

**WITNESS STATEMENT**

(CJ Act 1967, s.9; MC Act 1980, ss.5A(3) (a) and 5B; MC Rules 1981, r.70)

Statement of Maurice John Kirk

Age if under 18: 'over 18' (if over 18 insert 'over 18')

Occupation: Chronic Litigant

This statement (consisting of ..... page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated anything which I know to be false or do not believe to be true.

Signature: ..... Date: 20th August 2011

***Complaint against South Wales Police******Operation Chalice (possession of a machine gun and live ammunition)***

1. On the 21<sup>st</sup> June 2009 an armed police response team with police helicopter hovered overhead and surrounded my home in South Wales having already notified both civilian personnel and a level 12 forensic psychiatrist to be on standby and ready to go to Port Talbot 'major incident' police station. They were told an imminent arrest of a 'very dangerous member of the public' was in progress. I later found out I had been rated MAPPA terrorist level 3.
2. After a few minutes, my wife and I enjoying a quiet cup of tea in the garden with the dogs, I again looked up and said, "I think someone wishes to speak to me". The police, their numerous vehicles and the armed helicopter all then mysteriously disappeared causing me to immediately complete my plans to flee the country and seek Asylum in France.
3. I cut short my then, 63 page witness statement of complaint, being prepared for an outside force, signing it in haste, with the comprehensive knowledge my life was now in more imminent danger than I had previously been. I informed my family of my intention to leave early next morning but took various precautions one being to deposit, in full view of any anticipated videoed search of my office, to further seize and destroy damning evidence of their bullying, featured in my seventeen year running County Court civil actions against them.
4. Police bullying included malicious prosecutions, ten years of police harassment, false imprisonments and failure to properly investigate vicious assaults, burglaries of my veterinary hospital and branch surgeries, thefts of my motor cycles, cars, blank cheques, then used in fraud against me and many arson attacks on my houses and vehicles, one involving the burning out of my WW2 D-Day Piper Cub and my museum of ancient veterinary books and paraphernalia collected over three generations of veterinary surgeons.
5. Papers on my desk, for police video, included the Court of Appeal Application, ready to posting. This followed my failed 15<sup>th</sup> June 2009 oral Judicial Review Application at the Royal Courts of Justice. This was about the 50<sup>th</sup> JR Application cited South Wales Police and the Royal College of Veterinary Surgeons as Respondents. This envelope was left on top, in full view, with one of my paper weights, live machine gun ammunition. This mysteriously was 'not found' as not listed in the police inventory but featured on the video the police refuse to disclose.
6. Also included was the very relevant JR 3<sup>rd</sup> Respondent, the week before, the HM Attorney General, as government and HM leaked memos, implicating HM Treasury had been slipped my way by a grateful client, most likely, in the Cardiff Civil Justice Centre.
7. HM's five year Whitehall investigation, examined in excess of one hundred and thirty of my court lodged files in Cardiff, quite unbeknown to me, caused by complaints from the Respondents, to have me registered as a 'vexatious litigant' and yet HMCS managed to lose many of my files causing the manager to refuse my Birmingham barrister access to them, for urgent examination, prior to a 2008 hearing shortly about to start and therefore easy to find.



