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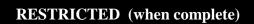
CJ Act 1967, s.9; MC Act 1980, ss.5A(3)(a) and 5B; Criminal Procedure Rules 2005, Rule 27.1

Statement of   **Nick Mortimer**.. URN:

Age if under 18   **Over 18**.............   (if over 18 insert 'over 18') Occupation: **Police Staff C100929**...............

This statement (consisting of: ....**1**..... 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: 29th February 2012 ....

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

VICTIM PERSONAL STATEMENT

I have been given the victim personal statement (VPS) leaflet and the VPS scheme has been explained to me. What follows is what I wish to say in connection with this matter. I understand that what I say may be used in various ways and that it may be disclosed to the defence.

_____

I am a Civilian Licensing Officer employed by the Metropolitan Police and have been in post since 2007, prior to that I was a police officer for 30 years. On Friday 10th February 2012 I was on duty with Ester Chan from Brent Council Safer Streets, Ken Duncan from the Gambling Commission and a uniformed police officer from Brent Borough engaged checking premises that had a 'Late Night Refreshment Licence' issued by Brent Council. At 2150 hours I attended Dubai Express, Unit 1, Wharfeside, Rosemont Road, HA0 4PE. Upon entering the premises I saw four males seated at a table to the left of the entrance and I also saw a female member of staff appear to rush to a door at the rear left hand side of the premises located in a rear corridor leading to the outside shisha area. As a result of this my attention was drawn to a door and a staircase leading to the first floor. I went up the staircase and found myself in a 'hidden' first floor area where approx 15 people were smoking Shisha within a fully enclosed room, there was also evidence of cigarette smoking. This room was fully furnished with tables, chairs and bench seats and the room was draped with tapestry type material from ceiling to floor, in addition there was a large grey parrot uncaged within the room. In charge of this room was a male who gave his name as Mohammed Ali. The room was cleared by the staff and subsequently photographed by Ms Chan and upon examination it was found that the access was controlled by a steel door with Maglock and signage on the outside leading one to believe it was staff quarters. However it is actually capable of seating approximately 50 customers in comfort with it's own toilets etc. There was no additional fire escape and the one point of access/egress did not have an illuminated fire exit sign, this was in a room containing several baskets of hot coals etc. There is also a large smoke extractor fitted that vents to the rear of the building. The access to the CCTV harddrive is through a hole in the false wall in the ceiling void of the restaurant area below. Downstairs, and to the left of the building as you look at it from the street, there was an outside shisha area which is in breach of planning regulations, the structure having been refused planning permission on 17/11/2011. In addition the plans of the building held by the council bore little resemblance to the building itself. Eventually a manger was traced, he gave his name as Karim Ali, 21/2/81, 28 Chartwell Close, UB6 8LP 07833113456 who stated that he had only been there for a week and worked for the owner a David Robin who was out of the country. Mr Ali had allegedly been in Marble Arch at the time of our visit and we had waited for him to arrive. In addition to this there were several licence related issues that are currently being addressed by Brent Police Licensing and Brent Safer Streets.

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

Witness contact details

Home address: **Wembley Police Station, 603 Harrow Road, Wembley** ....

.... Postcode: **HA0 2HH** ....

Home telephone number .... Work telephone number **0208 733 3206** ....

Mobile/pager number .... Email address: **nick.mortimer@met.police.uk**.....................

Preferred means of contact: ....

Male / ~~Female~~ (delete as applicable)   Date and place of birth: ....

Former name: .... Ethnicity Code (16+1): .... Religion/belief: ....

Dates of witness non-availability ....

....

Witness care

a)   Is the witness willing and likely to attend court? **Yes**. If 'No', include reason(s) on **MG6.**

b)   What can be done to ensure attendance?

c)   Does the witness require a Special Measures Assessment as a vulnerable or intimidated witness?
No. If 'Yes' submit **MG2** with file.

d)   Does the witness have any specific care needs? **No**. If 'Yes' what are they? (Disability, healthcare, childcare, transport, , language difficulties, visually impaired, restricted mobility or other concerns?)

Witness Consent (for witness completion)

a)   The criminal justice process and 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 police — what happens next?'   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 proceedings e.g. child care proceedings, CICA   Yes ☐ No ☐

g)   The information recorded above will be disclosed to the Witness Service so they can offer help and support, unless you ask them not to. Tick this box to decline their services: ☐

Signature of witness: .... Print name: ....

Signature of parent/guardian/appropriate adult: .... Print name: ....

Address and telephone number if different from above: ....

Statement taken by (print name): **Band D C100929 Nick Mortimer**.................. Station: **Wembley Licensing** ....

Time and place statement taken: ....