

## Appendix A - Summary of the 'follow'

At 09:33 the red log records

- 'M IC1 5'8" dark hair, beard out of communal doorway of premises wears denim jacket and jeans, trainers'

This reflects an observation by Frank made from the surveillance van parked in Scotia Road. He had communicated this by Airwave to a colleague because his Cougar radio set was not working.

At 09:34 Pat's log records

- 'U/I IC6/1C2 male, fattish face, stubbled, 5'10", PIW NT in jeans out of communal door'

At 09:36 there is a entry in the red log, an amalgam of observations by Edward (observing JCM as he approached Upper Tulse Hill) and Frank (in the van), which reads

- 'M IC1 as 9:33 believed of North African origin has 'stubble' on face on foot towards Tulse Hill SW2'

Frank said: 21:112:21

A. My initial assessment when he first stepped out of the doorway was to call him IC1, which by the time he had actually walked past me, I knew was wrong and as he walked -- I just basically gave a description as he was walking towards me, 5-foot 8, dark hair, as it is written here "beard" but I actually said "stubble, "out of the communal doorway, premises, denim on denim, wearing trainers, not carrying anything".

Q. What assessment did you make so far as that person compared with the subjects or the suspects was concerned?

A. My initial thought -- this is why I said IC1 -- initial thought was it was a negative, it was -- I more or less disregarded him. It was only when Mr Menezes walked closer to me that I actually got a really good look at him and compared him to the photograph that I had. I then said actually it's worth somebody else having a look.

Q. Is that what you transmitted?

A. Yes, sir.

Q. What did you mean by that, that he was a possible, if I can put it that way?

A. Yeah, he was possible.

Frank's transmission that JCM was worth a second look was heard by other surveillance officers.

Edward, sitting in a car opposite the j/w Marnfield Crescent, saw JCM's face for a couple of seconds as he came towards him. This was insufficient to determine whether he was a suspect or not: 21:157:1

T2, on the south pavement west of Marnfield Crescent, was unable to get ahead of JCM in Upper Tulse Hill to look at his face.

Once 'control' had passed to the grey team, members of the red team changed the frequency of their Cougar sets and heard no further grey transmissions.

JCM was picked up by members of the grey team and observed by Ken, James, Harry and Lawrence from different vantage points before he boarded the bus on Tulse Hill.

Ken, on the south pavement, was unable to get a proper look at JCM's face as JCM was looking down. The substance of what the others saw is reflected in the following grey log entries

- '09:39 LJ03MXL red bus No 2 double decker. N in Tulse Hill --> Brixton PIW NT on bus all in denim' [James, Ivor, Harry]
- **Supplement A** [James: log p4]  
'At 9.39 am I wrote in the log as the PIW NT was travelling N on the bus. Prior to this I had driven past him as he was walking → Tulse Hill on Upper Tulse hill on the near side. He was wearing a denim jacket + jeans "faded" was about 5'10" tall and stocky he had collar length black hair and stubble and a wide face. I saw this as I drove past him. I then looked at the image of NT I had been given at the briefing and considered that this was a good possible identification (PIW) and then directed the team to continue surveillance to firm up our decision re identification'
- **Supplement B** [Harry: log p5]  
'At 9.39 am I saw a male I would describe as a light skinned North African male approximately 5 feet 10" tall wearing a light coloured denim jacket and light coloured jeans, with short dark hair and some facial stubble. He was medium to well built aged approximately 25 to 30 years. I saw him walk from Upper Tulse Hill and turn left into Tulse Hill walking North. He then walked towards a bus request stop and got onto a red double decker bus'
- **Supplement B** [Harry: log p8]  
'In addition to my entry regarding the male walking from Upper Tulse Hill to Tulse Hill, I noticed that he was looking over his shoulder and acting in a wary manner and appeared nervous'

In evidence (23:57:24) Harry said that 'with confidence' he could say he broadcast that JM was looking about himself: he may have said 'wary'; he did not recall saying he appeared nervous, but he did see that. James' recollection is similar (22:89).

At 09:39 Pat's log records

- 'U/I male (9.34) onto bus, LJ03MXL, and bus away'

At 09:41 James called the control room for 14 seconds. He told them "We're going with this".

At about 09:42 Ivor boarded the bus and sat in the disabled seating area with a view of JCM on the back row of seats. He was called by Harry at 09:43. In a 17 second call Ivor told him that he was not able to confirm the subject as Nettle Tip but that he had distinctive Mongolian eyes.

At 09:45 Pat's log records

- 'Bus continues through Tulse Hill one way system'

At 09:45 the grey log records

- 'N wearing denim jacket denim jeans, Fair skin short hair, stubble [Harry]

The further grey log entries in relation to Harry's call reflect the time Ivor got off the bus at 09:47...

- **Supplement C** [Ivor: log p6]  
 'Supplementary to the entry at 9:47 pm I saw the aforementioned male subject who was about 5'10" tall, of proportionate / athletic build wearing faded blue denim jacket and faded blue denim jeans and training shoes, with short dark hair and facial stubble/growth about 25/30 yrs sitting on the bottom deck of a red double decker bus, No 2, registration LJ03MXL he was sitting in the extreme rear nearside seat. This male left the bus at a stand in Brixton Road just south of Brixton tube and turned right, walking generally north. He walked about 20 metres before turning around and running back towards the original No 2 bus. Here he stood near the queue and appeared to text or dial on a silver flip top phone. He then joined the queue whilst making a call on his mobile. Rt hand to Rt ear. He then got onto the same No 2 double decker bus registration LJ03MXL'
- [Ivor: Log p14]  
 'Further to supplementary 'C' whilst I was on the No 2 bus with the subject I received a telephone call from Harry enquiring as to the identity of 'NT'. I confirmed that I could not positively identify the subject as Nettle Tip but that he had distinctive 'Mongolian' eyes'

At 09:47 the grey log records

- 'Off of No 2 London Bus, held at Stop. Texting on mobile phone' [Graham, Ivor, Malcolm]

Ivor got off the bus at Brixton at 09:47:38 (Lambeth time).

At 09:48 Pat's log records

- 'U/I Male of bus and on foot towards further bus stop'

At 09:49 the grey log records

- 'N on mobile phone. Right hand, right ear. On to No2 Bus (Double Decker). Bus No LJ03MXL' [Ivor, Tim, Ken]

At 09:50 Pat's log records

- 'U/I awaits at bus stop'

At about 09:50 JCM got back on the bus (Lambeth time).

At this time there were a number of calls between Pat and James, which included James saying:  
 [21:212:19]

- A: I said that the tactics or what had happened could be construed as anti-surveillance, and I had to deal with them as if they were that, although there would be a number of reasons why. Obviously as a surveillance officer you kind of hope for the best, expect the worst.

At 09:52 Pat's log records

- 'U/I M back onto same bus, LJ03MXL, and bus away, near to Brixton LT stn'

From this time until Lawrence boarded the bus at about 09:57:30 there was no surveillance officer on the bus.

At 09:52:30 DS McCauley rang James' mobile for 45 seconds.

At 09:53 the Ops Room rang James' mobile for 23 seconds. James remembers calls asking where they were.

At 09:54 Pat's log records

- 'Believed U/I M using mobile phone, possibly txtng, on bus, Stockwell Rd'

At 09:54:32 and at 09:56:17 DS McCauley again rang James' mobile.

At 09:55 there was a call to James from the Ops Room (presumably Pat) for 28 seconds. This may be the call in which James was asked for a percentage, broadcast this 'ridiculous' request and replied to Pat he could not provide a percentage but that "I think it's him" or "I think it could be him". This was heard by Lawrence who was in the car with James and was shortly to get out of the car and onto the bus. Lawrence said that he did not think it was Nettle Tip. James showed him the briefing image with the hair and beard obscured, drawing attention to the centre of the face.