8. HM Court Service (Wales) were not the only ones to block my civil rights to have unfettered access and due process according to the rule of law. A selection of videos and documents, on the issues complained of, are also to be found on [www.kirkflyingvet.com](http://www.kirkflyingvet.com) and a plethora of related MG11s already submitted to the Welsh police, many dating back to the early 90s, as supporting evidence to this complaint of an attempt on my life and conspiracy to pervert the course of justice in both the Welsh civil and criminal courts.
9. On 22<sup>nd</sup> June 2009 the police, having had our home staked out for days, arrested me at around 8am having again been surrounded by armed police but this time to be detained in custody for nearly eight months during which I was deliberately denied access to my GP, medicine, walking stick, witnesses and legal papers to defend myself, all well recorded by me at the time in some 16 odd leaver arch files.
10. I was arrested outside my home in the road, under the code name 'Operation Chalice', for attempting to 'cause criminal damage' and 'being in possession of a machine gun and live ammunition'. The ammunition allegation was never mentioned again, of course, with what they actually found on my office desk. Nor would they be drawn during my interrogation, as to what the alleged attempted criminal damage was really all about. A month later I received a 3<sup>rd</sup> indictment under the proceeds of crime.
11. I now have documentary evidence of their having run both IAG and MAPPA Bridgend police HQ based enquiries long before my arrest. This was headed by the Defendant in my civil actions, the then Chief Constable for the South Wales Police, Barbara Wilding but reliant on promised falsified evidence from a Dr Tegwyn Williams, the clinical director for her police forensic unit and medium secure prison, Caswell Clinic, Bridgend.
12. Professor Rodger Wood was seconded also for this purpose but later on, during my imprisonment, once no other doctor would give a view that I had brain damage. But the professor, a personal friend of Williams, quickly re-wrote his psychology report for the 2009 courts and back dated it, as the original, once I was no longer MAPPA registered and the jury found had me not guilty, my not even needing to call witnesses, give evidence or sum up.
13. Nine of the jury told me, after the 12 day trial in front of many independent witnesses, that all 12 had made up their mind by the end of the first day's evidence when it was clear something was not being disclosed as to the obviously missing bit of recorded transport audit trial of Exhibit 1, the replica gun, that had been hawked nearly 2000 miles by police, often alone in the car, clearly frantic to make the charges stick.

***Operation Orchid (attempted snatching of our 10 year old daughter)***

14. At the same time of my arrest, under code name 'Operation Orchid', a separate police team entered our home, in the Vale of Glamorgan, with the stated view of snatching my then ten year old daughter Genevieve, via the dreaded Welsh Social Services on the pretext, our household was not fit for purpose. Pressure was immediately placed on my then very frightened wife to sign a pre-prepared witness statement in order that I, in line with Dr Tegwyn Williams's false psychiatric reports later, had 'significant brain damage', 'paranoid delusional disorder' (believing I was being persecuted by the South Wales Police) and possible 'brain tumour'.
15. The latter was told to the prospective trial judge to avoid the obvious outcome of these criminal proceedings so I may be sectioned under the 1983 Mental Health Act and therefore be detained for an indefinite period without an embarrassing trial.
16. The attending level 12 forensic psychiatrist, shortly after my arrest, stated I displayed no sign of mental disorder to require any treatment or delay before two days of police interrogation. Despite the English police refusing to get dragged into what was clearly to them a farce, the antique decommissioned WW Lewis machine gun, Exhibit 1 in question, had already been recovered in Lincolnshire, where it had been for almost a year, my having sold the aircraft to allow it to be further enjoyed at air displays.
17. Police had been ringing both my wife and me, annoying the latter significantly, under the pretext with false identify, wanting to buy my various pieces of ironware, one being the replica gun, using 'Foxy' as the code name in court. But it was a male police officer, instead, that gave evidence behind a screen when in fact it was a female that had spoken



originally on my house phone. This fact was withheld from both me and the jury.

