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IN THE CROWN COURT AT BRADFORD

Case No. T20177306

Bradford Combined Court
The Law Courts, Exchange Square
Drake street, Bradford,
West Yorkshire
BD1 1JA

Monday, 28 January 2019

Before:

HIS HONOUR JUDGE DURHAM HALL QC
THE RECORDER OF BRADFORD

R E G I N A

- v -

BASHARAT IQBAL KHALIQ
SAEED AKHTAR
YASAR MAJID
NAVEED AKHTAR
PARVAZE AFZAL AHMED
IZAR KHAN HUSSAIN
KIERAN HARRIS
ZEESHAN ALI
FAHIM IQBAL
MOHAMMED USMAN

**REPORTING RESTRICTIONS APPLY:
Section 4(2) Of The Contempt Of Court Act 1981
Sexual Offences (Amendment) Act 1992**

**CROSS-EXAMINATION OF [PERSON A]
BY MR WILSON AND MR DALLAS**

APPEARANCES

MS K. MELLY QC and MS S. BEATTIE (instructed by the Crown Prosecution Service) appeared on behalf of the Prosecution

MR A. IQBAL QC and MR F. ARSHAD appeared on behalf of the Defendant Khaliq

MR P. MOULSON QC and MR A. SHAKOOR appeared on behalf of the Defendant Saeed Akhtar

MS G. BATTIS appeared on behalf of the Defendant Majid

MR R. FRIEZE appeared on behalf of the Defendant Naveed Akhtar

MR A. BELL appeared on behalf of the Defendant Ahmed

MS G. KELLY appeared on behalf of the Defendant Hussain

MR G. WILSON appeared on behalf of the Defendant Harris

MS F. HERTZOG appeared on behalf of the Defendant Ali

MR A. DALLAS appeared on behalf of the Defendant Iqbal

MR R. FERM appeared on behalf of the Defendant Usman

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A

(Transcript prepared without the aid of documentation)

(10:24 a.m.)

[PERSON A], Continued

B

Cross-examined by MR WILSON

JUDGE DURHAM HALL: You are still under oath, [Person A1], you know that. Mr Wilson, thank you.

C

MR WILSON: How would you like me to refer to you, [Person A1] or [Person A3] or [Person A5]?

A [Person A1].

Q [Person A1]. All right. Let's see from the outset if we can agree on some matters and summarise the issues that there are between yourself and Kieran Harris, who I represent, okay. Can we just deal with the time frame, please, of your involvement with Kieran Harris.

D

A Yes.

Q You moved into [Location E1], Dewsbury, on 24 November 2010. Correct?

A I think so, yes.

E

Q It's on the timeline. I won't take you to it. If you take it from me, all right. Any alleged incident that you have referred to involving someone you've referred to as "Kieran" took place at that [Location E1], Dewsbury, address. Correct?

A Yes.

Q And I think you moved out of the [Location E1] address on 28 March 2011. Correct?

F

A It seems about right, yes.

Q When you moved to an address in Batley?

A Yes.

Q Now, you first met Kieran when he came to your address in [Location E1] not long after you'd moved into that address. Correct?

G

A Yes.

Q And I think your evidence last time, and over all your ABE interviews, you say that he visited you at that address four times?

A Yes.

H

Q Okay. And those visits occurred over a two to three week period. Would that be right?

A Maybe a little bit more----

Q All right.

A A -- but about that. It wasn't over a long period.

Q No, it wasn't long. It was two or three weeks, maybe a little bit longer?

A Yes.

Q Okay. And so the time frame that we're talking about in terms of Kieran's visits to you are towards the end of November 2010 towards-- to about the middle-- mid-December 2010.

B Yes?

A Yes.

Q It's right that you never saw Kieran anywhere else?

A Yes.

C Q For example, you never saw Kieran at Sid's address at [Sid's address], Bradford?

A No.

Q It's also right that you never heard the name Kieran mentioned by anyone who frequented Sid's address. Is that correct?

D A That's correct.

Q Kieran never supplied you with any drugs, did he?

A I cannot say that he personally handed them to me. The group of people that were there at the time there was drugs involved but I don't know exactly which one of them supplied it.

E Q Well, he never gave you himself any drugs?

A Not that he passed to me personally.

Q No. Because again there's no suggestion of that in your interviews with the police. Correct?

A There were drug-- there were drugs involved around the people that were at the property, but I don't remember him ever supplying me anything personally, no.

F Q What we can say is that Kieran was not one of those you associated with Sid and those who frequented the [Sid's address] address in Bradford. Correct?

A No. I'd met him independently.

Q Sorry?

G A Sorry. I'd met him independently through Facebook.

Q Yes. Well, we'll come to that later.

A It were just a coincidence with----

Q I mean the only possible link to that [Sid's address] of Sid's was actually not from him but through [REDACTED]?

H A Yes.

Q Because they were Pav's [relatives], weren't they?

A Yes.

A Q Parvaze Ahmed's?

A Yes.

Q Right. But that's the only possible link. Yes?

A Yes.

B Q Would it be fair to say that we can say that Kieran wasn't one of those people you saw at [Sid's address], Bradford (Sid's address), or associated with that address, who you say you thought cared for you - yeah?

A No.

C Q - would protect you, was looking after you, or who was like family to you?

A No.

Q No. Now, according to your evidence a man called Kieran - and I'm just summarising what the allegations are that you make against Kieran - was violent to you?

A Yes.

D Q He was threatening?

A Yes.

Q He raped you and humiliated you?

A Yes.

E Q And on his third visit you say he spiked your drink. Yes?

A Yes.

Q Took advantage of your state, and raped you for a second time. Correct?

A Yes.

Q And he also filmed you on that third occasion?

F A Yes.

Q And on his fourth visit you again suspect that he spiked your drink?

A Yes.

G Q But nothing happened because [Person K], a friend of yours, was there at the time and he left?

A Yes.

Q So by the time you first met Kieran you were getting on for seventeen and a half years of age. Would that be right?

H A Yes.

- A** Q So would you agree with this, what your account is, unlike what you've said about events and people associated with Sid's address at [Sid's address], the allegations of rape you make against the person calling himself Kieran were blatant?
- A Yes.
- Q Violent?
- A Yes.
- B** Q There was no build-up to them?
- A No.
- Q There was no grooming?
- A No.
- C** Q He wasn't like family?
- A No.
- Q There was no being nice about it?
- A No.
- Q He was someone you really didn't know?
- D** A Yes.
- Q He was a relative stranger?
- A Yes.
- Q So in respect of Kieran it wasn't a case of you being emotionally manipulated before things happened. Is that fair to say?
- E** A That's fair.
- Q Right. The four occasions that he visited you at [Location E1] in Dewsbury, was that during the evening or night?
- A Yes.
- F** Q So when it was dark?
- A Yes.
- Q And would you say that the total time for those four visits that he was in your company would be somewhere in the region of two to three or four hours?
- G** A The first time was very brief, a matter of less than an hour.
- Q Yeah.
- A And the times after that would've been a couple of hours, yes.
- Q Right. So somewhere in the region of five hours total.
- A Yes.
- H** Q Would that be fair?

A Yes.

A Q All right. Now, the next topic-- Because we've sorted that out, so we have a time frame. So we know what the allegations are that you make against him and what his relationship was with you. Yes?

A Yes.

B Q Now, the next topic that I want to touch on is what the defence say about your allegations.

Okay?

A Yes.

Q Because you understand that I have a duty to put his case to you?

A Yes.

C Q And that I'm going to challenge your evidence where we don't agree on what you say about him. Correct?

A Yes.

Q So you understand that?

A Yes.

D Q And what I want to do now is to summarise and remind you - and for the benefit of the jury - what the main issues are. Is that okay?

A Yes.

E Q At this stage I'm not asking for a full answer because we'll come back to that at a later stage of my cross-examination of you. Okay?

A Yes.

Q I just want to set out clearly what the issues are. Okay?

A Mm-hmm.

F Q So I'm going to be blunt with you at this stage as to what the issues are and the differences are between you and Kieran Harris. Okay?

A Yes.

Q Mr Harris will say that he never raped you. Okay?

A Okay.

G Q He never sexually assaulted you. He never had sex with you at all or sexually abused you. All right? You understand?

A Yes.

Q He never asked you for a blowjob at your first meeting at [Location E1] or ever. Okay?

H MS MELLY: I think [Person A3] now understands that the case is there's no sexual contact (inaudible)----

MR WILSON: No, there's no sexual contact. I mean I'm just referring to the fact that you say at the first meeting that he asked you at the end of that meeting for a blowjob. I'm saying it never happened, okay. He was never violent to you. He never spiked your drinks on any occasion. He never filmed you. And, finally, if any of those things did happen to you it wasn't him, okay. Right, so we know where we stand. So can I go back to-- or go to the beginning of your allegations against the men in the dock----

A Yes.

Q -- and your meeting with PCs Taylor and Gatenby on 12 July 2013?

A Yes.

Q You said at this trial to Mr Moulson, when he was cross-examining you, that you had previously mentioned all the people on trial before 12 July. Yeah?

A Yes.

Q Do you recall saying that to Mr Moulson?

A Mm.

Q Because I took a note of it, and I'll be corrected if I'm wrong. But you said to Mr Moulson that you had previously mentioned all the people on trial to Social Services. Yes?

A Yes.

Q The police?

A Yes.

Q And Barnardo's. Okay?

A Yes.

Q And despite you mentioning all the people on trial, none of those organisations have done anything about what you told them. Is that right?

A Yes.

Q Will you accept from me that in the records from Social Services (CMS), the police and Barnardo's there is not a single reference to Kieran in any of them?

A I thought there would've been because the police got called one night after Kieran was causing trouble at my house on [Location E1].

Q You see, the first time that there is any mention or any record of the name Kieran is on 17 September 2014 when you go to Switalskis. All right? That's the first mention in any records, certainly that I've seen, okay?

A Okay.

A

Q So there's two propositions there. Either these various bodies who have responsibility to look after you either made no record and were wholly negligent about what you told them - yes?

A Yes.

Q - or what you told Mr Moulson wasn't true?

B

A Like I just said, I am sure the police had a record of Kieran because they got called one night after he was causing trouble at my property on [Location E1].

Q Well----

C

A So as-- as to-- as far as my knowledge I was telling the truth, I did think the police did have some details about Kieran's involvement with me back then. So I am-- I'm not saying they were negligent, or anything like that, but as far as I am aware the police came in response to see me after Kieran was causing trouble at [Location E1], because the woman that lived above the pub right next to the house had reported them for smashing bottles and stuff outside the house.

Q Well, what I'm suggesting is that there appears to be no record of that. All right?

D

A Okay.

Q When you met DCs Gatenby and Taylor on 12 July, they had come to see you in relation to "Operation Kellerabbey", as you-- as you-- as we heard. Yeah?

A Yes.

E

Q At this trial you were cross-examined by my learned friend Miss Kelly on this topic, and my note of what you said was that you were giving these officers an account of what had happened to you but before you could complete what you wanted to say they stopped you.

A Yes.

Q Is that right?

F

A Yes.

Q They stopped you from carrying on and therefore - and this is perhaps me paraphrasing what you were saying to Miss Kelly - not everything you wanted to say would therefore be set down in PC's-- or DC Taylor's notes?

G

A No. I got rather emotional as that was the first time that I had started fully telling everything. I had told Barnardo's some stuff, and I'd told the care home some stuff. This was the first time I started telling everything in front of my whole family. Like my family and my kid's father, and everyone, no-one was aware fully to what-- to what extent things had happened, so I got rather emotional. And, as I said before, it was my daughter's birthday and my

H

daughter no longer lives with me, so it was already a very hard day. So they stopped it and said they would take a statement at a further date.

A Q Yes. And that's what you told Mr Moulson. So I take it that was an honest and truthful answer to his question?

A Yes.

Q You were questioned about this particular topic by Mr Moulson and Mr Iqbal at the last trial. Yes?

B A Yes.

Q And when you were answering their questions were you giving truthful and honest answers?

A Yes.

C Q I'm going to come back to that in a moment, but I just want to deal with what you did say to DCs Taylor and Gatenby. At that meeting I think you mentioned the names of six or seven of the men, either by nickname or by full name or both, of the ten defendants in the dock. Yes?

A Yes.

D Q "Bash", "Billy Jo"-- "Billy JoJo", sorry, or Izar Hussain. Yes.

A Yes.

Q "Pav", Parvaze Ahmed?

A Yes.

E Q Saeed, "Sid", "Papa Sid"?

A Yes.

Q Majid Ali, Sid's brother?

A Yeah.

Q "Munny"?

F A "Mani."

Q Yeah, well, in the notes it says "Munny" (M-u-n-n-y).

A "Mani."

Q Someone you've reported to the police who'd smashed up your house and assaulted you. Yes?

G A Yes.

Q "Nav"?

A Yes.

H Q I-k-y, "Iky"?

A Yes.

Q And "T." Yes?

A (No audible reply)

A Q At no point during your discussions with PCs Taylor and Gatenby on 12 July 2013 did you mention the name Kieran, and I just want to ask you why not?

A I didn't tell them everything in that first meeting. Like I have said before to other people - I've already answered that type of question - I didn't tell them about everything. (1) I didn't get the chance to. (2) Like I say, I was very emotional. (3) It wasn't the right time. I was in front of all of my family.

B Q Well, I thought that might be your answer, so I want to take you back to what you said at the last trial, [Person A1]. For your Honour's benefit, it's Y284. Mr Moulson was cross-examining you about DC Taylor's notes and this is how the exchange went between you:
C "Question: 12 July 2013 DC Taylor comes to see you about Kellerabbey. Yes?"

A Yes.

Q "Answer: Yes. And I disclosed to them everything that happened to me when they came." Okay?

D A Yes.

Q "Question: You say you disclosed to him everything that had happened at that time?"

"Answer: In brief." "Question: In brief, yeah" "Just while we were in my front room. It was a brief 'There's this person, that person and the other person. They used to do so and so ...' It was very brief. There wasn't no details really." Okay?

E A Yeah.

Q So you have told Mr Moulson at the last trial that you disclosed to them everything. All right. And you repeated that suggestion when he was cross-examining you a little later on. (This is now Y285, for your Honour's benefit). And he asked you this: "So, just to clarify the chronology, DC Taylor comes to see you on 12 July 2003 and makes a record of what you tell him?" "Answer: Yes, I made the----", and then you're cut off because Mr Moulson corrects himself and says: "2013, sorry. July 2013, yes, forgive me." "Answer: It's [Date] 2013, yes, because it's my daughter's birthday that they turned up." All right?

F A Yes.

Q "My mistake", says Mr Moulson. "Answer: I told them everything and I was ready to make a complaint but they never got back in touch with me." All right?

A Yes.

H Q So that's twice that you told Mr Moulson when you were giving evidence on oath at the last trial that you had told DC Taylor everything in that meeting. Yes?

A Yes.

A Q But it didn't stop there because when Mr Iqbal got up to cross-examine (and this is page Y299, your Honour) he asked you about the same meeting and DC Taylor's notes, and what you said was: "I was giving the officer a list of names of people that had abused me ... I was giving names of people ... that had done wrong to me in the past." All right. So you said to them "everything" but you've said something different to Miss Kelly at this trial, haven't you?

