

WITNESS STATEMENT

Criminal Procedure Rules, r 27.2: Criminal Justice Act 1967, s 9: Magistrates' Court Act 1980, s 5B

Statement of **Wesley Thomas HALLS** URN:

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Age if under 18 **Over 18** (if over 18 insert 'over 18') Occupation: **Immigration Officer 15972**.....

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

Signature:

Wesley Thomas Halls
.....
10/15972

Date:

10th August 2021

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

I am employed as an Immigration Officer (IO) attached to South East Immigration Compliance and Enforcement (ICE), Kent Arrest Team, 7 Shorncliffe Road, Folkestone, Kent, CT20 2SH.

On Thursday 05th August 2021, I was on full uniformed duty and wearing full Home Office supplied PPE. At around 1710hrs, I delivered an Operational Briefing to IO HUGHES, IO TUTTON, IO SANDHAM, IO SIMPSON, IO FISH, IO KINGSBURY and IO HICKS with details of an intelligence led Enforcement Visit on TOTAL GARAGE, PALMARSH SERVICE STATION, DYMCHURCH ROAD, HYTHE, KENT, CT21 4ND where information had been received that persons with no Right to Work in the UK were employed. Entry under Section 179 of the Licensing Act 2003 had been authorised by AD PADIACHIE.

We made our way to the premises, travelling in Home Office marked vehicles arriving at around 1813hrs. Here, one of the marked vehicles covered the entrance of the forecourt whilst the rest of the team made their way to the front entrance on foot. At this time, I saw male that I would describe as IC4, wearing a green t-shirt and carrying a bottle of milk. The male appeared to be walking casually with no sense of urgency and didn't appear out of place at that time considering he was walking away from a shop and across the forecourt. I entered the Total Garage and immediately, I could see that the shop was empty. All of the lights were still on and the counter flap appeared open. I then saw that the cash register was switched on. I searched the rear rooms for any employees, but this was negative. I then heard an urgent call over Airwaves Radio that the male seen had made off on foot. I left IOs to guard the premises whilst an area search was conducted but proved negative. Upon my return to the premises after this search, I saw a male had arrived. I now know this male to be Andrew QUINN, b. 19/04/1968 of MINTY'S MOTORS, DYMCHURCH ROAD, HYTHE, KENT, CT21 4ND. He explained that he had been contacted by the owner to close the shop. Mr QUINN then telephoned the owner and passed the telephone to me. The owner identified himself

Signature:

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10/15972

Signature witnessed by:

Continuation of Statement of **Wesley Thomas HALLS**

to me as Amar SULTAN (no further details provided). He stated that the only employees should be himself, his two sons (Farris SULTAN b. 28/07/1986 and Fowaz SULTAN b. 01/08/1985) and two 'ENGLISH LADIES' that work part-time. Mar SULTAN was only willing to provide limited details and kept reiterating that to his knowledge, there are no further employees at the garage. A short while later, I received another call from Farris SULTAN. Farris SULTAN was very agitated throughout the call and refused to provide substantive details. He kept repeating that I had 'NO RIGHT TO BE THERE' and 'ONLY LEGAL PEOPLE WORK HERE'. He also accused me of preventing the closure of the shop by Mr QUINN to which I explained that I was concerned about the protection of the shop whilst we waited for substantive closure as the pumps were still operational and customers were still waiting to pay for fuel. I enquired if he could attend the service station and he refused as he 'WASN'T LOCAL'. He then hung up the phone. In relation to compliance checks with the Premises Alcohol License, I then checked the CCTV system with Mr QUINN. I could see that only two cameras were operational and that the system was password protected which prevented checking the system for compliance. I then witnessed Mr. QUINN switching off various electrical items, securing and locking the premises. I ensured that I left Home Office form - Notice to Occupier in clear view on the counter containing the Power exercised in gaining entry to the premises and my details.

Further information was then provided from Home Office systems concerning a linked address to the TOTAL GARAGE. This address was [REDACTED]. Myself along with IO SIMPSON, IO HUGHES and IO FISH attended this address and knocked on the door only. There was no reply.

In terms of the male encountered walking across the forecourt, I had this male in view for around 5 seconds, was around 5-10ft away, the visibility was good due to good lighting conditions, there were no obstructions to my view, I have no previous knowledge of the male, I have reason to remember the male as the shop was unoccupied, I have completed this statement with events still fresh in my mind and after consulting with notes made digitally at the time.