18. A 70 year old man, from the airfield, was advised by the police, whilst I was being interrogated in Port Talbot police station, to drive the replica, alone and unprotected, across Lincolnshire to give to a gunsmith he did not even know.
19. This same gunsmith told me on Friday, 19<sup>th</sup> August 2011, following his examination that 22<sup>nd</sup> June 2009 afternoon, that numerous vital pieces of mechanism were missing from her to fire and it was "a piece of shit" also saying, "the safest place to stand with the 'gun' in the room was in front of it". He said he was annoyed when the two Welsh police officers, to seize the replica, refused to let him examine inside the barrel. Now he understood why.
20. He confirmed that the piece of ironware had two tone paintwork it being black and in good condition for the body of the replica and some 'variation' of silver paint all over the overhead distinctive ammunition magazine just as almost looked on the aircraft two days ago as she sat in a Lincolnshire hangar for my photographic evidence to be taken.
21. This new evidence needed preserving. As I prepared my old replica DH2 WW1 biplane 'pusher', for flight, I remembered I had piloted her last at the 2000 Farnborough Air Show by personal invitation of Captain Brian Trubshaw, no less, my old friend of Bristol University Air Squadron days back in the 1960s had and lost the prop on the way home to Wales.
22. I seriously reconsidered my 'hot wiring' of the old girl, my late brother Michael would have done, to flying her away before the Welsh police destroyed any further incriminating evidence against them. Despite my new aviation medical, just 'hot off the press', I feared I would only suffer a draconian prison sentence like another currently smouldering in Leeds prison, Norman Scarth RN Rd, for also 'taking the law into his own hands', when so frustrated in the lack of accountability of too many in our judiciary just driven by avarice.
23. The 'mock up' weapon, as described by a prosecution expert, on the nose of the fuselage, was remarkably similar to the decommissioned WW1 Lewis Machine gun I had and sold but there were distinct differences to the Exhibit 1 used by South Wales Police when attempting to obtain the mandatory 10 year prison sentence. The Broadmoor plan had been scuppered by the mysterious 17<sup>th</sup> December 2009 MAPPA meeting decision, in Caswell Clinic of all places, when my name was removed from the MAPPA register. Court of Appeal hearings, of all three applications in September, hinge on the reasons why I had first been registered MAPPA and not immediately been arrested. Likewise, why was my name removed on the 17<sup>th</sup> December 2009?
24. The trial judge, HHJ Paul Thomas QC and the Queens Representative, HM Crown Prosecutor, Richard Thomolow, repeatedly prevented prosecution witnesses, myself and my own gun expert, before he was expelled, from even touching let alone examining Exhibit 1. The judge even included my own sister, Celia, a retired magistrate. All this further swayed the jury, I was later told in a Cardiff restaurant, again before many known independent witnesses now available to give witness statements to an appropriate investigating police.
25. My aircraft was sold to a person on this airfield, during the spring of 2008, well over a year before I was arrested. My British registered aircraft, with attached decommissioned WW1 Lewis machine gun, is identified in the log books and paperwork as 'signalling equipment', thereby making it exempt, subject to certain logistical conditions, from the 1968 Fire Arms Act, should its authenticity ever be questioned by the authorities. I raised this point in the trial more than once and there was no rebuttal.
26. The replica gun was originally deactivated in the early 1970s in order for my old friend Viv Bellamy, who was then in possession of five such weapons, as he needed certification before being part of other replica aircraft, now spread around the UK. He was manufacturing them, where I saw them at the time, in his hangar at Lands End, Cornwall requiring no fire arms restrictions whatsoever. As long as they stayed in that condition, they were legal for many years to come just as some of my other current weapons.
27. These other aircraft with machine guns featured heavily in the 2009 South Wales Police/Civil Aviation Authorities extensive enquiries, quite unknown to me, as I lay in my prison cell, despite my repeated disclosure applications to



South Wales Police. The matter was raised by me (see enclosed official court transcripts) with both the HM Crown Prosecution Service and the trial judge as a clear withholding of relevant evidence but he was more intent on expelling my proposed gun expert from the court when all he had done was to offer me two badly needed headache tablets when neither judge nor prison service would supply them or give me access to my defence papers from the cells below the court.

28. Aviation personnel confirmed, on the 18<sup>th</sup> August 2011, there was "one hell of a hullabaloo" in UK aviation circles, at the time of my arrest as numerous other deactivated and many non deactivated machine guns were on regular display to the general public at air shows and air museums but no one else was cautioned let alone arrested. Why?
29. On the 18<sup>th</sup> August 2011 the purchaser of my aircraft also told me that as soon as he obtained the 'gun' from me, in August 09, in the presence of his wife and aircraft engineers, he painted the body of my replica Hamerite black and the overhead ammo magazine, Hamerite silver. He confirmed that the same colour scheme appeared to be on the replica when, a year later, after the 'gun' had now been altered and made to fire by the police, he had questioned the police from South Wales saying it was definitely not the same 'gun' that he had bought from me.
30. He proved the point when he examined the barrel, he told me, in front of the police by passing down a steel wire from the muzzle end. He noted that the wire now came out at the breach head when a year earlier, on purchase from me, the barrel was found, as he expected, to be obstructed to prevent any form of any ballistic trajectory by an operator.
31. He told me the police replied to his examination comments that they had recently managed to fire a point 410 shot gun cartridge down the barrel. He then understood just why it took three armed police to travel all the way from Bridgend for an item that was now potentially lethal and under strict Home Office Regulations when, a few weeks early, police were happy for him to carry it alone in an unlocked saloon car to hand to a stranger.
32. Prosecution photographs used in the trial, that led to the subsequent comment by the jury, with their jury note to the trial judge, questioning just how many guns were there in their case, must be disclosed for an imminent Court of Appeal hearing. But not if already shredded by HMCS (Wales), of course, just as in past following my successful jury trials despite my secretary's request to preserve evidence for civil proceedings.
33. Exhibit 1, the 'gun' on the table before the jury was of a single black colour, to all intents and purposes, with a rough scratched and rusty body not appearing newly painted as for an air display exhibit. The overhead ammo magazine was also painted black and rather battered.
34. The paint changes can be further confirmed by the disclosure of the police photos they would have taken, 1<sup>st</sup> on seizure, 2<sup>nd</sup> on removing the paint, 3<sup>rd</sup> on re painting for the jury, 4<sup>th</sup> after removal and re repaint for its matching the replica they seized.
35. The mysterious missing time periods the police could not account for, on oath, during the almost 2000 mile journey while they hawked a replica or Exhibit 1 around the UK, all on police transport logs, if not also now shredded, will tell us 'who', 'when' and 'where' it went and handled by whom so the South Wales Police Chepstow special forensic unit and Bridgend fire arms true involvement will be revealed.
36. The purchaser told me two days ago that when the police eventually returned his property, some many months after the trial, after my letters seeking preservation for independent examination, it was sporting a silver coloured ammo magazine but not quite the same as the colour he or his engineer seemed to remember it when delivered to the gunsmith on 22<sup>nd</sup> June 2009.

