

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)

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Statement of: Warren HATTON

Age if under 18: Over 18 (if over 18 insert 'over 18')

Occupation: Immigration Officer (15422)

This statement (consisting of 2 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: 15/07/2016

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

I am an arrest trained warranted, Immigration Officer (IO) currently serving with the Sussex Immigration Enforcement and Compliance Team (ICE) of the Home Office.

On THURSDAY 14 JULY 2016, I was on duty dressed in uniform as the Officer in Charge (OIC) of an Immigration Enforcement visit to a restaurant at the COTTAGE TANDOORI, 25 WEST STREET, STORRINGTON, PULBOROUGH, WEST SUSSEX, RH20 4DZ. The other members of my team present during that visit were Acting Chief Immigration Officer (A/CIO) GRIFFITHS, Immigration Officers (IO) AKEHURST, ANDREWS, BAKER, BURR, CROSSLAND and Assistant Immigration Officer (AIO) SCHOLEFIELD.

On entry to the premises about 18:24 hrs, I executed a magistrates' court warrant under paragraph 17(2) of Schedule 2 of the Immigration Act 1971 (as amended), which I served together with a Notice of Powers and Rights on a male, whom I now know to be Mr _____ born 21 JUNE 1985, a British (GBR) male national. I identified myself to Mr _____ with my Home Office Warrant card who informed me that the owner was not present and that he was the nephew of the owner. Upon entry, the restaurant was open for business and members of staff were present in the dining area and kitchen. All members of staff encountered were escorted by members of the team to a sterile area to be screened in the dining area at the rear of the restaurant.

AIO SCHOLEFIELD informed me that he had questioned a Myanmar (MMR) male national whom I now know to be _____ born 1 JANUARY 1988, who was a failed asylum seeker and did not have permission to work. I was informed that he had been encountered working in the restaurant as a member of the kitchen staff. It was established that _____ is currently reporting to Home Office in accordance with his conditions. He was therefore not detained and escorted from the premises.

IO CROSSLAND informed me that he had arrested a Bangladeshi (BGD) male whom I now know to be _____ born 1 JANUARY 1967, as a person liable to be detained under paragraph 17(1) of Schedule 2 of the Immigration Act 1971 (as amended) who had no right to reside or work in the United Kingdom as he had

Signature



Continuation of statement of: Warren HATTON

admitted to having entered the United Kingdom as an illegal entrant. I was informed that he had been encountered working in the restaurant as a member of the kitchen staff.

A/CIO GRIFFITHS informed me that she had arrested a Bangladeshi (BGD) male whom I now know to be , born 21 MARCH 1981, as a person liable to be detained under paragraph 17(1) of Schedule 2 of the Immigration Act 1971 (as amended) who had no right to reside or work in the United Kingdom as he had entered the United Kingdom as an illegal entrant. I was informed that he had no right to work in the United Kingdom and had admitted to working as a chef in the restaurant as a member of the kitchen staff.

IO BURR informed me that he had arrested a Bangladeshi (BGD) male whom I now know to be born 15 MARCH 1982, as a person liable to be detained under paragraph 17(1) of Schedule 2 of the Immigration Act 1971 (as amended) who had no right to reside or work in the United Kingdom as he had overstayed his period of leave in the United Kingdom. I was informed that he had no right to work in the United Kingdom and had admitted to working as a kitchen porter in the restaurant.

IO AKEHURST informed me that he had arrested a Bangladeshi (BGD) male whom I now know to be , born 26 JUNE 1982, as a person liable to be detained under paragraph 17(1) of Schedule 2 of the Immigration Act 1971 (as amended) who had no right to reside or work in the United Kingdom as he had overstayed his period of leave in the United Kingdom. I was informed that he had no right to work in the United Kingdom and had admitted to working as a waiter in the restaurant.

IO SCHOLEFIELD informed me that he had arrested a Bangladeshi (BGD) male whom I now know to be born 30 JUNE 1980, as a person liable to be detained under paragraph 17(1) of Schedule 2 of the Immigration Act 1971 (as amended) who had no right to reside or work in the United Kingdom as he had overstayed his period of student leave in the United Kingdom. I was informed that he had no right to work in the United Kingdom and had admitted to working as front of house staff in the restaurant.