B A Not really, because when I said "everything" before I didn't mean every single detail of every single incident. I meant everything surrounding like the fact I was abused, not as in each individual incident. There's two different-- There's plenty of different ways you can interpret it, that, and you're trying to make it out like I meant every single detail, even though I've always said all the way through I didn't go into any detail and it was brief. It was just telling them everything about the fact that I had been abused, about the fact I had been raped, that I have been groomed, as in general terms of abuse, not everything as in each individual incident.

C Q I accept that you weren't going into detail about what happened, but "everything" in that sense meant the people who had abused you, didn't it?

D A No, it didn't mean that. It meant everything as in the fact I had been raped, I had been beaten, I had been groomed, I had been manipulated, I had been emotionally abused, I had been physically abused. Meaning as in the sense of abuse, not in the sense of each individual person and incident, because there was a lot more to it than that brief little meeting could've ever have got down.

E Q No, I appreciate it's a brief meeting, where brief details are given, but you told Mr Moulson twice "I disclosed-- I told those officers everything"----

F A And like I have just stated, twice now I think, I didn't mean everything as in every single detail. I meant everything-- everything as in generally, the fact that I had been abused. It was a generalisation not specific to each individual incident.

Q Well, I think we're going to disagree----

G A Yes, we are.

Q -- about that interpretation, [Person A1]. Because a name that is conspicuous-- conspicuously absent from the list of names that you did give is the name Kieran. Yes? You would agree?

H A So are plenty of other people in my multiple hours of video evidence where I managed to finally get my change to tell my story from beginning to end. Like I said, it was a brief

- meeting of generalis-- general-- generally talking about the fact I had been abused and the fact that I could provide some names to prove that I had been abused, and there was more to look into. It isn't just about each individual incident.
- A** Q There is no mention of Kieran at all, somebody who you've said was violent towards you----
- A Yes.
- Q -- and raped you twice----
- B** A Yes.
- Q -- spiked your drinks----
- A Yes.
- Q -- and filmed you?
- A Yes.
- C** Q Not one mention at all about that-- or those incidents, is there?
- A No.
- Q All right. Can I move on just to the next part of DC Taylor's notes, if I may?
- A Yes.
- D** Q In that interview or discussion that you had, meeting, with DCs Gatenby and Taylor you told them about a group of groomers----
- A Yes.
- Q -- including Billy JoJo, Parvaze Ahmed and Sid. Yes?
- A Yes.
- E** Q And what you told DC Taylor in respect of the abuse that you say you suffered was it all happened at his house, meaning Sid's house. Yes?
- A Yes.
- Q Nothing involving a Kieran occurred at Sid's house, did it?
- F** A No. But I wasn't on about Kieran in that statement. I was on about the group of people involved in Sid's house when I mentioned Sid's house.
- Q Well, Munny wasn't a part of the Sid set, if I can call it, was he? You mention him.
- A Pardon? Mani?
- G** Q Munny or Mani.
- A I met Mani through Sid's house, through the drug dealer that's provided coke to Sid's house.
- Q But nothing with Mani or Munny at Sid's house, did it?
- A No.
- H** Q No. And you referred to that in the conversation that you were having with PC Taylor and PC Gatenby----

A I mentioned----

Q -- or DC Taylor?

A A I mentioned him through the conversation. It doesn't necessarily mean it was in with that exact topic that I was on about there and then. You've got to remember they have wrote down brief notes. They have not transcribed(sic) the meeting word by word. They have cut it down shorter, wrote notes. You have no idea of how the conversation was flowing in pers-- person to person around that topic to know exactly what I said and in relation to who.

B Q Well, do you accept that you never mentioned the name Kieran?

A Yes. I've already said that multiple times.

Q And I'm going to suggest that the reason that there was no mention of Kieran by you at that meeting was because there was never any rape of you----

C A The reason that I didn't---

Q -- by him?

D A The reason I didn't mention it in that meeting is because what he did to me was worst than I ever experienced from anyone else. (Crying) And it took a lot more for me to ever be able to tell anyone how humiliated and small that man made me feel, how intimidating he was, and how horrible he was, that he not only raped me but he recorded it and showed it around to all of his friends so they could all come and laugh at me afterwards! That's why I never said anything right there and then! Some things take a lot more time to be able to actually tell people! What I experienced with him was worse than anything I've ever experienced, second only to losing my daughter!

E Q Are you all right?

A (Crying) No, because every time I talk about this it makes me feel sick! Bringing back memories of everything he did to me is what keeps me awake!

F Q Are you all right to carry on, [Person A1]?

A (Crying) Not only did he rape me but he made sure I was spiked so I couldn't even fight!

Q How many times were you spiked by people during the period 2009 to 2011?

G A I had one incident at Lister Mills when I was about fifteen, I think it was on my fifteenth birthday or there approximately - either fifteenth or sixteenth - where I got spiked, and I think I've been spiked one other time on top of that, and that's it.

Q Let's move on to a slightly different topic: an opportunity to make complaint to the police and why you didn't mention these men to them, in particular Kieran. Okay?

H A Yes.

A Q At the last hearing or trial, and at this one, Mr Moulson put to you a number of events where you had made complaints of criminal conduct about people to the police from about January 2009 to June/July 2013. Do you recall that?

A Yes.

Q Would I be right in suggesting that when you made those complaints to the police at the very least they came to see you. Yes?

B A Sometimes, yes.

Q And took your account. Yes?

A Yes.

Q For example, one of the complaints that you made to the police concerned Mani. Yes?

A Yes.

C Q And it was a complaint you made in July 2011. Correct?

A Yes.

Q And you deal with it in your first ABE interview. It's K3410, for your Honour's benefit, at pp.31 and 42. And I'm going to paraphrase what you said in that interview about Mani, but it was that there was an incident in your house when Mani ended up urinating down the stairs. He'd assaulted you. Yes?

D A Yes.

Q He as violent. Yes?

A Yes.

E Q And that you and [Person K1] - and that's [Person K], yeah?

A Yes.

Q - had run out of the house. Correct?

A Yes.

F Q And I think your house at that time was in [Address]. Is that correct?

A Yes.

Q And you had to hide, didn't you?

A Yes.

G Q And you rang the police to come and get him?

A Yes.

Q And that's exactly what they did, didn't they? The police came out to you, arrested Mani and took him away. Correct?

H

A

A I also asked the police not to tell them I rang but they went and told him I rang, and I had to later put up with abuse from him and all of his friends. So yet again the system failed that time as well, just like every other time I've asked the police for help.

Q Nonetheless you rang the police and they came to your aid, didn't they?

B

A Yes. And left me with further problems afterwards instead, yes. So your point is invalid about the fact "Oh, go and ring the police. Why didn't you do it with Kieran?" The police have failed me multiple times over and over again. Whenever I finally did get up the courage to finally ask them for help they never helped with anything. Over and over again all they ever did was end up leaving me in worst situations that I then had to deal with. So I had lost all hope in the police on multiple times. And every time I finally did manage to turn to them they always let me down and reinforced the reasons why I had no trust in the police or authority.

C

Q Well, Mr Moulson mentioned fourteen or fifteen occasions during that period of time when you have made complaints to the police and they have recorded those complaints?

A Yes, and done nothing about them.

D

Q But nonetheless they came out and took your account, didn't they?

A Yes. So. And they did nothing about them. They left me to carry on suffering in them situations or to deal with them myself, so why am I gonna keep going to these people that are doing nothing? So what if they logged it down? I still had to go back and put up with the assaults and the abuse and the situation! Writing something down on a piece of paper does not take away the situation from me as a fourteen to eighteen year old child!

E

Q Well, they did attend and, in the example I've given, they took Mani away, didn't they?

A Yes. And instead of telling them that my neighbour had rang the police like I asked them to, so then I didn't end up getting abuse from all of his friends, they went and told him that I had rang the police! And then afterwards all of his friends started threatening me and making me even more afraid! So, yes, your point is invalid, it is completely invalid, because every time I went to these people - (crying) - every time, yeah, they might've made a log of stuff but they didn't do nothing about anything!

F

Q I'm going to move on because again we disagree about that. Mr Moulson then asked you-- Are you all right to carry on, [Person A1]?

G

A Yes.

Q All right. At the end of putting that list of complaints you'd made to the police Mr Moulson asked you why it was, when you'd been in contact with the police so many times, that you hadn't complained to the police about any of these men - the men in the dock.

H

A Yeah.

Q Yeah. Do you recall what you said at the last trial?

A

A Yes. And that was in relation to the other people, not in relation to Kieran.

Q Well, this is what you said. It's Y272. What you said last time was: "Because it was different. The rape with [Named males] was very violent, blatant. There was no mind games involved. There was no grooming. There was no situations like that. Like I have stressed multiple times the situation with these men was different. They made me feel wanted and like I believed they convinced me they were family ... whereas the"----

B

A Yes. And by the time it come to Kieran I----

Q Can I just finish, please, the quotation. - "whereas the rapes from [Named males]... because they were blatant, because they were violent, there was no build up to it. There was no grooming. There was no being nice." And at this trial you told Mr Moulson about the subject of police complaints: "I had no relationship with them. There was no manipulation. These incidents were committed by strangers, done by people I don't really know." And what I'm going to suggest is, what you were seeking to explain to Mr Moulson on both occasions as the reason that you hadn't made any report or complaint to the police about sexual abuse by these men is because they were, to use the phrase, "family." Yes?

C

D

A That was in relation to the other people, not in relation to Kieran. By the time it came to what Kieran did to me I had already informed authority figures twice of two of the rapes that went absolutely nowhere, and so I got left to deal with them and I had no justice from them. Like I said, you don't keep repeating the same pattern of failure. If I'm going to certain people and telling them this has happened to me and they're doing nothing, why am I gonna keep on going back and doing that? (Crying) So, yes, I did report [Named male] to the police, and I did report [Named male] to the police, or to my care home workers, but nothing was done about either! So then when it comes to more I had just resided(sic) myself to the fact that that was my life! I had been on this earth to be used and abused and be absolutely worthless! So I had no strength left in me to even bother! I tried to kill myself! I drank until I could-- until I could forget everything! I cut myself to pieces! And I stopped going to the people that never helped me!

E

F

Q Are you all right to continue, [Person A1]?

A (Crying) Yes.

Q You see, what you were doing was drawing a distinction between relative strangers and those people associated with Sid's address, weren't you?

H

A

A Yes. But them questions were in relation to Sid and to the others at that house, not in relation to Kieran and the reasons why I didn't report Kieran. (Crying) I've just told you my reasons why I didn't report Kieran.

Q You see, I put to you at the-- virtually at the beginning of my cross-examination virtually exactly what you said about [Named males] and others----

B

A And like I have just told you-- (Crying) You don't need to keep bringing up my other rapes 'cos I've already answered your question! The reason I didn't report Kieran is because when I had reported them other people nothing had happened and I'd been left to deal with everything by myself! You don't need to keep bringing up the same question and bringing up my rapes and trying to make me more upset because my answer is not gonna change! The reason I didn't report Kieran is because I had reported others and I had been left to deal with it by myself and they didn't get any punishment! Nothing went anywhere!

C

Q Now, the fact is you continue to report people and events after you no longer saw Kieran, didn't you?

D

A The other reports were once I was over eighteen when I no longer was involved in that type of lifestyle when I had finally got myself away.

Q Well, there was the ideal opportunity, wasn't there, to tell the police about what had been happening to you in 2009, 2010 and into 2011, wasn't there?

E

A No. (Crying) Because I wanted to try and build my life up and move on with my life. I was just about happy for the first time in my life. I was with my children's dad. We were building a home together. We started planning a baby. So, no, I didn't want to start reporting it then. I wanted to try and move on with my life. It wasn't until I was in a position where I realised I'd never be able to move on with my life until I faced up to what happened to me.

F

Q You see, what it demonstrates, [Person A1], is that you were more than capable of reporting matters to the police, and you were more than capable of trusting them to assist you----

G

A Trusting them! Trusting them! Trusting them to let me down over and over again! Do you know that long list of things that you read out of things that I had reported and stuff like that, how many-- You didn't read out how many times there were conclusions to any of them, 'cos I can tell you the number! Zero! Zero! (Crying) Out of that whole list zero times they actually assisted me and helped me! So, yes, that's why I never went back and told them anymore stuff, 'cos what's the point! Because no-one cares about me! I were just a child in care that could be sacrificed and left to deal with whatever! Apparently it were my life choices and I had to deal with it and accept it and put up with it! And that's quotations from

H

the police and Social Services! So, yes, that's why I didn't report stuff anymore because I had been led to believe that this was my life!

A Q All right. I'm going to move on to a different topic.

A Can I have a break for a minute? (Crying)

JUDGE DURHAM HALL: Yes, do take a seat. Take a seat. (After a pause): Miss Kelly and Mr Wilson, I am very loathe to intervene. You're doing a job but I think in the dynamic of this case the questions have to be such that the topic is covered and we move on.

B You understand?

MR WILSON: That's why I've moved on.

JUDGE DURHAM HALL: And you are doing that.

MR WILSON: Yes, I fully understand.

C JUDGE DURHAM HALL: But just to make sure that the jury know and everybody knows.

I'm reluctant to intervene, [Person A1], but I equally want you to have a say, but I don't wish you to be unnecessarily-- or anybody, unnecessarily distressed. So next topic.

MR WILSON: Yes. I just want to deal very shortly with Switalskis. Yes?

D A Yes.

Q Because you've already been referred to the documentation from Switalskis, and the draft statement that was prepared from notes by the solicitor, yes, that you visited on 17 September 2014. Correct?

E A She visited me actually.

Q During that consultation with that solicitor, which took about four hours, you did mention the name Kieran, didn't you?

A Yes.

Q Can I perhaps summarise what the allegations were against Kieran when you saw Switalskis?

F A Yes.

Q Or what you say now are the allegations. First meeting he asked you for a blowjob. Yes?

A Yes.

Q Second meeting he raped you?

G A Yes.

Q Third meeting he spiked your drink, raped you and videoed you. Yes?

A Yes.

Q And fourth meeting he spiked your drink. Is that a fair summary of what you allege against Kieran?

H A Yes.

Q And that probably took no more than a minute, yeah, to say that?

A Yes, but there's a lot more people than just Kieran involved in abusing me over that five-year period.

Q I totally agree with you. But in terms of the essential prominent features of your allegations of Kieran, or against Kieran, it took about a minute. Would you agree?

A Yes. But, like I've said before, there was twenty-four people arrested in relation to this case. There's also at least twenty people that I couldn't give enough information on for the police to find out. There's still three outstanding. That's a lot of people to remember in one four-hour period with one person you're meeting for the first time, to remember every little thing to tell her right there and then.

Q But you do mention Kieran, and we'll come to it. But the most prominent features of your allegations are what I've summarised. Yes?

A Yes.

Q Have you still got the statement, the prepared statement, drafted by the solicitor?

A Yes.

Q And if you go to para.25 of that statement. Yes?

A Yes.

Q All it says in relation to Kieran is this, doesn't it - agree with me or disagree with me, but I hope I've got it right - "Once I was living in the accommodation in Dewsbury a man called Kieran turned up with about ten other men. I was in my pyjamas but he forced me into the bedroom and made me dress in sexy clothes for them." Yes?

A Yes.

Q And that's it?

A Yes. Like I've already stated before, what he did to me was very traumatic. (Crying) I didn't need to go into details about everything he did to me more times than I needed to. The only people I had to tell about what he did to me were the police in that video evidence. No-one else needs to know the details of what he did. I do not have any obligation to have to tell total strangers while they're drafting stuff every detail in and out. All I needed to do was provide evidence that I had been abused. They did not need to know how he made me feel me and what he did.

Q I'm sorry, [Person A1], but that statement does contain allegations of rape, attempted rape, and details of that, doesn't it?

A Yes. I've-- I've already said what he did to me was more traumatic than anything else I've ever experienced. The guy raped me and recorded it and showed it to his friends.

Q The most important----

A (Crying) Not only did he rape me but I never lived that down. I were faced with that every

Q The most important feature of the allegations you were making against Kieran was that he raped you twice, which there is no mention at all in this statement prepared from notes from your consultation with a solicitor who you had gone to. Yes?

A Yes.

MS MELLY: The witness has answered that already, and that last question was just speech building, in our submission. I'm sorry.

JUDGE DURHAM HALL: I can't hear you, Miss Melly. Sorry, what did you say?

C MS MELLY: The witness was asked first of all: "You just need to say yes or no, [Person A3], that the allegations/the offences aren't in there" and she said "Yes", and then Mr Wilson simply put forward essentially a speech building point in order to get the witness to confirm an answer she'd already given. I know that your Honour is loathe to intervene, and I also know----

D JUDGE DURHAM HALL: I'm getting less loathe to intervene, but every other barrister has had a period of time that I judge to be appropriate.

MS MELLY: Yes.

E JUDGE DURHAM HALL: If they want to use that period of time repeating questions, fine, but there will come a time when I say enough's enough. We're not there yet, Mr Wilson. You've a few topics to cover.

MR WILSON: Oh, I do.

JUDGE DURHAM HALL: But Miss Melly is making a point that, fine, make the point, let the witness answer, move on. Okay.

F MR WILSON: I'm moving on anyway to the next topic.

JUDGE DURHAM HALL: You are. You are.

MS MELLY: We all know that the purpose of cross-examination is to elicit facts and not to speech build, so I just had to remind Mr Wilson.

G JUDGE DURHAM HALL: Gosh, I never knew that! (Laughter) But it's a good point.

MR WILSON: Well, your Honour will tell me off if I----

JUDGE DURHAM HALL: I'm not going to tell you off, Mr Wilson. I am not going to tell you off. You're doing your job. I don't think [Person A1] is any more or less impressed than with anybody else.

H THE WITNESS: Oh, I disagree.

JUDGE DURHAM HALL: I thought you might say that! (Laughter) Okay.

MR WILSON: Next topic. I want to deal now with descriptions, the first description that you gave of Kieran. Yes?

A Yes.

Q During the course of your interviews you gave a description of a person you say is Kieran. Okay?

A Yes.

Q And the first time you gave a description of Kieran was towards the end of your second ABE interview on 29th-- 23rd September 2014. Correct?

A Yes.

Q The second time you gave a description of Kieran was on 14 April 2016, near enough one and a half years later. Correct?

A Yes.

Q And do you recall the descriptions that you gave to the police during those interviews?

A That he was pointy. He looked like one of them evil little pixies that you see in films that bite your ankles and stuff.

Q Well, can I try and summarise the most salient features of the descriptions that you gave of Kieran. Yes?

A Yes.

Q Pointy face?

A Yes.

Q Pointy cheekbones?

A Yes.

Q Ears?

A Yes.

Q Pointy ears and pointy chin?

A He's just like-- He's right like pointy and evil and horrible.

Q His nose and eyebrows pointed up?

A Yes.

Q All his features, even his ears, were pointy and sharp?

A Yes.

Q His features were pixie-like?

A Yes. Evil pixie.

Q And he had a scar that ran through his eyebrow?

- A I think so, but it could've just been one of them cut things that they do with razors.
- A** Q Well, what you actually say is "he had a scar" not "I think he had a scar" in those interviews, and if you need----
- A Yeah, but some people cut in pretend scars.
- Q Well, you say-- This is what you say: "He had a scar that ran through his eyebrow" which in the first ABE interview you said was his right eyebrow, and you pointed to it. Yes?
- B** A Yes.
- Q And in the thirteenth ABE interview in 2016 you couldn't remember which eyebrow it was at that time?
- A Yes. There'd been a long period of time between stuff. But, like I said, he had a scar through his eyebrow. That don't mean it was caused by a cut. He could've done it by himself with a bloody razor.
- C** Q Well, can you-- I don't think you were ever asked during the course of the police interviews what clothing Kieran was wearing at any of these meetings. Can you recall now - I know it's-- I appreciate it's a very long time ago - what type of clothing he was wearing at the four meetings?
- D** A No. I know he always dressed smart - smart jeans, named tops, stuff like that - but I couldn't tell you colours, designs or anything like that.
- Q Well, given that it was winter when these meetings took place, I presume he arrived in a coat?
- E** A No. I don't ever remember him coming in a coat actually. He was always in a car, so he'd get out of a car and come straight into the house, so. I remember like they all-- They all dressed very smartly, all of them, from like [Location E1]. Fahim and [REDACTED] and Kieran, they all dressed quite smartly - jeans and like smart jumper type of things.
- F** Q Well, was he wearing a shirt or was he wearing T-shirts on occasions?
- A No. It'd be-- From what I can remember-- I couldn't tell you a hundred percent, but it were more like T-shirts and jumpers----
- Q All right.
- G** A -- but smart ones rather than just like joggers or----
- Q So like a crew neck T-shirt, like the ones you get in Marks & Spencer's or Primark or wherever?
- A More like, do you know, the design-- like the designer ones you get off line and stuff like.
- H** Q Oh, right.
- A Do you-- do you know what I mean?

- Q So fancy ones, in other words?
- A Ones that I can't afford.
- A** Q Right. But they're-- In terms of shape, they're like a normal T-shirt. They're just----
- A Yes.
- Q -- designer T-shirts?
- A Yes.
- B** Q All right. Now, if we can move on to identification procedures.
- A Yes.
- Q You attended a number of identification procedures, didn't you, during the course of this enquiry. Yes?
- A Twenty-four.
- C** Q Twenty-four. And, in particular, on 20 January 2017. Yes?
- A Yes.
- Q Now, am I right in saying that most of those identification procedures involved a short film of each of the nine stooges. Yes?
- D** A Turning their head----
- Q Yeah, so that----
- A -- because I were turning-- because I would----
- Q So you get a face-on. Then they turn to the right - but that's my left! They turn to the right and then to the left, so you get a full profile picture?
- E** A Yes.
- Q Right. So you'll see them side-on as well as front-on, okay. In respect of Kieran that procedure took place on 20 January 17. Yes?
- A Yes.
- F** Q And was that-- Would I be right in saying that was over six years since you'd last seen Kieran?
- A Yes.
- Q But in respect of him there was-- and the stooges that formed part of the identification procedures, there was only a front-on photograph, wasn't there?
- G** A Yes. And some of them-- like it blocked-- like it had a black box around them----
- Q Oh, right.
- A -- so you just got the----
- Q But no profile views at all?
- H** A No.

Q And I think there were a number that were like that, weren't they, where it was just head-on photographs?

A Three of them out of the twenty-four. The rest were all videos.

Q And during the course of one of those, where there's only head-on photographs, you told the officer that you had difficulty in making an identification, didn't you?

A Yes.

Q This is what you said: "I couldn't give a definite because it's different as to how it normally is because normally it's like a video where they do the front view and side view and then you can be a hundred percent sure because you can see from both sides. That was more helpful seeing a video in that fashion where you could see their profiles as well as on-- as well as front-on than just a photograph."

A Yes.

Q So those particular procedures where there was only a front-on photograph were more difficult. Would you agree?

A Yes.

Q Right. Now, during the course of identifications you managed to pick out two people as Kieran, didn't you?

A No. I-- I did one person first. I got-- Bearing in mind I'd done twenty-four ID procedures. I ID'd one person, said the wrong name, and then on the next film that came on I corrected myself into the statements. I got confused at the time. I corrected myself.

Q We're going to hear from PC Jessop, or Police Sergeant Jessop, in due course. Now, I'm going to suggest to you that you picked out one Kieran and then you picked out another Kieran, and it happened to be Kieran Harris?

A No. I corrected myself on the second film. I corrected myself about as to who the identity of the previous video was and said that I apologised and everything like that, and then said, "This one is Kieran Harris. The other one is so and so." I corrected myself on the second DVD as to who it was.

Q Right.

A As I say, I'd gone through a heck of a lot of video IDs by then, going back over years, and I was bound to-- I think everyone's allowed to get a little tiny bit confused in situations like that as long as they correct themselves and make sure they're one hundred percent sure of the facts.

Q Well, let me remind you of what you said at the end of the procedure involving Kieran Harris.

JUDGE DURHAM HALL: Mr Wilson, lest the jury are confused - not that they will be confused; you know what I mean - it is your case, is it not, that Kieran Harris went to----

A MR WILSON: Yes. I mean it is his case that he has visited----

JUDGE DURHAM HALL: He visited on several occasions----

MR WILSON: Yes.

JUDGE DURHAM HALL: -- and stayed a while over the period you say, but nothing happened.

B MR WILSON: No.

JUDGE DURHAM HALL: So where on earth are we going with this?

MR WILSON: Well, this is because----

JUDGE DURHAM HALL: Because I'm not making----

C MR WILSON: -- [Person A1] is----

JUDGE DURHAM HALL: -- a note of this until it becomes relevant.

MR WILSON: -- [Person A1] is identifying the person that raped her. I say that he never raped her.

JUDGE DURHAM HALL: Fine.

D MR WILSON: And that's the purpose of this, because I don't know how many Kierans there are.

THE WITNESS: Because he's trying to say that someone else did it and not him.

JUDGE DURHAM HALL: Yes, I think that's where we're heading. But if it could be put as bluntly as that instead of-- because you're now eating into the final fifteen minutes, that's the problem. We've been-- you've been going an hour and----

E THE WITNESS: Yeah, and I'm getting ready-- I need to have a break.

JUDGE DURHAM HALL: Twenty to twelve, okay? You'll be able-- You'll cover everything by then?

MR WILSON: I don't think I will.

F JUDGE DURHAM HALL: You will, I think, doing your best.

MR WILSON: Is your Honour putting a guillotine down.

JUDGE DURHAM HALL: I'm pulling it up slowly. (Laughter)

MR WILSON: Well, if your Honour could hold onto it for a while! (Laughter)

G JUDGE DURHAM HALL: I will. (Laughter)

MR WILSON: Thank you. It's just that at the end of the procedure involving Kieran Harris PC Jessop said to you: "You seem upset. Is there something you want to tell me?", and you said: "I messed up the third identification. I was looking for the wrong person. That's why I weren't sure." "Never mind." Then he asked: "You made an identification on the third

H

one. Did you get the chosen image wrong or the name wrong?”, and what you said is: “I’m not sure. I don’t know anymore.” Yes? That’s what you told Police Sergeant Jessop?

A A Yes. The previous one was of [REDACTED] and he-- and the second one was of Kieran. They’ve both got very similar names, and I was tired. I had done a lot of video IDs by that point. I think it’s completely justifiable that I may have got the name muddled up at that time, as long as I then went on to correct myself. If I hadn’t have got the name wrong then I wouldn’t have been upset. I wasn’t looking-- It’s hard because when they read out who(sic) the video’s about they do not tell you who it’s about or anything. All they say is: “It’s about an incident.” And I’d done so many of them - over a week I’d done about twenty of them - and all it was was the mix-up with names. I know who raped me, and I know it was Kieran. I know one hundred percent it was Kieran. I may have got confused doing the video IDs but I still ID’d Kieran as the person that raped me on them occasions.

C Q You see, there we disagree again, and your concluding remark summed up what your position was, I suggest. [REDACTED]

D [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

E [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

F [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

G [REDACTED]

[REDACTED]

[REDACTED]

H Q [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

A

[REDACTED]

B

Q So how many times do you think you saw [REDACTED] and Fahim Iqbal over that period of four to six months?

A I couldn't tell you what it is.

C

Q Well, is it hundreds?

A Probably not hundreds but quite-- quite up there, yeah.

Q Nearer-- nearer that figure?

A Yeah.

D

Q Whereas the only time you've seen Kieran was four times at night. Correct?

A Yes.

Q And am I right that in respect of Kieran, the times that you met him, you were drunk----

A Yes.

Q -- or under the influence of drugs----

E

A Yes.

Q -- or both? Yes. And is it about this time [REDACTED] November/December 2010, that you discovered that you had liver problems?

A Yes.

F

Q And I think you describe it as having a thirty year old liver in a seventeen and a half year old girl?

A The doctor said that it was equivalent of being an alcoholic from the age of eleven and being the age of thirty that my liver was at.

Q And did the liver problems have an effect on your tolerance of alcohol and drugs?

G

A To a certain extent, yes, but not----

Q Made you tired?

A Yes, but nowhere near to the extent of what you're trying to suggest.

Q Well, I haven't suggested anything yet.

H

A I know, yeah, but I know exactly what you're going to try and suggest.

Q All right. Well, didn't-- Did it make you drunker quicker, if I can put it that way?

- A Yes, but going from drinking maybe three bottles of 70cl bottles of alcohol to maybe one full bottle of 70cl of alcohol, not to the extent of anything less than that.
- A** Q And were you also taking antidepressants sporadically at this time?
- A I rarely took any antidepressants back then. I was prescribed them, didn't really take them.
- Q That's why I said "sporadically" - not all the time. Well, you weren't keeping to your prescription. Is that right?
- B** A No, I wasn't keeping to my prescription. It was very rare that I took a tablet.
- Q In respect of [REDACTED], do you remember the identification parade, or procedure, involving him?
- A Yes.
- C** Q Was that one of those where there was only a front-on photograph?
- A Yes.
- Q And, notwithstanding that you've only-- or that you'd been in his company nearly a hundred times in four to six months - yes?
- A Yes.
- D** Q - you could only say that you were 70 to 75 percent sure?
- A Yes. Because, like I said, it had black boxes around and it was just a photo. I didn't want to say I was sure on something and lie about it, so I said how sure I was.
- Q Seventy to seventy-five percent. Yeah?
- A Yes.
- E** Q Moving on. Next topic. Living on your own was one of the things that you'd been asking Social Services for for some time, hadn't---
- A Yes.
- Q -- hadn't you? When you were staying at the [Location G]?
- F** A I can't remember.
- Q Well, it's just round the corner from where you ended up, isn't it?
- A Yes.
- Q What, a minute's walk?
- G** A Three minutes.
- Q A three minute's walk. All right. The staff were on duty at [Location G], weren't they, all the time?
- A Yes.
- Q So morning, noon and night?
- H** A Yes.

- Q All right. And there were rules, weren't there?
- A Yes.
- A** Q That you were supposed to abide by?
- A Yes.
- Q Is it the case that it was virtually impossible to bring anybody back - to stay?
- A Not to the [Location E1] one.
- B** Q No, no, no. I'm talking about [Location G].
- A Oh, yes.
- Q And it wouldn't have been easy to bring in drink or drugs, or cigarettes for that matter?
- A Cigarettes were completely fine. We used to smoke at the door.
- C** Q Oh, right, yeah. But you couldn't smoke inside?
- A No.
- Q But drink or drugs?
- A Yeah, they weren't allowed.
- D** Q When you moved into the [Location E1]-- Oh, well, just this: of course if you did go missing from [Location G], which you did frequently, there was a duty on them to report it to the police, and they'd come looking for you. Yes?
- A No, they wouldn't come looking for me all the time. Sometime----
- Q Not all the time, but a lot of the time?
- A Sometimes, yes.
- E** Q It depends on whether you were just absent or regarded as missing?
- A Yes. Back then there was two different types of missing person register. People in care that go missing all the time are put onto a different register to people that just randomly go missing. They're not seen as important.
- F** Q Right. When you moved into the [Location E1] address did you feel liberated?
- A Not really. I'd had my own tenancies before that.
- Q Well, you didn't have to sneak off anymore to go out partying or go drinking or take drugs, did you, once you'd moved into the [Location E1]----
- G** A I never-- I didn't sneak off in the first place. I walked out and got into the cars right outside. The care home was obviously a mess. I didn't have to sneak anywhere.
- Q All right.
- A No-one bloody cared where I were going.
- H** Q Well, you didn't have to leave? You could do what you wanted to in your own home, couldn't you?

- A Yes.
- A And people could come to you, couldn't they?
- A** A Yes.
- Q And so, effectively, you could drink and take drugs as much as you liked once you'd moved into the [Location E1] address----
- A I did----
- B** Q -- subject to finances?
- A I did anyway because people-- I got-- I were missing like near enough all day every day of the week, so it made no difference whether I had my own tenancy or didn't.
- Q Well, the fact is you had to go out----
- A No, but it's----
- C** Q -- to Bradford, or other places, in order to partake in partying and drinking and drug taking. Yes?
- A Yeah, but it doesn't really make any difference as to what situation I was in.
- Q Well, you could do it in your own home now. That's the only point I'm making. Yes?
- D** A Right.
- Q Yeah?
- A Right.
- Q And there were effectively no rules, were there?
- E** A No, but the rules were never enforced anyway whilst (inaudible) anyway, so all these points are completely invalid.
- Q But once you moved into [Location E1] you were pretty much free to see who you lived when you liked. Yeah?
- A Yes.
- F** Q The only restriction on you was I suppose money, wasn't it?
- A Not really.
- Q Well, how much were you getting per week? £52 per week?
- A Yes.
- G** Q Something like that?
- A Yes. But, like I said before, I was getting groomed for years. I never got-- I never had to pay for anything like that.
- Q Well, people were paying for your food, your drink, your drugs----
- A Yes.
- H** Q -- and your travel, effectively?

- A Yes.
- A** Q All right. When people came to visit you at [Location E1] did they bring drink, drugs, cigarettes, food?
- A Yes.
- Q Did you request them to bring that?
- A Sometimes. Sometimes not.
- B** Q Right. Now, I want to move onto Kieran. The way you got involved with Kieran, or introduced, was through Facebook?
- A Yes.
- Q And I think at that time you were in contact with probably hundreds of people on Facebook. Yeah?
- C** A Possibly, yes.
- Q You put yourself on Facebook, didn't you?
- A Yes. I don't think I'm here to be----
- Q That was your choice?
- D** A Yes.
- Q Nobody forced you to?
- A No. Everyone has Facebook.
- Q Not everyone! (Laughter)
- E** A Ninety-nine percent of people. Especially people my age.
- Q But it was your choice whether to accept somebody requesting to be a friend, wasn't it?
- A Yes.
- Q Or who you asked to be a friend. Yes?
- A Yes.
- F** Q That's the way it works?
- A Yes.
- Q And usually how it works is that, even if you don't know each other, you might have a mutual friend on Facebook suggest that this might be a person you want to friend. Yeah?
- G** A Yes.
- Q All right. And that's how it worked with Kieran, wasn't it?
- A Yes.
- Q So you had the choice to contact Kieran or not, didn't you?
- A Yes.
- H** Q You also had the choice, didn't you, to give out your details to anyone on Facebook?

A Yes.

Q Your telephone number, your address----

A A I don't get what your point is because I've already stated in my video evidence that he messaged me, and that normally I didn't answer back to people but this time I did and I asked him to ring me some cigs. So I don't understand why you're making a big point out of something I've already said.

B Q Well, I'm just going through the choices that you made. They were your choices. You had a choice in all these things. Yes?

A Yeah, but I didn't choose to get raped.

Q No. We haven't got there yet.

C A No, but I don't understand why you're making such a big deal about me making a choice to accept a friend request on Facebook, considering we're in a rape trial, when I've never once said that I didn't accept his friend request and that I didn't contact him and that I didn't give him out my details.

D Q We'll come to that in due course, okay. I just want-- You had the choice ultimately as to who you let inside your house, didn't you?

A Yes, that first time I invited him round. After that he took my choices away from me, like he did with every other aspect of my life he was involved in.

Q Did you give out your address and telephone number to Kieran?

E A Yes, like I've said in my video evidence.

Q Now, the point I make is this: the CMS are just round the corner. Yes?

A Yes.

Q You've got their telephone number. Yes?

A Yes.

F Q If you didn't want people to come into your house you could either call the police or call the CMS staff. Right?

G A I couldn't call CMS staff 'cos CMS wouldn't be allowed to attend as they're not allowed to put themselves in any type of danger. So if there's a conflict at my house they would not be allowed to help me in any way, shape or form. I'm not gonna ring the police because, like I have stated multiple times I think now, the police never helped me every time I did go to them, so I'm not gonna keep going to the same people that let me down over and over again. So I think I've already answered it.

H Q You could've contacted CMS staff, who could then have done something, couldn't they? They could've called the police themselves, couldn't they?

- A Yeah, but all they'd have done is call the police and the police would've done nothing, like they did every other time.
- A Q So what you're suggesting is that there was no opportunity to call the police because you believed they would do nothing?
- A There was opportunity to call the police, I'm not saying there wasn't, but I chose not to because they had never done anything before. They had always let me down over and over again. It's like even after the incident with Kieran, when you come to Mani, when I did finally ring the police then all they did was take him from me house and he came bloomin back and all of his friends started giving me grief and stuff like that. It doesn't change the situation. They didn't help the situation in any way. All they did was make it worse, just like they did in every other situation I finally turned to them for help.
- B Q The police knew, didn't they, that you were living on your own. Yes?
- A Yes.
- B Q That you were seventeen and a half?
- A Yes.
- C Q And that you were in Social Services' care. Yes?
- A Yes.
- D Q And are you suggesting therefore that had you called the police they would have done nothing?
- E A Yes. It sounds absolutely unbelievable, dunnit, but that is exactly the situation I faced as a child in care, yes. The police had told me on multiple occasions I was a child prostitute, and when I actually asked them for help in the situation I was in they told me I had made my own life choices and I had to stick with my life choices. So, yes, I know it sounds completely outrageous but that was the situation I faced back then.
- F Q You see, the reason that you let Kieran in, or Kieran out when he attended even, was because he didn't do anything to you? He hadn't done anything to you?
- A No. I let Kieran in the first time. After that I had no choice 'cos he would kick my door, bang on my windows, demand I let him in, and I had no-one to turn to because the services that were supposed to help me didn't. And I had four years' experience by that point of services letting me down. Actually I had more experience than that because before that I was living with my mum getting beaten up, and they let me down there as well. So, yes, I didn't feel I could turn there because I had been let down for years, and I think I'm completely justified in feeling I couldn't turn there when they never did anything to help me any other time.
- G
- H

Q So, in short, you say the police and Social Services and CMS staff are to blame, do you?

A I have already had an apology from the police and admittance from the police that they did not do enough back then, and that everything was dealt with completely different back then and that they are making changes within their system. So, yes, I do. I don't blame the CMS staff themselves. I blame the procedures surrounding them; the rules and regulations they all have to follow. I blame Social Services because over and over again they failed me over and over again. I do blame the police for their part, but I accept they are making as much effort to make changes as possible. So yes.

Q Just moving on.

A I really need a break. My head's really hurting.

JUDGE DURHAM HALL: Yes, all right. We're going to have a break now. Thank you so much. Keep your pen in your notes. That's fine. We've been going for about one hour fifteen, all right. I know we were held up starting, but we can all have a break. Okay? Agreed? Why not. So I'll see you fifteen minute-ish, fifteen/twenty minutes. All right. Thanks ever so much.

(11.38 a.m.)

(The jury withdrew)

[REDACTED]

(The witness withdrew)

LATER

(12.05 p.m.)

[Person A], Continued

Cross-examination by MR WILSON, Continued

Q [Person A1], okay? Just three more matters before I move on to the next topic. Would you say that by November/December 2010 the people that were coming round to your house were generally younger than, if I put it this way, Sixset?

A Yes.

Q And it was-- Would you agree that it was your choice whether to even open the door and let these people in?

A To most people. Kieran used to kick and ring on my door, and shout and scream outside my house, until I let him in.

A Q And would it be fair to say this, that at this time you had more or less broken away from the [Sid's address] set in Bradford?

A I was getting there, yes.

B Q Yes. Well, you weren't going there anymore, were you, only on the very briefest of occasions?

A Yes, I was really trying-- I was trying to rebuild my life back up away from that. Obviously, after being exposed to that environment for so long, I experienced difficulties; difficulties understanding what situations I was in and vulnerabil-- I was vulnerable still to being taken advantage of and----

C Q The point I make is that that was a choice that you'd made to break away from that particular group of people, hadn't you?

A I was trying, yes.

D Q Yes. Can I move on to the text topic, please. I'm going to suggest to you - and this is in relation to who met who first, okay - I'm going to suggest to you that before you ever met Kieran, or Kieran Harris, you already knew Fahim Iqbal and [REDACTED] ?

A No, I did not.

E Q The impression we get from your interviews is that you met Fahim and [REDACTED] at the same time as Kieran. Is that right?

A No. It was on the sec----

Q Or rather a first visit by Kieran?

A Yes, it was the second time he come.

F Q Well, if we go to your ABE interview 1, this is what you said in that interview----

MS MELLY: Page?

MR WILSON: Page 3425. You said this: "Even that Kieran in Dewsbury, he links with"----

G (Counsel confer) It starts with: "Even that Kieran in Dewsbury, he links with [Sid's address]" - that's Sid's address - "because I met him through Pav'[relatives]", that's Fahim and [REDACTED] ?

H A That's just a mix-up with the wording. Like I stated when I went into detail about how I met them, I met Kieran first briefly, and then he turned up again with a carful of people which included Fahim and [REDACTED], which coincidentally happened to be Pav's [relatives]. So, yes, he does link back to them, through Fahim and [REDACTED], but I met Kieran first and I met Fahim and [REDACTED] through Kieran.

- A** Q Well, Mr Harris will say that on the occasion that you described as “three carloads turning up” when he arrived Fahim and [REDACTED] were already there. Do you agree or disagree?
- A Disagree.
- Q Next topic, please. This is ABE 13, 3483. That’s flirting, yeah?
- A Yes.
- B** Q You told the police how you behaved on Facebook when you were chatting with men, didn’t you?
- A Yes.
- Q And what you said is that you would flirt with them?
- A Yes.
- C** Q How did you do that?
- A Just flirted to have conversations. Nothing extreme. Just literally conversations and stuff. By that point I’d been exposed to that kind of atmosphere for many years. It was hard to then work out exactly how to put yourself across and what was appropriate and not appropriate. I think I said in my video evidence that I started to become promiscuous.
- D** Q Well, what was the purpose of flirting with these people on Facebook?
- A It’s just the way that I was, a flirty personality; not necessarily flirting to gain anything, just the fact that it was a flirty personality.
- Q Well, was it you using them in that fashion in order to get drink, drugs, food and----
- E** A No. It was just the fact that I had a flirty personality and I could flirt-- or come across flirty sometimes.
- Q I’m going to move on to alleged-- the alleged incidents. Now, you say you’ve always been consistent about your account. Correct?
- A Yes.
- F** Q Meeting one with Kieran. This is the occasion you say that he came round and there was a request by him for a blowjob at the end of it. Yes?
- A Yes.
- G** Q If we go to your second ABE interview of 23 September 2014 (it’s p.35 of 41, K3601) what you told the police on that occasion is that: “Kieran came one day and just one-- with just one friend and he were all right the first day. He weren’t drunk or owt like that. This is when I’d moved into the house which was a splinter from the care home. And he came once, and then he went, and then a couple of days later he turned up with three cars of people, about twelve to thirteen.”
- H** A Yes.

Q No mention at all about a blowjob at that stage?

A

A But I'd already mentioned it before. I don't think I need to keep repeating myself over and over again.

Q Well, this is your first ABE interview, [Person A1]?

A Yes.

B

Q And it's not until we get to ABE 13 in 2016, a year and a half later, that we hear any mention of a request for a blowjob?

A Yes, but there's no big incident. I've not made a complaint about him on that first ever meeting. It's not like I had to go into complete detail about everything that he said on that first initial interview.

C

Q Well, it's quite clear, isn't it----

A The police asked-- When the police asked me the question surrounding what the conversation was about I expanded on the conversation. In the initial interview no-one asked me exactly what the conversation was about, otherwise I probably would've told them.

Q Well, your conclusion was that he was all right, in the first ABE interview?

D

A I never said he was all right at all. When did I say that he was all right in that interview?

Q "He wasn't drunk or owt like that"---- (Counsel confer) This is the second ABE interview, K3601. "Kieran came round one day-- came one day with just one friend and he were all right the first day."

E

A Yes. Not as in----

Q -- "He weren't drunk or owt like that."

A Not as in like aggressive or anything like that. He-- he wasn't aggressive to me the first day. He wasn't drunk the first day. I think I've just specified in the part that you're reading out he was all right the first time, he wasn't drunk.

F

Q And he didn't ask you for a blowjob either, according to your-- that interview?

A Did I ever say in that interview he did not ask me for a blowjob? I just didn't expand on the conversation. Not once do I mention any of the conversation surrounding it. It was at a later interview when they asked me what the conversation was-- went like on the first meeting that I told them exactly what happened on the first meeting.

G

Q A year and a half later, [Person A1]?

A Yes. If they don't ask me the question at the time I'm not going to answer something that they don't ask me, am I? Once they asked me the question I expanded on what the conversation was around and what happened on the first meeting. At the time when I first did the initial interviews no-one asked me.

H

A

Q You also told the police during the ABE 1 (which is p.3416) - this is back in 2014 - that: "Kieran came round that first day when he brought all them people and he told me to put something sexy on." Yeah?

A Yes.

B

Q You also suggested that on this occasion your drinks were spiked: "Because everything was really blurry, like I were awake but I wasn't aware of what was going on or what I were doing, and that's what makes me think I was spiked." Yeah?

A Yes.

Q But you now say in 2-- by 2016 it becomes you don't allege your drinks were spiked. You don't allege that this was the first occasion, do you?

C

A I never said it was the first occasion. I said the first time he brought Fahim and everyone around.

Q You told the police that Kieran came round that first day----

A No.

Q -- and that your drinks were spiked?

D

A No. I said that was-- I said Kieran came round that first day with Fahim when he brought carloads of people. I didn't say the first time he ever came to my house. You're trying to twist my words around and make it out like I meant something I didn't. It is tiny little words that's-- Even if I may have missed out a word in a sentence or something, when you're talking fast sometimes you can miss words out. It doesn't mean that I meant anything any different. Kieran came round the first time with his fr-- his friend. I can't even remember now, 'cos it's been so long, exactly how many friends he came round with. He came round the first time. Then he thought, because he had been invited round that first time, he could then come round whenever he wanted. He brought Fahim and [REDACTED] to my house. I did not know Fahim and [REDACTED] before that. And just because in-- the second time I didn't mention the fact that I thought he had spiked my drink didn't mean that I didn't think that. I had already stated it in other interviews. Like I say, you're the only person I need to keep repeating myself over and over to. In my video evidence I don't think I need to keep repeating the facts once I've already told them.

