
14 system should be constructed to ensure that there is
15 an oversight at a higher level, to make sure that the
16 inexperienced officer who is tasked with a very severe
17 difficult problem has some assistance. That assistance
18 may be available through the radio instantly but there
19 could still be an error. Is there a certain category of
20 case which requires oversight? I suppose that is the
21 question.

22 **A.** No, not specifically.

23 **Q.** So even on the most worrying set of facts, you wouldn't
24 suggest that there should be an automatic flag that
25 comes up somehow in the FCR?

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1 **A.** I would respectfully disagree, sir. I don't think it
2 got lost. There were a number of actions put in place
3 that night to ensure that any risk was immediately
4 identified and actions put in place to prevent that risk
5 taking place the following morning.

6 **Q.** We have your evidence. Just one very short
7 supplemental, sir, and this was in the Rule 10. Does
8 the fact of a vulnerable child referral -- so the
9 decision by PC McNamee to make the referral, as opposed
10 to a criminal justice process, the fact that that has
11 been made, does that close down the possibility of
12 making an arrest? Can the two processes run in
13 parallel?

14 **A.** Yes, they could run parallel.

15 **MR BOWEN:** Thank you.

16 **SIR ADRIAN FULFORD:** Thank you very much. That's very
17 helpful.

18 Yes, Mr Weatherby?

19 **Questioned by MR WEATHERBY**

20 **MR WEATHERBY:** Mr Winstanley, I ask questions on behalf of
21 three of the adult victims and survivors of 29 July.
22 Just one discrete topic from me and it is to do with
23 access to knives, particularly within the home.

24 In the discussion with Mr Moss this morning, he took
25 you through the facts of the incident in 2019 and in

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1 2022. It was clear that Lancashire Constabulary were
2 aware that AR had access to knives at home. He had
3 stated on both occasions a willingness to use them and
4 he had demonstrated a willingness to use quite serious
5 violence himself in one of the incidents.

6 The parents had told the police officers that they
7 had been trying to prevent access to knives because of
8 concerns and they had assured the police officers that
9 knives would be hidden away or locked away in the
10 future. Yet, on the 2022 incident, of course, AR had
11 managed to get hold of a knife again.

12 Would you agree that there was mixed evidence of
13 co-operation at these times by the parents, that they
14 were talking to the police officers but, for example,
15 there was minimisation by the father?

16 **A.** Yes.

17 **Q.** And that there was evidence of an inability, at least,
18 to prevent AR's access to knives in the home?

19 **A.** Yes, knowing what we know now, yes.

20 **Q.** This morning you agreed, I think, with Mr Moss that, at
21 least following the 2022 incident, a Community Safety
22 Team referral or a Violence Reduction Network referral
23 would have been appropriate. If that had occurred, if
24 either or both of those had occurred, am I right that
25 that is likely to have led to further actions by the

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1 **Q.** Yes. In respect of this topic in general, was there any
2 framework in place in Lancashire Constabulary at the
3 time we are considering here, in respect of police
4 action or multi-agency action involving the police, in
5 terms of access to knives?

6 **A.** There wasn't a specific policy around that, no.

7 **Q.** Finally, we have indicated to the Inquiry that there is
8 a safer knife replacement scheme, which the full details
9 are set out on the College of Policing website, and
10 there was a pilot scheme in 2023 in Kent and, due to the
11 success of that, it now involves something like 20
12 police forces. Is that something that you are aware of?

13 **A.** It is not something I'm aware of but it is certainly
14 something we will go away and look at.

15 **Q.** Just to put flesh on the bones very slightly, it
16 involves the replacement of ordinary kitchen knives with
17 blunt kitchen knives, for example, but also education of
18 and engagement with parents. Can I take it from what
19 you have just said that, if that was a recommendation
20 from the Inquiry, that's something that Lancashire
21 Constabulary would welcome?

22 **A.** Yes.

23 **MR WEATHERBY:** Thank you very much.

24 **SIR ADRIAN FULFORD:** Thank you very much indeed,
25 Mr Weatherby.

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1 police, in terms of either supporting the parents in
2 ensuring access to the knives was helping them to
3 prevent access to the knives in the home or perhaps
4 prompting them, or visits to the home by community
5 officers, or whatever, to prompt that happening on
6 an ongoing basis, would you agree that that's one of the
7 preventative steps that might have followed?

8 **A.** It's something that could have been considered. Just to
9 provide some clarity to assist around the Violence
10 Reduction Network and the Divert programme itself, that
11 is to help educate young people and try and prevent the
12 consequences of carrying knives. So it is more around
13 education but it is certainly something that could have
14 been considered.

15 **Q.** Yes. So hand in hand with that, of course, a visit to
16 the house might well have encompassed that as well but
17 it would have led to engagement by Lancashire
18 Constabulary on an ongoing basis, in terms of access to
19 knives?

20 **A.** It would have done, yes.

21 **Q.** Also, through either of those referrals, there may well
22 have been ongoing checking in with partner agencies to
23 ensure that work on knives and access to knives was
24 being done with them; would that be right?

25 **A.** It's something that could have been considered.

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Questioned by THE CHAIR

1 **SIR ADRIAN FULFORD:** Just three areas from me,
2 Mr Winstanley, if you can, please.

3 You indicated earlier, in the context of dealing
4 with Melissa Kelly's statement that, if there was no
5 feedback following the process of sharing, then that may
6 require a strategy meeting. Who would have
7 responsibility for calling the strategy meeting: was it
8 the local authority?

9 **A.** Yes. So once the referral had been made, so take for
10 example these referrals that had been made to social
11 care and education and health, the local authority would
12 have the lead responsibility for convening the strategy
13 meeting and inviting the relevant partners. So whilst
14 that wouldn't be somebody from within the MASH who would
15 attend, I think, as I described, it may be a child
16 protection sergeant, it may be a child exploitation
17 sergeant, depending on the nature of the incident.

18 **SIR ADRIAN FULFORD:** But the police would not be expected to
19 call the strategy meeting; is that right?

20 **A.** No.

21 **SIR ADRIAN FULFORD:** A little bit later, you indicated that,
22 once information has been shared, then the
23 responsibility of all the agencies is to work together
24 to identify risk and to deal with the risk. Entirely
25

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1 laudable, but am I right in thinking that, outside of
2 the MASH, there actually isn't a forum for the agencies
3 to work together to identify and address risk?
4 **A.** It would depend on the details of the individual case,
5 sir. So, for example, if it was a child protection
6 case, the teams would work together and continue to
7 share information in relation to that. It would very
8 much depend on whether there was any follow up and which
9 agencies were determined to be required in that follow
10 up.

11 **SIR ADRIAN FULFORD:** So, in certain situations, there would
12 be an expectation, for instance the police and another
13 agency would work closely together in relation to
14 a particular individual?

15 **A.** Yes.

16 **SIR ADRIAN FULFORD:** Second point was: in dealing with
17 whether or not the police should have any responsibility
18 to attend if somebody is persistently not coming out of
19 their house and going to school, if I may say so, you
20 perfectly correctly posed the philosophical question as
21 to whether that's really something that should fall on
22 the shoulders of the police. But I just wanted to check
23 this: do you agree that, even if in the final
24 determination that may not be the responsibility of the
25 appropriate police force, someone should have

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1 you to rise. I think the indication for the
2 reconfiguration is 15 minutes but we will get word if it
3 is any longer.

4 **SIR ADRIAN FULFORD:** If it can be done quicker can you let
5 me know. Thank you.

6 (2.22 pm)

(A short break)

8 (2.32 pm)

OFFICER B (affirmed)

10 **Questioned by MR GOSS**

11 **SIR ADRIAN FULFORD:** Please take a seat.

12 **A.** Thank you.

13 **SIR ADRIAN FULFORD:** Yes.

14 **MR GOSS:** May it please you, sir. I'm not going to ask your
15 name. You are the officer who is known in these
16 proceedings as Officer B.

17 **A.** That's correct.

18 **Q.** The Chair knows your true identity. You have made two
19 statements in these proceedings, could we have
20 CTPNW000175, please. As it says, that is your first
21 witness statement in these proceedings and you signed
22 that, I think, on 20 August 2025?

23 **A.** That's correct.

24 **Q.** Are the contents of that statement true to the best of
25 your knowledge and belief?

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1 responsibility for investigating and following up on
2 that in the way that Mr Moss has described?

3 **A.** Yes.

4 **SIR ADRIAN FULFORD:** Finally, dealing with the undoubtedly
5 difficult problem of policing and other agencies sharing
6 the system, so that core information can be provided,
7 you indicated in a general way that this is something
8 that's been really challenging and that you have been
9 wrestling with it. I'm not going to ask you to deal
10 with it now and I'm not going to ask you to write
11 a doctoral thesis but could you, on one or two sides of
12 A4, provide the Inquiry with a summary of the steps that
13 have been taken to try to establish such a system and
14 what the difficulties -- you know, what are the
15 difficulties that have been encountered to replicating,
16 for instance, something as exists between the Prison
17 Service and the police?

18 **A.** Yes, of course.

19 **SIR ADRIAN FULFORD:** I'm very grateful to you.

20 You have been in the witness box for a long time
21 Mr Winstanley. I'm very grateful to you for your
22 evidence. It has been very helpful. You are now free
23 to go.

24 **THE WITNESS:** Thank you, sir.

25 **MR MOSS:** Sir, our next witness is Officer B but may I ask

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1 **A.** Yes, they are.

2 **Q.** CTPNW000419, please, your second statement. That
3 I think you signed on 26 September 2025?

4 **A.** That's correct, yes.

5 **Q.** Are the contents of that also true to the best of your
6 knowledge and belief?

7 **A.** Yes, they are.

8 **Q.** Could I start with a little detail about your experience
9 and background. You are an officer in Lancashire
10 Constabulary, carrying out uniformed and detective roles
11 previously in your career?

12 **A.** Yes, I did.

13 **Q.** That included work in a unit that deals with child
14 protection, domestic abuse and rape?

15 **A.** Yes.

16 **Q.** In that unit, you would have had some experience of
17 dealing with vulnerable children, albeit from the
18 perspective of them as victims?

19 **A.** Yes, I did.

20 **Q.** In early 2019, you joined Counter Terrorism Policing
21 and, at this point, you had almost two decades of
22 policing experience?

23 **A.** That's correct.

24 **Q.** For various reasons, you began your role in the Fixed
25 Intelligence Management Unit, or FIMU, in April or May

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1 2019, a few months after joining CTP?

2 **A.** Yes, I did.

3 **Q.** I think in that period, before you started with the

4 FIMU, you worked in the Intelligence Development Unit.

5 Does that carry out a similar role, it has a similar

6 name?

7 **A.** Yes, it is a role within the CTPNW.

8 **Q.** By the time you dealt with AR's first Prevent referral

9 in December 2019 to January 2020, you had been a FIMU

10 officer for approximately seven months?

11 **A.** That's right.

12 **Q.** In terms of training, as a newcomer to FIMU you had

13 a mentor for on the job training, an experienced

14 detective constable within that unit?

15 **A.** That's right, yes.

16 **Q.** I think you spent a week in what's called the JAT, the

17 Joint Assessment Team, which we will hear a little bit

18 more about later, but to familiarise yourself with how

19 they worked?

20 **A.** Yes, that's right.

21 **Q.** We will come to that in more detail later, sir.

22 You completed a two-day Introduction to Counter

23 Terrorism course?

24 **A.** Yes.

25 **Q.** Would that have included any training about Prevent?

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1 **A.** Yes.

2 **Q.** You took a NSIM -- National Security Intelligence

3 Model --

4 **A.** Yes.

5 **Q.** -- Intel Assessor course, which lasted four days?

6 **A.** Yes.

7 **Q.** You would have received training on the NSIM guidance as

8 part of that?

9 **A.** Yes, we did.

10 **Q.** Could we have CTPHQ000042, please. This is Annex B to

11 the NSIM guidance. Am I right that you don't recall

12 receiving any specific training on this annex which

13 deals with Prevent and the role of Intelligence

14 Management Units like the FIMU?

15 **A.** Yes, I didn't recall this particular Annex B.

16 **Q.** In your first witness statement, at paragraph 27, you

17 describe this as a very high-level overview of the role

18 of Prevent and how the IMU feeds into the Prevent

19 process. I think also, as part of the NSIM Assessor

20 course, you did receive some training on Prevent. We

21 have had a PowerPoint disclosed today that sets out

22 again essentially a high-level overview of the Prevent

23 system?

24 **A.** Yes, that's correct. I did attend a course and, as

25 I have been told a couple of days -- as I have been

123

1 **A.** From my memory, the Introduction to CT was how the CTPNW

2 network worked, locally and regionally. I can't recall

3 if any input was given in relation to Prevent.

4 **Q.** I think you completed a number of courses about the NCIA

5 system?

6 **A.** Yes, I did.

7 **Q.** And about the process of conducting a FIMU assessment,

8 including mock CT/DE relevance assessments?

9 **A.** Yes.

10 **Q.** At a high level can you help us with what a CT/DE

11 relevance assessment is?

12 **A.** "CT" stands for Counter Terrorism. "DE" is Domestic

13 Extremism.

14 **Q.** So what are you assessing when you carry out a CT/DE

15 relevance assessment?

16 **A.** So the counter terrorism assessment is in relation to

17 any risk to national security from the counter terrorism

18 side which, obviously, partners with the domestic

19 extremism side as well.

20 **Q.** So it is looking directly at risk to national security,

21 that assessment?

22 **A.** That's what my understanding was at the time, yes.

23 **Q.** Also as part of your training, coming on board to CTP,

24 you had completed a course on Covert Open Search

25 Internet Investigation?

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1 informed, that that PowerPoint was part of the course.

2 **MR GOSS:** Sir, that will be disclosed in due course but,

3 given that it was only received today, I'm afraid we've

4 not been able to make it available before this officer's

5 evidence.

6 **SIR ADRIAN FULFORD:** Thank you.

7 **MR GOSS:** You didn't recall, I think, receiving that

8 training at the point you made your Inquiry witness

9 statement?

10 **A.** Yes, that's correct. I couldn't remember.

11 **Q.** Is it fair to say that what knowledge you had of Prevent

12 was not deep knowledge of it?

13 **A.** Sorry?

14 **Q.** You didn't have deep knowledge of Prevent and how it

15 functioned?

16 **A.** That's correct.

17 **Q.** As an example, you tell us at paragraph 65 in your

18 statement, no need to bring it up, that you weren't

19 aware of the Dynamic Investigative Framework or DIF,

20 because that is a tool used by Prevent officers, not by

21 the FIMU?

22 **A.** That's correct, I never had detailed knowledge about it.

23 **Q.** In fact, I have given a bad reference. I think that is

24 paragraph 28, sir. At paragraph 65, you say you were

25 a user of the Prevent Gateway Assessment, which was

124

1 another tool used by Prevent officers?
 2 **A.** That's correct.
 3 **Q.** If we could have page 19 of the first witness statement,
 4 that's CTPNW000175. At (d) you refer to receiving:
 5 "... a mandatory Bitesize prevent training session
 6 in July 2025. It was an online ... session, covering
 7 the role of Prevent when assessing a referral; how they
 8 register the case; and how they perform their
 9 assessment. It has been beneficial ..."
 10 You say you have not received "specific Prevent
 11 training covering these aspects before".
 12 We have touched on the training that we now know
 13 about as part of the NSIM Assessor course but can we
 14 take it then that, between 2019, when you joined
 15 Prevent, and 2025, it doesn't appear that there was any
 16 other training that you received on Prevent?
 17 **A.** Not from what I can remember, yes.
 18 **Q.** How long does a mandatory bitesize training session
 19 delivered online last?
 20 **A.** I recall doing it. It may have been between 30 to 60
 21 minutes. But that might not be fully correct.
 22 **Q.** Something in the order of half an hour to an hour?
 23 **A.** To an hour, yes.
 24 **Q.** You say it is a mandatory session. Is that level of
 25 input about Prevent typical for assessors working in the
 125

1 is for the purposes of the CT network, not for policing
 2 generally?
 3 **A.** Yes.
 4 **Q.** In terms of the kind of area that you cover, the
 5 Lancashire FIMU covered Lancashire and Cumbria?
 6 **A.** That is correct.
 7 **Q.** For that area, you have, I think, 12 assessors reporting
 8 to two sergeants and then an intelligence manager above
 9 them?
 10 **A.** That is correct.
 11 **Q.** Your role as an assessor was to manage and decide on how
 12 the various types of intelligence or information that
 13 had come in are processed?
 14 **A.** Yes.
 15 **Q.** To do that, you applied the National Standards for
 16 Intelligence Management, that's the NSIM that we talked
 17 about earlier?
 18 **A.** Yes, that's what we do.
 19 **Q.** That involves using a Receive, Assess, Decide and
 20 Outcome or RADO approach and there are gradings that you
 21 apply to each piece of information?
 22 **A.** That's correct, yes.
 23 **Q.** One possible outcome is that a piece of information is
 24 CT/DE relevant?
 25 **A.** Yes.
 127

1 FIMU, as far as you can say?
 2 **A.** As far as I can say, that's what we had back in July.
 3 **Q.** Thinking back to December 2019, do you think you had had
 4 sufficient training about Prevent?
 5 **A.** As per the disclosure, the PowerPoints, obviously I had
 6 training on my NCIA course. So there was
 7 an introduction to Prevent and risk and threat.
 8 **Q.** Yes, do you think you had had sufficient training in
 9 respect of Prevent?
 10 **A.** Yes.
 11 **Q.** Can I look now at what the FIMU is and what it does. It
 12 is a unit that is responsible for the day-to-day
 13 business of intelligence and information management for
 14 a geographic area, is that an outline description?
 15 **A.** Yes, that is correct.
 16 **Q.** That's only for information or intelligence that's
 17 entering or created within the Counter Terrorism
 18 network?
 19 **A.** It is internal and external.
 20 **Q.** What does that mean, please?
 21 **A.** Sorry, apologies. When you mentioned internal, meaning
 22 external, meaning from within, from local police as well
 23 as external bodies.
 24 **Q.** So there is information that comes from external bodies
 25 but the analysis and the assessment that you were doing
 126

1 **Q.** Another might be that this needs further development?
 2 **A.** Yes.
 3 **Q.** In other words, it might be relevant for your purposes
 4 but we don't know yet?
 5 **A.** Yes.
 6 **Q.** Another might be that it is not relevant for your
 7 purposes at all?
 8 **A.** That's correct, yes.
 9 **Q.** One of the kinds of information that you review is
 10 Prevent referrals?
 11 **A.** Yes, that's part of --
 12 **Q.** As you say, it is part of it. That's not the only kind.
 13 You aren't sitting there just dealing with Prevent
 14 referrals and nothing else: you are dealing with a whole
 15 range of different kinds of material?
 16 **A.** Prevent is just a part of our function.
 17 **Q.** Appreciating it will fluctuate, roughly how much of your
 18 workload is dealing with Prevent referrals?
 19 **A.** It's very hard and difficult to put a figure or a number
 20 on the amount of Prevent referrals we receive. They can
 21 vary due to the nature of school terms, holidays and
 22 I've mentioned school because I can say we do get a good
 23 number of referrals from schools.
 24 So if it is Easter holidays, Christmas holidays or
 25 summer holidays, Prevent referrals do tend to just drop
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1 slightly in number but we do get Prevent referrals from
 2 NHS, social workers and other organisations as well.
 3 **Q.** At its peak, how many do you think you would be dealing
 4 with a week, when it's in a busy period?
 5 **A.** It's very difficult to give a number or percentage of
 6 referrals that come in.
 7 **Q.** More than ten a week?
 8 **A.** If I were to look at my role personally, rather than the
 9 FIMU office, some days -- if I'm on a five-day week,
 10 typically Monday, Tuesday, I might not receive --
 11 I might personally not really deal with Prevent
 12 referrals, some of my colleagues might. But then the
 13 rest of the week, Wednesday, Thursday, Friday, I might
 14 deal with one or two a day. But, like you say, it does
 15 vary.
 16 **Q.** Just to get a sense of it, thank you, Officer B.
 17 When those come in, you would assess them as you do
 18 any other information that comes into the FIMU, for
 19 CT/DE relevance?
 20 **A.** That's correct, yes.
 21 **Q.** Because that's the role of the FIMU, it's to work out is
 22 this stream of information that's coming in, in all of
 23 its various different aspects, is it something that's
 24 relevant for the CT network, relevant to national
 25 security?

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1 look to paragraph 37 of your first witness statement,
 2 CTPNW000175, page 8. If we could have paragraph 37
 3 enlarged, please. You describe the JAT there as:
 4 "... an intelligence team who assess information and
 5 intelligence in terms of the risk and threat to national
 6 security. The CTP officers in the JAT work jointly with
 7 MI5 to discuss referrals and are able to conduct
 8 additional checks for the FIMU teams."
 9 Is that again a high-level description of the JAT?
 10 **A.** Yes, it is.
 11 **Q.** Thank you.
 12 Can I turn then to your contact with AR's case.
 13 **A.** Yes.
 14 **Q.** I want to start on 5 December 2019. Because the first
 15 contact with the FIMU is when Ms Lewis from The Acorns
 16 School emails to try to make a Prevent referral about
 17 AR. Can we go to LANC000175 and page 21, please.
 18 We can see that there is an email from Mrs Lewis
 19 timed on 5 December 2019 at 16.10. I am going to come
 20 back to the timings. It is to "Concern". I think that
 21 is the front door for Prevent referrals?
 22 **A.** Yes.
 23 **Q.** It says:
 24 "Good afternoon.
 25 "Please find attached a referral for [AR]."

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1 **A.** Yes, we are looking to assess the risk and threat and
 2 safeguarding.
 3 **Q.** One function that that assessment has is identifying any
 4 other activity that might affect how the referral is
 5 going to be handled thereafter?
 6 **A.** Yes.
 7 **Q.** What you are not supposed to be doing is determining
 8 whether the subject of the referral should be taken on
 9 by Prevent?
 10 **A.** That's correct.
 11 **Q.** Because that's a determination for Prevent officers to
 12 make, not the FIMU?
 13 **A.** That's correct.
 14 **Q.** But, of course, your assessment is going to be helpful
 15 to the Prevent officers when they are making that
 16 determination with the tools that they have available to
 17 them?
 18 **A.** That's right.
 19 **Q.** Do you think you understood that distinction in December
 20 2019, that it was for them to decide who was taken on
 21 for Prevent, it was for you to decide on CT/DE relevance
 22 and provide them with helpful context?
 23 **A.** Yes, sir.
 24 **Q.** Then just finally on the role of the FIMU -- we are
 25 going to hear more about the JAT later on -- could we

130

1 "Kind regards ..."
 2 Could we look to the email above. First of all, if
 3 we look at the date on that, that's clearly wrong, isn't
 4 it?
 5 **A.** That's wrong. That's -- Lancashire Police have had to
 6 take these off the servers and I think when they have
 7 been taken off its printed that date and time.
 8 **Q.** We are going to go into a little bit more detail on that
 9 shortly but just an early indication that we need to be
 10 quite careful with time and date stamps on all of these
 11 emails.
 12 **A.** Right, that's correct.
 13 **Q.** What we can see is that the email asks that the attached
 14 Prevent referral form be completed and asks for as much
 15 detail about the child and exactly what concerns you
 16 have around the subject having extremist ideology or
 17 being vulnerable to radicalisation.
 18 I think what seems to have happened is Mrs Lewis
 19 hasn't sent in a referral form. She has sent something
 20 else in as a referral --
 21 **A.** Yeah.
 22 **Q.** -- and one of your colleagues, Officer A, has gone back
 23 to her and said, actually, could you put this all on
 24 a referral form?
 25 **A.** Yes, he has.

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1 Q. Can we look at page 17 of this document, please, because
2 we have an annotation by Officer A, explaining what they
3 have done. Could we have the red text made larger,
4 please:

5 "Quite a confusing referral with no Concern form
6 attached."

7 Again, effectively there wasn't that referral form
8 attached to the email:

9 "Appears to be a large dump of data from the school
10 but not clear if there is any concern about his ideology
11 or radicalisation. It appears that he has made threats
12 to stab other people at the school, including teachers
13 and that police have already been involved. I am not
14 sure if this is simply a misguided referral but I have
15 stressed in my email (copied below) to make the
16 relevance of this referral clear. Hopefully this will
17 be returned in a clearer state."

18 So based on that note, there has obviously been some
19 examination of the material that was sent because
20 Officer A has identified threats to stab other people at
21 the school, including teachers, and that police have
22 already been involved.

23 A. That's right.

24 Q. Could we look at page 20, please. This, it seems, on
25 the face of it, is a second email from Mrs Lewis to the
133

1 time of day across a very sustained period of time and
2 that it may be another example of us having been
3 cautious about the timestamps, rather than necessarily
4 taking them at face value?

5 A. That's correct.

6 Q. Without wanting to introduce too many more timestamps
7 can we look at page 43 of this document.

8 If we look at the bottom half of that page, it looks
9 here as though we have, again, the same email:

10 "Good afternoon.

11 "Please find attached a referral for [AR].

12 "Kind regards."

13 But this time timed at 4.06.

14 A. Yes.

15 Q. So on the face of the records, we have a very similar
16 email but with three separate timestamps: 4.06, 4.10 and
17 6.32?

18 A. That is right.

19 Q. For good measure, I think we have looked at it briefly
20 already, we also have a version dated 12 May 2025, which
21 I think we all accept can't be right?

22 A. Yes.

23 Q. What we do know from those emails is that one of them
24 had two attachments and you have been able to look at
25 the contents of those attachments, and been told about
135

1 Concern address, on the same day, and in the same terms:

2 "Good afternoon.

3 "Please find attached a referral for [AR].

4 "Kind regards ..."

