

Q.265 When were they supposed to leave?
A.265 De Bartok told me that he wished to leave on Wednesday.

Q.266 He wished to leave on the Wednesday, but did they actually
leave on the Wednesday.

A.266 The only way for sure that I know they went Wednesday was
the fact that they came up to my room on Thursday morning.

Q.267 I see. I would like to produce a document now which I would
ask the accused to take and look at. It is Div RO 144 - a
certified true copy.

JA: Have you any objections to that?

Def Offr: Pardon?

JA: Have you any objections to that?

Def Offr: I have no objection to it going in. It's just as I see it,
it is just an order about a Brigadier's signature to cross
the border.

JA: I'll read it out:

" The following restrictions will apply to movement of
all vehicles with effect 1 December 45.

All vehicles of capacity of three ton or above will
require BAOR authority to leave 30 Corps District.

This authority will take at least two weeks to obtain.

All demands for vehicles of this type to leave Corps
District area will therefore be forwarded to 'A' 3 Canadian
Infantry Division CAOF at least two weeks before the
proposed trip, and will show the reason for the trip.

All vehicles of less than three ton capacity including
staff cars, jeeps, etc, may move freely in 30 Corps District
area.

All vehicles of less than three ton capacity including
staff cars, jeeps, etc, will require a pass signed personally
by an officer NOT below the rank of Brigadier before they
leave the British zone of occupation in Germany. This pass
will take the form shown in Appendix 'A' to this DRO. "

And as the appendix there is shown here the form of the pass.

President: May I ask why the document is being produced?

Pros: I'll point that out now Mister President.

The Prosecutor continues with the cross-examination of the witness:

Q.268 Did you ever see a copy of that RO, Captain Jessop?
A.268 I can't say, for sure.

Q.269 Just concentrate for a minute.

Pros: This will be brought out in the evidence sir, the reason
for my producing it.

Def Offr: Is there a new charge here?

JA: The rule is - the accused is on the stand now. He is your
witness and the Prosecution has all the leeway in cross-
examination.

Def Offr: I submit that he has a right to cross-examine the accused on
matters relevant to this case.

Pros: As I bring out my evidence in cross-examination then you will
find that this order is most definitely relevant.