E

F

G

Q [Person A1], you said in this interview, in the ABE 1, back in 2014, that this meeting where three carloads turn up your drinks were spiked. That is not your evidence, is it?

H

A I have never said it is my evidence or isn't my evidence. I do not know. I know I was extremely out of it and that I was out of it off of a lot less drink than I normally would've been. I could not tell you one hundred percent whether he spiked my drink or not. I think

- A he probably did 'cos Kieran has a nasty habit of spiking people's drinks. Just because I mentioned it in one interview and then didn't mention it in another does not mean the fact still(sic) stands. It just means that I do not need to keep repeating myself over and over to anyone but you.
- Q By 2016 there was no allegation of having your drink spiked on this occasion, was there?
- A I did not-- I've answered this question about four times now.
- B Q No, you haven't, with respect, [Person A1]. What you told us in the interviews was that you let them in and got drunk?
- A Yes, I did drink. I've never once stated in any interview that I didn't drink; just that I was not acting like I would when I was normally drunk. I was not in control of my body properly or my surroundings or anything like that. It did not feel the same as it did when I was drunk.
- C Q Right. Let's move on to meeting two. This is, what, a few days later or a week later, something like that?
- A We're already on meeting two.
- Q This is meeting----
- D A Meeting two was when Fahim-- when Kieran brought Fahim and everyone around.
- Q Yes, that's the one. When you suggest that three carloads turned up. Yeah?
- A Yes.
- Q And this is the first time that you met Fahim and [REDACTED], you say?
- E A Yes.
- Q (Inaudible) which we disagree, okay?
- A Strongly?
- Q Yes.
- A I think Fahim will disagree as well.
- F Q And you decide that you're going to have sex with Fahim. Is that right?
- A Yes.
- Q And how long did that take you to come to that decision?
- A We would've been around each other for a few hours. I'm allowed to consent to have sex with people. Just 'cos I consent to have sex with people doesn't mean that people without my permission can have sex with me.
- G Q I'm not criticising you, [Person A1]. But anyway you said that you didn't want Kieran to come in on this occasion. Is that correct?
- A No, I did not.
- H Q And why was that?

A Because of the way he'd acted last time at the end of the meeting-- at the end of the time we first met, and because I already had company and I was getting ready for bed. Because I'm allowed to make a decision on who comes into my house, and if I say no they shouldn't start kicking my doors and banging on my windows, screaming to let them in or they're gonna kick the fuck out of me.

Q Did you phone the police?

A No. I think we've already been over this.

Q Did you phone CMS staff?

A No. I think we've already been over this.

Q You describe that Kieran dragged you by your hair and told you to put something sexy on. Yes?

A Yes.

JUDGE DURHAM HALL: This is the second?

MR WILSON: This is the second meeting, yes, your Honour. But when he did so Fahim and [REDACTED] intervened and stopped him. Yes?

A Yes.

Q What was it they did to stop him?

A Stood in between me and Kieran and told him to let go of me; told him that I knew his uncle, because we'd had a conversation not long before that where we'd worked out that I knew his Uncle Pav, and told him not to-- not to act like that with me. Kieran didn't stop initially but did eventually.

Q So they were effectively telling him off in no uncertain terms. Would that be fair?

A They intervened, not told him off.

Q Well, they were arguing with him----

A They intervened when they saw something was wrong.

Q They were arguing with him, weren't they?

A Yes.

Q Yes. And this is before you got changed?

A Yes.

Q And did you nonetheless go and get changed?

A Yes, to keep the peace.

Q Sorry?

A Yes, to keep the peace.

Q All right. So notwithstanding that Fahim and [REDACTED] had intervened?

A

A No. Kieran was still acting aggressive and I couldn't be bothered with him confronting me again at a later date if-- if Fahim and [REDACTED] got distracted in the kitchen, talking or something like that. I did not want to have any more confrontation with Kieran, so I made the decision to go and get changed just to keep the peace.

Q Right. You then later go off to the bedroom with Fahim to have sex. Yes?

A Yes.

B

Q You're both drunk?

A Yes.

Q It's dark?

A Yes.

C

Q Fahim undresses you, in part certainly?

A Just my leggings.

Q And you're on all fours on the bed. Is that correct?

A Yes.

Q And he starts to have sex with you from behind. Is that correct?

D

A Yes.

Q And what you've said in your ABE interviews is that you sensed something different and looked over your shoulder and saw it was Kieran. Yes?

E

A Yes. There'd been-- Someone had kicked like the-- 'Cos other people were still in the front room they started being a bit childish and messing about near the door to the bedroom and Fahim had gone to sort that out, and when he come-- apparently come back, which he hadn't, it just felt-- it felt really different. I just sensed something were different and I looked behind and it was Kieran.

F

Q Well, can I just stop you there, [Person A1]. In your ABE interviews you don't describe anywhere, do you, Fahim leaving you and going to the door to sort something out, do you?

A No.

Q That arose when Miss Melly, at the last trial, re-examined you, didn't it, and it jogged your memory? Yes?

G

A Yes.

Q So there's a disturbance at the door. Fahim stopped having sex with you?

A Yes.

Q He goes to the door. You're still on all fours, is that correct, on the bed?

H

A Yes.

- A** Q And what you told my learned friend was that he was gone about a minute and you could hear him speaking to other people at the door. Correct?
- A Yes.
- Q Not what was being said. Now, what did you do when he went to leave?
- A Nothing. I just stayed where I were. I put my head in my hands for a little bit 'cos I was a little bit drunk. I can't really remember the exact details of that exact part.
- B** Q Well, you are in the middle of having sex with somebody and there's a disturbance that causes him to leave. Did you not look over to the door to see what the disturbance was?
- A Obviously at some point, but I didn't sit and stare at the door.
- Q Well, were you just staring straight ahead of you at the wall?
- A No. Like I just said, I put my head into my hands.
- C** Q All right. And the disturbance goes on for a little time. Yes?
- A Yes.
- Q And you can hear Fahim talking. Yes?
- A Yes.
- D** Q Do you not ask what's going on at any point?
- A I could not tell you. I cannot remember. Maybe, maybe not.
- Q Maybe, maybe not.
- A I was drunk. I had my head in my hands and I was waiting for him to return.
- E** Q And when he's coming back are you looking at him as he's coming back?
- A No. I didn't even hear him come over to me. I just felt someone touched my hips and I just presumed it was him because the was the only person I had given permission to have sex with.
- Q Well, didn't you at that stage ask him what was going on; what was it all about?
- F** A No, 'cos I knew what it was all about. They were being childish.
- Q Yeah, they were being childish but this is the first time you've had sex with Fahim. The first----
- A And? So his friends were being childish.
- G** Q Yeah, his friends were being childish. Did you not ask: "What's going on? What's happening?"?
- A I have just said, like literally a second ago, no, because I already knew what was going on. They were being childish.
- H** Q And you didn't notice that the person had changed?
- A I did, clearly, because I looked behind and saw Kieran was raping me.

Q You hadn't noticed as the per----

A So that's a bit of a pointless question.

A Q Sorry. You didn't notice as the person comes back and comes behind you----

A No, because ----

Q -- do you?

A -- I was drunk and not aware of my surrounding as much as I would've been if I was sober.

B I sensed something was wrong, and not long after I looked behind and it was him. He did not-- Put it this way: he did not have permission to have sex with me, yet he came and he did it, and as soon as realised he was I started crying and Fahim came and helped me. I could not remember the full incidents when I gave my video evidence, and as I stated in my video evidence I could not remember. I admitted during my video evidence I could not remember. C During the last trial Fahim's barrister helped remind me of certain points. I could still not remember the whole details about it all, but all I know is Kieran did not have permission to have sex with me but he came and he had sex with me, and as soon as I realised he did Fahim got him out of my house.

D Q Well, I'm going to suggest that if it did happen it certainly wasn't with Kieran?

A It was definitely one hundred percent with Kieran.

Q And if it did happen you had no idea who it was in the dark in your state of drunkenness?

A I know one hundred percent it was Kieran.

E Q Right, next topic. And this is still dealing with meeting two but in relation to [REDACTED] Yes?

A Yes.

Q ABE 13, K493. Can you think of any reason why Fahim would swap over having sex with you with somebody he's just had an argument with?

F A Kieran and Fahim were acquaintances. Kieran had brought Fahim to my house. Kieran is a very manipulative person. I always stated from the beginning in my video evidence that I thought that it wasn't necessarily Fahim swapping and like that type of thing like. I always stated that it were Kieran-- I thought it were Kieran's manipulation. Kieran could've said anything to Fahim. Fahim came to that house with Kieran. Fahim didn't know me before then, Kieran did. So one hundred percent it's Kieran's fault.

G Q They weren't exactly bosom buddies following an argument at your house about you, were they?

H A It wasn't necessarily an argument. All they did was, Fahim told him not to hit me, which he was trying to do when he grabbed hold of my hair and assaulted me. It's completely different standing up and saying don't hit someone and having a full-blown argument.

Q So are you saying----

A And still [REDACTED] -- Kieran was the one that brought [REDACTED] and Fahim to my house. They came there not knowing me. They knew me through Kieran, so whatever Kieran would've said to them would've been their initial impression of me. If Kieran told them "Oh, she's this, that and the other" Fahim and [REDACTED] are gonna believe that because Kieran was the one bringing them to my house.

Q Are you saying that Fahim swapped knowingly with somebody he's just had an argument with? Is that what you're saying?

A I do not know if Fahim swapped willingly-- willingly. All I know is I blame Kieran. Kieran was the one that decided to rape me, not Fahim.

Q Well, I understand----

A As far as I'm aware Fahim could've known or Fahim might not have known, but Fahim isn't the one that raped me. Kieran is the one that raped me.

Q You see, because what you say at p.3493 of your ABE interview is this---- (Counsel confer) What you said was this-- And I fully accept that throughout most of your ABE interviews that refer to Kieran you've said it was Kieran but here you say that you were really drunk: "I were meant to be sleeping with Fahim and then I looked behind me and they'd swapped and it were [REDACTED] That's Fahim's [relative], isn't it?"

A Yes. But I don't remember saying that, and if I did say that it was a slip of the tongue. It was a muddle of names. I know one hundred percent who raped me. I am not gonna stand here and say it was Kieran that raped me if it was [REDACTED] If it was [REDACTED] that raped me [REDACTED] would be on trial for raping me. What is the point in blaming an innocent person for raping me and letting my rapist carry on walking? Kieran was the one that raped me. I had consensual sex with [REDACTED] because I am allowed to have consensual sex.

Q Well, you formed a relationship with [REDACTED] after this incident, didn't you?

A I did not form a relationship. Me and [REDACTED] had casual sex. We were never boyfriend or girlfriend. We had sex a couple of times.

Q And I'm going to suggest that that was you dropping your guard and actually probably saying the right person's name at that stage?

A No. If I said Kieran's name a thousand times and then accidentally muddled his name up for someone else that does not mean that it wasn't Kieran. I accidentally may have said "[REDACTED]." I do not remember saying it but I accidentally may have done. I can completely accept that. Some people make mistakes when initially talking. But a thousand times I have said it was Kieran, and I am stood here now saying it was Kieran Harris who raped me----

- Q You have been in a----
- A -- not [REDACTED].
- A** Q You have been in relationship with Fahim. Yes?
- A Yes.
- Q After this incident?
- A Yes.
- B** Q And how soon did you begin that relationship - from that day?
- A Basically.
- Q All right. But is it right that Fahim started seeing a different girl called [Person N]?
- A [Person N].
- Q In preference to you?
- A Yes.
- Q And how did that make you feel?
- A Pissed off, like it would any teenage girl whose boyfriend left them for another girl.
- Q What did you do?
- D** A I slept with [REDACTED].
- Q Why?
- A Because my ideas were warped about sexual conduct and what was right and what was wrong. I was very immature. And I decided to get back at him by having sex with his [relative], which now, as an adult, is not appropriate at all, but as a child I fully accepted that is a decision I made and I consented to have sex with [REDACTED].
- E** Q Were you still in love with Fahim at the time you were sleeping with [REDACTED]?
- A Yes. And everyone knew that.
- Q So you were using [REDACTED]. Is that right?
- F** A I wasn't using [REDACTED] knew I was in love with Fahim. [REDACTED] wanted to have sex and took advantage of the situation that I was willing to have sex with him as well. I'm pretty sure boys-- young lads do that sometimes.
- Q Third meeting. This is the occasion you say that Kieran turned up with two others, where you suspect your drinks were spiked, he raped you and videoed you. Yeah?
- G** A I know my drinks were spiked. I had two glasses of alcohol and I couldn't move my arms or keep my eyes open. I know my drink was spiked.
- Q You were at this point in a relationship with Fahim?
- A Yes, but like I----
- H** Q He was your boyfriend at this time?

A

A Like I stated before, we were never properly boyfriend or girlfriend. I think I stated it in the last trial and in my video evidence we weren't proper boyfriend and girlfriend; we had a casual relationship.

Q Well, it was you who said just a moment ago that he was your boyfriend?

A I don't think I said that he was my boyfriend.

Q You did.

B

A Well, it wasn't like a proper relationship. We was having sex with each other, seeing each other a few times a week.

Q When Kieran turned up did you call the police?

A No.

C

Q CMS staff?

A No.

Q Fahim?

A No.

Q And you let in a man who you say raped you on a previous occasion. Yes?

D

A I had no choice. Kieran didn't give me the choice of whether I let him in. Kieran would threaten me and kick my doors and kick my windows and threaten to break my doors down. I let Kieran in because my neighbour kept reporting me to the police because of disturbances and I was gonna end up losing my tenancy if I carried on having disturbances outside my house, and Kieran would not go away. I've already told you the reasons-- the reasoning behind not ringing the police and Social Services. So I made the decision to let him in so I didn't lose my tenancy, which, yes, was a very big mistake after what he did once he came into the house, but I was a child, I was still immature, and I had gone through years of abuse that had completely warped my perspective of what real life should be like and what people should be like.

E

Q So you let in a man that you say raped you on a previous occasion?

A Yes. Like I have just said----

Q That's not true, is it?

F

A Yes.

G

Q I'm going to suggest that never happened?

A Well, I suggest you're very wrong.

Q Certainly not with Kieran Harris. Fourth meeting.

H

A One hundred percent with Kieran Harris. I don't think anyone in their right mind would get raped by someone, blame it on someone else, and cover for the person that raped them. The person that raped me is stood right over there.

A

Q Fourth meeting, [Person A1].

A Yes.

Q Kieran turns up with two others again. Yes?

B

A Yes.

Q And this is where you believe he spiked your drink again?

A Yes.

Q Shortly after you'd been raped for the second time by him, so you say. Yes?

A Yes.

C

Q Why did you let him in?

A Because he would not go. I already had-- Me and [Person K1] had a guy called ██████████ round. He was visiting back from America. He was over in America on a football apprentice. He'd come back, and he'd come round with a friend because I knew his little brother and stuff like that. He came over. Kieran turned up and started kicking off outside the house. They said, "Oh, we're not sticking around if he's doing this. I'm scared he's gonna smash my car up" 'cos their car was parked outside my house. They got worried that Kieran was gonna smash the car up, so they left the property. As they were leaving the door was open and Kieran chose to walk in himself. I could not--

D

E

Q Sorry?

