

# Record of Tape Recorded Interview

Person Interviewed	MORRIS JOHN KIRK
Place of interview	Fairwater Police Station
Date of interview	20/5/93
Time commenced	10.55 p.m.
Duration of interview	45 minutes
Interviewing Officer(s)	D GRIFFITHS DC
Other persons present	Ian WILLIAMS (Solicitor)

  

Police Exhibit No.:	
Number of Pages	35
Signature of interviewing officer producing exhibit	P THOMAS
Time Concluded	11.40 p.m.
Tape reference No's	DA/1955/93
	P THOMAS PC 3052

Tape Counter	Person Speaking	Text
1.04	DC GRIFFITHS	Caution.
1.16	DC GRIFFITHS	When the tape started I asked you your name Mr Morris KIRK. Am I correct in saying that is the first time, since the time you've been in custody, you've given your name?
1.28	KIRK	I've been addressed by the Police as Morris KIRK throughout most of my custody from about 2.30 this afternoon until about twenty past eight, when I again expressed concern about not getting my rights.
1.49	DC GRIFFITHS	Which rights do you feel you haven't had?
1.53	KIRK	Not wishing to be misunderstood I was given every indication I'd be allowed to see a Duty Solicitor when I was first brought to the Station and I found it very strange that when I eventually - because I have a very bad neck - I was able to get to the door at twenty past eight so the Policeman said the time was and ask

Tape counter times	Person Speaking	Text
3.08	DC GRJFFTHS	<p>For where the hell is my Duty Inspector or my Duty Solicitor or words to that effect. It was only then I noticed, about ten or fifteen minutes later that I'm told why I've been detained for over six hours by two Police Officers who came into my cell. I want to know why I've been detained here all afternoon with no apparent explanation until they realise that a third party is coming to my cell to whom I can communicate in private.</p>
3.14	KIRK	<p>DC GRJFFTHS points out that he wasn't present at KIRK's arrest. Could you tell me then what happened at 2.00 p.m. today?</p>
		<p>I wish to know from you why I was arrested and why I have been detained for this period of time and why did it take over six hours for somebody to tell me what they considered why I was being detained.</p> <p>DC GRJFFTHS explains that if an Officer is in a position to 'book' somebody and that person does not provide a name and address, then a power of arrest is provided by the Police and Criminal Evidence Act.</p> <p>KIRK complains that he has sustained</p>

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Tape counter times	Person Speaking	Text
4.56	DC GRIFFITHS	a neck injury during his arrest and is in pain as a result.
5.05	KIRK	Would you like to tell me the circumstances of your arrest?
5.56	KIRK	When I'm satisfied about your information as to why I was arrested and why I was detained for so long because you haven't answered those questions.
5.36	DC GRIFFITHS	It is pointed out that Mr KIRK is being interviewed and that the interviewer is endeavouring to obtain an explanation of the events.
5.38	KIRK	The fact is that you were arrested at two o'clock.
5.42	DC GRIFFITHS	For what?
5.38	KIRK	As I told Section 25 of the Police and Criminal Evidence Act.
5.34	KIRK	But they knew who I was. I was outside my surgery and the general public were telling them who I was and they knew who I was anyway, I had just come from the Police Station, having lodged two serious complaints of harassment, they knew all this that is why I suspect they were there waiting for me when I returned to my surgery. What game are we playing here? I've been to the Police Station

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7.33 .40	DC GRIFFITHS  KIRK	<p>twice today to complain about harassment and I'd returned on the second occasion because I'd decided it couldn't be done unofficially, because things were getting too serious and based on the interview with Inspector TRIGG, I decided I would have to return with a letter supporting previous letters of complaints of harassment. So to suggest these Police Officers didn't know who I was and that is why they had the right to arrest me is absolute nonsense. You may not know it because you are just called in to deal with this enquiry now.</p> <p>Mr KIRK confirms that he believes the interviewing Officer may not be in full possession of the facts and states he visited the Police Station for twenty minutes between 9.40 a.m. and 10 at Barry. He describes returning to that Station with previous letters of complaint, which had not been replied to and a letter describing the earlier visit that day en route to Ely Surgery.</p> <p>Would you accept that you've never seen this Officer before? (PC THOMAS is present.)</p> <p>No.</p>