#### ***South Wales Police Conduct since 2002***

37. I was made to attend court and produce my driving insurance countless times between 1992 and 2002. On the 35<sup>th</sup> occasion, in Cardiff Magistrates, I flatly refused and started to walk out but not before stating the onus was on the



police, under 'The balance of probabilities' section of the Magistrates Act, to say why they believed I carried no valid insurance. With the magistrates turning on the senior CPS prosecutor, only in court that day for this single charge, quickly offered 'no evidence' for fear of further disclosure of wrong doing. There was no publicity of this most unusual and extreme, if not unique, case.

38. My not being insured or not actually no longer interested the South Wales Police that day in court, despite my proving every time, at great personal expense, time and damage to my family and veterinary practice, I was insured. This case was in 2002 and the police had just achieved their aim, to have me struck off the veterinary register.
39. Since around 1993 I have won well over 130 criminal allegations while the police have won just 12 with several of those only obtained due to my absence due to illness with GP's notes and consultants' letters not being believed.
40. More correctly it was 'HM Partnership' that actually obtained the convictions, with their HM CPS and Chief Constables' cosy 'Memorandum of Understanding' set up by the Law Society to give immunity to prosecution for rogue lawyers and rogue police telling lies in court. It is the relevance of the Chief Constable of South Wales Police in this case that should be before the courts.
41. Since that 2002 Cardiff Magistrates acquittal I have always refused to produce my driving documents when asked by a police officer and for the five incidents I have never been cautioned or prosecuted. Why, if it is not for the risk of further evidence of police bullying?

#### ***Complaint against HM Court Service (Wales) and HM Partnership***

42. HM Court Service (Wales) cited for so many of my previous complaints, for over fifteen years, for not being able to obtain their public records, have excelled themselves to cover up what just went on in the 2<sup>nd</sup> December 2009 Cardiff Crown Court, while I was both not legally represented and detained in the cells below the court. Meanwhile, my case, carrying a mandatory prison sentence, along with my personal and serious medical condition, was being discussed by all and sundry, deliberately keeping the tape recorder switched off and denying members of the public in the public gallery.
43. This would be the 9<sup>th</sup> Cardiff judge by now who should have acted, knowing the illegal conduct of one or more of the parties in the well of the court and so far named, since November 2008, when it first became evident in Cardiff County Court that 'a conspiracy to pervert the course of justice' was in the making to withhold evidence in the possession and control of the South Wales Police.
44. A previous court order for disclosure in November 2008, by HHJ Nicholas Chambers QC, was also ignored by the Chief Constable and was only signed and released by her on the same day, 25<sup>th</sup> February 2009, by my having to enter the offices of Dolmans Solicitors, Cardiff, also implicated, to demand that day or I had her arrested for 'contempt of court'.
45. On the 20<sup>th</sup> June 2009 Dolmans alleged I had threatened to throw the file, attached to a 'gurt' brick, to force 'exchange' of witness statements by 4pm 19<sup>th</sup> June, as per Court Order, 'through their office front window'.
46. The purported Chief Constable's affidavit contains paragraphs with her denying all knowledge of my successful Barry Magistrates court hearings and in particular an incident when Cardiff armed police broke into my veterinary surgery to re-house, in the flat above, an apparently evicted daughter of a South Wales Police inspector, one of my clients.