A Kieran chose to walk in himself as they were leaving the house to go and protect their car because Kieran was smashing stuff up outside my house. I----

Q Have you ever said that before?

F

A I don't think I need to go into the specifics of exactly what happened. I told the police that Nathan and everyone was there. I told the police that as they left Kieran came into my house. I told the police that Kieran was kicking off outside my house. So, yes, I have mentioned it before.

G

Q Not him----

A He----

Q Not him, I suggest, taking the opportunity of an open door to slip in, have you? You've never said that before?

H

A I think it's pretty obvious when I say that someone was in my house, he was kicking off outside, and that they went and he came in. I think it's pretty obvious in that. I don't think

- I need to specify every single detail. If you remember, I have done absolutely hours of video evidence. What has been shown in court is about a tenth of what I've done. I don't think I need to go into detail. I get tired when I'm giving it. I get stressed. I go home and I puke up. I don't sleep all night because of the anxiety it causes me for doing it. Just because I may mention-- may forget to add one or two words every now and again does not change my evidence. My evidence is still the same. As they were leaving, 'cos he was kicking off outside, he came in the house. How is that any different to what I have said?
- A** Q Did you call the police?
A No.
- B** Q Did you call the CMS staff?
A No. I've already explained why.
- C** Q Did you call Fahim?
A You keep asking exactly the same question over and over again.
Q No. This is the second time----
A No, third time.
- D** Q This is-- This is the fourth meeting. You've already been raped twice, so you say?
A Yes.
Q The first time in humiliating circumstances. Yes?
A Yes.
- E** Q The second time even more humiliating. Yes?
A Yes. That's exactly why I didn't want him in my house.
Q And he's at your door again, and you don't call the police or anyone to assist you. Is that right?
A No, 'cos he came walking into my house, and I've already explained the reasoning why
- F** I didn't ring the police. The reason's not gonna change if they've still failed me so many times before and that's the reason I didn't ring them before. That's just not gonna change, is it? They wouldn't have helped me anyway. They would've done nothing, like they did every other time.
- G** Q And you had a bad reaction, didn't you?
A I got spiked.
Q Yes, but you had a very bad reaction to it, you say?
A Yes. My eyes were rolling into the back of my head and I couldn't stay awake properly. I kept falling down and stuff. My body was really weak. I was spiked.
- H** Q Did you go to hospital?

A No.

Q Did you go to the police?

A A No.

Q It's not true, is it?

A Yes, it is.

Q Am I right in saying-- I'm moving on to a different topic now. Last two topics, and hopefully they won't take very long, okay. Drink and drugs.

B A Yes.

Q From about mid 2008 onwards you were drinking heavily and taking drugs?

A From about when, mid two thousand----

Q Mid 2008?

C A No.

Q 2009?

A Yes.

Q And it got worse during 2010?

D A I wasn't taking drugs at that point. I wasn't taking drugs----

Q Which----

A I wasn't taking drugs at that point. I wasn't taking drugs until I were sixteen and at Sid's house.

Q All right. So, effectively----

E A It started off with drink----

Q -- your heavy drug taking took place in 2010. Would that be fair?

A Yes.

Q All right. Heavy drinking, drug problems, liver problems. Yes?

F A Yes.

Q Isn't it right that you didn't start to get a handle on your drinking, drugs and such until about your eighteenth birthday?

A Before me eighteenth birthday and the lead up to it.

G Q Right. So shortly before your eighteenth birthday in 2011?

A By eighteen I'd not taken drugs or drink in quite a while.

Q Do you agree that the type of binge drinking and drug taking that you were involved in must have had an impact on your memory and your recollection? Do you agree?

H

A

A Yes, but I also have stated before it affected my recollection of the smaller stuff, like the conversations or the timing or stuff like that. It did-- does not in any way affect my recollection of who raped me. I can pretty-- I can remember them pretty...

Q And would you agree that it impaired your perception of reality at times?

A No.

Q No?

B

A I know what's true and what's not true.

Q Last topic.

C

A I had a psychotic break when I was eighteen, and as soon as I had a little-- 'cos when you have a psychotic break you have lucid moments in between, and as soon as I had the psychotic break and then had a lucid moment when I was eighteen I knew that the memories I had of what had just happened were not normal. I took myself to Lynfield Mount because I have a pretty good perception of what's reality and not reality.

Q Final topic, please, [Person A1], and it's in relation to the police, Social Services, care workers and Barnardo's.

D

A Yes.

Q Isn't it right that those various agencies did offer you support?

A Not to the extent they should've done.

Q They've offered you advice?

E

A Not to the extent they should've done.

Q They tried to help you and engage with you and tried to protect you, didn't they?

F

A They did not try to protect me. They did not try to protect me at all. Barnardo's, I told Barnardo's before I ever even met Kieran, before he put me through what he did, I told Barnardo's what had been happening to me. They told me they were gonna follow it up. They never did. So, yes, they failed me. Social Services used to ask me, "Do you think you're getting groomed?", and I said, "No." And they said, "Right, so what happens when you go out?" "Oh, I get given drink and drugs by older men." "Oh, all right then." That is it. That is how the conversation went. So even though I didn't say "Yes, I think I'm getting groomed", I still in that same sentence told them the exact things that was happening to me that describes grooming and no-one did anything. So, yes, fair enough, I might not have engaged with services as well as I should've done, but they had opportunities to do a lot more for me and they never did, and because they didn't I stopped engaging with them, because why are you gonna keep engaging with the same services that fail you over and over again. Does anyone know how hard it is to actually admit that you're getting abused?

H

A

(Crying) Because I can tell you it is very, very hard. So to bring yourself to that point and tell someone that and then they do nothing, you're not just gonna keep on doing it because it is hard and it kills you! It tears you apart! Giving my video evidence with the police tore me apart that much that I got diagnosed with PTSD! I no longer sleep (inaudible)! I can't even remember the last time I went to sleep and woke up feeling refreshed! I can't walk outside my house without being scared! My video evidence, the trauma of telling people exactly what happened to me, scarred my brain! So when I actually bring myself to tell people some stuff in the hope that they're gonna help me and they don't, I am not gonna keep doing that, and I don't think anyone would keep putting themselves through that hurt and get nowhere!

B

C

Q So what you're saying is, it's their fault not yours. Yes?

A (Crying) I am not laying fault on anyone. I have said that they didn't deal with situations and help properly. And it is not my fault I got raped. It is not their fault I got raped.

JUDGE DURHAM HALL: I think the question was ina----

D

A It is the people that raped me.

JUDGE DURHAM HALL: -- inappropriate.

A That's their fault.

JUDGE DURHAM HALL: [Person A1], don't-- don't descend to answer that last question. Thank you.

E

MR WILSON: Now, you see, I'm going to suggest finally it was your choice to ignore the advice and the help that was offered you, wasn't it, certainly by the time you were seventeen and a half years of age?

F

A By the time I was seventeen and a half years of age I had been abused for years, so my perception on listening to people and following advice was completely different. It's not like that abuse has started the day before or anything like that. I had been manipulated and brainwashed for years.

Q Thank you very much, [Person A1]. We're finished now.

JUDGE DURHAM HALL: All right. Thank you, Mr Wilson. Thank you, [Person A1].

G

THE WITNESS: (Crying) Can we break for dinner?

JUDGE DURHAM HALL: Just take a seat. Just take a seat. All right. Now-- Sorry, what did you say to me just then?

THE WITNESS: (Crying) Can we break for dinner?

H

JUDGE DURHAM HALL: Yes, we can break for dinner. All right. That's the request from the witness, and that's a request I understand. We could start with Mr Dallas. It wouldn't make

much sense. We'll come back, please, at 2 o'clock, Mr Dallas/Mr Ferm, and we'll see where we get to. Okay. Thank you. If you would like to leave us. Yes, we'll break for dinner.

A

(The jury withdrew)

JUDGE DURHAM HALL: Thank you. If would like to leave us as well. See you at 2 o'clock, give or take a minute. Thank you.

B

(The defendants were stood down)

JUDGE DURHAM HALL: Thank you, Mr Wilson. There we go. [Person A1], stick with it. You come back at 2 o'clock. Remember this, there's Mr Dallas for Fahim, however long or not he will be, he will decide, and Mr Ferm for Mani, and that's the last. Okay?

C

THE WITNESS: Mm-hmm.

JUDGE DURHAM HALL: The very last one. And then Miss Melly may - today and/or into tomorrow, I don't know - have a few questions. Miss Melly, you know, the prosecutor, okay?

D

THE WITNESS: Yeah.

JUDGE DURHAM HALL: All right. Would you like to leave us, please, and we'll see you refreshed. Okay. Well done. Thank you very much everybody.

E

(12.44 p.m.)

(The witness withdrew sobbing)

F

[REDACTED]

G

[REDACTED]

H

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

A

(12.46 p.m.)

(The short adjournment)

B

LATER

(2.05 p.m.)

[PERSON A], Continued

Cross-examined by MR DALLAS

C

Q Good afternoon, [Person A1]. I hope you won't mind if, by way of contrast, I ask you a series of questions with which, I think, you'll have little difficulty because, as I think you're aware from the last occasion, there is little or nothing between you and what Fahim Iqbal is saying. All right?

D

A Yes.

Q But I nevertheless have to go through it so the jury can follow it, because they weren't here last time. And to try to help you with that, if necessary - it may well not be - in that pink folder you will have a transcript taken from the voice recoding of questions I asked you, and also an extract of some of the questions my learned friend Miss Melly asked you in re-examination, all right?

E

A Yes.

Q I'm not going to go through everything, and I may not even ask you to refer to it at all. We'll see how we get on, all right?

F

A Yes.

Q So Fahim Iqbal, the youngest defendant and somebody who you met for the first time at, can I call it "the party"? It may not exactly be the world's best party, but just so that people can----

G

A Yeah.

Q -- separate it off from other incidents. And we agree about that, that was how you first met. So you were - just to get the timing right first of all - you were seventeen in July 2000. Is that right?

H

A Not 2000. I'm not that old. I was seventeen in 2010, I think.

Q Yes, sorry. I'm making that same mistake Mr Wilson did and we were reminded of in the last trial! I'm so sorry! (Laughter) Yes, July 2010.

A Yes.

Q And your contact with Fahim began whilst you were both-- whilst you were living in [Location E1], your first independent accommodation?

A Yes.

Q We know you moved there in November, late November, 24 November, and you left there to go onto Batley and later on somewhere else in late March of 2011?

A Yes.

Q So you were, by the time you moved on in March, over seventeen and a half. So you were around seventeen and a half at the time I'm going to be asking you about?

A Yes.

Q Fahim, in the interviews, you thought-- I think at one point you thought he might've been twenty-three, or even a little more, and then when you were later asked again you said either twenty-one or twenty-two. Can I simply suggest to you he was actually nineteen years of age when you first met; you were seventeen and a half and he was nineteen?

A Yes.

Q The only little thing you may remember, do you remember celebrating or being with him on his birthday which is in March?

A No idea. Could've been.

Q And him telling you it was goodbye to his teens; it was his twentieth birthday. Does that ring any bells?

A No, but it could've been. I always said that he was around my age. I couldn't remember his exact-- his exact age. He was a lot younger than the others though.

Q I said-- I said "March." It's actually 23 February his birthday. Anyway, it's possible. You just don't remember?

A Yes.

Q Very well. And it may not matter terribly but I think the last barrister was suggesting to you that the events had happened fairly soon after you'd moved to [Location E1]. I'm going to suggest to you that the party was a few weeks later, possibly around the turn of the year, something like that?

A It would've been sometime in December. I don't know whether the beginning or the end but, yeah, it were a few week after I moved in. So, yeah, we're not totally miles apart.

Q And had you met Kieran the first time on an earlier date, which I'm not concerned with?

A Yeah, just a little bit before that.

A

Q So I just want to clarify then - and the only reason I'm doing this is because you were reminded again by the last barrister about what you initially said about the different Kieran Harris meetings----

A Yes.

B

Q - am I right that you have no reason to believe that either member of the Iqbal family spiked your drinks at any time?

A No. I actually spoke to Fahim once and said to him that I thought Kieran was spiking my drinks and Fahim says that he wouldn't be surprised 'cos it's not the first time he's heard something like that. So I know it wasn't Fahim or [REDACTED] because I wouldn't have gone to Fahim.

C

Q Fahim might've said he wouldn't be surprised but he-- he-- he-- he didn't have any knowledge of that, did he?

A No.

Q Or he didn't tell you that, did he?

D

A No.

Q No. And this was later when you had that conversation, was it?

A Yes. It was after the second incident.

E

Q Right. But in particular, although I heard your answer just now-- But the party-- When-- When you were in the end giving your detailed account in number 13 to the police, and giving your detailed account of the party, there was no suggestion in your mind that you'd been spiked on that occasion?

A I don't know. I couldn't be sure either way. I know the other two times that I drank very little and felt completely not normal, but that first time I did-- I said to the police I did engage in drinking that first time, so I couldn't be sure, no matter what. I felt more drunk than I would've done but I did drink a lot more that first time than I did any other time.

F

Q Exactly. And you chose to drink?

A Yes.

G

Q It wasn't forced down you or anything like that?

A No.

Q And you will recall we had a little bit of talk about whether-- whether-- You'd both taken drink, you and Fahim, hadn't you?

H

A Yes.

Q And there was cannabis being smoked at the party. Do you remember that?

- A I can't remember that. But I had no interest in cannabis, so it's not something that would've stuck in my mind.
- A** Q I also asked you about whether any cocaine was being used that night - and I can show you if necessary - but you thought not to begin with because you----
- A I don't really remember taking drugs that often with Fahim. I remember drinking, but I don't really remember taking drugs. But it's not out of the question that there wasn't any drugs.
- B** It's just I could not say that there was because I can't remember, honestly.
- Q So is this right, that when it comes to cocaine and drugs like that you don't associate that with your contact with Fahim?
- A No. Fahim never brought me drugs or anything like that.
- C** Q Right. Okay. But is it possible that someone else might've brought cocaine to the party?
- A Yes, it is poss-- Yeah, it is possible.
- Q And is it also possible that if someone presented you with it at the party you might've had some but just not now remember?
- A Yes.
- D** Q Right. I should also just ask you about part of your police interviews when you talked about a gentleman who I think you said Kieran had brought to the party. We don't know who he is, I don't think, but who had a bit of a barney with you to say the least?
- A Yes.
- E** Q And that ended up with him damaging your property, damaging your furniture?
- A Yeah. And I was bruised from like my head to my toes.
- Q Yeah, you-- I think you said you hit him and he hit you?
- A He started stomping on me, yeah.
- Q Yeah. And then he set about your furniture and your telly.
- F** A Yeah----
- Q Is that right?
- A -- my TV and stuff.
- Q And Fahim was present?
- G** A Yes.
- Q But this is later on, isn't it?
- A Yes.
- Q And Fahim put a stop to that?
- A Yes.
- H** Q As he did on the-- in a different context on the night we're going to talk about?

A Yes.

A Q So-- I'm picking up on this because you've said that on at least two occasions he'd protected you from others?

A Yes.

Q And those others were?

B A One time the person that Kieran brought that stomped on me, and the other time against Kieran.

Q So next then, what you knew about Fahim at the time. You obviously knew his first name?

A Yes. I knew his last name at the time as well.

Q Iqbal?

C A Yes. But I've just not remembered it.

█ [REDACTED]

█ [REDACTED]

█ [REDACTED]

█ [REDACTED]

D █ [REDACTED]

█ [REDACTED]

Q I mean the street itself I asked you about last time. Did it ring a bell, [Street]?

E A No, it didn't ring a bell, but I'm pretty sure he did tell-- did tell me at the time. I'm not gonna disagree about owt like that.

Q In Westtown, that sort of area. And you knew about some Scottish connections, which I think you were asked about; that the family had----

A Yeah, he lived in----

Q -- relatives up there and he used to live up there or he'd visit up there?

F A Yeah, he used to live up in Scotland for a bit.

Q And I think there was another point when you told the police in those interviews that he once offered to take you home?

A Yes.

G Q And you rather regret, looking back on it, that you hadn't taken him up on it?

A Yeah.

Q Is that fair?

A Mm-hmm.

H

- A** Q Still your feeling-- Well, you're feeling at the time obviously. It's very different now. The point is, did you ever have a feeling that he was anything other than open to you about who he was----
- A No.
- Q -- and he talked about going to college and things like that?
- A No.
- B** Q All right. Next then, this question of the connection with Pav.
- A Yes.
- Q I just want to make quite clear about something. You've made it clear, but just so that I can hear it. Did you ever have any grounds to believe that you met Fahim because Pav had set it up in some way?
- C** A No. I know that Pav did mention me to them and say that he was gonna introduce us at one point. I can't remember whether it's Fahim or [REDACTED] who said-- who told me about it, but one of them did tell me about Pav saying he was gonna introduce us at one time. But I'd already met Fahim and [REDACTED] independently of Pav through Kieran.
- D** Q Through Kieran.
- A It was just a pure coincidence.
- Q And, in particular, you-- was that later at that party when you were talking about someone called Pav and they were asking you questions, and then you-- about this Pav, and it turned out, from personal details like where he lived and so on, that it was their Uncle Pav?
- E** A Yes.
- Q And they all seemed pretty surprised at that?
- A Yes.
- Q And that was part of the conversation that took place, was it not, before there was that argy-bargy over what you were wearing----
- F** A Yes, it was----
- Q -- involving Kieran?
- A -- it was very soon before that.
- G** Q Right. And they seemed very surprised at the coincidence, didn't they?
- A Yeah. They told me-- When I first said "I think I know him" they were like, "Oh, no you don't, no you don't", and then it were when I started saying, "Oh, does he live here, and does he have this car?" then they were like, "Oh, my gosh, yeah." So, yeah, they were pretty shocked.
- H** Q Do you remember which of them was actually talking to you about----

- A Both of them. Both Fahim and [REDACTED]
- A Might it have been [REDACTED] who was doing most of the talking on the subject----
- A Poss----
- Q -- because it's just that I'm not sure that Fahim remembers much about this himself?
- A No, it wasn't-- We were all engaging in the conversation together. We were sat on the sofa. I think I was sat on Fahim's knee at the time, and [REDACTED] was sat at the side of Fahim, 'cos I'd been sat on like the chair arm, which was right where Fahim was sat, and then he'd had like his arms over my legs and eventually I just ended up sat on his knee. We were all engaging in the conversation but we were all a bit drunk, so I can understand why he wouldn't remember much of the conversation.
- Q Right. So again to be clear, is this right that this was the first you'd seen Fahim?
- A Yes.
- Q And also the first time you'd ever seen him with Kieran?
- A Yes.
- Q So I want to just ask you about his apparent relationship as you perceived it with Kieran, right?
- A Yes.
- Q Can I just quote something you said last time: "Fahim used to try and come without Kieran because he knew how I left about Kieran and he used to say that he didn't really like being around him either."
- A Yes, because of the way Kieran behaved.
- Q So is that-- Do you stand by that?
- A Yes.
- Q And then I asked you: "As far as you could tell they didn't really hang around together?"
- A They were more like acquaintances. And I think the night that he turned up at my house like it's not just a coincidence like that he was related to Pav. It were a coincidence that he were there at all. It were just all about timing. They must've been on like a night out, bumped into each other, and Kieran's gone "I know somewhere we can go back to" and got Fahim to tag along. It were all just loads of chance things that led up to him being there that night.
- Q So friends of friends----
- A Yes.
- Q -- does that seem-- how it seemed to be to you?
- A Yes. Like they all grew up around the same areas. They all knew each other and had friends within the same friendship groups but they weren't like best friends with each other.

Q Do you remember that there was one of the lads called [Named male 5]?

A Yes.

A Q And did he appear to be the link between them?

A Yeah. Yes, actually. Yes.

Q All right.

A [Named male 5] knew everyone.

B Q Well, let's----

A [Named male 5] knew everyone. [Named male 5] just went about everywhere.

Q Right. The three carloads, I just want to just run through that, and as many people as you can remember who-- who-- who came in those cars, all right?

A Yes.

C Q This was something of a one-off, wasn't it? It hadn't happened like this before, had it?

A No. Kieran, just after I'd give him permission that first time to come, he just thought he could do what he wanted when he wanted and bring who he wanted, and I don't think anyone he brought to the house were aware that I didn't want them to come. I think Kieran just made the decision himself that "I know a house we can go to and she's gonna do as I say" type of thing. I don't think anyone was aware about the fact that I didn't really want anyone there.

D Q Of all the people who came in those three cars had you met any of them before, apart from Kieran?

A Kieran and one of the guys in his car that had come with him on the first meeting.

E Q All right. Do you remember his name?

A I do not. All I remember is he wore a cap all the time.

Q He wore a cap all the time?

A Yeah, like a cap. Fahim might know who I'm on about. He always had a cap, he were quite short, and he were always with Kieran and [REDACTED]

F Q Okay. Well, let's leave that. So there's one car. Does that have Fahim and [REDACTED] in?

A One car had Fahim, [REDACTED] and [Named male 5] in.

Q And [REDACTED] being a sort of cousin, as you understood it----

G A Yeah, [REDACTED], yeah.

Q -- the brother of [REDACTED]?

A Yeah.

Q And a fourth lad called [REDACTED]?

A Yes.

H Q The friend of a friend----

A Yes.

Q -- that I mentioned. Kieran then had another with two----

A A Two of his friends.

Q -- two friends in it?

A The guy with the cap, and then another guy. I don't know who it were.

Q Right. So the cap and Mr Anonymous?

B A Yes.

Q And then the third car. Can I throw a couple of names at you?

A There were Was with [Person N], this other blonde girl that were mates with [Person N], and another guy with Was but I can't remember his name.

Q [REDACTED], maybe?

C A Possibly.

Q It could be [REDACTED]. And the other girl - I'll throw you a name out possibly for you to think about [REDACTED]?

A Yes. I knew it was something like that but I couldn't remember exactly what it were. It were like [REDACTED] or something. It ended in [REDACTED]

D Q Right. Next subject then: what you'd been doing so far that day, because there was someone already in the house, wasn't there----

A Yes.

E Q -- just chilling with you, watching television or whatever?

A Yes.

Q And so I just want to ask: had you been partying already that day?

A No, I'd not been drinking.

Q I think you said you'd not been drinking. "Maybe a sip but I wasn't under the influence."?

F A No. It was-- it was more of a chilled-out night. I were watching things on TV.

Q But, for whatever reason, you-- you-- they brought drinks and you-- you-- you had some. I've asked you about-- about the drugs, and I won't go on about that. I mean cocaine on DVDs, lines on DVDs. Does that ring any bells for that particular night?

G A Not for that particular night. For that particular time of my life, yeah, that's-- that was----

Q Right. Thank you.

A Yeah. I'm not gonna say there weren't-- weren't any drugs. I could not tell you either way. I don't remember any myself but that does not mean that there weren't any.

H Q And if it had been there you might've had some of it, would you?

A Well, I would've had some. If there was some there I would've had some, yes.

- Q Yeah. Okay, so the evening went on, and then one or two people left, didn't they, before the trouble started?
- A** A Was and the guy that were with him and the two girls left, and I think one of Kieran's friends went with him but I'm not a hundred percent sure. So then there were Kieran, one of his friends, Fahim, [REDACTED].
- Q And then Fahim-- It's not Fahim, sorry. I mustn't get the wrong names. Kieran asked you to change into something sexy. Yeah?
- B** A Yes.
- Q You were still in your sort of pyjamas, is that right, up to that point?
- A Yes.
- Q And then he started to pull your hair about and things like that?
- C** A Yes.
- Q And Fahim, with the assistance of his brother, intervened and stopped that. Is that right?
- A Yes.
- Q And were you grateful to them for doing that?
- D** A Yes.
- Q Because they were both smaller than him, weren't they?
- A Yes. I think Fahim's only about the same height as me.
- Q Right.
- A Maybe like an inch or two bigger. And I'm only like 5 4.
- E** Q How tall are you?
- A About 5 4/5 5.
- Q He's not much----
- A He's not much----
- F** Q -- not much taller than that?
- A He's not much bigger than me, no.
- Q He didn't drink his milk when he was little! (Laughter)
- A Definitely not!
- G** Q Right. You've dealt with the fact that you went to change anyway because you wanted to keep the peace.
- A Yes.
- Q Was there a little bit more to it than that by then?
- A Maybe.
- H** Q You know what I'm getting at?

- A Maybe, yes. Obviously I liked Fahim as well, so----
- Q So you were interested in Fahim?
- A** A Yeah. I were-- I was interested in Fahim, but me main reason for getting changed was to keep the peace because Kieran were just gonna keep on going on about it whenever Fahim and [REDACTED] weren't about and I just didn't want to be in that situation, and I didn't mind doing it because of the fact I was gonna go back and sit with Fahim anyway.
- B** Q And if it made you look better to Fahim you wouldn't have minded that?
- A Well, I think anything's better than pyjamas, innit?
- Q Sorry?
- A I think anything's better than pyjamas.
- C** Q Yeah, well, I don't know, it might be the fashion sometimes! (Laughter) All right.
- A I don't know, I always get funny looks when I go to the shop in them! (Laughter)
- Q I think Tesco's have rules about pyjamas! (Laughter) All right. So what were you now wearing? Just run through-- You do appreciate from now on I have to ask you some details about the evening----
- D** A Yes.
- Q -- because the whole case against Fahim turns on what happened in that bedroom, all right?
- A Yes.
- Q So tell us what you were wearing?
- E** A It was like a silver-- a dark purple boob tube. It had sequins over the top part. It went in below the breasts and then went out again and went in tight again around my thighs, and then I had some leggings on with it.
- Q Leggings with it. So you got changed. And then later you ended up-- you were sitting on Fahim's knee and there was kiss-- kissing----
- F** A Yes.
- Q -- and that sort of thing. And entirely voluntary. Do you accept that?
- A Yes, yes. I don't think I've ever said once that nothing with Fahim was----
- Q No, no. I'm just taking it in order. You both went to the bedroom?
- G** A Yes.
- Q Voluntarily?
- A Yes.
- Q All right. And you may have been seen by some of the others to do that, I suppose?
- A Yes.
- H** Q It's not presumably that big a flat, is it?

- A No. We would've probably walked passed most of 'em.
- A And you expected to go to-- I think you said once, didn't you, you never went into a bedroom with a man for any other reason, and you went to the bedroom on that occasion expecting to have sex with Fahim?
- A Yes. We both knew we were going to have sex.
- Q And wanted to?
- B A Yes.
- Q I don't want to get into diagrams and things, but just give us a sense. How many doors into the bedroom are there?
- A One.
- Q How windows are there?
- C A One.
- Q Were the curtains open or closed?
- A Closed.
- Q When we go into the events that we're going to talk about were the lights on in the bedroom or not?
- D A They were off. The bed were as far away from the door as it was possible to be and it was the early hours of the morning, so it was near enough pitch black in the room.
- Q Okay. What size bed was it?
- A It was a single.
- E Q A single bed. And was it against a side wall or just-- In other words, could you approach it from one side or both sides?
- A Just one.
- Q Right. So it was up against a wall-- the side of it was up against a wall in the----
- F A Yes, the side and my headboard. The headboard and the side was against the wall. The other side and the foot of the bed was clear.
- Q All right. So - I think you may have already said this, forgive me - so the head of the bed where the pillow is, was that furthest away-- further away from the door----
- G A Yes. It was at the furth----
- Q -- at the far end of the room?
- A -- the furthest point from the door. So the door, say, was on this wall, coming into the room, and the head of the bed was right at the other, like diagonally from the door.
- H Q Right. And it was dark outside?

A Yes. It was about two/three in the morning, so it was pitch black, and obviously it was at winter time, so.

A Q Would there be any ambient lighting making it through the curtains?

A No. The street-- It wasn't on a main street. Basically there was a pub and there was an alley at the side of the pub and my flat was down the alley, so there weren't even street lights outside.

B Q So you didn't have a great bright light outside your window?

A No.

Q Right. Now, when you and he went in - if you can remember - did you shut the door behind you or----

A Yes. Initially, yes, we did.

C Q Right. So what happened then presumably was in pitch dark, at that point?

A Yes.

Q Right. Again I don't really want to go into unnecessary detail, but what happened was that you-- I'm going to just quote something you said to Miss Melly: "It were kinda natural that me and Fahim were being like kissing and then he started taking his pants off", and then you removed your clothing - taking it off, loosening it. "My pants, I either took them off or just pulled them down, my fishnet tight kind of things."

D A Yes.

Q Is that right?

E A Like legging type things.

Q "I pulled them down and my underwear, and I still had the dress on. It was kinda quite a short dress"?

A Yes.

F Q Yeah. And you talked about kneeling down with your arms, did you say?

A Yes.

Q Right. And-- and-- and then you started to have sexual intercourse with him from behind. Is that right?

G A Yes.

Q And then there was some interruption, was there not?

A Yes.

Q Can I just try and get a sense of it. Can you remember was this once or twice that that-- there was a----

H

- A** A They kept being childish near the door. At first I think we just shouted at 'em to go away. But it-- it-- I don't think they just like kept com-- like coming and then going and sitting down, but it were just like continuous messing about near the door.
- Q Right. Because at one point you have a memory of looking back at the door - which was not fully closed now. Is that right?
- A No. They kicked the door-- they like kicked the door and it came right open.
- B** Q - and seeing someone laughing?
- A Yes.
- Q And you I think said last time that that was [REDACTED] bair?
- A Yes.
- C** Q Right. And this was when you were still having sex with Fahim the first time, was it?
- A I don't know. I remember the memory of seeing them at the door. I don't remember the timing in which it fell.
- Q Right. But it wasn't Fahim laughing at you----
- A No.
- D** Q -- at any time that you can remember?
- A No.
- Q No. So you think you told them to go away or something?
- A Yeah. I think we shouted initially. I don't think he went straightaway. But they kept on being-- They were just being very childish because obviously we were in the bedroom doing what we were doing.
- E** Q Okay. And then you were asked - not by me but by Miss Melly - about what happened after that, and in particular whether there had been a gap in the sexual intercourse.
- A Yes.
- F** Q And I think you vaguely remembered that there was, and it seemed to be coming back to you. Am I right?
- A Yes. And then when the-- when you questioned me last time I remembered him going to the door----
- G** Q So some sort of----
- A -- to deal with them.
- Q -- some sort of disturbance again going on at the door. Yeah?
- A Yes.
- H** Q And you thought Fahim had gone to sort that out?
- A Yes.