Tape counter times	Person Speaking	Text
8.52	DC GRIFFITHS	<p>KIRK states he may have seen the Officer previously but that he is not in a position to say when.</p> <p>PC THOMAS states that he has not seen Mr KIRK prior to events at his arrest earlier that day. The Officer states that he came on duty at 1340 that day and the first call he attended was where Mr KIRK was arrested. The Officer describes - for Mr KIRK's benefit attending a report of a fight at Grand Avenue at the premises of Supasave. The report the Officer received is described and the location of the report is also described for Mr KIRK's benefit.</p> <p>I've spoken to this Officer (PC THOMAS) and obviously he has given me a version of what occurred at about two o'clock today. Despite what you think about Police harassment Mr KIRK it's important that I get an explanation.</p>
9.11	KIRK	<p>I've been detained, I'm on duty, I'm a Veterinary Surgeon - solo on duty tonight for emergency work and I have been detained the whole afternoon, with no reason given whatsoever until about nine o'clock tonight That you cannot get round.</p>

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Tape counter times	Person Speaking	Text
9.30	DC GRIFITHS	But you are in custody now and in order that you get released from custody as soon as possible, what I want to do is get an explanation of certain occurrences that occurred at two o'clock. If you can - I know you may be mad or what have you at the Police, but I want you to do is for you to give me an explanation of how you came to be arrested. I want your side of the story.
10.06	KIRK	I'm not obliged to give it to you.
10.09	DC GRIFITHS	As you know, at the beginning of the interview I said to you "You don't have to say anything unless you wish to do so but what you say may be given in evidence". If you don't want to tell me what your side of the story is that's a matter for you.
10.25	KIRK	What occurred leading up to my arrest I don't think is relevant at this point of time concerning my continuation in custody.
10.38	DC GRIFITHS	Do you accept that this Officer wished to speak to you regarding the motor bike. Question repeated.
10.52	KIRK	I don't know.
10.59	DC GRIFITHS	I've been a Police Officer in Ely for a

Tape counter times	Person Speaking	Text
11.23	KIRK	accept that?
11.25	DC GRIFTHS	Possibly. Therefore, from what I can gather - just as I would do - just as any Police Officer would do, if I see a motor bike there I may want to make enquiries as to whether it's stolen.
11.41	KIRK	You're expecting me to believe all this lead up by you are you? I don't intend to comment.
12.27	DC GRIFTHS	It is pointed out that the interviewer is trying to give a perspective of the incident from a Police Officer's view while Mr KIRK is feeling aggrieved at what he interprets as harassment.
12.44	KIRK	Did this Officer come up and speak to you? I don't know.
13.10	DC GRIFTHS	KIRK states he cannot recall if it was the Officer present in the interview or another Officer. He confirms that he was handcuffed and placed in a Police van. Are you willing to give me an explanation of what happened prior to you being placed in

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Tape counter times	Person Speaking	Text
13.23	KIRK	the rear of the Police van - handcuffed? Why the relevance of that? You've told me that I was arrested because they didn't know who I was.
13.33	DC GRIFITHS	Do you accept that?
13.34	KIRK	No I do not.
13.36	DC GRIFITHS	Do you accept that you did not give your name and your address, when requested to by this Officer?
13.45	KIRK	Initially I did not.
13.48	DC GRIFITHS	You did at some stage?
13.49	KIRK	No, because then they addressed me with my name and there was, therefore, no need for me to further communicate with them.
13.56	DC GRIFITHS	Who gave your name?
13.58	KIRK	Several Police Officers - in the Station - somebody came to the cell at about, round about at a guess by the light through the window, I would say mid afternoon at about 4 saying "That is Morris KIRK" and he went back and told everybody.
14.37	DC GRIFITHS	Mr KIRK is asked about the time prior to his arrest.
14.40	KIRK	Did you give your name and address?
14.41	DC GRIFITHS	No, I would not have done.
14.41	DC GRIFITHS	Why was that?