I questioned Mr regarding the illegal workers found on the premises. He stated that he was unaware of their immigration status and that his uncle, Mr , was the owner of the business and responsible for employing staff at the restaurant. He attempted to contact the owner by telephone numerous times whilst I was present without any success. I served Mr with a Referral Notice warning him that the business owner may be liable for a civil penalty for employing six named suspected illegal workers.

All Officers left the premises about 20:20 hrs where the five BGD male offenders were detained and escorted from the premises. They were placed in approved Immigration Enforcement prisoner escort vehicles by members of the team and transported to BROOK HOUSE IRC to be detained.

There were no incidents of note and no damage caused.

Signature

W. HATTON

IO 15442

RESTRICTED (when complete)

MG11

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: **WILLIAM REDMAN**Age if under 18: **Over 18** (if over 18 insert 'over 18') Occupation: **Immigration Officer**

This statement (consisting of four 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 in it, anything which I know to be false or do not believe to be true.

Signature:

Date: **01st June 2017**Tick if witness evidence is visually recorded ☐ (supply witness details on rear)

I am a warranted Immigration Officer (IO) of the Home Office currently serving with the Sussex Immigration Enforcement team. On WEDNESDAY 31ST MAY 2017 I was part of an enforcement team conducting a visit to COTTAGE TANDOORI, 25 WEST STREET, STORRINGTON, WEST SUSSEX, RH20 4DZ. The OIC of the visit was IO BAKER who delivered a briefing to the team detailing our roles and information about the premises, which operates as a takeaway. Other officers on the visit were AIO SCHOLEFIELD, IO WELLS, IO GODFREY and IO BRITTON. On arrival the warrant was executed and provided to the right hand side of the restaurant. Here I could see through an open door into the kitchen. I saw two males trying to take off their aprons and people were shouting loudly in another language. I believed this to be an adverse reaction to our presence. I was called into the premises by the OIC and noticed a male I had seen in the kitchen, who I now know to be

, 01/01/88, Myanmar national. He was wearing a dark t shirt with writing on it and what I would describe as chequered chef trousers. He presented an asylum registration card with his details which stated "Forbidden From Taking Employment" clearly on the front.

Home Office checks revealed that ALI entered the United Kingdom illegally on 10/03/09 and currently had an outstanding application with the Home Office. He was currently reporting to the Home Office and part of the conditions of this was that he was not permitted to undertake any form of employment in the United Kingdom.

Signature:

Signature witnessed by:

N/A

Typed by:

RESTRICTED (when complete)

RESTRICTED (when complete)**MG11 (Cont)**

Continuation page 2

URN

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Continuation statement of: *William Redman*

As a result of this fact he had no permission to work in the United Kingdom and I saw him in the kitchen on arrival, I put the following questions to him as I suspected that he was illegally working at COTTAGE TANDOORI. Pg 66, Pg 67, Pg 68 and Pg 69 of my PNB Serial No IE 010948 refer:

Q. How long have you been working at Cottage Tandoori?

A. I am not working.

Q. Explain to me why you were seen by me in the kitchen on arrival?

A. I am helping them because today they are short.

Q. How are you helping them?

A. I just put lid on food.

Q. What time did you start helping today?

A. Six o'clock.

Q. When were you due to finish helping out?

A. Eight o'clock. Quiet time after 8.

Q. How did you find out about helping out today? Who asked you to help out?

A. I came to kitchen. Second chef said help me. Abdul SAMAD is his name.

Q. How many times have you helped out before at Cottage Tandoori?

A. Sometimes one time a week, depends when people are not here.

Q. When was the last time you were helping out?

A. Two weeks ago.

Q. Who asked you to help out then?

A. No one then. I saw it was so busy.

Signature

Signature witnessed by *N/A*

Typed by:

RESTRICTED (when complete)

RESTRICTED (when complete)

MG11 (Cont)

Continuation page 3

URN

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Continuation statement of: *William Kerman*

Q. What are you given for payment of helping out?

A. Nothing, no money.

Q. Food and accommodation to help out?

A. Yes.

Q. Who provides that?

A. Is the boss/owner.

Q. What is his name?

A.

