

THE INDECOM  
QUARTERLY 4th

OCTOBER - DECEMBER 2020

◀ 2020

**THE YEAR IN REVIEW**

# **“If nothing changes, nothing changes”**

Courtney C. Stevens

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**COMPACT DISC**

4<sup>th</sup> Quarterly Report: October - December 2020  
 New Complaints: October - December 2020  
 Commission's Reports Completed: October - December 2020

(In compliance with Section 17(3) (c) of the INDECOM Act)

# IN THIS EDITION OF THE IQ

## 2020: THE YEAR IN REVIEW

In this report, the Commission reviews the patterns and practices of shooting incidents for 2020, with comparative analysis for previous years. Issues relating to members of the Security Forces involved in fatal and non-fatal shooting incidents, off duty shooting incidents, multiple fatality shooting incidents, no gun/no weapon shooting incidents; and planned operations are highlighted and assessed.

## PART ONE: ANNUAL STATISTICS

The Commission received 1098 new complaints for 2020, which represents a 51% increase over 2019. Allegations of assault remained the highest reported complaint at 407. Annual data on forensic scene attendance, complaints by parish and complaints per State Agency have also been presented.

The Legal Department completed and distributed 662 Commission's Reports for 2020.

Seventeen (17) members of the Jamaica Constabulary Force (JCF) and two (2) members of the Department of Correctional Services (DCS) were charged in 2020, for incidents investigated by INDECOM.

## PART TWO: Q4 STATISTICS

### NEW COMPLAINTS

The Commission received 343 categories of complaints from 280 incidents reported for the period. The top five categories of complaints include: assault (92), discharge of firearm (73), fatal shooting (27)\* [see page 14], shooting injury (27) and unprofessional conduct (22).

The Commission's Forensic Unit responded to 82 incident scenes for the period. There were two deaths in custody for the period.

All parishes had complaints, both fatal and non-fatal, with Kingston and St. Andrew recording the highest with 99 complaints and St. Elizabeth recording the least with two (2).

### LEGAL DEPARTMENT

In the Legal Department, 165 Commission's Reports were distributed and completed. An overview of the reports completed, lists the recommendations for no charge, disciplinary action or charge. Recommendations from fatal shooting incidents, where Commission's Reports were completed during the quarter are also listed.

One (1) member of the Jamaica Constabulary Force (JCF) was charged during the period, for an incident investigated by INDECOM.

### PUBLIC INFORMATION

The Commission's Senior Management Team had one (1) meeting with members of the JCF High Command during the period.

The Commission participated in awareness exercises equaling 1098 man hours for the period.

## 2020: THE YEAR IN REVIEW

This report is INDECOM’s 2020 4<sup>th</sup> quarter report to Parliament. It provides analysis of all fatal and non-fatal shooting incidents during 2020, involving the Jamaican Security Forces. This is primarily the Jamaica Constabulary Force (JCF), but also the Jamaica Defence Force (JDF), who were involved in a significant increase over previous years, and the Department of Correctional Services (DCS), which was involved in just one fatal incident.

**NB.** This report does not address other Security Force related deaths e.g. road deaths, assaults which result in death or deaths in custody. All such deaths are recorded by INDECOM but do not form part of this report.

### 2020 SHOOTING INCIDENTS

- One hundred & fifteen (115) people were shot and killed; of the 115 killed - 3 were females, and 5 persons with mental disturbance
- Ninety-two (92) people were shot and injured

Table 1: Fatal and non-fatal shooting incidents for the five year period, 2016-2020

Shooting Incidents	2020	2019	2018	2017	2016
<b>Fatal</b>	<b>115</b>	86	137	168	111
<b>Non-fatal</b>	<b>92</b>	83	84	86	69
<b>Total persons killed or injured</b>	<b>207</b>	169	221	254	180

Twenty-nine (29) more people were shot and killed in 2020 than in 2019. This represents a **34%** increase over 2019, but remains a **16%** and **32%** reduction over 2018 and 2017 respectively. Further analysis of these figures follows.

### TRENDS OF FATAL SHOOTING INCIDENTS

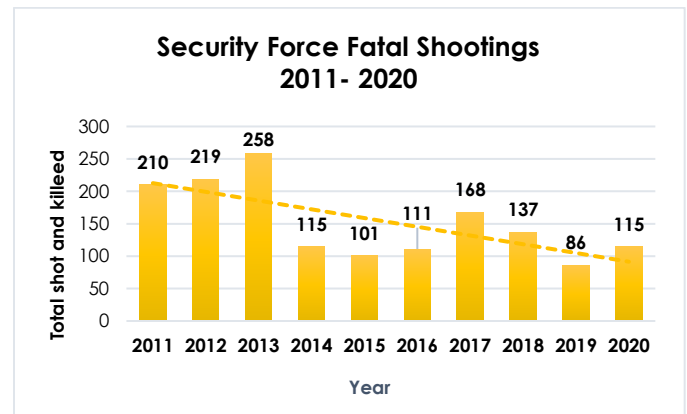
**Graphs 1 and 2** below show the total number of Security Force fatal shootings for both the past decade, (2011-2020), and the two decades between 2001 and 2020.

For the period, 2001-2010, 2,028 people were killed by the Security Forces. A further 1,520 persons have been shot and killed during 2011-2020. This equates to the killing of 3,548 citizens in twenty (20) years. It is noted that there is a 25% downturn between the two decades.

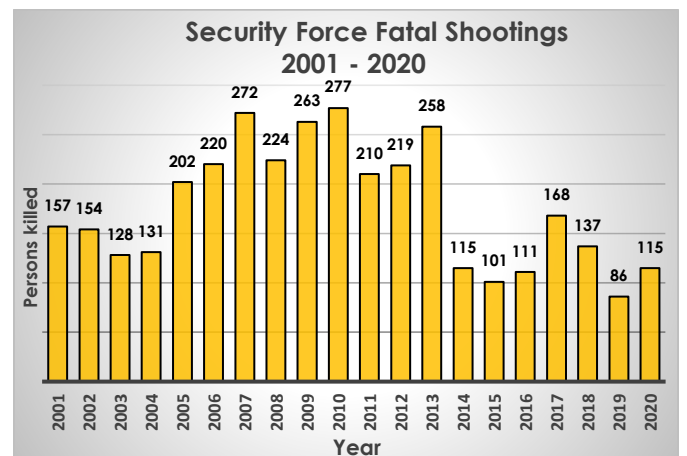
From extremely high fatality figures in the first part of the century, fatalities in the last seven years have trended downwards since 2014, and 2019 witnessed the first and significant reduction of less than 100 fatal shootings in over twenty (20) years. The number of persons shot and killed in 2020, whilst an increase over 2019, remained well below 200 persons.

The reductions established between 2014 and 2016, was marred in 2017 by a 51% rise in fatal shootings, over 2016. In 2018, whilst there was an 18.45% reduction over 2017, it still exceeded the period 2014 - 2016. The low fatality numbers of 2019 were not equalled in 2020, but still represent a trend towards reductionism, and are 16% and 31% lower than 2018 and 2017 respectively.

A comparison of the biennial periods (2017-2018 and 2019-2020) show fatality figures of 305 and 201 respectively. Despite the increase in 2020, there remains a difference of 104 less persons killed, when comparing the two 24 months periods – a 35% reduction.



Graph 1: Total Security Force fatal shootings for the period: 2011- 2020



Graph 2: Total Security Force fatal shootings for the period: 2001 - 2020

**Table 2** below depicts, in grid format, the 1,520 fatal shooting incidents, by year and month, for the decade 2011 to 2020.

INDECOM’s scalar of monthly fatal shootings notes five status grades as: ‘high critical’, ‘heightened’, ‘normal’, ‘below average’ and ‘low’. This assists to assess and determine patterns and trends in the level of Security Force shootings per month.

>20 High Critical	16 -19 Heightened	10 – 15 Normal	6 – 9 Below Average	1-5 Low
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The period of high volume fatalities (high critical or heightened status) was observed primarily in the years 2011-2013. A re-emergence of that increased status featured during four months of 2017, and twice in 2018. It did not appear in 2019, but occurred in a single month in 2020.

In 2019, uniquely, nine months were within the below average or low status, a trend which commenced in November 2018, and only three months recorded double figure fatalities.

In 2020, six months were in the below average/low category. A further five months were within the normal range, of between ten (10) and fifteen (15) persons being killed a month. Six months recorded double fatality numbers.

Table 2: INDECOM grid chart depicting fatal shootings by month, for period 2011 to 2020

	J	F	M	A	M	J	J	A	S	O	N	D
<b>2011</b>	20	18	25	10	13	24	20	16	21	10	14	12
<b>2012</b>	11	20	35	12	10	18	16	17	19	24	18	19
<b>2013</b>	30	27	19	9	14	35	16	14	16	40	23	15
<b>2014</b>	22	12	4	8	14	11	10	7	7	5	9	6
<b>2015</b>	12	2	10	11	6	9	8	8	10	7	10	8
<b>2016</b>	7	13	4	13	10	12	13	4	10	6	9	10
<b>2017</b>	19	14	9	10	18	12	15	14	13	17	18	9
<b>2018</b>	15	10	9	17	10	16	11	12	12	10	7	6
<b>2019</b>	8	5	9	13	7	4	8	3	10	5	10	4
<b>2020</b>	11	8	5	7	10	9	10	16	8	8	10	13

**TRENDS OF SHOOTING INCIDENTS**

The data shows that 2020 saw an increase in fatalities over 2019, and whilst the longer term trend suggests a gradual reduction, it remains the position that Jamaican Security Forces are involved in an extraordinarily high level of fatal and non-fatal shooting incidents, especially when compared to its population size and comparators to other international forces.