Tape counter times	Person Speaking	Text
14.43	KIRK	Because I knew that they would know who I was if it was relevant at all. I was walking in the park remember at the time.
14.52	DC GRJFFTHS	This bike - registration number 1876 - a BMW. Is that your motor bike?
15.09	KIRK	You've been in contact with the Guernsey Police .....
15.13	DC GRJFFTHS	And we've had no joy - I'm telling you that on tape.
5.15	KIRK	Well who gave you the information to cause the Sergeant down there to write on my file as I came through the desk - Morris KIRK - this man believed to be very violent, underlined in red ink. Now if that didn't come from Guernsey where did that information come from? If it wasn't from this Officer that arrested me?
15.47	DC GRJFFTHS	My question is, are you the owner of that bike?
16.01	KIRK	Am I obliged to tell you?
16.05	DC GRJFFTHS	Well again, if you don't reply what can I do? You've complained about being in custody. We are certainly making enquiries as to the lawful owner of this bike we can't have any joy - we've got you

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Tape counter times	Person Speaking	Text
16.25	KIRK	sitting here with cycle leathers on and a big bike out in the Police Station yard.
6.37	DC GRIFITHS	Yes, but there were a lot of other bikes in that road weren't there? Why am I being attached to that particular bike?
5.42	KIRK	It is pointed out that keys in KIRK's possession fit the cycle. Is that bike yours? It's a simple question. It is a very simple way to answer you because your conduct is not becoming of an Officer who wishes to keep his nose clean. The Guernsey Police will have informed you by now that not only did I buy it from the Guernsey Police - from a Police Officer by the name of FARNHAM - the son of the musician who you may remember the name of - they know that it was in my possession throughout many years in Guernsey and they know that it is my property and you as a Police Officer will have been informed of this information, during the last six hours of my custody when they contacted the Guernsey Police. The fact that

Tape counter times	Person Speaking	Text
18.21	KIRK	<p>the Guernsey Police are currently before the European Commission on investigation by me, due to the stinking behaviour they conduct on a day to day basis, may be some reason why they have distorted some of the facts to you, to cause you to detain me longer than is necessary. But to insult my intelligence by asking me whether I own that bike is really pushing your luck isn't it?</p> <p>The Officer states on tape that they have made enquiries but have not been able to establish the vehicle's owner.</p> <p>Mr KIRK states he does not believe this.</p> <p>Inspector TRIGG no doubt saw me get on the bike outside Barry Police Station, after I'd been there to complain about harassment. I expect they saw me arrive at the Police Station, as I normally arrive on an almost day to day basis. And that bike is parked outside my Surgery at Ely on a regular basis and is seen by the Ely Police on a regular basis. It is not until I lodged my complaint of harassment, which I have been loathe to do but things are</p>

Tape counter times	Person Speaking	Text
19.37	DC GRJFFTHS	Have you got a log book?
19.41	KIRK	No.
19.44	DC GRJFFTHS	Well how do you prove it's your bike?
19.46	KIRK	I don't know, you know that.
19.51	DC GRJFFTHS	Is the vehicle taxed?
20.01	KIRK	It's not UK taxed, no, it's not a UK vehicle.
2.03	KIRK	How long have you been here?
20.24	DC GRJFFTHS	Some time.
20.27	KIRK	KIRK questions the Officer regarding the law and whether he is required to pay excise duty.
20.27	KIRK	You'll have to ask the person whose bike it's registered in.
20.24	DC GRJFFTHS	Is the vehicle taxed?
20.27	KIRK	You'll have to ask the person whose bike it's registered in.