5 But at 6.32 pm, rather than at 4.10 pm. You have
6 pointed out in your second witness statement at
7 paragraph 12 that a very large number of the emails in
8 this bundle that are presented in this format, they give
9 a date in 2019, generally?

10 A. Yes.

11 Q. But they all say 6.32 pm?

12 A. Yes, that is right.

13 MR GOSS: Sir, I don't want to bring them up now but, for
14 your note, just as examples, pages 25 and 46 from
15 different dates also have the 6.32 timestamp, and we
16 will see a number of others as we go through.

17 SIR ADRIAN FULFORD: Thank you very much.

18 MR GOSS: What do you draw from that about the reliability
19 of these timestamps of 6.32 pm on multiple different
20 emails?

21 A. I can't say whether -- obviously, they are dated
22 5 December 2019. I can't say if they have all come on
23 that same day at 6.32.

24 Q. Am I right that it would seem quite unlikely that
25 multiple emails have all been timed at the exact same
134

1 them?

2 A. I have not seen the content of the attachments, sorry.

3 Q. Can we look at your second witness statement
4 CTPNW000419, paragraphs 8 and 9, which is page 3, bottom
5 of the page.

6 Because the reason I'm spending some time on this
7 obviously is to try to work out what was sent to
8 Prevent, what was sent to FIMU on 5 December.

9 There appears to be two attachments: one The Acorns
10 School's safeguarding database known as CPOMS --

11 A. Yes.

12 Q. -- and one a zip file which contained the four documents
13 you set out there?

14 A. Yes.

15 Q. None of those contained the internet search history of
16 AR from Acorns School; is that right?

17 A. That is correct.

18 Q. But given that, on the face of the documents we have
19 from 5 December, at least three different timestamps of
20 emails, how confident can you be that there weren't
21 multiple emails on 5 December?

22 A. I can't, unfortunately.

23 Q. If there was more than one email, it is at least
24 possible that a different email may have had different
25 attachments, which could have included the internet
136

1 search history?

2 **A.** Possibly.

3 **Q.** That would be consistent with the description by

4 Officer A of a large dump of data, wouldn't it?

5 **A.** I can't recall saying what the large dump of data was at

6 this time.

7 **Q.** You know, I think, that Ms Hodson and Ms Lewis --

8 Ms Hodson the head teachers at The Acorns School and

9 Ms Lewis the one sending the emails -- are likely to say

10 that a file containing AR's internet search history at

11 The Acorns, part of it, was uploaded to their CPOMS

12 system at around this time and that they believe that

13 they sent it as part of the Prevent referral.

14 **A.** Right.

15 **Q.** But if that was the case, then it seems that neither you

16 nor Officer A appreciated that that had been done?

17 **A.** The -- I don't want to jump, sorry, too far ahead.

18 Obviously, I don't recall seeing any internet history at

19 that time.

20 **Q.** We will come back to some of the further communications

21 you had with Acorns School about it. I'm not trying

22 to -- I don't want to skip past those but, just trying

23 to keep it to the chronology.

24 Whether right or wrong, it doesn't appear that on

25 5 December anyone was under the impression that the

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1 the view you formed?

2 **A.** I may have done but I don't recall.

3 **Q.** In effect, even though they have used the form this

4 time, the reasons for the referral are still quite

5 unclear?

6 **A.** Sorry?

7 **Q.** Even though Acorns have used the right form this time,

8 the reasons for the referral are still quite unclear,

9 can we take that from your note?

10 **A.** Yes, that's correct.

11 **Q.** But you have, it seems, telephoned the school to discuss

12 this with them, to help them in making the referral?

13 **A.** According to looking at my notes, it is written that,

14 yes, I have telephoned the school. But I personally

15 don't remember making that phone call.

16 **Q.** So you are dependent on the records?

17 **A.** I am, yes.

18 **Q.** So your description of the telephone call is for the

19 teacher to resubmit the Concern form in relation to the

20 concerns and any extreme ideology or vulnerabilities to

21 radicalisation, as most of the paperwork relates to

22 disruption in class and unruly behaviour?

23 **A.** That is correct.

24 **Q.** Can we look at LCC001346, page 67, please. Could we

25 have the entry at the bottom of the page enlarged

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1 internet school history had been received?

2 **A.** That's correct.

3 **Q.** If we could look to page 41 in LANC000175. This is now

4 the next day?

5 **A.** Yes.

6 **Q.** It is another email with a timestamp of 6.32. But you

7 have now received the Concern form and this is your

8 commentary on that, having received that from Mrs Lewis?

9 **A.** Yes, it is.

10 **Q.** You say:

11 "As per Officer A's comments, the Concern form has

12 been filled out with very little detail, asking us to

13 refer to the large amount of data provided ..."

14 You identify that most of the paperwork relates to

15 disruption in class and unruly behaviour.

16 I think you say in your statement that you aren't

17 clear whether that was your own assessment or you were

18 relying on Officer A. The reference to disruption in

19 class and unruly behaviour wasn't in Officer A's note on

20 the referral, was it?

21 **A.** No, I can't recall whether it was my assessment or

22 I have relied on Officer A's.

23 **Q.** One possibility is that you have spoken to Officer A and

24 found out that from them. Another is that you have

25 carried out your own review of that material and that's

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1 please.

2 Thank you. This is an entry from the Acorns CPOMS

3 system, which I think you have seen. Janet Lewis makes

4 an entry at 2.27 on 6 December:

5 "Phone call from Prevent requesting that the

6 referral be completed again."

7 So that's consistent with what you discussed with

8 her in the call that you made a note of?

9 **A.** Yes.

10 **Q.** She says:

11 "Due to too many attachments being forwarded for the

12 police to go through. JL [Janet Lewis] to email

13 referral form again with details just on the form."

14 That must have been the call you made to Ms Lewis,

15 mustn't it?

16 **A.** It appears to be.

17 **Q.** Was it usual for you to telephone referrers to try to

18 gain more information or to help them in formulating

19 a referral?

20 **A.** If we got limited details on a Prevent referral form or

21 any other form and we needed further information to make

22 that assessment, we would contact and request further

23 details.

24 **Q.** If in the course of that, you said words to the effect

25 of, "You have sent too much attachments for us to go

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1 through", would that be an appropriate response to
 2 an attempted Prevent referral?
 3 **A.** I can't remember about the too many attachments but
 4 people do send -- when a Prevent referral forms comes
 5 in, if there are attachments, normal procedure would be
 6 to send the attachments in separate so they can be
 7 reviewed alongside the Prevent referral form.
 8 **Q.** In effect, though it is obviously helpful to have the
 9 concerns summarised on the referral form, you should be
 10 looking to assess all of the supporting material that's
 11 been provided to determine how the referral should be
 12 taken forward?
 13 **A.** That's correct.
 14 **Q.** Even if you are intent in that call was to say, "Please
 15 set out a summary of why you have concerns, why you are
 16 making this referral", it seems as though the message
 17 that was received is, "You have sent too much
 18 attachments"; is that fair?
 19 **A.** Yes.
 20 **Q.** Would that be quite a significant breakdown in
 21 communication between you and Mrs Lewis?
 22 **A.** It appears to be.
 23 **Q.** I think you have subsequently reflected on your practice
 24 in contacting referrers solely by telephone; is that
 25 right?

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1 the internet, and saying, "Can we have a picture of
 2 a severed head then?" Then also, the same day,
 3 a comment about a drill bit breaking off, "it could fly
 4 off and kill someone", described in quite graphic terms?
 5 **A.** Yes.
 6 **Q.** Can we go to CTPNW000373, please, page 1. That's your
 7 annotation on the email delivering this referral.
 8 Again, if we could have the text at the top enlarged,
 9 please. It looks as though it is an email from
 10 Mrs Lewis but, in fact, I think from where it says
 11 "Concern form", this is text entered by you on the
 12 system, isn't it?
 13 **A.** Yes, it has to be.
 14 **Q.** Do you have any independent recollection of this now or
 15 are you entirely dependent on the note?
 16 **A.** I'm relying on the note.
 17 **Q.** Breaking that letter down then. You say who the contact
 18 is from but it has also been referred to Social
 19 Services. You then say:
 20 "I've recontacted Jan as we do not have any details
 21 of the internet search history or what he was looking
 22 at. Jan will be contacting the school IT provider to
 23 obtain this information if it's still available."
 24 First of all, would that have been further telephone
 25 contact?

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1 **A.** Yes.
 2 **Q.** In what way?
 3 **A.** Email trail would be better, so it is recorded.
 4 **Q.** So perhaps a telephone call, followed up by an email,
 5 saying, "As we discussed", to make sure there was
 6 a record -- not just a note on the system but a clear
 7 record between you and the referrer that both can refer
 8 back to?
 9 **A.** Yes, it provides a clear factual record.
 10 **Q.** Can I come then to 10 December when you do receive
 11 a more fully completed referral form from Mrs Lewis. We
 12 have that at CTPNW000154.
 13 If we could go to the next page, please, and page 3.
 14 Under "Reason for referral/actions taken", Mrs Lewis has
 15 set out a chronology covering AR's exclusion from the
 16 Range High School, after taking in a knife to injure
 17 a fellow student. It includes:
 18 "AR admitted to bringing in a knife to Range High
 19 School on ten occasions to stab someone."
 20 Then a number of incidents recorded on their
 21 systems, including searching for school shootings in
 22 America, making comments about -- under 29 November --
 23 "People don't trust others they don't know in case they
 24 get murdered". Then, bottom of the page and onto the
 25 next page, asking about why they can't look at guns on

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1 **A.** Yes.
 2 **Q.** If the internet search history had been provided on
 3 5 December, the fact that you are asking for it now on
 4 10 December suggests that, at the very least, you
 5 weren't aware of it?
 6 **A.** That's correct.
 7 **Q.** Equally, you had asked about it and Mrs Lewis doesn't
 8 appear to have said you have already got that?
 9 **A.** That's correct.
 10 **Q.** Instead, she sets out how she is going to try to obtain
 11 it?
 12 **A.** That's correct.
 13 **Q.** That doesn't rule out the possibility that she had not
 14 realised that an attachment that she had sent on
 15 5 December contained that search history. It's not
 16 an easy document for the layperson to understand?
 17 **A.** No, it doesn't rule out.
 18 **Q.** Having contacted Mrs Lewis to make that request, you
 19 then carry out initial FIMU checks?
 20 **A.** Yes, I do.
 21 **Q.** There is a standard process and checklist for doing
 22 those, is that right?
 23 **A.** Yes.
 24 **Q.** You set those out in your witness statement at
 25 paragraph 39. I'm not going to go through them all

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1 I just want to pick up on three. First of all, you
 2 identified a high-risk vulnerable child referral,
 3 sometimes referred to as a PVP, that had been submitted
 4 for AR on Lancashire Constabulary's system CONNECT?
 5 **A.** Yes.
 6 **Q.** That was the one submitted by PC McNamee in October
 7 2019; is that right?
 8 **A.** Yes.
 9 **Q.** Sir, we have looked at that a number of times already.
 10 It is LANC000066 for reference. Second, you carried out
 11 a PND, a Police National Database check?
 12 **A.** Yes, I did.
 13 **Q.** How long does that take to carry out?
 14 **A.** It doesn't take long it just depends on the amount of
 15 information which is on the Police National Database.
 16 **Q.** I think all you found on that check was local
 17 information from Lancashire. Did that mirror the
 18 information that you had already found from Lancashire
 19 Constabulary's own systems?
 20 **A.** Yes, so usually on a PND, if it is for local force, it
 21 is better to look at the local force intel.
 22 **Q.** Thirdly, you carried out open source checks and you
 23 recorded a no trace result?
 24 **A.** I did.
 25 **Q.** I think to carry out those checks as well as AR's name,
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1 difficult -- I can't recall like any computer programs
 2 that you can put it through for the computer system to
 3 do it automatically. It would've had to have been done
 4 manually.
 5 **Q.** Would that have involved some process of dip sampling?
 6 **A.** It would have been copying and pasting onto the
 7 internet. I probably would have had to ask -- recontact
 8 the school and ask them specific time of day that this
 9 was done to narrow down the search.
 10 **Q.** I think you know that what the school had available has
 11 been provided to the Inquiry. Again, I do not think
 12 there is any benefit in drawing it up, it's LCC001401,
 13 and it has been analysed and, in particular, it revealed
 14 an attempt to access a news article about a school
 15 shooting in the USA, extensive searching for degloving
 16 injuries. Would those have been something of concern?
 17 **A.** The degloving would be of certain not from a CT side but
 18 more from safeguarding side. The newspaper article was
 19 an isolated one article, which some of the details are
 20 also mentioned on the JAT form because of what the
 21 school had provided of the details of, what he had
 22 searched.
 23 **Q.** It would have corroborated what Acorns had said about AR
 24 trying to search for information about school shootings?
 25 **A.** Yes, they had mentioned a newspaper article.
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1 you had an email address that Acorns had provided,
 2 although it wasn't clear whether that email address
 3 belonged to AR himself or to his father?
 4 **A.** That's correct.
 5 **Q.** You can't help us now whether you searched any specific
 6 social media sites?
 7 **A.** I can't, no.
 8 **Q.** Inevitably, as well, searches where you only have those
 9 quite limited identifiers aren't going to identify
 10 someone who is using a different username, different
 11 name, using a nickname?
 12 **A.** No.
 13 **Q.** I think you have reflected on how you recorded those
 14 searches as "no trace". What would you do now?
 15 **A.** We have a *pro forma* which we fill out now for all III
 16 checks.
 17 **Q.** Sir, that is at CTPNW000375 but no need to bring it up.
 18 Finally, on these initial checks, if you had been
 19 sent the internal search history, would reviewing it
 20 have formed part of those initial checks of the
 21 referral?
 22 **A.** Yes, they would have been.
 23 **Q.** How would you have gone about that if you get a document
 24 that contains a whole series of internet links?
 25 **A.** In relation to the internet, it would be very
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1 **Q.** Given that you had asked for that information to be
 2 obtained and sent, or perhaps re-sent, would it have
 3 been good practice to wait for that before progressing
 4 the assessment?
 5 **A.** I would have had to balance risk and threat, which was
 6 on the Prevent referral form. So, at the time, I had
 7 made the decision to send it on to the JAT.
 8 **Q.** In other words, you don't want to sit and wait for
 9 somebody else to see how long it takes them to get
 10 something. You have got to balance what that extra
 11 information might bring with the need to move at pace,
 12 to use a horrible cliché, on dealing with the risks on
 13 the referral?
 14 **A.** That's correct, because it could take a number of days
 15 or even longer.
 16 **Q.** Having conducted your checks, you then send the case to
 17 the JAT on 11 December?
 18 **A.** I do, yes.
 19 **Q.** You provided them with the Prevent referral form itself
 20 from the Acorns, with a FIMU intelligence report and
 21 a JAT referral form?
 22 **A.** Yes.
 23 **Q.** Can we look at the latter, CTPNW000146. Can we go
 24 directly to page 2, please. I don't want to bring up
 25 page 1, as it has a photograph of AR on it. Thank you.
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1 This is the version as it was returned to you. Would
 2 you have written everything on this page when submitting
 3 it?
 4 **A.** Sorry, this was what I had inputted.
 5 **Q.** Then I think there was a small section on the top of
 6 page 3 that we will come to in a moment but, on page 2,
 7 you set out AR's history of carrying a knife into the
 8 range, his exclusion, and then details of his internet
 9 browsing and his comments, as reported by Acorns?
 10 **A.** Yes.
 11 **Q.** You refer again to asking the school for their internet
 12 history --
 13 **A.** I do.
 14 **Q.** -- and say that the school are making enquiries. Then,
 15 at the bottom of page 2 and top of page 3, you set out
 16 the information held by police about the occasions when
 17 police came into contact with them. At the bottom of
 18 page 2, we can see the reference numbers for the October
 19 2019 call to Lancashire Constabulary that had been dealt
 20 with by PC McNamee?
 21 **A.** Yes.
 22 **Q.** Then at the top of page 3, please, paragraph beginning,
 23 "On Wednesday, 11 December", it is apparent that you had
 24 had what may have been something of a last minute update
 25 from Merseyside Police about the fact that AR had been

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1 **A.** I only presented the information I had got from the
 2 systems for the JAT.
 3 **Q.** Could we look to the intelligence report you submitted
 4 very briefly. It is CTPNW000145. It is fair to say
 5 this is very limited on detail?
 6 **A.** Yes.
 7 **Q.** Why is that?
 8 **A.** That was just the intelligence report for the CT system
 9 which I recorded for me to record it to send to the JAT.
 10 **Q.** In effect, this is not intended to add anything further
 11 to the much fuller information that is in the JAT
 12 referral?
 13 **A.** That's correct.
 14 **Q.** I said I would return to Merseyside and what you found
 15 out on 11 December. Can we go to CTPNW000373, page 3,
 16 please. If we could have the top two emails expanded
 17 please. Sir, you will be familiar with these emails.
 18 This is a slightly different chain branching off from
 19 them. What we can see here is PC Thompson, that is the
 20 Counter Terrorism case officer in Prevent, who is
 21 dealing with the case?
 22 **A.** That's correct.
 23 **Q.** She emails you at 3.01 pm to say that AR is in custody
 24 and forwarding an email from PC Harrison of Lancashire,
 25 which sets out some of the background to his involvement

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1 arrested that morning?
 2 **A.** I did, yes.
 3 **Q.** As you say, pending update from Merseyside, this was
 4 unfolding as you were submitting this referral?
 5 **A.** Yes.
 6 **Q.** Dealing with the information from Lancashire, we will
 7 come back to Merseyside, we know that the log that you
 8 referenced there contains reference to AR when spoken to
 9 by police, saying he was pretty certain he would use the
 10 knife. A case of not just carrying it but with
 11 an intention to use it?
 12 **A.** Yes.
 13 **Q.** I think you had also accessed the vulnerable child
 14 referral. That said that AR told officers that, if
 15 things escalated with his target, then he believes he
 16 may use the knife. In the summary -- could we go back
 17 to page 2, please -- in your summary of it, you say at
 18 the top of the page:
 19 "Due to AR carrying a knife at school and saying he
 20 could use it, it was additionally concerning."
 21 You also refer to his exclusion as being "after
 22 taking a knife into school to injure a fellow pupil",
 23 whereas the log, in fact, refers to him wanting to kill
 24 the pupil. Do you think that you potentially
 25 understated the risk from that event a little bit?

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1 with AR.
 2 **A.** That's right.
 3 **Q.** Is it fair to say that, when it comes to events prior to
 4 the 11 December, you had already had the referral from
 5 Acorns. That email didn't add a great deal to what you
 6 knew already about what had happened before 11 December?
 7 **A.** Not at that time, no.
 8 **Q.** If we could look at the email at the bottom. The
 9 penultimate main paragraph, beginning "Acorns School",
 10 it sets out what PC Harrison knew about the events of
 11 that day, which he had heard from Acorns:
 12 "[AR] had gone to the range with the sole intention
 13 of killing a particular pupil with the hockey stick and
 14 if that didn't work he would use the knife but the pupil
 15 in question was thankfully not in school today."
 16 On that account, at least, it was intended to be
 17 an act of extreme violence?
 18 **A.** Yes.
 19 **Q.** If we could go to page 4 of this document, please. The
 20 following day, you are copied in to an update on the
 21 investigation from the investigation team in Merseyside.
 22 **A.** Yes, I am.
 23 **Q.** You reply, asking to be updated with the outcome and:
 24 "... pass my details to the OIC in relation to the
 25 computer/mobile seizures."

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1 They have told you that devices have been seized in
2 that email. That must have been a significant
3 opportunity for you because you had been trying to get
4 the school internet history and now, suddenly, there is
5 an opportunity to search AR's own devices?

6 **A.** Yes, that's correct.

7 **Q.** What steps did you take to exploit that opportunity
8 beyond asking for your details to be passed to the OIC?

9 **A.** I didn't take any further opportunities in relation to
10 this. It was email for Merseyside officers to contact
11 me in relation to the seized devices.

12 **Q.** Could you have done a little more than that, perhaps
13 provided an indication of the sorts of topics you might
14 be interested in?

15 **A.** Looking at what I have written and read, I can only say
16 that I was going to ask what we normally do for other
17 cases, if seized devices are taken off people and it is
18 related to a crime investigation, we normally request
19 that, when the Crown investigation are looking at the
20 devices and if there is any material found, or to be
21 found, which is indicative of any CT risk or threat, or
22 that could fall into any risk or threat in relation to
23 national security, to let us know about it.

24 **Q.** In the event, they ran searches for two things, in
25 respect of the wider interests that you might have had:

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1 there was now an opportunity to examine the contents of
2 AR's own devices?

3 **A.** By that time, the referral had come back from the JAT.

4 **Q.** I think the referral didn't come back from the JAT until
5 Friday, the 13th?

6 **A.** That's correct.

7 **Q.** Certainly on the night of the 12th, there was
8 an opportunity there to say to the JAT, "I have sent you
9 this, as an update Merseyside now have control of his
10 electronic devices, is there any work that you think
11 would be helpful that could be carried out on those"?

12 **A.** No, that did not happen.

13 **Q.** Sticking with the chronology, LANC000064. This is
14 an intelligence report that you placed on Lancashire
15 systems; is that right?

16 **A.** That's correct.

17 **Q.** We have a date of that of 13 -- we can just go down
18 slightly, we see "Create information report, 13 December
19 2019", at 9.20 in the morning?

20 **A.** Yes.

21 **Q.** Can you help us with what text you actually submitted?
22 Is it the information in the "Information text" above
23 the dotted line that you would have --

24 **A.** Yes, it is just a box at the bottom where it's got AR's
25 name and it ends on "the internet".

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1 one was the word "shooting" and one was the word
2 "beheading". Would it have been helpful to have
3 a slightly wider set of search terms run across those
4 devices?

5 **A.** In hindsight, looking back at it now, possibly yes.

6 **Q.** But for a conventional non-CT police force, it might
7 well have been helpful if there had been a little bit of
8 further guidance as to what sort of information you were
9 interested in?

10 **A.** That's true.

11 **Q.** I think on page 6 of this document, we can see you
12 getting an update about AR's bail return date and there
13 is a little bit of back and forth between you and
14 DS Smith about that. Then, we saw that you said,
15 "Pending update from Merseyside", on the JAT referral?

16 **A.** Yes.

17 **Q.** Did you ever update the JAT with any additional
18 information from Merseyside?

19 **A.** That was in relation to the arrest I was referring to.

20 **Q.** Yes, but that was unfolding very much as you were
21 submitting the referral on the 11th. By the 12th/13th,
22 you are developing more information. Did you ever
23 update the JAT with it?

24 **A.** I don't think I did, by looking at the paperwork.

25 **Q.** Does it follow then that you didn't update the JAT, that

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1 **Q.** So the information below "Appended information" isn't
2 put in by you?

3 **A.** No, that's not been put.

4 **Q.** Was it routine to put an intelligence report on where
5 there had been a Prevent referral?

6 **A.** This one, I don't recall putting that intel report on
7 but it is my intelligence report, which I have
8 submitted. This was submitted in relation to
9 safeguarding, in relation to the weapons and the knife.
10 It was mainly put in for officer safety and not
11 disclosing any of the details in relation to the Prevent
12 referral.

13 **Q.** Yes, because, if we look at that text above where it
14 says "Appended information" you don't make any reference
15 there to there having been a Prevent referral, do you?

16 **A.** No.

17 **Q.** Essentially, it is a précis of the information received
18 from Merseyside the night before?

19 **A.** That's correct.

20 **Q.** If we could look at page 2. If we could have the log of
21 enquiries, thank you, what we can see is that about 45
22 minutes after you put on that intelligence report, staff
23 Kay:

24 "A Prevent referral has been received in CTB in
25 relation to school shootings in America."

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1 You didn't add that in?

2 **A.** I did not no.

3 **Q.** How would the person who put that entry in have been

4 aware that there had been a Prevent referral?

5 **A.** I can only surmise sometimes our Force Intelligence

6 Bureau might ring our office and ask and enquire if we

7 are dealing with a certain intelligence report or not.

8 But I may be incorrect in that.

9 **Q.** It wasn't your intention that this intelligence report

10 should say there has been a Prevent referral made about

11 AR, you were concerned with the officer safety risk?

12 **A.** Yes, that is correct.

13 **Q.** Someone else has somehow joined the dots and said there

14 has been a Prevent referral and put that on the log of

15 enquiries?

16 **A.** That's correct. In relation to the log of enquiries,

17 not every officer has full control and access rights.

18 Normal uniformed officers will not have access. They

19 won't see the log of enquiries.

20 **Q.** Officer B, you've anticipated the next question I was

21 going to ask. So I can tick that off.

22 **A.** Sorry, I apologise.

23 **Q.** No, it's helpful, thank you. Again, sticking with the

24 chronology, I think the next thing is that you do

25 receive the JAT outcome later that Friday, the 13th?

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1 2019?

2 **A.** I will be honest, when I put the JAT referral in and

3 sent it, this wasn't at the front of my mind at the

4 time.

5 **Q.** Ought it to have been?

6 **A.** Sorry?

7 **Q.** Ought it to have been?

8 **A.** It should have been, yes.

9 **Q.** Does the fact that this approach to ideology was not in

10 your mind at the time reflect the training that you have

11 described receiving in relation to Prevent?

12 **A.** I just looked at the -- at the time, I just looked at

13 the Prevent referral and just looked at the risk and

14 threat that was there in relation to him and that was

15 reported by the school.

16 **Q.** Can we go back, please, to page 3 of CTPNW000146. It is

17 back to the JAT assessment. If we could look over the

18 page, please. PC Blundell's view is that:

19 "It doesn't meet the threshold for investigation

20 under the CT/DE banner but consideration now that there

21 is a local authority MASH led intervention following

22 arrest and previous history at both schools, the

23 preference would be for continuance and recommend

24 Dovetail team and Channel panel are sighted with regards

25 safeguarding and AR vulnerabilities going forward."

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1 **A.** I do, yes.

2 **Q.** We are going to hear from the author of it, so I want to

3 focus on your understanding of it. We have that at

4 CTPNW000146. Can we go to page 3 of that, please. Sir,

5 it begins underneath where it says "JAT Assessment",

6 bottom of the page, please. Thank you.

7 "No apparent ideology found and from reporting any

8 context into how extreme the research conducted in ICT

9 was."

10 What's the significance to you of the fact that it

11 says "no apparent ideology found"?

12 **A.** From reading that, ideology as in fascination with

13 a political ideology as in right wing, extreme right

14 wing or even, like, Islamist.

15 **Q.** I think you are aware now, but don't recall being aware

16 at the time, of a 2019 joint letter about mixed,

17 uncertain or unstable ideologies?

18 **A.** Yes, that's correct.

19 **Q.** Could we have that up at CTPHQ000134. Could we look at

20 page 4, please. If we look at the final bullet point on

21 that page:

22 "Consider the possibility of an individual's

23 obsessive interest in public massacres of any kind as

24 a possible signal of vulnerability."

25 Was this part of your thinking in respect of AR in

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1 What did you take that to mean?

2 **A.** Reading that, they are saying there is no investigation

3 in relation to -- from the FIMU side of it. What they

4 say in relation to counter terrorism, what that is, is

5 best people jointly for working would be --

6 recommendation for external agencies alongside the local

7 authority MASH, Dovetail and the Channel panel, who work

8 with Prevent as a multi-agency approach.

9 **Q.** When it says "preference would be for continuance", is

10 that continuance within Prevent?

11 **A.** Prevent would do an assessment and then refer it to

12 Channel/Dovetail.

13 **Q.** If we could look at CTPNW000373, and page 7, please.

14 You then convey that outcome from the JAT assessment to

15 PC Thompson and to the Prevent team; is that right?

16 **A.** I do, yes.

17 **Q.** What you say -- page 7. Yes, thank you.

18 Could we have the entry at the bottom enlarged,

19 please. I think what's happened here is a number of

20 emails have been copied and pasted into one document, so

21 they are not all a single email chain; is that right?

22 **A.** Yes, that's correct.

23 **Q.** So this is your email to the Prevent team:

24 "Carmen [that's PC Thompson], Russ,

25 "Good afternoon, this is in relation to AR who has

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1 been researching school shootings in America and videos.
 2 He was arrested in Merseyside as he went to his old
 3 school armed with a knife and hockey stick to assault
 4 a pupil (details attached to email). He has admitted
 5 the offences and is currently on bail pending CPS
 6 advice.
 7 "This has been returned from the JAT for a Prevent
 8 referral to be inputted onto the PCM tracker and
 9 referral to Channel/Dovetail. I'll create the action
 10 asap as I've been dealing with another matter ..."
 11 So far as you are concerned, was that email
 12 accurately conveying the recommendation made by the JAT?
 13 **A.** That's what I was doing, yes.
 14 **Q.** Was this a case of the FIMU telling the Prevent team how
 15 to take the case forward?
 16 **A.** No. From looking at the paperwork and looking back, how
 17 FIMU and the Prevent team were located at the time, the
 18 Prevent team weren't located at Hutton Headquarters,
 19 they were out in Division, at a station, where they
 20 never had access to the NCIA police system, hence me
 21 sending an email on the normal emails.
 22 **Q.** But you are telling them, first of all, the referral is
 23 to be inputted onto the Prevent tracker, secondly it is
 24 to be referred to Channel/Dovetail, that we will hear
 25 more about from others. But is this not you telling
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1 email.
 2 **Q.** It looks again, would you agree, very much as though
 3 this is the FIMU telling Prevent how to do their job.
 4 You need to go and do a visit.
 5 **A.** Obviously, I'm not telling them to do that. It was off
 6 a conversation I unfortunately don't recall.
 7 **Q.** Can we look at CTPHQ000087. You mention raising
 8 an action for the strategy meeting and that's what we
 9 are going to come to now.
 10 Quite a complicated screen but we will deal with it
 11 with the details we need to. You created an action for
 12 somebody to attend -- you see the text in the middle --
 13 the Emergency Child Protection Conference on Tuesday,
 14 17 December?
 15 **A.** I did, yes.
 16 **Q.** Do you remember how you became aware of that meeting?
 17 **A.** I think it was one of the supervisors that had asked me
 18 to create that action.
 19 **Q.** It looks from another document, sir, LANC000131 -- but
 20 no need to go to it -- as though PC Thompson was invited
 21 directly, so it might have been a slightly circular
 22 process of PC Thompson making you aware of it, directly
 23 or indirectly and then you creating an action for her to
 24 attend it. Does that sound plausible?
 25 **A.** Possibly.
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1 them what to do with the referral to their team?
 2 **A.** I was just conveying what was written on the JAT form.
 3 **Q.** If we could look at LANC000175, page 152, please. Is
 4 that a read out, essentially, a copy and paste, of
 5 an action that you have created on the NCIA system?
 6 **A.** Yes.
 7 **Q.** So JAT assessment for Prevent visit to establish
 8 ideology and consideration for Channel/Dovetail. This
 9 is on 17 December?
 10 **A.** Yes, it is.
 11 **Q.** There are two elements there that don't appear to
 12 feature in the JAT assessment. First, the idea of the
 13 Prevent visit. Can you help us with where that's come
 14 from?
 15 **A.** I have written that but I can't recall why I have
 16 written that Prevent visit.
 17 **Q.** Secondly, that it should be to establish ideology.
 18 Again, can you help us with why the necessity for
 19 a visit to establish ideology?
 20 **A.** Again, I might have -- I have done the action in
 21 relation to the strategy meeting. On my email, it
 22 appears I have had a chat with the Prevent sergeant at
 23 the time, DS McIntyre but I can't remember the content
 24 of the conversation I have had with her, and that might
 25 be me, as a result of that conversation, sending that
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1 **Q.** The result of that meeting is at CTPNW000132. You can
 2 see it is headed "Action Result Document". This is
 3 PC Thompson's report of that meeting?
 4 **A.** It is, yes.
 5 **Q.** Would you have seen that at the time, as the creator of
 6 the action?
 7 **A.** It would have been received into the FIMU, yes.
 8 **Q.** It would have been received into the FIMU and attached
 9 to the action you would have created?
 10 **A.** Yes, it would have been.
 11 **Q.** Would you therefore have seen it?
 12 **A.** Yes.
 13 **Q.** One of the conclusions of that meeting, in that
 14 document, on the next page towards the bottom:
 15 "The subject is at risk of further criminality, we
 16 don't understand what the trigger for his behaviour is
 17 or how to prevent this."
 18 It is not a report that allays concern about AR, is
 19 it?
 20 **A.** No, there weren't any concerns shown at that time.
 21 **Q.** I'm sorry?
 22 **A.** Sorry. Rephrase the question?
 23 **Q.** It isn't a report that suggests there were no further
 24 concerns about AR, is it?
 25 **A.** No.
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1 Q. Just while we are on this meeting, can we look very
2 quickly at CTPNW000157, page 15. We know, Officer B,
3 that Acorns also attended this meeting. This is part of
4 PC Thompson's handwritten notes of the meeting. I just
5 want to look at the bottom line. It seems to read:
6 "Acorns' IT are looking at internet searches."
7 Does that suggest the position you set out on
8 10 December, a week before, that Acorns were trying to
9 obtain internet searches, still held good at this point?
10 A. Yes.
11 Q. Thank you, that can come down. Given that your role,
12 Officer B, was to identify CT/DE issues, before passing
13 the matter on to Prevent, what was your role in the case
14 at this stage?
15 A. Once the action had been done for the officer to attend,
16 I was just waiting for any other updates, I wasn't
17 actively doing anything.
18 Q. We know PC Thompson does then carry out a visit to AR
19 and she also attends the 6 January second multi-agency
20 meeting, where there is an update about devices. Can we
21 go back to CTPHQ000087. The day after that second
22 meeting, PC Thompson updates this action:
23 "PC5905 visited the subject on 3/1/20. There is no
24 CT/DE ideology. PC5905 attended the strategy meeting on
25 6/1/20, please see attached. Please can you advise if
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1 investigations. That was the role of a sergeant or
2 a supervisor.
3 Q. Your rationale for why it can be closed doesn't just
4 relate to the fact that PC Thompson has done what you
5 asked her to do in the action but it looks at the
6 situation more broadly, dealing with the position about
7 the criminal investigation, exclusion from school, and
8 to Social Services, doesn't it?
9 A. That's what I have written.
10 Q. If we can look at CTPNW000122. We can see
11 PC Thompson's -- sorry, page 30, please -- bottom entry
12 please. It is from 8 January but there's clearly been
13 some consultation by whatever means with FIMU. Would
14 that have been with you, as the officer in the FIMU
15 dealing with this case?
16 A. Reading that paragraph -- the first time I saw that was
17 when I was given a bundle of these documents earlier
18 this year to formulate my statement. I had never seen
19 that comment before, and that's something I'm not
20 allowed to do as a FIMU officer.
21 Q. I appreciate that you hadn't seen that previously. But
22 that is consistent with what you put on the action that
23 we just looked at about "This can now be closed", isn't
24 it?
25 A. All I can say is I don't know -- it's something which
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1 this can now be closed to Prevent?"
2 Then on the morning of 9 January, you enter:
3 "The above has been reviewed and that can now be
4 closed. In relation to the incidents at school, this is
5 being dealt with by Merseyside Police, who have taken
6 the matter to CPS. The subject is excluded from school
7 and is open to Social Services."
8 In your witness statement, paragraph 75, your
9 reading of that is that you have assumed that
10 PC Thompson meant, "Could this action be closed, since
11 she'd have now attended two strategy meetings", and that
12 when you said the above has been reviewed and can now be
13 closed, you meant the action request to be closed, not
14 the Prevent referral; is that right?
15 A. That's correct, yes.
16 Q. At paragraph 76, you say:
17 "I did not make any assessment to Prevent to close
18 the case since this is outside the scope of my role as
19 a FIMU officer."
20 A. That's correct.
21 Q. Can that be right, Officer B, when the request from
22 PC Thompson was clearly, "Can you advise if this can now
23 be closed to Prevent"?
24 A. At the time in relation to actions, as an officer,
25 I wasn't authorised to close any actions or
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1 PC -- PS Thompson may have to answer. I'm not sure if
2 it is a misunderstanding or a communication error.
3 Q. PC Thompson's contemporaneous understanding of the
4 message from FIMU, which we then see recorded by you on
5 the following morning, is that FIMU have assessed that
6 the case can now be closed to Prevent, wasn't it?
7 A. So my understanding on that is it's the action that can
8 be closed and not the Prevent case.
9 Q. That's simply not a credible reading, Officer B, of the
10 note that you placed on that action. You were advising
11 them that the Prevent referral could be closed, weren't
12 you?
13 A. No, that's incorrect.
14 Q. Though it was admittedly at their request, you were
15 again taking on the role of telling Prevent what to do
16 with their case, weren't you?
17 A. No, that's incorrect.
18 Q. If it were suggested that between those of you involved
19 in this case, at this stage, any sense of who ought to
20 be responsible for taking decisions about how to handle
21 it had been wholly lost, would you agree?
22 A. I can't comment on something I can't fully recall from
23 2019.
24 Q. Had you lost sense of who was responsible for taking
25 decisions about how this referral should be progressed?
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1 A. No, I don't think I had.
 2 Q. Even if you thought that all you were doing was saying
 3 the action could be closed, can you see that what you
 4 conveyed to Prevent was highly open to being
 5 misinterpreted?
 6 A. Once I have shut the action, obviously the Prevent case
 7 has got to be shut by a Prevent supervisor and not the
 8 FIMU.
 9 Q. If you are right that you were simply dealing with what
 10 the action should remain closed -- be closed, does it
 11 follow that you didn't think that the Prevent referral
 12 should be closed?
 13 A. Sorry, can you ask --
 14 Q. Yes. If all you were doing was saying, "Yes, this
 15 action can be closed", and not saying anything about
 16 whether the Prevent referral could be closed, can we
 17 take it that your view was that the Prevent referral
 18 should stay open?
 19 A. That's a decision for Prevent.
 20 Q. I think, after this point, you had no further
 21 involvement with this referral?
 22 A. That's correct.
 23 Q. So you cannot help on what was conveyed to other
 24 agencies about it or about the fact that the Prevent
 25 referral had been closed?

