

New South Wales Police

STATEMENT in matter of:
Murder of Robert Hart MALCOLM on
11/01/92

Place: Redfern Police Station
Date: 9 June, 1992

Name: Michael Charles STARR
Address: C/- Redfern Police Station
Occupation: Detective Constable of Police

Tel. No: [REDACTED]
Tel. No:

1. This statement made by me accurately sets out the evidence which I would be prepared, if necessary, to give in Court as a witness.
2. 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.
- 3 I am 28 years of age.
4. At 9.30am on Tuesday 9 June 1992, with Constable KANE I was in Darlinghurst Road, KINGS CROSS. At this time I saw the person Richard John GREEN standing outside the Cosmopolitan Coffee Lounge in Darlinghurst Road.
5. I approached GREEN and displayed my police identification. I said, " Come, here. What's your name?" He said, " Richard John GREEN." I then spoke to GREEN in relation to another matter. With Constable KANE I conveyed GREEN to the Redfern Police Station.

Witness: _____

Signature: M.C. Starr

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6. Enroute to the police station I said to GREEN, " Where are you living?" He said, " With my missus at [REDACTED]. I helped you blokes out over that assault." I said, " Which assault?" He said, " Doesn't matter. I've had people put guns to my head 'cause I saw Kirk do it, [REDACTED] Hang on, I couldn't see Kirk do it 'cause I wasn't there." I said, " I believe you are talking about the death of Robert MALCOLM. You are not obliged to say anything further about that matter unless you wish to do so, but whatever you say I will record and it may later used as evidence. Do you understand that?" He said, " Mate, Yeah. I mean I organised the ambulance." I said, " What assault are you referring to?" He said, " The one in Eveleigh Street. The dead bloke they locked two blokes up for."
7. On arrival at the police station GREEN was taken to an interview room within the Detective Office.
8. I said, " Do you wish to part take in an electronic record of interview about the murder of a person called Robert MALCOLM at Redfern on the 11th of January, 1992. You are not obliged to say anything unless you wish to do so, but whatever you do say will be recorded electronically and may be later used as evidence. Do you understand that?" He said, " No. For what. Next time I see something like that I fucking walk away." I said, " Do you wish to read the notes I made of our conversation earlier?" He said, " Yeah." I handed police notebook No. F82352 to GREEN and he

Witness: _____

Signature: _____

M. C. Starr

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appeared to read the entry.

9. I said to GREEN, " Are they a correct record of our conversation?" He said, " No and I'm not signing nothing. Where's Mr. PEAKW. Your not the detective involved with it. Have youse got him." I said, " Who?" He said, " Got Kirk. How can I give evidence against someone. If I seen this happening I'd pull it up." I said, [REDACTED]

[REDACTED] I said, " What did you mean by saying earlier that people put guns to your head?" He said, " They pointed em at me." I said, " Who pointed the guns at you?" He said, " Don't worry I've got witnesses. I'd like a solicitor now. That's it." I said, " O.K., I'll arrange for you to contact a solicitor. Do you have a solicitor you'd like to contact?" He said, " No, don't worry." I said, " I'll have a sergeant come in and read these notes to you. Do you understand that?" He said, " Yeah." I said, " Do you want a copy of these notes?" He said, " No." I said, " Any reason why you don't want a copy?" He said, " No, I don't want fucking more of this." I said, " Do you wish to read these notes?" He said, " Yes."

10. I handed police notebook No. F82352 to GREEN and he appeared to read the entry. I said, " Are they a correct record of our conversation?" He said,

Witness: _____

Signature: _____

M. H.

M. C. Starr

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"Yeah." I said, " Do you wish to sign these notes as to their being a correct record of our conversation?" He said, " Mate, Yeah. They are boss. I just want to get it all over with, the truth mate, tell the truth." I handed police notebook No. F82352 to GREEN and he signed each page of the entry. I then left the room with the notebook and spoke to Sergeant MAHONY. I returned to the room a short time later and I said, " This is Sergeant MAHONY." I handed my notebook to Sergeant MAHONY and Constable KANE and I left the room.

11. A short time later Sergeant MAHONY left the room and returned my notebook and a one page document to me. I saw he had signed and dated both the notebook and the document. Constable KANE and I returned to the room and I had a conversation with GREEN about another matter. I then said to GREEN, " I may want to speak to you later about the death of Robert MALCOLM. Do you understand that?" He said, " Yes." I said, " I'll copy these notes for you." He said, " If you want. Otherwise don't worry." I then made a complete copy of the entry and handed it to GREEN.

12. Constable KANE and I then conveyed Richard GREEN to the Sydney Police Station in relation to another matter.

Witness: _____

Signature: M.C. Starr

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