In 2020, the Security Forces discharged their weapons, causing death or injury, on 140 days (38% of days) resulting in two hundred & seven (207) citizens being either killed or injured - (115 killed, 92 injured).

In 2019, 2018, 2017, the number of days where deadly weapons caused death or injury was 120, 147 and 159 respectively. **NB.** This does not include 'discharge of firearm' cases, in which no person is reported as injured.

The following areas are subject of further commentary:

1. Security Force Agents involved in fatal shootings
2. Fatal and non-fatal shooting incidents
3. On and off duty shooting incidents
4. Multiple death shooting incidents
5. No firearm/no weapon shooting incidents
6. Planned police operations

The following data provides an evidential basis from which observation, comparison and commentary is made by INDECOM in its reports to Parliament and the JCF. This collected data is intended to enable the Security Forces to review and examine their use of force policies, tactics and instruction, and ensure that the best practices are being implemented and adopted to reduce still further the high level of shooting incidents.

**1. SECURITY FORCE AGENTS INVOLVED IN FATAL SHOOTINGS: 2016 - 2020**

Table 3: Fatal shooting incidents by respective organizations

	JCF	JDF	DCS	Total
<b>2016</b>	106	4	1	111
<b>2017</b>	160	7	1	168
<b>2018</b>	133	4	0	137
<b>2019</b>	85	1	0	86
<b>2020</b>	<b>102</b>	<b>12</b>	<b>1</b>	<b>115</b>

In 2020, the JCF were involved in the fatal shooting of 102 people. This is seventeen (17) more people than in 2019 and equates to an increase of 20% from 2019.

The JDF was involved in twelve (12) fatal shooting incidents. This was a significant percentage increase, equaling all JDF related fatalities for the three years 2017-2019, and comprised 10% of all fatal shootings in 2020.

The DCS was involved in one fatal shooting incident, which occurred outside of the prison. A prisoner attempted to escape from a hospital (at which he was receiving treatment) by attempting to overpower an armed DCS officer.

It is important to recognise, that of the 115 fatal shootings, thirteen (13) were caused by the JDF/DCS, and fifteen (15) fatal shooting involved off duty officers. Thus eighty-seven (87) fatal shootings occurred by the JCF whilst engaged on operational policing duties in 2020.

**2. FATAL AND NON-FATAL SHOOTING INCIDENTS: 2016-2020**

Table 4: Total persons shot and killed or shot and injured 2016-2020

Years	Total shooting victims	Shot & killed	Shot & injured
2016	180	111 (62%)	69 (38%)
2017	254	168 (66%)	86 (34%)
2018	221	137 (62%)	84 (38%)
2019	169	86 (51%)	83 (49%)
2020	207	115 (56%)	92 (44%)

In addition to the fatality data, a further factor in assessing trends in use of deadly force, is the ratio between people shot and killed and persons shot and injured. There is an expectation that during Security Force shooting incidents, more persons would be wounded than killed. Where the number of persons killed are greater than those shot and injured, it is one relevant and demonstrative factor in assessing whether an excessive level of deadly force is being deployed.

The pattern of shooting incidents in Jamaica have been consistent in that more person are killed than injured in the reported Security Force encounters. The ratio between persons killed and injured has remained relatively constant, at approximately 60/40 (3:2) in most instances - see Table 4 above.

In 2017 this ratio increased somewhat, whereby the ratio of killed to injured was nearly 2:1, but 2018 showed an increase in the survivor rate from shooting incidents, at the same time as a fall in fatal incidents. This positive indicator improved in 2019, with a nearly equitable 50/50 ratio, but 2020 experienced an increase in the fatality ratio, but still lower than 2016-2018.

**3. ON AND OFF DUTY SHOOTING INCIDENTS**

Off duty fatal and non-fatal shootings by JCF officers still account for a significant proportion of use of deadly force events. Numerically, off duty shooting incidents have remained relatively static, in the low thirties. A downward trend is observed in 2020, particularly with non-fatal incidents, and an overall fall to the mid-twenties. This percentage variation is dependent on the annual shooting incidents. **Table 5** shows the relatively consistent level of off duty, deadly force incidents.

Table 5: Persons killed and/or injured by off duty officers: 2016 - 2020

Years	Total off duty shootings	Off Duty Fatal	Off Duty Non-Fatal
2016	32 (18% of 180 victims)	10 (9% of 111 fatalities)	22 (32% of 69 NF)
2017	34 (13% of 254 victims)	13 (8% of 168 fatalities)	21 (24% of 86 NF)
2018	32 (14% of 221 victims)	15 (11% of 137 fatalities)	17 (20% of 84 NF)
2019	33 (20% of 169 victims)	16 (19% of 86 fatalities)	17 (20% of 83 NF)
2020	26 (13% of 207 victims)	15 (13% of 115 fatalities)	11 (12% of 92 NF)

The majority of off duty cases involve a single officer deploying his/her firearm because of a criminal attack upon them, or the officer intervening in a crime in action to prevent or arrest others.

There are a small minority of off duty cases which are clearly criminal enterprises by JCF officers and one off duty incident resulted in an officer being charged with murder. Two other such shootings involve suspected murder cases, which are being investigated by the JCF.

**4. MULTIPLE DEATH SHOOTING INCIDENTS**

Multiple deaths arising from a single shooting incident were a feature frequently observed in previous years, and is another indicator of the possibility of excessive use of deadly force. Such 'multiple death' incidents have involved triple, quadruple, and as high as six fatalities in a single event.

Whilst multiple death events have lessened, they contribute to the overall high fatality figures. **Table 6** shows the multiple fatalities arising from single incident shooting events.

Table 6: Multiple deaths occurring from single incident shootings: 2016-2020

	2 Fatalities	3 Fatalities	4 Fatalities	6 Fatalities	Total Incidents	Total Killed
2016	x8	x1	x1	-	10	23
2017	x17	x1	-	x1 (JDF)	19	43
2018	x11	x3	x1	-	15	35
2019	X10	-	-	-	10	20
2020	X11 (x1 JDF)	-	-	x1 (JDF)	12	28

A common feature arising from the multiple death shooting incidents is the absence of recovered firearms. The number of recovered firearms seldom correlates to the number of persons killed, all of whom were reportedly firing at the Security Forces.

Table 7: Firearms recovered from multiple death shooting incidents: 2017-2020

Year	Multiple death incidents	Killed	Guns recovered	Men with no firearm recovered
2017	19	43	29	14 (32%)
2018	15	35	23	12 (37.5%)
2019	10	20	14	6 (30%)
2020	12	28	15	13 (46%)

Of the 126 persons who were shot and killed in multiple death encounters, for the 48 months period of 2017-2020, a total of eighty-one (81) firearms were recovered from the deceased. The continuing absence of firearms, among the other forty-five (45) killed, (35%) in such incidents, does little to lessen the community concerns expressed of excessive use of force being utilised, and challenges the accounts that all gunmen were firing at Security Forces.

**5. NO FIREARM/NO WEAPON SHOOTING INCIDENTS**

Virtually all Security Force accounts of shootings incidents, whether involving dead or injured persons, report that either a firearm or other deadly weapon was present, or suspected to be present, at the time of the incident, which justified the use of deadly force. The testimony from injured persons, forensic recovery and CCTV evidence, frequently indicate a different account.

The absence of recovered firearms features in other 'single' fatality and non-fatal shooting incidents and continues to dominate the landscape regarding the excessive or disproportionate use of force.

The number of people shot (killed or injured), during the period 2016 -2020, and who had **no firearm**, has continued to increase. During this time, over a third of all citizens shot by the Security Forces were not found with any recovered firearm. In 2019, the number of persons reportedly without a firearm at the time of being shot, increased to 42%, and in 2020 that number has reached a troubling 58%.

Tables 8 and 9 illustrate that a significant proportion of persons killed or injured were either completely unarmed, or in possession of an implement other than a firearm, at the time of being shot. 2020 has seen a significant increase in the number of persons shot without a firearm or other weapon.

Of the ninety-two (92) people who were shot and injured, some seventy-nine (79) survivors (86%) reported that they did not have any firearm with them. 60% of them reported that they had no weapon of any sort at all when shot [see tables 8 and 9 below].

Table 8: Percentage of persons without a firearm at the time of being killed or injured: 2016 – 2020

Year	Persons killed or injured	No firearm
2016	180	63 (35%)
2017	254	70 (28%)
2018	221	77 (35%)
2019	169	71 (42%)
2020	207	120 (58%)

Table 9: Persons killed or injured in 2020, who either had NO firearm or possessed a weapon other than a firearm

2020	Shot and Killed	Shot and Injured	Total
<b>Total persons</b>	115	92	207
<b>No weapon</b>	30 (26%)	55 (60%)	85
<b>Weapon other than firearm</b>	11 (10%)	24 (26%)	35
	41 (36%)	79 (86%)	120

Within the group of 35 persons who were shot and killed or injured but possessed a weapon other than a firearm, it includes five police officers who either, shot and injured themselves, or another, and nine women, of whom only two had a weapon – (one knife, one gun).

Other weapons reported as being a danger to the officers, and which resulted in deploying deadly force, included an iron bar, a garden hoe and a piece of wood, and three instances of persons armed with a stone.

Of the thirty-five (35) incidents in which a person was armed with either a knife, machete or other weapon, twenty-two (22) of the incidents involved a person of evident unsound mind. In the majority of such cases officers were summoned to assist in the disturbance, but action resulted in fatal or non-fatal woundings.

