**Weapon causing injury**

1. Throwing weapon

## Be Safe, Feel Safe

**How safe you felt**

4 - Mixed

**Safety Equipment Used**

Body Armour (without hard armour plates), Reflectorised jacket, Gloves, Riot helmet only, Riot shield

**Additional Safety Information**

At times I had serious concerns for the safety of myself and other staff. I was also not allowed to equip my POP gear including shin guard which would have protected me from injury.

## Level 1 Supervisor Details

**Last name**

s9(2)(a), s9(2)

**First Name**

s9(2)(a), s9(2)(g)(ii)

**QID**

s9(2)(a), s9(2)(g)(

**Station**

s9(2)(a), s9(2)(g)(ii)

**Area**

s9(2)(a), s9(2)(g)(ii)

**District**

Southern

**Rank**

Sergeant

**Phone (Ext)**

s9(2)(a), s9(2

**Phone (DDI)**

s9(2)(a), s9(2)(g)(ii)

## Level 2 Reviewer Details

**Last name**

s9(2)(a), s9(

**First Name**

s9(2)(a), s9(2)(g)(

**QID**

s9(2)(a), s9(2)(g)(

**Station**

s9(2)(a), s9(2)(g)(ii)

**Area**

s9(2)(a), s9(2)(g)(ii)

**District**

Wellington

**Rank**

Inspector

**Phone (Ext)**

s9(2)(a), s9(2

**Phone (DDI)**

s9(2)(a), s9(2)(g)(ii)

## Level 1 Supervisor

**Action**

I SUPPORT the actions of s9(2)(a), s9(2)(g)(ii) reported here

**Justification for decision**

Actions supported and justified. National review in place for this incident. Inquiries continuing to identify and locate offenders

**Based on the Tactical Options Report, I recommend the following actions for consideration by the Level 2 Reviewer:**

- ☐ **Recognition of good performance** _*Acknowledging a great job by staff. Actions could range from verbal or written recognition of performance through to awards and commendations*
- ☐ **Follow up on performance** _*Actions could range from debrief, discussion, and submission to Lessons Learnt, to remedial training, or engagement with PPC depending on the circumstances*
- ☑ **No further action required**

**Recommended action**

200 Character Limit

**Level 2 Reviewer**

**Action**

COMPLETE, no further changes are required.

**Senior Officer Comments**

I support the actions as described here.

Based on the Tactical Options Report, and the recommendation from the Level 1 Reviewer, the following actions have been/will be taken:

- [ ] **Recognition of good performance** _*Acknowledging a great job by staff. Actions could range from verbal or written recognition of performance through to awards and commendations*
- [ ] **Follow up on performance** _*Possible actions could range from debrief, discussion, and submission to Lessons Learnt, to remedial training, or engagement with PPC depending on the circumstances*
- [x] **No further action required**

- [ ] Police Professional Conduct has been notified of this incident

**Review Comments History**

| Date | Status | User | Comments |
|---|---|---|---|

NEW ZEALAND POLICE
Ngā Pirihimana o Aotearoa

# Tactical Options Report - Person

**Report Number:** TO220607008 **Current Status:** Completed

**Last Updated:** 10/06/2022 13:28:22 **Assigned to:** s9(2)(a), s9(2)(g)(ii)

**Attachments**

Showing 0 entries

Previous Next

**Reporting Officer:** s9(2)(a), s9(2)(g)(ii) | Constable | s9(2)(a), s9(2)(g)(ii) |

s9(2)(a), s9(2)(g)(ii) | s9(2)(a), s9(2)(g)(ii)

**Incident Details: P049793591**

**Incident details**

| | | |
|---|---|---|
| **Date & Time**<br>02/03/2022 13:00 | **Event Type**<br>6550 - Telecommunications Act | **CARD Event Number**<br>P049793591 |
| **Address**<br>1 MOLESWORTH STREET | **Suburb**<br>PIPITEA | **Town/City**<br>WELLINGTON CITY |
| **Incident Station**<br>Wellington Central | **Incident Area**<br>Wellington Area | **Incident District**<br>Wellington |

**Original CARD Event details**

| | | |
|---|---|---|
| **Date & Time**<br>02/03/2022 07:12 | **Event Type**<br>6550 | **Station**<br>267 |
| **Address**<br>1 MOLESWORTH ST PIPITEA | **Suburb**<br>PIPITEA | **Town/City**<br>WELLINGTON CITY |

**Workgroup at time of event**

Police Support Unit (PSU)

**Specialist groups who attended**

Police Support Unit (PSU), Armed Offenders Squad (AOS), Police Negotiation Team (PNT)

**List of Police at Incident**

| Name (QID) | Rank | Position | Phone Extension |
|---|---|---|---|
| s9(2)(a), s9(2)(g)(ii) | Constable | s9(2)(a), s9(2)(g)(ii) s9(2)(a), s9(2)(g)(ii) s9(2)(a), s9(2)(g)(ii) | s9(2)(a) |

**Narrative**

**1) Background and context**

This relates to the police operation 02/03/22 to remove protestors from Parliament grounds and its surrounds. My role was as a police support unit officer working predominately in the Molesworth Street area and was in the front of the skirmish line opposite the protestors. The situation was dynamic with instances where protestors were openly violent towards police and I was assaulted a number of times throughout the day, often indiscriminately by members of the protest using various weapons and unarmed strikes and kicks.

**2) Your ongoing TENR assessments and your responses**

At the time of my use of OC spray I was in a skirmish line facing the protestors in a tight crush. At the time we were attempting to push a large group of protestors down Molesworth Street and the protestors were pushing back in response. They were 3 or 4 deep and were stretched across the road. Communication was used throughout the day with little or no effect on the majority of those protesters present.

A group of male protestors then used a large metal crate as weapon and forcefully pushed it into the police line directly to my left. The crate had similar dimensions to a pallet on its base while being about 1.2metres high.

Given the close proximity of protestors and police the **Threat** was that the protesters would knock police to ground causing them to be seriously harmed either by mob violence if they were to fall or be separated from their colleagues or by being trampled in the aftermath. Further to this, the protesters had no regard for the safety of their own people wedged between the police and the metal crate they were using as weapon.

Both police and other protestors were e**xposed** to the harm caused by the use of the crate.

It was **necessary** to act at that time to protect both those members of the public and the police from further harm and for the maintenance of law at that time. Those pushing the crate were told to desist by police and other protestors but this had no effect.

My **response** was to deploy OC spray on the males pushing the crate. There was no other way to reach the males at the time and they were not listening to the protestors around them asking them to stop. It was effective on some of those present but less so on others as they had begun to wear goggles and masks to prevent being affected by OC spray. Further to this, other police had also deployed spray so I don't know whether the spray I deployed was effective or whether it was another officers. Some of the males sprayed walked away from the crate while others continued to push. It was by physical effort that the crowd was eventually pushed back past the crate.

My response was justified under section 48 of Crimes Act 1961 to defend the members of the public and police to my left.

**Subjects at Incident**

**1. Male, Unknown**

| Gender | Ethnicity | Estimated age |
|---|---|---|
| Male | Unknown | |

| Behavioural observations | Mental/emotional state observations |
|---|---|
| Aggressive demeanour, Threaten Police, Physically assault non-Police, Verbally abusive, Physically assault | None |

Police

**Weapon possession**
Had a weapon

**Injury sustained**
No

## Subject Weapons

| Weapon Type | Weapon Usage | Recovered |
|---|---|---|
| Bludgeoning/hitting weapon i.e. blunt weapon | Used | No |

## Tactical Options Used

### 1. Communication

**PCA**
Assaultive

**Effectiveness**
Nil/No effect

**Location used**
At scene

### 2. OC Spray

**PCA**
Assaultive

**Subject in handcuffs/restraints**
No

**Warning given**
Yes

**Hit or Miss**
Hit

| Certification | Date issued | Expiry date |
|---|---|---|
| OC Spray | 18/09/2019 | 02/08/2022 |

**Effectiveness**
Immediate but not sufficient

**Location used**
At scene

**Location description**
Outdoors

**Alternatives considered but not used**
No alternative option considered

### Subject Outcomes & Legal Justification

**Actions Taken**

Subject decamped/escaped.

**Resolution**

Not Charged

**Legal Justification - Crimes Act**

Defence of another (POLICE OFFICER) (s.48), Defence of another (PUBLIC) (s.48)

### Staff Injuries/Health Issues

**Injury Sustained**

No

### Be Safe, Feel Safe

**How safe you felt**

2 - Very unsafe

**Safety Equipment Used**

Body Armour (without hard armour plates), Reflectorised jacket, Gloves, Riot helmet only, Riot shield

**Additional Safety Information**

A lack of tactical options available and protective equipment to deal with the issue at hadnd

### Level 1 Supervisor Details

**Last name**

s9(2)(a), s9(2)

**First Name**

s9(2)(a), s9

**QID**

s9(2)(a), s9(2)(g)

**Station**

s9(2)(a), s9(2)(g)(ii)

**Area**

s9(2)(a), s9(2)(g)(ii)

**District**

Canterbury

**Rank**

Senior Sergeant

**Phone (Ext)**

**Phone (DDI)**

s9(2)(a), s9(2)(g)(ii)

### Level 2 Reviewer Details

**Last name**

s9(2)(a), s9(

**First Name**

s9(2)(a), s9(2)(g)(i

**QID**

s9(2)(a), s9(2)(g)(i

**Station**

s9(2)(a), s9(2)(g)(ii)

**Area**

s9(2)(a), s9(2)(g)(ii)

**District**

Wellington

**Rank**

Inspector

**Phone (Ext)**

s9(2)(a), s9(2

**Phone (DDI)**

s9(2)(a), s9(2)(g)(ii)

Inspector s9(2)(a), s9(2 s9(2)(a), s9(2)(g)(ii)

**Please ensure you have covered the following points in your review:**

Incident includes at least one subject with an age of 16 years or under.

Reporting officer did not feel safe during the incident.

## Level 1 Supervisor

**Action**

I SUPPORT the actions of s9(2)(a), s9(2)(g)(ii) reported here

**Justification for decision**

Justified use of tactical options based on the circumstances. No further action required.

**Based on the Tactical Options Report, I recommend the following actions for consideration by the Level 2 Reviewer:**

- ☐ **Recognition of good performance** _*Acknowledging a great job by staff. Actions could range from verbal or written recognition of performance through to awards and commendations*
- ☐ **Follow up on performance** _*Actions could range from debrief, discussion, and submission to Lessons Learnt, to remedial training, or engagement with PPC depending on the circumstances*
- ☑ **No further action required**

**Recommended action**

200 Character Limit

## Level 2 Reviewer

**Action**

COMPLETE, no further changes are required.

**Senior Officer Comments**

TOR relates to Operation Convoy. Force used as described here is justified given the assaultive crowd faced.

Based on the Tactical Options Report, and the recommendation from the Level 1 Reviewer, the following actions have been/will be taken:

- ☐ **Recognition of good performance** _*Acknowledging a great job by staff. Actions could range from verbal or written recognition of performance through to awards and commendations*
- ☐ **Follow up on performance** _*Possible actions could range from debrief, discussion, and submission to Lessons Learnt, to remedial training, or engagement with PPC depending on the circumstances*
- ☑ **No further action required**

☐ Police Professional Conduct has been notified of this incident

## Review Comments History

| Date | Status | User | Comments |
|---|---|---|---|

| Date | Status | User | Comments |
| --- | --- | --- | --- |

NEW ZEALAND POLICE
Ngā Pirihimana o Aotearoa

# Tactical Options Report - Person

**Report Number:** TO220607010
**Last Updated:** 30/06/2022 14:02:49
**Current Status:** Completed
**Assigned to:** s9(2)(a), s9(2)(g)(ii)

**Attachments**

Showing 0 entries

Previous Next

**Reporting Officer:** s9(2)(a), s9(2)(g)(ii)) | s9(2)(a), s9(2)(g) | s9(2)(a), s9(2)(g)(ii) | s9(2)(a), s9(2)(g)(ii) | s9(2)(a), s9(2)(g)(ii)

**Incident Details: P049793591**

**Incident details**

| Date & Time | Event Type | CARD Event Number |
|---|---|---|
| 02/03/2022 07:12 | 6550 - Telecommunications Act | P049793591 |
| **Address** | **Suburb** | **Town/City** |
| 1 MOLESWORTH ST PIPITEA | PIPITEA | WELLINGTON CITY |
| **Incident Station** | **Incident Area** | **Incident District** |
| Wellington Central | Wellington Area | Wellington |

| Workgroup at time of event | Specialist groups who attended |
|---|---|
| Police Support Unit (PSU) | Police Support Unit (PSU) |

**List of Police at Incident**

| Name (QID) | Rank | Position | Phone Extension |
|---|---|---|---|
| s9(2)(a), s9(2)(g)(ii) | | | |

**Narrative**

**1) Background and context**

The nature of the incident and any additional context prior to the use of force.

On the 9th February there was a mass sit in of protestors with tents erected on the grounds of Parliament in Wellington protesting against the mandates for COVID19. s9(2)(a), s9(2)(g) PSU were called to assist in removing these protestors with other PSU units from around the country. This was unsuccesful and for 23 days the protestors stayed on Parliament grounds and their numbers grew quite large. On the 3rd March there was a large police operation to remove the protestors off Parliament grounds, PSU units in full kit with shields were used to do this. Other police staff from around the country were also called into Wellington to assist. During the operation to remove the protestors police staff had to contend with a variety of objects that were thrown and used against police. Police staff that did not have safety gear were injured from thrown objects from the protestors. Police encountered a violent group of protesotrs who set fire to tents on Parliament grounds, threw objects at police and assaulted police staff. To remove the protestors police used pepper spray, long shields, spounge rounds and fire hoses. As a result the protestors were removed off Parliament grounds.

**2) Your ongoing TENR assessments and your responses**

Describe all of your continuous assessments of the Threat, Exposure, and Necessity to respond. Your Responses, and the justification for your responses in law and the TOF.

Threat - I was faced with a large group of protestors that were throwing items at police, that were assaulting police and refusing to move. The threat I believed was that of assaultive to heading to GBH. The protestors outnumbered police by a large amount. Throughout the day I was exposed to threats, objects and at one stage had someting sprayed in my face by the protestors which required me to get my eyes washed out by the paramedics on scene.

Exposure - We were in very close proximity to the protestors, they were up against the police shield line pushing back. Police were in a thin shield line on a public road that was in front of Parliament. Police were exposed to items being thrown at them as well as being verbally threatened

Necessity - The necessity to act was high, to stop getting assaulted by the protestors police were forced to move them down Molesworth Street. The protestors didnt have enough time to organise thier defence to be able to assault the police due to being pushed back by police.

Response - Due to the aggressive demeanour of the protestors and the willingness of them to assault police I was issued a large OC spray can. I used it on numerous groups of protestors to protect police staff who were getting assaulted to great effect. Due to police actions that day the protestors were moved from Parliament grounds and dispersed away from the main shopping area of Wellington.

## Subjects at Incident

### 1. Male, Unknown

**Gender**
Male

**Ethnicity**
Unknown

**Estimated age**

**Behavioural observations**
Aggressive demeanour, Threaten Police, Verbally abusive, Physically assault Police, Non-compliant/obstructive

**Mental/emotional state observations**
Distressed emotional state (not 1M), Alcohol intoxication, Drug intoxication

**Weapon possession**
Had a weapon

**Injury sustained**
No

#### Subject Weapons

| Weapon Type | Weapon Usage | Recovered |
|---|---|---|
| Throwing weapon | Used | No |

#### Tactical Options Used

##### 1. Communication

**PCA**
Assaultive

**Effectiveness**
Nil/No effect

**Location used**
At scene

##### 2. OC Spray

**PCA**
Assaultive

**Subject in handcuffs/restraints**
No

**Warning given**
Yes

**Hit or Miss**
Hit

| Certification | Date issued | Expiry date |
|---|---|---|
| OC Spray | 19/08/2019 | 28/09/2022 |

**Effectiveness**
Immediate but not sufficient

**Location used**
At scene

**Location description**
Outdoors

**Alternatives considered but not used**
TASER

**Reason not used**
Taser would have created more problems due to the close proximity of the crowd

#### Subject Outcomes & Legal Justification

**Actions Taken**
Subject decamped/escaped.

**Resolution**
Not Charged

**Legal Justification - Crimes Act**
Execute process or arrest (s.39), Prevent breach of peace (s.42), Self-defence (s.48), Defence of another (POLICE OFFICER) (s.48)

## Staff Injuries/Health Issues

**Injury Sustained**
No

## Be Safe, Feel Safe

**How safe you felt**
4 - Mixed

**Safety Equipment Used**
Body Armour (without hard armour plates), Reflectorised jacket, Gloves, Riot helmet only

**Additional Safety Information**
Part of operation Convoy where 150 staff got injured

## Level 1 Supervisor Details

**Last name**
[redacted]

**First Name**
[redacted]

**QID**
[redacted]

**Station**
[redacted]

**Area**
[redacted]

**District**
Canterbury

**Rank**
Senior Sergeant

**Phone (Ext)**

**Phone (DDI)**
[redacted]

## Level 2 Reviewer Details

**Last name**
[redacted]

**First Name**
[redacted]

**QID**
[redacted]

**Station**
[redacted]

**Area**
[redacted]

**District**
Wellington

**Rank**
Inspector

**Phone (Ext)**
[redacted]

**Phone (DDI)**
[redacted]

**Please ensure you have covered the following points in your review:**

Incident includes at least one subject with an age of 16 years or under.

## Level 1 Supervisor

**Action**
I SUPPORT the actions of [redacted] reported here

**Justification for decision**
Justified use of tactical option in the circumstances. No further action required.

**Based on the Tactical Options Report, I recommend the following actions for consideration by the Level 2 Reviewer:**

- [ ] **Recognition of good performance** *Acknowledging a great job by staff. Actions could range from verbal or written recognition of performance through to awards and commendations*
- [ ] **Follow up on performance** *Actions could range from debrief, discussion, and submission to Lessons Learnt, to remedial training, or engagement with PPC depending on the circumstances*
- [x] **No further action required**

**Recommended action**

200 Character Limit

**Level 2 Reviewer**

**Action**

COMPLETE, no further changes are required.

**Senior Officer Comments**

I support the actions as described here.

Based on the Tactical Options Report, and the recommendation from the Level 1 Reviewer, the following actions have been/will be taken:

- ☐ **Recognition of good performance** – *Acknowledging a great job by staff. Actions could range from verbal or written recognition of performance through to awards and commendations*
- ☐ **Follow up on performance** – *Possible actions could range from debrief, discussion, and submission to Lessons Learnt, to remedial training, or engagement with PPC depending on the circumstances*
- ☑ **No further action required**

☐ Police Professional Conduct has been notified of this incident

**Review Comments History**

| Date | Status | User | Comments |
|---|---|---|---|
| 17/06/2022 13:47 | Level 1 Review - Changes Required | s9(2)(a), s9(2)(g)(ii) | As per below from [redacted] please include covering your TENR assessment and general overview. |
| 10/06/2022 13:31 | Level 2 Review | s9(2)(a), s9(2)(g)(ii) | Please include a TENR assessment utilising the headings. Could you also please include more of a general overview of the situation you faced. |

NEW ZEALAND POLICE
Ngā Pirihimana o Aotearoa

# Tactical Options Report - Person

**Report Number:** TO220607011 **Current Status:** Completed

**Last Updated:** 10/06/2022 13:23:31 **Assigned to:** s9(2)(a), 9(2)(g)(ii)

**Attachments**

Showing 0 entries

Previous Next

**Reporting Officer:** s9(2)(a), 9(2)(g)(ii) | s9(2)(a), 9(2)(g)(ii) | s9(2)(a), 9(2)(g)(ii) | s9(2)(a), 9(2)(g)(ii) | s9(2)(a), 9(2)(g)(ii)

## Incident Details: P049793591

### Incident details

| Date & Time | Event Type | CARD Event Number |
|---|---|---|
| 02/03/2022 07:12 | 6550 - Telecommunications Act | P049793591 |
| **Address** | **Suburb** | **Town/City** |
| 1 MOLESWORTH ST PIPITEA | PIPITEA | WELLINGTON CITY |
| **Incident Station** | **Incident Area** | **Incident District** |
| Wellington Central | Wellington Area | Wellington |

**Workgroup at time of event**
Police Support Unit (PSU)

**Specialist groups who attended**
Police Support Unit (PSU)

### List of Police at Incident

| Name (QID) | Rank | Position | Phone Extension |
|---|---|---|---|
| s9(2)(a), 9(2)(g)(ii) | | | |

### Narrative

**1) Background and context**

On 2 March 2022 I was part of the Police repsonse to the anti mandate protest held on Parliament gorunds, Wellington. I deployed there as part of the s9(2)(a), s9(2)(g)(ii) Police Support Unit.

On the ground I was part of Alpha Unit where we deployed to Molesworth Street where I was part of the main skirmish line stationed across the road.

There was a large crowd of hundreds protestors on Molesworth Street all were refusing to leave the area after multple warnings to leave. The crowd was approxiamately eight deep in front of me with the front row pushing against my shield.

Some of the crowd armed themselves with objects ranging from water bottles, metal objects and bricks, throwing them directly at us.

Due to their actions I utilised fiive cans of OC spray throughout the day, spraying multiple violent offenders.

**2) Your ongoing TENR assessments and your responses**

Describe all of your continuous assessments of the **T**hreat, **E**xposure, and **N**ecessity to respond. Your **R**esponses, and the justification for your responses in law and the TOF.

THREAT

The crowd of protesters were non compliant to any verbal communication. They were very hostile and aggressive yelling abuse at Police. Some of the crowd armed themselves with various items throwing them directly at myslef and other officers. Due to their assaultive actions they were a major threat to Police safety.

EXPOSURE

All Police staff were exposed to the hostile crowd and there multiple officers hit and injured by objects.

NECESSITY

It was not appropriate to delay Police action due to the level of violence Police were being exposed to.

RESPONSE

Use of force was justified by section 48 of the Crimes Act 1961, in self defence.

**Subjects at Incident**

**1. Male**

| Gender | Ethnicity | Estimated age |
|---|---|---|
| Male | | |

**Behavioural observations**
Physically assault Police, Non-compliant/obstructive

**Mental/emotional state observations**
None

**Weapon possession**
Had a weapon

**Injury sustained**
No

**Subject Weapons**

| Weapon Type | Weapon Usage | Recovered |
|---|---|---|
| Throwing weapon | Used | No |

**Tactical Options Used**

**1. Communication**

**PCA**
Assaultive

**Effectiveness**
Nil/No effect

**Location used**
At scene

**2. OC Spray**

**PCA**
Assaultive

**Subject in handcuffs/restraints**
No

**Warning given**
No

**Reason no warning**
Not enough time

**Hit or Miss**
Hit

| Certification | Date issued | Expiry date |
|---|---|---|
| OC Spray | 09/12/2019 | 24/02/2023 |

**Effectiveness**
Immediate but not sufficient

**Location used**
At scene

**Location description**
Outdoors

**Alternatives considered but not**

**used**

No alternative option considered

### Subject Outcomes & Legal Justification

**Actions Taken**

Subject decamped/escaped.

**Resolution**

Not Charged

**Legal Justification - Crimes Act**

Self-defence (s.48)

### Staff Injuries/Health Issues

**Injury Sustained**

No

### Be Safe, Feel Safe

**How safe you felt**

5 - Reasonably safe

**Safety Equipment Used**

Body Armour (without hard armour plates), Gloves, Riot helmet only, Riot shield

**Additional Safety Information**

### Level 1 Supervisor Details

**Last name**

s9(2)(a), 9(2)(g

**First Name**

s9(2)(a), 9

**QID**

s9(2)(a), 9(2)(g)(i

**Station**

s9(2)(a), 9(2)(g)(ii)

**Area**

s9(2)(a), 9(2)(g)(ii)

**District**

Canterbury

**Rank**

Senior Sergeant

**Phone (Ext)**

**Phone (DDI)**

s9(2)(a), 9(2)(g)(ii)

### Level 2 Reviewer Details

**Last name**

s9(2)(a), 9(2

**First Name**

s9(2)(a), 9(2)(g)(ii)

**QID**

s9(2)(a), 9(2)(g)(ii

**Station**

s9(2)(a), 9(2)(g)(ii)

**Area**

s9(2)(a), 9(2)(g)(ii)

**District**

Wellington

| Rank | Phone (Ext) | Phone (DDI) |
|---|---|---|
| Inspector | s9(2)(a), 9(2) | s9(2)(a), 9(2)(g)(ii) |

**Please ensure you have covered the following points in your review:**

Incident includes at least one subject with an age of 16 years or under.

## Level 1 Supervisor

**Action**

I SUPPORT the actions of s9(2)(a), 9(2)(g)(ii) reported here

**Justification for decision**

Justified use of the tactical option in the circumstances. No further action required.

**Based on the Tactical Options Report, I recommend the following actions for consideration by the Level 2 Reviewer:**

- ☐ **Recognition of good performance** _*Acknowledging a great job by staff. Actions could range from verbal or written recognition of performance through to awards and commendations*
- ☐ **Follow up on performance** _*Actions could range from debrief, discussion, and submission to Lessons Learnt, to remedial training, or engagement with PPC depending on the circumstances*
- ☑ **No further action required**

**Recommended action**

200 Character Limit

## Level 2 Reviewer

**Action**

COMPLETE, no further changes are required.

**Senior Officer Comments**

TOR relates to Operation Convoy. Force used as described here is justified given the assaultive crowd faced.

Based on the Tactical Options Report, and the recommendation from the Level 1 Reviewer, the following actions have been/will be taken:

- ☐ **Recognition of good performance** _*Acknowledging a great job by staff. Actions could range from verbal or written recognition of performance through to awards and commendations*
- ☐ **Follow up on performance** _*Possible actions could range from debrief, discussion, and submission to Lessons Learnt, to remedial training, or engagement with PPC depending on the circumstances*
- ☑ **No further action required**

☐ Police Professional Conduct has been notified of this incident

## Review Comments History

| Date | Status | User | Comments |
| --- | --- | --- | --- |

NEW ZEALAND POLICE
Ngā Pirihimana o Aotearoa

# Tactical Options Report - Person

**Report Number:** TO220611004 **Current Status:** Completed

**Last Updated:** 15/06/2022 12:29:15 **Assigned to:** s9(2)(a), s9(2)(g)(ii)

**Attachments**

Showing 0 entries

Previous Next

**Reporting Officer:** s9(2)(a), s9(2)(g)(ii) | s9(2)(a), s9(2)(g)(ii) | s9(2)(a), s9(2)(g)(ii) | **Phone (Ext):** s9(2)(a), s9(2)(g)(ii) | s9(2)(a), s9(2)(g)(ii)

## Incident Details: P049793591

### Incident details

| Date & Time | Event Type | CARD Event Number |
|---|---|---|
| 02/03/2022 07:12 | 6550 - Telecommunications Act | P049793591 |
| **Address** | **Suburb** | **Town/City** |
| 1 MOLESWORTH ST PIPITEA | PIPITEA | WELLINGTON CITY |
| **Incident Station** | **Incident Area** | **Incident District** |
| Wellington Central | Wellington Area | Wellington |

**Workgroup at time of event**

Police Support Unit (PSU)

**Specialist groups who attended**

Dog Section, Police Support Unit (PSU), Armed Offenders Squad (AOS), Police Negotiation Team (PNT)

**List of Police at Incident**

No other police present at incident

### Narrative

**1) Background and context**

The nature of the incident and any additional context prior to the use of force.

I was part of alpha team on the 2nd of March 2022 for the deleberate action plan in relation to the occupation of parliment grounds by a large protest group.

As a member of alpha team I was issued with a Police helmet and long sheild given I would be at the front line of the Police response and exposed to the actions of this large group.

As the Police response moved into the occupied area a large number of this group immediately became aggressive towards Police. Once they realised what Police intentions were the violence escalated throughout the day and into the night.

I noticed a lot of the group were prepared to face Police and were wearing eye protection, gas masks and had improvised weapons, fire extinguishers, poles, sticks and unidentified liquids for example. In addition, there were multiple weapons of opportunity across the occupied area. I was conscious that there would have been knives etc given their requirement to cook as the occupation had been in place for a number of weeks.

My shift started around 0430hrs and went till 2200hrs. During this entire time I was either on the surrounding streets or on parliment grounds themselves facing the protesters.

Right from the beginning the crowd was hostile, the scenes at times were chaotic and on four occasions during the operation I felt the balance of power had shifted to favour the protesters. It was at these times I felt the most vunerable and most at risk of physical harm as a result of the deliberate intent of protesters to assault Police.

There was a clear and evident 'mob mentality' amongst the protest group and people who I felt ordinarily would not pose a risk to Police did pose a risk due to the mob mentality.

During the day of operation I was struck with mulitple hard objects, assaulted with a fire extinguisher, was squirted with petrol, had multiple bricks thrown at me, my shield was smashed and I recieved multiple bruises to my arms and legs as a result.

Also of note, this is being done from memory as I was not in a position to make notebook entries and over three months has passed since the incident.

**2) Your ongoing TENR assessments and your responses**

Describe all of your continuous assessments of the **T**hreat, **E**xposure, and **N**ecessity to respond. Your **R**esponses, and the justification for your responses in law and the TOF.

The following TENR assessments will relate directly to the two occasions across the day I used force.

**THREAT:** While on the front line on Hill Street we were met with resistance. The protesters had a sheet of plywood which I had been told they were using as a ram. I was moved along the Police line to fill some gaps as protesters became more aggressive. When I arrived at this location I saw another unknown officer striking a males hands with an extended ASP baton. I had seen the protesters pulling down other officers long shields making them vunerable to assaults and having their shields taken. The ASP baton was being used to repell this. I used this information in conjuction with the TENR framework to constantly assess and reassess what was occurring. I observed a male grab hold of the officers shield and a sheet of plywood, my assessment of this situaiton was the male was going to use the piece of plywood to ram the Police line, in particular the Police Officer beside me. Based on my continuous assessment I had been doing throughout the morning of what I had faced, specifically, I had already been assaulted and seen numerous assaults on Police. My percieved cumulative assessment at this time was this male was going to use the piece of plywood to assault Police and or continue pulling his shield down to assault the officer. The male had both the capability and opportunity to do so as we could not move. I placed this male as assaultive using the TENR framework. This was the first of four times throughout the day I felt the balance of power was beginning to favour the protesters.

Later in the day I was still on the front line as we moved across parliment grounds to where fires had been lit. I was in a Police line when I observed a male with dried OC spray on his face who was inciting the crowd and making the situation more violent and volatile. This was another one of the four occasions throughout the day when I believed that the balance of control between the protesters and Police was shifting in their favour. At this time I was in extremely close quarter interactions with the protest group and one male in particular was pushing against my shield with enough force I was loosing my footing. His actions were also preventing me from moving with the rest of the Police line. My assessment at this time was that if I did not move with the line I would have been isolated and more vunerable to further assaults. I was using voice commands to warn this male that he would be sprayed. I noted he was wearing eye protection to reduce the affectiveness of OC spray. The male refused to comply and I was concerned that his active resistance and assaultive behaviour was about to fragment the Police line which I was concerned would allow protesters to penetrate the Police line. This would have enabled protesters in behind the Police line which would have placed staff and myself at further risk of assaults.

**EXPOSURE:** I was extremely concerned for the safety of myself, other Police staff, supporting agencies and some of the protesters throughout the entire day. All were exposed to the extreme levels of violence being demonstrated by a large number of protesters over an extended period.

**NECESSITY:** On the two occasions I used force during the day, delaying was not an option. If I did not use the level of force I did Police Officers, including myself would have been assaulted and or been placed in a more dangerous situation than we already faced. On both occasions I used a level of force appropriate to the situation in front of me and only enough force to be effective.

**RESPONSE:** The first tactical option I used was after communication failed to have any impact on the subjects behaviour. I utilised my Police issue ASP baton which I kept in a closed state. My assessment of this situation was that the protester was going to use the piece of plywood to ram the Police Officer beside me on the line. To prevent this from happening I delivered a single butt cap strike to the males fingers. I did this as I assessed the males actions as deliberate and assessed him as assaultive. It also stopped this male from pulling down the officers shield in order to make the officer open to being assaulted which I believe was the intention of this male in conjuction with using the wood as a ram. OC spray was not appropriate at this time as I would have affected a large number of Police staff and protesters who were not assaultive. This single and low

velocity strike had the desired effect in that he let go of the wood and it was not used to assault staff.

The second tactical option I used was my Police issue OC spray. I assessed this male as actively resisting and assaultive. In addition to the immediate threat he posed to me, his actions had the potential to fragment the Police line and expose others to what was extreme violence from the group at this time. To mitigate the risk he was posing I delivered a burst of OC spray to his face which went in behind his eye protection. As a result the male left the area. I believe he was sprayed by another officer at the same time.

## Subjects at Incident

### 1. Male, 35, Unknown

| Gender | Ethnicity | Estimated age |
|---|---|---|
| Male | Unknown | 35 |

| Behavioural observations | Mental/emotional state observations |
|---|---|
| Aggressive demeanour, Threaten Police, Verbally abusive, Physically assault Police, Non-compliant/obstructive | None |

| Weapon possession | Injury sustained |
|---|---|
| Had a weapon | No |

#### Subject Weapons

| Weapon Type | Weapon Usage | Recovered |
|---|---|---|
| Bludgeoning/hitting weapon i.e. blunt weapon | Threatened to Use | No |

#### Tactical Options Used

##### 1. Communication

**PCA**
Assaultive

| Effectiveness | Location used |
|---|---|
| Nil/No effect | At scene |

##### 2. Baton

**PCA**
Assaultive

**Subject in handcuffs/restraints**
No

**Warning given**
No

**Reason no warning**
Not enough time

**Baton type**
Expandable/ASP baton

**Number of strikes**
1-5

| Certification | Date issued | Expiry date |
|---|---|---|
| ASP Baton | 21/11/2019 | 11/11/2022 |

**Effectiveness**
Immediate and sufficient

**Location used**
At scene

**Alternatives considered but not used**
OC Spray

**Reason not used**
Would have affected multiple other non-assaultive protesters and also Police staff.

### Subject Outcomes & Legal Justification

**Actions Taken**
Subject decamped/escaped.

**Resolution**
Not Charged

**Legal Justification - Crimes Act**
Self-defence (s.48)

## 2. Male, 50, Unknown

**Gender**
Male

**Ethnicity**
Unknown

**Estimated age**
50

**Behavioural observations**
Aggressive demeanour, Verbally abusive, Physically assault Police, Non-compliant/obstructive

**Mental/emotional state observations**
None

**Weapon possession**
Did not have a weapon

**Injury sustained**
Yes

## Tactical Options Used

### 1. Communication

**PCA**
Assaultive

**Effectiveness**
Nil/No effect

**Location used**
At scene

### 2. OC Spray

**PCA**
Assaultive

**Subject in handcuffs/restraints**
No

**Warning given**
Yes

**Hit or Miss**
Hit

| Certification | Date issued | Expiry date |
|---|---|---|
| OC Spray | 21/11/2019 | 11/11/2022 |

**Effectiveness**
Immediate and sufficient

**Location used**
At scene

**Location description**
Outdoors

**Alternatives considered but not used**
No alternative option considered

## Subject Injuries

### 1. OC Spray symptoms (of typical severity)

**Injury/health issue(s) type**
OC Spray symptoms (of typical severity)

**Cause of injury/health issue**
OC Spray

**Treatment received**
No Treatment Required

**Body Location(s)**
Face

### Subject Outcomes & Legal Justification

**Actions Taken**

Subject decamped/escaped.

**Resolution**

Not Charged

**Legal Justification - Crimes Act**

Execute process or arrest (s.39), Self-defence (s.48)

## Staff Injuries/Health Issues

**Injury Sustained**

Yes

### 1. OC Spray symptoms (of typical severity)

**Injury/health issue(s) type**

OC Spray symptoms (of typical severity)

**Body Location**

Face

**Cause of injury/health issue**

Actions of other police staff

**Treatment received**

No treatment received

**Action causing injury/health issue**

Male was sprayed by other staff and I was contaminated by this spray.

## Be Safe, Feel Safe

**How safe you felt**

2 - Very unsafe

**Safety Equipment Used**

Body Armour (without hard armour plates), Reflectorised jacket, Riot helmet only, Riot shield

**Additional Safety Information**

I was constantly assessing and adjusting my perceived cumulative assessment throughout the day. For the majority of the day I felt the protesters directly in front of me at any given time were assaultive. At one point GBH when being threatened with the sharp end of an umbrella.

## Level 1 Supervisor Details

**Last name**

s9(2)(a), s9(

**First Name**

s9(2)(a), s9

**QID**

s9(2)(a), s9(2)(g)(

**Station**

**Area**

**District**

| | | |
|---|---|---|
| s9(2)(a), s9(2)(g)(ii) | s9(2)(a), s9(2)(g)(ii) | Bay of Plenty |
| **Rank** | **Phone (Ext)** | **Phone (DDI)** |
| Inspector | s9(2)(a), s9(2) | s9(2)(a), s9(2)(g)(ii) |

**Level 2 Reviewer Details**

| | | |
|---|---|---|
| **Last name** | **First Name** | **QID** |
| s9(2)(a), s9(2)( | s9(2)(a), s9(2)( | s9(2)(a), s9(2)(g)( |
| **Station** | **Area** | **District** |
| s9(2)(a), s9(2)(g)(ii) | s9(2)(a), s9(2)(g)(ii) | Bay of Plenty |
| **Rank** | **Phone (Ext)** | **Phone (DDI)** |
| Inspector | s9(2)(a), s9(2) | s9(2)(a), s9(2)(g)(ii) |

**Please ensure you have covered the following points in your review:**

Reporting officer did not feel safe during the incident.

**Level 1 Supervisor**

**Action**

I SUPPORT the actions of s9(2)(a), s9(2)(g)(ii) reported here

**Justification for decision**

Volatile situation. Force used reasonable to defend himself and others and prevent a breach of the peace.

**Based on the Tactical Options Report, I recommend the following actions for consideration by the Level 2 Reviewer:**

- [x] **Recognition of good performance** _*Acknowledging a great job by staff. Actions could range from verbal or written recognition of performance through to awards and commendations*
- [ ] **Follow up on performance** _*Actions could range from debrief, discussion, and submission to Lessons Learnt, to remedial training, or engagement with PPC depending on the circumstances*
- [ ] **No further action required**

**Recommended action**

Members previously acknowledged for their efforts on this date.

**Level 2 Reviewer**

**Action**

COMPLETE, no further changes are required.

**Senior Officer Comments**

Use of force justified, s 48 and to prevent a breach of the peace. Volatile situation and members under significant pressure. Oversight and management of event via Wellington. Debriefed locally and learnings forwarded.

Based on the Tactical Options Report, and the recommendation from the Level 1 Reviewer, the following actions have been/will be taken:

- [x] **Recognition of good performance** _*Acknowledging a great job by staff. Actions could range from verbal or written recognition of performance through to awards and commendations*
- [ ] **Follow up on performance** _*Possible actions could range from debrief, discussion, and submission to Lessons Learnt, to remedial training, or engagement with PPC depending on the circumstances*
- [ ] **No further action required**

**Action Taken**

Members acknowledged on their return from Wellington.

- [ ] Police Professional Conduct has been notified of this incident

**Review Comments History**

| Date | Status | User | Comments |
|---|---|---|---|

NEW ZEALAND POLICE
Ngā Pirihimana o Aotearoa

# Tactical Options Report - Person

**Report Number:** TO220613009
**Last Updated:** 25/06/2022 12:38:02
**Current Status:** Completed
**Assigned to:** s9(2)(a), 9(2)(g)(ii)

**Attachments**

Showing 0 entries

Previous Next

**Reporting Officer:** s9(2)(a), 9(2)(g)(ii) | s9(2)(a), 9(2)(g)(ii) | s9(2)(a), 9(2)(g)(ii) | s9(2)(a), 9(2)(g)(ii) | s9(2)(a), 9(2)(g)(ii)

**Incident Details: P049793591**

**Incident details**

| Date & Time | Event Type | CARD Event Number |
|---|---|---|
| 02/03/2022 07:12 | 6550 - Telecommunications Act | P049793591 |
| **Address** | **Suburb** | **Town/City** |
| 1 MOLESWORTH ST PIPITEA | PIPITEA | WELLINGTON CITY |
| **Incident Station** | **Incident Area** | **Incident District** |
| Wellington Central | Wellington Area | Wellington |

**Workgroup at time of event**
Criminal Investigation Branch (CIB)

**Specialist groups who attended**
Dog Section

**List of Police at Incident**
No other police present at incident

**Narrative**

**1) Background and context**

The nature of the incident and any additional context prior to the use of force.

Op Convoy.

Initial push to clear corner of Molesworth and Hill St. Pushed through a shelter erected by proetesters and found msyelf 2-3 metres ahead of the rest of the line. Was sprayed with a fire extinguisher and had projectiles (klitchen equipment) thrown at me. Used OC spray to disperse crowd in front of me and reform line.

**2) Your ongoing TENR assessments and your responses**

Deployed in Alpha Team, Unit 4.2 for protest dispersal. TOR refers to use of spray at initial action on Hill/Molesworth St corner.

**Subjects at Incident**

**1. Male, 40, Unknown**

| Gender | Ethnicity | Estimated age |
|---|---|---|
| Male | Unknown | 40 |
| **Behavioural observations** | **Mental/emotional state observations** | |
| Threaten Police, Physically assault Police | None | |
| **Weapon possession** | **Injury sustained** | |
| Had a weapon | No | |

**Subject Weapons**

| Weapon Type | Weapon Usage | Recovered |
|---|---|---|
| Throwing weapon | Used | No |

## Tactical Options Used

### 1. Communication

**PCA**
Assaultive

**Effectiveness**
Nil/No effect

**Location used**
At scene

### 2. OC Spray

**PCA**
Assaultive

**Subject in handcuffs/restraints**
No

**Warning given**
No

**Reason no warning**
Other - specify in narrative section

**Hit or Miss**
Hit

| Certification | Date issued | Expiry date |
|---|---|---|
| OC Spray | 09/12/2016 | 09/09/2022 |

**Effectiveness**
Immediate and sufficient

**Location used**
At scene

**Location description**
Outdoors

**Alternatives considered but not used**
Baton

**Reason not used**
Not necessary after spray was effective.

## Subject Outcomes & Legal Justification

**Actions Taken**
Police disengaged.

**Resolution**
Not Charged

**Legal Justification - Crimes Act**
Self-defence (s.48), Defence of another (POLICE OFFICER) (s.48)

## Staff Injuries/Health Issues

**Injury Sustained**
No

## Be Safe, Feel Safe

**How safe you felt**
5 - Reasonably safe

**Safety Equipment Used**
Body Armour (without hard armour plates), Gloves, Riot helmet only

**Additional Safety Information**

## Level 1 Supervisor Details

**Last name**
s9(2)(a), 9

**First Name**
s9(2)(a), 9

**QID**
s9(2)(a), 9

**Station**

**Area**

**District**

| | | |
|---|---|---|
| s9(2)(a), 9(2)(g)(ii) | s9(2)(a), 9(2)(g)(ii) | Wellington |
| **Rank** | **Phone (Ext)** | **Phone (DDI)** |
| Sergeant | | s9(2)(a), 9(2)(g)(ii) |

**Level 2 Reviewer Details**

| | | |
|---|---|---|
| **Last name** | **First Name** | **QID** |
| s9(2)(a), 9(2)( | s9(2)(a), | s9(2)(a), 9(2 |
| **Station** | **Area** | **District** |
| s9(2)(a), 9(2)(g)(ii) | s9(2)(a), 9(2)(g)(ii) | Wellington |
| **Rank** | **Phone (Ext)** | **Phone (DDI)** |
| Inspector | s9(2)(a), | s9(2)(a), 9(2)(g)(ii) |

**Level 1 Supervisor**

**Action**

I SUPPORT the actions of s9(2)(a), 9(2)(g)(ii) reported here

**Justification for decision**

Actions justified in the circumstances in self defence as this was a volatile and violent scene with protesters intent on causing injury to police. Delay in reporting due to procedural matters around TOR submission the protest at Parliament

**Based on the Tactical Options Report, I recommend the following actions for consideration by the Level 2 Reviewer:**

- ☐ **Recognition of good performance** _*Acknowledging a great job by staff. Actions could range from verbal or written recognition of performance through to awards and commendations*
- ☐ **Follow up on performance** _*Actions could range from debrief, discussion, and submission to Lessons Learnt, to remedial training, or engagement with PPC depending on the circumstances*
- ☑ **No further action required**

**Recommended action**

200 Character Limit

**Level 2 Reviewer**

**Action**

COMPLETE, no further changes are required.

**Senior Officer Comments**

Historic reporting from Op Convoy for reasons outlined above. Circumstances outlined s9(2)(a), 9(2)(g and supported by s9(2)(a), 9(2)(g) members actions justified in the circumstances in self defence as this was a volatile and violent scene with significant numbers of protesters intent on causing harm to police.

Based on the Tactical Options Report, and the recommendation from the Level 1 Reviewer, the following actions have been/will be taken:

- ☐ **Recognition of good performance** _*Acknowledging a great job by staff. Actions could range from verbal or written recognition of performance through to awards and commendations*
- ☐ **Follow up on performance** _*Possible actions could range from debrief, discussion, and submission to Lessons Learnt, to remedial training, or engagement with PPC depending on the circumstances*
- ☑ **No further action required**

☐ Police Professional Conduct has been notified of this incident

**Review Comments History**

| Date | Status | User | Comments |
|---|---|---|---|
| 13/06/2022 23:38 | Level 1 Review | s9(2)(a), 9(2)(g)(ii) | s9(2)(a), - The report suggests you were not wearing body armour (BAS) - I believe you were. Can you please amend and resubmit. Thnaks |

NEW ZEALAND POLICE
Ngā Pirihimana o Aotearoa

# Tactical Options Report - Person

**Report Number:** TO220615003 **Current Status:** Completed

**Last Updated:** 30/06/2022 14:17:29 **Assigned to:** s9(2)(a), s9(2)(g)(ii)

**Attachments**

Showing 0 entries

Previous Next

**Reporting Officer:** s9(2)(a), s9(2)(g)(ii) | s9(2)(a), s9(2)(g)(ii) | s9(2)(a), s9(2)(g)(ii) | s9(2)(a), s9(2)(g)(ii) | s9(2)(a), s9(2)(g)(ii)

## Incident Details: P049793591

### Incident details

| Date & Time | Event Type | CARD Event Number |
|---|---|---|
| 02/03/2022 07:12 | 6550 - Telecommunications Act | P049793591 |
| **Address** | **Suburb** | **Town/City** |
| 1 MOLESWORTH ST PIPITEA | PIPITEA | WELLINGTON CITY |
| **Incident Station** | **Incident Area** | **Incident District** |
| Wellington Central | Wellington Area | Wellington |

**Workgroup at time of event**

Police Support Unit (PSU)

**Specialist groups who attended**

Police Support Unit (PSU), Armed Offenders Squad (AOS)

### List of Police at Incident

| Name (QID) | Rank | Position | Phone Extension |
|---|---|---|---|
| s9(2)(a), s9(2)(g)(ii) | Constable | s9(2)(a), s9(2)(g)(ii) s9(2)(a), s9(2)(g)(ii) s9(2)(a), s9(2)(g)(ii) | |

### Narrative

**1) Background and context**

The nature of the incident and any additional context prior to the use of force.

***OP CONVOY***

In general - Mass protest which turned into a large-scale riot. Hostile crowd towards Police. Police were assaulted by a multitude of weapons. Multiple staff injured. Fires were lit with several explosions taking place. Intel of weapons in crowd, Molotov cocktails and chemical irritants. PCA = Death/GBH.

Personal situation at time of UOF – In a shield line on Molesworth Street. I was in the front row of the shield line, directly dealing with the hostile crowd. Order given to advance. Crowd non-compliant and ignoring verbal warnings to leave to the area. Crowd was hostile, verbally abusing Police and pushing on shield line including using a large piece of plywood, several meters wide, as a shield against Police. Several people were throwing projectiles at Police, including bottles, rocks, chairs and other miscellaneous items. An unknown person (Subject 3) was punching an Officer's shield and attempting to get around the shield to directly assault the Officer.

PCA of offender throwing punches = Assaultive. PCA of offenders throwing projectiles = Death/GBH.

**2) Your ongoing TENR assessments and your responses**

Describe all of your continuous assessments of the **T**hreat, **E**xposure, and **N**ecessity to respond. Your **R**esponses, and the justification for your responses in law and the TOF.

Threat – Male (Subject 3) throwing punches at Police. I believed his intent was to hurt Police, as he was actively punching them. He was capable and had the opportunity as he was actively doing it. Environment was outdoors, on a road. It was a confined space due to the number of rioters and Police engaged with each other face to face. There were multiple projectiles being thrown in the environment.

Exposure – The Officer being assaulted was exposed; other Police were exposed. Rioters and protesters were exposed.

Necessity – Immediate response to prevent harm to Police.

Response – The offender had been verbally warned by other officer's which had nil effect. I was about 2 meters away from the offender. I had a good angle to spray the male. I sprayed the male, which had effect. The spray landed on his face and eye area. He disengaged and withdrew into the crowd. I believe my actions were justified under section 48, Crimes Act 1961. OC Spray can be used from active resistant and above on the TOF.

We continued to move down Molesworth and the crowd continued hostilities against Police, with projectiles being thrown, including chairs, rocks and bottles among other things. As we moved Police put pressure onto the offenders holding the plywood. Eventually it broke and fell. This caused a section of the crowd and Police (including myself) to fall to the ground. I quickly stood to avoid injury. As I did a male (Subject 1) was lying on the ground. I would describe him as Caucasian, around 60, wearing helmet and a black top. The male grabbed my shield and yanked it with both hands causing me to lose grip on it with one hand. Whilst still holding my shield, the male started kicking at my legs and groin region. At the same time multiple projectiles were being thrown in my direction. My PCA at this point was death/GBH. This was due to the male pulling away my shield which exposed me to the projectiles, He was actively assaulting me and trying to relieve me of my shield. I believed he would use the shield against me and other Police, if he got it free. I was very close to losing grip with the hand I still had on it. I also believed if I did not act, I would be hit by a projectile which would have very serious consequences.

Threat – Male kicking me and trying to take shield. I believed his intent was to harm me. He was capable and had the opportunity as he was actively doing it. The environment was outdoors on a street in a large-scale riot as above.

Exposure – I was exposed directly to the threat, other Police were exposed.

Necessity – Immediate response to defend myself from being assaulted by the males and struck by projectiles.

Response – I warned the male multiple times to stop kicking me and let go of my shield. He ignored the warnings. I pushed the males' legs away with my free hand but he continued to kick. I was unable to regain grip with both hands on the shield. I could not spray the male as I believed I would cross contaminate myself and other Police. I considered batoning the male but could not reach my baton as we had been ordered to have our batons in a trouser leg pocket to prevent them being taken. My free hand was on the opposite side to the pocket. Taser would have been a great option, but we had not been issued them. I attempted to empty hand strike the male but could not reach him due to the position of the shield. I was also losing grip with the hand I still had on it as he had leverage advantage being on the ground and using both hands. I considered a kick but felt I would lose balance. I believed I was about to lose the shield. I was still having projectiles thrown in my directions. I pushed his legs away and quickly grabbed the shield with both hands. I attempted to pull away but was unable to. I gave him a further verbal warning to let go. He did not and attempted to kick me again. I used my weight and forced the shield downwards striking the male in the torso. He did not let go and ignored a further warning. I carried out several more strikes, one of which struck the male in the face. The face strike was unintentional. The male had pushed the shield up while I striked downwards which caused this to happen. It did however have sufficient effect as he let go. I

shield up while I struked downwards which caused this to happen. It did however have sufficient effect as he let go. I regained control of the shield and raised it to protect myself. The male was pulled by his feet threw the Police line by other Police to effect arrest. I continued advancing. I believe my actions were justified under section 48, Crimes Act 1961.

***After this moment and for the rest of the event, I used OC Spray multiple times. I cannot remember the exact total of people I sprayed. The offenders sprayed ranged in PCA from active resistant up to Death/GBH. The offenders were a mix of male and female. The reasons for them being sprayed ranged from assaulting with no weapon, assaulting with blunt instruments such as bats, poles, skateboards. Throwing projectiles such as bottles, rocks, chairs and two buckets filled with concrete with a chain connecting them. Offenders advancing towards Police whilst holding a fighting posture and verbally threatening Police. Majority of offenders were given verbal warnings before being sprayed, which were ignored. Several offenders were sprayed with no warning due to the immediate threat posed. However, they had been told to leave the area all day by loudspeaker. I cannot list all these individually but apply to 'Subject 2' which is a generalisation of these individuals. I believe every spray was justified under section 48, Crimes Act 1961 in order to defend myself and other Officers. OC Spray can be used from active resistant and above on the TOF.

## Subjects at Incident

### 1. Male, 60, European

| Gender | Ethnicity | Estimated age |
|---|---|---|
| Male | European | 60 |

| Behavioural observations | Mental/emotional state observations |
|---|---|
| Aggressive demeanour, Verbally abusive, Physically assault Police, Non-compliant/obstructive | Distressed emotional state (not 1M) |

| Weapon possession | Injury sustained |
|---|---|
| Had a weapon | No |

#### Subject Weapons

| Weapon Type | Weapon Usage | Recovered |
|---|---|---|
| Bludgeoning/hitting weapon i.e. blunt weapon | Not Used | Yes |

#### Tactical Options Used

##### 1. Communication

**PCA**

GBH/Death

**Effectiveness**
Nil/No effect

**Location used**
At scene

### 2. Other Tactical Option / Weapon of Opportunity

**PCA**
GBH/Death

**Subject in handcuffs/restraints**
No

**Warning given**
Yes

**Tactical option description**
Long Shield

**Effectiveness**
Delayed but sufficient

**Location used**
At scene

**Alternatives considered but not used**
Baton

**Reason not used**
Could not reach it, as ordered to carry in trouser leg pocket.

### Subject Outcomes & Legal Justification

**Actions Taken**
Arrested.

**Resolution**
Not Charged

**Legal Justification - Crimes Act**
Self-defence (s.48)

## 2. Unknown, Unknown

**Gender**
Unknown

**Ethnicity**
Unknown

**Estimated age**

**Behavioural observations**
Aggressive demeanour, Threaten Police, Verbally abusive, Physically assault Police, Non-compliant/obstructive

**Mental/emotional state observations**
Distressed emotional state (not 1M), Alcohol intoxication, 1M Mental Distress, Drug intoxication

**Weapon possession**
Had a weapon

**Injury sustained**
No

### Subject Weapons

| Weapon Type | Weapon Usage | Recovered |
|---|---|---|
| Throwing weapon | Used | No |
| Bludgeoning/hitting weapon i.e. blunt weapon | Used | No |

## Tactical Options Used

### 1. Communication

**PCA**
GBH/Death

**Effectiveness**
Nil/No effect

**Location used**
At scene

### 2. OC Spray

**PCA**
GBH/Death

**Subject in handcuffs/restraints**
No

**Warning given**
Yes

**Hit or Miss**
Hit

| Certification | Date issued | Expiry date |
|---|---|---|
| OC Spray | 12/06/2017 | 27/01/2023 |

**Effectiveness**
Immediate and sufficient

**Location used**
At scene

**Location description**
Outdoors

**Alternatives considered but not used**
TASER

**Reason not used**
Not issued.

## Subject Outcomes & Legal Justification

**Actions Taken**

**Resolution**

Arrested., Subject decamped/escaped.

Not Charged

**Legal Justification - Crimes Act**

Self-defence (s.48)

### 3. Male, 30, European

| Gender | Ethnicity | Estimated age |
|---|---|---|
| Male | European | 30 |

| Behavioural observations | Mental/emotional state observations |
|---|---|
| Aggressive demeanour, Threaten Police, Verbally abusive, Physically assault Police, Non-compliant/obstructive | Distressed emotional state (not 1M) |

| Weapon possession | Injury sustained |
|---|---|
| Did not have a weapon | No |

#### Tactical Options Used

##### 1. Communication

**PCA**

Assaultive

| Effectiveness | Location used |
|---|---|
| Nil/No effect | At scene |

##### 2. OC Spray

| PCA | Subject in handcuffs/restraints | Warning given |
|---|---|---|
| Assaultive | No | Yes |

**Hit or Miss**

Hit

| Certification | Date issued | Expiry date |
|---|---|---|
| OC Spray | 12/06/2017 | 27/01/2023 |

| Effectiveness | Location used | Location description |
|---|---|---|

| | | |
|---|---|---|
| Immediate and sufficient | At scene | Outdoors |

**Alternatives considered but not used**

Baton

**Reason not used**

Not in range. Taser not issued.

### Subject Outcomes & Legal Justification

**Actions Taken**

Subject decamped/escaped.

**Resolution**

Not Charged

**Legal Justification - Crimes Act**

Self-defence (s.48)

### Staff Injuries/Health Issues

**Injury Sustained**

No

### Be Safe, Feel Safe

**How safe you felt**

4 - Mixed

**Safety Equipment Used**

Body Armour (without hard armour plates), Reflectorised jacket, Gloves, Riot helmet only, Riot shield

**Additional Safety Information**

Had a helmet and a shield but was not allowed to wear full POP kit. Also fire at scene and we are not issued fire retardant clothing.

### Level 1 Supervisor Details

**Last name**

s9(2)(a), s9(2)

**First Name**

s9(2)(a), s9(2)(g

**QID**

s9(2)(a), s9(2)(g)(ii)

**Station**

s9(2)(a), s9(2)(g)(ii)

**Area**

s9(2)(a), s9(2)(g)(ii)

**District**

Canterbury

**Rank**

Sergeant

**Phone (Ext)**

**Phone (DDI)**

### Level 2 Reviewer Details

| Last name | First Name | QID |
|---|---|---|
| s9(2)(a), s9( | s9(2)(a), s9(2)(g)(i | s9(2)(a), s9(2)(g)(i |

| Station | Area | District |
|---|---|---|
| s9(2)(a), s9(2)(g)(ii) | s9(2)(a), s9(2)(g)(ii) | Wellington |

| Rank | Phone (Ext) | Phone (DDI) |
|---|---|---|
| Inspector | s9(2)(a), s9(2 | s9(2)(a), s9(2)(g)(ii) |

**Please ensure you have covered the following points in your review:**

Incident includes at least one subject with an age of 16 years or under.

## Level 1 Supervisor

**Action**

I SUPPORT the actions of s9(2)(a), s9(2)(g)(ii) reported here

**Justification for decision**

Highly volatile situation with numerous aggressive people around. The risk of a break in the line would be serious and cause immense danger to those around given the 1000 plus members of the public in our immediate vicinity.

**Based on the Tactical Options Report, I recommend the following actions for consideration by the Level 2 Reviewer:**

- ☐ **Recognition of good performance** – *Acknowledging a great job by staff. Actions could range from verbal or written recognition of performance through to awards and commendations*
- ☐ **Follow up on performance** – *Actions could range from debrief, discussion, and submission to Lessons Learnt, to remedial training, or engagement with PPC depending on the circumstances*
- ☑ **No further action required**

**Recommended action**

200 Character Limit

## Level 2 Reviewer

**Action**

COMPLETE, no further changes are required.

**Senior Officer Comments**

I support the actions as described here.

Based on the Tactical Options Report, and the recommendation from the Level 1 Reviewer, the following actions have been/will be taken:

- ☐ **Recognition of good performance** – *Acknowledging a great job by staff. Actions could range from verbal or written recognition of performance through to awards and commendations*
- ☐ **Follow up on performance** – *Possible actions could range from debrief, discussion, and submission to Lessons Learnt, to remedial training, or engagement with PPC depending on the circumstances*
- ☑ **No further action required**

☐ Police Professional Conduct has been notified of this incident

**Review Comments History**

| Date | Status | User | Comments |
|---|---|---|---|

NEW ZEALAND POLICE
Ngā Pirihimana o Aotearoa

# Tactical Options Report - Person

**Report Number:** TO220615005
**Last Updated:** 27/06/2022 11:50:43
**Current Status:** Completed
**Assigned to:** s9(2)(a), s9(2)(g)(ii)

**Attachments**

Showing 0 entries

Previous Next

**Reporting Officer:** s9(2)(a), s9(2)(g)(ii) | Sergeant | s9(2)(a), s9(2)(g)(ii) | s9(2)(a), s9(2)(g)(ii) | s9(2)(a), s9(2)(g)(ii)

**Incident Details: P049793591**

**Incident details**

| Date & Time | Event Type | CARD Event Number |
|---|---|---|
| 02/03/2022 07:12 | 6550 - Telecommunications Act | P049793591 |
| **Address** | **Suburb** | **Town/City** |
| 1 MOLESWORTH ST PIPITEA | PIPITEA | WELLINGTON CITY |
| **Incident Station** | **Incident Area** | **Incident District** |
| Wellington Central | Wellington Area | Wellington |

**Workgroup at time of event**
Police Support Unit (PSU)

**Specialist groups who attended**
Armed Offenders Squad (AOS), Special Tactics Group (STG)

**List of Police at Incident**

| Name (QID) | Rank | Position | Phone Extension |
|---|---|---|---|
| s9(2)(a), s9(2)(g)(ii) | | | |

**Narrative**

BACKGROUND

On Wednesday the 2nd of March I was deployed to the protest grounds in Wellington. Specifically i was part of the s9(2)(a), s9(2)(g) Support Unit, Section Two. We were assigned the call sign "Alpha 2" and attached to the Deliberate Action Group to clear Parliament Grounds and its immediate environs of protesters. We had received a detailed briefing on Tuesday the 1st of March. The detailed briefing included an intelligence report that outlined the capability, intent and previous actions of the protest groups occupying the Parliament Grounds and surrounding streets. From the received briefing I believed that groups within the protest elements had constructed improvised weapons and substances with which to violently resist police attempts to remove them from the areas around parliament. The remaining protest groups would deploy varying degrees of active and violent resistance to their removal by police.

I was deployed wearing a protective helmet with the s9(2)(a), s9(2)(g)(ii) on the back. I was wearing full police uniform including the standard BAS (body armour system) vest. I was instructed at the operation briefing that we would not be allowed to deploy with batons, full PPE equipment or OC spray. I believed the equipment I was instructed to deploy with was insufficient to protect me from the risks that I was likely to encounter during my deployment. My PCA at that time was that it was very likely that I would be assaulted and possibly injured while executing my lawful duties. According to my operation orders I would deploy initially to the top of Parliament grounds and the surrounding streets. Between the hours of 0600 and 0800 I was deployed to the Hill Street area around Parliament and throughout the day i progressed through the following areas, approximately 0900 - 1600 through Molesworth and Hill Street towards the intersection of Pipitea, from 1600 - 2000 Lambton Quay/Mulgrave Street and on to Thorndon Quay and Bunny Street.

Immediately prior to deploying on to the streets I reassessed my PCA and obtained OC spray in order to provide self-defence to myself and other officers and assist in any arrests that I may have to make.

At the start of the Operation police elements began broadcasting repeated messages over loud speakers and LRAD that the protestors occupying parliament grounds and its surrounding streets were trespassing and were to move away from the area. I repeated these commands verbally throughout my daily deployment when it was appropriate. A few protest elements followed my verbal and broadcasted commands to leave the area. I allowed them to do so, often leaving with as much of their personal belongings as they could that was practicable at the time. A number of the protesters that left during my initial deployment at 0600 returned some hours later. Throughout the rest of the morning i recognised numerous individuals as having returned in breach of the trespass instructions given.

As I moved into the second area of deployment at the intersection of Hill Street and Aitken Street i encountered a large group of protestors numbering in excess of 150 to 200. The protest line was 5 to 6 persons deep and stretched across the main intersection. They had erected wooden barricades and were actively ignoring instructions to leave the area through physical inactivity and verbal threats of assault and abuse. I formed part of a police shield line attempting to push the protest groups away from the intersection and the area. As part of the shield line my duties included providing relief to the long shield operators from time to time. When directly operating a long shield I was held in reserve behind the shield operators to assist in physical support to the front line or arrest support to persons that were removed. My PCA at that time was that the remaining protest groups would not follow any verbal or broadcast instructions to remove themselves and depart peacefully. My PCA also included the ability of police to effectively manage the amount of energy required to withstand the resistance of the protestors. If police were unable to achieve the aim of clearing the streets and resorting access for the public in a timely manner they would be placed

at increased risk of assault and injury due to fatigue and insufficient safety equipment.

At some stage through this period we received instructions that we would begin advancing to remove the first line of obstructive protestors. We were to advance a few metres and provide the protesters with space to retreat and remove themselves. My PCA at that point was that they would ignore any instructions or physical attempts to move them and begin to carry out their verbal threats to physically resist us. As the movement began I was currently operating a long shield with Constables s9(2)(a), s9(2)(g)(ii) to me left and right side. I recall an NCO Sgt s9(2)(a), s9(2)(g)(ii) being present to my rear righthand side. I was positioned in between a campervan and a black SUV vehicle. The space available to us was small, possible only enough room for 3 or 4 officers with shields. The protest group had been formed up in front of us for some time. They had moved a large industrial sized water container into our path and positioned a large number of them behind it so that it couldn't easily be moved. Several of the protestors directly in front of me had yelled threats and abuse at me. One in particular who was later identified as a known person of interest threatened to kill me and my colleagues. My PCA at that point was that he would take an opportunity to assault me with the intent to cause significant injury if it could present itself. I was also mindful of his supporters who would assist or participate with him to carry out those actions. As the order came to advance from our group commanders the police officers behind us moved in to support us. The mirrored action of those protestors was to push back against our positive movement. Due to the significant amount of pressure coming from both sides of police and protestors i was sandwiched in between the water container and the press of bodies. The force required to hold my position was exhaustive. I could see Constables s9(2)(a), s9(2)(g)(ii) having similar problems of being pressed and crushed into similar restrictive positions. Sgt s9(2)(a), s9(2 was to my right, he was also crushed and unable to reach his appointments and support our shield line. I recognised another officer from s9(2)(a), s9(2)(g) District also supporting our line, Constable s9(2)(a), s9(2)(g)(ii) positioned near to Sgt s9(2)(a), s9(2. My PCA at this stage was the verbal instructions were ineffective, the energy required to resist the push of the protestors and supporting police was causing crush injuries and fatigue. If we did not release some pressure off the shield line police and protestors would be injured.

USE OF FORCE (1) I identified OC spray in the belt line of Sgt s9(2)(a), s9(2. He asked me if I could access the spray and deploy it across the front rank of the protestors. I was able to carry out a series of bursts into the faces of the protestors. As our shield line moved back and forth from the pressures being exerted, small gaps in the line opened up and allowed me to deploy the spray. The effect was delayed but sufficient in releasing some pressure to our shield line. Protesters that became effected began to move away from where we were crushed between the vehicle and caravan. I was unable to positively identify those effected individuals for after care or arrest due to the remaining protestors. I noticed that as this movement continued some of the effected individuals returned to the protest line to continue resisting our advances. I recall deploying spray into the face of the POI who had threatened to kill me and my colleagues earlier. It was effective in moving him away from our immediate vicinity and reducing the risk that he would carry out his threats. I recall that he returned sometime later but did not return to the immediate protest line and instead stayed in the rear ranks.

USE OF FORCE (2) As the shield push began protest members from the rear ranks began throwing missiles at me and my colleagues. Similarly, the front protest ranks began grabbing at our shields in order to pull them down and assault the officers holding them. In between spraying across the front line to reduce the crushing injuries I forced my shield repeatedly into the protestors and their line to affect the same result. My PCA was that if i didn't actively utilise the shield to bump protestors off they would have greater access to assault our officers and we would not be able to remove them from the road. This result of this tactic was delayed but sufficient. Eventually the protestors I used it against became tired and removed themselves from the front line. Unfortunately they were often replaced by others willing to physically resist me with similar force. My further PCA was that I had to rotate off the shield line to prevent becoming exhausted and impacting on my capability.

USE OF FORCE (3) After rotating off the shield line I remained in support of the front line. I provided physical support to shield operators and utilised my own OC spray throughout the course of the day (up to 8 cans). I deployed it numerous times across the shield line to reduce resistance to our movements and effect the arrest of individuals. Most protestors could not be removed from the line and arrested. Effected individuals were removed by their own protest supporters, for the most part I observed them receiving their own aftercare in the form of milk and water washes in behind their lines. A large number of those individuals returned to the protest line but began to interact with us by throwing missiles from a distance and erecting small make-shift barricades along Molesworth Street. The only arrest I can recall assisting with occurred near the start of our initial shield advance by the black SUV described earlier (top end of Hill Street/Molesworth Street intersection). He was actively forcing himself back into the shield line and spitting at officers. He would face away from us to avoid OC spray and then push back into the line ignoring the instructions to move away. As he lent back to push into the line I deployed spray across his face and grabbed hold of his arm to arrest him. I pulled him through the gap in the shield line where waiting officers, including Constable s9(2)(a), s9(2)(g)(ii) assisted in removing him. I returned to supporting the shield line and did not interact with him again.

I repeated this process at least several times during the next 4 to 5 hours as our shield line moved down Molesworth Street towards the Bunny Street/Lambton Quay intersections. My PCA continually assessed the level of threats being directed at myself and the other officers in support of the line. A large number of supporting police officers did not have sufficient PPE equipment and were at constant risk of being seriously injured from the barrage of missiles directed at us from the protest line. Due to the equipment provided to us to counter the continual assaults OC spray was the only tactical option capable of providing some distance to react to them to avoid being hurt. I was struck with metal poles, bits of timber, filled milk containers and other unidentified items through the day. I received a small laceration and large bruising to my left shoulder as a result of the thrown items.

ONGOING TENR AND RESPONSES

Verbal commands were repeatedly given throughout the day and into the night while I was deployed. The vast majority of protestors ignored the repeated commands to leave the area or leave once a tactic had been deployed against them.

T = Protestors immediately in front of our shield line and positioned along the entire street in front of us refusing to disperse. Thrown missiles and weapons constructed or opportunistically picked and deployed against us.

E = Environment was a volatile and constantly changing one with multiple risks coming from our immediate front, from distance and from our periphery. The protestors were a large and mobile group where it was extremely difficult to observe and identify specific individuals and offenders from within the group or to notify my colleagues of risks. Police officers deployed with insufficient PPE equipment requiring protection from injury by the protest group.

N = It was immediately necessary to continually utilising verbal commands to the protest group to identify missile throwers and main antagonists/organisers from within the group. Their coordination caused their supporters to actively resist our shield line, throw missiles and send aid to their group who had been affected by OC spray.

R = My response was to single out these main offenders or organisers and warn them for arrest, or to instruct them to leave the area or be arrested. Unfortunately, the tactic was largely ineffective as the size of the protest group was too large to manage and the offenders largely ignored my instructions.

USE OF FORCE (1) OC SPRAY from Sgt s9(2)(a), s9(2

T = Several protesters directly in front of our shield line were refusing to move, spitting at me and other officers. One specific offender had threatened to kill me and my colleagues.

E = Environment was extremely volatile and difficult to manage the risks presented to us. The large amount of protesters prevented us from stopping them spitting, throwing missiles or grabbing hold of our shields to prevent us from removing them. Police officers deployed with insufficient PPE equipment requiring protection from injury by the protest group.

N = It was immediately necessary to act in order to protect myself and my colleagues from injury of assault and threats to kill. Officers in front and to my side were crushed and unable to access their own tactical options. Deploying the spray of Sgt s9(2)(a), s9(2 was a viable option because I could access his appointments when he could not.

R = I deployed OC spray at a number individuals intent on actively resisting our attempts to move them away and effect arrest as well as preventing injury to myself and others from their aggressive group and their attempts to remove our shields.

USE OF FORCE (2) SHIELD BUMPS

T = Protestors immediately in front of our shield line and positioned along the entire street in front of us refusing to disperse. Thrown missiles and weapons constructed or opportunistically picked up and deployed against us.

E = Environment was a volatile and constantly changing one with multiple risks coming from our immediate front, from distance and from our periphery. The protestors were a large and mobile group where it was extremely difficult to observe and identify specific individuals and offenders from within the group or to notify my colleagues of risks. Police officers deployed with insufficient PPE equipment requiring protection from injury by the protest group.

N = It was immediately necessary to utilise shield bumps to the individuals in the protest group to prevent them from settling into easy physical resistance to our line moving forward. The shield bump also made it difficult for other supporters to move in and actively support their supporters from resisting our line. The shield bumps also made it difficult for protestors throwing missiles to settle themselves and make effective aimed throws at myself and my colleagues.

R = I delivered a number of shield bumps to unidentified individual's shoulders, torso's to prevent injury to myself and my colleagues, also to select individuals for arrest if my colleagues were able to select and remove the antagonistic protester once I had delivered a shield bump to them. Unfortunately the tactic was largely ineffective as the size of the protest group was too large to manage and the offenders were able to manoeuvre out of the way from the colleagues who had positioned themselves as an arrest team.

USE OF FORCE (3) OC SPRAY MULTIPLE DEPLOYMENT

T = Protestors immediately in front of our shield line and positioned along the entire street in front of us refusing to disperse. Thrown missiles and weapons constructed or opportunistically picked up and deployed against us. Previous tactics of spray and shield bumps ineffective. Further tactical deployments required.

E = Environment was a volatile and constantly changing one with multiple risks coming from our immediate front, from distance and from our periphery. The protestors were a large and mobile group where it was extremely difficult to observe and identify specific individuals and offenders from within the group or to notify my colleagues of risks. Police officers were also deployed with insufficient PPE equipment requiring protection from injury by the protest group.

N = It was immediate necessary to act to prevent myself and my colleagues exposed to missiles and assaults from being injured. A number of officers had already been injured and removed from the line. I had also been injured as a result of thrown missiles.

R = My response was to continually deploy OC spray to prevent offenders from approaching and attacking our shield line and throwing missiles from close range at my unprotected colleagues. This tactic was effective but often had a delayed response. The offenders would either, return and throw missiles from further away or/and continually return after receiving aid from their colleagues in the form of water and milk washes. If appropriate and practicable offenders would be arrested for the identified offences of trespass and assault(s) police.

## Subjects at Incident

### 1. Unknown, Unknown

**Gender**
Unknown

**Ethnicity**
Unknown

**Estimated age**

**Behavioural observations**
Threaten non-Police, Aggressive demeanour, Threaten Police, Verbally abusive, Physically assault Police, Non-compliant/obstructive

**Mental/emotional state observations**
None

**Weapon possession**
Had a weapon

**Injury sustained**
No

#### Subject Weapons

| Weapon Type | Weapon Usage | Recovered |
|---|---|---|
| Throwing weapon | Used | No |

#### Tactical Options Used

##### 1. Communication

**PCA**
Assaultive

**Effectiveness**
Nil/No effect

**Location used**
At scene

##### 2. OC Spray

**PCA**
Assaultive

**Subject in handcuffs/restraints**
No

**Warning given**
Yes

**Hit or Miss**
Hit

| Certification | Date issued | Expiry date |
|---|---|---|
| OC Spray | 14/02/2017 | 01/02/2023 |

**Effectiveness**
Delayed and not sufficient

**Location used**
At scene

**Location description**
Outdoors

**Alternatives considered but not used**

No alternative option considered

**Subject Outcomes & Legal Justification**

**Actions Taken**

Subject decamped/escaped.

**Resolution**

Not Charged

**Legal Justification - Crimes Act**

Execute process or arrest (s.39), Prevent breach of peace (s.42), Self-defence (s.48), Defence of another (POLICE OFFICER) (s.48)

## 2. Unknown, Unknown

**Gender**

Unknown

**Ethnicity**

Unknown

**Estimated age**

**Behavioural observations**

Threaten non-Police, Aggressive demeanour, Threaten Police, Physically assault non-Police, Verbally abusive, Physically assault Police, Spit blood/saliva at Police

**Mental/emotional state observations**

None

**Weapon possession**

Had a weapon

**Injury sustained**

No

**Subject Weapons**

| Weapon Type | Weapon Usage | Recovered |
|---|---|---|
| Throwing weapon | Used | No |

**Tactical Options Used**

### 1. Communication

**PCA**

Assaultive

**Effectiveness**

Nil/No effect

**Location used**

At scene

### 2. Other Tactical Option / Weapon of Opportunity

**PCA**

Assaultive

**Subject in handcuffs/restraints**

No

**Warning given**

Yes

**Tactical option description**

Repeated shield bumps on protesters who physically resisted our attempts to move them, spat at officers and threw multiple weapons

**Effectiveness**

Delayed and not sufficient

**Location used**

At scene

**Alternatives considered but not used**

No alternative option considered

**Subject Outcomes & Legal Justification**

**Actions Taken**
Subject decamped/escaped.

**Resolution**
Not Charged

**Legal Justification - Crimes Act**
Execute process or arrest (s.39), Prevent breach of peace (s.42), Self-defence (s.48), Defence of another (POLICE OFFICER) (s.48)

## Staff Injuries/Health Issues

**Injury Sustained**
Yes

### 1. Minor cut/laceration(s)

**Injury/health issue(s) type**
Minor cut/laceration(s)

**Body Location**
LShoulder-front

**Cause of injury/health issue**
Actions Of Subject

**Treatment received**
No treatment received

**Subject causing injury/health issue**
1. Unknown, Unknown

**Action causing injury/health issue**
Use of a weapon

**Weapon causing injury**
1. Throwing weapon

## Be Safe, Feel Safe

**How safe you felt**
1 - Extremely unsafe

**Safety Equipment Used**
Body Armour (without hard armour plates), Gloves, Riot helmet only, Riot shield

**Additional Safety Information**
Operational instructions given by Wellington Commanders to deploy without full PPE, OC Spray, batons.put me at more risk of being injured. I believed I was injured as a result of this instruction. Op Intel brief detailed included protesters with weapons and violent behaviour(s)

## Level 1 Supervisor Details

**Last name**
s9(2)(a)

**First Name**
s9(2)(a)

**QID**
s9(2)(a), s9(2)

**Station**
s9(2)(a), s9(2)(g)(ii)

**Area**
s9(2)(a), s9(2)(g)(ii)

**District**
Canterbury

**Rank**
Senior Sergeant

**Phone (Ext)**
s9(2)(a),

**Phone (DDI)**
s9(2)(a), s9(2)(g)(ii)

## Level 2 Reviewer Details

**Last name**
s9(2)(a)

**First Name**
s9(2)(a),

**QID**
s9(2)(a), s9(2

**Station**
s9(2)(a), s9(2)(g)(ii)

**Area**
s9(2)(a), s9(2)(g)(ii)

**District**
Canterbury

**Rank**
Inspector

**Phone (Ext)**
s9(2)(a),

**Phone (DDI)**
s9(2)(a), s9(2)(g)(ii)

**Please ensure you have covered the following points in your review:**

Incident includes at least one subject with an age of 16 years or under.

Reporting officer did not feel safe during the incident.

**Level 1 Supervisor**

**Action**

I SUPPORT the actions of [redacted] reported here

**Justification for decision**

Support [redacted] decision making and tactics

**Based on the Tactical Options Report, I recommend the following actions for consideration by the Level 2 Reviewer:**

- ☐ **Recognition of good performance** _*Acknowledging a great job by staff. Actions could range from verbal or written recognition of performance through to awards and commendations*
- ☑ **Follow up on performance** _*Actions could range from debrief, discussion, and submission to Lessons Learnt, to remedial training, or engagement with PPC depending on the circumstances*
- ☐ **No further action required**

**Recommended action**

Debrief needed

**Level 2 Reviewer**

**Action**

COMPLETE, no further changes are required.

**Senior Officer Comments**

Use of force used during Operation Convoy. Force used was minimum required to overcome widespread protester resistance and violence.

Based on the Tactical Options Report, and the recommendation from the Level 1 Reviewer, the following actions have been/will be taken:

- ☐ **Recognition of good performance** _*Acknowledging a great job by staff. Actions could range from verbal or written recognition of performance through to awards and commendations*
- ☐ **Follow up on performance** _*Possible actions could range from debrief, discussion, and submission to Lessons Learnt, to remedial training, or engagement with PPC depending on the circumstances*
- ☑ **No further action required**

☐ Police Professional Conduct has been notified of this incident

**Review Comments History**

| Date | Status | User | Comments |
|---|---|---|---|
| 20/06/2022 08:04 | Level 1 Review | s9(2)(a), s9(2)(g)(ii) | Some changes need to be made from Sgt [redacted] before submitting |

NEW ZEALAND POLICE
Ngā Pirihimana o Aotearoa

# Tactical Options Report - Person

**Report Number:** TO220616001 **Current Status:** Completed

**Last Updated:** 21/06/2022 07:58:18 **Assigned to:** s9(2)(a), s9(2)(g)(ii)

**Attachments**

Showing 0 entries

Previous Next

**Reporting Officer:** s9(2)(a), s9(2)(g)(ii) | Sergeant | s9(2)(a), s9(2)(g)(ii) |

s9(2)(a), s9(2)(g)(ii) | s9(2)(a), s9(2)(g)(ii)

**Incident Details: P049793591**

**Incident details**

| | | |
|---|---|---|
| **Date & Time**<br>02/03/2022 07:12 | **Event Type**<br>6550 - Telecommunications Act | **CARD Event Number**<br>P049793591 |
| **Address**<br>1 MOLESWORTH ST PIPITEA | **Suburb**<br>PIPITEA | **Town/City**<br>WELLINGTON CITY |
| **Incident Station**<br>Wellington Central | **Incident Area**<br>Wellington Area | **Incident District**<br>Wellington |

**Workgroup at time of event**

Police Support Unit (PSU)

**Specialist groups who attended**

Police Support Unit (PSU), Armed Offenders Squad (AOS), Special Tactics Group (STG)

**List of Police at Incident**

| Name (QID) | Rank | Position | Phone Extension |
|---|---|---|---|
| s9(2)(a), s9(2)(g)(ii) | | | |

**Narrative**

**1) Background and context**

On 2 March 2022 I was deployed to Wellington as part of the Operation Convoy parliament protests. I was a team leader for the s9(2)(a), s9(2)(g)(ii) PSU3 contingent.

On the morning of 2 March 2022 the PSU3 was deployed as an alpha unit to the parliament grounds. We had public order helmets with visors, the team members had long shields, and I deployed with a gladiator or round shield.

The operation orders were to clear the parliament grounds of protestors, shifting both vehicles and protestors to reclaim the streets and surrounds of parliament.

De-escalation had been tried by the New Zealand Police in the week leading up to the operation however had been unsuccessful.

The operation started at about 0630 hours.

Our alpha unit was initially responsible for clearing up through Hill Street and north along Molesworth Street. This early part of the operation was achieved without incident.

I would describe the occupying crowd of protestors as emotional, irrational and confrontational. Communication with the protestors was ineffective.

By about 1430 hours our alpha unit was situated on Molesworth Street by the intersection of Hill Street and Aitken Street. We were tasked with clearing south down Molesworth Street towards Lambton Quay.

When the order came from the field commanders to push forward and remove the protestors, I was on Molesworth Street in behind Sergeant s9(2)(a), s9(2)(g)(ii) and Constables s9(2)(a), s9(2)(g)(ii) and s9(2)(a), s9(2)(g)(ii) They all had long shields which require two hands to hold securely. I had a gladiator shield which can be held securely in one hand.

The skirmish line was broken due to the presence of several vehicles. The area we were positioned in was three long shields wide and was between a vehicle and a caravan. At that stage we were face to face with several protestors. They and the crowd behind them were abusive and aggressive towards us. We constantly told them to move and leave the area. They refused and became more and more volatile.

Other police were in behind us who did not have any protective helmets or shields. One of these police officers was Constable s9(2)(a), s9(2)(g)(ii). Although not on our squad he had also been deployed from s9(2)(a), s9(2)(g)(ii).

When the initial surge began, we were faced with significant violence from the protestors. We had protestors right in front of us against our shields while projectiles and missiles were being thrown at us from further back. These missiles included full two litre plastic milk bottles and other weighted items. Members of the protestors were also spitting, and some were using fire extinguishers.

In the initial crush I was unable to reach any of my tactical options. I had a large number of police behind me pushing me into the crowd, and I could only free my right arm.

Immediately in front of us the crowd had a large industrial size plastic water tank with them that they were using as a barricade. This container wasn't full but made the area difficult to push against

barricade. This contained trash that had but made the area difficult to push against.

I wanted to use my OC spray but could not access it. I told Sergeant s9(2)(a), s9(2) to take it from my vest so that he could use it. At the same time, I was also directing Constable s9(2)(a), s9(2)(g)(ii), who was behind me, to spray certain people in the crowd. He was able to reach over me and deploy OC spray on several people.

As we slowly gained ground, I was able to use the OC spray myself. Over the course of at least the next four hours I used approximately seven cans on multiple members of the crowd as we pushed south on Molesworth Street.

During a lot of this period, I was directly behind the main skirmish line, walking backwards and forwards. For most of this time, I was behind police officers from different districts who I did not know.

**2) Your ongoing TENR assessments and your responses**

**THREAT**

There were multiple threats from the crowd, including catching COVID. I noticed a number of the protestors were showing signs of flu-like sickness, coughing and sniffing. Being in close proximity and having to physically engage with them put us in real danger of becoming infected with the virus. I witnessed numerous protestors spitting at police and I myself was spat at on several occasions.

They had shown they were capable of significant violence. They were prepared to use improvised weapons and missiles to harm police so as to repel us and hold their ground. They were hostile, aggressive, and threatening towards police. They had a very strong belief in their cause and were prepared to fight for it.

**EXPOSURE**

We were exposed to the behaviour throughout the day and into the evening. We were unable to retreat or leave the area. Our operation orders were to take the ground back and move the protestors on.

At times there was only a shield between police and protestors.

**NECESSITY**

Operation orders were clear, the streets around parliament were to be cleared.

The protest had gone on for an extended period of time and negotiations had been unsuccessful.

The protestors had been threatening and aggressive to members of the public who were unable to go about their daily business due to the roads and streets being blocked.

There was a necessity to act to restore order.

**RESPONSE**

Pepper spray was one of the more effective and safe ways of moving the crowd. Most people that were OC sprayed retreated, although a lot of them came back after the effects had been mitigated by other protestors tending to them and applying milk directly to the areas the spray hit.

I am aware of at least two people that I personally OC sprayed leaving the area soon after I sprayed them.

Throughout the day I used approximately seven cans of pepper spray between the hours of 1430 – 1830.

I am unaware of any of these people being arrested. I am unaware if any of these people suffered any injury because of being sprayed.

I believe OC spray was the safest and most appropriate use of force or tactical option available to me on the day.

## Subjects at Incident

### 1. Male, Unknown

**Gender**
Male

**Ethnicity**
Unknown

**Estimated age**

**Behavioural observations**
Aggressive demeanour, Physically assault non-Police, Verbally abusive, Physically assault Police, Non-compliant/obstructive, Spit blood/saliva at Police

**Mental/emotional state observations**
Distressed emotional state (not 1M)

**Weapon possession**
Did not have a weapon

**Injury sustained**
No

#### Tactical Options Used

##### 1. Communication

**PCA**
Active Resistant

**Effectiveness**
Nil/No effect

**Location used**
At scene

##### 2. OC Spray

**PCA**
Assaultive

**Subject in handcuffs/restraints**
No

**Warning given**
Yes

**Hit or Miss**

Hit

| Certification | Date issued | Expiry date |
|---|---|---|
| OC Spray | 23/11/2016 | 02/09/2022 |

**Effectiveness**
Immediate but not sufficient

**Location used**
At scene

**Location description**
Outdoors

**Alternatives considered but not used**
No alternative option considered

### Subject Outcomes & Legal Justification

**Actions Taken**
Subject decamped/escaped.

**Resolution**
Not Charged

**Legal Justification - Crimes Act**
Self-defence (s.48), Defence of another (POLICE OFFICER) (s.48)

### Staff Injuries/Health Issues

**Injury Sustained**
No

### Be Safe, Feel Safe

**How safe you felt**
3 - Reasonably unsafe

**Safety Equipment Used**
Body Armour (without hard armour plates), Reflectorised jacket, Gloves, Riot helmet only, Riot shield

**Additional Safety Information**

### Level 1 Supervisor Details

| Last name | First Name | QID |
|---|---|---|
| s9(2)(a), s9(2)(g)(i) | s9(2)(a), s9(2) | s9(2)(a), s9(2)(g)(i |

| Station | Area | District |
|---|---|---|
| s9(2)(a), s9(2)(g)(ii) | s9(2)(a), s9(2)(g)(ii) | Wellington |
| **Rank** | **Phone (Ext)** | **Phone (DDI)** |
| Senior Sergeant | s9(2)(a), s9(2 | s9(2)(a), s9(2)(g)(ii) |

## Level 2 Reviewer Details

| Last name | First Name | QID |
|---|---|---|
| s9(2)(a), s9( | s9(2)(a), s9(2)(g)(i | s9(2)(a), s9(2)(g)(i |
| **Station** | **Area** | **District** |
| s9(2)(a), s9(2)(g)(ii) | s9(2)(a), s9(2)(g)(ii) | Wellington |
| **Rank** | **Phone (Ext)** | **Phone (DDI)** |
| Inspector | s9(2)(a), s9(2 | s9(2)(a), s9(2)(g)(ii) |

**Please ensure you have covered the following points in your review:**

Incident includes at least one subject with an age of 16 years or under.

Reporting officer did not feel safe during the incident.

## Level 1 Supervisor

**Action**

I SUPPORT the actions of s9(2)(a), s9(2)(g)(ii) reported here

**Justification for decision**

Justified use of the appropriate tactical option in the circumstances. OC spray was an effective option in a hostile environment

**Based on the Tactical Options Report, I recommend the following actions for consideration by the Level 2 Reviewer:**

- ☐ **Recognition of good performance** *Acknowledging a great job by staff. Actions could range from verbal or written recognition of performance through to awards and commendations*
- ☐ **Follow up on performance** *Actions could range from debrief, discussion, and submission to Lessons Learnt, to remedial training, or engagement with PPC depending on the circumstances*
- ☑ **No further action required**

**Recommended action**

200 Character Limit

## Level 2 Reviewer

**Action**

COMPLETE, no further changes are required

COMPLETE, no further changes are required.

**Senior Officer Comments**

I support the actions as described here. Hostile crowd where OC spray proved to be effective.

