

**RESTRICTED (when complete)****WITNESS STATEMENT**

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

URN

Statement of: **Simon Lockwood - 9055**

Age if under 18: o/18 'over 18'

(if over 18 insert 'over 18')

Occupation: Immigration Officer

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: **18/11/2016**Tick if witness evidence is visually recorded ☐ (supply witness details on rear)

On **Friday 18<sup>th</sup> November 2016** I was on duty and in full uniform when I attended '**INDIAN COTTAGE, LONDON ROAD, ASHINGTON, RH20 3JT**' with Immigration Officer (IO'S) **STOCKBRIDGE, UNDERDOWN, TUTTON, DOHERTY**, Assistant Director (AD) **LEDERLE** and Special Constable PC **JAMES SCS2786**. I was the Officer in charge (OIC) of the visit and my warrant number in **9055**.

At **19:29** hours the team and I entered the premises with a **17(2)** search warrant obtained from Sussex Magistrates to enter the premises. Myself, **IO STOCKBRIDGE, IO TUTTON, IO DOHERTY** and **AD LEDERLE** entered the premises through the front. The premises was open at the time of the visit and I executed the **17(2)** warrant on the first person encountered. Upon entry there were 2x males working behind the counter. One of the males working behind the counter was a \_\_\_\_\_, I know this to be him as he was the target of our previous visit to the '**INDIAN COTTAGE, LONDON ROAD, ASHINGTON, RH20 3JT**'. \_\_\_\_\_ was wearing a smart white shirt, black tie with black trousers. \_\_\_\_\_ was operating the card machine and carrying a bag containing food which he was giving to a customer. \_\_\_\_\_ said to me as I entered "**I'm not working, just helping out**". He along with other staff members encountered were asked to sit in a quiet part of the restaurant to be screened. I cleared 2x persons immediately as they were previously encountered at the premises and cleared as British nationals, they continued to run the business whilst screening took place.

At **20:06** I spoke to a \_\_\_\_\_ who stated he was the manager of the restaurant and one of the persons cleared a GBR national. \_\_\_\_\_

I asked \_\_\_\_\_ questions in relation to the workers at the '**INDIAN COTTAGE, LONDON ROAD, ASHINGTON, RH20 3JT**'. \_\_\_\_\_

These questions were written contemporaneously in my pocket notebook **IE010913**, a copy of which is included with this statement. \_\_\_\_\_

I asked Mr \_\_\_\_\_ the following questions: \_\_\_\_\_

Question: Mr \_\_\_\_\_ do you employ anyone at the '**INDIAN COTTAGE**'? \_\_\_\_\_

Answer: No, I am only the manager. \_\_\_\_\_

Question: Who does employ workers for the '**INDIAN COTTAGE**'? \_\_\_\_\_

Signature:

Signature witnessed by

MG 11T (CONT)

Answer: Mr \_\_\_\_\_ the owner. \_\_\_\_\_

Question: Can I have his number in case I need to call him? \_\_\_\_\_

Answer: \_\_\_\_\_ or \_\_\_\_\_

At 20:11 I finished asking questions regarding the workers at 'INDIAN COTTAGE'. \_\_\_\_\_

At 21:00 hours I served a notice referral on Mr \_\_\_\_\_ explained its contents and asked him to give it to Mr \_\_\_\_\_, the remainder of the team left the premises without issue. \_\_\_\_\_

Signature: \_\_\_\_\_

Signature witnessed by: \_\_\_\_\_

**RESTRICTED (when complete)**

**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 46

Statement of: **Andrew Tutton**Age if under 18: **Over 18** (if over 18 insert 'over 18') Occupation: **Immigration Officer**

This statement (consisting of 5 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: **23/11/2016**Tick if witness evidence is visually recorded ☐ (supply witness details on rear)