#### ***Complaint against Dr Tegwyn Williams***

47. Dr Williams' 3<sup>rd</sup> August 2009 report was written without even examination of his patient and contrary to at least two other suitably qualified psychiatrists' reports obtained in Cardiff prison, just a few days before. The judge, upon reading the report and making no independent enquiry, sectioned me under the 1983 Mental Health Act to commence the most horrifying experience of my life, almost three months in Caswell Clinic, my knowing it was just one step short of Broadmoor high security psychiatric prison, possibly for life.
48. Dr Williams' September and October 2009 psychiatric reports were written without medical qualification and completely contradicted at least two other correctly qualified doctors' reports who had already examined my August 2009 SPEC and MRI brain scans, taken under duress whilst in custody, my being refused access to an independent doctor.



49. Dr Tegwyn Williams, as anticipated and so well documented by both myself and some fifteen other psychiatrists, all contradicting his evidence, said before the judge, HHJ Bidder QC, that I be transferred to Ashworth prison hospital stating my 'brain damage' was unlikely to heal, meaning my imprisonment was for public protection, IPP.
50. By Dr Tegwyn Williams knowingly falsifying my medical records during my MAPPA surveillance, not only prolonged my incarceration but, while facing a long term jail sentence, meant I could not get proper medical care.
51. Dr Williams has caused the Welsh NHS and doctors, under my private medical insurance, to refuse me a follow up brain scan, as soon as I was released from prison, causing me to have to eventually hobble to France to privately obtain my long overdue total hip replacement. The French doctors did not hesitate to carry out a second brain scan, once they were told this wicked history of this Welsh medical cover up by so many in positions of privilege.
52. Dr Williams and the South Wales Police have caused me and my family nine months of unnecessary misery and suffering and being forced to be on morphine sulphate as a 'Litigant in Person', the latter not out of choice, has caused complete havoc to my brain and sense of judgment and memory with the obvious resultant chaos in my court my cases, over fourteen concurrently running all over the country and in France.

***South Wales Police Handling of my Recent Purchase of a Fire Arm***

53. During 2011 I purchased an apparently working fire arm in a car boot sale but posted a photograph on my website photo gallery before I realised. Despite the Cardiff police eventually approaching me about it the inspector 'in charge' of the incident, at Cardiff Central, refused to discuss the matter on each of the three occasions I visited. Eventually I filed over three hours of written complaint of this extreme and indefinite police bullying only for the Cardiff police to refuse to cause a proper investigation or allot the matter to an outside force in England or Northern Ireland.
54. No police officer or civilian in that obscene place would even give me the allocated crime reference number in order that their apparent intrusion into my right of a private life, yet again, could be taken up by my Member of Parliament, IPCC or some other equally fatuous and ineffective method they always recommend to throw up a smoke screen my family and clients have so bitterly experienced in these past 20 years.
55. It is my belief that a similar request for crime reference numbers, to which members of the public are entitled, listed in my seven County Court Actions, instigated this above conspiracy to have me shot, following my October 08 letter to Barry police station. Fifteen years of many others similar, before it, also asked for the identity and progress of each incident, in this list incident numbers exceeding forty. There was not one reply on any from this letter, as to the progress in their enquiries, recovery or not of my stolen property or identity of witnesses I now needed for the January 2012 three month trial.
56. This October 08 letter was a deliberate random sample from nearly two hundred incidents, outstanding, where the Welsh police have refused or have acted with unusual, extreme and excessive force reliant on indefinite bullying not being identified in CPR rules or case law.
57. Similarly, their 'not acting', following me and my family's reporting of serious crime committed against us is also well documented but disclosure can only be obtained by the appropriate judge, in these times of apparent anarchy in our judiciary, with the balls for it.

Signature:.....

Signature witnessed by: .....