

WITNESS STATEMENT

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

URN

45

Statement of: **Lee David Welch**Age if under 18: **over 18** (if over 18 insert 'over 18') Occupation: **SC 6434**

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 in it, anything which I know to be false, or do not believe to be true.

Signature:

Date **15/12/2015**

Tick if witness evidence is visually recorded

☐

(supply witness details on rear)

On Wednesday 9th September I was involved with a Surrey Heath Test purchase operation ICAD P15235608 and wore plain clothes throughout. The operation commenced at 17:00 from CAMBERLEY COUNCIL OFFICES and my role was to enter the premises with the two test purchasers and observe whether any offences had been committed. The two test purchasers were introduced to me and both confirmed they were under the age of 18.

At approximately 17:50 myself and the two test purchasers entered JK WINES in BAGSHOT HIGH STREET at staggered times and I waited around the isle near the till. I could see an Asian male behind the counter who I now know to be Mr Ravel Singh MOTIZADA of 126 AUSTIN ROAD, HAYES MIDDLESEX UB3 3DP. After a short time the two test purchasers approached the counter and presented Mr MOTIZADA with a bottle of white wine and some biscuits. I joined the end of the queue and would estimate I was approximately 3 feet from the two girls and could hear very clearly the exchange of conversation. Mr MOTIZADA said words to the effect of "IS THAT IT" and then stated the total amount that was to be paid. The test purchaser gave the money to Mr MOTIZADA and upon receiving her change, they both left the store. At no stage during their engagement did Mr MOTIZADA challenge the test purchasers for identity.

I approached the till and paid for my items and also left the store where I returned back to the Licensing Officer PC 11701 CARNIE and explained what I had witnessed and called for the assigned uniform officer PC 2993 PATTISON to attend the premises to deal with the offense. A short while later, I returned to the store in accompany with PC CARNIE who presented himself to Mr MOTIZADA as the Licensing Officer along with the alcohol that was purchased, which was now in an exhibit bag.

CARNIE explained to Mr MOTIZADA that he had failed a test purchase and I introduced myself to the shop owner as a police officer and showed Mr MOTIZADA my warrant card.

A short while later PC PATTISON arrived and I explained to her and Mr MOTIZADA in the company of PC CARNIE what I had witnessed as detailed above. After giving my account, PC PATTISON issued Mr MOTIZADA with a fixed penalty notice for the offence of selling alcohol to someone under the age of 18. I then left the store and had no further dealing with Mr MOTIZADA that evening.

I would describe Mr MOTIZADA as a Black Indian Male wearing a black turban; black jumper and purple shirt with black hair and beard.

Signature:

Signature Witnessed by:

WITNESS STATEMENT

Criminal Procedure Rules, r27.2; Criminal Justice Act 1967, s.9; Magistrates' Courts Act 1980, s.5B

URN

45

Statement of:

Nathalie Anne PATTISON

Age if under 18:

over 18

(if over 18 insert 'over 18')

Occupation: Police Constable 2993

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 in it, anything which I know to be false, or do not believe to be true.

Signature:-

[Redacted Signature] 2993

Date 25/11/15

Tick if witness evidence is visually recorded

☐

(supply witness details on rear)

This statement details my involvement in a Test Purchase Operation that I was involved in on Wednesday 9th September 2015 when I issued Mr Ravel Singh MOTIZADA a £90 fixed penalty notice for selling alcohol to someone under the age of 18 years.

On Wednesday 9th September I was on duty in full uniform when, at around 18:00 hours I attended JK WINES, 5 HIGH STREET, BAGSHOT, SURREY after receiving a call from SC 6434 Lee WELCH that the licence holder had failed a test purchase (by selling alcohol to someone under 18 years).

On my arrival I spoke to SC 6434 WELCH who was standing in the front of the shop with a male who identified himself as Mr Ravel Singh MOTIZADA, the licence holder. SC WELCH told me that he stood behind a young female test purchaser (under 18 years, working with Surrey Police). He observed the test purchaser pay for a bottle of Pinot Grigio wine and then leave the shop. SC WELCH stated that Mr MOTIZADA had not asked the test purchaser for any identification or proof of age and as such, he had committed an offence.

I explained to Mr MOTIZADA that I would be issuing him with a £90 penalty notice. I issued the penalty notice to Mr MOTIZADA. I then reported Mr MOTIZADA for selling alcohol to a person under 18 years and Cautioned him. Mr MOTIZADA insisted that he would pay the fine, apologised and insisted that it would not happen again. I left the shop at around 18:30 hours.

Mr MOTIZADA is a male, of Asian appearance, medium build, wearing a turban. Mr MOTIZADA has brown eyes and a beard. Mr MOTIZADA furnished me with the following personal details for the penalty notice; date of birth – 31/12/63 and address – 126 Austin Road, Hayes, Middlesex, UB3 3DP. [Redacted Address] 2993

Signature:-

[Redacted Signature] 2993

Signature Witnessed by: N/A

WITNESS STATEMENT

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

URN

45

Statement of:

SUSAN SPENCER

Age if under 18:

OVER 18

(if over 18 insert 'over 18')

Occupation:

POLICE COMMUNITY
SUPPORT 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 in it, anything which I know to be false, or do not believe to be true.

Signature:

14079

Date 19/11/2015

Tick if witness evidence is visually recorded

☐

(supply witness details on rear)

This statement details my involvement in a Test Purchase Operation that I was involved in on Thursday 19th November 2015 at 17:00 hours.

I was on duty in plain clothes in company with SC 6174 WHITNEY also in plain clothes to observe the underage females attend various premises in Surrey Heath to see if any alcohol was sold to someone under the age of 18 years.