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1 referral was closed, had the responsibility for
 2 assessing and addressing that risk?
 3 A. I can't say who Prevent passed it onto, any other
 4 external agencies, ie Social Services or mental health.
 5 MR GOSS: Thank you. You have answered my questions very
 6 patiently, Officer B. Before I see if there is any from
 7 anyone else is there anything you would like to say?
 8 A. No, I'm good thanks.
 9 MR GOSS: I think that's all, sir, unless there's anything
 10 from you?
 11 SIR ADRIAN FULFORD: There isn't. Thank you for your
 12 evidence. You are free to go, Officer.
 13 MR GOSS: Sir, could I ask you to rise, just so we can make
 14 the arrangements for the next witness. I'm afraid
 15 I think we may need to trespass on your time.
 16 SIR ADRIAN FULFORD: Certainly. How long, five minutes?
 17 MR GOSS: Five minutes. Thank you, sir.
 18 SIR ADRIAN FULFORD: I will rise for five minutes.

19 (3.56 pm)

(A short break)

21 (4.03 pm)

PHILIP BLUNDELL (sworn)

Questioned by MR BOYLE

24 SIR ADRIAN FULFORD: Please have a seat.

25 Yes, Mr Boyle?

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1 A. No, I can't.
 2 Q. Thank you. You have set out some improvements since
 3 this time at paragraph 89 of your witness statement.
 4 That stands as your evidence, I'm not going to take you
 5 through them.
 6 A. Right, yeah.
 7 Q. I just want to ask you this: at the point that this
 8 matter was referred to you in the FIMU, who within CTP
 9 was responsible for assessing and addressing the risk
 10 that AR posed to others?
 11 A. Sorry, can you explain that again to me, please?
 12 Q. Yes. At the point that this matter was referred to you
 13 in the FIMU, who was responsible for assessing and
 14 addressing the risk that AR posed to others?
 15 A. I assessed it, sent it to the JAT and the JAT
 16 recommendation was for MASH, Channel and Dovetail.
 17 Q. After that recommendation, when you passed that back
 18 onto Prevent, whose responsibility was assessing and
 19 addressing the risk then?
 20 A. In relation to safeguarding?
 21 Q. In relation to the risk to others that AR posed?
 22 A. I can't comment on how the Prevent referral was closed
 23 and whether it was passed to any other external agencies
 24 because I'm not aware of that.
 25 Q. Can you comment on who, after the point that Prevent

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1 MR BOYLE: Sir, we need to conclude Mr Blundell's evidence
 2 today. I'm afraid we will probably have to sit beyond
 3 4.30 but I hope not too far beyond.
 4 Mr Blundell, could you give your full name, please?
 5 A. It is Philip Mark Blundell.
 6 Q. Could we have on screen CTPNW000171, and we could go
 7 over to the next page, please. Do you recognise that
 8 document as your witness statement?
 9 A. Yes, I do.
 10 Q. Thank you. It was drafted in response to questions
 11 raised this year by the Inquiry; is that right?
 12 A. It was.
 13 Q. Thank you. You say, if we go over the page at
 14 paragraph 7, that you remain in role at the JAT but
 15 I understand that you have recently retired; is that
 16 right?
 17 A. Retired on 30 September this year.
 18 Q. Thank you. With that update, is this statement true to
 19 the best of your knowledge and belief?
 20 A. It is true.
 21 Q. Thank you. Can I ask you please about your background
 22 before we move on to your role at the relevant time.
 23 You first started in policing with Greater Manchester
 24 Police in 2003; is that right?
 25 A. That's correct yes.

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1 Q. You held the role within the Border Intelligence Team
2 from 2010 to 2018; is that right?
3 A. That's correct.
4 Q. Then you became a FIMU assessor at CTP North West in
5 September 2018?
6 A. Correct.
7 Q. Then under a year later, on 1 July 2019, you transferred
8 to the CTPNW Joint Assessment Team, or JAT, as
9 an Intelligence Management Officer; is that right?
10 A. Correct.
11 Q. Thank you. At the time of AR's referral in December
12 2019 that we are going to come to, you had been in the
13 JAT for just a short period; is that correct?
14 A. That is right.
15 Q. Thank you. You worked, as we have seen, with Officer B
16 in relation to this referral. Were you aware that he
17 had also joined the FIMU relatively recently?
18 A. No, I wasn't aware.
19 Q. Can I ask you, please, about the JAT. Is it right that
20 team commenced as a pilot in the North West in December
21 2017?
22 A. Yes, that's correct.
23 **SIR ADRIAN FULFORD:** Which paragraph are we?
24 **MR BOYLE:** Sir, paragraph 8.
25 **SIR ADRIAN FULFORD:** Thank you very much.

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1 Q. Amongst that range, that could include information from
2 Prevent?
3 A. Yes.
4 Q. During a JAT meeting you would share that information
5 with those MI5 officers?
6 A. Correct.
7 Q. The clue is in the name: there would be a joint
8 assessment process from there?
9 A. That is right.
10 Q. Can I ask you, please, about your role, specifically
11 within the JAT. You tell us at your paragraph 11 -- if
12 we could have that up on the screen, please, it is at
13 page 4 of the statement. Can we just have the top of
14 the page, so we have paragraphs 11 and 12. So your role
15 was to assess intelligence, and I think we have covered
16 the remainder of that. At paragraph 12:
17 "... assess if the person or intelligence held any
18 threat considering factors such as intent and
19 capability, as well as credibility of the source of the
20 intelligence ... consider whether further investigation
21 or action were required to supplement the intelligence."
22 Is that correct?
23 A. That's correct, yes.
24 Q. So, when considering intelligence as part of your role
25 in the JAT, was one possible outcome for there to be

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1 **MR BOYLE:** The JAT was a bespoke team formed of staff from
2 CTPNW and MI5, working together to assess intelligence;
3 is that right?
4 A. That's correct.
5 Q. Thank you. We will come onto how that worked in
6 practice. How many CTP officers were there in the JAT?
7 A. At the time I was present in the JAT, there was one DS,
8 a detective sergeant, and there was between five and six
9 officers that were a mixture of police staff and police
10 officers.
11 Q. Thank you. Working with those CTP officers were MI5
12 officers, as we said?
13 A. Correct.
14 Q. You said that the benefit of having that joint team, at
15 paragraph 9 of your statement, was a collaborative and
16 streamlined working approach?
17 A. That's correct.
18 Q. Is this right, information could come to the JAT from
19 a range of sources?
20 A. Originated from a range of sources but everything would
21 come through the Fixed Intelligence Management Unit, the
22 FIMU.
23 Q. Thank you for that clarification. So it comes to you
24 via the FIMU but the source could be from a range?
25 A. Yes.

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1 a CT investigation into the source of the intelligence?
2 A. Yes, there were quite a few outcomes towards
3 an assessment. If you look at number 13, I don't want
4 to jump the gun, but 13 shows you the RADO process,
5 which is Receive and Assess -- which would be the FIMU
6 process -- the Decide and Outcome would be the JAT
7 process, and the outcomes could be from a priority
8 investigation, all the way down to external agency
9 involvement.
10 Q. Thank you. So there were six RADO outcomes?
11 A. Yes.
12 Q. Just talking without using that terminology first. One
13 outcome is a CT investigation. From a MI5 perspective,
14 they were similarly considering whether the intelligence
15 met the threshold for opening a MI5 investigation; is
16 that right?
17 A. That's correct.
18 Q. What are outcomes were available from CTP's perspective?
19 A. There was RADO4, which was a CTP investigation, RADO4,
20 which meant it was CT/DE relevant but no further
21 development was required, or RADO6 which meant there was
22 no CT or DE found within the context of the
23 intelligence.
24 Q. Thank you. Just putting the RADO numbers to one side.
25 In plain English, there are options for two types of

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1 investigation, CTP and MI5. In terms of other options,
 2 one of the outcomes would be onward referral to Prevent;
 3 is that right?
 4 **A.** Yes, that would be either under RADO5 or RADO6.
 5 **Q.** RADO5 is no further development, CT/DE relevant, did you
 6 say?
 7 **A.** Correct.
 8 **Q.** And RADO6 non-CT/DE options. We heard from Officer B,
 9 but help us with this, when you were assessing to
 10 whether something was CT/DE, counter terrorism or
 11 domestic extremism; is that correct?
 12 **A.** That's correct.
 13 **Q.** In relation to ideology, how did that connect with your
 14 RADO assessment?
 15 **A.** Obviously foremost, what we would do is we would look at
 16 the intelligence and see if there was any ideology
 17 within the context of the intelligence. So was this
 18 person following a type of political or religious end
 19 and, if so, was there any intolerance towards that
 20 political or religious end?
 21 **Q.** So, from the perspective of a CT investigation, if you
 22 were looking to bring a prosecution, you would have had
 23 to prove a terrorist ideology?
 24 **A.** Correct.
 25 **Q.** Now, you tell us at your paragraph 15 that these RADO

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1 specifically to Prevent, at least in terms of the names
 2 given to them; is that right?
 3 **A.** No.
 4 **Q.** Did any of them include an element of Prevent training?
 5 **A.** Yes, the Introduction to CT, the IHM, Intelligence
 6 Handling Model, would have had a couple of screenshots
 7 of what Prevent was all about and how the Pursue
 8 mechanism would assist Prevent.
 9 **Q.** Thank you. If we just go over the page, I think we can
 10 see the remainder of your record.
 11 Thank you. I think you said a couple of screen
 12 shots about Prevent, was that the extent of the
 13 training?
 14 **A.** PowerPoint presentations with regards to what Prevent
 15 stood for and how it fell into the contest strategy.
 16 **Q.** Thank you. The National Standards for Intelligence
 17 Management, the NSIM course, there is a policy document
 18 behind that which has an Annex B which was shown to
 19 Officer B.
 20 Sir, for your note it is CTPHQ000042.
 21 Were you aware of that document?
 22 **A.** Yes.
 23 **Q.** Is that one of the screenshots that you are referring
 24 to?
 25 **A.** Yes.

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1 outcomes are not directly linked to Prevent referrals.
 2 Can you just explain what that means?
 3 **A.** Yes. We have a strategy called "Contest" and there are
 4 four pillars under that strategy: Prevent being one and
 5 the particular on that that the RADO process is reliant
 6 upon is the "Pursue". Pursue strategy is built around
 7 the received assessed outcome. Prevent, even though
 8 they will look at things that may have CT context in it,
 9 do not follow the RADO process.
 10 **Q.** Thank you. So the CT investigation sits within Pursue
 11 and that means it is in the context of prosecutions?
 12 **A.** Investigation developments and prosecution, that's
 13 correct.
 14 **Q.** Thank you. Prevent is wider than that. It is stopping
 15 someone --
 16 **A.** It is radicalisation and safeguarding.
 17 **Q.** Thank you. I think you tell us in that paragraph that
 18 the RADO5 or 6 recommendations would not stop a case
 19 from going on to Prevent?
 20 **A.** No, it wouldn't.
 21 **Q.** Thank you. Moving on to your training. You set that
 22 out in paragraph 19, page 5 of your statement. If we
 23 could just scroll through that paragraph 19 when it
 24 appears. We see a range of courses there. Anticipating
 25 what the rest will show, none of them relates

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1 **Q.** Thank you very much. There was also, we have seen,
 2 a letter from the Home Office and Counter Terrorism
 3 Policing on unclear mix or unstable ideologies which was
 4 dated in June 2019?
 5 **A.** Correct.
 6 **Q.** Were you aware of that?
 7 **A.** I was sighted on that document, yes.
 8 **Q.** I think you say in your statement at paragraph 43 that
 9 you have not been able to find documentary evidence that
 10 it was shared with your team but you remember being made
 11 aware of it?
 12 **A.** Correct.
 13 **Q.** Was that through training?
 14 **A.** That would probably be through briefings with
 15 supervision, team meetings, being made aware that this
 16 document was in existence and it could be found within
 17 our training documents for our own CPD.
 18 **Q.** Were you aware that Prevent might take on cases where
 19 there was an interest -- sorry, where there was
 20 an obsession with massacre or extreme violence, for
 21 example high school shootings?
 22 **A.** Yes.
 23 **Q.** I take that wording paraphrasing from the letter, and
 24 also cases with mixed unclear or unstable ideologies?
 25 **A.** Yes.

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1 Q. Thank you.
 2 Sir, I'm not sure I have given the reference for
 3 your note. It is CTPHQ000134, and Mr Goss brought that
 4 up earlier.
 5 **SIR ADRIAN FULFORD:** Thank you very much.
 6 **MR BOYLE:** As a CTP officer in the JAT, how was that
 7 guidance relevant to your role?
 8 A. It gave us another tool to use to develop the
 9 intelligence. So instead of just directing it to one of
 10 the RADO processes, if there was nothing that fit, we
 11 could look at colleagues in Prevent, external agencies
 12 that would take an interest in that kind of
 13 intelligence.
 14 Q. So if you are assessing some intelligence from a Pursue
 15 perspective and you think, no, this isn't a Pursue
 16 ideology, in other words, for example politically or
 17 religiously motivated, and it fell into that category of
 18 school shootings, by way of example, that would be
 19 a moment where you would think that it might be
 20 appropriate not for you but for Prevent; is that right?
 21 A. Yes, it would.
 22 Q. Thank you. There is another document which is called
 23 the "Dynamic Investigation Framework", which I think is
 24 guidance for Prevent officers doing the police Gateway
 25 Assessment, which also refers to fantasies about

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1 A. That's correct.
 2 Q. When you received that referral, you were sent, by
 3 Officer B, the intelligence report that we have seen --
 4 A. That's correct.
 5 Q. -- CTPNW000145; the Prevent referral form, and again we
 6 have seen CTPNW000154; and also the JAT assessment
 7 research document, CTPNW000146?
 8 A. That's correct.
 9 Q. Thank you. The research document had been partially
 10 filled in by Officer B before it reached you; is that
 11 right?
 12 A. That's correct.
 13 Q. We have had it up today, so I'm just going to summarise
 14 it, but is it correct that Officer B provided you with
 15 an outline of some of the contents of the referral form?
 16 A. That's correct, yes.
 17 Q. Also, the results of searches that he carried out on
 18 police systems?
 19 A. Yes, unfortunately, as the JAT is based in Manchester,
 20 we did not have access to local intelligence services,
 21 that's why we ask for the Officer in the Case to fill in
 22 local police checks to give us as much information as
 23 possible.
 24 Q. Thank you. A summary of Officer B's section of the
 25 assessment form that we have seen, he refers to AR being

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1 massacres and mass killings as a type of ideology within
 2 the context of Prevent. Were you aware of that
 3 document?
 4 A. I was aware of the document, yes.
 5 Q. Thank you. What about your understanding of Prevent
 6 structures, did you understand how Prevent officers
 7 would handle a case and progress it through the
 8 system --
 9 A. Not really, no. I knew they existed. I knew they
 10 were -- I don't want to demean it by saying they were
 11 an assistant tool in our overall kit but, to actually go
 12 through and see exactly how Prevent worked, I cannot say
 13 I knew at that time.
 14 Q. Was that because you simply hadn't been trained about it
 15 or because you had considered it but found it quite
 16 complicated?
 17 A. I think it is basically because we trained on Pursue and
 18 not Prevent.
 19 Q. Thank you. I want to move now onto the JAT referral
 20 that you received in December 2019 and we know that the
 21 first assessment came to the JAT via Officer B in the
 22 FIMU, correct?
 23 A. That's correct.
 24 Q. Thank you. It was allocated to you, you tell us, at
 25 your paragraph 27 on 11 December 2019, correct?

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1 bullied at school, taking a knife into school on several
 2 occasions, commenting "This is why teachers get
 3 murdered", searching for school shootings in America,
 4 and I think in response it says that AR's father
 5 reported that he had only opened a link to a news
 6 article, and in a short time at Acorns had made comments
 7 about murder, severed heads, guns and You Tube videos of
 8 people hurting themselves. Do you remember that?
 9 A. That's correct. Yes, I do.
 10 Q. I'm not pulling the document up but have you had
 11 an opportunity to look at it recently?
 12 A. Yes, I have.
 13 Q. There was a reference by Officer B to AR travelling to
 14 the Range High School with a hockey stick and a large
 15 knife in his bag to stab a bully; do you remember that?
 16 A. Yes, I do remember.
 17 Q. Can you remember, did you ever receive any more
 18 information about what had happened at the school?
 19 A. No, they were the only three documents that were sent to
 20 the JAT and that were registered on the National Common
 21 Intelligence Application.
 22 Q. Do you know anything more about what happened at the
 23 Range on that day now?
 24 A. No.
 25 Q. So, there has been other evidence to show: (1) that AR

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1 then hit another pupil with the hockey stick; that the
2 pupil that he hit was not the person that he alleged was
3 bullying him but someone else he knew; and that later he
4 said that he intended to use the knife.

5 You weren't aware of that at the time, is this the
6 first time --

7 **A.** I was not aware of the full MO of the offence, no.

8 **Q.** Is that information that would have helped you in your
9 JAT assessment?

10 **A.** Not necessarily, no. I am looking for ideology,
11 extremism and threat and harm to UK national security,
12 first and foremost.

13 **Q.** Can you just explain why those pieces of information
14 don't assist you with that?

15 **A.** Because they are criminality and single grievance, not
16 terrorism.

17 **Q.** Thank you. I think you said you didn't receive anything
18 further, so you didn't ever receive any school browsing
19 history?

20 **A.** Nothing, no.

21 **Q.** Were you ever told anything about the school browsing
22 history and when it might --

23 **A.** I do recall a conversation with Officer B about the
24 potential of Merseyside Police seizing documents --
25 seizing media, but that was it. It wasn't noted

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1 that and, at the foot of my JAT research document, I had
2 set out considerations for Officer B to resubmit
3 anything that escalated the current intelligence.

4 **Q.** So if those devices had shown evidence of terrorism,
5 what would you have expected to happen?

6 **A.** Further developments between myself and MI5 and it may
7 have led to a different course of action.

8 **Q.** You never heard anything further, as we know?

9 **A.** No.

10 **Q.** Can I just ask you about one matter, it is paragraph 28
11 of your statement at page 9. You say in the last
12 sentence:

13 "FIMU had checked Lancashire Police system's CONNECT
14 with no trace other than the arrest on 11 December 2019
15 referenced above."

16 In actual fact, the research document gives a log
17 reference for an incident in October 2019, when it was
18 said that AR was bringing a knife into school. Your
19 comment there, I think, is on the actions of Officer B;
20 is that right?

21 **A.** That's correct, yes.

22 **Q.** So if he were to say, or if we could see, that he had in
23 fact seen the log in October 2019, would you be happy to
24 accept that?

25 **A.** Yes, I would. Yes.

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1 anywhere but I do recall having a conversation.

2 **Q.** I think the assessment form says that it is unknown what
3 access AR had to the internet at home. You had an oral
4 conversation, did you, about devices being seized?

5 **A.** Yes, because I make note of it later in my statement.

6 I think it is paragraph 49 and 50.

7 **Q.** Thank you. Well remembered.

8 Thank you, yes. You say, "As I understood it at the
9 time", it is page 14, paragraph 49:

10 "... Merseyside Police were tasked with checking
11 AR's internet history following his arrest ... belief
12 [that that] action was being taken forward and I would
13 not have considered it necessary or proportionate to
14 repeat those checks or conduct further open-source
15 searches."

16 We'll come onto the conclusion of the JAT but you
17 concluded this before you had any outcome from those
18 searches --

19 **A.** Yes.

20 **Q.** -- is that right? Would you have considered waiting for
21 results before carrying out an assessment?

22 **A.** No. It wasn't terrorism. So at the time of my -- it
23 coming across my path, the case didn't formulate any
24 ideology, didn't point towards terrorism, so the best
25 point was to get it to an agency that would deal with

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1 **Q.** You tell us then, if we could just go down the page, at
2 paragraph 30:

3 "Some open-source research had been conducted with
4 no trace of AR on the internet, although no detail was
5 included in the report as to which open-source checks
6 had been conducted."

7 Would you have expected that to have been included
8 in the report you received?

9 **A.** At the time, yes. We have made significant
10 improvements. I'll go onto the recommendations later,
11 if you so wish, but we know ask the officers to list the
12 open-source platforms that they have checked with any
13 traces or no traces.

14 **Q.** So was the problem here that you didn't know exactly
15 what checks had taken place?

16 **A.** Yes.

17 **Q.** Was it any part of your role to carry out further
18 enquiries?

19 **A.** No.

20 **Q.** We know that PS Thompson, the Prevent officer, went on
21 to a strategy meeting, later on 17 December 2019, which
22 is after, I think, you concluded your assessment, where
23 she gained a good deal further information about AR,
24 including about premeditation, a lack of evidence of
25 bullying, lack of remorse, and so on.

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1 Is that information that would have assisted your
2 assessment?
3 **A.** If I was sighted on it, it would be a consideration, but
4 I think the outcome would still be the same that it
5 should have rested with Prevent and external agencies to
6 further assess.
7 **Q.** Again, it wouldn't have pointed to an ideology
8 necessarily; it would have related to criminality as far
9 as you were concerned?
10 **A.** Yes.
11 **Q.** Moving now to your assessment. On receipt of the
12 documents, you say that you quality assessed them and
13 you sent the documents on to the JAT MI5 officer?
14 **A.** Yes, that's correct.
15 **Q.** You then had a meeting with MI5 and discussed the
16 material; is that right?
17 **A.** Made communications, yes.
18 **Q.** There is no formal minute that we will come to the
19 sections that you filled out in the JAT assessment
20 research document. You give us an account, I think, of
21 the discussion in your statement on page 9,
22 paragraph 32, where you say that there were issues in
23 the referral which caused safeguarding concerns,
24 including problems at the school, and discussions of
25 adult themes with violence at the core, including school

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1 **Q.** Sorry, can you -- I can't quite understand that. He
2 paid lip service to the incident, and so --
3 **A.** He went to school, he was spoken to by the school, as
4 far as I'm aware, who he then called it a one off, he
5 was encouraged by another pupil to click on this thing.
6 So, for me, looking at that, it seems like he was
7 basically casting it aside as not really important.
8 **Q.** AR's father?
9 **A.** AR's father, yes.
10 **Q.** But when you say "taken at face value", that reads to me
11 that you are accepting that account; is that right?
12 **A.** No, I'm not accepting the account, I'm just saying it
13 should be taken as what it is. We can't prove the
14 truth. We are just saying that the father believed it
15 was a one off.
16 **Q.** You did know from the information that you had received
17 that AR had also asked to see pictures of a severed head
18 in art class, complained that you couldn't access
19 pictures of guns and discussed videos of people hurting
20 themselves?
21 **A.** Yes, I was aware of that.
22 **Q.** So the idea of looking at school shootings would have
23 been consistent with that behaviour?
24 **A.** It would, yes. So, therefore, his father saying it was
25 a one off was not quite the fact.

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1 shootings and severed heads.
2 Are you able to expand any more on the discussion
3 that you had about those things?
4 **A.** Well, my colleague in MI5, we would discuss national
5 security, ideology, terrorism, whether it would be
6 domestic or overseas, they would then tell me that
7 because there was lacking in context or intelligence
8 that there would be no further development on their
9 part. With myself being a police officer, I then have
10 to look at other development areas, such as
11 vulnerabilities, radicalisation, safeguarding. So MI5
12 would end the process there with a no further
13 development. I would then look at the other tools in my
14 toolkit, being the Prevent strategy.
15 **Q.** Thank you. Then the last sentence:
16 "I recall we discussed the father's response to the
17 issues raised by the school in respect of AR viewing
18 material online and took the view that as this appeared
19 to be a one off (as opposed to a recurring theme) his
20 account should be taken at face value."
21 Was it actually a one off based on the referral that
22 you had received?
23 **A.** From the information I received it seemed like his
24 father had paid lip service to the incident, hence it
25 should be taken at face value.

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1 **Q.** Thank you. I think we have already covered this theme,
2 you didn't have the school browsing history. We now
3 know that it included browsing of things like degloving
4 injuries, as well as photographs of glue guns. Again,
5 would that have pointed more from your perspective
6 towards criminality than terrorism?
7 **A.** Again, yes.
8 **Q.** Thank you. We will come to the JAT assessment research
9 document now. This was a record that was made by you,
10 correct?
11 **A.** It is correct, yes.
12 **Q.** Thank you. But it was based on discussion at the
13 meeting?
14 **A.** Yes, it was.
15 **Q.** Thank you and you say in your statement at paragraph 35
16 that it was intended to reflect a joint discussion on CT
17 relevance, following the discussion with the MI5
18 officer. Was your record seen by your colleague in the
19 JAT, your MI5 colleague?
20 **A.** Yes.
21 **Q.** Could we have up, please, CTPNW000146 but page 3. So
22 direct to page 3, please. Thank you. Just looking at
23 the bottom third of the page, the JAT outcome you have
24 written there is:
25 "PREVENT/Local Authority MASH."

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1 Are you able to help with what you meant by that?

2 **A.** That's my result of the JAT assessment. That the next

3 steps should be Prevent, to which the actual referral

4 came in for, but also guided towards the local authority

5 and external agencies that were already invested in AR.

6 **Q.** Did you understand how the MASH worked?

7 **A.** I had a cursory idea that it was obviously

8 a multi-agency and it was a table with child services,

9 Social Services, CAMHS and obviously the police and

10 Prevent, that sat round and discussed various case

11 loads.

12 **Q.** So your outcome that you were looking for was

13 a multi-agency response --

14 **A.** Yes --

15 **Q.** -- involving Prevent --

16 **A.** -- but directed through Prevent.

17 **Q.** Thank you. Just reading your assessment, first of all

18 you said:

19 "Joint assessment in reference to internet research

20 and fascination with US school shootings."

21 Did you assess that it was likely to be

22 a fascination in AR's case?

23 **A.** Quite possibly, yes.

24 **Q.** As we have covered, you say, "No apparent ideology

25 found", and we understand the context to that:

193

1 "However, consideration now that there is a Local

2 Authority MASH led intervention following arrest and

3 previous history at both schools that preference would

4 be for continuance and recommend Dovetail team and

5 Channel Panel are sighted with regards safeguarding and

6 AR vulnerabilities going forward."

7 I'm going to come back to the meaning of this but

8 I just want to pull up another record before we do,

9 which is your daybook. Could we pull up, please,

10 CTPNW000156, and go to page 3. Just looking at the very

11 bottom entry, you have put:

12 "Prevent? Consider MASH safeguarding teams."

13 That's your handwriting?

14 **A.** That is my handwriting, yes.

15 **Q.** Made at the meeting?

16 **A.** Pardon?

17 **Q.** Written at the meeting?

18 **A.** Written prior to me sending the documents to MI5.

19 **Q.** Thank you. Just to conclude the context of this, you

20 say at your paragraph 36:

21 "Although a discussion would have taken place with

22 MI5 on these aspects of the referral, this part of the

23 'outcome' in the JAT research report was for CTP only."

24 **A.** That's correct.

25 **Q.** Thank you. So it was for CTP to take forward the

195

1 "... from reporting any context into how extreme the

2 research conducted in ICT was."

3 We have covered that you didn't see the underlying

4 information. It says, you go on to say:

5 "[I don't know] if the school had a firewall ...

6 "There seemed to be a common theme with regards

7 weapons and this has been acted out with his arrest for

8 possession of weapon at school on [11 December 2019]."

9 Can you help us with your wording, "this had been

10 acted out"?

11 **A.** He had been arrested. So he not only had a fascination

12 with weapons, he had actually gone into the real world

13 with a weapon to settle a score or act upon his

14 grievance.

15 **Q.** So he had acted out his interest or obsession with

16 weapons by carrying out the attack at the school, is

17 that your interpretation?

18 **A.** Yes.

19 **Q.** Thank you:

20 "... previously referred to Social Services.

21 "The intelligence and relevant research at present

22 does not immediate any Lead or Police threshold for

23 investigation under the CT/DE banner."

24 We have explored what is meant by that.

25 You go on to say:

194

1 Prevent referral, via the Prevent officers.

2 **A.** Correct.

3 **Q.** In terms of MI5's outcome we will hear from Ms Ellmore

4 on Monday.

5 Coming back to that record, and perhaps, just for

6 ease, we can have up paragraph 34 of your statement in

7 which you quote this. In the JAT assessment, you say

8 that your preference is for continuance. Continuance of

9 what?

10 **A.** The local Social Services intervention that was being

11 flagged at the time.

12 **Q.** Thank you. When you say "recommend that Dovetail team

13 and Channel panel are sighted", what did you mean by

14 that?

15 **A.** I think "recommend" has been a bone of contention within

16 this statement, unfortunately. Dovetail were a pilot

17 that was being used in Lancashire. This would expedite

18 a referral from the Dovetail through to Channel within

19 a five-day window. I felt it was necessary for the

20 Dovetail team and for MASH to be sighted on the

21 documents, unknowing that they may have been sighted on

22 the previous documents from Acorns School. So even

23 though I was willing to flag it to Prevent, it was my

24 thoughts that the Social Services or the external

25 agencies should be sighted on that referral form in the

196

1 first instance.

2 **Q.** The details of Dovetail being a pilot in Lancashire, did
3 you understand how that worked?

4 **A.** I briefly read the document and, from my understanding
5 and the flowcharts that were given, is that Prevent
6 would initiate the Dovetail and it would be expedited
7 within five days before going to Channel or being
8 written off. So I felt that at that time it was serious
9 enough for Prevent to at least make Dovetail aware.

10 **Q.** I think this is right, that the Prevent officer would
11 carry out the Prevent Gateway Assessment, which had to
12 be carried out within five days, did you realise that?

13 **A.** That's correct. Yes, I did.

14 **Q.** If they considered that the case was appropriate for
15 Channel, it would go to a Channel local coordinator to
16 carry out an information gathering process --

17 **A.** Yes.

18 **Q.** -- is that right? Thank you and the fact that it went
19 to the Channel coordinator was a feature of the Dovetail
20 pilot --

21 **A.** Right.

22 **Q.** -- is that right?

23 **A.** Yes. I say I briefly read the document and I was going
24 off the flowchart which, to me, would basically expedite
25 this case in general.

197

1 pretty new to the concept. Since 2019/2020, we have
2 developed and took upon ourselves to improve the JAT
3 process and -- with regards to our write-ups and results
4 going forward.

5 **Q.** Thank you. Just in terms of the idea that Dovetail or
6 Channel would be sighted on something, did that mean
7 that they would take on the referral and take it
8 forward?

9 **A.** No, it is so they were made aware -- at that time,
10 knowingly that they were aware of the incidents that had
11 occurred at both Range and Acorns, I knew that the
12 police had been to a MASH, a safeguarding meeting.
13 I was not aware at that time if they were sighted on
14 this information and I recommended that they were
15 sighted on this information.

16 **Q.** Did you understand that the process would be that the
17 Prevent officer would do the Prevent Gateway Assessment
18 and that would be a decision as to whether the case was
19 to go forward afterwards?

20 **A.** Yes --

21 **Q.** Did you understand that at the time?

22 **A.** -- I understand the process but, again, I was just
23 emphasising that it was my wishes to have them sighted.

24 **Q.** Sorry, Mr Blundell, just wait for me to put my question,
25 please. Did you understand that at the time?

199

1 **Q.** Fine. Do I take from that that it was your hope or
2 expectation that the Prevent officer would refer the
3 case onto Dovetail or Channel?

4 **A.** Or at least share the information.

5 **Q.** Thank you. We can perhaps see how your message was
6 interpreted by Officer B, if we could have up, please,
7 LANC000175 and page 137. If we could just zoom into the
8 body of that email, in the middle of the page:

9 "This has been returned [I think that should be
10 'from'] the JAT for a Prevent referral to be inputted
11 into the PCM tracker and referral to Channel/Dovetail.
12 I'll create the action asap, as I've been dealing with
13 the ... lead ..."

14 That's Officer B there. He has paraphrased or
15 interpreted what you have written?

16 **A.** Yes, that's correct.

17 **Q.** Is that what you intended?

18 **A.** Yes, because it starts the ball rolling from initially
19 going to Prevent.

20 **Q.** Thank you. I think you acknowledge in your statement,
21 I'm looking at both paragraphs 48 and 54, that the
22 reason that you wrote in the JAT assessment might have
23 been more clear and a greater rationale might have been
24 given?

25 **A.** Yes. Like I said previously, the JAT was a pilot, I was

198

1 **A.** Yes.

2 **Q.** What you were suggesting, I think, was not part of
3 a normal process that would happen in Prevent. Did you
4 understand that?

5 **A.** Yes.

6 **Q.** Thank you. Was it part of your role to decide what the
7 Prevent officer did with the referral?

8 **A.** No. Two completely different strategies, therefore, at
9 the conclusion of my Pursue, it would be up to the
10 Prevent to develop.

11 **Q.** Would you accept that, to put it in layperson's terms,
12 you were stepping on Prevent's shoes a little by asking
13 them to sight Dovetail or the Channel panel?

14 **A.** Yes, but I was only trying to help.

15 **Q.** Thank you. Can you explain why it was that you felt the
16 need to do that?

17 **A.** I felt that the context of the intelligence was
18 concerning enough, not in a CT manner, but in
19 a protection to people, that this should be elevated to
20 Prevent and passed to whichever agencies were involved
21 with him at that time.

22 **Q.** Were you aware whether your assessment form would ever
23 be seen by the Prevent officer?

24 **A.** I believe, because of details within the form, that they
25 would not be sighted on that form.

200

1 Q. Did you know that at the time?
 2 A. Yes, yes.
 3 Q. How did you expect the Prevent officer to become aware
 4 of the matters that you had written?
 5 A. Because Prevent supervision would have access to that
 6 document.
 7 Q. Thank you. So the Prevent officer's supervisor --
 8 A. Would have access to the document.
 9 Q. You would expect them to take that into account when
 10 they supervise whatever steps the Prevent officer took?
 11 A. Yes.
 12 Q. Given your level of concerns, did you think about taking
 13 steps to talk to the Prevent officer?
 14 A. No.
 15 Q. In hindsight, do you think that would have been helpful?
 16 A. No. I think Officer B would have done that with regards
 17 Officer B being the officer in the case and me only
 18 making an assessment alongside MI5.
 19 Q. Thank you. Did you have any further liaison with either
 20 Officer B or PS Thompson after completing the JAT
 21 research form?
 22 A. No, I didn't.
 23 Q. Were you informed that the Prevent referral had been
 24 closed in January 2020?
 25 A. No, I wasn't.

201

1 Q. Thank you. Just one more substantive issue. The second
 2 and the third Prevent referrals that we know took place
 3 didn't come to the JAT and you tell us that you would
 4 have expected that to happen, noting that the reference
 5 to London Bridge could have been viewed as
 6 an escalation. Is that in relation to ideology?
 7 A. That's correct. So there was an escalation in
 8 ISIL-inspired ideology by viewing and looking at the
 9 London Bridge attack. Therefore, I would expect that it
 10 would have -- looking at it with hindsight, it should
 11 have come back into the JAT and discussed.
 12 Q. You didn't see those assessments, so you are not able to
 13 give a view on what would have happened?
 14 A. No.
 15 Q. I think at your paragraph 59, actually, you do assist us
 16 somewhat. Paragraph 59, you say:
 17 "... I think ... they would still have been sent
 18 onto Prevent [and it would] have given the CTP officer
 19 ... the opportunity to speak to the Prevent team to
 20 discuss the safeguarding issues and the vulnerabilities,
 21 and to request further information on any actions taken
 22 by Prevent to review AR's social media accounts and
 23 online viewing [but those] matters would ultimately be
 24 [a matter] for Prevent."
 25 Is that right?

203

1 Q. Should you have been informed of that?
 2 A. No.
 3 Q. If you had known, are you able to say what you would
 4 have considered about that, whether you would have taken
 5 any further steps?
 6 A. Again, unless any further information or intelligence
 7 that escalated the CT risk and threat, then I would
 8 basically say that is left to the professionals.
 9 Prevent are the professionals in this case and, if they
 10 felt it was enough to close, then obviously I agree.
 11 Q. Within policing, after you had made your assessment, who
 12 did you think was responsible for assessing and managing
 13 the risk that you recognised AR presented with?
 14 A. Well, within policing at that time, the baton was passed
 15 to Prevent to make their assessment. If they concluded
 16 no further action, then obviously I would hope that, at
 17 that time, Prevent would then hand it back to child
 18 services, local authority, schooling, parents.
 19 Q. More broadly, did you have a view of the multi-agencies
 20 that were mentioned, who was assessing and managing AR's
 21 risk?
 22 A. Only from what was put in the documents, that MASH
 23 multi-agencies, which envelopes the vulnerable
 24 safeguarding and the local policing teams, that would be
 25 PC Harrison, that had attended the safeguarding meeting.

202

1 A. That's correct.
 2 Q. Thank you. With the further information that you have
 3 learnt that's been discussed today, and just going back
 4 to the first referral, has there been any information
 5 you have received to cast any doubt on the decision to
 6 close the referral to the JAT?
 7 A. No.
 8 Q. Thank you very much. You give your improvements in your
 9 section 5, which is at page 16 of your statement.
 10 I think I can summarise this. You say there's now
 11 a closer working relationship between the FIMU and
 12 Prevent and CPD training by Prevent officers to the
 13 FIMU; is that right?
 14 A. Yes.
 15 Q. You, I think, created a FIMU guidance manual to
 16 consolidate various different guidance documents and
 17 training which included Prevent guidance; is that
 18 correct?
 19 A. That's correct.
 20 Q. Is this right that the paperwork around the JAT referral
 21 process has been changed since 2019?
 22 A. It has. The JAT now deal with the JAT referral in its
 23 entirety. So we are sighted on everything and we make
 24 sure that everything that's pertinent to our partners
 25 get to see it, the document, and then everything that's

204

1 relayed back to the Officer in the Case, including
 2 comments from MI5, are placed in the result.
 3 **MR BOYLE:** Thank you, Mr Blundell. Those are all my
 4 questions. Is there anything else you would like to
 5 add?
 6 **A.** No.
 7 **MR BOYLE:** I don't know if anyone else wants to ask
 8 questions. I'm seeing shakes of the head.
 9 **SIR ADRIAN FULFORD:** Thank you very much for coming out of
 10 retirement to give evidence late in the afternoon. You
 11 are now free to go.
 12 **MR BOYLE:** Sir, thank you for sitting late.
 13 **SIR ADRIAN FULFORD:** 10.00 tomorrow?
 14 **MR BOYLE:** Yes.
 15 **SIR ADRIAN FULFORD:** The agenda for tomorrow is?
 16 **MR BOYLE:** Sir, we have PS Thompson to give evidence, who is
 17 the Prevent officer, followed by DS Treharne, who was
 18 her supervisor.
 19 **SIR ADRIAN FULFORD:** Thank you. 10.00 tomorrow.
 20 **(4.50 pm)**
 21 **(The Inquiry adjourned until 10.00 am the following day)**
 22
 23
 24
 25

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