Q. How did you find out about the job helping out here?

A. My friend recommended it to me.

Q. Have you been provided training for the job helping out?

A. No.

Q. Contract for employment?

A. No.

Q. Do you acknowledge that you were previously spoken to by immigration officers at Cottage Tandoori for illegally working?

A. Yes about 3 months ago roughly. Maybe more.

Q. Do you understand that you currently have no right to work?

A. Yes

Q. Do you understand that helping out in the kitchen in exchange for food/accommodation is considered working?

A. Yes.

Signature

Signature witnessed by *N/A*

Typed by:

RESTRICTED (when complete)

RESTRICTED (when complete)**MG11 (Cont)**

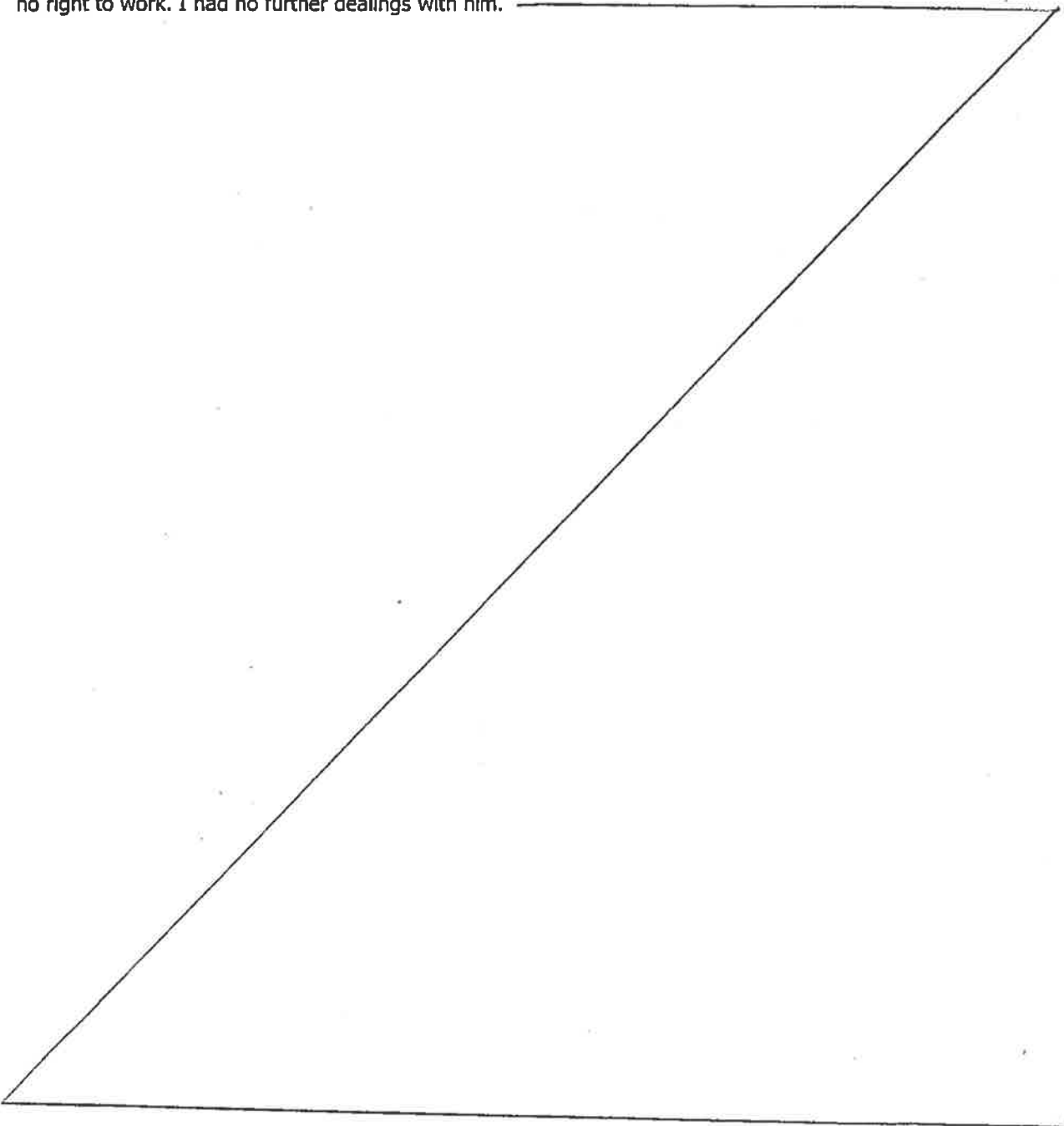
Continuation page 4

URN

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Continuation statement of: *VILLIAN LEPMAN*

ALI signed my PNB to confirm that he gave a true account and was then walked off the premises as he had no right to work. I had no further dealings with him.