I am an Immigration Officer serving with the Kent Immigration Compliance and Enforcement (ICE) Team based at FRONTIER HOUSE, 7 SHORNCLIFFE ROAD, FOLKESTONE, KENT, CT20 2SH. On Friday, 18<sup>th</sup> November 2016 I was in uniform and full personal protective equipment; and on duty with officers from Kent and Sussex Immigration, Compliance and Enforcement Team: Immigration Officer (IO) LOCKWOOD (Officer-In-Charge - OIC), IO STOCKBRIDGE, IO DOHERTY, IO UNDERDOWN and Assistant Director (AD) LEDERLE. At approximately 18:00 hours OIC LOCKWOOD gave an operational briefing at TIMBERHAM HOUSE, TIMBERHAM FARM WAY, GATWICK AIRPORT, HORLEY, RH6 0EZ. OIC LOCKWOOD detailed that according to information received suspected immigration offenders were believed to be working at the INDIAN COTTAGE, LONDON ROAD, ASHINGTON, WEST SUSSEX, RH20 3JJ. The target address had been visited by Sussex ICE Team previously and Bangladeshi immigration offenders encountered. Information received stated that further offenders had been engaged to work at the premises by the owner. Any such persons would thus be liable to removal under Schedule 2, 16(2) of the Immigration Act 1971 and therefore arrestable under Schedule 2, 17(1) of the same Act. OIC LOCKWOOD stated that he was in possession of a Schedule 2, 17(2) warrant to enter and search the premises for immigration offenders and to question persons who might present themselves as potential immigration offenders.

On arrival at the premises at approximately 19:30 hours entry was gained by IO STOCKBRIDGE and DOHERTY who swept through to the kitchen area while OIC LOCKWOOD executed the warrant on a staff member present at the front of the establishment. AD LEDERLE and I provided cover for the OIC. Following the sweep of the premises at 19:37 hours I proceeded to the rear of the restaurant where a screening area had been set up to assist in screening the staff members assembled there. At 19:39 hours I commenced screening 1 male staff, who was wearing white chef's clothing, in English recording my questions and the subject's answers in my pocket note book as follows.

Signature: \_\_\_\_\_

Signature witnessed by: \_\_\_\_\_

Typed by: \_\_\_\_\_

A. TUTTON

**RESTRICTED (when complete)**

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

Continuation page 2

URN

46

Continuation statement of:

*A. TUTTON*

Q. What is your name?

A.

Q. What is your date of birth?

A. 03/03/1983.

Q. What is your nationality?

A. Bangladeshi

Q. Do you have any ID on you and what is your immigration status?

A. I am signing at W1.

Q. Where do you sign?

A. London Bridge.

I then called IO BROOKER, who was acting as support officer at Timberham House, to check the subject's details and status. IO BROOKER informed that the subject had been encountered on the previous visit to the premises and had been arrested as an overstayer and served form RED.0001 as such on 28<sup>th</sup> June 2016. The subject had been granted Temporary Release and was currently reporting to BECKET HOUSE REPORTING CENTRE in London and his removals case was being progressed by Removals Casework. IO BROOKER confirmed that the conditions of Temporary Release stated that he had no permission to work. I then commenced an illegal working interview with the subject in English recording my questions and his answers in my pocket note book as follows.

Q. When you were arrested last time you were told that you had no right to work?

A. Yes.

Q. But you are still working?

A. Yes.

Q. What job are you doing?

A. Tandoori Chef.

Q. How many days per week do you work?

A. 6 days.

Q. What hours?

A. I start at 11:00 in the morning or 11:30 and finish at 02:00 in the morning.

Signature

Signature witnessed by

Typed by:

*A. TUTTON***RESTRICTED (when complete)**

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

Continuation page 3

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Continuation statement of:

A. TUTTON

Q. How much are you paid?

A. £250.

Q. Per week?

A. Yes.

Q. Where do you live?

A. London.

Q. Not upstairs?

A. No. Sometimes I stay here but mostly in London.

Q. Do you get food here as well?

A. Yes.

Q. So after the last time you were arrested when did you come back to work?

A. 1 month later.

Q. Did you ask for the job or did the manager ask you to come back?

A. I asked.

Q. What did the manager say when you asked?

A. Nothing. I just asked.

Q. Did he ask if you have the right to work?

A. No.

Q. How do you get paid?

A. Cash.

Q. Each week?

A. Yes.

Q. Has there been any change in your circumstances since the last time you were arrested? Your family or medical conditions?