This recurring feature of the 'absent firearm', and the deployment of use of deadly force, requires more effective control and discipline. A significant reduction could be achieved in the volume of shooting events through greater awareness of tactical responses and options, utilising stricter firearm discipline, implementation of de-escalation tactics, and taking cover and making time for a measured response.

**Body worn cameras**

Equally the deployment of body worn cameras would provide the further internal and external oversight and monitoring mechanisms, which would engender greater public accountability and community trust and support of police actions. INDECOM urges again, for the introduction and implementation of the body worn cameras to frontline police officers.



**6. PLANNED POLICE OPERATIONS**

Planned police operations (PPO's), during which fatalities occur, were previously a significant contributor to the total Security Force fatalities, and cause for considerable outcry and complaint from vulnerable and disenfranchised communities. The introduction, in 2015, of the 'post event' questionnaire/evaluation for police Commanders, which examined and assessed the level of planning in such operations, has created an environment of change for the better in this aspect of policing operations.

The reduction in the number of Security Force related fatalities arising from PPO's, particularly when officers are forcing entry to peoples' homes, continues to be a success in changed policing tactics. There is continuing evidence of greater care and compliance of the JCF's own Use of Force Policy, which has led to the reduced number of fatal incidents arising from planned operations, albeit 2020 has seen a slight upward trend in this area of police fatalities.

Since 2013 INDECOM has monitored and analysed two data sets, viz;

1. The six month period, July - December, for the years 2014 - 2020 [table 10]
2. Calendar years 2014 – 2020 [table 11]

Analysis of the seven year period 2014 - 2020, shows a trend downwards in fatal shootings arising from PPO's, but there remains a need to pursue professional vigilance.

Table 10: Six month period: July to December; Years 2014 - 2020

Year	Total Fatal shootings	Planned Op where fatality occurred	Total killed during Planned Ops	% of total shootings
2014	44	13	13	30%
2015	51	21	24	47%
2016	52	11	13	25%
2017	86	16	21	24%
2018	60	11	11	18%
2019	40	4	4	10%
2020	65	7	13	20%

Table 11: Fatalities arising from planned police operations 2014 – 2020

Year	Total Fatal shootings	Planned Op where fatality occurred	Total killed during Planned Ops	% of total shootings
2014	115	35	38	33%
2015	101	33	38	38%
2016	111	21	28	25%
2017	168	30	41	24%
2018	137	17	20	15%
2019	86	9	10	12%
2020	115	14	21	18%

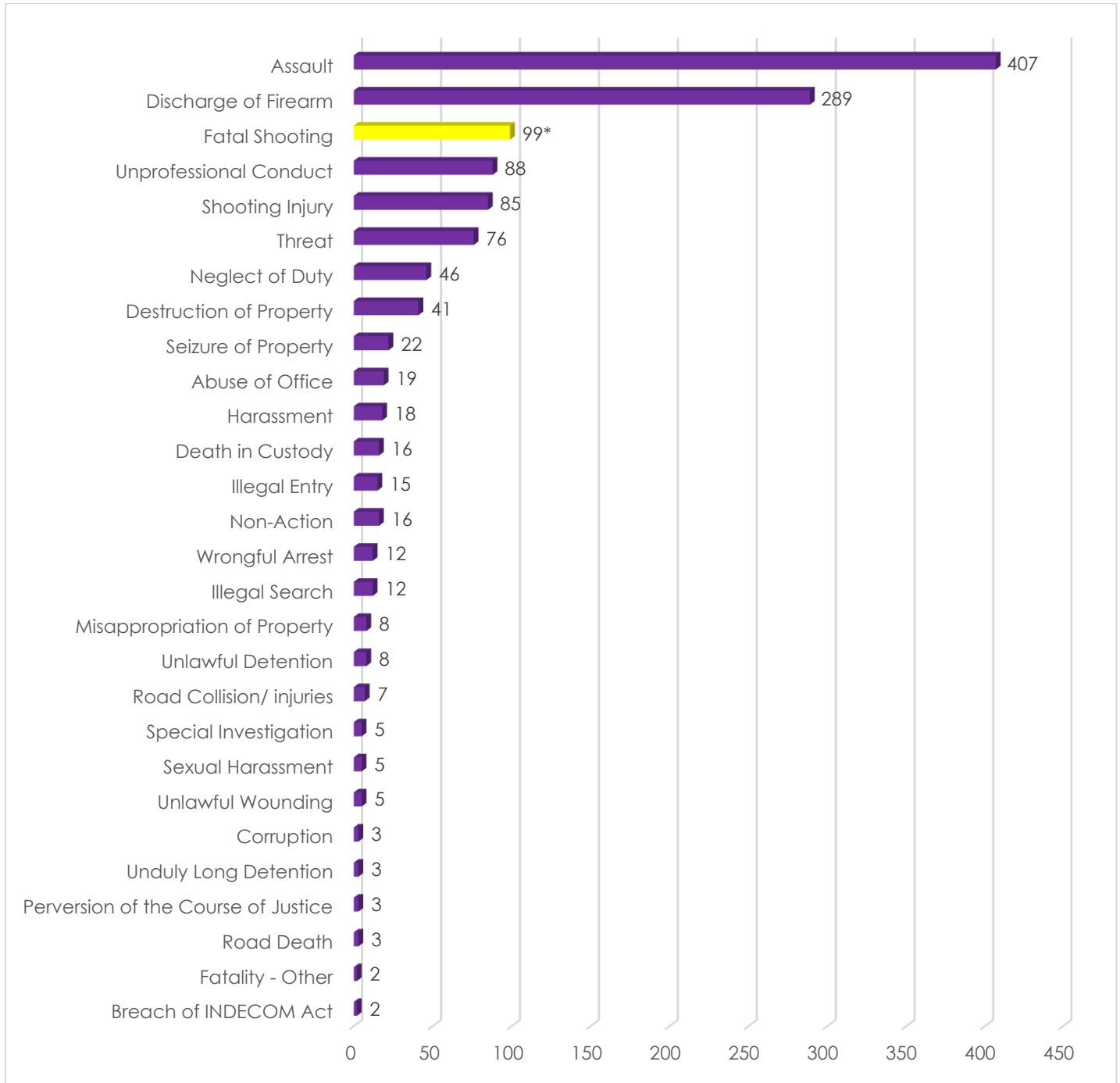
Both data sets (tables 10 and 11) illustrate the decline in shooting fatalities by the Security Forces during PPO's for 2015 - 2019.

Until 2015, PPO fatal shootings accounted annually for between 33% - 37% of all fatalities. 2016 and 2017 saw the first marked reduction in the number of fatalities arising from such operations, when the proportion of such deaths accounted for a quarter of all fatalities, falling to 25% and 24% respectively. During 2018 and 2019 deaths occurring from PPO's dropped further, reaching as low as 12% in 2019.

2020 has recorded an increase over 2019, however, that figure is skewed by the outlier of the JDF multiple fatality incident, during which six men were killed. To note, is the number of PPO incidents where a fatality occurred. This remains the 2<sup>nd</sup> lowest, after 2019, and the comparator between 2014 and 2020, (with both years recording the same annual fatalities) is equally indicative of change for the good.

# PART ONE: 2020 STATISTICS

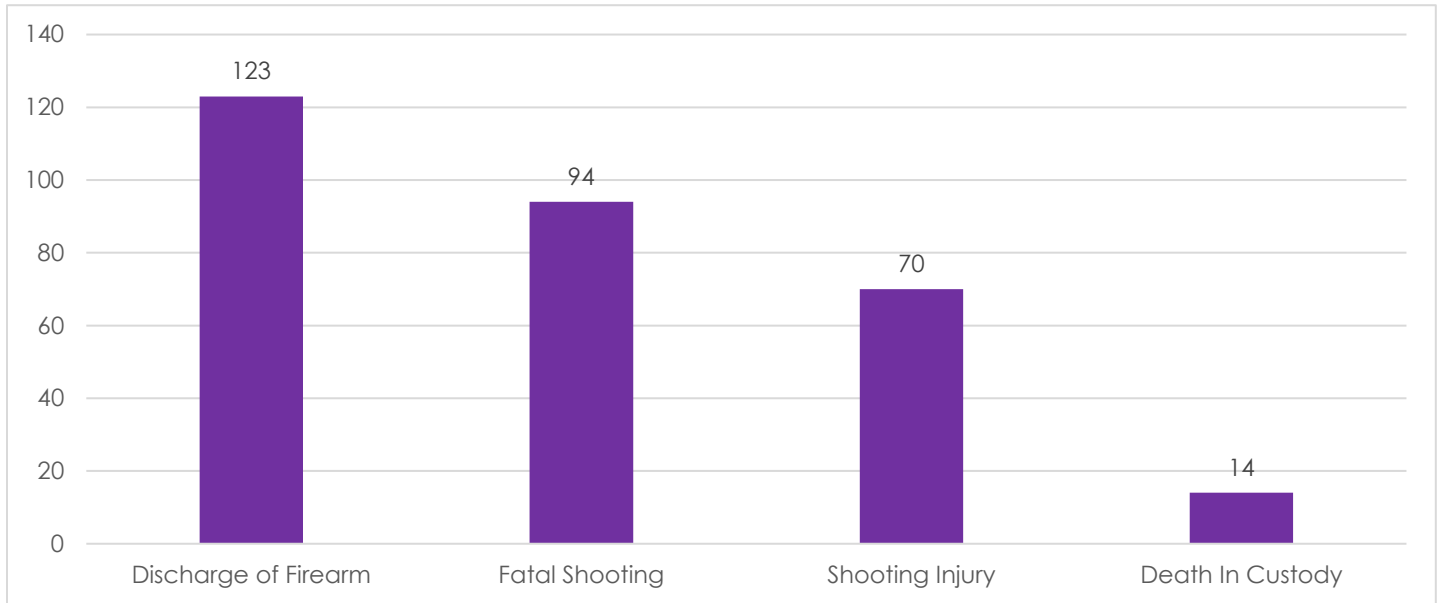
## NEW COMPLAINTS



**\*There were 115 deaths from 99 fatal shooting incidents**  
**\*Assault includes assault occasioning bodily harm and assault at common law**