Q And you stayed in position on the bed?

A Yeah. I were a bit drunk so I didn't want to be standing up, so I just kind of slouched back down again.

Q Right. And you-- he didn't say anything to you. He didn't say that he was-- that he was finished, ejaculated, or whatever?

A No.

Q So you remained there?

A Yeah.

Q Incidentally, can you remember whether he was wearing a condom or not?

A No. We never used a con-- We never used a condom any other time, so I don't think we did the first time.

Q Okay. Can you actually remember? I mean this was the first time, after all, for both of you, wasn't it?

A I don't-- I don't remember a hundred percent. I know we didn't use any condoms-- 'cos we had sex again that night and I know we didn't use condoms then, but I can't remember initially.

Q And then-- And did you hear some words at the door which you couldn't make out, or was that later on?

A That was later on.

Q Okay.

A That were when-- When it was Kieran instead everything just felt a bit weird, like there were-- he-- the-- the-- I can't explain it. Do you know like the feel behind me, 'cos Fahim's a little bit stockier and stuff like that. Just nothing felt right, and then they were sort of talking and stuff like that. It just-- I suddenly became very aware of the situation and that something wasn't right. I'm not sure exactly what order it happened in. I just know that there was a growing sense of something not being like right, and that's what led me to look behind and I could see-- Obviously the room were dark but it was-- 'cos the door was open a little bit by this time because of what had happened it were bright enough to see faces.

Q Let me-- let me just read on from what you said to Miss Melly. They'd been-- You don't know whether they'd opened the door or kicked it open. "They were making some kind of fuss at the door"?

A Yes.

Q “How long was the gap before sexual intercourse resumed and then you realised it was somebody different?”

A It was-- Yeah, it was very brief.

Q You say: “Not long. It was brief. About the time it would take for someone to walk to the door”?

A Yeah. It wasn't-- Like if it'd have been any longer than that then I'd have obviously started looking about to see what were happening and stuff. I know the other person that questioned me before were like: “Oh, why didn't you look around and stuff?” I didn't look around because nothing seemed out of the ordinary. Like there were no long timing, there were no big gaps, there were no sounds of a different person or anything like that. It were just plain and simple walking, a bit of talking at the door, and then someone walking back.

Q That's right. So can I just read-- I mean I think it's what you're still saying now. “It took about the time it would take for someone to walk to the door. Then I remember hearing Fahim say something to all of them, but I don't know what he said or anything.” Yeah?

A No. It were summat like “Bugger off.”

Q “Sling your hook”, yeah.

A Yeah. And like “What are you doing?”

Q “But it was about the time that it takes someone to walk to the door, speak to someone, and then walk back.”

A Yeah.

Q “It weren't ages. I didn't stay on all fours for a really long time.”

A No, 'cos I think----

Q Is that fair?

A Yeah. I think anyone after being-- If-- if-- if it'd have been an abnormally long amount of time, whether you're drunk or not, you would've just started wondering what were going on.

Q Okay. And then sexual intercourse resumed, and then you looked back because something didn't feel quite right and you saw it wasn't Fahim?

A Yes.

Q And you immediately registered an objection. Yeah?

A Yes.

Q And that person, who you say was Kieran Harris - and I'm not challenging that - immediately desisted. Is that right?

A Yes.

Q So can you estimate how long he was actually raping you for? Was it quite a brief period in fact?

A Yes, it was quite a brief period because, like I say, the-- the feel of it. So they've got different body types----

JUDGE DURHAM HALL: Sorry, the question was how long was----

A Sorry.

B JUDGE DURHAM HALL: -- you say, Mr Harris raping you for?

MR DALLAS: How long was Kieran Harris having sex with you before you brought it to an end; told him to stop?

C A It wasn't long. Like I say, from the beginning like summat just didn't feel right, and even though I were drunk I still realised there was something off. It was quite a short period. It wasn't like any length of time.

Q A matter of a few seconds?

A Maybe a little bit more than a few seconds. Maybe like a minute or two.

D Q Right. Yeah, all right. And I think you repeatedly told the jury last time - can I ask you if this is till correct - that when you looked back and realised what had happened, and that it was Kieran there and not Fahim, you just did not know where Fahim (inaudible). Is that right?

E A No. I know that Fahim did come at some point but I don't-- Like it's hard to remember the order. I remember what happened but it's hard to remember the order of everyone being stood there. Obviously there were quite a few people still left in the house, so the order-- Like I have the memory of Fahim being stood there at some point but I could not, with hand on my heart, tell you he was stood there the whole time or anything like that. I just know at some point Fahim was stood over me at the bed and stuff like that. I could-- Yeah.

F Q Was that-- Was that-- Could that have been afterwards?

A Yes.

Q All right. So let's just try and build this up then. Something didn't feel right, you looked back, saw it was Kieran, told him----

G A I immediately put my-- like my head in my hands, and then I know like Fahim was there when I put my head back up because he came to speak to me, but I don't know if he was already----

Q You don't know where he'd been when you----

A Yeah.

H Q -- earlier on?

A

A Yeah. I-- I thought he was there but it could-- looking back, it could've just been the humiliation I felt at the time that made me feel like "Oh, everyone was stood watching and laughing" type of thing, because obviously-- because of what Kieran had just done. I don't-- I don't know like. I can't remember physically seeing him stood at the side of Kieran while it happened or anything like that. I just remember he-- he was there at some point, whether that was before, during, after type of thing.

B

Q So you can't even say, can you, whether he was even in the room at the time, can you?

A No, I couldn't say one hundred percent honestly, so I wouldn't ever say it. I know-- I know he was definitely there afterwards but I don't know how long-- I don't know how long a time after. I don't know if it was immediately after or a couple of minutes later, or whatever. I don't even remember how long I put my head in my hands for. I know that when he was there all he was saying was, "Sorry. I didn't know. I didn't know", and I took it at the time to mean "I didn't know you didn't want it" not that I didn't know it was happening.

C

Q Okay. I mean we'll-- we'll-- we'll go on-- go through what happened afterwards in a second, but going to the bottom line first. Did Fahim do or say anything afterwards to make you think that he had set this up?

D

A I never thought it in the first place. I even said it in my video evidence that I didn't think Fahim set it up. If anything happened it's all on Kieran. Kieran were the one that chose to rape me. And even if Fahim did know that Kieran was going in to have sex with me I'm pretty sure that Kieran would've made it out to seem like it was something that happened already, if that makes sense. The way-- I know what Kieran's like and the way he is. He's manipulative. I don't-- I don't think even through my video evidence I ever for one minute blamed Fahim for the situation. If anyone's responsible it's Kieran. He raped me.

E

F

Q So this is all you going-- quite naturally going through your mind afterwards as to all the possibilities. So let----

A Well, yeah. Obviously there were the humiliation and like obviously because there were people around as well I didn't really know who knew. I kind of felt like everyone were in on it and I were just humiliated and stuff like that, but I don't know exactly who was stood there at what time.

G

Q Right. So I think-- Again just to summarise what you've just said, and I think I'll read a passage from your last evidence, which I think is consistent but just to be absolutely sure.

I asked you: "Did you notice him in the room when Kieran was having sex with you?"

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MS MELLY: What page?

MR DALLAS: Page 48. And your reply was: "I can't say I did but as soon as I saw Kieran I like pulled away and I started crying and I put my head in my hands."

A Yes.

Q "So I don't think-- I looked about to see where Fahim was or anything like that." Sorry, can I re-read that. "So I don't think I looked about to see where Fahim was or anything like that." Correct?

A Yes.

Q "I just put my head in my hands and I cried, and it weren't until Fahim sat down next to me that I knew where he was. I don't think I looked for him." Is that right?

A No, I know he was-- Like I said before, I know he was there at some point. I couldn't tell you how soon afterwards, if it was immediately after or what. I couldn't honestly say "Yes, he stood there and watched while Kieran raped me."

Q Right.

JUDGE DURHAM HALL: Sorry, say that again, would you?

A I said I couldn't honestly say that he stood there and watched while Kieran raped me.

I do not know.

MR DALLAS: So going on to p.49, Miss Melly. "As soon as I saw it was Kieran behind me I curled up and started crying and then it wasn't until a few minutes later." And then we talked about what he did afterwards.

A Yes.

Q And, in short, he cleared everybody else-- He brought the party to an end, didn't he?

A Yes.

Q Yeah. So he got rid of everybody?

A Yeah.

Q Right. Is that what you wanted to happen?

A Yes. He-- He-- I remember him saying, "I'm so sorry, I didn't know. I didn't know", and he were sat there and he had his arm over my shoulder, and I were just-- I was so humiliated and so angry and I just kept saying, "Everyone fuck off. Everyone fuck off."

And Fahim cleared everyone out, and he said that he wasn't gonna leave me while I was in the state I was in and asked if he could stay when everyone else had gone, and I were like, "Yes, you can stay." So he stayed overnight, and that's when we laid in bed talking about his college and stuff like that. That's when he told about college and all of that. Like he stayed until dinnertime the next day.

Q So he stayed, at your request, for the whole night?

A Yes.

A Q And in fact later on that night you both had sexual intercourse, with no-one disturbing you this time?

A Yes.

Q Is that right?

A Yes.

B Q And that was consensual?

A Yes.

Q And it was the start of what I think you describe as “a casual relationship”?

A Yes.

C Q Would’ve hoped for better things, but that was, looking back, all it ever was. Is that right?

A Yes.

Q You were very keen on him, weren’t you, at one stage?

A I was totally in love with him at the time.

Q Yeah.

D A Properly in love with him, yeah. But it was----

Q Until the wretched [Person N] turned up and wrecked it all?

A Yeah. (Laughing) Yeah.

JUDGE DURHAM HALL: Maybe not so wretched! (Laughter) But what’s the message there: until the unfortunate arrival?

E MR DALLAS: Until [Person N], her rival. That’s my point. Is that how you saw it at the time?

A Yes. At the time, yes, until we actually became friends. We both got pissed off at him and became friends. So yeah. It was a normal teenage type of situation. At that age most guys are more interested-- like too-- too easily caught by something else. So we had a casual thing. It lasted a while. Then he started something else with someone else and I was pissed off. Mind my language. I’m very sorry.

F Q So just one more bit about the sorry business. You agree that you remember Fahim saying sorry over and over again?

A Yes.

G Q And that he hadn’t appeared-- He behaved as if he hadn’t known what was going to happen or going on?

A He just kept saying “I’m so sorry. I didn’t know”, but I-- I don’t-- at the time I took it as “I didn’t know that you didn’t want it”, but that could’ve just been me reacting in-- Because

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I were humiliated and it was in the moment, that could've been me making assumptions at the time.

A Q You can only tell us what you-- how you felt, and what he said, and so on.

A At the time I felt like everyone was in on it, they were laughing and stuff like that, but obviously I had my head in my hands and I were crying, so I don't know.

Q But again you repeatedly told the jury last time, didn't you, that he seemed genuine----

B A He was.

Q -- genuine-- genuinely sorry?

A He was.

Q Is that right?

C A Yeah. That's why he never brought Kieran to that house ever again because Kieran's evil.

Q Right. And after-- after this had happened but before everyone had gone out and actually left the house, or when he was clearing them out, do you remember hearing something at least of-- of him having words with Kieran?

D A No. I know they were in the front room talking. I stayed in the bedroom. I wouldn't have been able to hear what was said, and I'm not sure what was said. I know Fahim went into the front room to get them all out. I don't know what was said while they were in there.

Q Did-- did he-- did he not come and tell you afterwards that he'd-- he'd challenged Kieran about this? You may not have heard the words yourself, but did he not come and report that he'd challenged Kieran about it on the way out as he was clearing them off?

E A No, I cannot remember. That doesn't mean to say he didn't. I cannot remember it though.

Q Right, okay. I'll read a question and answer from last time: "Fahim will say that the conversation he had had with Kieran, which he then came and reported back to you, was that he had been challenging about this-- about what had happened in the bedroom", and I said: "Is that possible?", and you said: "That is possible."

F A Yeah, I know he went into the front room to speak to them all. I didn't hear the conversation that went on, and I don't remember afterwards, but it doesn't mean to say that he didn't.

Q Did-- did he-- Did you sort of pick up the tone of what they were saying at all, even if you couldn't hear the words? Were they friendly words or----

G A No, I don't think so. Fahim weren't happy when he left the bedroom to walk back into the front room because I were taking-- I were obviously like-- He was trying-- At one point he tried hugging me, but I were trying to push him away and stuff like that, because obviously I felt humiliated. I'd just been raped in a houseful of people. So I know that when I pushed him away that's when he went into-- 'Cos I was saying "Get the fuck off me. Everyone get

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out, get out, and leave me alone”, and that’s when he got up and went into the front room, and I know he wasn’t happy when he walked into the front room. I don’t know what the conversation was in the front room.

Q I just wondered whether you’d heard him talking sharply, with a sharp tone of voice----

A I don’t think I were paying much attention.

Q Right. And then after that you saw each other for a time, and then it fizzled out when he went off with [Person N]?

A Yes, like most-- most relationships at seventeen year old do.

Q And it wasn’t always a drinking party, was it? Sometimes it was, and sometimes just chilling out, sober, watching television?

A Yes. I know I banned [REDACTED] from coming to my house in the end; they squirted washing-up liquid all over my ceiling. So in the end it were just like the only people I’d let come were Fahim and [REDACTED] because they’d put washing-up liquid everywhere.

Q If I could just have a moment just to see if there’s anything else. Ah, yes. I knew-- I knew the word “sharp” came from somewhere. Questions that Miss Melly asked you last time.

She was asking you about what you could hear of Fahim talking to [REDACTED] afterwards.

Can I just read an answer to you?

A To [REDACTED] or to Kieran?

Q Page 62.

A To [REDACTED] or to Kieran? You just said “[REDACTED]”.

Q Did I?

A Yes.

Q Kieran. Sorry.

A You see, it’s very easy to mix up in the heat of the moment, isn’t it?

Q Well, in fairness to Mr Wilson----

JUDGE DURHAM HALL: Well, you clearly know the difference between these people, Mr Dallas.

MR DALLAS: I’m sorry. Page 62. She was asking you about it, and you said: “It sounded like-- because Fahim said summat and then Kieran responded back quite straightaway and it sounded a bit sharp, so then [REDACTED] said something. I couldn’t hear exactly what they said. I heard words but I can’t-- I couldn’t remember exactly. It sounded like” (at the top of p.63) “It sounded like Fahim had said summat and that Kieran had snapped at Fahim, and then [REDACTED] had kind of stuck up for Fahim and then everyone had gone.”

A Yeah, it was something along them lines. I can't-- I can't remember exactly. I heard them in the front room talking. I couldn't hear exactly what was said. I know that Fahim were telling them to get out. I know that much. I'm not sure exactly what was said between them all, but everyone ended up leaving and Fahim came back into the bedroom.

Q And then I think, lastly, you-- when you were asked, you said that you didn't really discuss that incident with Kieran or Fahim anymore after that because it was just too upsetting----

A Yes.

Q -- for you?

A Yes.

Q All right.

A We both knew what had happened, but if anyone ever mentioned the subject we-- we'd change the subject. It wasn't something we really wanted to talk about.

Q Thank you. That's all I have for you.

(2.51 p.m.)

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