



MOD-83-0000016-A

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MOD Form 266A (Military)

Case No: 64679/03

WITNESS STATEMENT

(CJ Act 1967, S.9; MC Act 1980, SS 5A(3a) and 5B; MC Rules 1981 r70)

Statement of: Kenneth Wayne BAMFORD

Age if under 18: Over 18 Occupation: HM Forces
(if over 18 insert "Over 18")

This statement (consisting of 7 pages signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false or do not believe to be true.

Dated the 6th day of October 2003

Signature: KW BAMFORD

I am the above named person.

I am a qualified Crime Scene Examiner currently serving with my unit on OP TELIC 2 and have been since 14 Jun 03.

About 1640 hrs on Mon 4 Aug 03, at the request of Capt Nugent, RMP (SIB), of my unit, I attended the scene of an alleged murder at the small settlement of Shifiya, Ad Dayr, Iraq, which had occurred about 1820 hrs on Sat 2 Aug 03. I recorded my actions and findings that day on a RMP SOCO Report, which I exhibited as KB/1. This exhibit I now produce.

On arrival at the outskirts of Shifiya, S008 [REDACTED], RMP, provided information of events leading up to the alleged murder, as a result of which using a Sony PD1 Camcorder and an unused Mini DV Video film, I compiled video footage of those areas described by S008 [REDACTED]. I subsequently sealed the video tape and exhibited it as:

KB/2 - Video footage of chase route through settlement Ad Dayr

I have signed the label. This exhibit I now produce.

The actual scene of the alleged murder was a dwelling about one hundred and fifty metres into the settlement. It was a single storey building constructed of what appeared to be stone and dry mud and was a typical example of buildings in the area. There was one main entrance/exit and one side entrance/exit, which led into a small back yard enclosed by walls. A further opening then led from the back yard out into the street.

Signature: KW BAMFORD

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The building was built around a central open air courtyard with several roofed rooms around it. The back yard was also open air and the courtyard was enclosed visually from outside except for the two entrances/exits.

Owing to information provided to me by S008 I restricted my examination of the premises to the central courtyard. Standing in the centre of the courtyard facing the wall to the left of the main entrance/exit I saw what appeared to be blood staining on that wall. A further visual examination of the area proved evidentially negative.

At the conclusion of my visual examination, I took a number of photographs with a Nikon F90X Camera and 100 ASA film. I subsequently caused that film to be developed and have compiled a photographic supplement from the resultant prints, which I have exhibited as KB/3. I have signed the label. This exhibit I now produce.

I then conducted an examination of the courtyard to recover samples for laboratory analysis, which I exhibited as:

KB/4 - 3 x apparent blood swabs from same stain + controls

I have signed the label. This exhibit I now produce.

From my observations at the courtyard, I also sketched a rough plan of the area in my Police Notebook. From that rough plan I subsequently compiled a composite sketch plan, which I exhibited as:

KB/5 - Sketch plan of house within Shifiya, Ad Dayr, Iraq, scene of alleged murder on Sat 2 Aug 03

I have signed the label. This exhibit I now produce.

I subsequently made 3 copies of exhibit KB/5, which I exhibited as:

KB/5A - Copy of exhibit KB/5 marked by Tha'er Najji Said

KB/5B - Copy of exhibit KB/5 marked by S008

KB/5B - Copy of exhibit KB/5 marked by S009

Signature: KW BAMFORD

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I have signed the labels. These exhibits I now produce.

On Wed 6 Aug 03, at 61 Sect SIB, Shaiba Logistical Base, BFPO 645, I received the following items from Sgt Hoffman PR, RMP (SIB), of my unit, which were exhibited as:

- PH/1 - Combat 95 Trousers Desert
- PH/2 - Desert Combat 95 Jacket
- PH/3 - 1 x Set of Webbing DPM
- PH/4 - Rifle 5.56 Ser No: UN93A342604
- PH/4A - Magazine 5.56mm
- PH/4B - Magazine 5.56mm
- PH/4C - Magazine 5.56mm
- PH/5 - 1 Pair of Quickcuffs Ser No: 297160
- PH/6 - Pistol 9mm Serial No: BL82A35918
- PH/7 - 1 x ASP Serial No: 545515
- PH/8 - Rifle 5.56mm Serial No: UN91A190388
- PH/9 - 1 Pair Desert Boots
- PH/10 - Black Nylon Material Belt + Holster
- PH/11 - DPM Chest Webbing
- PH/12 - Desert DPM Trousers
- PH/13 - Desert DPM Body Armour Cover

Signature: KW BAMFORD

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- PH/14 - Desert DPM Shirt
- CP/1 - 1 Pair of Desert Combat Boots
- CP/2 - 1 Desert DPM Helmet Cover
- CP/3 - 1 Desert DPM Body Armour Cover

I have signed each label. With the exception of exhibits PH/4 and PH/8, these exhibits I now produce. I retained exhibits PH/4 and PH/8 in my possession until Thu 21 Aug 03, when I handed them to WO2 Spence D, RMP (SIB), of my unit.

On Fri 8 Aug 03, whilst taking witness statements at Ad Dayr Civil Police Station, Iraq, I compiled the following two sketch plans. With the aid of an interpreter I then requested the two interviewees to mark on the plans their respective positions and the positions of anyone else present at the time of the shooting, which they did. I subsequently exhibited those plans as:

- NSF/1 - Sketch plan of dwelling, scene of alleged murder marked by Naji Said Finjan
- TNS/1 - Rough sketch plan of scene of alleged murder marked by Tha'er Naji Said

I have signed the labels. These exhibits I now produce.

