

intention was for the baton gun to act as a deterrent to be used only if the crowd had turned completely ugly and nasty by, for example, charging at the police and trying to get through the police lines. If I had deemed that a serious injury was going to occur to the police or any other persons, then I would have been likely to use it. I do not remember seeing any senior officers, such as sergeants or inspectors, at the scene, nor do I recall whether I reported to Constable Orr at that point. As far as I remember I was the only officer with a baton gun at the scene. When I arrived I issued a warning to the crowd. I shouted something along the lines of, "*Cease. Move away, break up or baton rounds may be used.*" The gun had an effect. I think some of the crowd saw the baton gun and drifted away, then stayed away. Others did not seem surprised by the gun, and had that type of expression on their faces as if to say, "*He'll not bother. He'll not even do it.*" I cannot recall what any of these latter individuals looked like.

19. When I returned to the scene with the gun, I believe that whatever police officers were on duty at that time would have been present. I think that the 4 officers from the Land Rover were present, plus Constables Cooke, Murphy, Silcock, Adams, Orr and A. I do not recall seeing an MSU and I do not think that there was one present at the scene. I remember seeing an ambulance at the scene, but I cannot recall whether it was there before I went to get the baton gun or whether it was there after I arrived back from getting the gun.
20. The crowd had swelled in size; by what figure exactly, I could not say. At that time of night, there would have been buses arriving from the Coach Inn in Banbridge, which drop off passengers in the bottom area of town near the security barriers at Bridge Street / Castle Street. The people would then have walked up the town heading to the Armagh Road and north towards the Brownstown area. While I was present I do not recall seeing these people actually arriving as such, but I remember other people walking up High Street coming past and perhaps talking to someone in the crowd, asking something like, "*What's going on here?*" Most of them walked on, but some of them hung about. These people did not amount to a crowd; there