

<b>Arrest</b>	
<b>Details</b>	
Type of work	Visit
Visit reference	EV24-31,935
Created by	
ProntID	
Subject CID Person ID	
Subject name	
Subject DOB	
Subject nationality	
Subject gender	Male
Created at geolocation	Easting                      391456 Northing                      174759
Creation date	20-09-2019 19:17:31
<b>Arrest Details</b>	
Time of arrest	19:17
Power of arrest	17(1) Immigration Act 1971
Arresting officer	
Reason for arrest	Illegal entrant (EWOL)
Grounds for arrest explained to subject?	Yes
Caution administered	Administrative caution
Confirm subject understood caution?	Yes
Notes	
<b>Search of Person</b>	
Subject searched	Yes
Power used for search	Para 25C Schedule 2
Justification	Was seen in kitchen area.
Name of officer who performed search	
Items found	No
<b>Outcome After Arrest</b>	
Outcome	Detention
Details of detention, including family split	



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EXHIBIT JL/20092019 PAGE 10 OF 10  
OFFICIAL SENSITIVE

Detention authorised by	pending GATEKEEPER REFERRAL
<b>Notes</b>	
No notes entered.	



**RESTRICTED (when complete)**

**WITNESS STATEMENT**

(CJ Act 1967, s.9 MC Act 1980, ss.5A(3) (a) and 5B; Criminal Procedure Rules 2005, Rule 27.1)

URN 

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Statement of:

Age if under 18 Over 18 (If over 18 insert "over 18")

Occupation: Immigration Officer

This statement (consisting of 3 pages signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated anything which I know to be false or do not believe to be true.

Signature ..... Date: 14/11/2019

Tick if witness evidence is visually recorded  (supply witness details on rear)

I am the above named officer; I work in the Immigration Compliance and Enforcement Team East Midlands (Staffordshire) which is part of the Home Office, Immigration Enforcement, based at Melbourne House, Forge Lane, Etruria, Stoke on Trent, ST1 5RQ.

At approximately 18:30 hours on the 20<sup>th</sup> September 2019, I was on duty in full uniform accompanied by OIC – IO , Arrest 1 – IO , Cover 1 – IO Arrest 2 – IO Cover 2 – IO Arrest 3 – IO Cover 3 – IO Cover 4 – IO I was acting as Arrest 4 officer.

We attended **Tale of Spice, Malmesbury Road, Chippenham, Wiltshire SN15 1QA** under Section 179 Licensing Act 2003.

At 18:30hrs we arrived at the premises. I was on rear cover along with IO . I was informed that the officers entered the premises under the licensing act. Approximately two minutes later a male who I could not see due to a fence blocking my view of his face exited the premises and attempted to climb the fence. An immigration officer stopped him, arrested him and placed him in handcuffs. A further few minutes later I witnessed an asian male attempt to open a window on the first floor level by the rear and run onto the roof. Again this male was stopped and promptly arrested.

All subjects encountered were brought into a sterile area in the restaurant and spoken to.

At approximately 18:45hrs I was requested to enter the premises and start speaking with the subjects that were encountered.

I introduced myself to a subject ( ) and informed him of the reason for the visit. He gave me his details and current immigration status. I then conducted checks with the Home Office command and control team who informed me that the subject has no permission to work in the UK. I informed Male 1 of this and he agreed that he has no permission to work.

I then took the subject upstairs to locate his passport and to ask him a few questions.

At 18:54hrs I began questioning male 1 about him working illegally in the premises:

Q1: How long have you been working here?

A1: I've been working here about nearly 6 months. Maybe a bit more.

Signature: ..... Signature Witnessed by: .....



**RESTRICTED (when complete)**

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Continuation of Statement of: .....

Page 2

Q2: What is your job role/ what are your duties?

A2: *I am a waiter.*

Q3: What days/ hours do you work each week?

A3: *Basically I help them just Friday and Saturday as its the busiest days.*

Q4: What days/ hours do you work each week?

