

FRANCIS (POLICE AGENT)

CONFESSION

AFFIDAVIT

I the undersigned Michael John Francis, take oath and say as follows:-

1) My name is Michael John Francis and I, since approximately early 1980, I had collaborated with the Police to bring down high profile criminals. In January 1991 whilst living at a particular address in an assumed name (that name was David Kent). I was very surprised to be contacted by Detective Superintendent Jim Davis whom I had known since early 1980/81. He asked me to meet him at the Grosvenor Hotel, Victoria Station the next day at about 10.30 a.m. In fact I went to the Grosvenor Hotel the next day and met with Jim Davis (Jim Davis was fully aware of the fact that I was wanted by the Police both, Fulham Police in London and also the Police in Boston in Lincolnshire who in fact had confiscated my passport. I suppose, about two and half years prior, I was obviously using an assumed name and travelling on false documents and I in fact was in breach of two Police bails, all of which Jim Davis was totally familiar); Jim Davis put a proposition to me and in fact it was a most amazing proposition that has ever been put to me by the Police or by anyone else and, in effect, it was a proposition to entrap Asil Nadir. I was asked by Jim Davis to approach Asil Nadir and to say to him; for the sum of 3.5 million pounds sterling, Asil Nadir would be given back his passport and that the police reporting restrictions would be lifted and that he, Asil Nadir, would be greatly assisted with his case. For this I was offered the sum of 500,000 pounds sterling and obviously any outstanding criminal charges against me would be cleared. I wasn't satisfied and, in fact, I asked for confirmation of what Jim Davis had told me bearing in mind that the Police never pay out those sums of money. As a consequence, the following day I was introduced by Jim Davis, at the Serious Fraud Office in Elm Street, I was introduced to the Deputy Director of the Serious Fraud Office, Mr. John Knox who confirmed the proposition that Jim Davis put to me in relation to Asil Nadir plus the fact that I would receive 500,000 pounds sterling.

2) As a consequence of that meeting I approached Wendy Welsher and put a diluted version of that proposition to her in that I told her that she would in fact be working for the Police and that she would be doing both the Government and Asil Nadir a service and, in point of fact, when I was approached by Jim Davis at that time he in fact told me that Asil Nadir was standing in the way of certain political issues and having managed to bring down Polly Peck in

order to crush Asil Nadir the Police and the SFO had absolutely no evidence against him to support the charges and, therefore, they were fearful that Asil Nadir would soon be in a position to sight them, or rather sue them of the equivalent of the national debt to say nothing of the ensuing scandal and this was from Jim Davis.

3) I introduced Wendy Welsher to Jim Davis. Jim Davis in fact showed Wendy Welsher his warrant card because Wendy Welsher wanted confirmation of what I'd told her and, having satisfied herself with the proposition that I put to her was in effect official. She proceeded accordingly and the intention was for her in fact to approach Asil Nadir and to put the exact proposition for the sum of 3.5 million pounds sterling for the return of his passport. Wendy Welsher in the March/April of 1991 went to the Turkish Republic of Northern Cyprus and spoke with Safiye Nadir and she in fact put a business proposition to Safiye Nadir because she realized that the avenue of approach suggested by Jim Davis of the Serious Fraud Office, (Detective Superintendent Jim Davis) was not possible. So she wasn't able to put forward that proposition and felt quite rightly so as it turned out that Mrs. Nadir would not even consider such a proposition as she explained later to Jim Davis and myself that we're not dealing with criminals here we're dealing with honest people and they could not be approached on that basis. Hence using her own initiative Wendy Welsher put over the proposition of a business agreement concerning timeshare projects and a holiday building project in Spain, Turkey and in North Cyprus. In fact the business ventures in Spain and Turkey amounted to far in excess of 300 million pounds sterling and in consequence the Nadir family were interested on that level.

