

Date : 20 November 2019
Location : Yuendumu Community
Conversation Between : Detective Senior Constable First Class Emma CARTER and Derek WILLIAMS
Also Present : Detective Senior Constable First Class Caragh HEN
Conversation Commenced : 1817hours
Conversation Concluded : 1856hours

Transcript accuracy disclaimer:

I, Detective Senior Constable First Class Alicia HARVEY, of the Northern Territory Police, have checked the accuracy of this transcript and it appears to be a true and correct copy of a recorded statutory declaration made by Derek WILLIAMS in the presence of Emma CARTER and Caragh HEN.

CARTER: Derek though just in case we lose that one for any silly reason, so we don't have to do it again.

WILLIAMS: Yep.

CARTER: Are you ready?

WILLIAMS: All good.

CARTER: Okay so the time is now 6:17pm, on Wednesday the 20th of November, 2019. Speaking is Detective Senior Constable First Class Emma CARTER of the Major Crime Squad, Northern Territory Police, there's another Police officer present, if you could provide your details.

HEN: Yep, Detective Senior Constable First Class Caragh HEN, registered number 3300.

CARTER: And this is an audio and visual recorded statutory declaration of the man I know to be Derek, Derek can you please tell, just for the tape, your full name.

WILLIAMS: Derek WILLIAMS.

CARTER: Yep, and are you known by any other name Derek?

WILLIAMS: No.

CARTER: Okay and your date of birth?

WILLIAMS: [REDACTED]/84.

CARTER: Okay and um, what do you do for a living, what's your occupation?

WILLIAMS: I am a Senior Aboriginal Community Police Officer.

CARTER: Okay, thank you, um and what's your address here in Yuendumu?

WILLIAMS: Just ah [REDACTED], Yuendumu, last road there.

CARTER: Yep, thank you, so I wish to talk to you um about a matter today that we think you have information about, do you understand that it is an offence to make a statutory declaration that's false in any material particular, so false in any way?

WILLIAMS: Ah ha.

CARTER: Okay so, I'll have you repeat after me Derek. I, Derek WILLIAMS-

WILLIAMS: I Derek WILLIAMS-

CARTER: Solemnly and sincerely declare-

WILLIAMS: Solemnly and sincerely declare-

CARTER: The following to be true.

WILLIAMS: The following to be true.

CARTER: Okay so um Derek you're providing this statement um like we said um because we think you've got information around ah circumstances surrounding what happened ah Saturday before last, being the 9th of November, 2019-

WILLIAMS: Yep

CARTER: -um here in the Community of Yuendumu. Now, what you say in your statement today is entirely up to you okay.

WILLIAMS: Yep.

CARTER: You're the person with all the information, um don't assume that Caragh or I know anything because we weren't here.

WILLIAMS: Yep.

CARTER: We don't know exactly what happened, you have to tell us that today okay.

WILLIAMS: Yep.

CARTER: If I ask you a question and you don't know the answer, please just say I don't know and I'll move on.

WILLIAMS: Yep.

CARTER: Okay if I ask you a question you don't quite understand, again let me know.

WILLIAMS: Yep.

CARTER: And I tend to speak fast, so if you need me to slow down please let me know that as well. We'll be writing notes but we're still listening to everything you have to say, alright, um, so Derek tell me everything about what you saw or heard um the Saturday before last being the 9th of November 2019.

WILLIAMS: Oh, I was at the um, grave site, Yuendumu grave site, just out of town, ah bout three k's outside Yuendumu, and ah we was burying my Uncle, um and, all the ladies left, and everybody left and there's ah, just handful of ah blokes there, men.

CARTER: Ah ha.

WILLIAMS: And we're um covering the grave site, so, with sand, covering it up, and probably seven o'clock, or after seven, roundabout, yeah seven-ish um ah, a care- ah car came racing towards us, and parked outside the grave, graveyard fence, and he yelled out that ah they shot Kumantjayi.

CARTER: Okay.
WILLIAMS: Ah Police shot Kumantjayi so, then after that, um, me and my father, we jumped in my car, and went to that house near the footy oval, and ah we walked in and um I could see drag marks on the um sand or ground.

CARTER: Ah ha.
WILLIAMS: And when I went into the sort of it, it's a kitchen area, ah lounge area, and um, I saw um, blood stain on the mattress, and I saw ah two ah bullet casings in there and then um, after that I locked the door and told everybody to not, not to go in there again, so locked it up and, just to leave that area.

CARTER: Okay.
WILLIAMS: So I told everybody um, well I walked back out to the um fence there and people were crying and yelling and, and um then everybody said ah we going to Police Station, and then me and my father jumped in the, in my car and we dropped in the Police Station and, I walked in and um, I can't, I can't remember who let me in, but we walked in, into the muster room, and um, ah yeah, everybody was running, running all over the place and um, so um Sergeant Julie said, "Oh, people are working on Kumantjayi over there", and then um, so I went back out with my father and, yeah Felix came out with me and ah, I ah, out the front door and ah Felix left the door ajar and I was talking to him to um give me some updates, and then ah people were getting agro and I just said to Felix to lock the door behind him, so, and then yeah I just sat outside where the bench is.

CARTER: Ah ha.
WILLIAMS: For the rest of the night.

CARTER: Okay.

WILLIAMS: Yep.

CARTER: What happened after that Derek?

WILLIAMS: Ah we just sat around there and um, ah the Ambulance came, yeah it was bout ah maybe ten o'clock, it was late at night, um but, but close to midnight, somewhere around there um the Ambulance came in and I went to the Ambulance front ah passenger door, and I just told them to come round the back.

CARTER: Yep.

WILLIAMS: And um, and then yeah, went back and sat at, sat at the bench and just talking to people to keep them calm and everything like that.

CARTER: Ah ha.

WILLIAMS: Me and my father was doing that so, and my um Grandfather, ████████ NELSON, we keeping everybody calm at the front there.

CARTER: Yep.

WILLIAMS: And probably forty to an hour after um, um, I got a call from Julie saying oh we gonna leave Yuendumu and 'cause everything's gonna get outta hand so, and um, so I just told her, no just, um, we'll talk to the people out here and yeah, and after that um, probably twenty minutes later, so about hour and a half later um, we saw a Police car racing out and then the Ambulance and another Police car following the um to the air fields, ah air-strip.

CARTER: Ah ha.

WILLIAMS: And, and we could see, ah prior to that we could see um, Flying Doctor.

CARTER: Ah ha.
WILLIAMS: Just circling around Yuendumu, with no lights on and really quiet, there was no sound.

CARTER: Yeah.
WILLIAMS: And then um, yeah everybody followed the um, everybody followed the police car and the Ambulance to the air-strip, and um, and then, 'cause um yeah they went in and, I don't know what they were doing and then they, we stopped doing that they um, the people were, got out the, all the people, locals were got out of the vehicles and just waiting on the bitumen for the cars to come back so, by this time, ah my daughter was um feeling tired and so we left to go back home.

CARTER: Okay.
WILLIAMS: And yeah this was, that's the story.

CARTER: Okay.
WILLIAMS: Yeah.

CARTER: Alright, thank you. Um, we'll just go over some of what you've just said their Derek um so you were just said you were at the grave site that evening, and you said that you were with a handful of blokes, who was that with, who was that?

WILLIAMS: [Sighs] There's a lot of people there, um .. who was there? Um Aaron BRADSHAW, um, Hamish DICKSON, um, my father Warren WILLIAMS.

CARTER: Yep.
WILLIAMS: Ah, Scotty BROWN, or Clifford BROWN.

CARTER: Yep.
WILLIAMS: Ah Simos BROWN, um Matthew GIBSON, Gregwyn GIBSON.

CARTER: Gregwyn?
WILLIAMS: Gregwyn yeah

CARTER: GIBSON?
WILLIAMS: GIBSON, and who was that one, ah Norbert MORRIS.

CARTER: Ah ha.
WILLIAMS: Yeah that's all I can remember.

CARTER: Okay, and you said that um it was approximately seven o'clock.
WILLIAMS: Yeah around seven-ish yeah.

CARTER: Yeah that's fine, can you tell me what the light of the day was doing at that time Derek?
WILLIAMS: It was, becoming dark.

CARTER: Becoming? Hmm mmm
WILLIAMS: Becoming dark yeah. So um dusk, round about dusk yeah.

CARTER: Yep okay, um and a car pulled up to the grave um site to see you, who was that?
WILLIAMS: Yep, um, Anthony HAINES

CARTER: Ah ha, and just thinking about exactly from the time Anthony pulled up to talk to you, tell me everything that he said to you.
WILLIAMS: Ah he just yelled out ah Kumantjayi's got shot, that's all.

CARTER: That, that was all?

WILLIAMS: That's all yeah.

CARTER: Okay, did you ask any questions?

WILLIAMS: Nah, he just said that and then drove off again yeah.

CARTER: Alright um, and then you went to the house near the oval, do you know what number house that was?

WILLIAMS: Ah 5-1-6 I reckon, maybe, I'm not sure but that areas one, of our, in 5, starts with 5-1 so.

CARTER: Yep.

WILLIAMS: Yeah.

CARTER: and tell me why you knew that was the house that you were going to when you got there.

WILLIAMS: Ah there was people already at the location.

CARTER: Yep, okay so just thinking about all those people when you turned up there Derek.

WILLIAMS: Yep.

CARTER: Tell me who was there and what they were doing.

WILLIAMS: It was dark so I couldn't, yeah only one, oh two blokes um, Stevan MARSHALL and Paul MARSHALL, yeah, and Eddie ROBERTSON, Lottie ROBERTS, ROBERSTON.

CARTER: Ah ha.

WILLIAMS: Yeah that's all I could like.

CARTER: Okay so those four people, Steven, Paul, Eddie and Lottie, they were already there when you arrived?

WILLIAMS: Yeah, they were already there.

CARTER: Okay and what were they doing?

WILLIAMS: Ah just, standing when the um, yard gate or fence, um like crying and um yeah just crying and am yeah.

CARTER: Did you have a conversation with any of those people?

WILLIAMS: Nah, na.

CARTER: Okay so from the time you arrived Derek just tell me exactly what you did from the time you arrived at that house.

WILLIAMS: Well walked in, I walked in, saw Lottie and Eddie on, on, on right side.

CARTER: Ah ha.

WILLIAMS: Then I um walked into the yard and, Steven MARSHALL was coming out and Paul MARSHALL.

CARTER: Yep.

WILLIAMS: Yeah.

CARTER: Coming out of where?

WILLIAMS: That yard, that house yeah.

CARTER: Ah ha.

WILLIAMS: And then I went in, had a look and just locked the door and yeah.

CARTER: Okay, I know this is really difficult Derek 'cause I know this is the part that's probably the most emotional for you, I just need some more detail around what you actually saw at this house, so, you told me that you said that um you saw drag marks, can you describe what you saw about the drag marks?

WILLIAMS: Well, like when you drag somebody um you leave a trail and 'cause the legs probably were on the ground, and, and

somebody was draggin' it so you leave a trail mark there, so from footing, yeah.

CARTER: And from where to where?

WILLIAMS: Um just outside the yard, and yeah then disappeared so, I don't know what happened.

CARTER: Okay, it might be a time where you um, yeah might be timely now just to see if Derek you could draw me a picture of the house and the front of the house from where you're talking, how you entered into that yard, just draw that for me and describe to me as you're drawing it.

WILLIAMS: Yeah, so this is um, this is the house.

CARTER: Ah ha.

WILLIAMS: Door here, so, um there's little wall here.

CARTER: Ah ha.

WILLIAMS: There's a mattress here, there was a mattress here.

CARTER: Ah ha.

WILLIAMS: And there's um blood and bullet casing on the mattress.

CARTER: Ah ha.

WILLIAMS: And then that's the yard, so I parked here, somewhere here.

CARTER: Ah ha.

WILLIAMS: And I walked in, and ah yeah just trail marks leading out, outside yeah, um so I walked in and that's the door there.

CARTER: Ah ha.

WILLIAMS: And that's the mattress and yeah, there's a little wall here.

CARTER: Ah ha.

WILLIAMS: Yeah.

CARTER: Okay so um just before we sign that off Derek, I will just ask you about this, so when you um entered, just tell me what is this thing here on your-

WILLIAMS: Fence.

CARTER: That's the fence.

WILLIAMS: Yeah, yeah.

CARTER: Okay and this is the gate?

WILLIAMS: Yep.

CARTER: So when you entered in here, when did you first notice the drag marks?

WILLIAMS: Oh when I was probably around here.

CARTER: Yep.

WILLIAMS: Yeah I saw that drag mark then.

CARTER: Okay so and I was about to say so how did you notice the drag marks?

WILLIAMS: Because I walked in front of it.

CARTER: Yep okay alright, um and just in relation to this front yard, where was Lottie and Eddie and where were ah Steve and Paul?

WILLIAMS: Ah Lottie was here.

CARTER: Ah ha.

WILLIAMS: And Eddie was here.

CARTER: Okay.

WILLIAMS: And Steven was here walking towards me.

CARTER: Yep.
WILLIAMS: And, um Paul was here.

CARTER: Okay and at this time was there anybody else in that front yard?
WILLIAMS: Nah, it was, yeah there was a lot of people but I can't, like I was um yeah just had that real visual like, just to this area, so.

CARTER: Yep okay.
WILLIAMS: Yeah.

CARTER: Um, Caragh have you got any questions about the house, the front of the house?
HEN: Um Derek when you went there, did you apart from shutting the door, did you touch anything else inside?
WILLIAMS: Nah, No.

HEN: No, Um.
WILLIAMS: I just opened the door.

HEN: Ah ha.
WILLIAMS: Ah the door was already open when I walked in.

HEN: Yep.
WILLIAMS: And just stood near the door and just had a look in.

HEN: Okay.
WILLIAMS: Just a peak in and didn't touch anything, just yeah. And that's why I told everybody not to touch anything you know.

HEN: Yep.

WILLIAMS: And then locked the door.

HEN: And did you have a key at any point for that house?

WILLIAMS: Nah.

HEN: No, do you, um and did you have a phone or anything, did you take any pictures of-

WILLIAMS: Nah.

HEN: No.

WILLIAMS: No.

CARTER: Okay so um, alright so I will just get to the front, to the house Derek, so how far in did you go, on your sketch here, how far in did you walk into the house?

WILLIAMS: That's the yard.

CARTER: Yep.

WILLIAMS: Just I just stood there.

CARTER: Okay.

WILLIAMS: I didn't walk in to this area.

CARTER: Okay.

WILLIAMS: I just stood there.

CARTER: Okay, and was the door open or closed?

WILLIAMS: Yeah it was open already so, had a peak and I just said no, nobody go back in, I locked the door.

CARTER: Yep okay, we'll just, if you just want to mark on here for me Derek so we know what we're talking about when we look at this in a long time.

WILLIAMS: Yep.

CARTER: Um are you able to put that that was a mattress or maybe blood, or I could do that for you but just so we can identify on your drawing what you've drawn there.

WILLIAMS: Yep.

CARTER: Um and it makes sense to Caragh and I but for the future.

WILLIAMS: Mm, um.

CARTER: Just put even bed if you like, whatever's your words for that.

WILLIAMS: Yep.

CARTER: Yep and then if you just want to do a little arrow to there and write that that's the bloods. And that they're the bullet casings. Just put bullet, Yep and then just what these are here Derek. Yep, Steve and Paul and then Lottie and Eddie, Yep...

HEN: Derek just while we're still thinking about the house um, what was the lighting like inside?

WILLIAMS: Um there was light outside here.

HEN: Yep.

WILLIAMS: At the veranda.

HEN: Yep.