A4: *I work from six until ten o'clock*

Q5: Do you work the same hours/ days every week?

A5: *Yes*

Q6: When did you start working here?

A6: *I know it was about December or January*

Q7: What time did you start?

A7: *Six o'clock*

Q8: What is the name of the business?

A9: *Tale of spice*

Q10: Who gave you this job (name and role in business)?

A10: *I got information through my friend and this is how I started. I spoke to the manager and he allowed me to work here. I think his name Azi*

Q11: Who tells you what days/ hours to work?

A11: *Azi told me what to do and who to serve*

Q12: Who tells you what tasks/ duties to do each day?

A12: *Azi does*

Q13: Who is the owner?

A13: *I have never seen the owner. Azi or Hafiz is the manager. I can't remember his name.*

Q14: How are you paid (money, accommodation, food)?

A14: *Cash in hand. I get given free accommodation, the day I work he gives me free food.*

Q15: If money, how much and how do you receive it?

A15: *Sometimes £60 or £80 he gives it me each week.*

Q16: Who pays you?

A16: *Azi or Hafiz I'm not sure of his name*

Q17: Do you pay income tax or have a National Insurance number?

A17: *No I do not*

Q18: Has the employer paid you yet?

A18: *Yes he has paid me before but he normally pays me on Sunday*

Signature: ..... Signature Witnessed by: .....





**RESTRICTED (when complete)**

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Continuation of Statement of: .....

Q19: Has the employer paid you yet today?

A19: No

Q20: What name does the employer know you as?

A20: .

Q21: Did you show documents before being offered the job? If so, what?

A21: No I just showed my passport and told him that i have a pending application

Q22: Does your employer know you're not allowed to work in the UK?

A22: Because he didn't ask me I didn't tell me

Q23: Is there a written contract or a verbal one between you?

A23: No nothing

At 19:03hrs I concluded the questioning.

On completion of the questioning, all the other encountered subjects were questioned and then placed in an immigration cell van and conveyed to the nearest custody facility.

Signature: ..... Signature Witnessed by: .....  
2004/05(1)



**WITNESS STATEMENT**

Criminal Procedure Rules, r 27. 2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B

URN

Statement of:

Age if under 18: over 18 (if over 18 insert 'over 18') Occupation: Immigration Officer

This statement (consisting of 3 pages signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false, or do not believe to be true.

Signature:

Date: 13-11-2019

I am an Immigration Officer, warrant number , with the Home Office Immigration Enforcement Team, based at GENERAL BUILDINGS, 31-33 NEWPORT ROAD, CARDIFF. On Friday 20th SEPTEMBER 2019 I was on duty with officers from the Bristol and Cardiff Arrest Teams when we attended TALE OF SPICE CHIPPENHAM, MALMESBURY ROAD, CHIPPENHAM, WILTSHIRE, SN15 1QA. Entry to the premises was under Section 179 of Licensing Act 2003 as amended by Immigration Act 2016. I arrived at the premises at approximately 18.21 hours and was initially requested to remain outside the front of the premises. At approximately 18.43 hours I entered the premises. I was asked to speak to Male 1. Home Office checks confirmed he has no right to work in the UK. Male 1 was sitting at a table and wearing a waiter's uniform. At 19.08 hours I asked him the following questions and his replies follow about working at the premises. The interview was conducted in English.

Q. "HOW LONG HAVE YOU BEEN WORKING HERE?"

A. "BEFORE CHRISTMAS 2018."

Q. "WHAT IS YOUR JOB ROLE/ WHAT ARE YOUR DUTIES?"

A. "WAITER."

Q. "WHAT DAYS/ HOURS DO YOU WORK EACH WEEK?"

A. "5 DAYS. 4 TO 5 HOURS A DAY."

Q. "DO YOU WORK THE SAME HOURS/ DAYS EVERY WEEK?"

A. "NO. ANY 5 DAYS."

Signature .....

Signature witnessed by ..... N/A .....



Q. "WHO GAVE YOU THIS JOB (NAME AND ROLE IN BUSINESS)?"

A. "I JUST CALLED THEM. THE MANAGER HAFIZ. I DONT KNOW HIS SURNAME."

Q. "WHO TELLS YOU WHAT DAYS/ HOURS TO WORK?"

A. "HAFIZ."

Q. "WHO TELLS YOU WHAT TASKS/ DUTIES TO DO EACH DAY?"

A. "I AM A WAITER."

Q. "HOW ARE YOU PAID (MONEY, ACCOMMODATION, FOOD)?"

A. "CASH IN HAND. FREE ACCOMMODATION UPSTAIRS."

Q. "IF MONEY, HOW MUCH AND HOW DO YOU RECEIVE IT?"

A. "DEPENDS ON HOW MANY HOURS I WORK. BETWEEN £150-£180 PER WEEK. CASH IN HAND."

Q. "WHO PAYS YOU?"

A. "HAFIZ THE MANAGER."

Q. "DO YOU PAY INCOME TAX OR HAVE A NATIONAL INSURANCE NUMBER?"

A. "I DONT KNOW."

Q. "WHAT DAY DO YOU GET PAID?"

A. "SUNDAY NIGHT."

Q. "WHAT NAME DOES THE EMPLOYER KNOW YOU AS?"

A. Male 1 stated He knows me by my real name.

Q. "DID YOU SHOW DOCUMENTS BEFORE BEING OFFERED THE JOB? IF SO, WHAT?"

A. "I SHOWED HIM MY DRIVING LICENCE. I DONT KNOW IF I SHOWED HIM ANYTHING ELSE."

Q. "WHO ELSE WORKS HERE?"

Signature .....

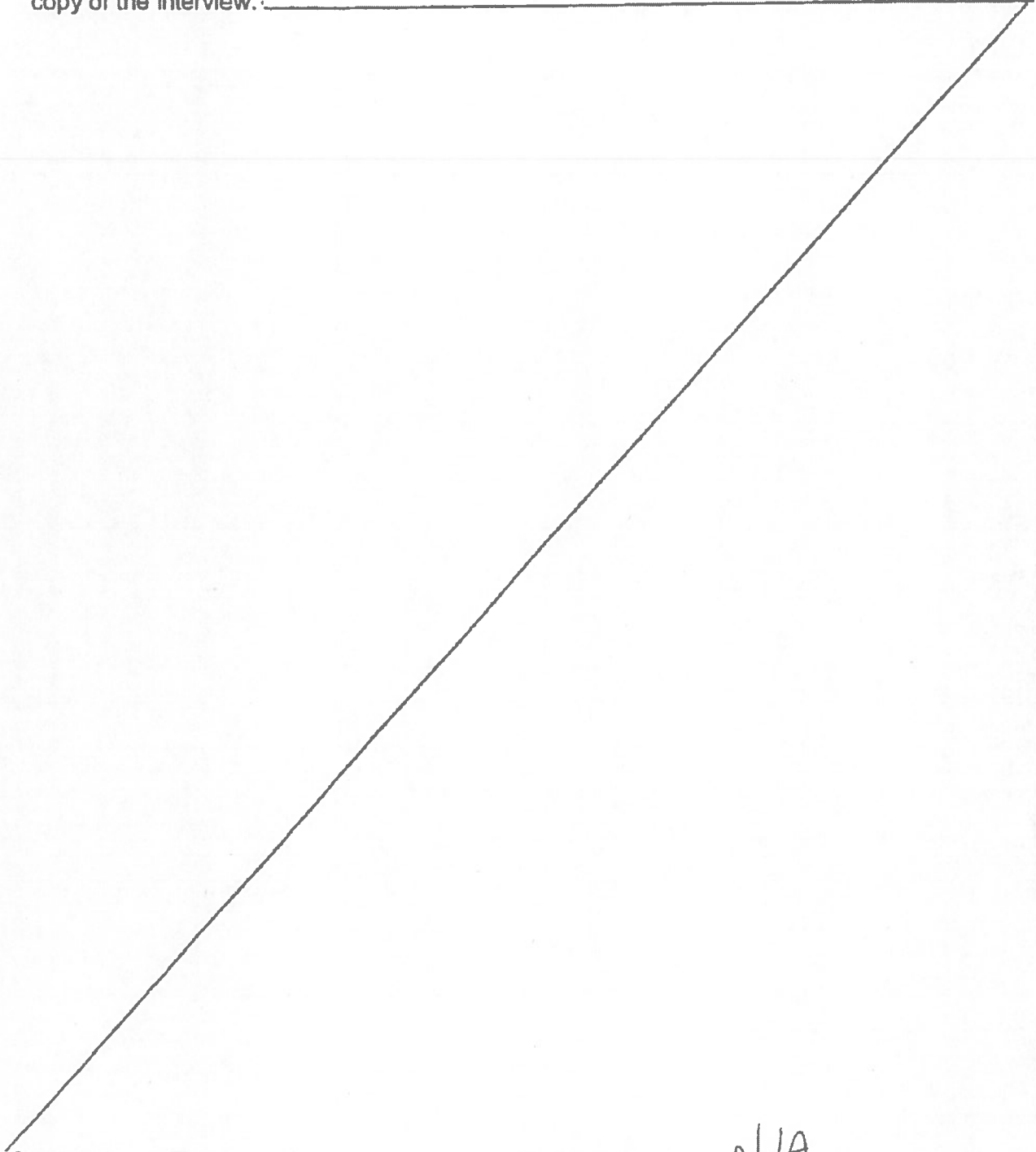
Signature witnessed by ...N/A.....





A. "EVERYONE HERE THIS EVENING."

Interview ended at 19.18 hours and Male1 signed a copy of my electronic notebook confirming his answers to my questions as above. I am attaching exhibit SH01 an electronic copy of the interview. \_\_\_\_\_



Signature .....

Signature witnessed by ..... N/A









**Witness contact details**

Home address: Home Office, 31-33 Newport Road, Cardiff Postcode: CF24 0AB

Home telephone No: N/A Work telephone No:

Mobile: E-mail address: @homeoffice.gov.uk

Preferred means of contact (specify details): Mobile

Best time to contact (specify details): 09.00 to 17.00 hours

Gender: Male Date and place of birth:

Former name: Ethnicity Code (16 + 1):

**DATES OF WITNESS NON-AVAILABILITY:** 15<sup>th</sup> – 25<sup>th</sup> November 2019

**Witness care**

- a) Is the witness willing to attend court? Yes If 'No', include reason(s) on form MG6.
- b) What can be done to ensure attendance?
- c) Does the witness require a Special Measures Assessment as a vulnerable or intimidated witness? (youth under 18; witness with mental disorder, learning or physical disability; or witness in fear of giving evidence or witness is the complainant in a sexual offence case) No If 'Yes' submit MG2 with file in anticipated not guilty, contested or indictable only cases.
- d) Does the witness have any particular needs? No If 'Yes' what are they? (Disability, healthcare, childcare, transport, disability, language difficulties, visually impaired, restricted mobility or other concerns?).

**Witness Consent (for witness completion)**

- a) The Victim Personal Statement scheme (victims only) has been explained to me Yes  No
- b) I have been given the Victim Personal Statement leaflet Yes  No
- c) I have been given the leaflet "Giving a witness statement to the police..." Yes  No
- d) I consent to police having access to my medical record(s) in relation to this matter (obtained in accordance with local practice) Yes  No  N/A
- e) I consent to my medical record in relation to this matter being disclosed to the defence Yes  No  N/A
- f) I consent to the statement being disclosed for the purposes of civil, or other proceedings if applicable, e.g. child care proceedings, CICA Yes  No  N/A

Signature of witness: ..... PRINT NAME: Stephen Anthony HOBAN .....