4) In April 1991 Wendy Welsher met with Bilge Nevzat in London and she agreed provisionally to a business venture with Wendy Welsher. Again in April of 1991, but, on that meeting with Bilge Nevzat again Wendy Welsher was certainly not able to put over the initial proposition. As a consequence, I was introduced by Jim Davis to Detective Chief Superintendent Tom Glendenning of the elite organized and international crime squad of New Scotland Yard. In fact we met again at the Grosvenor Hotel in Victoria purely to discuss the progress concerning Wendy Welsher, and that, in fact as the proposition wasn't put forward they, nevertheless, demanded that all documentation and any agreements and money from the Nadir family should be handed to them. Again in April 1991, under instructions from Jim Davis, I opened a Swiss bank account in Zurich in preparation for certain monies that were expected and, at the time, I opened this account amazingly with no passport and without depositing any money, which is to say the least, was very unusual.

5) In April or May 1991 I was asked to go to New Scotland Yard to meet Detective Chief Superintendent Tom Glendenning which I did and I was taken to the Fifth Floor of New Scotland Yard and introduced to Derek Maynard. Derek Maynard is an MI6 man, and is indeed a

very senior MI6 officer, and this I believe at that time was an exercise in confidence in that as the proposition was in fact going slowly this particular person, Maynard, wanted to I suppose assure himself that Wendy Welsher and myself were the right people to put over that particular proposition and obviously the idea being that once Asil Nadir was out of the country they, the Police, the Serious Fraud Office and others intended to sight Asil Nadir for perverting the course of justice.

6) In July of 1991, after several meetings, Wendy Welsher met with Bilge Nevzat, Asil Nadir's sister, in Paris and took from her, for alleged business arrangements, (and in fact certainly that was the intention at the time) 100,000 pounds sterling which her mother had sent over with her husband Fehim Nevzat, plus she made her sign and took from her a joint co-operation agreement which had been drafted by the SFO. Wendy Welsher took the money and the document to the George Fifth Hotel in Paris, and this was on a Friday, and she handed the money and the documents signed by them to Jim Davis and Andy Barnes who were waiting for them. The following Monday or Tuesday as pre-arranged I met with Andy Barnes in Zurich and, in fact, Andy Barnes told me that there was 110,000 pounds sterling in the brief case which he was carrying and we went together to the Bank in Zurich and this money was deposited and I'm not sure whether I actually deposited the 110,000 pounds sterling or whether I deposited 100,000 pounds sterling and drew out 30,000 pounds sterling for expenses but certainly Andy Barnes took 10,000 sterling of that money in cash. From the July through to October 1991 there were many verbal conversations between ourselves, that is the Police, Wendy Welsher and myself, Jim Davis and Andy Barnes and, then, upon their instructions in the October of 1991 an escrow account was opened by Bilge Nevzat and Wendy Welsher in Geneva for the intended joint ventures and Jim Davis and myself were in Geneva together on that day in fact we were there the night before and in fact I stayed at the Hotel de Berge on the Quay de Berge (and I can't be absolutely certain of this but I believe that Jim Davis stayed at the Hotel Intercontinental in Geneva because in fact I met him there on the following day).

7) In December of 1991, upon the instructions of Tom Glendenning and Jim Davis, Wendy induced Bilge Nevzat to put up a security for the loan which was to be obtained from a bank. In consequence Wendy was offered a painting as a security against the proposed bank loan which was to be acquired to finance the projects. The painting was "Sisters" by Lord Frederick Leighton and was in fact owned by Aysegul Nadir, Asil Nadir's ex-wife. I duly informed Jim Davis of this intended arrangement and Jim Davis sanctioned it and as a consequence Wendy Welsher was contacted and told to collect the painting and any related documentation and that Jim Davis and Andy Barnes would collect it from her when she came out from the offices in Berkeley Square and this was duly done in December of 1991.

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8) Again there were many and various telephone conversations from December 1991 through June, July 1992 a number of which took place outside the U.K. and, in fact, Wendy Welsher informed me that in the April 1992 she visited the Turkish Republic of Northern Cyprus and during the visit she together with Bilge Nevzat and Safiye Nadir (Asil Nadir's mother) signed another joint co-operation agreement that had been specifically drawn up by the Serious Fraud Office and given to her by I believe Jim Davis. In the June or July of 1992 it may have been June or July it was certainly when the Director of the Serious Fraud Office, George Staples, was on holiday for two weeks, (I was told this by Andy Barnes). In fact I met with Andy Barnes as arranged in Zurich and after reading some prepared statements that Andy Barnes had brought with him. I have upon his instructions made a series of telephone calls to John Knox, the Deputy Director of the Serious Fraud Office. This again was orchestrated to incriminate Asil Nadir and to indicate that this was in fact my first approach to the Serious Fraud Office, which in fact was an absolute lie again because I ~~had~~ ^{have} been initially approached by Detective Superintendent Jim Davis in the January of 1991. Andy Barnes was present at all times. His function I think was not only to ensure that what was put over was put over properly but also that I did not record the conversation because I had in fact intimated to Andy Barnes that I had incriminated recordings of himself, Superintendent Jim Davis and Tom Glendenning, which in fact I did have at that time. During those telephone conversations with John Knox, Mr. Justice Tucker, Anthony Scrivenor Q.C., Assistant Commissioner Wynn Jones and obviously Asil Nadir were all sighted that there was evidence that showed there was a plot to pervert the course of justice by that particular group which was absolutely untrue.

9) Again in July 1992 I met with Jim Davis and I believe this was in Amsterdam at the Sonester Hotel and he told me that there were some problems with the painting "Sisters" that had been given to him by Wendy Welsher in the December of 1991, and that he was making arrangements with extreme difficulty to get the painting back from Lord Hailsham and that Wendy Welsher should stand by, to put the painting into Bonham's, which is a reputable auction house in Knightsbridge in London. Upon this instruction from (and I have to say that on that particular occasion I believe I actually gave Jim Davis at his request 5,000 pounds) Jim Davis, Wendy Welsher met Jim Davis and Andy Barnes outside Bonham's in July of 1992 and they, Andy Barnes and Jim Davis that is, gave Wendy Welsher the painting "Sisters" to take into Bonham's which in fact she did and obviously arrangements had been made for her because she was certainly expected. Bonham's said they would be delighted to sell the painting in the September Renaissance auction which was obviously ~~was~~ some two months away. Wendy Welsher agreed she took a receipt and left. A few days later I spoke with Jim Davis and he told me to contact Wendy Welsher and to tell her as a matter of urgency she must go back to Bonham's and collect the painting and bring it to me at the Sofotel in France and that I should then take

it into Switzerland and put it in a safe place. Well I did this I contacted Wendy Welsher and instructed her accordingly and apparently she didn't believe me and she in fact contacted the Serious Fraud Office and spoke with Andy Barnes and, in fact, Andy Barnes confirmed those instructions. As a consequence Wendy Welsher went back to Bonham's, she took the painting from there and brought it to me in France at the Sofotel, at the Charles de Gaulle airport and I took it into Switzerland and put it into a safe deposit box, and then two days later once the painting has been safely taken from the United Kingdom the Administrators went to Bonham's and informed them that there was a legal question of ownership surrounding the painting and that the painting was now on the Stolen Arts Registry which worked out very conveniently.

10) In the August of 1992 Wendy Welsher came to Zurich, in fact her flight was delayed for three hours. She came to Zurich Airport where she met with myself and Andy Barnes and she in fact handed Andy Barnes 11,000 pounds sterling, which she collected from Mrs. Safiye Nadir via Bilge Nevzat in connection with some feasibility studies that were being done. Nevertheless the money was handed over to Andy Barnes, 11,000 pounds and Wendy Welsher said that she had on her flight met with Lord Hailsham in the Swissair Club Lounge - I think it was in Terminal 2 at Heathrow Airport - and that she had in fact flown out with him to Zurich club class and that he had thanked her for looking after the painting - "Sisters" and he had in fact mentioned to her the name of Derek Maynard. I and Andy Barnes saw Lord Hailsham come out into the arrivals hall at Zurich Airport along with Wendy Welsher and an elderly woman with grey hair I'm going to say. I think probably she may have been his wife and they parted and obviously he had been speaking to Wendy Welsher by virtue of the fact that he actually acknowledged their departure as they separated. Wendy Welsher didn't stay with Andy Barnes and myself, in fact, she went and booked herself back onto the next available flight because she had already been delayed for three hours. The next morning Andy Barnes and I banked 10,000 sterling. In fact Andy Barnes went to the bank with me and I banked 10,000 sterling and in fact Andy Barnes had taken 1,000 pounds from the 11,000 pounds which Wendy Welsher had given him and, in fact, I had given Andy Barnes an additional 6,000 pounds.