Tape counter times	Person Speaking	Text
20.43	DC GRLEFFTHS	Did you catch that. You'll have to address that subject to the person whose name it's registered in.
20.50	KIRK	they were no longer the keeper. (DC GRLEFFTHS error.)
20.55	DC GRLEFFTHS	Who was that?
20.56	KIRK	I don't know.
20.57	DC GRLEFFTHS	What do you mean, how do you know that?
21.01	KIRK	Because I've been told.
21.27	DC GRLEFFTHS	Who would have told you that? You're getting yourself into a problem here. Who told you that - we're being tape recorded - I warn you I'll have you. You have been given what information and from whom. PC THOMAS interrupts, as DC GRLEFFTHS is under a misapprehension that the information had been gleaned from Britain's Police National Computer, whereas the Officer had made enquiries with Guernsey Police during the afternoon and had informed DC GRLEFFTHS of the result. I beg your pardon.
21.28	KIRK	Right, so you've had an enquiry at Guernsey, which is contrary to what you were saying earlier - at what date did you

Tape counter times	Person Speaking	Text
22.03	DC GRIFFITHS	I will give you a form explaining what will happen to the tapes.
22.05	KIRK	Will I be allowed to have a copy?
22.06	DC GRIFFITHS	Of course you will - If you speak to Mr WILLIAMS (Solicitor) .....
22.08	KIRK	No, I'm not speaking to Mr WILLIAMS, he's just a Duty Solicitor and very kindly sitting in. I will have a copy and it won't be doctored by you lot.
22.26	KIRK	After Mr KIRK is satisfied as to procedure as regards the tapes. Right, carry on with your questions.

Tape counter times	Person Speaking	Text
2.28	DC GRIFFITHS	First of all that was my mistake.
22.30	KIRK	What mistake? What was your mistake? - I don't wish to be confused, I am the defendant, I have rights now you've made a mistake. Kindly explain to me what your mistake was.
22.41	DC GRIFFITHS	About the Police National Computer.
22.43	KIRK	Meaning what?
22.44		I was under the impression that the previous owner was shown on the Police National Computer. I was obviously wrong.
22.52	KIRK	Right, and what did the National Computer give you?
22.55	3052	There's no trace of the index of your motor cycle on the Police National Computer, when I checked your motor cycle initially at the scene I got "Not Trace". That further aroused my suspicions when I initially saw your motor cycle parked outside the Surgery.
23.13	KIRK	Yes but that bottom line is, your colleague said that the previous owner did not notify somebody as to who the new owner was. I've asked who was that previous owner and you two know who it is because you've got that information.

Tape counter times	Person Speaking	Text
23.21	3052	And I'm going to give it to you if you let me speak to you. Since coming to
23.35	KIRK	the Police Station I've made enquiries. When I established it was a Guernsey registration number, which I did by contacting the Stolen Vehicle Squad. You are not advised to allow him to take over the questioning (to DC GRIFFITHS about PC THOMAS). I warn you.
23.42	DC GRIFFITHS	Mr KIRK, hang on a second.
23.44	KIRK	If you're in charge and you're happy - fine - could you please answer my question?
23.50	DC GRIFFITHS	Mr KIRK listen.
23.51	KIRK	No, I've come here to get information not to give you information.
23.54	DC GRIFFITHS	This is getting a little bit out of hand.
23.56	KIRK	Whose name and address did you have on the computer - whichever
24.06	3052	computer you're referring to that was the previous owner of that bike. I've got details here in front of me.
24.07	KIRK	Can you read them out?
24.10	3052	I'm endeavouring to give you these



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Tape counter times	Person Speaking	Text
24.37	KIRK	<p>details but you're engaging yourself in a pointless argument. I'm trying to give you these details. If you'll be patient with us, as we have been patient with you, we'll resolve this matter much quicker. OK? The previous details I've got are of Maxime FANSHAW of Courtes les Cadner, St. Martin's, Jersey.</p> <p>Could you please give that to my Duty Solicitor who's present at this hearing, so he can make a copy of what you've got written there.</p> <p>Mr WILLIAMS confirms he has the details. The address is spelt for Mr WILLIAMS' benefit.</p>
25.20	KIRK	<p>The date of the transfer was when?</p>
25.23	3052	<p>The last date that we have is the date the tax expired, which was December '88 and the other date we have is when it was first registered, which was the 2nd January 1985.</p>
25.44	DC GRIFITHS	<p>Do you accept Mr KIRK that .....</p>
25.48	KIRK	<p>I can accept that you knew all along because you had this information before I even reached the Police Station, before I was even arrested. You had this information</p>