On Wed 13 Aug 03, at HQ 19 Mech Bde, Basrah Palace, BFPO 647, I received the following document from Maj J Landon (553827), DCOS, 19 Mech Bde, which I exhibited as:

- JL/1 - Original Commanding Officer's report dated 3 Aug 03, compiled by Lt Col CM Griffin

I have signed the label. I retained exhibit JL/1 in my possession until later that day, when I handed it to WO2 Spence, receiving it back on Mon 18 Aug 03. This exhibit I now produce.

On Thu 14 Aug 03, at Ad Dayr Civil Police Station, I received the following items from Lt Ali Najem, Iraqi Civil Police, which I exhibited as:

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AHA/1 - Pathologist Report dated 6 Aug 03 signed by Said Abdul Razak

AHA/2 - Bullet Fragments

I have signed the labels. I retained exhibit AHA/2 in my possession until Thu 21 Aug 03, when I handed it to WO2 Spence. I subsequently arranged for exhibit AHA/1 to be translated through an interpreter and exhibited the resultant document as:

AHA/1a - Pathologist Report dated 6 Aug 03 (English Translation)

I have signed the label. Exhibits AHA/1 and AHA/1a I now produce.

That same day at Ad Dayr Civil Police Station, I received the following item from Mr Naji Said Finjan, which I initially recovered into a Police Evidence bag that is held on file and can be produced if required. I subsequently transferred the item into appropriate packaging for forensic submission and exhibited it as:

NSF/2 - Empty brass casing batch No: RG 02

I have signed the label. I retained this exhibit in my possession until Thu 21 Aug 03, when I handed it to WO2 Spence.

On Mon 18 Aug 03, at 61 Sect SIB, Shaiba Logistical Base (SLB), BFPO 645, I received the following items from WO2 Spence, which were exhibited as:

CMG/1 - HQ MND (SE) letter and investigation of shooting incidents dated 28 Jul 03 initialled by CO 1 KINGS 1 Aug 03

CMG/2 - Statement of S009 [REDACTED] dated 03-08-03 and signed [REDACTED]
S009 [REDACTED] (2 pages)

CMG/3 - Statement of S009 [REDACTED] Badger Tp, 2 RTR, signed [REDACTED]
S009 [REDACTED] (1 double sided page)

CMG/4 - Statement of S008 [REDACTED] 150 Pro Coy RMP att 1 KINGS,
signed S008 [REDACTED] dated Sat 2 Aug 03 (4 pages)

Signature: KW BAMFORD

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I have signed the labels. These exhibits I now produce.

On Thu 21 Aug 03, at Badger Tp, 2 RTR, OP TELIC 2, I received the following item from 24656820 WO2 Bannister MJ, of that unit, which I exhibited as:

MJB/1 - OP TELIC Pre Deployment Training Certificate dated 27 Jun 03 signed by Maj J Williams 2 RTR

I have signed the label. This exhibit I now produce.

Later that day, at 61 Sect SIB, SLB, I received the following item from Sgt Stanford B, RMP (SIB), of my unit, which was exhibited as:

JMH/1 - Card Alpha

I have signed the label. This exhibit I now produce.

On Sat 30 Aug 03, at 2 RTR, Riverside, S Iraq, BFPO 647, I was handed the following item by 24656344 SSgt Everitt PD, of that unit, which I exhibited as:

PDE/1 - Copy of weapons register dated 31 Mar 98

I have signed the label. This exhibit I now produce.

On Wed 3 Sep 03, at 2 RTR, Lumsden Bks, Fallingbostel, BFPO 38, I was handed the following items by 24590720 SSgt Holmes BA, of that unit, which I exhibited as:

BAH/1 - Original ITD attendance sheets and APWT score sheets dated 23/06/03 (4 Pages)

BAH/2 - Copy of Badger training programme dated 19 Jun 03 (5 pages)

BAH/3 - Copy of admin instruction RE: EX Brave Badger dated 20 Jun 03 (11 pages)

I have signed the labels. These exhibits I now produce.

Signature: KW BAMFORD

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On Fri 12 Sep 03, at the Geographic Support Group, Basrah International Airport, S Iraq, BFPO 641, I received the following items from 24879255 Sgt Bowden WD, of that unit, which I exhibited as:

WDB/1 - Aerial photograph of section of landscape, chase route through settlement

WDB/2 - CD ROM containing exhibit WDB/1

I have signed the labels. These exhibits I now produce.

I subsequently made 2 copies of exhibit WDB/1, which I exhibited as:

WDB/1A - Chase route amended

WDB/1B - Chase route blank

I have signed the labels. These exhibits I now produce.

On Wed 24 Sep 03, at 61 Sect SIB, I received the following items from Sgt Hunt S, RMP (SIB), of my unit, which were exhibited as:

JWY/1 - Regt'l issue sheet for stores and equipment

JWY/2 - 150 Pro Coy weapon nominal role

LK/1 - OP TELIC 2 training programme and associated paperwork

LK/2 - OPTAG training attendance nominal roles

LK/3 - Pistol, rifle and quick cuff & baton training records

I have signed the labels. These exhibits I now produce.

On Fri 5 Oct 03, at 3 RMP QM's Dept, Shaiba Logistical Base, BFPO 645, I received the following item from WO1 Harrison J, RMP, which I exhibited as:

JH/1 - Copy of 1033 pertaining to and signed by S008

Signature: KW BAMFORD

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I have signed the label. This exhibit I now produce.

Signed: KW BAMFORD
Sgt
RM P (SIB)

Signature: KW BAMFORD

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