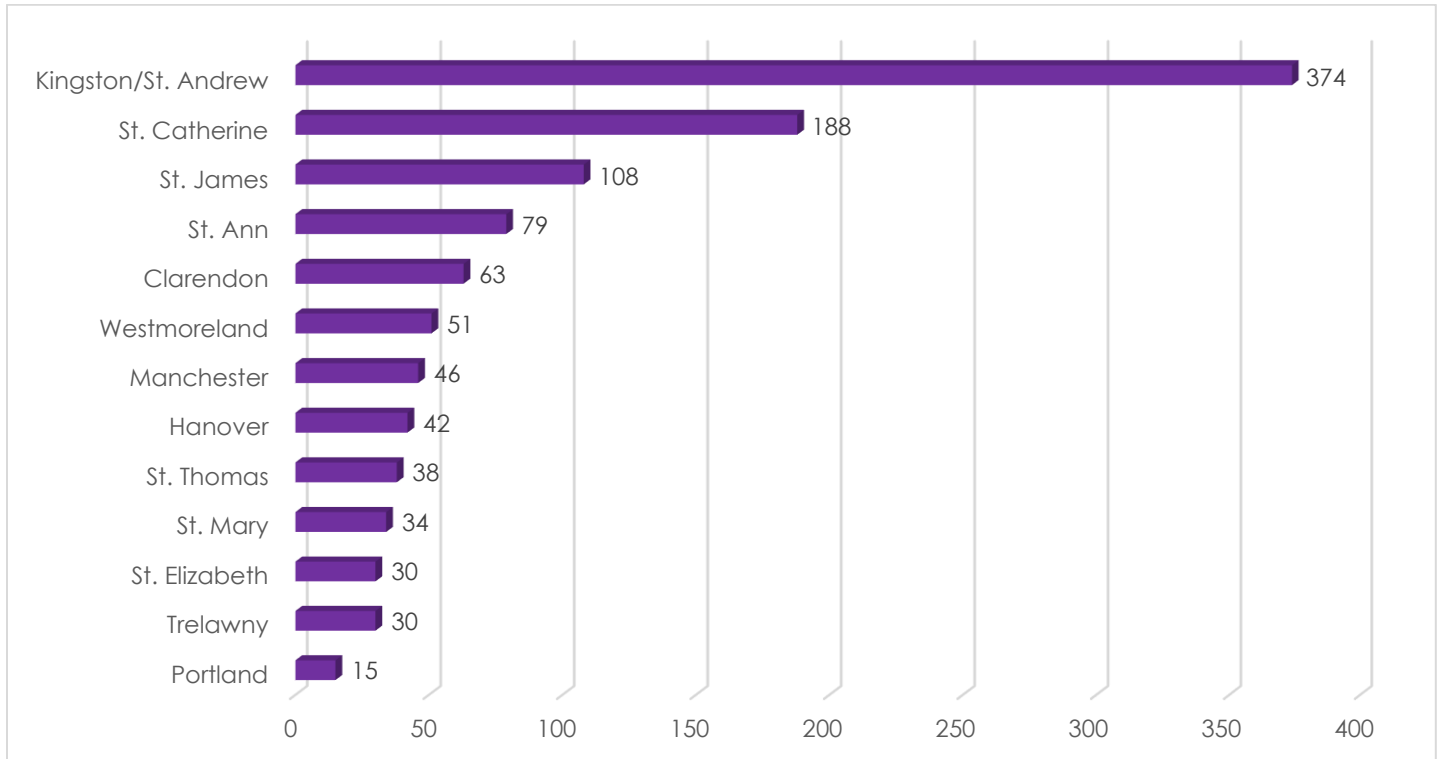
Graph 3 shows the 1315 categories for the 1098 new incidents for which complaints were received by the Commission during the period January - December 2020.

## FORENSIC SCENE RESPONSE



**Graph 4 shows the 301 incidents that the Commission’s Forensic Unit responded to during the period January to December 2020**

## COMPLAINTS BY PARISH



**Graph 5 shows the breakdown per parish for the 1098 new complaints received by the Commission during the period January to December 2020**

## COMPLAINTS PER ORGANISATION

Table 12 shows the breakdown, per State agency, for the 1098 new complaints received by the Commission during the period January to December 2020

STATE AGENCY	TOTAL COMPLAINTS	PERCENTAGE
Jamaica Constabulary Force (JCF)	930	85%
Department of Correctional Services (DCS)	90	8%
Jamaica Defence Force (JDF)	46	4%
Joint Military/ Police (JCF & JDF)	32	3%

Table 13 shows the quarterly breakdown of new complaints received by the Commission, per State agency, for 2020

ORGANIZATIONS	Q1 2020 JAN-MAR	Q2 2020 APR-JUN	Q3 2020 JUL-SEP	Q4 2020 OCT-DEC
Jamaica Constabulary Force (JCF)	179	299	218	234
Department of Correctional Services (DCS)	20	20	28	22
Jamaica Defence Force (JDF)	10	16	8	12
Joint Military/ Police (JCF & JDF)	4	12	4	12
<b>Total</b>	<b>213</b>	<b>347</b>	<b>258</b>	<b>280</b>

Table 14 shows a comparative breakdown, per State agency, of new complaints received for 2019 and 2020.

STATE AGENCY	2019 TOTAL COMPLAINTS	2020 TOTAL COMPLAINTS	PERCENTAGE INCREASE
Jamaica Constabulary Force (JCF)	625	930	49%
Department of Correctional Services (DCS)	72	90	25%
Jamaica Defence Force (JDF)	15	46	207%
Joint Military/ Police (JCF & JDF)	14	32	129%
<b>Total Complaints</b>	<b>726</b>	<b>1098</b>	<b>51%</b>

## OVERVIEW: COMMISSION'S REPORTS RECOMMENDATIONS

Table 15 shows the recommendations made for the 662 Commission's Reports completed during the period January to December 2020

Charge		Charge & Disciplinary Action		Disciplinary Action		Unsubstantiated
14 cases	15 officers	5 cases	6 officers	41 cases	63 officers	602 cases

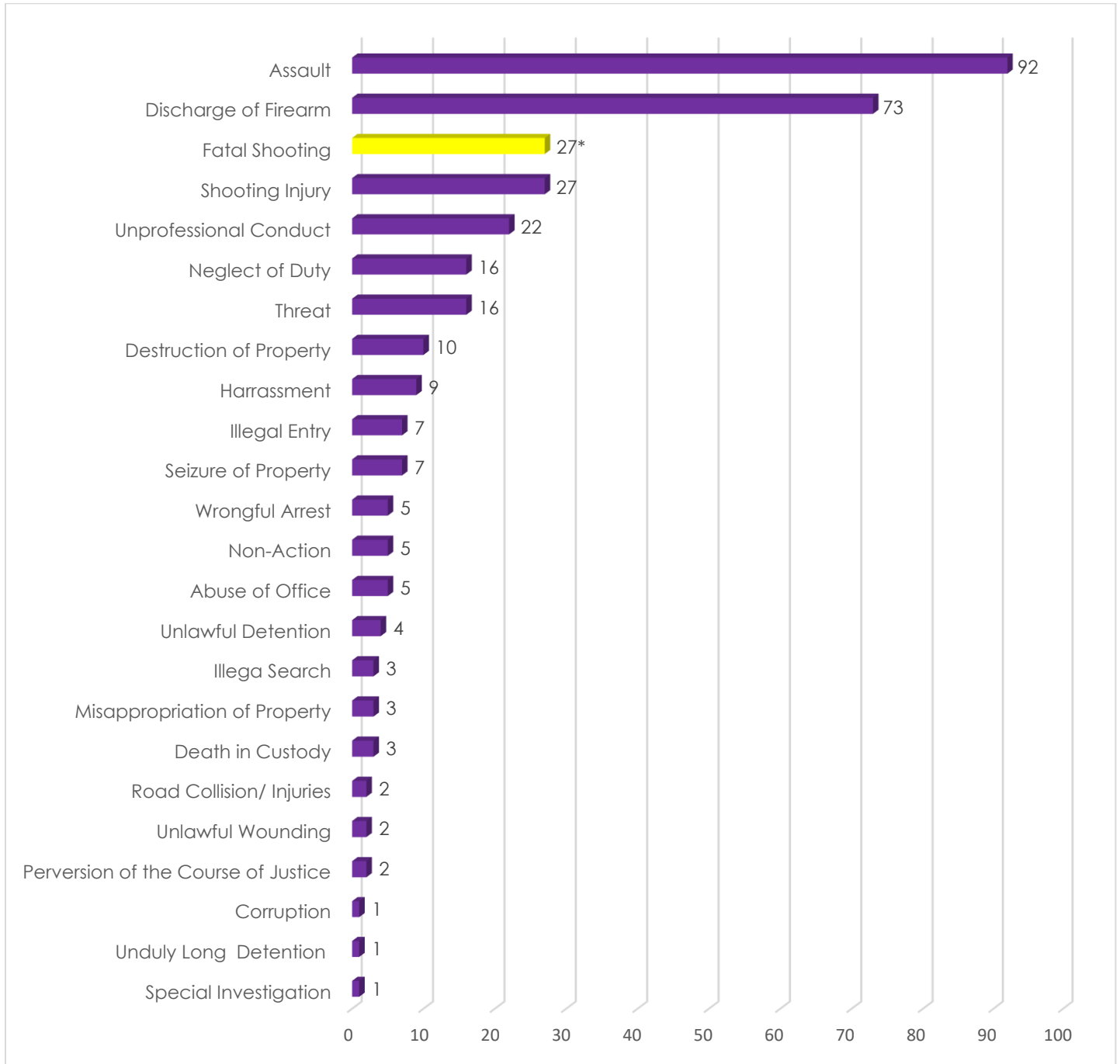
## CHARGES LAID FROM INDECOM INVESTIGATIONS PER ORGANIZATION

Table 16 shows the breakdown, per organization, for the 19 officers charged, for the period of January to December 2020