Tape counter times	Person Speaking	Text
26.06	DC GRLEFFTHS	this Officer has now admitted it on this tape recording and you have been detaining me under false pretences since two o'clock this afternoon.
26.08	KIRK	Are you injured Mr KIRK?
26.08	KIRK	I am injured, yes.
26.06	KIRK	PC THOMAS explains that as a result of struggling with Mr KIRK, he has an injury to his elbow and tenderness to his knee and lower back.
26.06	KIRK	Have you made an action for me assaulting me?
26.31	3052	I intend to charge you with assaulting me.
26.33	KIRK	Yes, well several people in the road heard you say that I had not assaulted you. Remember the people who, in the road, asked you? Do you remember?
26.55	DC GRLEFFTHS	I was in a Police car with another prisoner and I want his name and address because he may have heard those questions to you as well. As you can accept Mr KIRK, this is not a Court of Law, what I'm doing is, in order to be fair to you, I'm telling you know what evidence there is. Do you accept that? I'm just

Tape counter times	Person Speaking	Text
27.09	KIRK	<p>trying to be totally fair.</p> <p>How's it that you can interview me prior to charges? When you give me the pretext in front of my Duty Solicitor that I'm here to establish the ownership of a motor bike and now all you want to do is to have me for assault on Police, because that's far more juicy and gets you more brownie points. That's what it's all about isn't it? Anything to provoke me so that you can get me for assault or more serious or more grievous accusations. That's what this is all about isn't it?</p>
27.43	DC GRLEFFTHS	<p>I can assure you Mr KIRK that I'm the night Detective Constable, it's like World War Three on the Ely sub-division at the moment. I'd rather not be here discussing this with you, I'd rather be out there with other Officers. As a tax payer, I would condone everything you say.</p>
28.00	KIRK	<p>The Officer states he is not dealing with a personal matter and would rather be dealing with other matters</p>

Tape counter times	Person Speaking	Text
28.16	KIRK	as soon as Mr KIRK is dealt with. Do I understand that I am being reported for assault on Police because if that's the case, this is the end of the interview.
28.27	GRIFITHS	There's another few matters I want to discuss with you.
28.30	KIRK	So you aren't going to answer my question?
28.32	GRIFITHS	As far as the assault on Police, I wasn't there. PC THOMAS confirms that that is his intention and DC GRIFITHS states he would also advise the Officer to charge Mr KIRK from the evidence available.
29.11	GRIFITHS	Have we got your address?
29.14	KIRK	Yes, you had my address before I was arrested.
29.23	3052	We haven't got it on the custody record. What we have got is a letter that was found in your property when you came to the Police Station with an address on that. Is that the correct address? It's in the name you gave at the start of the interview.
29.41	KIRK	What address?

Tape counter times	Person Speaking	Text
29.43	DC GRIFTHS	Well, what is your address Mr KIRK?
29.45	KIRK	There's a piece of paper down on that desk, which has my name and my address of residence in Barry and underneath it, on the same piece of paper, which I now ask to be an exhibit to be used in my defence, for any case that comes to Court for an alleged assault on Police, which says "Believed to be extremely violent", underlined in red ink because I want that document not destroyed. It's on a loose piece of paper, attached to the custody record and the Sergeant was very annoyed that I was able to see it as I came through the desk, now it'll be destroyed no doubt. I ask the Duty Solicitor to see it and they would not let him see it.
30.31	DC GRIFTHS	Mr KIRK - what is your address?
30.32	KIRK	It is on that piece of paper and that piece of paper was in your possession before this interview took place. You knew my

