

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

THE WITNESS WITHDRAWS

The accused takes the stand and is examined by the Defense

- Q.12 Were you cautioned by either Sgt Beaumont or Sgt Parry before you were questioned with regard to stealing this valise?
- A.12 Yes sir, I was.
- Q.13 What words did he use as far as you can recall?
- A.13 As far as I can remember he said anything I said would be taken down in writing and used against me.
- Q.14 You understood what that meant?
- A.14 Yes sir.
- Q.15 After that you made a statement to Sgt Beaumont?
- A.15 He just wrote that out and I signed it.
- Q.16 Was that a verbal statement or written?
- A.16 That was by words.

The Prosecution declines to cross examine

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THE WITNESS RETIRES

The court rules that the statement made by the accused to Sgt Beaumont is admissible.

Sgt Parry is recalled and examined by the Prosecution

- Q.8 Will you consider from after the caution, what statement did he make?
- A.8 His actual verbal statement was to the effect that I took a valise it is down in the club, in the service club.
- Q.9 Then what happened?
- A.9 I went down with Sgt Beaumont and one of the M.P.s and we went to room No. 12 in the service club and found the valise under one of the beds and returned to Steel House Lane.
- Q.10 Where did you examine the contents?
- A.10 They were examined in Steel House Lane on our return.
- Q.11 Who all were present?
- A.11 There was myself, Sgt Beaumont, L/Cpl Mansell, L/Cpl Britten.
- Q.12 Was Pte Gaunt present?
- A.12 Yes he was sir, he identified them.
- Q.13 Can you identify this?(Exhibit G)
- A.13 Yes sir, it is a parcel containing cigarettes.
- Q.14 Who wrapped it up?
- A.14 Sgt Beaumont sir.
- Q.15 Can you identify Exhibit F?
- A.15 Yes sir.
- Q.16 Where did you see that before?
- A.16 It was in the valise sir.
- Q.17 Can you identify Exhibit C?
- A.17 Yes sir it was in the valise.
- Q.18 Do you recognize Exhibit B?
- A.18 Yes sir, it was there.
- Q.19 Is there any particular way you can recognize Exhibit A?
- A.19 Yes, by the rather large stain.
- Q.20 What do you call that pack?
- A.20 We call it a valise.
- Q.21 What would you call it as it is there?
- A.21 A complete valise sir.
- L-57