11) At this time I had enough of this sickening scenario and I decided to have nothing further to do with this and with that particular proposition that was put to me. As a consequence on or about the 6th August I went to Istanbul and met with some friends and stayed there. I then returned to Europe and I got involved with certain business transactions and, as a consequence, I went into the United Kingdom via Dover.

12) On the 22nd August 1992 I was arrested by the Police at the Penta Hotel and taken to Gatwick Police Station. In my brief case the Police found amongst other things a brochure depicting arms

ul. 7

that were for sale and as a consequence I was then arrested under the powers of the prevention of terrorism act and some three or four hours later I was then interviewed by the Anti-terrorist Branch Officers. During that interview Detective Chief Superintendent Tom Glendenning came into the interview room and told me that if I played the game all the charges against me would be cleared away; that they would not be proceeded with and that all would go well for me and if I did not co-operate I would certainly go to prison for at least fifteen years and I said, "Tom, I'll co-operate, no problem". Tom Glendenning left and the Anti-terrorist Branch Officers and myself then concocted an additional story to satisfy the Sussex Police that the arms were not in the country and that the arms were going to be transported from North Cyprus to Southern Ireland, the implication there being delivery to the I.R.A. which was absolutely not true and, as a consequence of that, the Anti-terrorist Branch were able to laugh the matter off and hand me back into the custody of the Sussex Police.

13) On Monday morning I was taken to the Crawley Magistrates Court and I was remanded in custody. I didn't ask to see a solicitor. I didn't think there was any need for that and, because obviously there was a deal going to be done between me and the Police some stage, and I was going to be free. However, I am not sure whether it was the following week or the week after that, I went back to the Crawley Magistrates Court and was told by a police officer to contact a particular solicitor, which I did, and that I should instruct the solicitor to contact the Serious Fraud Office to say that I wanted to see them. Again I did this. As a consequence of that Andy Barnes came to see me at Crawley Magistrates Court. It was after that, that Detective Chief Inspector David Watson came to see me and eventually I think it was while I was remand at Lewes Prison one of the Governors came to speak with me. I think it was on the Thursday, 29th September 1992 and he informed me that he had had a telephone call from George Ness, Commander of the Organized and International Crime Squad of New Scotland Yard and to say that a team of officers from the Serious Fraud Office would be taking me out from the prison within the next couple of days and, if I co-operated with them, all the charges against me would not be proceeded with apart from the passport and driving license and that everything would go well there and that I should co-operate fully. I agreed.

14) On the 1st October, Detective Chief Inspector David Watson accompanied by Andy Barnes and several other officers came to Lewes Prison and I was in fact taken out. But, prior to going out of the Prison, I was strip searched by two prison officers. This is a standard procedure to ensure that I didn't take anything out of the prison with me, and I was then dressed and I was taken out to Crawley Police Station. Whilst there, there were numerous prepared statements that we went over with Andy Barnes and Detective Chief Inspector David Watson and a tape recording was made and, in fact,