Tape counter times	Person Speaking	Text
30.47	DC GRLEFFTHS	name and my full address before I was even arrested.
30.50	KIRK	Well you've got it. It's on that piece of paper, go and get it and I'll read it
30.56	DC GRLEFFTHS	I'm asking you.
30.57	KIRK	I'm asking you to get piece of paper and I'll read it out to confirm whether it
31.02	DC GRLEFFTHS	is correct. I'm not prepared to suspend this interview to get a piece of paper because,
31.17	KIRK	That is Irish isn't it, what you've just said. I recognised my own address on
31.30	DC GRLEFFTHS	that piece of paper. I want that piece of paper to be shown to you. If that address says "10 Downing Street" you could say "Oh yes, I live
32.07	DC GRLEFFTHS	there": I want to know what you address is. Mr KIRK?

Tape counter times	Person Speaking	Text
32.21	DC GRJFFTHS	Do you want me to suspend the interview and we'll continue at a later stage?
32.29	KIRK	Or are you not going to answer any more questions?
32.33	DC GRJFFTHS	You haven't given me any more questions.
32.36	KIRK	I'm still waiting for the answer to my last one.
32.45	DC GRJFFTHS	I've told you where it is. It's already written down, accurately, attached to my record file.
32.45	KIRK	Who lives at that address?
32.45	KIRK	I do.
32.46	DC GRJFFTHS	Anybody else?
32.48	KIRK	Possibly.
32.50	DC GRJFFTHS	Why are you being difficult about this address?
32.53	KIRK	I'm not being difficult, I asked for that document just now, on the way to this room, I've told you where it is. I've confirmed that it is the correct address.
33.05	MR WILLIAMS	Mr KIRK - all you're doing is prolonging your detention. If you were to tell the Officers and they can check it out.
33.09	DC GRJFFTHS	That's all we want, believe me. All I want to know is what your

Tape counter times	Person Speaking	Text
33.16	KIRK	address is and I want to know how we can confirm that. That's all. You can confirm it by going down and reading it off the record. It's there on the record now, I've just read it.
33.22	DC GRIFTHS	What does it say?
33.25	KIRK	It says my address.
3.26	DC GRIFTHS	What is your address?
3.27	KIRK	It's written on the record.
33.30	DC GRIFTHS	Mr KIRK - what is your address? Come on, what's your address? That's all we want to know, what your address is, if we verify it matters can be .....
33.42	KIRK	It is the same address that's on my driving licence, my insurance, my mortgage, my bank statements, my poll tax - you can check all these things by pressing a computer. You've done all that since two o'clock this afternoon.
34.00	DC GRIFTHS	I can assure you, at eleven o'clock at night we can't do all that.
34.02	KIRK	You've done it already.
34.04	MR WILLIAMS	Mr KIRK - your main object is to get out of here as soon as possible.



Tape counter times	Person Speaking	Text
34.06	KIRK	My main object sir is to bust this conspiracy because these two idiots have now broken what they're up to. They're out to frame me for assaulting a Police Officer. That is what this is all about. This is why you've detained me for the whole afternoon and evening, without the rights that I'm entitled to. To try and soften me up to try and set me up for an assault on a Police Officer.
04.33	DC GRIFTHS	I can assure you that when I read this Officer's pocket book and from what he told me - I've got to look coldly at the evidence and certainly I would say there's more than enough for an assault charge. That doesn't alter the fact that I need your address Mr KIRK. That's all I want.
35.00	DC GRIFTHS	It's like drawing teeth with you Mr KIRK honestly. I asked you "Are you the owner of the bike?" and you went.
35.06	KIRK	You already know, you knew before I came into this room. What games do you play?