Signature of parent/guardian/appropriate adult: ..... N/A ..... PRINT NAME: N/A .....

Address and telephone number (of parent etc.), if different from above:





SHO 1

Application

Refresh My Documents Search

- Notebook
- Operations
- Packages
- Police Enquiries
- UKVI / BF
- Visits
- Non-Visit Work
- Person Search
- Photos
- Entry to Premises
- Method of Entry
- Encounters
- Arrest
- Search of Premises
- Cash Seizures
- Offers of Voluntary Departure
- Mitigating Circumstances
- Contact Details
- **Illegal Working - Employee**
- Illegal Working - Employer
- Right to Rent - Tenant
- Right to Rent - Landlord
- Compliant Environment
- Bio Data
- Additional Addresses
- Use of Force
- Documents Served
- Freetext
- Q&A
- Post Visit Work
- Critical Incidents
- Feedback
- Invalid Documents

Illegal Working - Employee

# Illegal Working - Employee

## Details

Type of work	Visit
Visit reference	EV24-31
Created by	
ProntoID	
Subject CID Person ID	
Subject name	
Subject DOB	
Subject nationality	
Subject gender	Male
Time	19.08
Created at geolocation	Easting 391456 Northing 174742
Creation date	20-09-2019 19:08:11

## Language of Interview

What language is the interview carried out in?	English
Interpreter used?	No

## Obligation

How long have you been working here?	Before Christmas 2018
What is your job role/ what are your duties?	Waiter
What days/ hours do you work each week?	5 days. 4 to 5 hours a day.
Do you work the same hours/ days every week?	No. Any 5 days.

## Control

Who gave you this job (name and role in business)?	I just called them. The manager Hafiz. I dont know his surname.
Who tells you what days/ hours to work?	Hafiz
Who tells you what tasks/ duties to do each day?	I am a waiter

## Remuneration

How are you paid (money, accommodation food ?



If money, how much and how do you receive it? *Cash in hand. Free accommodation upstairs*

Who pays you? *Depends on how many hours I work. Between £150-£180 hand.*

Do you pay income tax or have a National Insurance number? *Hafiz the manager.*

What day do you get paid? *I don't know.*

*Sunday night.*

**Pre-employment Checks**

What name does the employer know you as? *He calls me He knows my name*

Did you show documents before being offered the job? If so, what? *I showed him my driving licence. I dont know if i him anything else.*

**Additional Questions**

Who else works here? *Everyone here this evening.*

**Photographs**

In waiters outfit



Exhibit Ref *SH01*  
 Common name *Photo of subject*

**Declaration**

Interviewee signature



20-09-2019  
19 18 21

**Observations**

Observabons





**WITNESS STATEMENT**

Criminal Procedure Rules, r 16.2; Criminal Justice Act 1967, s. 9

Statement of ..... URN: 

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Age if under 18    Over 18 ..... (if over 18 insert 'over 18') Occupation:    Immigration Officer    .....

This statement (consisting of: ....3 .... pages each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated anything in it which I know to be false, or do not believe to be true.

Signature: \_\_\_\_\_ Date:    15 December 2019 .....

Tick if witness evidence is visually recorded  (supply witness details on rear)

I am a warranted Immigration Officer based at Portishead collar number ..... On Friday 20<sup>th</sup> September 2019 I tasked along with 9 other immigration officers to carry out an immigration visit to an Indian restaurant called Tale of Spice, Malmesbury Road, Chippenham Wiltshire SN15 1QA. Our visit was to identify suspected immigration offenders alledged to be illegally working. All the first notes made were recorded electronically at the time of the visit on my Home Office Samasung device using encrypted electronic notebook software called Pronto.