WILLIAMS: So, and the inside was lit up already so there was light in the house.

HEN: Okay.

WILLIAMS: Yeah.

CARTER: From what, how was it lit up?

WILLIAMS: Light.

CARTER: From the light above in the ceiling?
WILLIAMS: Yep, Yep.

CARTER: Okay um and same out here, what, how was that lit up, that area?
WILLIAMS: Ah light, veranda light.

HEN: Veranda Light.
CARTER: Veranda light yep.
WILLIAMS: Yep.

CARTER: Yep excellent okay, just want to sign there for me Derek and todays date which is the 20th of November.
WILLIAMS: It's 20th?

CARTER: 20th, Yep, terrific, thank you, with the tape on, just marking this on the top left corner DW001. Okay um, so you said you didn't have keys for that door, how did you close and lock that door?
WILLIAMS: I just um, the inside way I just locked the um thing, on you know you got the, I don't know what you call it but, ah the door knob there's a lock, locking mechanism.

CARTER: Yep.
WILLIAMS: There's just twitch it and it locks.

CARTER: Ah ha.
WILLIAMS: And I pulled it.

CARTER: Yep okay and who's house is that Derek?
WILLIAMS: Um my Aunty, Ma- Margareta.

CARTER: Margareta?

WILLIAMS: Yeah.

CARTER: What's her last name?

WILLIAMS: BROWN.

CARTER: Okay and was Margareta anywhere there whilst you were at the house?

WILLIAMS: No, I can't recall.

CARTER: Okay.

WILLIAMS: Yeah.

CARTER: And just-

WILLIAMS: There was lot of people screaming yelling and yeah.

CARTER: Yeah, and when you say that, where were all those people screaming and yelling?

WILLIAMS: Just outside here.

CARTER: Outside of the fence line.

WILLIAMS: Yep, Yep.

CARTER: Okay, um and sorry when you got there did um Paul or Steven have a mobile phone that you noticed?

WILLIAMS: Nah.

CARTER: And Lottie or Eddie?

WILLIAMS: No.

CARTER: Okay, [Talking to Caragh HEN] anything else about the house?

HEN: No.

CARTER: Okay, alright so um, then you made your way to the Police Station eventually, you said that you were able to, someone, you don't know and that's okay, let you in.

WILLIAMS: Yep.

CARTER: Um to the Police Station and you said that you spoke to Sergeant Julie, tell me everything you recall about that conversation with Sergeant Julie.

WILLIAMS: Ah, she just said ah, um can you come on duty, and I said no, I'll, I'll just stay here because I will deal with everybody outside so.

CARTER: Ah ha.

WILLIAMS: You deal with the stuff inside here, I will deal with all the stuff happening outside.

CARTER: Okay.

WILLIAMS: Yeah.

CARTER: And then you went out, Felix, helped you back to get out back outside, you were talking to him through the door for a while, what was that conversation about, through the door that was left a jar, you were talking to Felix?

WILLIAMS: Yeah.

CARTER: You were communicating, what was, what conversation was that about?

WILLIAMS: Ah before I left to go outside ah Julie also said they're working on Kumantjayi in the cell so.

CARTER: Yep.

WILLIAMS: Yeah.

CARTER: And did you ever go in there Derek?

WILLIAMS: Nah, no.

CARTER: Okay so you just stayed in the muster room?

WILLIAMS: Yeah.

CARTER: And then the front foyer.

WILLIAMS: Yeah.

CARTER: Okay.

WILLIAMS: Yep.

CARTER: Okay um, this might be a good time to um tell us what your role is with the Northern Territory Police.

WILLIAMS: Ah yeah, it's a really hard one for myself because um, like walking in both worlds you know.

CARTER: Ah ha.

WILLIAMS: I got Police, well yeah Police law and my, my culture, so, it's yeah, it's really, very hard for me so, but I'm yeah, I just wanted everybody to be safe.

CARTER: Yep.

WILLIAMS: Police and my, my people as well so.

CARTER: And sorry does that explain you didn't want to come back on duty that night.