Tape counter times	Person Speaking	Text
35.29	DC GRIFITHS	I'm not a drug trafficker. I am not a leader of burglars that work the Cardiff patch. I am a practising Veterinary Surgeon on duty tonight, being detained from my work, which is one of the purposes for you to detain me. It saddens me, the fact that I'm going to have to move away from where you live because that is a hurdle we haven't got over yet. Never mind, we can come back to that. In your possession was found two bits of wood joined by two bits of wire. What do you use that for Mr KIRK?
35.50	KIRK	Are you suggesting that it's a garrotte for Police Officers who mess me round unnecessarily and interfere with me and my work as I go about my peaceful duties as a citizen of Ely.
36.02	DC GRIFITHS	Have I made any suggestions?
36.03	KIRK	What sort of joke is this?
36.05	DC GRIFITHS	It's not a joke.
36.09	KIRK	You think the piece of wire's used for breaking and entering do you?

Tape counter times	Person Speaking	Text
36.16	DC GRJFFTHS	There's a possibility of an offensive weapon. If you give me an explanation of why that vicious looking implement is in your possession. We'll see where we go from there. What is that for?
36.32	KIRK	What other idiotic questions are you going to put to me. I'm starting to get a little upset about the train of thought.
36.42	DC GRJFFTHS	Is it a garotte for Police Officers? What is it for? You used the term garotte which never entered my mind.
36.51	KIRK	Well what did enter your mind that caused you to even ask me about it? What's your next question?
37.00	GRJFFTHS	What is it?
37.05	KIRK	What is your next question?
37.06	GRJFFTHS	What is it? and my next one is "What is it?"
37.11	KIRK	What is your next question after that?
37.13	GRJFFTHS	What is it? Are you prepared to tell me?
37.30	KIRK	I just said, "What is your next question". If you aren't going to give it to me there's

Tape counter times	Person Speaking	Text
37.40	DC GRJFFTHS	Are you the owner of that? (Indicating the wood/wire.) going to be some silence.
37.44	KIRK	I'm the owner of what I think you described.
37.50	DC GRJFFTHS	What would that be Mr KIRK?
37.55	KIRK	I don't intend to answer that question at this time.
38.05	GRJFFTHS	If after the evidence is studied and I would say that's possibly an offensive weapon - would you object to that?
38.15	KIRK	I don't know whether I'm eligible to object.
38.19	GRJFFTHS	But you can't give me an explanation as to why?
38.26	KIRK	'Til I've established the true reason for my custody, I'm reluctant to say further on that particular matter.
38.39	GRJFFTHS	Is it anything to do with your work?
38.43	KIRK	You gave me the impression that I was being detained because I wouldn't say who I was. When I reminded you that you all knew who I was you then thought Ah! well we're detaining you because we think you've got a stolen motor bike. And then at further enquiry by me it's established that you lot knew all

Tape counter times	Person Speaking	Text
39.39	GRJFFTHS	I've got in front of me five points I wished to cover. I'll summarise it as far as I was concerned.
39.50	KIRK	Have we covered the five points?
40.08	GRJFFTHS	I think to summarise - because I don't think we're getting anywhere as far as I'm concerned.
40.13	KIRK	Have you established that I am the lawful owner of that bike?
40.17	GRJFFTHS	If I say no?
40.20	KIRK	Whose fault is that? Me or you?
25	GRJFFTHS	I would say that at two o'clock this afternoon after a two minute

Tape counter times	Person Speaking	Text
40.33	KIRK	<p>tonight.</p> <p>conversation with this Officer, we wouldn't have been here at half past eleven</p>
40.48	GRLEFFTHS	<p>giving you now.</p>
40.51	KIRK	<p>Have you got insurance for that motor bike?</p>
40.52	GRLEFFTHS	<p>Isn't that on your list?</p>
40.55	KIRK	<p>It's just come to me now. Have you got insurance for the bike?</p>
40.57	GRLEFFTHS	<p>Possibly.</p>
41.04	KIRK	<p>You see, again, there's that word again, possibly. Have you or haven't you got insurance?</p>
41.10	GRLEFFTHS	<p>How's that going to assist the ownership of it?</p>
41.13	KIRK	<p>I'm moving on to another subject.</p>
41.18	GRLEFFTHS	<p>How's that going to assist the ownership of the bike?</p>
41.18	KIRK	<p>If the bike is yours and you haven't got insurance, you'll be charged with no insurance. It's as simple as that.</p> <p>That's nothing to do with the</p>

Tape counter times	Person Speaking	Text
41.20	GRJFFTHS KIRK	ownership of the bike is it?
41.21	KIRK	No, it's to do with insurance.
41.33	GRJFFTHS KIRK	your case on.
41.36	KIRK	Why are you being so difficult Mr KIRK?
I believe that is what you're hanging your case on. I have established that		
you have established that I am quite likely the lawful owner of it, because you		
haven't found anybody else and your enquiries to Guernsey and Central		
Computer have confirmed that I am. I've now told you who I bought it from		
- a Guernsey Policeman, who's alive and kicking and could confirm it by a		
simple 'phone call. What more can I do? You now move on to insurance,		
which is to me a totally separate issue to do with ownership, to do with		
ownership of the bike. Is there anything else you wish to give me concerning		
establishing that I own		

Tape counter times	Person Speaking	Text
42.19	GRIFFTHS	the bike - yes or no? The simple matter is that at two o'clock this afternoon, this Officer said a bike which - quite rightly - in fact if he didn't pick up on the bike as being a bit suspect, there would be something amiss. He saw a registration plate which didn't check out.
2.40	KIRK	You can say all this but I don't believe a word of it.
2.43	GRIFFTHS	This is how I see it.
42.47	KIRK	You aren't aware of the full facts of the case are you?
42.49	GRIFFTHS	This is how I see it - that when he went to speak to you.
42.52	KIRK	He assaulted me in front of about fifty people. I was walking through the park, up hill and he grabbed hold of my arm - and he's here to confirm it and he then grabbed hold of my arm again and what happened after that you'll get, on oath, in a witness box when I am accused - so you say - of assaulting him.
43.20	GRIFFTHS	This Officer suspected that that motor cycle was committing an offence.



Tape counter times	Person Speaking	Text
43.24	KIRK	Whatever he decided to do, he had no right to assault me in the park and for a matter of record, I have not yet or even considered making a complaint - until now - based on what I understand of your motives as to why I have been detained.
43.49	GRIFFTHS	Is there anything further you'd like to add Mr KIRK?
43.50	KIRK	I'll say it again, is there anything else you wish to ask me to establish that I am the true, lawful owner of that bike and that I had every right to be there at that time, sitting on a fence, on the other side of the road and walking through the park later.
44.10	3052	Do you have any documentation that can prove your ownership?
44.18	KIRK	Somewhere yes.
44.20	GRIFFTHS	Where would that be?
44.21	KIRK	That's the problem, I don't know where it is.
44.23	GRIFFTHS	Is that at your home address?
44.28	KIRK	It's more likely to be in the Surgery.
44.51	GRIFFTHS	We're getting somewhere. That's all we want to do - believe me - that's all

Tape counter times	Person Speaking	Text
44.35	KIRK	<p>we want to do.</p> <p>It's only going to be a log book. The log book you can get from Guernsey by simply phoning them. They will give you a fax copy of it. Now the Guernsey Police have already communicated with you, they have already sent over a certain amount of information that's false. On the establishment of a document they would be very silly to falsify the facts, especially as they know.</p> <p>The warning for the end of the tape sounds and Mr KIRK is advised the tape is about to end. DC GRIFFTHS asked if Mr KIRK wishes the interview wishes to continue.</p> <p>I want to know about insurance.</p> <p>KIRK states he believes he has insurance but does not know where. He states he has so many vehicles he doesn't know which company. KIRK declines to provide his address and is questioned about the wire/wood. KIRK states it is not an offensive weapon.</p> <p>What is it?</p>
45.24	KIRK	
46.11	GRIFFTHS	

Record of tape recorded interview of MORRIS JOHN KIRK

Tape counter times	Person Speaking	Text
46.12	KIRK	It's a piece of wire tied between two bits of wood.
46.13	KIRK	I know that, but what is it?
46.17	KIRK	This table is an offensive weapon, depending on what it's being used for. The tape and interview ceases.