

CROSS-EXAMINED

- Q. You were elected after permission granted by Capt Lavallee and you had a witness in the person of Lt Savoie to search the accused's kit?
- A. Yes, Sir.
- Q. What his your position in the camp at 4 CITER?
- A. Provost Sgt and whenever there is something suspicious in the camp, I have to give the Provost Corps or the civil police satisfaction, these are the orders from my Colonel.
- Q. What is your direct authority over the accused?
- A. I'm just a Provost Sgt as far as he is concerned.
- Q. You had no reason to know where his bed was?
- A. I live in the same area as he does; I knew that he slept by the cook-house. I knew the building but not the bed in which he slept.
- Q. You were given orders to carry out a kit inspection and you moved up to where the accused was and asked some persons present where the accused's bed was?
- A. Yes, I said also that I needed to have an officer because I wouldn't do a kit inspection without an officer being present.
- Q. The Provost came to you to have a kit inspection made?
- A. Yes, Sir.
- Q. Was Lt Savoie present at the kit inspection?
- A. Yes, Sir.
- Q. Who moved the articles back and forth on the kit inspection?
- A. The civilian policeman and the Provost and myself. I found a mirror; I knew that he was not supposed to have such a mirror in his possession; it is quite possible that this mirror, Ex 1, might be the property of the accused.
- Q. Would it be improper for him to have it in his possession if he had it?
- A. Yes, Sir, as a soldier should have only army issue and personal belonging in his possession. It might be barrack stores or it might not be barrack stores.
- Q. It might also be his personal property?
- A. Yes, Sir.
- Q. If it is his personal property he is entitled to have it in his kit-bag?
- A. Yes, if it is.
- Q. Have you any proof that it is not?
- A. Among all the barrack damage that the camp has been paying for so many things, mirrors, etc, being taken from one hut to another.
- Q. Can you swear that Ex 1 is barrack store?
- A. No, Sir.
- Q. This investigation was under the control of the civil police and the Provost Corps?
- A. Yes, Sir.
- Q. About Ex 2, you didn't find it?
- A. No, it was thrown at me; my back was turned when the leather jerkin was thrown at me by one of the Provost; I never saw where he took it from, Sir.
- FM*