ORGANIZATION	TOTAL
Jamaica Constabulary Force (JCF)	17
Department of Correctional Services (DCS)	2
Jamaica Defence Force (JDF)	0

# PART TWO: Q4 STATISTICS

## NEW COMPLAINTS

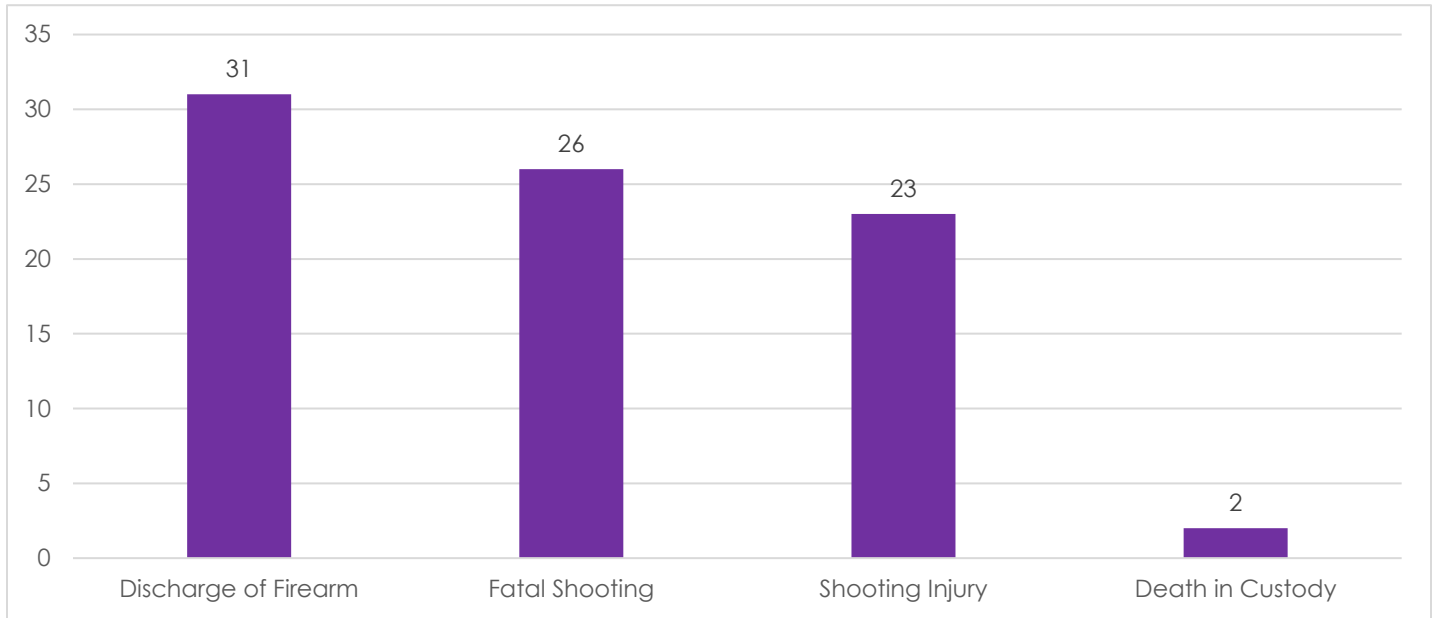


**\*There were 31 deaths from 27 fatal shooting incidents**

**\*Assault includes assault occasioning bodily harm and assault at common law**

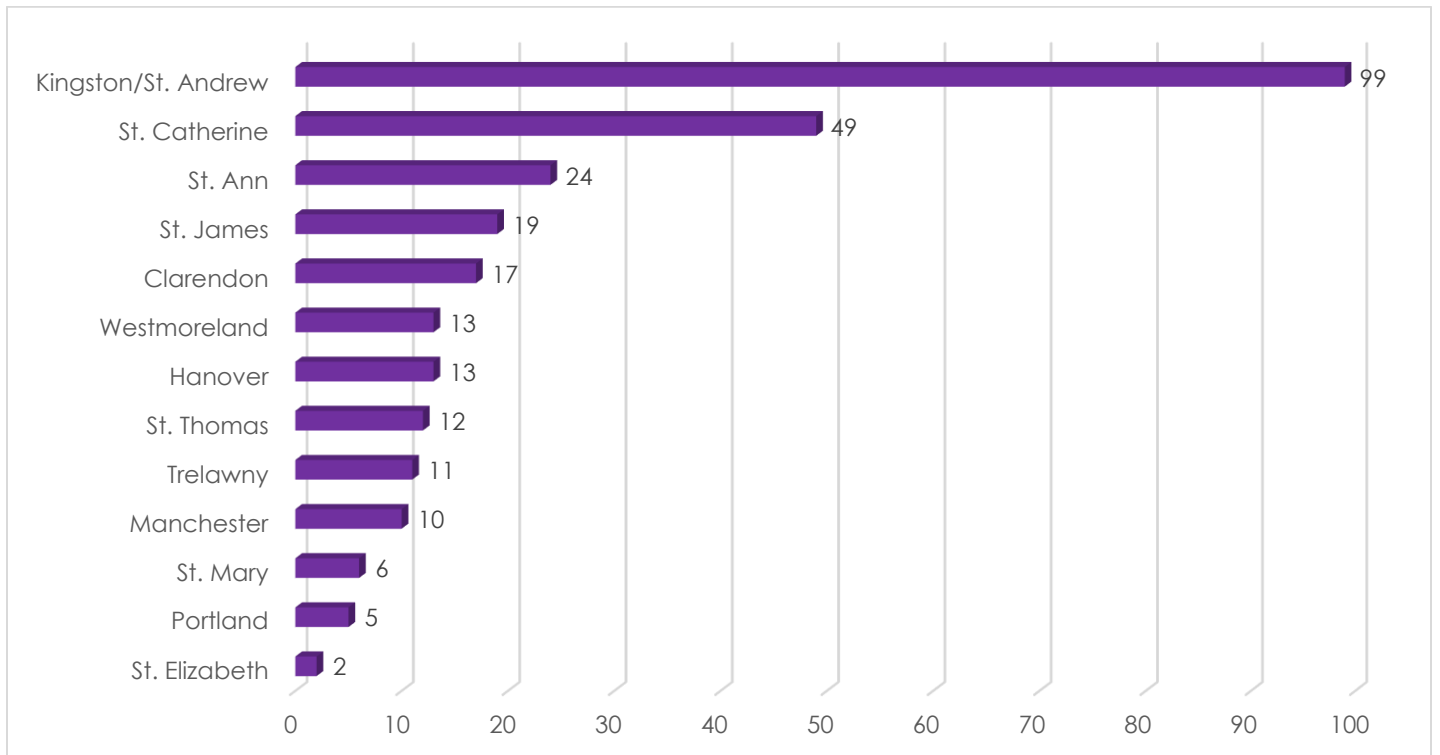
Graph 6 shows the 343 categories for the 280 new incidents for which complaints were received by the Commission during the period October to December 2020

## FORENSIC SCENE RESPONSE



Graph 7 shows the 82 incidents that the Commission’s Forensic Unit responded to during the period October to December 2020

## COMPLAINTS BY PARISH



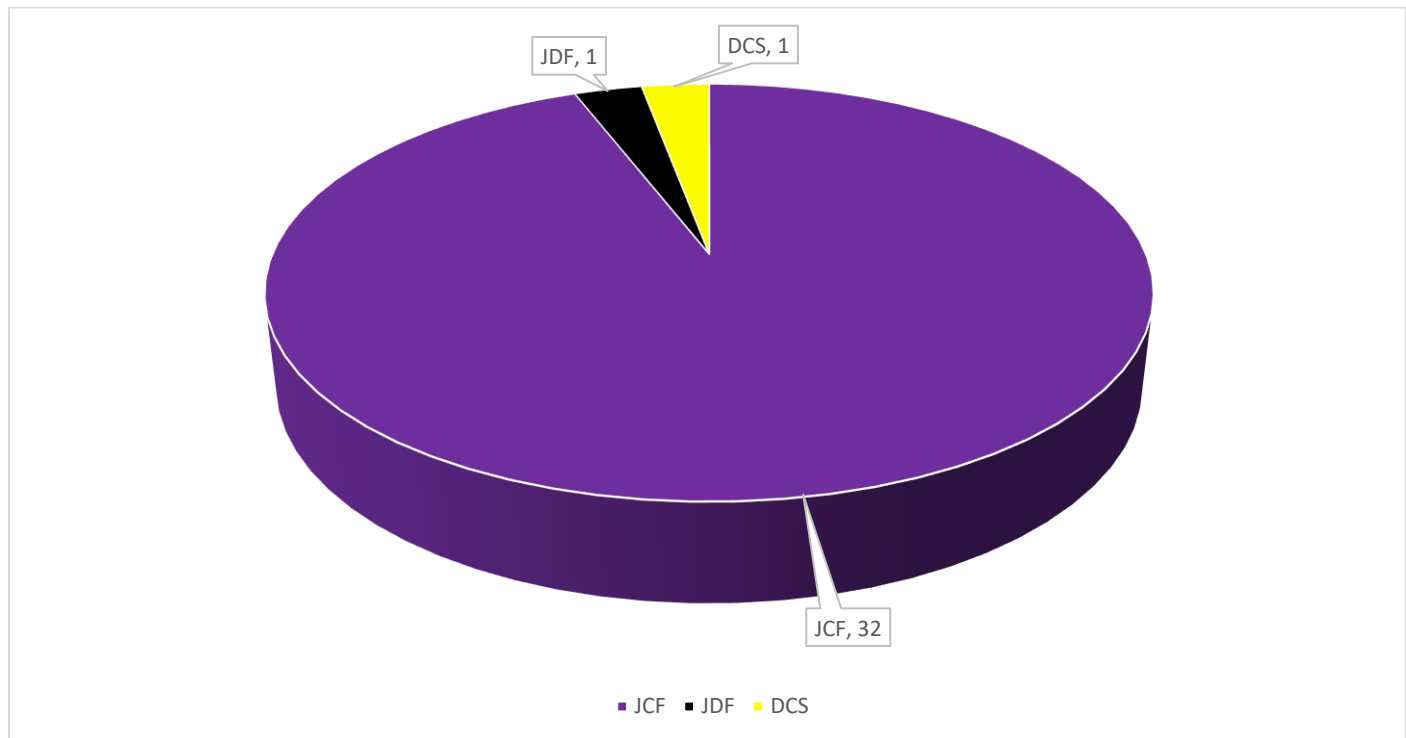
Graph 8 shows the breakdown per parish for the 280 new complaints received by the Commission during the period October to December 2020

## COMPLAINTS PER ORGANISATION

Table 17 shows the breakdown, per State agency, of the 280 new complaints received by the Commission during the period October to December 2020

STATE AGENCY	TOTAL COMPLAINTS	PERCENTAGE
Jamaica Constabulary Force (JCF)	234	84%
Department of Correctional Services (DCS)	22	8%
Jamaica Defence Force (JDF)	12	4%
Joint Military/ Police (JCF & JDF)	12	4%

## FATALITIES PER ORGANISATION



Graph 9 illustrates the State agency to which the 34 fatalities recorded for the period of October to December 2020 are related. The corresponding list, for the 30 specific incidents, is below.



## SECURITY FORCE-RELATED FATALITIES LIST

JCF – Jamaica Constabulary Force

JCF-OD: Jamaica Constabulary Force Off Duty Officer

■ JDF: Jamaica Defence Force

DCS: Department of Correctional Services

■ DIC: Death in Custody

RTA: Road Traffic Accident

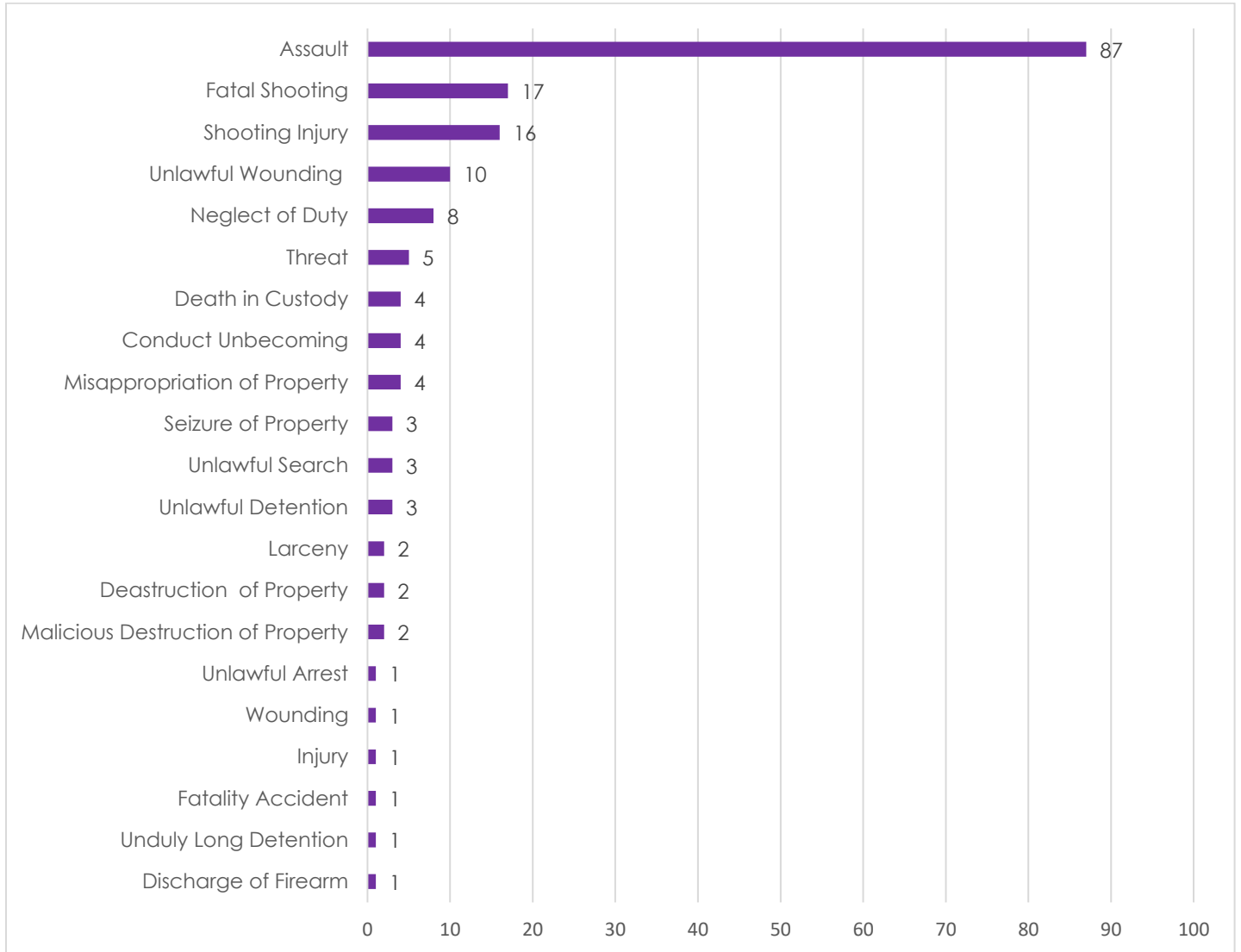
**Table 18 lists the names of the 34 civilians who died from security force-related incidents during the period October to December 2020**

Date	Name of Deceased	Location of Incident	Related State Agent
<b>OCTOBER (9)</b> <b>(Fatal Shooting – 8; DIC – 1)</b>			
1-Oct	Errol CAVAN	Whitfield Avenue, Kingston	JDF
5-Oct	Romarco ROBINSON	Red Hills Road, St Andrew	JCF
13-Oct	Tevin A. BELL Nicholas W. LAWRENCE	Lyssons Main Road, St Thomas	JCF
14-Oct	Jermaine FORBES <b>DIC</b>	May Pen Police Station Lock Up to May Pen Hospital	JCF
16-Oct	Marvan BOWMAN	Sun Valley Main Road, Montego Bay, St James	JCF-OD
26-Oct	Jahmeal SMITH Ashoda McFARLANE	Spanish Town Toll Gate, St Catherine	JCF
28-Oct	Roshane BOGLE	Roehampton Close, Kingston	JCF-OD
<b>NOVEMBER (11)</b> <b>(Fatal Shooting – 10; DIC - 1)</b>			
6-Nov	Tevin JONES	Central Village, Spanish Town, St Catherine	JCF
8-Nov	Dwayne SCHLOSS	Harwood District, Manchester	JCF-OD
10-Nov	Dudley J. WATT <b>DIC</b>	Kingston Central Lock Up	JCF
15-Nov	Omarley B. FRANCIS	McVickers Lane, Spanish Town, St Catherine	JCF
18-Nov	Rushane McKALAN	Spanish Town Road, Kingston	JCF
19-Nov	Ainsley MORGAN	Trench Town, Kingston	JCF
19-Nov	Lester BERNARD	Hylton Lane, Yallahs, St Thomas	JCF
20-Nov	Harrison PALMER	Metcalf Street, Kingston	JCF
26-Nov	Damion DOUGLAS	Elgin District, Mocho Community, Clarendon	JCF
28-Nov	Cornel McKENZIE Dennis FRANCIS	King Street, Spanish Town, St Catherine	JCF
<b>DECEMBER (14)</b> <b>(Fatal Shooting – 13; DIC – 1)</b>			
2-Dec	Brandon REID Nicholas MILES	St Joseph's Road, Kingston	JCF
7-Dec	Rushane THOMAS	Slipe Road, Kingston	JCF
11-Dec	John MATTIS	Mandela Highway, St. Catherine	JCF

13-Dec	Ricardo DOUGLAS	Keswick Circle, Cumberland, St. Catherine	JCF-OD
13-Dec	Ray GRAHAM <b>DIC</b>	TSACC to KPH	DCS
13-Dec	Glester WHITE	Saint D'Acre, Alexandria, St. Ann	JCF-OD
14-Dec	Male u/k	Red Hills Road j/w Boulevard, St. Andrew	JCF
20-Dec	Anthony CHAMBERS	Greenvale, Mandeville, Manchester	JCF
21-Dec	Keshawan ARCHIBALD	Ferguson Drive, Riverton, St Andrew	JCF
21-Dec	Cedric GRANT	Sun Flower Crescent, Norwood Gardens, St James	JCF
25-Dec	Omar MILLER	Georgia Square, Trinityville, St Thomas	JCF
27-Dec	Fitzroy COORE	Morgans Drive, May Day, Manchester	JCF
29-Dec	Jahrem TAYLOR	Port Maria Housing Scheme, St Mary	JCF

## The Legal Department

### COMPLETED COMMISSION'S REPORTS



Graph 10 shows the categories of complaints for Commission's Reports completed during the period of October to December 2020

### OVERVIEW: COMMISSION'S REPORTS RECOMMENDATIONS

Table 19 shows the recommendations made for the 165 Commission's Reports completed during the period October to December 2020

Charge		Charge & Disciplinary Action		Disciplinary Action		Unsubstantiated
1 case	1 officer	0 cases	0 officers	6 cases	7 officers	158 cases

## COMMISSION'S REPORTS RECOMMENDATIONS – FATAL SHOOTING INCIDENTS

**Table 20 is recommendations by INDECOM's Legal Department for Commission's Reports completed for fatal shooting incidents during the period October to December 2020**

No.	Date of Incident	Victim	Case Summary	INDECOM Recommendations
1.	April 22, 2009	Cowen Grant	On Wednesday, April 22, 2009 about 7:00 a.m. a police team from the May Pen Police Station was on mobile patrol in the Evans Height area of May Pen when they received information that men were seen along Nickle Avenue with guns. The team was divided into two. On one of the team's arrival at Nickle Avenue three men were seen sitting on a sidewalk one of whom had a firearm in his hand. The police shouted "don't move" and another man pulled a firearm and opened fire at the police party. The police returned the gunfire in the direction of the men. Two of the men ran and the other fell to the ground suffering from gunshot wounds. One Intratec submachine gun with an expended shell across the breach was found nearby. The injured man was taken to the May Pen Hospital where he was pronounced dead. Accordingly, the Commission has recommended that no criminal charges be pursued at this time, and that the matter be forwarded to the Special Coroner for him to decide whether an inquest will be held.	No Charge
2.	August 31, 2010	Oswald Clarke	On Tuesday, August 31, 2010 at about 5:45 a.m. a joint police military operation was led by DSP with forty JCF and ISCF personnel assisted by Major along with thirty-eight JDF personnel were on operation in Gut Bottom of Granville St. James in search of wanted men when they entered a yard occupied by the deceased and other persons. They were greeted by gunfire. The police returned the fire and the men fled in different directions. When the gunfire ceased Oswald Clarke was found lying in the yard clutching a home-made shot gun loaded with one (1) round 12 gauge cartridge. A search of his person was conducted and three more rounds of 12 gauge cartridges were found in his right trousers pocket. He was taken to the Cornwall Regional Hospital where he was pronounced dead by Dr. B. The area in which the men were seen was searched and one chrome and black magazine loaded with four (4) rounds 9mm cartridges and one Colt .38 revolver with serial number erased loaded with five (5) rounds .38 cartridges was found.	No Charge
3.	January 7, 2011	Lepke Hines	On Friday, January 7, 2011 at about 6 a.m. DSP and DSP both from the Hanover and Mobile Reserve Divisions respectively led a special operation in the Lucea area to include the Big Well Lane District. Cons. and Cons. both from the Hanover Street Crime Unit went to a house in the Big Well Lane District which was occupied by the now deceased. On the approach of the police,	No Charge

			shots were heard firing inside the house. Constables who were at the back of the house kicked open the door and saw Hines with a shine gun in his hand. Hines allegedly pointed the gun in the direction of the police. Constables took cover and returned fire. The now deceased fell to the ground with the firearm which was retrieved. It was found to be a Ruger SP 101.38 special calibre loaded with three (3) live and two (2) empty casings with serial number 571-84903. Hines was taken to the Noel Holmes Hospital where he was pronounced dead by Dr. K. T. The house was searched and one (1) Smith and Wesson .38 special calibre revolver loaded with two (2) .38 rounds serial number K24672 was found in the toilet tank in the bathroom. Accordingly, the Commission has recommended that no criminal charges be pursued at this time, and that the matter be forwarded to the Special Coroner for him to decide whether an inquest will be held.	
4.	October 7, 2011	Patrick Phillips	On Friday, October 7, 2011 at about 10:40 a.m., a team of police officers went to a house in Red Dirt, Flankers occupied by Patrick Phillips; who they said was wanted for questioning for serious offences committed in the area. It is further alleged that on the arrival of the Police, Patrick Phillips ran and was pursued. According to reports, he ran into a nearby house and hid in a closet where he was found by two Constables. The Police alleged that Patrick Phillips pointed a firearm at them, hence they returned fire, with one Constable reportedly firing two shots at Phillips. A .38 Smith and Wesson revolver serial number A765286 loaded with six .38 cartridges was taken from him. Patrick Phillips was rushed to Cornwall Regional Hospital where he was pronounced dead. Accordingly, the Commission has recommended that no criminal charges be pursued at this time, and that the matter be forwarded to the Special Coroner for him to decide whether an inquest will be held.	No Charge
5.	January 9, 2012	Jermaine Colquhorn	On Monday, January 9, 2012, DSP led a team of officers to on an operation on Monday, January 9, 2020 to Joan Avenue in Glendevon St. James. The goal was to apprehend Jermaine Colquhorn who was wanted for shooting and murder. It was reported that while the officers were cordoning the premises, a man ran from the house with a hand gun and fired at the team. Two Constables returned fire in the man's direction. One Constable was shot during the incident in his right hand. This account was challenged by DA. DA alleges that she and her boyfriend Jermaine Colquhorn were at home sleeping with their two young children. At about 5:15 am they were both awakened by knocking on the door and voices outside saying "Police". DA reportedly opened the door and a number of police officers dressed in denim with long and short guns entered the	No Charge

			house. Both children were still beside their father, Jermaine, who was still seated on the bed. DA said that as soon as the officers entered, a particular officer pulled a short gun which was strapped on his leg and fired two shots towards Jermaine while the children were still beside him. She was pushed outside and the children subsequently removed by the officers.	
6.	January 23, 2012	Chadie Chambers	On Monday, January 23, 2012 at about 3:45 p.m. the concerned officers were on mobile patrol along Strand Street, Montego Bay, when they received information about a case of robbery which was committed along the same street. Information received was that the suspect ran onto Howard Cooke Boulevard. It is alleged that the officers proceeded to Howard Cooke Boulevard where they saw a man fitting the description of the robber. They shouted "Police" to the man who ran. The officers gave chase. While running, the man headed to the beach side of the road and was joined by another man who opened fire at Special Constable. Special Constable returned fire and the men ran in separate directions. The area was searched and one of the men was found suffering from a gunshot wound to the left side of the chest. The injured man was taken to the Cornwall Regional Hospital where he was pronounced dead by Dr. C. It remains unknown whether or not the other man was hit.	No Charge
7.	February 8, 2012	Oneil Wallace	On Wednesday, February 8, 2012 at about 5:10 a.m. the police was on special operations led by Det. Cpl. in the Dumfries area of St. James in search of suspect called 'Germs' who was wanted for questioning in a case of shooting with intent committed in the Dumfries area. The police went to a one room flat dwelling house occupied by the suspect. The house was cordoned and the police knocked on the front door of the house. Suddenly a female occupant in this house opened the front door and ran outside. The now deceased was seen running through the back door and fired one gun shot at the police who was at a section outside of this house, the police returned the gun fire at the suspect who fell to the ground clutching a chrome .38 Smith & Wesson revolver with serial number erased and found to be containing (5) live .38 rounds and one empty casing of .38 cartridge. The now deceased was rushed by the police to the Cornwall Regional Hospital where he was pronounced dead by Dr. G.	No Charge
8.	March 2, 2012	Kemar Morris	On Friday, March 2, 2012 at about at about 4:30 a.m. the police are alleging that they went to the home of the accused and he pointed a gun on an officer whilst he was in his bed room. The officer fired one shot at him in self defence. The deceased jumped through a window and fired shot at other officers who were outside. The	No Charge