Signature

Typed by:

Signature witnessed by *N/A***RESTRICTED (when complete)**

RESTRICTED (when complete)**WITNESS STATEMENT**

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

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Statement of: Aaron M Wells

Age if under 18. (if over 18 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: 31/05/17

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

At or around 16:45, 31/05/17, I was on duty with the Sussex Arrest Team, based on the ground floor of Timberham House and was invited to attend a full IIMARCH briefing, in the briefing area, regarding an Late visit to a business address. The briefing was conducted by OIC BAKER with other Immigration Officers, and myself in attendance. The visit reference was given as TS12GYY1289 and the CAD reference was given as 1041 of 31/05/17. The Gold Commander was HMI GRIMA T and the SILVER IO CROSSLAND G. The visit was authorised by CIO ANDREWS E. The team was informed that we would be entering using the Sch4 S.179 of the Licensing Act 2003 power of entry to enter, COTTAGE TANDOORI, 25 WEST STREET, STORRINGTON, PULBOROUGH, RH20 4DZ. The team was informed that Illegal Immigrants were being employed on site. I was allocated the role of ARREST 3 and by OIC BAKER and ordered me to drive to passenger IE VW VITO MX62NSZ. I was designated as a member of the sweep and round up team. At or around 18:24 hours, all officers arrived on scene in full IE work wear and PPE. At or around 18:25 the team executed their orders which involved me entering the building and securing the lower level. At this time OIC BAKER entered the address and identified the team, he then proceeded through the premise and explained the team's power of entry. Once the premise had been secured and all persons placed into a sterile area for questioning I was invited to speak to persons present.

I engaged the first subject I came to, introduced myself and showed my warrant card before I explained comprehensively the reason for the visit. I then proceeded to speak to an Bangladesh male, standing at or around 5'9, with medium length black hair, wearing black shoes contaminated with food residue, blue at white checked kitchen/chef trousers, a dirty white T-Shirt, who I now know to be , 16/04/88, BGD (M). The subject

had been wearing an apron but this had been discarded by the subject in the kitchen when he was encountered by IO BRITTON and IO SLEET. At or around 18:27, I asked the subject for his name, date of birth, nationality, immigration status and Identification. The subject stated that his name was _____, 16/04/88, BGD that he was an Overstayer and that his passport was with the Home Office. Subject stated that he last arrived in the UK about four years ago at London Heathrow having travelled from Dhaka to Sylhet with Biman Bangladesh. The subject stated that he entered the UK with a Student EC. On arrival at Heathrow, subject stated that he produced on demand his own valid Passport and EC. Checks on HO Indices show that the subject is a S.10 Overstayer and Absconder form TR, with an outstanding HR Art-8 application based on his relationship with his brother who is also in the UK illegally. By the subjects own admission he has absconded, but states this was because his solicitor told him not to. I then asked the subject how long he had been working for COTTAGE TANDOORI. The subject stated that he had been working at the restaurant since Monday 22/05/17, however I suspect that the subject was being dishonest and that he had been working there for significantly longer than his claimed start date. The subject stated that he worked in the kitchen as a pot man/cleaner and helped out wherever he could. The subject stated that he received no cash payment for his work but instead was given food and free accommodation above the restaurant. The subject stated that he had not shown or indeed been asked to provide any documents to prove his eligibility to work. I asked the subject how he found out about the job. The subject stated that he knows the owner MR _____ and that _____ was aware the subject was destitute and offered to help the subject. The subject stated that he was fully aware that he was not allowed to work. The subject was served an IS96 and directed to leave the premise. The team left the address at or around 19:15. No further incidents or complaints. A note of this encounter was made in my IEN Serial Number (IE010965) and I exhibit this as AW01. I make this statement at 21:00hrs on WEDNESDAY 31st MAY 2017, from notes recorded in my IEN (IE010965), and from recollection of the events whilst they are still fresh in my mind. IO WELLS 4882. 31/05/17.

21:00

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

Statement of: Warren HATTON

Age if under 18: Over 18 (if over 18 insert 'over 18') Occupation: Immigration Officer (15422)

This statement (consisting of 2 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: 15/11/2016

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

I am an arrest trained warranted, Immigration Officer (IO) currently serving with the Sussex Immigration Enforcement and Compliance Team (ICE) of the Home Office.

On FRIDAY 18 NOVEMBER 2016, I was on duty dressed in uniform as the Officer in Charge (OIC) of an Immigration Enforcement visit to a restaurant at the COTTAGE TANDOORI, 25 WEST STREET, STORRINGTON, PULBOROUGH, WEST SUSSEX, RH20 4DZ. The other members of my team present during that visit were Chief Immigration Officer (CIO) DARTNALL, Immigration Officers (IO) BAKER, CHAPMAN, DENNING, HELBLING, Assistant Immigration Officer (AIO) AKEHURST and Special Constable GRAINGER of Sussex Police.

On entry to the premises about 19:20 hrs, I executed a magistrates' court warrant under paragraph 17(2) of Schedule 2 of the Immigration Act 1971 (as amended), which I served together with a Notice of Powers and Rights on a male, whom I now know to be Mr [redacted] born 2 NOVEMBER 1954, a British (GBR) male national. I identified myself to Mr [redacted] with my Home Office Warrant card who informed me that the owner was not present. Upon entry, the restaurant was open for business with customers sat at tables and members of staff were present in the dining area and kitchen. All staff encountered were escorted by members of the team to a sterile area to be screened initially in the dining area within the restaurant.

CIO DARTNALL informed me that he had questioned a Myanmar (MMR) male national whom I now know to be [redacted], born 1 JANUARY 1988, who was a failed asylum seeker and did not have permission to work. I was informed that he had been encountered working in the restaurant as a member of the kitchen staff. It was established that [redacted] is currently reporting to Home Office in accordance with his conditions. He was therefore not detained and escorted from the premises.

IO HELBLING informed me that she had questioned a Bangladeshi (BGD) male national whom I now know to be [redacted], born 26 JUNE 1982, who had an outstanding asylum claim. I was informed that he had no right to work in the United Kingdom and had admitted to working as a waiter in the restaurant. He was therefore not detained and escorted from the premises.

Signature

Continuation of statement of: Warren HATTON

IO CHAPMAN informed me that she had arrested a BGD male whom I now know to be born 1 MARCH 1980, as a person liable to be detained under paragraph 17(1) of Schedule 2 of the Immigration Act 1971 (as amended) as he had overstayed his period of leave in the United Kingdom. I was informed that he had no right to work in the United Kingdom and had admitted to working as a waiter in the restaurant.

AIO AKEHURST informed me that he had arrested a BGD male whom I now know to be born 16 OCTOBER 1976, as a person liable to be detained under paragraph 17(1) of Schedule 2 of the Immigration Act 1971 (as amended) as he had overstayed his period of leave in the United Kingdom. I was informed that he had no right to work in the United Kingdom and had admitted to working as a kitchen porter in the restaurant.

IO DENNING informed me that he had arrested a BGD male whom I now know to be born 05 SEPTEMBER 1976, as a person liable to be detained under paragraph 17(1) of Schedule 2 of the Immigration Act 1971 (as amended) as he had overstayed his period of leave in the United Kingdom. I was informed that he had no right to work in the United Kingdom and had been encountered working in the restaurant kitchen.

I questioned Mr [redacted] regarding the illegal workers found on the premises. He stated that he was unaware of their immigration status and that Mr [redacted], was the owner of the business and responsible for employing staff at the restaurant. Prior to leaving the premises, I served Mr [redacted] with a Referral Notice warning him that the business owner may be liable for a civil penalty for employing five named suspected illegal workers.

All Officers left the premises about 21:25 hrs where the three BGD male offenders were detained and escorted from the premises.

There were no incidents of note and no damage caused.

W. HATTON

10 15442

Signature _____