WILLIAMS: Yeah cause' um, yeah when I, if I was gonna go back home and get dressed everything would have been, so I just told the Sergeant that I was gonna stay out front and like work from there, dealing with my people at the front.

CARTER: Yeah okay and I know you said you were at a funeral at the grave site that day, ah were you on duty Derek?

WILLIAMS: Nah, no.

CARTER: Okay, were you on a rostered day off?
WILLIAMS: Rostered day off yep.

CARTER: [talking to Caragh HEN] Alright anything about Derek's roles with the Northern Territory Police.

HEN: Derek, normal - your title is that you're a Senior Aboriginal Community Police Officer, is that right?
WILLIAMS: Yeah.

HEN: How long have you been in the job for?
WILLIAMS: Ah, it's, it's coming up to fourteenth year now so yeah.

HEN: Ah ha, and have you spent all your time here in Yuendumu?
WILLIAMS: Ah Yuendumu, Papunya mainly.

HEN: Yep.
WILLIAMS: Yeah.

HEN: And um, where's your home town with your family?
WILLIAMS: Yuendumu.

HEN: Yuendumu.
WILLIAMS: Yep.

CARTER: I was gonna say, what's your role within the Community?
WILLIAMS: Um just, ah like I do a lot of music with the kids, um, footy, so when I finish work I just go back home to music and also just run footy competitions um, I keep myself busy and also keep the young fellas busy instead of going into town and stuff like that, so, and yeah I'm the voice for the Elders um just to like if there's any um Men's business or anything like

that, and um the Elders goes through me to um relay messages down south or yeah, yeah.

CARTER: Yep, and you told us that, that night after you went back outside that you just talked to the Community, you kept them calm, what were you saying to them?

WILLIAMS: I was just saying how they just need to wait for answers and just let Police deal with it and we just, told 'em cause any trouble, we want everybody to be safe.

CARTER: Yep.

WILLIAMS: Yeah.

CARTER: Okay um and the next part was that the Ambulance came in, do you, what Ambulance was it?

WILLIAMS: What?

CARTER: What did it look like, what was the Ambulance?

WILLIAMS: It was a troopy um just normal troopy.

CARTER: Okay.

WILLIAMS: Ah, bush ah remote Communities have this troopy, it's set up with everything in - inside so.

CARTER: Yep.

WILLIAMS: And, we call it Ambulance so, and it's, on the side it says Ambulance so, yeah.

CARTER: And do you know where the Ambulance came from?

WILLIAMS: Um, yeah Mt Allan ay.

CARTER: Yeah okay.

WILLIAMS: Yeah, they said it was coming from Mt Allan so.

CARTER: And who told you that?
WILLIAMS: Um Julie, yeah.

CARTER: Julie okay, and did you know the two people that were in that Ambulance?
WILLIAMS: No, no.

CARTER: Okay alright um and then you said they came in and they, where did they go when they came into Community?
WILLIAMS: They came into the Community and just went, went around the back of the station to the back gate and came in through there, and those officers waiting there as well I think, yeah.

CARTER: Okay and did you go into the police compound then with the Ambulance?
WILLIAMS: No.

CARTER: And before you said that that was bad when the Ambulance arrived, can you tell me about what happened there?
WILLIAMS: Like what?

CARTER: Why was it bad when the Ambulance arrived, just before you said when the Ambulance got here it was bad, like something has happened, what happened in the Community then?
WILLIAMS: Ah, yeah 'cause of Kumantjayi got shot and um, the Ambulance probably came to yeah do some stuff with him so I don't know yeah.

CARTER: Okay, the community were angry with the Ambulance?
WILLIAMS: Nah, no, they weren't angry at the Ambulance, because I told them, that um that the Ambulance were coming to um help Kumantjayi with all the, yeah.

CARTER: Okay, Yep alright, um and then all, you could see the Royal Flying Doctor's plane above.

WILLIAMS: Yep.

CARTER: With no lights on so it was quiet.

WILLIAMS: Yeah.