			<p>officers returned fire hitting the deceased. He was taken to the Cornwall Regional Hospital where he was pronounced dead. This account is refuted by civilians. The civilians in this matter claim that the officers came to the house and went to Kemar's room where they escorted his girlfriend from the room then searched the room and eventually, two (2) shots were heard being fired in the room, shattering glass and more shots were heard outside. The mother claimed that it was four police officers that went to Kemar's room while another officer restricted her from following the four officers to the room so it was a total of about five (5) police officers who entered the house. She also stated that after she heard the first shot in Kemar's room, she looked to the side of the house and saw him sloping back way through the window and after the second shot was fired, she saw him fall completely through the window to the ground outside. The Commission is unable to pursue criminal charges without the participation of the witnesses.</p>	
9.	July 27, 2012	Kevaun Brown & Patrick Wedderburn	<p>On Friday, July 27, 2012 at about 3:40 p.m. the Police were informed by residents that there were a number of men firing guns in the area. A team of Police Officers led by DSP went to the area. On arrival they saw a group of about seven men with guns. On seeing the Police, they ran in different directions, at the same time firing at the Police. The Police returned the fire. When the shooting subsided, one male Patrick Wedderburn, o/c Pork Oil, was found nearby suffering from gun-shot wounds. After a search of the area another male Kevaun Brown o/c Lane, was found in a room lying on a bed, covered with a sheet. They were both pronounced dead at the Cornwall Regional Hospital.</p>	No Charge
10.	November 22, 2012	Oneil Green	<p>On Thursday, November 22, 2012 at about 2 a.m. a police party led by Inspector of the St. Catherine South Division, acting upon intelligence went to the Kilmarnock community in Westmoreland on special operations. They were in search of wanted men and illegal firearms. The police party approached a concrete house when a man was seen at the front door. It is alleged that the man opened fire at the Police. The Police took evasive action and returned the fire and the man ran back inside the house. The Police then tactically approached the house and the man again opened fire at them. The Police once again returned the fire. Subsequently the Police entered the house and saw the body of the deceased lying on the floor in a room with a Glock 20 pistol with serial number erased and containing a magazine with seven (7) .40 calibre cartridges beside him. He was rushed to the Black River Hospital where he was pronounced dead. Accordingly, the Commission has recommended</p>	No Charge

			that no criminal charges be pursued at this time, and that the matter be forwarded to the Special Coroner for him to decide whether an inquest will be held.	
11.	January 30, 2013	Walden Cunningham	On Wednesday, January 30, 2013 at about 3 p.m. a group of police officers were on patrol in the Whitehouse area, when they saw a person of interest in a motor vehicle. They stopped the vehicle and approached the person of interest. As they did so, the men who were in the company of this person ran along with him. One of the men ran to the rear of a little shop and went inside the shop. He was followed by the police and as he was confronted, he pulled a handgun and opened fire at the police. The police took evasive action and returned the fire, the man was hit, and was taken to the Savanna-la-mar Hospital where he was pronounced dead by Dr. G. A colt .45 pistol with three live rounds were recovered from the deceased. Accordingly, the Commission has recommended that no criminal charges be pursued at this time, and that the matter be forwarded to the Special Coroner for him to decide whether an inquest will be held.	No Charge
12.	April 24, 2013	Gregory Thompson	On Wednesday, April 24, 2013 at about 2 p.m. a party of police officers led by Cpl., and accompanied by Cons. and Dist. Cons. were on patrol on an enquiry in the Savanna-la-Mar area. Upon reaching a section of Seaton Crescent, they received information that two men were in a house with firearm. On approaching the house they saw a man standing at the doorway looking in the direction of the police. The officers called out "police", the man stepped back and pulled a firearm from his waistband. Another man ran from the house with a firearm in hand, and both of them fired at the police. The police men took evasive action and returned the fire. Both men dropped their firearm and ran in different directions. They were found suffering from gunshot wounds. They were both taken to the Savanna-la-Mar hospital where Thompson was pronounced dead and CA, 17 years old was admitted. One homemade double barrel shot gun and two homemade hand guns were recovered.	No Charge
13.	July 11, 2013	Curtis Hewitt	On Thursday, July 11, 2013 at about 3 a.m. a team of police from the Area one O.S.T were on operation in the Camrose District in St. James. They were divided in small groups with one group of three (3) going to the now deceased dwelling. It is alleged that upon approaching a downstairs section of the house, shuffling was heard, the door opened and a man was seen standing with what appeared to be a gun in his hand. The police shouted 'Police', and the man opened fire, the fire was returned and the door swung open, and loud explosions were heard inside after the door closed. A man was found lying in the	No Charge



			room in a pool of blood. A homemade shot gun was recovered. The injured man was taken to the Cornwall Regional Hospital where he was pronounced dead.	
14.	November 22, 2013	Andrew Campbell	On Friday, November 22, 2013 the Police indicated that information was received that a man was at a house in Pitfour (capture land), St. James with a firearm. A police team of three, led by Corporal, proceeded to the location and upon reaching the house the front grill was open. One police went to the right side of the house and the others stayed at the front section. The police officer that went to the side of the house, upon approaching the rear of the house, saw the glance of a man with a firearm in his hand, the man fired at him and he fired two (2) rounds from his Glock Pistol. The man kept running and went into the path of the other policemen still holding the firearm in his hand. The police then opened fire in his direction and he fell over an embankment. He was taken to the Cornwall Regional Hospital where he was pronounced dead.	No Charge
15.	January 1, 2014	Sanshea Noble	On Wednesday, January 1, 2014 at about 4 p.m. Constable who was driving service vehicle G003, received a radio transmission from Area One Control of a dispute at Bottom Common, Jackson Town, Trelawny. The officer responded and proceeded to the location. Another Constable who was also in the area driving a separate vehicle also proceeded to the location. On arrival the police men were briefed by the brother of the complainant that his niece had gone to use the outside bathroom at the back of the house and the neighbor Mr. Noble who lived in the woodland behind them came onto their premises and was behaving boisterously. Noble went inside his house and came outside with a machete followed by his girlfriend who had a knife. The officers returned to the service vehicle and informed Area One Control of the situation. The officers returned to Noble's premises and tried to speak with him. He eventually put the machete inside the house. He then picked up a pick axe which was lying outside on the ground and put it inside the house. The police officers were about to leave when the girlfriend came from the house and threw flour on a Constable. She thereafter ran back inside the house. Both police officers and Noble ran into the house. Mr. Noble stood between Constable and his girlfriend. Noble then grabbed the front of the Constable's uniform thereby tearing it. Mr. Noble picked up the pick axe and swung it the Constable's head. The Constable instructed Mr. Noble to put down the pick axe. At this time the Constable removed his firearm from his waist. Mr. Noble again attempted to hit the Constable and the Constable fired one shot from his glock	No Charge

			MTS351 hitting Mr. Noble to the head. Mr. Noble was rushed to the Falmouth Hospital where he was pronounced dead by Dr. F.	
16.	July 12, 2017	Loren Johnson	On Wednesday, July 12, 2017 Corporal and three officers left the Negril Police Station in service vehicle J021 with complainant AA to attend to a threat report she made against Loren Johnson of Silver Spring Community. While driving along the road in the community, AA pointed to man standing along the road way dressed in a pair of shorts as the man who had threatened her. The officers reportedly stopped the service vehicle and exited same. Upon approaching the man, he reportedly attacked the officers punching and hitting them. The man then ran away but returned with a machete in hand swinging at the officers. One officer discharged a warning shot. However the man continued in his action. It is alleged that Corporal in a bid to protect himself held onto the man's hand and a tussle ensued during which they both fell. The man with the machete overpowered the Corporal and was over the Corporal who was lying on his back on the ground. The man with machete in hand reportedly swung it to chop the Corporal and Cons. discharged in the man's direction. The man fell and was subsequently rushed to the Savanna-La- Mar hospital where he was pronounced dead.	No Charge
17.	March 18, 2018	Gladstone Christian	On Saturday, March 18, 2018 at about 3:00 a.m., a team of two officers from the Darling Street covert unit were on foot patrol when on reaching the intersection of Beckford and West Street, they observed three men on West Street heading southerly. The police officers called out to the men and identified themselves as police officers and shouted for the men to stop. The men brandished firearms and opened gunfire at them. The police officers took cover and returned gunfire. When the shooting subsided the police carried out a search of the area and an unidentified injured man was seen lying along West Street. The injured man was taken to the Kingston Public Hospital where he was pronounced dead.	No Charge

## RULINGS RECEIVED FROM THE ODPP ARISING FROM INDECOM INVESTIGATIONS

Table 21 shows all case rulings received from the Office of the Director of Public Prosecutions (ODPP) during the period October to December 2020

No.	Incident Date	Category of Incident	Date Referred to ODPP	Date ODPP Ruling Received
<b>Rulings for Charge</b>				
1.	April 28, 2020	Assault	October 20, 2020	December 30, 2020

## CHARGES LAID FROM INDECOM INVESTIGATIONS (OCTOBER - DECEMBER 2020)

Table 22 shows all members of the Security Forces who were charged for various allegations during the period of October to December 2020

Name and Rank	Incident Date	Charge	Date of Arrest	State Agency
Cons. Dale Stephenson	October 31, 2016	Murder	October 14, 2020	JCF

## **PUBLIC INFORMATION**

- **Meeting: Security Forces & INDECOM**

In the 4<sup>th</sup> quarter of 2020, INDECOM's Senior Management had one (1) meeting with members of the JCF High Command. This was an introductory meeting for INDECOM's new Commissioner.

- **Outreach: Awareness Exercises**

<b>Unit/ Division/ Station</b>	<b>Group Size</b>	<b>Contact Hours</b>
Jamaica Defence Force	350	3
Richmond Farm Correctional Centre	24	2

# INDECOM OFFICES

## Head Office

1 Dumfries Road  
Kingston 10

## Interview Centre

9 Dumfries Road  
Kingston 10

## Central Regional Office

1 A Brumalia Road  
Cobblestone Professional Centre - Unit 10  
Mandeville, Manchester

## Western Regional Office

Praise Concourse Plaza  
18 Queens Drive,  
Montego Bay, St. James

## Telephone Lines

876.968.1932	876.968.8875
876.961.4171	876.971.1672
876.979.3481	876.929.6719
876.971.1672	876.979.3481

## Incident and Tip Lines

**(F)1.888.991.5555**

## Whatsapp

**(876) 553 – 5555**

Email us: [info@indecocom.gov.jm](mailto:info@indecocom.gov.jm)

Website: [www.indecom.gov.jm](http://www.indecom.gov.jm)

***Searching for Truth, Striving for Justice***