Also involved in the operation was 11701 CARNIE Licensing Officer for Surrey Heath Police and two members of staff from Surrey Heath Borough Council Licensing department Derek Seekings and Paula Barnshaw and two underage females who were the test purchasers for this evenings test purchase operation.

At 17:00 hours a briefing was held at Camberley Borough Offices to discuss the premises we would be visiting this evening.

At approximately 19:40 hours we arrived at JK Wines, High Street, Bagshot and I observed an Asian male sales assistant sell a bottle of wine to one of the underage females in front of us in the queue waiting to be served. I did hear the male sales assistant ask the underage female purchasing the wine "ARE YOU OVER EIGHTEEN" whilst serving the underage females to which she replied "YES" and the transaction was completed. He did not ask to see any identification. The underage females proceeded to the exit of the shop and outside the shop I escorted them to the waiting car. Whilst my colleague went back into the shop to account for the sales assistants actions and await the Officer called to speak to the male sales assistant to discuss the offence further. I saw PC 40204 HAYDON arrive at the shop. I waited in the car for my colleague and then I had no further dealings with the incident.

We left the premises at approximately 19:50 hours.

14079

Signature:

14079

Signature Witnessed by:

N/A

WITNESS STATEMENT

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

URN

45

SH

Statement of:

Bernard Whitney

Age if under 18:

over 18

(if over 18 insert 'over 18')

Occupation: Special Constable 6174

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 in it, anything which I know to be false, or do not believe to be true.

Signature:

Date 19/11/2015

Tick if witness evidence is visually recorded

☐

(supply witness details on rear)

On Thursday 19th November 2015 - I attended a Test Purchasing duty in company with PCSO 14079 Sue SPENCER – 11701 Surrey Heath Police licensing Officer Rab CARNIE – uniform Police Officer PC 40204 Debbie HAYDON – two underage female test purchasers - also in company with Derek SEEKINGS and Paula BARNSHAW from Surrey Heath Borough Council licensing department. Start of duty 17:00 with a briefing held at Camberley Borough Offices – I was in plain clothes and double crewed with PCSO 14079 Sue SPENCER also in plain clothes.

Myself and PCSO 14079 Sue SPENCER entered the premises of JK Wines High Street Bagshot at approximately 19:41hrs

Having followed the under age females into JK Wines premises I witnessed the shop keeper an Asian male standing behind the counter serving one of the underage females with a bottle of white wine – as the Asian male was serving the underage females he asked if they were 18 years of age of which the one receiving the bottle of wine replied YES.

At no point were the young females asked to produce any form of identification and females left the premises at approximately 19:45

Myself and PCSO 14079 Sue SPENCER also left the shop and returned to the vehicle to speak with the Police licensing officer RAB CARNIE and the Borough Council licensing team

I then returned to JK Wines in company with the Police licensing officer Rab CARNIE and Borough Council licensing team at approximately 19:48 - I identified the Asian male standing behind the counter to Rab CARNIE as being the person who had served the underage females with the bottle of wine – The Asian male had admitted to serving the young girls but claimed that he had asked the girl for her age and he was told by the female that she was 18 years old of which was confirmed by my account of the events that took place.

Uniform Police was called to attend and I was asked by PC 40204 Debbie HAYDON to give my account of the circumstances that took place and I identified the Asian male standing behind the counter as being the person who had served the underage females.

The Asian male again had admitted to serving the young girls but claimed that he had asked the girl for her age and he was told by the young female that she was 18 years old

On completion of giving my account of the circumstances to uniform Police Officer PC 40204 Debbie HAYDON – myself and PCSO 14079 Sue SPENCER was informed by the Police licensing officer Rab CARNIE that we were no longer required and left the shop.

Signature:

Signature Witnessed by:

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

45

Statement of:

Deborah Sian HAYDON

Age if under 18:

OVER 18

(if over 18 insert 'over 18')

Occupation: **Police Constable 40204**

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:

 40204Date **28/11/15**

Tick if witness evidence is visually recorded

☐

(supply witness details on rear)

This statement details my involvement in a Test Purchase Operation that I was involved in on Thursday 19th November 2015 regarding the selling of alcohol to individuals under the age of 18 years.

On Thursday 19th November I was on duty in full uniform when at 19:00 hours I attended JK WINES, 5 HIGH STREET, BAGSHOT after receiving a call from the Surrey Heath Licencing Officer, 11701 Rab CARNIE that the licence holder had failed a test purchase by selling alcohol to an individual aged under 18 years.

On arrival at 19:50 hours I spoke with SC 6174 WHITNEY and Rab CARNIE who were standing at the counter with a male who identified himself as Ravel Singh MOTIZADA, date of birth 31/12/63 of 126 AUSTIN ROAD, HAYES, MIDDLESEX UB3 3DP. SC WHITNEY informed me that he had observed a female test purchaser (aged under 18 years, working with Surrey Police) purchase a bottle of wine and then leave the store. SC WHITNEY stated that MOTIZADA had asked the female if she was aged over 18 years to which she had replied that she was but MOTIZADA had not requested to see any identification or proof of age.

On conducting Police checks via my MDT it showed that MOTIZADA had received a fixed penalty notice for disorder on the 9th September 2015 for the offence of selling alcohol to persons aged under 18 years and was therefore not eligible to receive another PND. At 19:59 hours I reported MOTIZADA for the offence of selling alcohol to persons aged under 18 years and cautioned him, to which he made no reply.

MOTIZADA is a male of Asian appearance, medium build with brown eyes and black hair.

on

Signature:



Signature Witnessed by: