

## WITNESS STATEMENT

Criminal Procedure Rules, r 27. 2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B

URN

Statement of: PC CAPEWELL 1834NA

Age if under 18: OVER 18 (if over 18 insert 'over 18') Occupation: POLICE OFFICER

This statement (consisting of 5 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.

Witness Signature: RJ Capewell 1834NA Date: 03/02/21

I am the above named person and this is a statement regarding a COVID-19 call I attended, where a business was serving food and drink against the coronavirus legislation. On MONDAY 1<sup>ST</sup> FEBRUARY at approximately 2049hrs, myself and PC GILGALLON 1349NA attended RAKKAS RESTAURANT, 369 GREEN LANES, N41DA on CAD: 6773/01FEB21. We had reports that there were people entering the building and smoking shisha out in the back of the restaurant. We attempted to enter through the side door on LOTHAIR ROAD NORTH, but this was locked from the inside and officers could not gain access. Officers went around to the front of the building and found the front door open, and as we entered there was a metal shutters separating the front from the back of the restaurant which were closing. We could hear multiple people running out the back of the restaurant, the bar man claiming he did not know how to reopen the shutters.

There were two (2) restaurant workers in the building as officers arrived. A male, who stated he was bar man, who I now know to be Mustafa SALIEV, dob 02/08/1992, his current residing address being 369A GREEN LANES, N41DA, a flat next door to the shop, his contact number: 07497762406. Another female, who had a meal on a tray as we entered, whose details were taken by my colleague PC GILGALLON.

Officers located a black box at the top left hand side of the shutter, which had two very small arrow buttons on the left side of the box which operated the metal shutters. As they opened it was clearly evident to officers there had been a number of people had been smoking shisha, eating and drinking in the back area of the restaurant. The whole room smelt strongly of shisha smoke, and it is assumed that the individuals who were in the back had exited through a small fire exit through the back, through a building site and onto LOTHAIR ROAD NORTH.

Upon walking around the area there were approximately 12 shisha pots which still had hot coals in the top, there were drinks across at least five (5) tables and there were eight (8) chairs around a table with card and betting chips on it. On one of the chairs there was a 'score sheet' which had eight (8) names on, namely 'Ary, Jay, G, Has, Fred, Ahmet, Denis and Samin'. There was a 'stove' containing a large amount of hot coals for the shisha pots. One of the back tables had three (3) cups of hot Turkish tea on it. This has all be captured on BWV. On the till there were 10 tables shown as being served on 01/02/2021.

Witness Signature: RJ Capewell 1834NA

Signature Witnessed by Signature: N/A

Continuation of Statement of: *PC CAPEWELL 1834NA*  
RJC/04 – Table 3, transaction at 1942hrs, total: £32.70



RJC/05 – Table 4, transaction at 1951hrs, total: £4.00



RJC/06 – Table 5, transaction at 2000hrs, total: £22.00



*RJC 1834NA*

*RJC 1834NA*

Witness Signature: *PC Capewell 1834NA*

Signature Witnessed by Signature: *N/A*

Continuation of Statement of: *PC CAPEWELL 1834NA*

RJC/10 – Table 17, transaction at 1531hrs, total: £63.40



RJC/11 – Table 24, transaction at 2101hrs, total: £11.50



*RJC 1834NA*

Witness Signature: *RJ Capewell 1834NA*

Signature Witnessed by Signature: *N/A*