Wesley Halls 1015972

Wesley Halls 1015972

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

This statement (consisting of _____ 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: **16/10/2021**Tick if witness evidence is visually recorded (supply witness details on rear)

I am an Immigration Officer serving with the Southeast Immigration Compliance and Enforcement (ICE) Team based at FRONTIER HOUSE, 7 SHORNCLIFFE ROAD, FOLKESTONE, KENT, CT20 2SH. On Thursday 5th August 2021 I was on duty and in uniform at FRONTIER HOUSE as part of the arrest team for that day's visits together with Kent ICE Team Officers: Immigration Officer (IO) HALLS (Officer-In-Charge - OIC), IO SIMPSON, IO HUGHES, IO FISH, IO HICKS, IO KINGSBURY and IO SANDHAM. At approximately 17:15 hours OIC HALLS gave a briefing to the team at Frontier House detailing that an allegation had been received that an Indian male had been working illegally at PALMARSH GARAGE, DYMCHURCH ROAD, HYTHE, CT21 4ND. OIC HALLS informed that entry to the premises was to be gained under Section 179(1A) of the Licensing Act 2003 (as amended).

At approximately 17:58 IO HICKS and I arrived at the garage and parked up in the entrance blocking it to any more vehicles entering. We then took up position maintaining cover while the rest of the team deployed on foot from a car park into the garage shop. Entry was gained at 18:00 hours. As the team were deploying onto the forecourt and into the garage shop, IO HICKS and I observed an IC4 male walking out of the shop and across the forecourt carrying a bottle of milk in his hand. He walked off along Dymchurch Road in the direction of Hythe. Various other customers were refuelling vehicles or leaving the shop as well. IO HICKS and I were then called into the shop by OIC HALLS to conduct a search of the premises. Once in the shop we found that no-one was manning it and there was no-one behind the till. IO HICKS then asked who was the man with the bottle of milk. IO HICKS

Signature:  Signature witnessed by:Typed by: **A. TUTTON**

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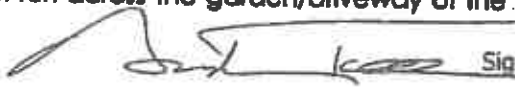
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Continuation statement of:

and I then exited the shop and proceeded out of the garage site and along Dymchurch Road. I saw the previous IC4 male walking along the road and I commenced running towards him. The IC4 male became aware of my running after him and commenced running himself. He made a left turn into PALMARSH AVENUE and from my view. As I turned into PALMARSH AVENUE I continued running after the IC4 male. The pavement was lined with trees and shrubs and my view of the subject was blocked at times while pursuing him. About 100 metres along the road the pavement bent in from the road in a crescent and my view of the subject and the pavement was completely blocked by front garden shrubberies and trees/shrubs on the roadside. As I got to the crescent a couple appeared coming towards me walking their dog. I asked them if they had observed a male with a bottle of milk running the other way and they confirmed that they had. As I approached the crescent-shaped part of the pavement the subject was not in view and once I exited this section and was able to look down PALMARSH AVENUE without hindrance there was no sight of the subject. While pursuing the subject I radioed for assistance and IO SIMPSON drove around to PALMARSH AVENUE in one of the team vehicles and assisted in searching the area for the subject. Running off PALMARSH AVENUE were a number of alleyways and cul-de-sacs, and there was a wide footpath running along the back of the houses on the avenue nearest to the garage. An extensive search of the area by myself, IOs SIMPSON, KINGSBURY and HICKS failed to locate the subject and we returned to the garage.

I later learned from OIC HALLS, who had made some enquiries and spoken with the garage owner, that the garage owner also owned a residential property in [REDACTED] which runs off PALMARSH AVENUE. The team later went to this premises. Entry was not gained and no-one appeared to be at home. However, while parked on [REDACTED] a resident approached the team informing that a male fitting the description of the IC4 male that had fled the garage lives in the house that was identified as belonging to the garage owner. The resident stated that she had seen the subject run across the garden/driveway of the premises and into the house. She stated that he

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Signature witnessed by

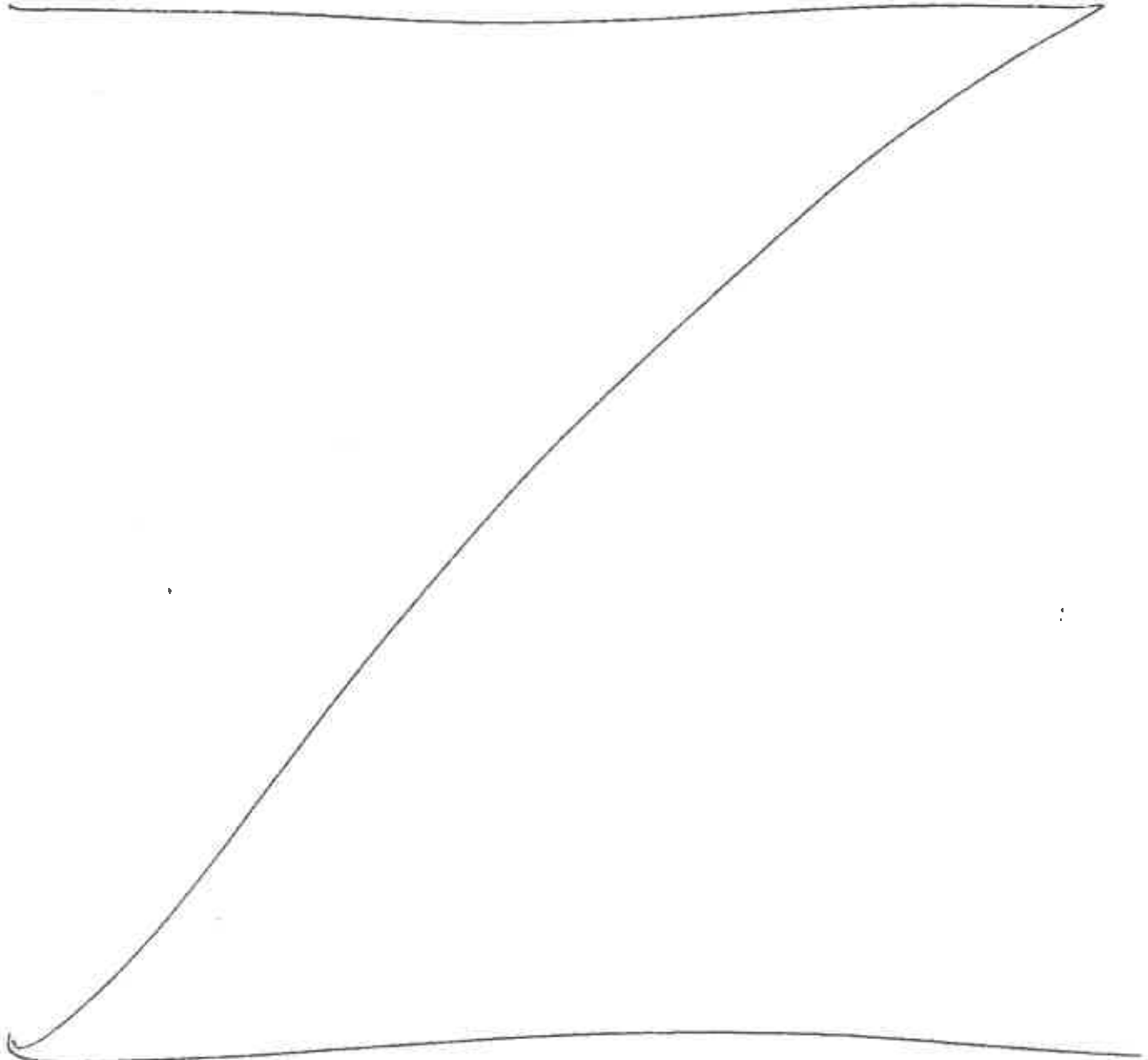
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A STUTTON

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had later exited the premises wearing a blue waterproof jacket and made his way out of the end of the cul-de-sac on foot via the footpaths that led into [redacted] the ROMNEY, HYTHE and DYMCHURCH RAILWAY line and the countryside beyond. No further search was conducted of the area and the team moved on to conduct the next enforcement visit planned for that day.



Signature  Signature witnessed by
Typed by: A. TUTTON