A. No. Same as last time.

The interview was terminated at approximately 19:50 hours. I then checked with the subject whether he had a coat or any other possessions in the restaurant. He stated that his coat was in the kitchen. I informed the subject that as he had no Signature ,

Signature witnessed by

Typed by:

A. TUTTON

**RESTRICTED (when complete)**

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

Continuation page 4

URN

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Continuation statement of:

permission to work he could leave the premises voluntarily or I could arrest him and remove him from the premises. The subject agreed to leave voluntarily. I escorted him back into the kitchen to obtain his coat and mobile telephone. The subject then stated that he wished to change his trousers, so at 19:54 hours I escorted him to the upstairs accommodation to change. At 20:00 hours I escorted the subject from the premises to catch a train back to London. I exhibit a copy of my notebook as 'Exhibit AT01'.

Signature

Signature witnessed by

Typed by: A. Tutton

**RESTRICTED (when complete)**

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 46

Statement of: **Maxine Lee Underdown**Age if under 18: **Over 18**

(If over 18 insert 'over 18') Occupation:

**Immigration Officer  
6345**

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: **20 November 2016**Tick if witness evidence is visually recorded ☐ (supply witness details on rear)

I am an Immigration Officer attached to the Kent Arrest Team, Frontier House, 7 Shorncliffe Road, Folkestone, Kent, CT20 2SH. On Friday 18 November 2016, I was on duty as part of Kent and Sussex Immigration Enforcement arrest team wearing Immigration Enforcement brand clothing as part of joint working with Sussex at Timberham House. At approximately 17:45 hours, I attended a briefing given by Officer in Charge (OIC) LOCKWOOD at Timberham House, Gatwick, RH6 0EY, also in attendance were IO DOHERTY, IO STOCKBRIDGE, IO TUTTON, AD LEDERLE and SC JAMES. The intention was to conduct a visit executing a 17(2) WARRANT of the 1971 Immigration Act (as amended) on information received relating to a suspected person(s) being illegally employed with no permission to work, and believed to be working at INDIAN COTTAGE, London Road, Ashington, West Sussex, RH20 3JT. In my role of Arrest 3, I maintained rear cover with SC JAMES until called in by OIC Lockwood, entering the premise at 19:35hour with Warrant of Authority and Powers having already having been executed. I swept the premises, declaring upstairs as cleared and at 19:40 hours, I was then directed and commenced to screen male 1 seated in downstairs sterile area, using a Home Office Bengali interpreter, whereby male 1 identified himself as \_\_\_\_\_ date of birth 05 May 1963, Bangladesh, Male. \_\_\_\_\_ declared he had no status, having entered United Kingdom 10 years ago on a 6 month family holiday visa and had not left UK. \_\_\_\_\_ stated he had no permission to work.

Signature:

Signature witnessed by: *N/A*Typed by: *SELF*

RESTRICTED (when complete)

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

Continuation page 2

URN

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Continuation statement of:

Home Office systems checks revealed [redacted] has having overstayed his Family Visit Visa valid 22/10/2007 - 22/04/2008. [redacted] subsequently made a claim for Asylum, however this was refused on 31/12/2015. [redacted] failed to regularise his stay in the UK or contact the Home Office and is therefore liable to removal. [redacted] was dressed in employee white with striped kitchen overall as worn by other kitchen staff, and duly photographed in situ. At 19:52 hours I arrested [redacted] 17(1) of the 1971 Immigration Act (as amended) as an Overstayer having remained in UK beyond the period of leave granted to him, having breached Section 10(1)(a) of the Immigration & Asylum Act 1999 (as amended) and had therefore committed an offence under Section 24(1)(b)(i) of the Immigration Act 1971 Act (as amended). I commenced Illegal working questions in format of Question and Answer as follows:

Q Right to Work?

