

RESTRICTED (when completed)

WITNESS STATEMENT

(CJ Act 1967, s.9 MC Act 1980, ss.5A(3)(a) and 5B; MC Rules 1981, r.70)

Statement of [redacted]

Age if under 18 Over 18 (if over 18 insert 'over 18') Occupation: Immigration Officer
Warrant No: [redacted]

This statement (consisting of: 1 page 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: [redacted] Date: 25th October 2021

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

I am Arrest Trained Officer and a member of [redacted] Arrest Team. On Saturday 23rd October 2021, I attended on an intelligence led enforcement visit, EV19-806,572 to Noble House, 43 Osborne Road, Southsea, PO5 3LS. Power of Entry to the premises was to be gained under the power of Section 179 Licensing Act 2003. My role was as Arrest Officer 3, along with Officer [redacted]. On arrival at the premises at 20:38, I was I and Officer [redacted] were instructed by [redacted] to provide cover to rear of premises accessed by a short alley from Serpentine Road. I took up position at the rear by an open window from the kitchen, from which I could hear at least two voices of persons and the sound of activity associated with food preparation. The remainder of the team gained lawful entry to the premises from the front, Osborne Road Entrance and at this point Officer [redacted] and I attempted to gain access to the rear by use of a wooden door, marked as a Fire Exit this door was locked and we were unable to gain access. At this point I heard raised voices, one of the voices I recognised as Officer [redacted], the other voice was unknown to me, but was raised and accusing Officer [redacted] of not being legally on the premises. At this point I was instructed by [redacted] to enter the premises and walked round to front entrance in Osborne Road, entering the premises at 20:40, I made my way to the kitchen at the rear where I observed Officer [redacted] engaged in a heated discussion with a male who I identified as the unknown voice heard earlier, who I now know to be the restaurant owner Albert CHOI, [redacted]. I also observed two males, both dressed in chefs' whites and a female, wearing an apron all of whom were engaged in food preparation. I attempted to engage with one of the males working at the stove, however Mr CHOI stated shouting at the staff, in a language unknown to me and as such the male was unresponsive. Mr CHOI continued to address me in a raised voice, saying that he could provide me with the names of the three persons, I responded to his request by asking him to write their names in my jotting notepad, which I evidence as

Signature: Signature witnessed by:

Continuation of Statement of [REDACTED]

[REDACTED]. The names were written as Mr [REDACTED], Mrs [REDACTED], [REDACTED] and Mr [REDACTED], I asked Mr CHOI their nationality and he told me [REDACTED]. I then attempted to search for these names using Home Office systems, whilst I was attempted this Mr CHOI was addressing me in a raised voice telling me that I was not conducting my duties in a legal or efficient manner, I informed Mr CHOI that I was within my legal right to be present on the premises and that I was conducting my search in an efficient manner. I was unable to trace any record of two of the names supplied by Mr CHOI, but I had a positive trace on [REDACTED].

Records showed that he [REDACTED]
[REDACTED]. He has [REDACTED] he is therefore considered an Overstayer an offence under 24(1)(b)(i) Immigration Act 1971 aa. In view of this I contacted a Big Word, [REDACTED] interpreter, No: [REDACTED] and having established that he had made no further applications to extend his required leave in the United Kingdom I arrested [REDACTED] under 17(1) Immigration Act aa as a suspected Overstayer.

At this point I removed [REDACTED] from the kitchen area and further questioned in the restaurant area. After this point I had no further interaction with Mr CHOI

Signature: Signature witnessed by:

RESTRICTED – FOR POLICE AND PROSECUTION ONLY
(When complete)

Home address: United Kingdom Border Agency, [redacted]
Postcode: [redacted]

Home telephone number Work telephone number [redacted]

Mobile/pager number Email address:

Preferred means of contact:

Male Date and place of birth: [redacted]

Former name: Height: [redacted] Ethnicity Code: [redacted]

Dates of witness non-availability
24th - 29th January, 16th -18th March & 6th- 11th June 2011

Witness care

- a) Is the witness willing and likely to attend court? Yes. If 'No', include reason(s) on MG6. What can be done to ensure Attendance?
- b) Does the witness require 'special measures' as a vulnerable or intimidated witness? No. If 'Yes' submit MG2 with file.
- c) Does the witness have any specific care needs? No. If 'Yes' what are they? (Healthcare, childcare, transport, disability, language difficulties, visually impaired, restricted mobility or other concerns?)
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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 leaflet 'Giving a witness statement to police — what happens next?' Yes No
- c) I consent to police having access to my medical records in relation to this matter: Yes No N/A
- d) I consent to my medical record in relation to this matter being disclosed to the defence: Yes No N/A
- e) I consent to the statement being disclosed for the purposes of civil proceedings e.g. child care proceedings (if applicable) Yes No N/A
- f) 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:

Statement taken by (print name): [redacted]

Station: [redacted]

Time and place statement taken: 14:00 11th November 2010, [redacted]

Signature of witness: