

- Q.35 Can you see one of them?  
 A.35 Cantelon and Keller.  
 Q.36 They were your own crew were they not?  
 A.36 Yes sir.  
 Q.37 Were there any others besides your own crew?  
 A.37 I cannot name the exact persons.  
 Q.38 You had issued an order to your crew they would finish their trenches and that is what they were doing is it not?  
 A.38 Yes  
 Q.39 As far as you know it was just your own crew that was there?  
 A.39 Yes  
 Q.40 Going back to your conversation with Lyons again I suggest that in the tension of the scheme you would not wait very long before expecting a move?  
 A.40 Yes, I waited about half a minute.

Questioned by the court

- Q.41 When you called Tpr Lyons the first time, did he hear you, I want to know your impression?  
 A.41 I shouted to him and he just turned around like this and then walked on.  
 Q.42 You caught him quite a bit further from where he turned?  
 A.42 Yes  
 Q.43 When he turned to look at you did you give him any signal?  
 A.43 I thought it was sufficient just to call him  
 Q.44 You stated that HQ Sqn and A were eating together that day, what instructions did you issue personally to your tp regarding this meal parade?  
 A.44 Meal parades are not under my jurisdiction, they are run by our Sgt Major and he had arranged it that HQ Sqn to eat first the one day and A.Sqn the next.  
 Q.45 Had you issued any instructions to your tp about this meal parade?  
 A.45 No  
 Q.46 Did you issue any instructions that day on meal parades?  
 A.46 No  
 Q.47 Were any instructions issued that day on meal parades?  
 A.47 It is a standing order that we would eat first one day and they would eat first the next day, we did not have to have an order each day.  
 Q.48 Was this order explained to the members of your tp?  
 A.48 Yes  
 Q.49 Who explained it to them?  
 A.49 The Sgt Major in the meal line ups.

In the opinion of the court and the judge advocate it is not necessary to comply with the provisions of R.F. 83(b)

THE WITNESS WITHDRAWS

Second Witness for the Prosecution

K 74350 Tpr Pakenham, E.J. being duly sworn is examined by the Prosecution.

- Q.1 Will you identify yourself to the court, giving your number, rank, name and unit?  
 A.1 K 74350 Tpr Pakenham, E.J. 26 Can Armd Regt A Sqn 3 Tp.  
 Q.2 What is the name of your officer?  
 A.2 Lieut McQuarrie sir.

Cross examined by the Defence

- Q.3 Do you remember the occasion of the 12th Oct a discussion between Tpr Lyons and Lieut McQuarrie?  
 A.3 Yes sir.  
 Q.4 How far were you from Lieut McQuarrie's tank when this conversation took place, or rather just before this conversation took place?  
 A.4 About 10 yds sir.

WJY