

RESTRICTED (when complete)

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WITNESS STATEMENT

Criminal Procedure Rules, r 27. 2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B

URN

Occurrence Number: 47150123456

Statement of: PETER SWASH

Age if under 18: Over 18 *(if over 18 insert 'over 18')* Occupation: Police Officer

This statement (consisting of 2 page(s) each 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.

Signature:  #CS151 SWASH, P.

Date: 01/10/2015 09:14

Tick if witness evidence is visually recorded

At approximately 22:45hrs on Thursday 24th September 2015 I was on duty in full uniform and in the company of PC BELL (CB314). At this time we attended Aberdeen Road, Brighton to reports of a possible domestic in progress. When we got to Aberdeen Street there was no shouting or signs of any disturbance. A female then approached us from a house at the bottom of the road, close to the junction with Lewes Road. She stated that she had an upset female in her flat who had been involved in an argument with her partner.

The flat where the incident had occurred was pointed out to us and whilst outside I was approached by a male who I now know to be Lee SALTER (15/08/1975). PC BELL spoke with the female party who I now know to be Allison SMITH (14/02/1992). SALTER showed me back to his flat, Flat 4, Lewes Court, Aberdeen Road, Brighton. When in the flat I asked SALTER what had happened and he said that he had been out drinking with SMITH and they had returned home and put a pizza in the oven. He said that SMITH had been saying "NICE THINGS" to him about his children but that he did not want to hear and couldn't cope with having the conversation and so went to bed. He has then said that SMITH has started to attack him and then pulled over a bookshelf in the hall. He said that he has pushed her off of him and that she fell over and hit her face causing a nose bleed. He admitted that he had thrown her bag out of the window and said that he did not assault her, just pushed her in self defence. SALTER stated that he had injuries from where SMITH had attacked him and I could see a lump above his right eye and a scratch/ reddening on his neck.

Following the account from SALTER he stated that he did not wish to press charges and signed my pocket note book to that effect. I could clearly see that within the hallway the bookshelf had been knocked over and that the items from it were all over the floor. I could see in the lounge that some red wine had been spilt and salt had been poured all over it, SALTER stated that this had been knocked over. SALTER did not appear to be drunk and his account was plausible.

I asked SALTER to remain in the flat whilst I spoke to PC BELL outside. PC BELL advised me that SMITH was not

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making any allegations of assault and that she did have salt on her eyebrow and had had a nose bleed. Due to SMITH making no allegations of assault and SALTER not wishing to take the matter any further SMITH was taken back to her own flat on London Road, Brighton. SMITH appeared to be the most intoxicated out of the two and when transporting her home she explained that SALTER was her lecturer at university and that she had just completed her course gaining a 2:1 after SALTER had marked it. It was clear that something had gone on between the two parties and that from the information given to police from the two, on the balance of probabilities SALTERS account was reasonable.

Following the incident a crime report was generated for an assault with SMITH as the offender and SALTER as the victim.

On Friday 25th September 2015 I was in work on a night shift. I received an email that stated SMITH'S sister in law had been in touch to state that SMITH was in hospital with bruising and possible broken ribs. Due to this information I attended the Royal Sussex County Hospital (RSCH) with PC CLARKE (DC022) in order to try and locate and speak with SMITH. When at the hospital staff said that she had been admitted at around 19:05hrs and was in the urgent care unit. I spoke to SMITH and she showed us a large bruise to her right thigh and I could clearly see that she had a black eye to her right eye. I asked SMITH what had happened the previous night and she admitted that she had lied about being assaulted by SALTER as she felt that she needed to protect him. She said that she had been asked by PC BELL if she had been punched because it looked like she had and she had said "NO". SMITH said that she had been saying "NICE THINGS" to SALTER and that he just all of a sudden went mad and punched her to the face knocking her to the ground. She said that SALTER has then stamped on her thigh causing the bruising.

SMITH was clearly frightened and I explained that had she told PC BELL what had happened that SALTER would have been arrested the previous night. SMITH was happy for PC CLARKE to take photographs of her injuries but wanted to think about whether she would provide a statement. I explained that the report would be updated to reflect her as the victim and SALTER as the suspect and that an arrest attempt would be made irrespective of her providing a statement. I contacted SMITH later in the night and she said that the hospital had discharged her and that her injuries were bruising and she had no broken ribs.

These are my original notes made at 09:05hrs on Thursday 1st October 2015.

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WITNESS STATEMENT	
Criminal Procedure Rules, r 27. 2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B	
URN	
Occurrence Number: 47150123456	
Statement of: STUART BELL	
Age if under 18: Over 18	<i>(if over 18 insert 'over 18')</i> Occupation: Police Officer CB314
This statement (consisting of 2 page(s) each 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.	
Signature:  #CB314 BELL, S.	Date: 05/10/2015 02:20
Tick if witness evidence is visually recorded <input type="checkbox"/>	

On Thursday the 24th of September 2015 at around 23.00hrs I was on full uniform patrol with Pc SWASH CS151 in Brighton. We were requested by the police control room to attend ABERDEEN ROAD in relation to a possible domestic incident in the road. We arrived at the road and there was no domestic incident taking place, I then contacted the police control room to ask what the initial 999 call was. They explained that a member of public could hear shouting from a flat and items were being thrown out the window. As we checked the road of any items I found some discarded items out side LEWES COURT, there was also a window open directly above these items. At this point a male came out of a house opposite and explained that he had a female inside who was very upset after having an argument with her boyfriend. I asked the male to get the female, she then came out a short time later. The female identified herself as ALLISON SMITH 14/02/92. I could see that SMITH was very upset and had been crying, I could also see she had dried blood around her nose and reddening to her right cheek. SMITH then explained that she had an argument with her boyfriend LEE SALTER in his flat, during this he has pushed her over and she banged her nose on the floor. From speaking with SMITH it was clear to see she was intoxicated, her speech was slurred and she kept repeating herself. SMITH also what looked like salt in her right eyebrow and to the right side of her face. I asked SMITH why did SALTER push her and she stated "BECAUSE I PUSHED THE BOOKCASE AND COMPUTER OVER". I asked her multiple times if SALTER had punched her and she replied "NO" each time. Whilst we were speaking SALTER arrived and Pc SWASH then went and spoke to him back in his flat. I was not getting much information from SMITH so I have gone to the flat to liaise with PC SWASH. Pc SWASH confirmed that SMITH had pushed the bookcase over and knocked the computer of the desk, I could also see salt on the lounge floor where red wine had been spilt on the carpet. I asked SALTER if he had assaulted SMITH and he said "NO BUT I DID PUSH HER AWAY FROM ME AS SHE WAS BEING AGGRESSIVE, SHE THEN FELL

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TO THE FLOOR AND BANGED HER FACE". SALTER was very calm as he explained the couples relationship, he was not drunk like SMITH. I have then checked SALTER's hands for any signs of him punching SMITH, both his hands were clean and showed no signs of reddening or broken skin. I could see fresh scratches to SALTERS neck and he had a lump on his head, SALTER stated that these were caused by SMITH. SALTER did not want to make any allegation against SMITH or support police . I then liaised with PC SWASH and it was decided that an assault had taken place between the pair and SALTER was the victim. I have then returned to SMITH, I asked her again if SALTER had assaulted her or if she had any other injuries to which he just kept repeating "NO". SMITH did not want to make an allegations of assault against SALTER, we have then dropped SMITH back to her home address to prevent any further domestic incident.

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