CARTER: And then all the Police cars and the Ambulance came out, is that right?

WILLIAMS: Yeah.

CARTER: Okay, um did you see where they went Derek?

WILLIAMS: Ah, they went to air-strip, so we followed, our, all the people rushed towards the air-strip and so I followed along and, so um just when I parked up I just probably just stayed there for five minutes and my daughter was um sleepy and she wanted to go home so I took her home.

CARTER: Okay, and did you talk anymore to um Sargent Julie or Felix or any of the other Police Officer's um at that time?

WILLIAMS: Nah.

CARTER: No, not before you went home, did you talk to any of those Police Officers?

WILLIAMS: Nah, no, no.

CARTER: Okay.

WILLIAMS: Ah only about four o'clock I heard a bang on my door and the TRG mob came around, and um wanted me to come in to identify the body and.

CARTER: Yeah, um and Derek why, or to your knowledge why did the Ambulance come from Saint Allans?

WILLIAMS: Mt Allen

HEN: Mt Allen (laughs)

CARTER: Mt Allen, Mt Allen

WILLIAMS: Um, because that was the closest to Yuendumu and because everybody left um, only knew about um the Nurses and the Doctors left um that afternoon or yeah about twelve, I don't know, and yeah, because Mt Allan's closer and that place is come from there so.

CARTER: Okay so you, so you knew that the Doctors and Nurses from Yuendumu clinic had left Community?

WILLIAMS: Yeah.

CARTER: And how did you find that out?

WILLIAMS: Ah when I was at um, the funeral service.

CARTER: Yep, who told you that?

WILLIAMS: It was people just said on the mic that all the nurses has, had, had left the Community so.

CARTER: And do you know why?

WILLIAMS: No.

CARTER: Okay.

WILLIAMS: I didn't.

CARTER: [Talking to Caragh HEN] Caragh have you got any questions about all of that part?]

HEN: No, no, I think you covered it.

CARTER: Okay, Derek again, these questions are going to be quite difficult um, I just, what is your relationship to Kumantjayi WALKER?

WILLIAMS: Ah my uncle um, um well my mother, ah my, my mother's sister was Kumantjayi's ah grandmother, so from one father.

CARTER: Okay so you're his Uncle?
WILLIAMS: Yeah.

CARTER: Yep and um how well did you know Kumantjayi WALKER?
WILLIAMS: Very well, yeah.

CARTER: Okay alright, [talking to Caragh HEN] Anything further on that Caragh?
HEN: No.

CARTER: And when was the last time you saw Kumantjayi WALKER?
WILLIAMS: Um, I couldn't well, I heard that he was at CAAAPU but I didn't um, like I didn't physically see him, or when he um, um came from CAAAPU or escaped from CAAAPU and like I didn't see him for all those weeks.

CARTER: Okay so you hadn't seen him since he got back to community after leaving CAAAPU?
WILLIAMS: Nah.

CARTER: No, okay.
WILLIAMS: No, I haven't seen him, I just um, ah saw him on that camera when um Lanyon and Chris went to, to do a job so.

CARTER: Yep, can you tell me about that, what you saw on that camera?
WILLIAMS: Ah, it was, I saw Lanyon and um Chris walking into the house and, um, they were asking which room Kumantjayi was sleeping in so, and ah young fella, I know to be Ethan ROBERTSON, he pointed one room, so Lanyon and um Chris went to the room and knocked on the door, and a young girl came out of the room and um, it was Rekeisha.

CARTER: Ah ha.
WILLIAMS: ROBERTSON and then um Chris, you could hear Kumantjayi in the background saying "Can I speak to Lottie first or Eddie", and then um, the young girl who I, I, I she was um upset or something and um, Chris pulled her away from the door 'cause she was blocking the door.

CARTER: Yep.
WILLIAMS: And ah Chris went like that and then pulled her away from the door.

CARTER: Yep.
WILLIAMS: So they could get in and grab him but Kumantjayi grabbed a axe and um he, he said "You're hurting my girlfriend" and he came running with the axe so, and um, yeah, it was really fast so um, yeah it was really fast and I could see um Chris holding the axe, and um Kumantjayi holding the axe too, they were holding from um Lanyon's camera.

CARTER: Yep.
WILLIAMS: They were holding the axe and he made room and then he ran off.

CARTER: Okay, and Derek as Police Officer did you have any dealing with that matter that happened with Lanyon and Chris?

WILLIAMS: No.

CARTER: Okay.

WILLIAMS: No 'cause I was on days off on that day so.

CARTER: On that day, and do you know what day that was that that happened?

WILLIAMS: Wednesday I reckon.

CARTER: Yep.

WILLIAMS: Wednesday and, 'cause um me and ah Julie went around and spoke to Lottie and Eddie again, the next morning and it was Thursday so.

CARTER: Okay alright, and just so I'm clear, so you had Wednesday was a RDO but you worked on Thursday?

WILLIAMS: Yeah.

CARTER: Yep and did you work on Friday?

WILLIAMS: Yeah.

CARTER: And then had Saturday RDO for the funeral?

WILLIAMS: Yep.

CARTER: Yep okay.

HEN: After the um, you watched the video for the axe job um, and you said you went to talk to Lottie and Eddie with Julie, what was that all about?

WILLIAMS: Ah it was just um, we wanted to Lottie and Eddie to help us out.

HEN: Yep.

WILLIAMS: To bring him in so, um, yeah just to bring him in so um he could get ah but um Lottie and Eddie said oh leave him for funeral so ah me and Julie so oh well we leave him for after the funeral but, not straight after the funeral but Sunday or Monday you know, to grab him and yeah that's all we said there.

CARTER: Derek we have no more questions at this time, do you have anything you want to add to your statement today that I might've forgotten to ask?

WILLIAMS: No, not that I can think of yeah.

CARTER: You think we covered everything?

WILLIAMS: Yeah.

HEN: I'm sorry, I've just got one more. Um after you had that conversation with Lottie and Eddie on Thursday.

WILLIAMS: Yep.

HEN: Were you involved or um in or did you sit in on any briefings when AI- the Police from Alice were coming out?

WILLIAMS: No.

HEN: No, did you know that they were coming?

WILLIAMS: No.

HEN: No.

WILLIAMS: Yeah.

HEN: Yep.

WILLIAMS: Ah Julie only said that um, we was gonna get extra members but, she didn't say where from so yeah.

HEN: Okay.

CARTER: [Talking to Caragh HEN] have nothing else you can, no.

CARTER: Alright so Derek um I just have this ah section in red I will just amend where we now are, can you please just read out loud for the tape that section in red.

WILLIAMS: I will further state this ah that this declaration is true and I am aware it's an offence to make statutory declaration that is false in a material particular.

CARTER: Yep.

WILLIAMS: Any material particular. I made this declaration in Yuendumu, the 20th of November 2019.

CARTER: Okay thank you and I Detective Senior Constable First Class Emma CARTER of the Northern Territory Police say that I've witnessed the recording of this declaration in its entirety, my business address ah Major Crime Section at the Peter McAulay Centre in Berrimah, my contact phone number is 04 [REDACTED], the time is now 6:56pm on the same date the 20th of November 2019 and this concludes our recording.

OATHS, AFFIDAVITS AND DECLARATION ACT

ATTACHMENT CLAUSE

Section 19(3)

This document marked Annexure 'DW001' referred to in audio Statutory Declaration of Derrick Williams. This document consists of 1 pages.

DECLARED AT Yuenanmu THIS 20 DAY OF NOV, 201 9

BEFORE ME

COMMISSIONER FOR OATHS (NT)

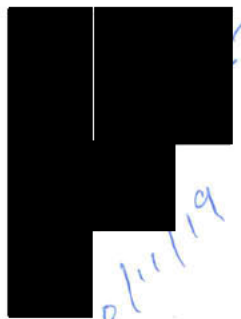
POLICE

and

TO SERVE

PROTECT

Dw001.



20/11/19

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