Based on the Tactical Options Report, and the recommendation from the Level 1 Reviewer, the following actions have been/will be taken:

- [ ] **Recognition of good performance** *Acknowledging a great job by staff. Actions could range from verbal or written recognition of performance through to awards and commendations*
- [ ] **Follow up on performance** *Possible actions could range from debrief, discussion, and submission to Lessons Learnt, to remedial training, or engagement with PPC depending on the circumstances*
- [x] **No further action required**

- [ ] Police Professional Conduct has been notified of this incident

**Review Comments History**

| Date | Status | User | Comments |
|---|---|---|---|

NEW ZEALAND POLICE
Ngā Pirihimana o Aotearoa

# Tactical Options Report - Person

**Report Number:** TO220616004 **Current Status:** Completed

**Last Updated:** 30/06/2022 14:01:17 **Assigned to:** s9(2)(a), s9(2)(g)(ii)

**Attachments**

Showing 0 entries

Previous Next

**Reporting Officer:** s9(2)(a), s9(2)(g)(ii) | Constable | s9(2)(a), s9(2)(g)(ii) |

s9(2)(a), s9(2)(g)(ii) | s9(2)(a), s9(2)(g)(ii)

**Incident Details: P049793591**

**Incident details**

| | | |
|---|---|---|
| **Date & Time**<br>02/03/2022 07:12 | **Event Type**<br>6550 - Telecommunications Act | **CARD Event Number**<br>P049793591 |
| **Address**<br>1 MOLESWORTH ST PIPITEA | **Suburb**<br>PIPITEA | **Town/City**<br>WELLINGTON CITY |
| **Incident Station**<br>Wellington Central | **Incident Area**<br>Wellington Area | **Incident District**<br>Wellington |

**Workgroup at time of event**

Criminal Investigation Branch (CIB)

**Specialist groups who attended**

Police Support Unit (PSU), Armed Offenders Squad (AOS), Police Negotiation Team (PNT), Special Tactics Group (STG)

**List of Police at Incident**

| Name (QID) | Rank | Position | Phone Extension |
|---|---|---|---|
| s9(2)(a), s9(2)(g)(ii) | | | |

**Narrative**

**1) Background and context**

This relates to the police operation 02/03/22 to remove protestors from Parliament grounds and its surrounds. I was part of the Charlie Unit used as a deterrent and to assist with keeping protestors entering streets once they had been contained by Police.

Whilst I was on a cordon I was asked to assist on Molesworth Street. I was situated directly behind the skirmish line in the centre of the street. At the time of moving into this position a large fire extinguisher was thrown and narrowly missed my head. I had approximately 4-5 Police Support Unit members in front of me these were Sergeant s9(2)(a), s9(2)(g)(ii), Sergeant s9(2)(a), s9(2)(g)(ii), Constable s9(2)(a), s9(2)(g)(ii) and s9(2)(a), s9(2)(g)(ii)

We were wedged in between a large ute and a van that were situated on the road. Directly to the side of the van was a large water container which was inside a large steel cage.

There was a large crowd of hundreds of protestors in front of the skirmish line pushing into the shields. There were several people pushing the water tank towards the skirmish line. An older male was getting stuck between the van and the tank.

At this time, I had no protective gear for my head or shield to protect my body from objects being thrown and people spitting. A number of people were spraying unknown substances from water bottles towards myself and the other officers.

Due to the actions of the protestors, I utilised approximately 3 cans of spray throughout this period of time, spraying people who were spitting, spraying liquid and pushing the water tank into Police.

I was directly behind Sergeant s9(2)(a), s9(2)(g)(ii), Sergeant s9(2)(a), s9(2)(g)(ii), Constable s9(2)(a), s9(2)(g)(ii) and s9(2)(a), s9(2)(g)(ii) s9(2)(a), s9(2)(g)(ii)

**2) Your ongoing TENR assessments and your responses**

THREAT

The crowd of protestors directly in front of the skirmish line. They were non-complaint to any verbal communication. A number of them were aggressive and when Police attempted to communicate with them, they would become more hyped up and start to act more untoward.

A number of protestors armed themselves with various items throwing them directly at myself and other officers. Their actions were assaultive, and they were a major threat to Police safety and a threat to other protestors. Throughout the protest I feared for my safety and the safety of other officers who were not able to have access to protective equipment and were subject to dangerous items being thrown in the vicinity of our heads.

EXPOSURE

All protestors and Police staff were exposed to the actions of the violent protestors throughout the duration of the day.

NECESSITY

It was necessary to respond due to the risk posed to Police and the violence used by the protestors. It was also necessary to respond without delay to protect protestors getting injured due to the actions of others.

RESPONSE

My response was to deploy OC spray on the protestors pushing the crate, spraying Police with liquids and spitting.

I am unaware if any of those people sprayed were arrested. I am unaware if any of these people suffered any injury because of being sprayed.

My justification for my use of force at this point was from Section 48, Crimes Act 1961, defence of myself or another and Section 42.

**Subjects at Incident**

## 1. Male, Unknown

| Gender | Ethnicity | Estimated age |
|---|---|---|
| Male | Unknown | |

| Behavioural observations | Mental/emotional state observations |
|---|---|
| Aggressive demeanour, Threaten Police, Verbally abusive, Physically assault Police, Non-compliant/obstructive, Spit blood/saliva at Police | None |

| Weapon possession | Injury sustained |
|---|---|
| Did not have a weapon | No |

### Tactical Options Used

#### 1. Communication

**PCA**
Assaultive

| Effectiveness | Location used |
|---|---|
| Nil/No effect | At scene |

#### 2. OC Spray

| PCA | Subject in handcuffs/restraints | Warning given |
|---|---|---|
| Assaultive | No | Yes |

**Hit or Miss**
Hit

| Certification | Date issued | Expiry date |
|---|---|---|
| OC Spray | 11/06/2019 | 18/01/2023 |

| Effectiveness | Location used | Location description |
|---|---|---|
| Immediate and sufficient | At scene | Outdoors |

**Alternatives considered but not used**

No alternative option considered

**Subject Outcomes & Legal Justification**

**Actions Taken**

Subject decamped/escaped.

**Resolution**

Not Charged

**Legal Justification - Crimes Act**

Prevent breach of peace (s.42), Self-defence (s.48), Defence of another (POLICE OFFICER) (s.48), Defence of another (PUBLIC) (s.48)

## 2. Male

**Gender**

Male

**Ethnicity**

**Estimated age**

**Behavioural observations**

Aggressive demeanour, Threaten Police, Verbally abusive, Physically assault Police, Non-compliant/obstructive, Spit blood/saliva at Police

**Mental/emotional state observations**

None

**Weapon possession**

Did not have a weapon

**Injury sustained**

No

### Tactical Options Used

#### 1. Communication

**PCA**

Assaultive

**Effectiveness**

Nil/No effect

**Location used**

At scene

#### 2. OC Spray

**PCA**

Assaultive

**Subject in handcuffs/restraints**

No

**Warning given**

Yes

**Hit or Miss**

**Hit or Miss**

Hit

| Certification | Date issued | Expiry date |
|---|---|---|
| OC Spray | 11/06/2019 | 18/01/2023 |

**Effectiveness**
Immediate and sufficient

**Location used**
At scene

**Location description**
Outdoors

**Alternatives considered but not used**
No alternative option considered

**Subject Outcomes & Legal Justification**

**Actions Taken**
Subject decamped/escaped.

**Resolution**
Not Charged

**Legal Justification - Crimes Act**
Prevent breach of peace (s.42), Self-defence (s.48), Defence of another (POLICE OFFICER) (s.48), Defence of another (PUBLIC) (s.48)

**3. Male**

**Gender**
Male

**Ethnicity**

**Estimated age**

**Behavioural observations**
Aggressive demeanour, Threaten Police, Verbally abusive, Physically assault Police, Non-compliant/obstructive

**Mental/emotional state observations**
None

**Weapon possession**
Did not have a weapon

**Injury sustained**
No

**Tactical Options Used**

**1. Communication**

**PCA**
Assaultive

**Effectiveness**
Nil/No effect

**Location used**
At scene

### 2. OC Spray

**PCA**
Assaultive

**Subject in handcuffs/restraints**
No

**Warning given**
Yes

**Hit or Miss**
Hit

| Certification | Date issued | Expiry date |
|---|---|---|
| OC Spray | 11/06/2019 | 18/01/2023 |

**Effectiveness**
Immediate and sufficient

**Location used**
At scene

**Location description**
Outdoors

**Alternatives considered but not used**
No alternative option considered

### Subject Outcomes & Legal Justification

**Actions Taken**
Subject decamped/escaped.

**Resolution**
Not Charged

**Legal Justification - Crimes Act**
Prevent breach of peace (s.42), Self-defence (s.48), Defence of another (POLICE OFFICER) (s.48), Defence of another (PUBLIC) (s.48)

### 4. Male

**Gender**
Male

**Ethnicity**

**Estimated age**

**Behavioural observations**

**Mental/emotional state observations**

**Behavioural observations**

Aggressive demeanour, Threaten Police, Physically assault non-Police, Verbally abusive, Non-compliant/obstructive

**Mental/emotional state observations**

None

**Weapon possession**

Did not have a weapon

**Injury sustained**

No

## Tactical Options Used

### 1. Communication

**PCA**

Assaultive

**Effectiveness**

Nil/No effect

**Location used**

At scene

### 2. OC Spray

**PCA**

Assaultive

**Subject in handcuffs/restraints**

No

**Warning given**

Yes

**Hit or Miss**

Hit

| Certification | Date issued | Expiry date |
|---|---|---|
| OC Spray | 11/06/2019 | 18/01/2023 |

**Effectiveness**

Immediate and sufficient

**Location used**

At scene

**Location description**

Outdoors

**Alternatives considered but not used**

No alternative option considered

## Subject Outcomes & Legal Justification

**Actions Taken**

Subject decamped/escaped.

**Resolution**

Not Charged

**Legal Justification - Crimes Act**

Prevent breach of peace (s.42), Self-defence (s.48), Defence of another (POLICE OFFICER) (s.48), Defence of another (PUBLIC) (s.48)

## Staff Injuries/Health Issues

**Injury Sustained**

No

## Be Safe, Feel Safe

**How safe you felt**

3 - Reasonably unsafe

**Safety Equipment Used**

Body Armour (with hard armour plates), Reflectorised jacket, Gloves

**Additional Safety Information**

Throughout the period of time I spent on Molesworth Street with no protective gear other than my BAS I felt unsafe for a large period of this time. My main concern was my head area as large dangerous objects that had been thrown by protesters narrowly missed my head.

## Level 1 Supervisor Details

**Last name**

s9(2)(a), s9(2)

**First Name**

s9(2)(a), s

**QID**

s9(2)(a), s9(2)(g)

**Station**

s9(2)(a), s9(2)(g)(ii)

**Area**

s9(2)(a), s9(2)(g)(ii)

**District**

Canterbury

**Rank**

Senior Sergeant

**Phone (Ext)**

**Phone (DDI)**

s9(2)(a), s9(2)(g)(ii)

## Level 2 Reviewer Details

**Last name**

s9(2)(a), s9(

**First Name**

s9(2)(a), s9(2)(g)(

**QID**

s9(2)(a), s9(2)(g)(

**Station**

s9(2)(a), s9(2)(g)(ii)

**Area**

s9(2)(a), s9(2)(g)(ii)

**District**

Wellington

**Rank**

Inspector

**Phone (Ext)**

s9(2)(a), s9(2

**Phone (DDI)**

s9(2)(a), s9(2)(g)(ii)

**Please ensure you have covered the following points in your review:**

Incident includes at least one subject with an age of 16 years or under.

Reporting officer did not feel safe during the incident.

## Level 1 Supervisor

**Action**

I SUPPORT the actions of s9(2)(a), s9(2)(g)(ii) reported here

**Justification for decision**

Justified us of appropriate tactical option, in the circumstances.

**Based on the Tactical Options Report, I recommend the following actions for consideration by the Level 2 Reviewer:**

- ☐ **Recognition of good performance** _*Acknowledging a great job by staff. Actions could range from verbal or written recognition of performance through to awards and commendations*
- ☐ **Follow up on performance** _*Actions could range from debrief, discussion, and submission to Lessons Learnt, to remedial training, or engagement with PPC depending on the circumstances*
- ☑ **No further action required**

**Recommended action**

200 Character Limit

## Level 2 Reviewer

**Action**

COMPLETE, no further changes are required.

**Senior Officer Comments**

I support the actions as described here.

Based on the Tactical Options Report, and the recommendation from the Level 1 Reviewer, the following actions have been/will be taken:

- ☐ **Recognition of good performance** _*Acknowledging a great job by staff. Actions could range from verbal or written recognition of performance through to awards and commendations*
- ☐ **Follow up on performance** _*Possible actions could range from debrief, discussion, and submission to Lessons Learnt, to remedial training, or engagement with PPC depending on the circumstances*
- ☑ **No further action required**

☐ Police Professional Conduct has been notified of this incident

## Review Comments History

| Date | Status | User | Comments |
|---|---|---|---|

NEW ZEALAND POLICE
Ngā Pirihimana o Aotearoa

# Tactical Options Report - Person

**Report Number:** TO220621005 **Current Status:** Completed

**Last Updated:** 30/06/2022 15:04:20 **Assigned to:** s9(2)(a), s9(2)(g)(ii)

**Attachments**

Showing 0 entries

Previous Next

**Reporting Officer:** s9(2)(a), s9(2)(g)(ii) | Sergeant | s9(2)(a), s9(2)(g)(ii) |

s9(2)(a), s9(2)(g)(ii) | s9(2)(a), s9(2)(g)(ii)

**Incident Details: P049793591**

**Incident details**

| | | |
|---|---|---|
| **Date & Time**<br>02/03/2022 07:12 | **Event Type**<br>6550 - Telecommunications Act | **CARD Event Number**<br>P049793591 |
| **Address**<br>1 MOLESWORTH ST PIPITEA | **Suburb**<br>PIPITEA | **Town/City**<br>WELLINGTON CITY |
| **Incident Station**<br>Wellington Central | **Incident Area**<br>Wellington Area | **Incident District**<br>Wellington |

**Workgroup at time of event**

Police Support Unit (PSU)

**Specialist groups who attended**

Police Support Unit (PSU), Armed Offenders Squad (AOS), Police Negotiation Team (PNT), Special Tactics Group (STG)

**List of Police at Incident**

| Name (QID) | Rank | Position | Phone Extension |
|---|---|---|---|
| s9(2)(a), s9(2)(g)(ii) | | | |

**Narrative**

**1) Background and context**

The nature of the incident and any additional context prior to the use of force.

On 2 March 2022 I was part of the Police response to the anti-mandate protest held on Parliament grounds, Wellington.

I deployed there as part of a s9(2)(a), s9(2)(g)(ii) based Bravo Unit initially to Hill Street then into Molesworth Street where I was part of the main skirmish line stationed across the road.

There was a large crowd of hundreds of protestors on Molesworth Street all were refusing to leave the area after multiple warnings to leave. The crowd was approximately ten people deep in front of me.

I was initially equipped with a PSU helmet and gladiator shield. I managed to acquire 2 cans of OC spray from members of the s9(2)(a), s9(2)(g)(ii) PSU.

A large number of the crowd armed themselves with objects ranging from water bottles, blocks of wood, metal objects and bricks, throwing them directly at us.

Due to their actions, I utilised both cans of OC spray throughout the day, spraying multiple violent offenders.

I also delivered multiple strikes with the gladiator shield and a number of palm strikes to various violent offenders.

**2) Your ongoing TENR assessments and your responses**

Describe all of your continuous assessments of the **T**hreat, **E**xposure, and **N**ecessity to respond. Your **R**esponses, and the justification for your responses in law and the TOF.

THREAT

The crowd of protesters were non-compliant to any verbal communication. They were very hostile and aggressive yelling abuse at Police. Some of the crowd armed themselves with various items throwing them directly at myself and other officers. Due to their assaultive actions, they were a direct threat to Police safety.

EXPOSURE

All Police staff were exposed to the hostile crowd and there were multiple officers hit and injured by objects.

NECESSITY

It was not appropriate to delay Police action due to the level of violence Police were being exposed to.

RESPONSE

Use of force was justified by section 48 of the Crimes Act 1961, in self-defence.

**Subjects at Incident**

**1. Male, 20, European**

| Gender | Ethnicity | Estimated age |
|---|---|---|
| Male | European | 20 |

| Behavioural observations | Mental/emotional state observations |
|---|---|
| Aggressive demeanour, Threaten | None |

Police, Physically assault non-Police, Verbally abusive

**Weapon possession**
Had a weapon

**Injury sustained**
No

**Subject Weapons**

| Weapon Type | Weapon Usage | Recovered |
|---|---|---|
| Throwing weapon | Used | No |

**Tactical Options Used**

**1. Communication**

**PCA**
Assaultive

**Effectiveness**
Nil/No effect

**Location used**
At scene

**2. OC Spray**

**PCA**
Assaultive

**Subject in handcuffs/restraints**
No

**Warning given**
Yes

**Hit or Miss**
Hit

| Certification | Date issued | Expiry date |
|---|---|---|
| OC Spray | 18/01/2022 | 04/05/2023 |

**Effectiveness**
Immediate and sufficient

**Location used**
At scene

**Location description**
Outdoors

**3. Empty Hand Tactics**

**PCA**
Assaultive

**Techniques used**

Palm strike

| Certification | Date issued | Expiry date |
|---|---|---|
| PITT Tactics | 21/10/2020 | 04/05/2023 |

**Effectiveness**

Delayed and not sufficient

**Location used**

At scene

**Most effective Tactical Option**

2. OC Spray

**Alternatives considered but not used**

Baton

**Reason not used**

Side handle baton considered but not given the resource to deploy.

### Subject Outcomes & Legal Justification

**Actions Taken**

Subject decamped/escaped.

**Resolution**

Not Charged

**Legal Justification - Crimes Act**

Defence of another (PUBLIC) (s.48)

## Staff Injuries/Health Issues

**Injury Sustained**

Yes

### 1. Swelling/Bruising

**Injury/health issue(s) type**

Swelling/Bruising

**Body Location**

RArm-front

**Cause of injury/health issue**

Actions Of Subject

**Treatment received**

Self or staff treatment received

**Subject causing injury/health issue**

1. Male, 20, European

**Action causing injury/health issue**

Use of a weapon

**Weapon causing injury**

1. Throwing weapon

## Be Safe, Feel Safe

| How safe you felt | Safety Equipment Used | Additional Safety Information |
|---|---|---|
| 2 - Very unsafe | Body Armour (with hard armour plates), Gloves, Riot helmet only, Riot shield | |

## Level 1 Supervisor Details

| Last name | First Name | QID |
|---|---|---|
| s9(2)(a), s9(2)(g | s9(2)(a), s9 | s9(2)(a), s9(2)(g)( |
| **Station** | **Area** | **District** |
| s9(2)(a), s9(2)(g)(ii) | s9(2)(a), s9(2)(g)(ii) | Canterbury |
| **Rank** | **Phone (Ext)** | **Phone (DDI)** |
| Senior Sergeant | s9(2)(a), s9(2 | s9(2)(a), s9(2)(g)(ii) |

## Level 2 Reviewer Details

| Last name | First Name | QID |
|---|---|---|
| s9(2)(a), s9(2)(g)(ii) | s9(2)(a), s9 | s9(2)(a), s9(2)(g)( |
| **Station** | **Area** | **District** |
| s9(2)(a), s9(2)(g)(ii) | s9(2)(a), s9(2)(g)(ii) | Canterbury |
| **Rank** | **Phone (Ext)** | **Phone (DDI)** |
| Provisional Inspector | s9(2)(a), s9(2 | s9(2)(a), s9(2)(g)(ii) |

**Please ensure you have covered the following points in your review:**

Reporting officer did not feel safe during the incident.

## Level 1 Supervisor

**Action**

I SUPPORT the actions of s9(2)(a), s9(2)(g)(ii) reported here

**Justification for decision**

Actions taken were appropriate and proportionate in the circumstances Sergeant s9(2)(a), s9(2)(g)( found himself in. His actions fully supported.

**Based on the Tactical Options Report, I recommend the following actions for consideration by the Level 2 Reviewer:**

- ☐ **Recognition of good performance** _*Acknowledging a great job by staff. Actions could range from verbal or written recognition of performance through to awards and commendations*
- ☐ **Follow up on performance** _*Actions could range from debrief, discussion, and submission to Lessons Learnt, to remedial training, or engagement with PRC depending on the circumstances*

performance *or engagement with PPC depending on the circumstances*

☑ **No further action required**

**Recommended action**

200 Character Limit

**Level 2 Reviewer**

**Action**

COMPLETE, no further changes are required.

**Senior Officer Comments**

Justified given the circumstances as outlined

Based on the Tactical Options Report, and the recommendation from the Level 1 Reviewer, the following actions have been/will be taken:

☑ **Recognition of good performance** *Acknowledging a great job by staff. Actions could range from verbal or written recognition of performance through to awards and commendations*

☐ **Follow up on performance** *Possible actions could range from debrief, discussion, and submission to Lessons Learnt, to remedial training, or engagement with PPC depending on the circumstances*

☐ **No further action required**

**Action Taken**

Verbal recognition of good work.

☐ Police Professional Conduct has been notified of this incident

**Review Comments History**

| Date | Status | User | Comments |
|---|---|---|---|

NEW ZEALAND POLICE
Ngā Pirihimana o Aotearoa

# Tactical Options Report - Person

**Report Number:** TO220621008 **Current Status:** Completed

**Last Updated:** 28/06/2022 09:25:06 **Assigned to:** s9(2)(a), s9(2)(g)(ii)

**Attachments**

Showing 0 entries

Previous Next

**Reporting Officer:** s9(2)(a), s9(2)(g)(ii) | Constable | s9(2)(a), s9(2)(g)(ii)

| s9(2)(a), s9(2)(g)(ii) | s9(2)(a), s9(2)(g)(ii)

**Incident Details: P049793591**

**Incident details**

| | | |
|---|---|---|
| **Date & Time**<br>02/03/2022 07:12 | **Event Type**<br>6550 - Telecommunications Act | **CARD Event Number**<br>P049793591 |
| **Address**<br>1 MOLESWORTH ST PIPITEA | **Suburb**<br>PIPITEA | **Town/City**<br>WELLINGTON CITY |
| **Incident Station**<br>Wellington Central | **Incident Area**<br>Wellington Area | **Incident District**<br>Wellington |

**Workgroup at time of event**

Community Policing

**Specialist groups who attended**

Police Support Unit (PSU), Criminal Investigation Branch (CIB), Strategic Traffic Unit (STU), Highway Patrol, Armed Offenders Squad (AOS)

**List of Police at Incident**

No other police present at incident

**Narrative**

**1) Background and context**

I was part of the police team that reclaimed parliament grounds. Police were taking back the parliament grounds and forming a perimeter to stop people coming back into the grounds. while other teams cleared the tents and moved the people south with a skirmish line. I was positioned on the gate facing Molesworth street an unknown male punched my shield and tried to grab it, he was very aggressive in his demeanour and wanting to fight. He came back a second time when I deployed OC Spray. It was successful and worked almost immediately.
We continued around to the southern end when I was placed at the bottom gates. The gates were half open and stuck with debris from items thrown by protestors. We had a shield formation to prevent the protestors coming back into parliament. During this time several protestors were throwing large concrete pavers into the shield formation. It was raining pavers from the front and on top of us. They were also using poles and other items to poke through the fence into officers. We were pinned down for quite some time under attack.
I managed to deploy my spray on 4 offenders that were throwing the large pavers into the Police shields. The effects were immediate and prevented some others from throwing the pavers. We then managed to regroup advance then clear the area

and shut and secure the gate.

**2) Your ongoing TENR assessments and your responses**

Threat

All individuals were in the assaultive range by striking and trying to grab the shield and wanting to fight, the ones that were throwing the pavers were also in the assaultive range by throwing large pavers the size of a 2L ice cream container directly at Police. The threat in both cases was immediate they all showed intent to harm Police staff. They had the capability and opportunity to assault staff, without acting would have resulted in possible injuries to Police staff.

Exposure

Police staff were directly exposed and at risk of injury due to the proximity of the offenders and the number of offenders feeding off each other and wanting to ham police.

Necessity.

It was important for quick and decisive action against the offenders to reduce harm to other staff. The offender at the gate was intent on harming myself and the offenders at the gate were actively trying to assault staff by throwing pavers at Police.

Response:

Based on the above information I decided to deploy my OC spray. based on the offenders being in the assaultive range on the tactical options framework. The effects were immediate and prevented staff from further attacks it also gave us a chance to reform and secure the gate.

## Subjects at Incident

### 1. Male, 28, European

| Gender | Ethnicity | Estimated age |
|---|---|---|
| Male | European | 28 |

| Behavioural observations | Mental/emotional state observations |
|---|---|
| Aggressive demeanour, Threaten Police, Verbally abusive, Physically assault Police | None |

| Weapon possession | Injury sustained |
|---|---|
| Did not have a weapon | No |

#### Tactical Options Used

##### 1. Communication

**PCA**

Assaultive

| Effectiveness | Location used |
|---|---|

Nil/No effect | At scene

### 2. OC Spray

**PCA**
Assaultive

**Subject in handcuffs/restraints**
No

**Warning given**
No

**Reason no warning**
Not enough time

**Hit or Miss**
Hit

| Certification | Date issued | Expiry date |
|---|---|---|
| OC Spray | 28/03/2018 | 24/11/2022 |

**Effectiveness**
Immediate and sufficient

**Location used**
At scene

**Location description**
Outdoors

**Alternatives considered but not used**
No alternative option considered

### Subject Outcomes & Legal Justification

**Actions Taken**
Subject decamped/escaped.

**Resolution**
Not Charged

**Legal Justification - Crimes Act**
Self-defence (s.48)

### 2. Male, 20, Maori

**Gender**
Male

**Ethnicity**
Maori

**Estimated age**
20

**Behavioural observations**
Aggressive demeanour, Physically assault Police

**Mental/emotional state observations**
None

**Weapon possession**
Had a weapon

**Injury sustained**
No

## Subject Weapons

| Weapon Type | Weapon Usage | Recovered |
|---|---|---|
| Throwing weapon | Used | No |

## Tactical Options Used

### 1. Communication

**PCA**
Assaultive

**Effectiveness**
Nil/No effect

**Location used**
At scene

### 2. OC Spray

**PCA**
Assaultive

**Subject in handcuffs/restraints**
No

**Warning given**
No

**Reason no warning**
Not enough time

**Hit or Miss**
Hit

| Certification | Date issued | Expiry date |
|---|---|---|
| OC Spray | 28/03/2018 | 24/11/2022 |

**Effectiveness**
Immediate and sufficient

**Location used**
At scene

**Location description**
Outdoors

**Alternatives considered but not used**
No alternative option considered

## Subject Outcomes & Legal Justification

**Actions Taken**

Subject decamped/escaped.

**Resolution**

Not Charged

**Legal Justification - Crimes Act**

Self-defence (s.48), Defence of another (POLICE OFFICER) (s.48)

## Staff Injuries/Health Issues

**Injury Sustained**

No

## Be Safe, Feel Safe

**How safe you felt**

3 - Reasonably unsafe

**Safety Equipment Used**

Reflectorised jacket, Gloves, Riot helmet only, Riot shield

**Additional Safety Information**

The incident with the shields being attacked by pavers I felt extremely unsafe.

## Level 1 Supervisor Details

**Last name**

[redacted]

**First Name**

[redacted]

**QID**

[redacted]

**Station**

s9(2)(a), s9(2)(g)(ii)

**Area**

s9(2)(a), s9(2)(g)(ii)

**District**

Wellington

**Rank**

Senior Sergeant

**Phone (Ext)**

[redacted]

**Phone (DDI)**

s9(2)(a), s9(2)(g)(ii)

## Level 2 Reviewer Details

**Last name**

[redacted]

**First Name**

[redacted]

**QID**

[redacted]

**Station**

s9(2)(a), s9(2)(g)(ii)

**Area**

s9(2)(a), s9(2)(g)(ii)

**District**

Wellington

**Rank**

Inspector

**Phone (Ext)**

[redacted]

**Phone (DDI)**

s9(2)(a), s9(2)(g)(ii)

**Please ensure you have covered the following points in your review:**

Reporting officer did not feel safe during the incident.

Reporting officer was not wearing body armour during the incident.

## Level 1 Supervisor

**Action**

I SUPPORT the actions of s9(2)(a), s9(2)(g)(ii) reported here

**Justification for decision**

s9(2)(a), s9(2 actions are supported by myself. He was faced with a very volatile situation and he use as minimal forced as he could to assist with the situation.

**Based on the Tactical Options Report, I recommend the following actions for consideration by the Level 2 Reviewer:**

- ☐ **Recognition of good performance** _*Acknowledging a great job by staff. Actions could range from verbal or written recognition of performance through to awards and commendations*
- ☐ **Follow up on performance** _*Actions could range from debrief, discussion, and submission to Lessons Learnt, to remedial training, or engagement with PPC depending on the circumstances*
- ☑ **No further action required**

**Recommended action**

200 Character Limit

## Level 2 Reviewer

**Action**

COMPLETE, no further changes are required.

**Senior Officer Comments**

I support the actions of Acting Sergeant s9(2)(a), s9(2)(g)(ii) The circumstances which Acting Sergeant s9(2)(a), s9(2)(g)(ii) found himself in was volatile and unpleasant and he exposed to protesters throwing solid projectiles at him and other Police officers. Acting Sergeant s9(2)(a), s9(2)(g)(ii) used minimum and appropriate force to quell the situation in order to prevent injury to himself and other officers.

Based on the Tactical Options Report, and the recommendation from the Level 1 Reviewer, the following actions have been/will be taken:

- ☐ **Recognition of good performance** _*Acknowledging a great job by staff. Actions could range from verbal or written recognition of performance through to awards and commendations*
- ☐ **Follow up on performance** _*Possible actions could range from debrief, discussion, and submission to Lessons Learnt, to remedial training, or engagement with PPC depending on the circumstances*
- ☑ **No further action required**

☐ Police Professional Conduct has been notified of this incident

## Review Comments History

| Date | Status | User | Comments |
|---|---|---|---|

NEW ZEALAND POLICE
Ngā Pirihimana o Aotearoa

# Tactical Options Report - Person

**Report Number:** TO220624008 **Current Status:** Completed

**Last Updated:** 01/07/2022 11:21:15 **Assigned to:** s9(2)(a), s9(2)(g)(ii)

**Attachments**

Showing 0 entries

Previous Next

**Reporting Officer:** s9(2)(a), s9(2)(g)(ii) | Constable | s9(2)(a), s9(2)(g)(ii) |

s9(2)(a), s9(2)(g)(ii) | s9(2)(a), s9(2)(g)(ii)

**Incident Details: P049793591**

**Incident details**

| | | |
|---|---|---|
| **Date & Time**<br>02/03/2022 07:12 | **Event Type**<br>6550 - Telecommunications Act | **CARD Event Number**<br>P049793591 |
| **Address**<br>1 MOLESWORTH ST PIPITEA | **Suburb**<br>PIPITEA | **Town/City**<br>WELLINGTON CITY |
| **Incident Station**<br>Wellington Central | **Incident Area**<br>Wellington Area | **Incident District**<br>Wellington |

**Workgroup at time of event**
Police Support Unit (PSU)

**Specialist groups who attended**
Police Support Unit (PSU)

**List of Police at Incident**

| Name (QID) | Rank | Position | Phone Extension |
|---|---|---|---|
| s9(2)(a), s9(2)(g)(ii) | | | |

Sec

s9(2)(a), s9(2)(g)(ii)

**Narrative**

**1) Background and context**

The nature of the incident and any additional context prior to the use of force.

On March 2nd 2022 there were multiple incidents throughout the day as it was the day that the unlawful occupiers at Parliament Grounds in Wellington were exited after approximately 3 weeks.

The evening prior we had a briefing where we were advised there was intel around the occupiers having access to multiple weapons, including but not limited to; flag poles, molotov cocktails, hammers, cars, other poles and sharpened pieces of wood, Taiahas.

I was working a shift that started at 03:30am and ended around 10:30pm, alongside the rest of the s9(2)(a), s9(2)(g)(ii) Policing Support Unit and other work groups from around s9(2)(a), s9(2)(g)(ii) and the country.

I began the day wearing normal operational uniform, however later changed into full personal protective equipment.

I deployed with O/C spray, handcuffs, a shield, baton and later on personal protective equipment.

There were many known and unknown people within the group of occupiers with a range of safety flags to no information at all.

Throughout the day we were tasked with returning Parliament Grounds to a lawful state of protest.

**CIRCUMSTANCES**

Describe all of your continuous assessments of the **T**hreat, **E**xposure, and **N**ecessity to respond. Your **R**esponses, and the justification for your responses in law and the TOF.

Upon arival at Parliament on foot via Hill Street I was met with unlawful occupiers who were I assessed as assaultive on the tactical options frame work, they were pushing and shoving myself and other staff and I had to use my shield to protect myself and to get in to Parliament via the Hill Street gate.

The occupiers already had plywood, sticks, flags and banners in their posession which they were using to assault Police with, there were multiple staff present given the situation.

Throughout the day the situation escalated, occupiers were consistently assaulting Police, throwing bottles, paint, poles, sticks, and using tables and plywood as barricades and weapons to name a few.

Myself along with other staff had put on our personal protective equipment to help protect us from the ongoing threat of the occupiers.

As we cleared out the unlawful occupiers from the lawn and surrounding areas their aggression increased.

They began grabbing, pulling and setting off fire extingiushers at us, throwing the empty extenguishers at us, along with multiple other large, heavy and dangerous projectiles.

Multiple Police staff members had already been injured throughout the day, some seriously.

As I was walking and advising occupiers to move and leave Parliament Grounds a young female threw liquid over myself and Constable s9(2)(a), s9(2)(g)(ii) before continuing to throw other onjects at myself and other Police staff.

The liquid was clear and smelt like alcohol or petrol, due to the earlier threat of molotov cocktails my percieved cumulative assessment placed this female at Death/Grievous Bodily Harm.

She moved further down the line of Police officers ans continued throwing projectiles at Police, I deployed my O/C spray and it was not effective.

The female then returned down to where myself and Constable s9(2)(a), s9(2)(g)(ii) were and although she was wearing glasses/goggles I again deployed my O/C spray which was effective and she then disappeared from sight.

As I progressed down towards the bottom driveway at Parliament the occupiers had begun throwing bricks at myself and

other Police, along with lighting fires, throwing LPG cannisters, alcohol and other accelerants onto the fires.

I recieved a number of bricks and other projectiles to the head and body throughout the time down by the gate along with fires being set within very close proximity to me.

We retreated back up the hill a little after the gate had been secured, however the pedestrian gate was breached and occupiers came back in.

My PCA throughout this time remained at Death/GBH, due to the fires and blows to the head.

They continued throwing bricks and other projectiles from inside and oustide parliament grounds, I was instructed that someone needed to go and help the firefighters.

As I got over to the firefighters I was provided with a hose which I subsequently used to spray water at and around theoccupiers to prevent them from getting closer to myself and other Police staff and causing further injuries.

The main aim of using the fire hose was to create a safe distance so that projectiles being thrown had less force behind them or failed to reach Police at all.

I had Constables s9(2)(a), s9(2)(g) and s9(2)(a), s9(2)(g)(ii) on either side of me with shileds protecting us from the projectiles.

There was no ability to withdraw without risking the safety to both people and property in and around the area of Parliament Grounds.

**2) Your ongoing TENR assessments and your responses**

**Threat**

The threat was identified as the unlawful occupiers of Parliament Grounds in Wellington. The occupiers had escalated their behaviour throughout the day from passive and active resistant up to assaultive and death/GBH. Due to the weapons at hand and behaviour of the occupiers they had the capability, opportunity and clear intent to continue assaulting Police staff and resist being exited from Parliament grounds.

**Exposure**

All Police staff in attendance were directly exposed to the threat of the occupiers along with Parliamentary staff and members of the public who were indirectly exposed. Police as an organisation were also exposed due to attending officers having to use force to effect the mission.

**Necessity**

It was necessary to act immediately to the threat of the occupiers in both uses of force above due to the threat they posed to both myself and other Police, it was impracticable and unsafe to follow through and arrest the offenders or provide aftercare. Further delay in response would have left attending staff at risk of further assault and injuries potentially causing death or GBH. I believe given the opportunity the occupiers would have continued to assault staff.

**Response**

I responded immediately by using O/C Spray and later the fire hose to occupiers throwing projectiles. Throughout the incident I used tactical communication in attempt to gain compliance however this was ineffective as the occupiers continued throwing projectiles. I had immediate concerns for my own safety and the safety of the Police staff around me, I feared further assault and that I along with my colleagues were at risk of Death/GBH. Due to these fears I used O/C spray which was effective. Later on I used the fire hose which was effective in keeping distance however ineffective at preventing further assaults.

**Justification**

The use of O/C Spray and the fire hose was justified on the tactical options framework as I placed the occupiers at assaultive and then GBH/Death. I believe if I did not use these tactics that I along with fellow Police were in grave danger from the occupiers actions and they would have further assaulted myself and other Police.

The use of force was justified under section 48 of the Crimes Act 1961, self-defence and defence of another (being other Police in attendance).

**Injuries to Police**

Myself and other Police stafff sustained cuts, bruises, concussions, and other injuries ranging from minor to serious throughout the day.

## Subjects at Incident

### 1. Female, Unknown

**Gender**
Female

**Ethnicity**
Unknown

**Estimated age**

**Behavioural observations**
Threaten non-Police, Aggressive demeanour, Threaten Police, Verbally abusive, Physically assault Police, Non-compliant/obstructive

**Mental/emotional state observations**
None

**Weapon possession**
Had a weapon

**Injury sustained**
No

#### Subject Weapons

| Weapon Type | Weapon Usage | Recovered |
|---|---|---|
| Flammable Weapon | Used | No |
| Throwing weapon | Used | No |

#### Tactical Options Used

##### 1. Communication

**PCA**
Assaultive

**Effectiveness**
Nil/No effect

**Location used**
At scene

##### 2. OC Spray

**PCA**
GBH/Death

**Subject in handcuffs/restraints**
No

**Warning given**
No

**Reason no warning**
Alerting subject would put self at risk

**Hit or Miss**

Hit

| Certification | Date issued | Expiry date |
|---|---|---|
| OC Spray | 25/10/2019 | 29/09/2022 |

**Effectiveness**

Immediate and sufficient

**Location used**

At scene

**Location description**

Outdoors

**Alternatives considered but not used**

TASER

**Reason not used**

Instruction given to not deploy due to the risk of them being stripped and used against Police.

### Subject Outcomes & Legal Justification

**Actions Taken**

Subject decamped/escaped.

**Resolution**

Not Charged

**Legal Justification - Crimes Act**

Self-defence (s.48), Defence of another (POLICE OFFICER) (s.48)

## 2. Unknown, Unknown

**Gender**

Unknown

**Ethnicity**

Unknown

**Estimated age**

**Behavioural observations**

Threaten non-Police, Aggressive demeanour, Threaten Police, Physically assault non-Police, Verbally abusive, Physically assault Police, Non-compliant/obstructive

**Mental/emotional state observations**

None

**Weapon possession**

Had a weapon

**Injury sustained**

No

### Subject Weapons

| Weapon Type | Weapon Usage | Recovered |
|---|---|---|

| | | |
|---|---|---|
| Throwing weapon | Used | Yes |
| Flammable Weapon | Used | No |

## Tactical Options Used

### 1. Communication

**PCA**
GBH/Death

**Effectiveness**
Nil/No effect

**Location used**
At scene

### 2. Other Tactical Option / Weapon of Opportunity

**PCA**
GBH/Death

**Subject in handcuffs/restraints**
No

**Warning given**
No

**Reason no warning**
Other - specify in narrative section

**Tactical option description**
Fire Hose water

**Effectiveness**
Delayed and not sufficient

**Location used**
At scene

**Alternatives considered but not used**
Sponge Round

**Reason not used**
Not trained in using a 40mm gun and no access to them and AOS had not been deployed.

## Subject Outcomes & Legal Justification

**Actions Taken**
Subject decamped/escaped.

**Resolution**
Not Charged

**Legal Justification - Crimes Act**
Self-defence (s.48), Defence of another (POLICE OFFICER) (s.48), Defence of another (PUBLIC) (s.48)

### 3. Unknown, Unknown

**Gender**
Unknown

**Ethnicity**
Unknown

**Estimated age**

**Behavioural observations**
Threaten non-Police, Aggressive demeanour, Threaten Police, Verbally abusive, Physically assault Police, Non-compliant/obstructive

**Mental/emotional state observations**
Distressed emotional state (not 1M)

**Weapon possession**
Had a weapon

**Injury sustained**
No

#### Subject Weapons

| Weapon Type | Weapon Usage | Recovered |
|---|---|---|
| Other shooting weapon e.g. Air, BB, or pellet gun | Used | No |
| Throwing weapon | Used | No |

#### Tactical Options Used

##### 1. Communication

**PCA**
Assaultive

**Effectiveness**
Nil/No effect

**Location used**
At scene

##### 2. Other Tactical Option / Weapon of Opportunity

**PCA**
Assaultive

**Subject in handcuffs/restraints**
No

**Warning given**
Yes

**Tactical option description**
Shield

**Effectiveness**
Delayed and not sufficient

**Location used**
At scene

| Alternatives considered but not used | Reason not used |
|---|---|
| OC Spray | Offenders too close to myself. |

### Subject Outcomes & Legal Justification

**Actions Taken**

Subject decamped/escaped.

**Resolution**

Not Charged

**Legal Justification - Crimes Act**

Self-defence (s.48), Defence of another (POLICE OFFICER) (s.48), Defence of another (PUBLIC) (s.48)

### Staff Injuries/Health Issues

**Injury Sustained**

No

### Be Safe, Feel Safe

| How safe you felt | Safety Equipment Used | Additional Safety Information |
|---|---|---|
| 2 - Very unsafe | Body Armour (without hard armour plates), Gloves, Full public order PPE | |

### Level 1 Supervisor Details

| Last name | First Name | QID |
|---|---|---|
| s9(2)(a), s9(2 | s9(2)(a), s9(2)(g | s9(2)(a), s9(2)(g)(i |
| **Station** | **Area** | **District** |
| s9(2)(a), s9(2)(g)(ii) | s9(2)(a), s9(2)(g)(ii) | Wellington |
| **Rank** | **Phone (Ext)** | **Phone (DDI)** |
| Sergeant | | |

### Level 2 Reviewer Details

| Last name | First Name | QID |
|---|---|---|

| Last name | First Name | QID |
|---|---|---|
| s9(2)(a), s9(2) | s9(2)(a), s9(2) | s9(2)(a), s9(2)(g)(i |
| **Station** | **Area** | **District** |
| s9(2)(a), s9(2)(g)(ii) | s9(2)(a), s9(2)(g)(ii) | Wellington |
| **Rank** | **Phone (Ext)** | **Phone (DDI)** |
| Inspector | s9(2)(a), s9(2 | s9(2)(a), s9(2)(g)(ii) |

**Please ensure you have covered the following points in your review:**

Incident includes at least one subject with an age of 16 years or under.

Reporting officer did not feel safe during the incident.

## Level 1 Supervisor

**Action**

I SUPPORT the actions of s9(2)(a), s9(2)(g)(ii) reported here

**Justification for decision**

I support Constable s9(2)(a), s9(2)(g)(i in her actions taken during this phase of Operation CONVOY.

**Based on the Tactical Options Report, I recommend the following actions for consideration by the Level 2 Reviewer:**

- [x] **Recognition of good performance** _*Acknowledging a great job by staff. Actions could range from verbal or written recognition of performance through to awards and commendations*
- [ ] **Follow up on performance** _*Actions could range from debrief, discussion, and submission to Lessons Learnt, to remedial training, or engagement with PPC depending on the circumstances*
- [ ] **No further action required**

**Recommended action**

I believe that all involved in Operation CONVOY and the trying conditions and circumstances deserves recognition of their performance.

## Level 2 Reviewer

**Action**

COMPLETE, no further changes are required.

**Senior Officer Comments**

Force used was reasonable and proportionate given the circumstances as outlined. Due to the individual being sprayed unable to be identified or spoken too, O/C spray aftercare could obviously not be administered.

Based on the Tactical Options Report, and the recommendation from the Level 1 Reviewer, the following actions have been/will be taken:

- [ ] **Recognition of good performance** _*Acknowledging a great job by staff. Actions could range from verbal or written recognition of performance through to awards and commendations*
- [ ] **Follow up on performance** _*Possible actions could range from debrief, discussion, and submission to Lessons Learnt, to remedial training, or engagement with PPC depending on the circumstances*
- [x] **No further action required**

☐ Police Professional Conduct has been notified of this incident

**Review Comments History**

| Date | Status | User | Comments |
|---|---|---|---|

NEW ZEALAND POLICE
Ngā Pirihimana o Aotearoa

# Tactical Options Report - Person

**Report Number:** TO220624010 **Current Status:** Completed

**Last Updated:** 30/06/2022 11:42:27 **Assigned to:** s9(2)(a), s9(2)(g)(ii)

**Attachments**

Showing 0 entries

Previous Next

**Reporting Officer:** s9(2)(a), s9(2)(g)(ii) | Constable |

s9(2)(a), s9(2)(g)(ii) | s9(2)(a), s9(2)(g)(ii) | s9(2)(a), s9(2)(g)(ii)

**Incident Details: P049793591**

**Incident details**

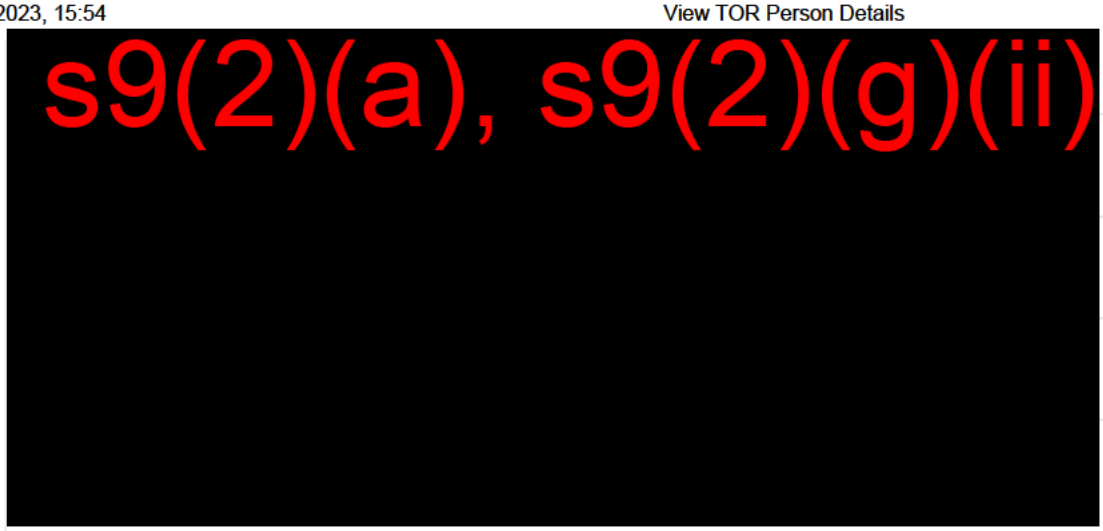
| | | |
|---|---|---|
| **Date & Time**<br>02/03/2022 07:12 | **Event Type**<br>6550 - Telecommunications Act | **CARD Event Number**<br>P049793591 |
| **Address**<br>1 MOLESWORTH ST PIPITEA | **Suburb**<br>PIPITEA | **Town/City**<br>WELLINGTON CITY |
| **Incident Station**<br>Wellington Central | **Incident Area**<br>Wellington Area | **Incident District**<br>Wellington |

**Workgroup at time of event**
Police Support Unit (PSU)

**Specialist groups who attended**
Police Support Unit (PSU)

**List of Police at Incident**

| Name (QID) | Rank | Position | Phone Extension |
|---|---|---|---|
| s9(2)(a), s9(2)(g)(ii) | | | |




**Narrative**

**1) Background and context**

The nature of the incident and any additional context prior to the use of force.

For approximately 4 weeks during February and March 2022 a large scale illegal occupation occurred on Parliament grounds regarding the use of COVID Vaccine mandates by the government and businesses across New Zealand. The occupation took over the entirity of the grounds and included the surrounding streets and bus terminus around the Parliamentary precinct in Wellington. On the 2nd of March 2022 a Police Operation was commenced to clear the areas of the parliament library lawn, Hill and Aitken Streets of protest activity. This was preceeded by a training day the day prior to the commencement of this movement. At approxmately 0600hrs I was working as part of this operation as a team leader in charge of section Bravo 2.

The tasking that we had recieved was to move down Hill Street and into the parliament library forecourt where we would push any protestors out of the area. At approximately 0615hrs this movement was commenced with Auckland and Canterbury PSU staff leading where they were tasked to take the intersection of Hill/Aitken and Molesworth Street. I led Bravo 2 section down to the area where our first movement was to take place and protestors were cleared out of the Parliament Library Forecourt without issue. For approximately 2 hours we held this position when word came through that Auckland and Canterbury PSU officers were facing increased resistance and were being actively assaulted by protesters. I was given direction by the unit commander to take Bravo 2 down to the garage and equip Hard POP equipment in order to assist the Canterbury and Auckland staff on the line of Molesworth Street. During this time team leaders were also equipped with large cans of OC spray known as Mark 9 (Mk 9) OC Spray.

I was directed along with the other Team leaders to move down towards Molesworth Street where we replaced Auckland and Christchurch staff who were requiring a break from the front line. By this time the issues that they had been having had quelled and both Police and protestors were at a standoff. This continued until approximately 1230hrs when we were then replaced in order to break and rest staff. During this break I was advised along with the other team leaders that we were going to commence a second movement to reclaim the lawn area in front of the Parliament Library. At approxmiately 1330hrs this movement commenced and protestors were pushed down from in front of the parliament library to near the Molesworth Street gate. During this time I could see that Fire Extinguishers were being deployed against staff and protestors were pushing and shoving Police against the shields.

As the library lawn was cleared out, it became apparent that the majority of Parliamentary grounds could be cleared. The Police line was advanced forward of the main garage door and came to a halt under the administration tents. During this time a number of staff continually had Fire Extinguishers sprayed at them and were being actively assaulted by protesters including pushing, kicking and attempting to rip shields out of officers hands. Due to this I deemed a large number of persons as being assaultive on the tactical options framework and deployed the Mk 9 spray on a group of protesters in order to protect those officers who were being actively assaulted. The group who had been sprayed then retreated into the crowd and Police staff continued to hold the line. During this time I was near the centre of the Parliament Grounds Police line.

I was then advised that we would be pushing forward and taking control of the entirety of Parliament Grounds and I took up a command position behind the line on the right hand side. Once the order was given, the Police line and I advanced forward and began to clear the grounds. This was met with minimal resistance on the side that I was in control of until reaching the Richard Seddon Statue where a large number of household items were being thrown. As one of the protestors came to throw a pan at the Police line I came up from behind the shields and sprayed this male in the face. This had an

immediate effect and caused him to run back into the grounds where further protestors were gathering. The line continued to advance forward until reaching the area near the playground where a tent was set on fire. As the tent was set on fire, a number of protestors continued to throw items on to the fire, fuelling it and turning into an inferno. At points durng this, protestors threw a number of LPG cylinders on to the fire. As this happened I was unaware how the cylinders would react to the fire I immediately pulled staff back to prevent them from being seriously injured due to an exploding gas canister. Fire hoses were used against the fire and it was eventually brought under control, allowing the Police line to advance forward.

As the line continued to progress, another group of approximately three persons approached the line with objects in their hand ready to throw at Police. As they approached the line I again sprayed the group from behind the shield causing them to turn and run. The group was sprayed across the facial area in a 1 second burst. The line continued to advance and progressed towards the staircase on to Bowen Street. Another male approached the line again and threw objects at the Police line of shields, I once again attempted to deploy spray against this male however the male was at too greater distance for the spray to be effective. He approached the line once more and threw more objects at Police, spray was deployed again however he was at a distance which was too great for spray to make contact.

I was then advised that the line which had taken the gate on to Lambton Quay was under pressure and needed to be secured. I was redirected with a group of other staff members in full Hard POP equipment to assist with this and secure the gate. During this time protestors had begun to up lift paving bricks from the footpath and throw them at Police along with a number of various items such as shopping trolleys. As protestors came near the line and believing that they would continue to be further assaulted, I deployed more OC spray in two bursts in order to prevent protesters closing distance on Police staff and throwing more objects at them in an attempt to injure them. I was spraying from a position of cover at this point in front of the line of Police shields and could not determine if I had hit any persons who had been throwing the items at Police. At this point I believed that the Mk9 can that I was carrying had run empty and stowed it on my person in case of the can not being completely empty. The gate was eventually secured despite fierce resistance to prevent Police from securing the gate.

Following this I was redeployed, along with other staff to the intersection of Bowen Street and Lambton Quay due to other staff coming under heavy resistance from protesters. Protestors had continued to pull up and break apart footpath pavers and began to throw them at high velocity at Police. At this point any tactical option we had available to us at the time was ineffective due to the considerable distance that the protestors were throwing the bricks from. The protestors were throwing enough bricks to push Police back and eventually gained the use of a fire hose which began to push Police staff back even further until the use of 40mm sponge rounds by AOS began to push the protestors back.

We continued along Lambton Quay to near the intersection of Bunny Street and by this time protestor numbers had greatly thinned and protestors were leaving the area. At approximately 1930hrs, order had been restored to the point where the direction was given for staff working the day to leave the scene and return to the holding area within Parliament.

Throughout the course of the day and the use of spray, I consistently believed and saw that myself and staff in front of me were being assaulted and I defended them through the use of OC Spray under S48 of the Crimes Act 1961. The protestors were also acting in a riotous manner, refusing to leave and refusing to comply with lawful instructions given to them to leave the area. My use of OC spray in this manner is justified under S42 of the Crimes Act 1961 in order to prevent a breach of the peace which was clearly taking place.

**2) Your ongoing TENR assessments and your responses**

Describe all of your continuous assessments of the **T**hreat, **E**xposure, and **N**ecessity to respond. Your **R**esponses, and the justification for your responses in law and the TOF.

T - THREAT

The threat throughout the course of the day was a large group of approximately 2-300 protesters who were visibly demonstrating assaultive behaviour and, at times, in my belief, reaching the point of Death or Greivous Bodily Harm by throwing bricks at staff who were not equipped with appropriate public order safety equipment. Throughout the day protestors demonstrated their intent by attempting to rip Police shields away and actively attempt to physically assault them, their capability to do so by actively demonstrating assaultive behaviour and using weapons of opportunity (bricks, kitchen equipment, shopping trolleys etc) against police and their capability to do so given the amount of Police staff that had things thrown at them or attempted to have their protective equipment ripped off them.

E - EXPOSURE

The persons at immediate risk of exposure were Police staff attending the incident including myself who were attempting to disperse the group of protestors. Following on from this, general members of the public were at risk of being injured due to

the reckless nature in which items were being thrown at Police.

N - NECESSITY

The necessity to act was immediate throughout most of the day due to the level of risk that the protestors posed, however at times delaying the Police response was appropriate in order to better manage the resources available to Police at the time. Disengaging completely was inappropriate in the circumstances given the nature of the protest group and the actions that they had demonstrated throughout the course of the month long process. It was necessary to remove the protestors from Parliament grounds in order to restore law and order.

R - RESPONSE

My response in situations where staff were being actively assaulted was to deploy OC Spray. I believe that it was reasonable given that protestors were physically assaulting Police and using weapons of opportunity against them, proportionate given the protestors assualtive behaviour and the use of weapons by them and necessary to defend myself and other staff from being assaulted. I justify the use of OC Spray in order to defend myself and others under S48 of the Crimes Act 1961 and under S42 of the Crimes Act 1961 to prevent further breaches of the peace from continuing.

## Subjects at Incident

### 1. Male, Unknown

**Gender**
Male

**Ethnicity**
Unknown

**Estimated age**

**Behavioural observations**
Aggressive demeanour, Threaten Police, Verbally abusive, Physically assault Police

**Mental/emotional state observations**
None

**Weapon possession**
Did not have a weapon

**Injury sustained**
No

#### Tactical Options Used

##### 1. Communication

**PCA**
Assaultive

**Effectiveness**
Nil/No effect

**Location used**
At scene

##### 2. OC Spray

**PCA**
Assaultive

**Subject in handcuffs/restraints**
No

**Warning given**
No

**Reason no warning**
Alerting subject would put other staff at risk

**Hit or Miss**
Hit

| Certification | Date issued | Expiry date |
|---|---|---|
| OC Spray | 04/08/2016 | 22/06/2023 |

**Effectiveness**
Immediate but not sufficient

**Location used**
At scene

**Location description**
Outdoors

**Alternatives considered but not used**
TASER

**Reason not used**
Too greater distance and only two effective shots would be available.

## Subject Outcomes & Legal Justification

**Actions Taken**
Subject decamped/escaped.

**Resolution**
Not Charged

**Legal Justification - Crimes Act**
Prevent breach of peace (s.42), Defence of another (POLICE OFFICER) (s.48)

## Staff Injuries/Health Issues

**Injury Sustained**
No

## Be Safe, Feel Safe

**How safe you felt**
2 - Very unsafe

**Safety Equipment Used**
Body Armour (without hard armour

**Additional Safety Information**
High risk riot situation. Not enough

| | | |
|---|---|---|
| | plates), Gloves, Full public order PPE, Riot shield | equipment for staff resulting in large amount of injury to attending staff members. |

## Level 1 Supervisor Details

| Last name | First Name | QID |
|---|---|---|
| s9(2)(a), s9(2)(g)(ii) | s9(2)(a), s9(2)(g) | s9(2)(a), s9(2)(g)(ii) |
| **Station** | **Area** | **District** |
| s9(2)(a), s9(2)(g)(ii) | s9(2)(a), s9(2)(g)(ii) | Wellington |
| **Rank** | **Phone (Ext)** | **Phone (DDI)** |
| Sergeant | | s9(2)(a), s9(2)(g)(ii) |

## Level 2 Reviewer Details

| Last name | First Name | QID |
|---|---|---|
| s9(2)(a), s9(2) | s9(2)(a), s9(2) | s9(2)(a), s9(2)(g)(i |
| **Station** | **Area** | **District** |
| s9(2)(a), s9(2)(g)(ii) | s9(2)(a), s9(2)(g)(ii) | Wellington |
| **Rank** | **Phone (Ext)** | **Phone (DDI)** |
| Inspector | s9(2)(a), s9(2 | s9(2)(a), s9(2)(g)(ii) |

**Please ensure you have covered the following points in your review:**

Incident includes at least one subject with an age of 16 years or under.

Reporting officer did not feel safe during the incident.

## Level 1 Supervisor

**Action**

I SUPPORT the actions of s9(2)(a), s9(2)(g)(ii) reported here

**Justification for decision**

Full support for the actions of A/Sgt s9(2)(a), s9(2)(g)(ii) Justified, proportionate and necessary in the circumstances. Due to the volatile nature of this incident it was not possible to identify, arrest or provide aftercare for those effected by OC Spray.

**Based on the Tactical Options Report, I recommend the following actions for consideration by the Level 2 Reviewer:**

- ☐ **Recognition of good performance** _*Acknowledging a great job by staff. Actions could range from verbal or written recognition of performance through to awards and commendations*
- ☐ **Follow up on performance** _*Actions could range from debrief, discussion, and submission to Lessons Learnt, to remedial training, or engagement with PPC depending on the circumstances*
- ☑ **No further action required**

**Recommended action**

200 Character Limit

**Level 2 Reviewer**

**Action**

COMPLETE, no further changes are required.

**Senior Officer Comments**

I believe that the force used was reasonable and proportionate given the circumstances as outlined

Based on the Tactical Options Report, and the recommendation from the Level 1 Reviewer, the following actions have been/will be taken:

- ☐ **Recognition of good performance** *Acknowledging a great job by staff. Actions could range from verbal or written recognition of performance through to awards and commendations*
- ☐ **Follow up on performance** *Possible actions could range from debrief, discussion, and submission to Lessons Learnt, to remedial training, or engagement with PPC depending on the circumstances*
- ☑ **No further action required**

☐ Police Professional Conduct has been notified of this incident

**Review Comments History**

| Date | Status | User | Comments |
|---|---|---|---|

NEW ZEALAND POLICE
Ngā Pirihimana o Aotearoa

# Tactical Options Report - Person

**Report Number:** TO220624012 **Current Status:** Completed

**Last Updated:** 29/06/2022 13:13:43 **Assigned to:** s9(2)(a), s9(2)(g)(ii)

**Attachments**

Showing 0 entries

Previous Next

**Reporting Officer:** s9(2)(a), s9(2)(g)(ii) | Sergeant | s9(2)(a), s9(2)(g)(ii) | **Phone (Ext):** s9(2)(a), s9(2)(g)(ii) | s9(2)(a), s9(2)(g)(ii)

## Incident Details: P049793591

### Incident details

| Date & Time | Event Type | CARD Event Number |
|---|---|---|
| 02/03/2022 07:12 | 6550 - Telecommunications Act | P049793591 |
| **Address** | **Suburb** | **Town/City** |
| 1 MOLESWORTH ST PIPITEA | PIPITEA | WELLINGTON CITY |
| **Incident Station** | **Incident Area** | **Incident District** |
| Wellington Central | Wellington Area | Wellington |

**Workgroup at time of event**
Police Support Unit (PSU)

**Specialist groups who attended**
None

### List of Police at Incident

| Name (QID) | Rank | Position | Phone Extension |
|---|---|---|---|
| s9(2)(a), s9(2)(g)(ii) | | | |

### Narrative

**1) Background and context**

The nature of the incident and any additional context prior to the use of force.

Mass protest incident. Member of s9(2)(a), s9(2)(g)(ii) PSU team assigned to Group Bravo. Involved in Direct Action force tasked to clear Parliament grounds and Molesworth Street of protestors. Following the clearance of the rose garden area directly in front of the parliament library I was directed to assist in the skirmish line on Molesworth Street assisting Group Alfa to clear

protestors.

**2) Your ongoing TENR assessments and your responses**

Describe all of your continuous assessments of the **T**hreat, **E**xposure, and **N**ecessity to respond. Your **R**esponses, and the justification for your responses in law and the TOF.

**THREAT**

Intel of the protest group strongly indicated that firearms may be present and possibly used against police staff. Protestors were observed to be carrying spears/weapons/hammers. Police staff had in previous days been assaulted by protestors driving vehicles into skirmish lines and staff sprayed with unknown chemicals agents (suspected to be acid) vehicles. During my initial deployment with Bravo team to the area at the front of the Parliment Library on the morning of the 02/03/22 I was assaulted by an unkown male who threw faeces and a open bottle containing Urine. The bottle hit a long shield of a staff member standing near me and deflected onto me and sprayed across my helmet visor and onto my body/arms/skin and uniform.

On arrival at the Molesworth skirmish line staff in the line were being assaulted and pushed by protestors. Items were being thrown at Police including road cones and any weapon of opportunity protestor could source in the area including metal sign poles. Weapons were carried by protestors. I was aware Police staff had been seriously assaulted that morning with unknown chemicals thrown onto them including a blue coloured paint like substance. On my arrival at the skirmish line Protestors were actively assaulting staff by pushing and punching them. I observed female and male staff in the skirmish line who were not wearing helmets which indicated to me that they were not PSU staff and therefore would not be trained in PSU tactics or be wearing POP equipment or have knowledge of PSU tactics to safely operate in the skirmish line against a violent protest group. On my arrival I observed items including bottles/weapons/sticks/road signs, road cones being carried by protestors or being thrown at the police line. I observed some of the thrown items hitting Police staff. I observed a number of female officers without Police helmets who had no form of protection and appeared to be in distress as they were effectively "pinned" in the Police line by staff pushing against the protest line. They effectively had no protection from the weapons that were being thrown at Police. Staff were repeatedly directing the protestor directly to my front to move away and a loud speaker was playing from parliaments buildings during the day telling protestors to leave the area as they were trespassing – the protestors were ignoring this clear directive.

It was clear to me that the protestor had an intent and capability to harm and assault Police staff and cause injury. Some protestors were dressed in googles, some were wearing helmets and most had there facial features hidden and covered with clothing or full clothe masks. My PCA indicated that this behaviour indicated a clear intent on the protestors to hide their identity from Police as they had an intent to assault Police and commit criminal offending and that their behaviour confirmed a clear propensity for violence. Protestors were actively making verbal threats, gestures indicating an intent to use violence.

At this time PSU staff despite being assaulted had not received approval to wear hard Public Order Policing (POP) equipment to protect themselves from the weapons and items being thrown at the Police lines by protestors.

**EXPOSURE**

Staff were not wearing hard POP equipment and some staff were not wearing helmets. I was concerned staff were not wearing the appropriate equipment and PSU best practice was not being followed which dictates that staff should be approved to wear hard POP equipment as they were exposed to the risk of assault / Death or GBH by protestors who in my view at the time had a clear intent and propensity for violence who were pushing against the Police skirmish line, trying to force the line back and throwing items/weapons at police. As detailed above I observed a number of female officers without Police helmets who had no form of protection and appeared to be in distress as they were effectively "pinned" in the Police line and unable to defend themselves from airborne weapons of opportunity or protestors pushing against the protest line

**NECCESITY**

Given my PCA considering the known threats discussed above and the risks to Police staff that were present I believed there was an immediate need to act. The situation could not be deescalated and the consequences of delaying my response I believe would have resulted in staff or protestors being hurt. I acted in an endeavour to maximise safety and minimise risk to staff. Protestors were observed physically hurling themselves at the police line. Protestors had formed a deep physical line and were actively pushing against the Police skirmish line and ignoring repeated verbal warnings by Police to move back and move away. The presence of this line allowed agitators to attack Police from the rear of the protest line with airborne weapons. Police made repeatedly attempted to physically push and move the protest line down Molesworth Street and this was finally successful after several attempts. Non PSU staff were not wearing helmets and were at great risk of injury / GBH/Death from weapons being thrown and used against Police.

**RESPONSE**

I deployed OC spray on two occasions against protestor(s) who was/were observed to assault police during efforts to move the skirmish line from the stationary position at Hill Street and Molesworth Street. The deployment of OC spray was successful and immediate and resulted in the protestor(s) moving away allowing Police to physical move the protest line safely. My actions were justified and complied with the Tactical Options Framework and were conducted in self-defence for myself and other police staff present and to prevent injuries to protestors.

