

C-61

a statement?

A-308 I put the question to him if he wanted to make a statement and the answer was, "Yes."

Q-309 Without going into -- first of all, I am showing you a document here; is that your signature?

A-309 That is.

Q-310 Is that the statement taken from the accused?

A-310 That is.

Q-311 Is that the signature of the accused?

A-311 It is.

Q-312 Without going into the substance of the statement; in the first paragraph, or the second paragraph rather, is that the warning which you gave to the accused?

A-312 That is.

Q-313 Will you read that to the Court?

A-313 "I am F30451 Tpr. Adams C.P. "H.Q." Sqdn., 23rd Army Tk. Reg't., Hal. Rif., C.A.C., and I will make the following statement of my own free will with full knowledge of what I am saying. No threat promise or inducement having been made to me and with the knowledge that it may be used in evidence."

Q-314 So far as you are able to say, was the statement which was made by the accused at that time a voluntary statement?

A-314 It was.

CROSS-EXAMINED BY THE DEFENDING OFFICER: (On the issue.)

Q-315 Captain Higgins, how does this statement vary in the paragraph containing the warning from the warning you gave in the morning, which you gave in the morning and considered insufficient?

A-315 It varies considerably. I talked it over with the Adjutant and the Intelligence Officer as to what exactly should have been done, which I actually should have looked up at the time but didn't. I explained that to Trooper Adams, exactly what I told you a minute ago. I took every paragraph and explained exactly what it meant, in the afternoon.