A No, I started this work

Q Job title?

A Kitchen Porter washing dishes

Q How many hours do you work?

A 3 days per week, Friday, Saturday, Sunday 17:00 – 22:30hours

Q Payment?

A £80 cash in hand

Q How many payments so far?

A 3 payments to date

Q Who pays you?

A Boss (no name known or given)

Q Who employed you?

A He is in the building (name not known)

Signature 

Signature witnessed by N/A

Typed by: **RESTRICTED (when complete)**



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

Continuation page 3

URN

46

Continuation statement of:

Q Accommodation linked?

A yes, first right room

Q Do you have to pay for room or food?

A No

Q Key?

A No, door is holding open

Q Were you asked for any document for work?

A No one asked for anything.

Q How get the job?

A Friend got for me

Q Did someone speak to you for the job? Is he here tonight?

A My friend spoke to me for boss

Q Did you tell anyone your status in UK?

A Everybody knows I am Illegal here, and going back to Bangladesh

Q Flight payment/docs?

A In 1 month £460 for ticket borrowed from friends and family

Q Passport for travel?

A No passport as lost as getting out pass via agency by own Embassy via a Travel Document, have already gone a few weeks ago. I just got birth certificate with friend and will go to the Embassy.

Q Understand liable to detention as no trace or evidence of document or return travel

A Yes, OK.

17:45 Hours Interview concluded whereby,

was escorted upstairs for officers to conduct person

and premises search.

Signature<sup>1</sup>

Signature witnessed by N/A

Typed by: *SELF***RESTRICTED (when complete)**

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

Continuation page 4

URN

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Continuation statement of:

At 20:44 hours, case referred to AD LEDERLE who further authorised for \_\_\_\_\_ to be detained, as a claimed voluntary departure with no evidence of claimed birth Certificate or intention, having failed to regularise his stay and failed to comply with Immigration Reporting conditions therein, Notice to a Person Liable to Detention and Removal from the UK under Paragraph 16 of Schedule 2 of the 1971 Immigration Act (as amended). At 20:45hours, I escorted \_\_\_\_\_ to cell van for. I exhibit copy of PNB 003928 attached MU/01.

Signature

Signature witnessed by N/A

Typed by: SELF

**RESTRICTED (when complete)**

**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 46

Statement of: **Michael William STOCKBRIDGE**Age if under 18: **Over 18** (if over 18 insert 'over 18') Occupation: **Immigration Officer**

This statement (consisting of two 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: **18/11/2016**Tick if witness evidence is visually recorded ☐ (supply witness details on rear)

I am an IMMIGRATION OFFICER attached to KENT ARREST TEAM, FRONTIER HOUSE, 7 SHORNCLIFFE ROAD, FOLKESTONE, KENT, CT20 2SH. On Friday 18<sup>th</sup> November 2016 at 15:00 hrs, I was on duty as part of an immigration enforcement arrest team wearing 'Immigration Enforcement' marked clothing. At approximately 18:15 hrs, I attended a briefing carried out by OIC IO LOCKWOOD, concerning a visit to **INDIAN COTTAGE, LONDON ROAD, ASHINGTON, WEST SUSSEX, RH20 3JT** and was allocated the role of Arrest Officer One (A1). Other persons present at the briefing were IO LOCKWOOD (Officer In Charge of the planned visit), IO DOHERTY, IO TUTTON, AD LEDERLE, IO UNDERDOWN and SC JAMES (all allocated arrest and cover roles).