Prior to the visit we carried out a briefing led by Officer ..... who was declared officer in charge of the visit. We arrived at approximately 18:16hrs and I was tasked to assist with encounters inside the restaurant main area, entering under authority of section 179 of the Licensing Act 2003 as authorised my Assistant Director ..... prior to the visit.

Once entered there were a number of males appearing to be working in smart uniform and I spoke to ..... (born ..... ) who appeared to be working in the kitchen, dressed smartly like a waiter. I introduced myself as an Immigration Officer, showing my warrant card and asked if he understood what I was saying and was he happy to me to speak English and he replied "YES".

After confirming his identity, I carried out immigration checks which revealed ..... to be someone who had stayed in the UK beyond his permitted leave and as such was someone who had over-stayed his leave to remain in the UK. Checks also showed that he had previously been served as an over-stayer on 23.08.16 and his appeal rights were exhausted 15.07.19. He also had an outstanding asylum claim and in any case had no permission to work. At 19:26hrs I arrested ..... under Schedule 2 Paragraph 17(1) of the Immigration Act 1971 as amended to facilitate his removal from the UK.

I asked ..... the following questions regarding his employment and my observations about his reason for being in the kitchen.

Signature: ..... Signature witnessed by: .....



Continuation of Statement of .....

Q: HOW LONG HAVE YOU WORKED HERE?

A: JUST LESS THAN A MONTH

Q: WHAT IS YOUR JOB ROLE/ YOUR DUTIES?

A: I HELP BEING A CHEF.

Q: WHAT DAYS & HOURS DO YOU WORK EACH WEEK?

A: WHEN BUSY BUT MAYBE UP TO BUT LESS THAN AN HOUR.

Q: DO YOU WORK THE SAME HOURS / DAYS EVERY WEEK?

A: WHEN THEY ARE BUSY BUT GENERALLY THURSDAY, FRIDAY & SATURDAY BUT NOT GUARENTEED.

Q: WHAT DOCUMENTS DID YOU SHOW YOUR BOSS ABOUT YOUR IDENTITY WHEN YOU STARTED?

A: I KNOW THE BOSS SO I DIDN'T SHOW HIM ANY DOCUMENTS.

Q: HOW DIO YOU GET PAID?

A: I GET FREE FOOD AND SOMETIMES £10 OR £15, WHEN I COME IN FOR 2 DAYS.

Q: WHO GAVE YOU THIS JOB?

A: THE MANAGER HAFIZ

Q: WHO TELL YOU WHAT THE DUTIES ARE EACH DAY?

A: THE SENIOR PERSON

Q: DO YOU PAY INCOME TAX OR HAVE AN NATIONAL INSURANCE NUMBER?

A: NO

Q: WHAT NAME DOES YOUR EMPLOYER KNOW YOU AS?

A:

Q: YOU ARE DRESSED IN A SMART SHIRT AND SHOES, WERE YOU GOING TO BE SERVING FOOD TONIGHT?

A: NO

Q: WHEN I ENTERED THE KITCHEN I SAW YOU DOING THINGS WITH OTHERS COOKING, WHAT WERE YOU DOING?

A: FETCHING THINGS FOR THE CHEF AND WASHING UP IF THEY NEED HELP.

then read through the questions and answers I had recorded above and signed under those answers with his signature which was permanently recorded and time stamped on my electronic Pocket Notebook in Pronto.

Signature: ..... Signature witnessed by: .....



Continuation of Statement of .....

was then conveyed to Melksham Police Custody where he was served immigration papers informing him that he is liable for removal and his detention was authorised.

Signature: ..... Signature witnessed by: .....