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I deliberately read the script written by them in such a way to show that I was, in fact, reading from their script. The object of the recording was again to incriminate Asil Nadir in a plot to pervert the course of justice sighting Mr. Justice Tucker, Anthony Scrivenor Q.C., Assistant Commissioner Wynn Jones, New Scotland Yard, as co-conspirators with Asil Nadir and that Asil Nadir was also sighted with sorting away 750 million D.M. and that he was also involved in trafficking drugs and arms, all of which, was absolutely untrue and totally manufactured and fabricated by the Serious Fraud Office using me really to entrap Asil Nadir as an agent provocateur and, interestingly, I at that time was supposed to have a document. This document which I supposedly had produced was the document that had been signed by Wendy Welsher and I think Bilge Nevzat and Safiye Nadir in relation to their supposed business proposition but they were obviously were making something sinister out of it in any event I could not possibly have given them any document because I didn't and couldn't possibly have had that document simply because that in order to have had that document I would have needed the original to have the photostat copy of and if I had the original the prison authorities or the police would have certainly have taken it from me and in order to take a photostat copy I would have needed to have a photocopying machine which was absolutely absurd. So it shows even from there they made a very big blunder I'm pleased to say but, nevertheless, on this fabricated statement and this photostat copy the Serious Fraud Office along with the Director of the Public Prosecutions Office effectively prevented Justice Tucker the very next day from appearing in court in relation to the Asil Nadir trial for five weeks, moreover, they effectively incapacitated him and obviously there were a lot more things that went on after that, and of course there were many and varied allegations and manufactured evidence that was being brought against Asil Nadir.

15) Between the 15th and 23rd October 1992 I was taken to a special unit at South Woodford Police Station where fabricated and manufactured tape recordings and statements and allegations against Asil Nadir were put into effect and in fact there were two other people who were instrumental in this dastardly scenario - Tom and Teresa Oliver and in fact they rang into the special unit saying that they were recording and said that they had been asked by Asil Nadir to in fact move the 750 million D.M. that were in a bank in Leichenstein but that actually was untrue but, nevertheless, they were part of this plot at that time but, on request, from senior or high ranking officers of the Special Branch the Olivers were allowed to fade out from that particular conspiracy against Asil Nadir but, nevertheless, their voices are taped somewhere with the Serious Fraud Office and they are certainly somewhere being protected by, or under the protection of, the Special Branch for whatever reasons they were helping Special Branch.

16) After this I think on the 23rd October 1992 I went to the Crawley Magistrates Court and I was given bail on my own reconn-

aisance and, in fact, one of the stipulations was that I shouldn't leave the country and that I should reside at my place of abode. Three days later, on the 26th October, upon the instructions and request of Jim Davis, I met with him at Gatwick Airport and he and I together flew out to Zurich and I gave Jim Davis the incriminating tape recordings that I had of him, Andy Barnes and Tom Glendenning at that time and also together with a very brief recording of a business discussion I had with Asil Nadir in relation to the timeshare project and I think potatoes. Because I had given Jim Davis the tape recordings of himself and others that were incriminating plus this small tape recording of Asil Nadir, and Jim Davis, it became quite plausible in Jim Davis' mind that the blank cassette recordings that I was purported to have of Asil Nadir that would incriminate him were real. He believed this scenario and as a consequence Jim Davis gave me at that time a brown envelope. It was an A4 size with the original documents that he had received from Wendy Welsher which Bilge Nevzat and Safiye Nadir had signed together for these joint ventures (joint co-operation agreements) and I said o.k. no problem I would put these in a safe deposit box and the idea was that the following week once all the charges were cleared against me, Jim Davis and myself would go back to Switzerland, collect the painting, the documents that he had just given me together with the non-existent incriminating tapes of Asil Nadir and that we would go back to England through the red channel and log all that with the Customs so that its logged coming back into the country. They would then arrest Asil Nadir and his sister Bilge sight them for perverting the course of justice (but in reality I never intended to give them anything at all).

MF 17) The following week I went to Court, I say the following week it was on the 29th October 1992, I went back to Crawley Magistrates Court and it was arranged with the Magistrate that I would be given a fine and in fact one of the stipulations I made to the prosecution, and the Police was, that they state in Court that after ~~their~~ intensive investigations it was established that there were no further charges against me (no outstanding charges whatsoever). They felt that, in the circumstances, I should not receive a custodial sentence and to achieve this the D.P.P. ~~filed~~ MF in a letter of comfort to the Court in my favour. As a consequence, I was given a fine which of course was all organized and already agreed between them and the Magistrate before I went into the Court Room.

18) On the 30th October, Jim Davis and myself, along with Andy Barnes, flew out from Gatwick Airport on Dan Air on the 7.25 flight or 8.25. I think we left at 7.25 and we flew out at 8.25 U.K. time on a Dan Air to Zurich and we flew out elite class, champagne breakfast, in order to collect the documents given to me by Jim Davis on the 26th along with the painting "Sisters" by Lord Frederick Leighton and the non-existent recordings that I told them I had of Asil Nadir. Upon arrival at Zurich I took Jim Davis and

Andy Barnes to the James Joyce Pub or Bar in Zurich where they waited while I went off on the pretext of collecting the items in question and I had no intention whatsoever of giving anything to them. I eventually told them that I was unable to give them what they wanted but I assured them I would give them the items as soon as I was in receipt of them. Jim Davis and Andy Barnes left Switzerland on the 4.30 flight back to England and I stayed on in Switzerland until the following Wednesday which was the 4th of November 1992 and I made arrangements, (well I was obviously in Switzerland) I made arrangements to stay out of the way of the Police. I did in fact speak with Jim Davis several times during that particular period and assured him that I would come back to such an extent that, because I assured him I would be back on the 5th with the documentation. As a consequence of my confirmation of that he, in fact, went on the 5th and arrested Asil Nadir and his sister Bilge but because I didn't arrive back they had to let them go and, I obviously stayed out of the reach of the Police for about three months. I mean the Police in fact launched an international search for me and, "Thank God no-one was able to find me". Eventually I took a calculated risk and I returned to the U.K. where I was again contacted by Detective Chief Superintendent Tom Glendenning, and his assistant Detective Inspector Mike Barley and after several months of their softly, softly approach during which they arranged several tape recordings fabricated and manufactured recordings and things like that against Mr. Justice Tucker, Anthony Scrivenor O.C. and the Assistant Commissioner of New Scotland Yard, Wynn Jones and so on.

19) Also under the instructions of Tom Glendenning at that particular time I approached Michael Gillard of The Observer, in fact Tom Glendenning gave me Michael Gillard's telephone number, (I rang him there) also I was asked to contact John Ross - I mean John Ross is an ex-disgraced Scotland Yard Detective Inspector who turned into a journalist and I was to intimate to them that I may know that there is incriminating evidence and a painting against Asil Nadir implicating him and Justice Tucker, Wynn Jones and Anthony Scrivenor in a conspiracy to pervert the course of justice and it became very clear to me that the Police (Glendenning that is and company) were certainly doing their utmost to incriminate me into this scenario and I think what they intended to do was to charge me also for perverting the course of justice along with Asil Nadir and, as a consequence at that time, I decided enough was enough and that I was going to contact Mr. Nadir through his eminent lawyer in Cyprus, namely, Mr. Ali Riza Görgün and this I certainly did. Hence, since then I have divulged the entire catalogue of events to Ali Riza Görgün and to Mr. Nadir all of which have been designed, orchestrated, fabricated and manufactured by, and executed by, or rather with the approval of the Attorney General, the Director of Public Prosecutions, the Serious Fraud Office, the Police, MI6, and Special Branch, together with those responsible for them and I do mean the Prime Minister, Mr. John Major and the Home Secretary and my name has certainly been on both

their desks for quite some considerable time. I have to say also again that I approached Mr. Ali Riza Görgün, the lawyer for Asil Nadir, and Mr. Asil Nadir on my own free will and I have received no inducement, threats nor anything else to make me say what I am saying, or to make me prepare this affidavit. I have done this totally voluntarily.

Sworn before me on the 17th day of November 1993 at Nicosia in the Turkish Republic of Northern Cyprus.

M. Francis.

P.B. Krivinskas

P.B. KRIVINSKAS
HAMILTONS, HYDE
CHESHIRE ENGLAND

Solicitor.