Welcome to the Island of C-A-P-R-I!

Here is a technique for dealing with prior inconsistent statements. The mnemonic is **C-A-P-R-I**:

- **C is for COMMIT/CONFIRM:** Get the witness to commit to or confirm the statement he/she has just made in evidence.
- **A is for ACCEPT:** Have the witness accept that what was said is correct.
- **P is for PRODUCE/PUT:** Produce the previous statement and obtain agreement from the witness that it is his/her statement.
- **R is for "Ring Fence":** Before putting the inconsistency, confirm with the witness that he/she signed the previous statement, knew it was important, that what was said was true **and** had read it before signing. You are trying to "herd" or "corral" the witness with their own statement, blocking off any potential exits or outs.
- **I is for INCONSISTENCY:** Put the inconsistent statement to the witness either by asking the witness to read it or reading it to the witness. The latter method is usually more effective.



CAUTION!

1. Before embarking on this exercise, ensure the previous inconsistent statement is one which does not damage your case!
2. Do ***not*** ask which of the two statements is true. The point is to establish the unreliability of the witness.