Witness contact details

URN: / / /

Name of witness: .....
Home address: c/o Home Office, Portishead, Somerset.....Postcode:
Email address: @homeoffice.gov.uk ..... Mobile:
Home telephone number:n/a ..... Work telephone number:
Preferred means of contact (specify details for vulnerable/intimidated witnesses only):
Gender:...Male..... Date and place of birth:
Former name: Ethnicity Code (16 + 1):

DATES OF WITNESS NON-AVAILABILITY:

Witness care

- a) Is the witness willing to attend court? Yes [X] No [ ] If 'No', include reason(s) on form MG6.
b) What can be done to ensure attendance?
c) Does the witness require a Special Measures Assessment as a vulnerable or intimidated witness?
d) Does the witness have any particular needs? Yes [ ] No [ ] If 'Yes', what are they?

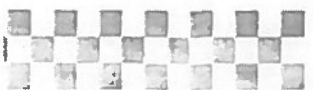
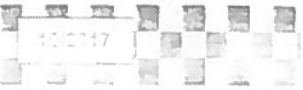
Witness Consent (for witness completion)

- a) The Victim Personal Statement scheme (victims only) has been explained to me: Yes [ ] No [X]
b) I have been given the Victim Personal Statement leaflet Yes [X] No [ ]
c) I have been given the leaflet "Giving a witness statement to the Home Office...." Yes [X] No [ ]
d) I consent to police having access to my medical record(s) in relation to this matter (obtained in accordance with local practice) Yes [ ] No [ ] N/A [X]
e) I consent to my medical record in relation to this matter being disclosed to the defence: Yes [ ] No [ ] N/A [X]
f) I consent to the statement being disclosed for the purposes of civil proceedings if applicable, e.g. child care proceedings, CICA Yes [ ] No [ ] N/A [X]
g) Child witness cases only. I have had the provision regarding reporting restrictions explained to me. Yes [ ] No [ ] N/A [X]
I would like the CPS to apply for reporting restrictions on my behalf. Yes [ ] No [ ] N/A [X]

I understand that the information recorded above will be passed on to the Witness Service, which offers help and support to witnesses pre-trial and at court.

Signature of witness: ..... PRINT NAME: Gregory Doyle.....
Signature of parent/guardian/appropriate adult: ..... PRINT NAME:
Address and telephone number if different from above:.....

Statement taken by (print name): ..... Station:
Time and place statement taken: .....









# Immigration Enforcement

MG 11

**RESTRICTED (when complete)**

## WITNESS STATEMENT

(Criminal Justice Act 1967 s.9; Magistrates' Courts Act 1980, ss.5A (3)(a) and 5B; Magistrates' Courts Rules 1981 r.70)

URN 

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Statement of

Age if under 18 OVER 18 (if over insert 'over 18') Occupation IMMIGRATION OFFICER

This statement (consisting of 1 page(s), each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated anything in it, which I know to be false, or do not believe to be true.

Signature

Date 18/11/2019

Tick if witness evidence is visually recorded (supply witness details on rear)

I am Immigration Officer currently attached to the Bristol Enforcement Unit, Conference House, Conference Avenue, Portishead, Bristol, BS20 7LZ.

On 20/09 /2019, I was on an Enforcement Visit tasked to attend TALE OF SPICE, MALMESBURY ROAD, CHIPPENHAM, WILTSHIRE. It was an intelligence led visit for illegal working. On the team were Immigration Officers , , , , , , and . IO was the overall OIC for the multi property operation. My role was OIC for this address and entry was under Section 179 of the Licensing Act 2004. Also present was an officer from licensing.

At 18:15 the team arrived at the property. As I got out of the car a female ran back inside the address dropping the bags she was holding. Officers deployed as instructed in the briefing. 2 males ran out onto the flat roof at the back and were located and detained. I entered through the front door and explained our power of entry and the purpose of our visit to the male who identified himself as the manager with the details Mr Hafizur RAHAMAN. All 9 staff present were identified by team and 7 were established as working illegally. 6 were arrested and taken to custody.

At 20:05 I served the CPCT referral to the manager Mr RAHAMAN.

The arresting officers conducted relvent searches and the team left the property to convey to custody at 20.39.

Signature:  
2004 (1)

Signature witnessed by: Self