The identity of the subject(s) that I deployed OC spray against is not known

## Subjects at Incident

### 1. Male, Unknown

**Gender**
Male

**Ethnicity**
Unknown

**Estimated age**

**Behavioural observations**
Aggressive demeanour, Threaten Police, Verbally abusive, Physically assault Police, Non-compliant/obstructive

**Mental/emotional state observations**
Distressed emotional state (not 1M)

**Weapon possession**
Did not have a weapon

**Injury sustained**
No

#### Tactical Options Used

##### 1. Communication

**PCA**
Assaultive

**Effectiveness**
Nil/No effect

**Location used**
At scene

##### 2. OC Spray

**PCA**
Assaultive

**Subject in handcuffs/restraints**
No

**Warning given**
Yes

**Hit or Miss**
Hit

| Certification | Date issued | Expiry date |
|---|---|---|

| | | |
|---|---|---|
| OC Spray | 08/11/2016 | 18/10/2022 |

**Effectiveness**
Immediate and sufficient

**Location used**
At scene

**Location description**
Outdoors

**Alternatives considered but not used**
No alternative option considered

**Subject Outcomes & Legal Justification**

**Actions Taken**
Subject decamped/escaped.

**Resolution**
Not Charged

**Legal Justification - Crimes Act**
Self-defence (s.48), Defence of another (POLICE OFFICER) (s.48), Defence of another (PUBLIC) (s.48)

**2. Male, Unknown**

**Gender**
Male

**Ethnicity**
Unknown

**Estimated age**

**Behavioural observations**
Aggressive demeanour, Threaten Police, Physically assault Police, Non-compliant/obstructive

**Mental/emotional state observations**
Distressed emotional state (not 1M)

**Weapon possession**
Did not have a weapon

**Injury sustained**
No

**Tactical Options Used**

**1. Communication**

**PCA**
Assaultive

**Effectiveness**
Nil/No effect

**Location used**
At scene

### 2. OC Spray

**PCA**
Assaultive

**Subject in handcuffs/restraints**
No

**Warning given**
Yes

**Hit or Miss**
Hit

| Certification | Date issued | Expiry date |
|---|---|---|
| OC Spray | 08/11/2016 | 18/10/2022 |

**Effectiveness**
Immediate and sufficient

**Location used**
At scene

**Location description**
Outdoors

**Alternatives considered but not used**
No alternative option considered

## Subject Outcomes & Legal Justification

**Actions Taken**
Subject decamped/escaped.

**Resolution**
Not Charged

**Legal Justification - Crimes Act**
Self-defence (s.48), Defence of another (POLICE OFFICER) (s.48), Defence of another (PUBLIC) (s.48)

## Staff Injuries/Health Issues

**Injury Sustained**
Yes

### 1. Sprain/Strain

**Injury/health issue(s) type**
Sprain/Strain

**Body Location**
RLeg-back

**Cause of injury/health issue**
Other

**Treatment received**

**Action causing injury/health issue**

| Treatment received | Action causing injury/health issue |
|---|---|
| Self or staff treatment received | injury suffered during deployment on skirmish line whilst physically pushing back the protest line. Not related to use of OC spray |

## Be Safe, Feel Safe

| How safe you felt | Safety Equipment Used | Additional Safety Information |
|---|---|---|
| 2 - Very unsafe | Riot helmet only | PSU staff should have been dressed in full POP PPE equipment due to the propensity of violence used by the protest group. Non trained PSU staff should not have been deployed into the skirmish line as they did not have training/equipment to safely deal with the situation |

## Level 1 Supervisor Details

| Last name | First Name | QID |
|---|---|---|
| s9(2)(a), s9(2)(g)(i | s9(2)(a), s9 | s9(2)(a), s9(2)(g)(ii |
| **Station** | **Area** | **District** |
| s9(2)(a), s9(2)(g)(ii) | s9(2)(a), s9(2)(g)(ii) | Southern |
| **Rank** | **Phone (Ext)** | **Phone (DDI)** |
| Senior Sergeant | s9(2)(a), s9(2 | |

## Level 2 Reviewer Details

| Last name | First Name | QID |
|---|---|---|
| s9(2)(a), s9(2 | s9(2)(a | s9(2)(a), s9(2)(g) |
| **Station** | **Area** | **District** |
| s9(2)(a), s9(2)(g)(ii) | s9(2)(a), s9(2)(g)(ii) | Southern |
| **Rank** | **Phone (Ext)** | **Phone (DDI)** |
| Inspector | s9(2)(a), s9(2 | s9(2)(a), s9(2)(g)(ii) |

**Please ensure you have covered the following points in your review:**

| |
|---|
| Incident includes at least one subject with an age of 16 years or under. |
| Reporting officer did not feel safe during the incident. |
| Reporting officer was not wearing body armour during the incident |

Reporting officer was not wearing body armour during the incident.

**Level 1 Supervisor**

**Action**

I SUPPORT the actions of s9(2)(a), s9(2)(g)(ii) reported here

**Justification for decision**

good TENR and assessment, minimum amount of force used following assault on police and had immediate effect , retro entry as per Op Convoy

**Based on the Tactical Options Report, I recommend the following actions for consideration by the Level 2 Reviewer:**

- ☐ **Recognition of good performance** _*Acknowledging a great job by staff. Actions could range from verbal or written recognition of performance through to awards and commendations*
- ☐ **Follow up on performance** _*Actions could range from debrief, discussion, and submission to Lessons Learnt, to remedial training, or engagement with PPC depending on the circumstances*
- ☑ **No further action required**

**Recommended action**

200 Character Limit

**Level 2 Reviewer**

**Action**

COMPLETE, no further changes are required.

**Senior Officer Comments**

Nil issues with UOF based on the circumstances as outlined - retrospective TOR for Op Convoy - Nil further required

Based on the Tactical Options Report, and the recommendation from the Level 1 Reviewer, the following actions have been/will be taken:

- ☐ **Recognition of good performance** _*Acknowledging a great job by staff. Actions could range from verbal or written recognition of performance through to awards and commendations*
- ☐ **Follow up on performance** _*Possible actions could range from debrief, discussion, and submission to Lessons Learnt, to remedial training, or engagement with PPC depending on the circumstances*
- ☑ **No further action required**

☐ Police Professional Conduct has been notified of this incident

**Review Comments History**

| Date | Status | User | Comments |
|---|---|---|---|

NEW ZEALAND POLICE
Ngā Pirihimana o Aotearoa

# Tactical Options Report - Person

**Report Number:** TO220626004 **Current Status:** Completed

**Last Updated:** 01/07/2022 08:42:33 **Assigned to:** s9(2)(a), s9(2)(g)(ii)

**Attachments**

Showing 0 entries

Previous Next

**Reporting Officer:** s9(2)(a), s9(2)(g)(ii) | Constable | [redacted] | s9(2)(a), s9(2)(g)(ii)

| [redacted]

**Incident Details: P049793591**

**Incident details**

| | | |
|---|---|---|
| **Date & Time**<br>02/03/2022 07:12 | **Event Type**<br>6550 - Telecommunications Act | **CARD Event Number**<br>P049793591 |
| **Address**<br>1 MOLESWORTH ST PIPITEA | **Suburb**<br>PIPITEA | **Town/City**<br>WELLINGTON CITY |
| **Incident Station**<br>Wellington Central | **Incident Area**<br>Wellington Area | **Incident District**<br>Wellington |

**Workgroup at time of event**
Police Support Unit (PSU)

**Specialist groups who attended**
Police Support Unit (PSU)

**List of Police at Incident**

| Name (QID) | Rank | Position | Phone Extension |
|---|---|---|---|
| s9(2)(a), s9(2)(g)(ii) | Constable | [redacted] | |

**Narrative**

**1) Background and context**

The nature of the incident and any additional context prior to the use of force.

Op Convoy protest at Parliament invlolving violent protesters who rioted and used missiles and weapons of opportunity to battle Police both within Parliament and the surrounding streets. I was part of a contingent of [redacted] PSU who were

deployed on the day in a PSU capacity and assisted with clearing Parliament of protesters who were violent, uncoperative and verbally abusive. My section was part of a skirmish line formed on Molesworth Street at the intersection of Hill Street after redeploying from the grounds of Parliament and joined other Police staff in forming a line across the road facing violent protesters. My unit used long shields at the front of the line to protect ourselves from missiles both aimed at the the shields but also our lower legs and feet that were unprotected and had violent protesters attacking our line trying to break through. The line slowly advanced down Molesworth Street with protesters violently battles and trying to push back the front line of shields  There were continuous verbal threats made to Police by the hostile crowd with various protesters approaching the line despite being told to stay back. Pepper spray was issued to staff standing behind the front line to spray protesters who attacked the front line of shields and gaps were made in the shields to spray protesters Some protesters who were sprayed had there eyes rinsed out with full fat milk by other protesters to neutralise the effects of the spray and approached the lines in a continuing violent and threatending manner and were sprayed again, sometimes on multiple occasions.

**2) Your ongoing TENR assessments and your responses**

Describe all of your continuous assessments of the **T**hreat, **E**xposure, and **N**ecessity to respond. Your **R**esponses, and the justification for your responses in law and the TOF.

THREAT

My percieved cumulative assessment was that the crowd was violent, had been throwing missiles and making threats to Police and had attacked the front of the skirmish line in an attempt to break through and assault Police. There were audible threats made by the crowd to target our legs and feet and missiles were used to target these areas

EXPOSURE

My percieved cumulative assessment was that I only had a helmet to protect my head with no other body armour to protect the rest of my body. There were not enough shields for staff and the crowd were violent attacking the shield walls trying to break through and assault Police

NECESSITY

My percieved cumulative assessment was that the protesters who approached and attacked the front of the shield wall were violent and assaultive and it was necessary to spray them to protect myself and other staff

RESPONSE

My percieved cumulative assessment was that O/C spray had been successfully used throughout the day on violent protesters and not being able to deploy with side handles meant that it was the lowest level of force

**Subjects at Incident**

**1. Male, 40, Maori**

| Gender | Ethnicity | Estimated age |
|---|---|---|

| | | |
|---|---|---|
| Male | Maori | 40 |

**Behavioural observations**

Aggressive demeanour, Threaten Police, Verbally abusive, Physically assault Police, Non-compliant/obstructive

**Mental/emotional state observations**

Distressed emotional state (not 1M)

**Weapon possession**

Had a weapon

**Injury sustained**

No

## Subject Weapons

| Weapon Type | Weapon Usage | Recovered |
|---|---|---|
| Throwing weapon | Used | No |

## Tactical Options Used

### 1. Communication

**PCA**

Assaultive

**Effectiveness**

Nil/No effect

**Location used**

At scene

### 2. OC Spray

**PCA**

Assaultive

**Subject in handcuffs/restraints**

No

**Warning given**

No

**Reason no warning**

Not enough time

**Hit or Miss**

Hit

| Certification | Date issued | Expiry date |
|---|---|---|
| OC Spray | 20/12/2018 | 12/01/2023 |

**Effectiveness**

**Location used**

**Location description**

| | | |
|---|---|---|
| Immediate but not sufficient | At scene | Outdoors |

**Alternatives considered but not used**

No alternative option considered

## Subject Outcomes & Legal Justification

**Actions Taken**

Subject decamped/escaped.

**Resolution**

Not Charged

**Legal Justification - Crimes Act**

Execute process or arrest (s.39), Prevent breach of peace (s.42), Self-defence (s.48), Defence of another (POLICE OFFICER) (s.48)

## Staff Injuries/Health Issues

**Injury Sustained**

No

## Be Safe, Feel Safe

**How safe you felt**

2 - Very unsafe

**Safety Equipment Used**

Gloves, Riot helmet only

**Additional Safety Information**

## Level 1 Supervisor Details

**Last name**

s9(2)(a), s9(2)(g)(ii)

**First Name**

s9(2)(a), s9

**QID**

s9(2)(a), s9(2)(g)(

**Station**

s9(2)(a), s9(2)(g)(ii)

**Area**

s9(2)(a), s9(2)(g)(ii)

**District**

Eastern

**Rank**

Sergeant

**Phone (Ext)**

**Phone (DDI)**

## Level 2 Reviewer Details

| Last name | First Name | QID |
|---|---|---|
| [redacted] | [redacted] | [redacted] |
| **Station** | **Area** | **District** |
| [redacted] | [redacted] | Eastern |
| **Rank** | **Phone (Ext)** | **Phone (DDI)** |
| Inspector | | [redacted] |

**Please ensure you have covered the following points in your review:**

Reporting officer did not feel safe during the incident.

Reporting officer was not wearing body armour during the incident.

## Level 1 Supervisor

**Action**

I SUPPORT the actions of [redacted] reported here

**Justification for decision**

OC spray used at OP Convoy. Low level of force used considering the circumstances.

**Based on the Tactical Options Report, I recommend the following actions for consideration by the Level 2 Reviewer:**

- ☐ **Recognition of good performance** _*Acknowledging a great job by staff. Actions could range from verbal or written recognition of performance through to awards and commendations*
- ☐ **Follow up on performance** _*Actions could range from debrief, discussion, and submission to Lessons Learnt, to remedial training, or engagement with PPC depending on the circumstances*
- ☑ **No further action required**

**Recommended action**

200 Character Limit

## Level 2 Reviewer

**Action**

COMPLETE, no further changes are required.

**Senior Officer Comments**

As reported this was a highly volatile and dangerous situation for our staff. Use of OC Spray supported as justified and reasonable in the circumstances.

Based on the Tactical Options Report, and the recommendation from the Level 1 Reviewer, the following actions have been/will be taken:

- ☐ **Recognition of good performance** _*Acknowledging a great job by staff. Actions could range from verbal or written recognition of performance through to awards and commendations*
- ☐ **Follow up on performance** _*Possible actions could range from debrief, discussion, and submission to Lessons Learnt, to remedial training, or engagement with PPC depending on the circumstances*
- ☑ **No further action required**

- [ ] Police Professional Conduct has been notified of this incident

**Review Comments History**

| Date | Status | User | Comments |
|---|---|---|---|

NEW ZEALAND POLICE
Ngā Pirihimana o Aotearoa

# Tactical Options Report - Person

**Report Number:** TO220626012 **Current Status:** Completed

**Last Updated:** 30/06/2022 08:23:49 **Assigned to:** s9(2)(a), s9(2)(g)(ii)

**Attachments**

Showing 0 entries

Previous Next

**Reporting Officer:** s9(2)(a), s9(2)(g)(ii) | Sergeant | | |

**Incident Details: P049793591**

**Incident details**

| Date & Time | Event Type | CARD Event Number |
|---|---|---|
| 02/03/2022 07:12 | 1R - Breach Of The Peace | P049793591 |
| **Address** | **Suburb** | **Town/City** |
| 1 MOLESWORTH ST PIPITEA | PIPITEA | WELLINGTON CITY |
| **Incident Station** | **Incident Area** | **Incident District** |
| Wellington Central | Wellington Area | Wellington |

**Workgroup at time of event**

Police Support Unit (PSU)

**Specialist groups who attended**

Police Support Unit (PSU), Armed Offenders Squad (AOS)

**List of Police at Incident**

| Name (QID) | Rank | Position | Phone Extension |
|---|---|---|---|
| s9(2)(a), s9(2)(g)(ii) | Constable | s9(2)(a), s9(2)(g)(ii) | |

**Narrative**

On Wednesday 2nd March 2022 I was involved in the Police operation concerning the anti-vaccine mandate protest, known as Operation Convoy, in central Wellington near to Parliament Grounds.

I started duty at 0430 hrs and was assigned to Unit Alpha One, Section 2 [A1.2].

I was the supervisor of a Police Support Unit [PSU] section. At the time, I was wearing BAS armour, Hi Viz Vest, Argus Helmet and Gladiator Shield (on my right arm)

From quite early on in the morning, I overheard loudspeakers repeatedly issuing clear and loud instructions to persons

present that they were trespassing on Government grounds and to leave the area.

Within Area Of Operations One [AO1], was the junction of Hill St and Molesworth St. Referencing the grided Parliament map contained within the Operation Brief, I would locate it proximal to s9(2)(a), s9(2)(g)(ii).

At some point after 0730 hrs, I entered a vacant tent on our right flank (closest to the library), sited upon the footpath of the junction.

From this location, I observed various protestors threatening to strike both myself and other nearby officers with various objects, including but not limited to sticks, poles, missiles of all types, or deploying toxic and blinding fire extinguishers against police.

My *Perceived Cumulative Assessment* of the Subject's behaviour was of person's about to or currently assaulting myself and other officers. I believed the subject's to be in the Assaultive range of the Tactical Options Framework.

The *Threat* was from unknown persons of all genders and mix of ages. They were demonstrating a clear *Intent* with their aggressive posturing, blatant welding or actual use of weapons. They were *Capable* as they as their efforts were impacting on myself and other officers. They had the *Opportunity* as proven by approaching Police officers. The environment was daytime, clear weather with hundreds of subjects on most (3) sides of myself.

Both police staff and members of the public were *Exposed* to the threat and the risk of the weapons thrown and projected.

It was *Necessary* to act now to discontinue this ongoing of harm on myself and others. Tactical Communications appeared to have no effect on them.

My *Response* was to deploy 2-5 brief 1 sec bursts of Oleoresin Capsicum [OC] spray directly to various persons over a period of time.

My minimal Use of Force was *dis-proportionate* to the high level of violence and harm being directed towards us. It was *Reasonable* in the circumstances of police staff unable to decisively arrest and negate each assailant and *Necessary* to deter further assaults from each person sprayed.

My *Legal Justification* of the force used in applying OC spray was under sect 48 Crimes Act 1961.

The use of OC spray had a mixture of effects on each subject. It was not safe to approach each person sprayed as they were quickly attended to by other subjects, no one was left attended otherwise they would have been arrested.

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Within the environs of the Government grounds is a footpath system. Referencing the grided Parliament map contained within the Operation Brief, I would locate it proximal to s9(2)(a), s9(2)(g)(ii).

At some point prior to 1600 hrs, I was in a 2nd line of officers behind officers holding Enforcer shields against the frontage of hundreds of persons.

From this location, I observed various persons pull against the top of those shields and at times appear to strike at the officers holding them.

My *Perceived Cumulative Assessment* of the Subject's behaviour was of persons' about to or currently assaulting other officers. I believed the subjects' to be in the Assaultive range of the Tactical Options Framework.

The *Threat* was from unknown persons of all genders and mix of ages. They were demonstrating a clear *Intent* with their deliberate efforts to interfere with the shields and reach over to the officers. They were *Capable* as their efforts were at times successful in reaching the officers. They had the *Opportunity* as proven by their proximity to the officers. The environment was daytime, clear weather with hundreds of subjects surging against the police line.

Both police staff and members of the public were *Exposed* to the threat and the risk of the violence used by the various persons.

It was *Necessary* to act now to discontinue this ongoing of harm on other officers. Tactical Communications appeared to have no effect on them.

My *Response* was in using my ASP Baton in a closed mode – to strike down upon the fingers of 2-3 persons who would grasp and pull at the top of the Enforcer shields.

My Use of Force was *Proportionate* to the level of violence and harm being directed towards us. It was *Reasonable* in the circumstances of police staff unable to decisively arrest and negate each assailant and *Necessary* to deter further attempts from each person struck.

My *Legal Justification* of the force used in applying Baton strikes was under sect 48 Crimes Act 1961.

The use of Baton strikes had an immediate effect on each subject. It was not safe to approach each person struck as they quickly ceased their actions and retreated within the crowd.

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Within the environs of the Government grounds, there is a large iron gate surrounded by a grove of trees. Referencing the grided Parliament map contained within the Operation Brief, I would locate it s9(2)(a), s9(2)(g)(ii) .

At some point prior to 1645 hrs, I was with a group of 6-8 officers on a small grassy rise situated between the iron gate and the cenotaph. We were clustered close together behind and beneath interlocked Enforcer shields. We had deployed there to protect Firefighters working at this location.

From this location and at as distance of 6-10 metres, I observed a male approach, throw a tent pole in a 'spear like' fashion towards myself and other officers – before retreating towards the crowd. He repeated this several times.

My *Perceived Cumulative Assessment* of the Subject's behaviour was of person currently assaulting myself and other officers. I believed the subject to be in the Assaultive range of the Tactical Options Framework.

The *Threat* was from an unknown male. He was demonstrating a clear *Intent* with his deliberate action of throwing makeshift 'spears' at officers. He was *Capable* as the 'spears' were sturdy in construction and accurately thrown, bouncing off our shields. They had the *Opportunity* as proven by their proximity and distance to the officers. The environment was daytime, clear weather with hundreds of subjects staged against the police line.

Police staff were *Exposed* to the threat and the risk of the violence used by the person.

It was *Necessary* to act now to discontinue this ongoing of harm on myself and other officers. Previous tactical Communications appeared to have no effect on him.

My *Response* was to discharge my Taser at the subject when he approached closer.

My Use of Force was *Proportionate* to the level of violence and harm being directed towards us. It was *Reasonable* in the circumstances of police staff unable to decisively arrest and negate the assailant and *Necessary* to deter further attempts from the person.

My *Legal Justification* of the force used in discharging a Taser was under sect 48 Crimes Act 1961.

It is unknown at the distance involved, if the Taser discharge successfully struck the subject. It did however have an immediate effect on the subject as he quickly ceased his actions and retreated within the crowd. It was not safe to approach the person. As the taser was on loan from Wellington district and rapidly both issued about 0430 hrs and retrieved off me about 2330 hrs – it was not practical to upload any footage from the Taser Camera. It should still be stored within the device.

**********

At the same location, I was with the same group of 6-8 officers on a small grassy rise situated between the iron gate and the cenotaph. We were clustered close together behind and beneath interlocked Enforcer shields.

I observed various persons approach the main police line by the iron gates and project various weapons against the officers gather there. At times various persons would throw rock type missiles at my group and me.

At some point, communications on the police radio raised the topic of using the fire hoses as weapons of opportunity. Fire Fighters departed our location and left their low-pressure hoses behind still connected to the water mains.

My *Perceived Cumulative Assessment* of the subjects' behaviour was of persons currently assaulting myself and other officers. I believed the subjects to be in the Assaultive range of the Tactical Options Framework.

The *Threat* was from unknown persons. They were demonstrating clear *Intent*ions with their deliberate action of deploying various weapons at officers. They were *Capable* as the weapons were accurately striking officers or their shields. They had the *Opportunity* as proven by their proximity and distance to the officers. The environment was daytime, clear weather with hundreds of subjects staged against the police line.

Police staff were *Exposed* to the threat and the risk of the violence used by the person. At a distance of sometimes 25m, police did not have the capability to reach out to the persons posing the risk.

It was *Necessary* to act now to discontinue this ongoing of harm on myself and other officers. Previous tactical Communications appeared to have no effect on him.

My *Response* was to take up the discarded fire hose and discharge a volume of water at each subject when they presented or delivered a visible threat. On a number of occasions, calls went up from officers to target a certain person – I would wait

until they demonstrated to me, a clear and present danger to police staff.

My Use of Force was *Proportionate* to the level of violence and harm being directed towards us. It was *Reasonable* in the circumstances of police staff unable to decisively arrest and negate the assailants at such a distance and *Necessary* to deter further attempts from the persons.

My *Legal Justification* of the force used in discharging a fire hose as a weapon of opportunity was under sect 48 Crimes Act 1961.

It did have an immediate effect on various subjects as they would either be distracted from their assault on staff or retreat within the crowd. It was not safe to approach the persons.

## Subjects at Incident

### 1. Unknown, 25, Unknown

| Gender | Ethnicity | Estimated age |
|---|---|---|
| Unknown | Unknown | 25 |

| Behavioural observations | Mental/emotional state observations |
|---|---|
| Aggressive demeanour, Threaten Police, Verbally abusive, Physically assault Police, Non-compliant/obstructive, Evading/decamping | None |

| Weapon possession | Injury sustained |
|---|---|
| Had a weapon | No |

#### Subject Weapons

| Weapon Type | Weapon Usage | Recovered |
|---|---|---|
| Bludgeoning/hitting weapon i.e. blunt weapon | Used | No |
| Throwing weapon | Used | No |

#### Tactical Options Used

##### 1. Communication

**PCA**

Assaultive

**Effectiveness**
Nil/No effect

**Location used**
At scene

### 2. OC Spray

**PCA**
Assaultive

**Subject in handcuffs/restraints**
No

**Warning given**
Yes

**Hit or Miss**
Hit

| Certification | Date issued | Expiry date |
|---|---|---|
| OC Spray | 03/07/2017 | 18/02/2023 |

**Effectiveness**
Immediate and sufficient

**Location used**
At scene

**Location description**
Outdoors

### 3. Baton

**PCA**
Assaultive

**Subject in handcuffs/restraints**
No

**Warning given**
No

**Reason no warning**
Other - specify in narrative section

**Baton type**
Expandable/ASP baton

**Number of strikes**
1-5

| Certification | Date issued | Expiry date |
|---|---|---|
| ASP Baton | 03/07/2017 | 18/02/2023 |

**Effectiveness**
Immediate and sufficient

**Location used**
At scene

### 4. TASER

**PCA**
Assaultive

**Subject in handcuffs/restraints**
No

**Warning given**
No

**Reason no warning**
Other - specify in narrative section