

1st Witness.
For the
Defence

D-118212 Gnr Kemp L. 3rd Medium Battery, 1st Medium Regiment R.C.A., having been duly sworn states:-

At about 1430 hrs 21 December I was by "A" Sub's diesel which was parked beside the road. I was cleaning my boots when I heard Capt Black ask if there were any more men drunk there. I didn't know of any men being drunk, so I said nothing.

Q1 Did you see me drinking that morning?

A1 No.

Q2 Did you notice me staggering around the gun?

A2 No.

L Kemp
(D-118212 Gnr Kemp L.)
3rd Medium Battery,
1st Medium Regiment R.C.A.

2nd Witness.
For the
Defence

M-65349 Gnr Reiferson P.R. - 3rd Medium Battery, 1st Medium Regiment R.C.A., having been duly sworn states:-

At about 1430 hrs 21 December 43 I was standing outside of "A" Sub's Diesel which was parked beside the road. Capt Black drove up and got out of his vehicle. He came up to where Gnr Oakes and I were standing. He spoke to Gnr Oakes and said, "You are drunk". He moved away and I heard him order Bdr Hannah to put Gnr Oakes under arrest. Capt Black went back to his vehicle and I saw Bdr Hannah speaking to Gnr Oakes. Then we got back in the Diesel and drove off. Gnr Oakes had been with me all morning and I had not seen him drinking. He was not drunk at the time.

Q1 Did I need any assistance to get in the Diesel?

A1 No.

P.R. Reiferson
(M-65349 Gnr Reiferson P.R.)
3rd Medium Battery,
1st Medium Regiment R.C.A.

The accused was then asked the following question:
"Do you wish to make any statement or to give evidence upon oath? You are not obliged to say anything or give evidence unless you wish to do so, but whatever you say or any evidence you give will be taken down in writing and may be given in evidence".

The accused declines to make any statement or to give evidence upon oath.

I hereby certify that Rules of Procedure 4 (c), (d), (e), (f) and (g), have been complied with.

Taken down by me, in the presence ^{and hearing} of the accused this twenty-seventh day of December 1943.

W.L. Buchanan
(W.L. BUCHANAN) Capt
3rd Medium Battery,
1st Medium Regiment R.C.A.

JAK
5cc.