At approximately 19:34 hrs, I entered the above named premises while displaying my warrant ID card, and witnessed two male subjects working behind the bar. I stated "Immigration officers with a warrant" and directed these two subjects onto my colleague (OIC IO LOCKWOOD) to explain our warrant. I then moved quickly through to the kitchen area of the premise where I witnessed four male subjects working at the stoves. I escorted these four male subjects out of the kitchen area of the premise and into a quiet area of the restaurant itself where I then began screening one of these four, a male subject who I now know to be

**NOYON, 06/07/1983, Bangladeshi national.** Having obtained these details from the subject, he provided me with his UK provisional Driving Licence and informed me that he lost his passport some six to seven months ago after he was the victim of a pickpocket on a train. The subject also informed me that his most recent visa had expired in 2015 and that he had overstayed his leave in the UK. In light of this information, I therefore arrested **, 06/07/1983, Bangladeshi (male)** as a person who I reasonably suspected was liable for detention pending removal from the United Kingdom, further explaining that this was due to the fact that he had informed me his visa had expired and is therefore considered to be an overstay in the UK. The subject confirmed he understood this. I then escorted the subject upstairs while waiting for officers to become available in the office for checks via telephone. At 20:00 hrs, I spoke to my colleagues at Timberham House, Gatwick Airport via telephone who confirmed that the subject's most recent grant of leave in the UK expired upon 18/04/2015. At 20:05 hrs, I contacted the BigWord interpreting service and obtained a Bengali interpreter who advised me her reference number was "AFR". I then began asking the subject questions relating to his illegal work at the premises, using the BigWord Bengali interpreter named above. The interview went as follows:-----

Q - WHO EMPLOYED YOU AT THIS PREMISES?-----

A - I GOT THE JOB THROUGH AN AGENCY, I DO NOT KNOW THE NAME OF THE AGENCY. THE BOSS OF THE RESTAURANT GIVES ME MONEY. HIS NAME IS .. [Later OIC IO Lockwood informed me that the on-site manager's name was a Mr. ....]

Q - WHAT WORK DO YOU DO HERE AT THIS PREMISES?-----

A - I AM A COOK HERE-----

Q - WHAT PAYMENT DO YOU RECEIVE FOR COOKING?-----

Signature:

Signature witnessed by:

Typed by:

SELF

Page 1 of 2

**RESTRICTED (when complete)**

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

Continuation page 2

URN

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Continuation statement of:

*SELF*

A - I GET VERY LITTLE MONEY. FOURTY POUNDS OR FIFTY POUNDS BUT I ALSO GET GIVEN FOOD. I GET THE MONEY WEEKLY. I CAN ALSO LIVE HERE FOR THE WORK.-----

Q - WHAT HOURS AND DAYS OF THE WEEK DO YOU WORK HERE?-----

A - I WORK FRIDAY AND SATURDAY. TWO HOURS IN THE MORNING. IN THE EVENING FROM FIVE PM TO TEN THIRY PM.-----

Q - WHEN DID YOU START WORKING HERE AT THIS PREMISES?-----

A - FIVE OR SIX WEEKS AGO, I HAVE NO DOCUMENTS TO CONFIRM THIS-----

Q - WHAT DOCUMENTS DID YOU SHOW TO THE EMPLOYER TO GET THIS JOB?-----

A - I DID NOT SHOW ANY-----

I went onto ask further questions relating to the subject's medical conditions and family in the UK but concluding my questioning at 20:45 hrs and **06/07/1983, Bangladeshi (male)** signed my Pocket Note Book (PNB) to confirm the above questions and answers as correct. I now exhibit a copy of my PNB as **MS01** and attach it to this statement. I then took a photograph of

his chef whites and I now exhibit this as **MS02** and attach it to this statement. At 20:48 hrs, I conducted a Paragraph 25B of Schedule 2 search of : person in order to look for a document to assist with his removal from the UK but did not locate any documents. At 20:58 hrs, I out of the premise to our cellular vehicle and left the business premise listed with no further relevant incident to report at the premise. **5/07/1983, Bangladeshi**

**(male)** was named on an Illegal Working Referral Notice (RN) which was served at the premises by OIC IO LOCKWOOD at the time of the visit.

All timings written in this statement are by my watch and may not correlate exactly with other officer's statements.

Signature

Signature witnessed by

Typed by:

*SELF***RESTRICTED (when complete)**

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

This statement (consisting of **3** 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: **25/08/2016**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 25 AUGUST 2016, I was on duty dressed in uniform as the Officer in Charge (OIC) of an Immigration Enforcement visit to a restaurant at the INDIAN COTTAGE, LONDON ROAD, ASHINGTON, PULBOROUGH, WEST SUSSEX, RH20 3JT. The other members of my team present during that visit were Immigration Officers (IO) AKEHURST, CROSSLAND, DOHERTY, LOCKWOOD and WESTON.

On entry to the premises about 18:10 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 to Occupier on a male, whom I now know to be \_\_\_\_\_, born 8 NOVEMBER 1969, a naturalised British (GBR) male national. I identified myself to \_\_\_\_\_ with my Home Office Warrant card who informed me that he was the manager and a director of the business. I informed him of the nature and reason for the enforcement visit that there had been an allegation of illegal workers being employed at the restaurant and that a Bangladeshi (BGD) male named \_\_\_\_\_, born 9 MARCH 1990, was the named individual sought on the search warrant. He initially denied any knowledge of the person sought stating that he had only worked at the restaurant for a few days after Immigration Officers had last visited the premises on a compliance visit on 8 AUGUST 2016. He confirmed that he was responsible for employing staff and admitted that he had not checked all the staff's documents that they had a right to work before they started work. 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.

IO AKEHURST informed me that he had arrested a BGD male whom I now know to be \_\_\_\_\_, born 9 MARCH 1990, 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 been encountered working in the restaurant as a front of house waiter.

Signature \_\_\_\_\_

Continuation of statement of: Warren HATTON

IO DOHERTY informed me that she had arrested a BGD male whom I now know to be born 1 JANUARY 1989, 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 been encountered working in the restaurant as a member of the kitchen staff.

IO CROSSLAND informed me that he had arrested a BGD male whom I now know to be born 3 MARCH 1983, 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 been encountered working in the restaurant as a member of the kitchen staff.

IO WESTON informed me that he had arrested a BGD male whom I now know to be , born 8 JANUARY 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 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.

I questioned regarding the illegal workers found on the premises. He again confirmed that he was the manager of the restaurant and was a company director of the Limited Company, which was owned by . I said to him, "Four workers have been arrested. Why did you not check that they had a right to work in the UK?"

He replied, "THEY HAVE ONLY BEEN WORKING HERE FOR A FEW DAYS AND THEY SAID THEY WOULD SHOW THEIR DOCUMENTS NEXT WEEK."

I asked, "Why did you not check their right to work before they started?"

He said, "WE WERE GOING TO IMPLEMENT THAT AFTER TAKING FURTHER ADVICE AFTER YOUR OFFICERS VISITED."

I said, "That was over two weeks ago. Why have you not checked their documents?"

He replied, "THEY HAVE ONLY BEEN HERE A COUPLE OF DAYS."

I said, "The person named on the warrant has been arrested and was seen working here over two weeks ago. Why have you not checked his documents?"

He said, "I WAS WAITING FOR FURTHER ADVICE AFTER YOUR OFFICERS VISITED."

Signature \_\_\_\_\_

Continuation of statement of: Warren HATTON

I said, "You must check that a worker has a right to work before you employ them and allow them to work."

He replied, "I REALISE THAT NOW."

I maintained a contemporaneous record of those questions and answers in my Home Office pocket notebook (serial no: BF012508 pages 34-37), which I read back to at the conclusion of that interview that he agreed and signed as a true and accurate record of that interview. About 19:25 hrs that evening, I served with a Referral Notice warning him that he may be liable for a civil penalty for employing four named suspected illegal workers.

All officers left the premises about 19:42 hrs where three of the BGD male offenders, namely and were detained and escorted from the premises. They were placed in an approved Immigration Enforcement prisoner escort vehicle by members of the team and transported to Immigration Removal Centres at Gatwick Airport to be detained.

There were no incidents of note and no damage caused.

W. HATTON

10 15442

W.H.

Signature