At 09:56 DC Cremin's log reads

- 'Still on bus LJ03 MEL No 2 route  
Stockwell Road up on map  
Are you moving your firearms team. Yes.  
No 2 route Sydney Road going North  
Ring Tim White maybe going to arrest one of the suspects now.  
Silver still holding.  
Nightingale Lane.  
Still Stockwell Rd on bus travelling North'

Also at 09:56 Pat's log reads

- 'Route 2 bus, Sydney Road'

At 09:56:48 TJ84 rang James' mobile and spoke to Ken for 2½ minutes. He asked where the bus was and where the subject was on the bus. This request was broadcast and Lawrence's response was passed back.

The grey log reflects this as follows at 09:59:

- 'Bus towards junction A3. N top deck towards exit' [Lawrence]
- **Supplement D** [James: log p8]  
'At this time I was asked by the ops room how certain the team was in percentage terms that this person was identical to NT. I said I could not give a percentage figure as this was impossible but that I thought that it was N.T. I had already tasked 53 [Tim] to get some video footage asap to assist identification but that had not been obtained at that time. Prior to getting on the bus 37 [Lawrence] had joined me in the car for a short period and stated he didn't think it was NT. Shortly after this I became aware that 35 [Ken] who was logging in the

car with me he was talking on the phone with someone telling them our + the subjects current location'

- [Ken: log p9]  
'At this time cf above I had answered James mobile phone as I was sat as operator in his vehicle. The male caller stated he was SO19. The conversation which lasted a short time was purely regarding the location of the subject and the location of the No 2 bus. Details were relayed to the caller giving the bus location of Stockwell Road towards the A3 junction. The caller also requested the location of the subject ie his position within the bus. I in turn asked James this, who requested this information via the radio. Page 3 entry at 0959 refers to the information given in answer to this request. I in turn relayed this via the phone to the SO19 officer. Shortly after this the caller disconnected the call. No other matters were discussed'
- [Lawrence: log p11]  
'Reference the discussion I had with James relating to the identity of NT, I saw the male who is referred to as NT on the Brixton Rd after he had left the No 2 bus (refer 947 am). I saw a side view of his face as I slowly drove past him whilst he walked along the nearside footpath. Looking back I had a split second view of his face and I believed it was not NT. I told James shortly afterwards whilst in his vehicle as referred as above'

Lawrence had got onto the bus at 09:57:30. He spoke to Harry by telephone for 12 seconds at 09:59.

At 10:00 Pat's log records

- 'U/I M on top deck but appears heading down'

At 10:02 Lawrence texted to Harry 'held on stairs'.

At 10:02 the grey log records

- 'Off the bus + recip passing Natwest into the tube Stockwell' [Ken]

At 10:03 Pat's log records

- 'U/I M off the bus'

Ivor asked James over the Cougar whether he wanted the suspect 'lifted'. James told him to "wait". In the absence of an order to attempt to arrest the man, Ivor continued with conventional surveillance.

At 10:02:37 (Lambeth time) JCM went into the tube station concourse

At 10:03 James rang the Ops Room for 86 seconds seeking directions as to whether to order members of his team to intercept JCM.

- **Supplement E** [James: log p12]  
'Just as I made this entry at 1003 am I first heard a call sign Trojan control on the air. This declared a State Red which I assumed meant that SO19 were now deploying to engineer a hard stop. They then asked me the location of the subject + I then replied on the air that I didn't know which platform as we had lost comms with air surveillance in the tube'

- [Ken: log p12]  
'Supplementary to the entry at 1003 am I saw subject enter Stockwell Tube station and take a free copy of the Metro newspaper from a stand on the right of the foyer. He then walked towards the barriers produced a ticket and passed through the barrier. He then turned left and descended down an escalator towards platform 1 and 2 Northbound. About halfway down he started to run and as he left the escalator he turned left at the first archway/entrance on to platform 2, Northern line Northbound. As he did so he ran towards a train that was waiting at the platform, entered the carriage directly in front of him before turning right and walking through the carriage before taking a seat on the nearside of the carriage facing the platform'

At 10:03 the grey log records

- 'into tube + running down the escalator → plats 1 + 2' [Ivor, Ken]

At 10:05 Pat's log records

- 'U/I M running onto escalators towards platform 1, 2, tube at Stockwell Tube Stn'