

Part President Members of The Court and Defense

1. The defense has stated that it is unnecessary to prove these things

First: That the accused did not wear a crash helmet while riding. This I believe is conclusively proved by the evidence of two reliable ^{independent} sources.

Second: That the order was in effect. A charge could not be laid if the order were not in effect, as there would be no authority for the charge.

Thirdly: Routine orders are kept in the orderly room which are not inaccessible. However this is beside the point as this was published in ~~the~~ Part 1 Orders of The 3rd Can Div Sp Co (CA-10). This is in reply to the statement that the order should be used and accessible to the accused.

Therefore I believe it has been conclusively proved that the charge when in active service neglecting to obey C.O. No. 3906 dated 8 Aug 40 in that he as a South African did not wear a crash helmet. G. E. [Signature]