

and that I hadn't told him that the statement he made could be used in evidence and, also, he was sworn in. I did not tell him he did not have to be sworn if he did not want to be. I told him that and I made clear to him what was meant by inducement, promises and threats. I had that drawn up and explained to him and then I asked him if he cared to make a statement and he did.

Q-298 Who was present?

A-298 The Orderly Officer, Mr. Wood and Sergeant-major Fougere.

Q-299 Did either of these persons have anything to say to the accused in the afternoon?

A-299 No.

Q-300 Did you give him the usual warning in the afternoon?

A-300 I did.

Q-301 Did you read it to him?

A-301 Yes, sir. Not out of books but from an extract that I had in front of me.

Q-302 When you say extracts are you referring to this book, the Manual of Military Law?

A-302 That is correct.

Q-303 On page 92, which I am showing you now, at paragraph five there is a caution. Is that the caution you read to him?

A-303 I did not read it out of the book.

Q-304 Did you have it written out?

A-304 I had it written out as I had it in the statement.

Q-305 It was incorporated into the statement which the accused made?

A-305 That's right.

Q-306 Did you tell the accused he did not have to make a statement if he did not want to?

A-306 I did.

Q-307 Did the accused make a statement after that?

A-307 He did.

Q-308 Did the accused show any indication that he wished to make