

New South Wales Police

STATEMENT in matter of: Place: Redfern Police Station
Anthony HOOKEY charged 'MURDER' Date: 6th May, 1992

Name: SAUNDERS Brian John 53 old
 (Surname in capitals)
 Address: Redfern Police Station Tel. No.
 Occupation: Detective Sergeant of Police STATES:-

This statement made by me accurately sets out the evidence which I would be prepared, if necessary, to give in Court as a witness.

The statement is true to the best of my knowledge and belief and I made 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

About 1.10pm on the 30 April, 1992, I was with Detective Sergeant Phillips at the Peak Hill Police Station when I saw the defendant in a room there. Sergeant Martlew was also present and he said to the defendant, "These men are Detectives Sergeants Saunders and Phillips from Redfern Police Station. Detective Phillips said, "Can you come into this office with us" He said, "Yeah." The defendant then went with us to another room of the Station.

Detective Phillips then said to the defendant, "I am Detective Sergeant Phillips and this is Detective Sergeant Saunders. We are from the Redfern Detectives Office. Is your name Anthony Hookey?" He said, "Yes." Detective Phillips said, "I am making inquiries into an assault upon a man named Robert Malcolm at Redfern about the 10th January, 1992. Mr. Malcolm subsequently died as a result of that assault. It is my intention to ask you further questions in regard to this matter. Do you understand that?" He said, "Yes." Detective Phillips said, "My questions together with your answers will be recorded on the typewriter as the interview takes place. Do

Witness:

Signature: *M Saunders Det Sgt*

P. 190A.

Page No.: two

STATEMENT (continued) in matter of: ...HOOKEY..charged..with..Murder.....

Name: Brian John SAUNDERS

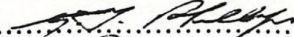
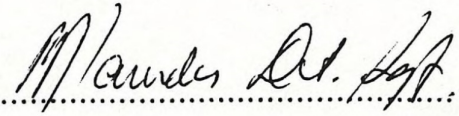
(Surname in capitals)

you understand that?" He said, "Yes." Detective Phillips said, "At the conclusion of the interview you will be given the opportunity of reading through it and signing it. Do you understand that?" He said, "Yes." Detective Phillips said, "You will be given a complete copy of the interview." He said, "I can't read or write very well. Can Sergeant Martlew sit in with me?" Detective Phillips said, "Alright." Detective Phillips left the room and returned with Sergeant Martlew. Detective Phillips said, "As you requested, I've asked Sergeant Martlew to sit in on the interview, is that O.K. with you?" He said, "Yeah, thats O.K."

Detective Sergeant Phillips then asked the defendant a number of questions and those questions together with the answers given by the defendant were recorded on the typewriter by me. At the completion of the interview Detective Phillips said, "Are you happy to have Sergeant Martlew read out to you the record of interview?" He said, "Yeah, I can't read properly." The record of interview was then handed to Sergeant Martlew and Detective Phillips and I left the room.

A short time later we returned to that room and Sergeant Martlew said, "I have read out the record of interview and there are two questions that need correction."

Detective Phillips then asked some further questions and these questions together with the answers given by the defendant were also recorded on the typewriter by me. After Sergeant Martlew read over these further questions and answers the defendant signed each page. Sergeant Martlew and Phillips then witnessed that interview.

Witness:  Signature: 

Page No.: Three

STATEMENT (continued) in matter of: HOOKEY...charged with murder,
.....Name: Brian John SAUNDERS.....
(Surname in capitals)

Sergeant Martlew then said to the defendant, "I will now ask Constable Tattersall to come into the room and ask you some questions in relation to the record of interview. Is that O.K. with you?" He said "Yeah." Sergeant Martlew left the room and Constable Tattersall entered the room. Detective Phillips and I departed from that room. RECORD OF INTERVIEW PRODUCED.

During the course of the interview a copy of a statement made by the defendant was shown to him by Detective Phillips. STATEMENT PRODUCED.

Detective Phillips and I re-entered the room after Constable Tattersall had left and Detective Phillips said to the defendant, "You will be charged with the murder of Robert Malcolm at Redfern on the 29th January, 1992. Do you understand that?" He said, "Yes." Shortly after the defendant said, "Can't you make it manslaughter?" Detective Phillips said, "NO."

We then went with the defendant to another room of the Station and Detective Phillips said to Sergeant Martlew, "I just told him that he is to be charged with murder." Sergeant Martlew said to the defendant, "You will be charged with murder after which I will make a bail determination." The defendant said, "I hope I can get the charge dropped." The defendant was then charged.

After attending to records and conferring with Sergeant Martlew Detective Phillips and I left the Station.

Witness: [Signature] Signature: [Signature]