



**Home Office**

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Home Office Security  
Professional Standards Unit

**A Home Office investigation into the circumstances surrounding the detention of D1527 shown on the BBC's Panorama programme Undercover: Britain's Immigration Secret at Brook House Immigration Removal Centre (IRC) between April and June 2017.**

**IMG Ref:**

**IMG/17/1555/1557/025**

**Investigating Officer**

**Julie Galvin**

on a battery” “ If that’s what he wants to use as his dummy, fine I’m happy with that”

- 7.26. DCM Ring was dismissed by G4S without interview, following the Panorama programme broadcast. DCM Ring was invited to participate in this investigation but he declined. Therefore there is no explanation provided by DCM Ring for consideration.
- 7.27. Detention Centre Rules state ‘*Detainee custody officers exercising custodial functions shall pay special attention to their duty under paragraph 2(3)(d) of Schedule 11 to the Immigration and Asylum Act 1999 to attend to the well-being of detained persons*’. The evidence showed DCM Ring mocked [D1527] in front of other officers and this was considered degrading.
- 7.28. For balance, as DCM Ring has not contributed to this investigation, it was noted that there was evidence that DCM Ring had shown [D1527] an appropriate level of assistance on 24 April 2017. DCM Ring was the duty manager who conducted an ACDT case review. [D1527] was upset and wanted to return to his room on C Wing in addition his possessions had not been cleared from his old room. DCM Ring took action and called C Wing to see if [D1527] could have his old room back but another detainee had already moved in. [D1527] was upset and angry about this and DCM Ring, recognising this, told his officers to watch [D1527] [D1527] then attempted to strangle himself in his room and officers intervened, including DCM Ring who cut [D1527] ligature. He then assigned an officer to constantly supervise [D1527] DCM Ring also created two new actions on [D1527] care plan to address [D1527]’s issues at that time, including that [D1527] was not sleeping well and needed a medical appointment. Therefore whilst Panorama showed DCM Ring only in a negative light, mocking detainees and disregarding policies, this evidence showed that this may be a misrepresentation.
- 7.29. **Conclusion**
- 7.30. The Panorama footage clearly showed DCM Ring talking to [D1527] in a manner that was unprofessional and may be considered derogatory. These were not in line with the expected behaviours of the manager who is responsible and duty bound to assist a vulnerable detainee. Therefore the allegations are substantiated.
- 7.31. **Allegation**
- 7.32. **To investigate the alleged assault on [D1527] on 25 April 2017, by Officer Yan Paschali, who is seen on the Panorama programme footage to be kneeling over [D1527] with his hands around [D1527]’s neck choking and verbally abusing him.**
- 7.33. **Review**
- 7.34. Panorama showed DCO Tulley called out for assistance and he said [D1527] was attempting to strangle himself in his room. DCO Fraser was present and he

7.45. **Conclusion**

7.46. DCO Paschali's did not acknowledge that his actions were wrong and his account of events was shown to be untruthful; therefore, there was no credibility to his explanations.

7.47. DCO Paschali threatened to 'put [D1527] to sleep' while he used non approved restraint techniques on [D1527] and appeared to dig his fingers into [D1527] neck while [D1527] struggled to breath, while he was held by two other officers. This was not in accordance with any Home Office policy of procedure. Therefore, on balance, the allegation that DCO Paschali assaulted and threatened [D1527] was substantiated. There is an ongoing police investigation to consider whether his actions were criminal.

7.48. DCO Tulley and DCO Francis were aware of the actions of DCO Paschali as they happened. They did not intervene and assist [D1527] even though they both later stated DCO Paschali's actions were life threatening. These officers also failed to comply with their obligations under Detention Centre Rules to report the abuse to their managers and the Home Office.

7.49. **Allegation**

7.50. **To investigate allegations Officer Yan Paschali directed the nurse not to write up the incident and officers talking about the incident in a derogatory fashion afterwards.**

7.51. **Review**

7.52. Panorama showed footage following this use of force of DCO Tulley following DCO Paschali into an office.

DCO Tulley -yeah sorry Yan mate you know what I'm like with C&R,  
DCO Paschali- No, no listen that was proper C&R really, don't worry about it...as it stands no use of force. That's your answer as it stands.  
DCO Tulley - No use of force?  
DCO Paschali - just hold fire.

7.53. This conversation suggested that DCO Tulley had asked DCO Paschali if they were to write Use Of Force Reports although such a conversation was not broadcast. However DCO Paschali's response appeared to encourage DCO Tulley not to complete a Use Of Force Report. The decision on whether a report was required by the officers was not DCO Paschali's and each officer who used force was responsible for their own report. As the initial intervening officer DCO Tulley should have written an Incident Report and immediately reported the incident and passed his report to the duty manager, Oscar 1. Therefore DCO Paschali is not solely responsible for the lack of documentation.

7.54. Panorama next showed Nurse Buss talking DCO Tulley:

truthful account of what happened and no Incident Reports or Use Of Force report written by DCO Paschali or any other officer was identified.

- 7.60. DCO Fraser and DCO Francis were asked why they did not complete Use Of Force Reports during their interview with G4S. Neither officer provided a satisfactory answer, although they both agreed they should have. Both stated there was no collusion and they were not told by DCO Paschali not to complete the report. Immediately following the incident two managers, DCM Dix and DCM Yates came to [D1527] room to check his ACDT. Not one of the four DCOs informed them of the use of force that had just occurred, even though this usual procedure and it would be a natural reaction to talk about a stressful incident immediately afterwards as a reaction to the adrenalin and stress. Instead they all appeared to have remained silent and therefore it seemed more likely than not that there was some consensus that the event was not disclosed, although the motivation for each officer was not known.
- 7.61. Once an Incident Report is submitted the duty manager will ensure each officer completes a Use Of Force Report and the Duty Manager will notify the Home Office and other relevant authorities of the incident. The lack of an Incident Report and associated documentation meant that there was no G4S or Home Office oversight, no self-harm investigation and no immediate ACDT case review of [D1527] s risk as he was held in isolation on Rule 40 at the time.
- 7.62. **Conclusion**
- 7.63. There was evidence of the conversation between DCO Tulley and DCO Paschali in which DCO Paschali suggested to DCO Tulley that no use of force report was to be completed. The other officers deny there was any agreement not to write a Use Of Force Report, but it seemed more than a coincidence that DCO Francis and DCO Fraser would both decide in isolation not to write a Use Of Force Report against policy. All officers therefore failed to comply the Detention Centre Rules.
- 7.64. It was DCO Tulley, not DCO Paschali, who advised Nurse Buss not to refer to the restraint and he did not correct her or ask her to add include the restraint in her records when she read this to him. That is not to say that Nurse Buss had to oblige. She did record the two incidents of self-harm on 25 April 2017, although her records were vague and it appeared this was done with the intention not to raise attention to the restraint used on [D1527]
- 7.65. Therefore, it was considered, on the balance of probabilities, that there was collusion by the G4S staff not to record the events in accordance with policy and procedure, and therefore the allegation is substantiated.
- 7.66. **Allegation**
- 7.67. Following this incident there were further conversations between the officers which were derogatory.
- 7.68. Panorama showed DCO Paschali with officers in what appeared to be a staff