



West Midlands Police  
Supporting Documentation  
Nakira

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# Incident 22<sup>nd</sup> August

## WITNESS STATEMENT

Criminal Procedure Rules, r 27.2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B

Crime No. URN 

Statement of Matthew WILLIAMS

Age if under 18 over 18 (if over 18 insert "over 18")

Occupation Police Temporary Sergeant

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

Signature: PC 20488 WILLIAMS (witness)

Date 30/09/20

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

I am Temporary Police Sergeant 20488 WILLIAMS of the West Midlands Police currently stationed at Digbeth Police Station attached to Birmingham City Centre Team 2b.

On SATURDAY 22<sup>nd</sup> AUGUST 2020 at approximately 05.00 hours I was on high visibility mobile patrol in a marked Police van on SUFFOLK STREET, QUEENSWAY when I saw a large number of vehicles parked on the car park next to the NAKIRA nightclub. We drove in front of the venue where I had a view of a large area of the car park; at this time I would estimate that there was in excess of fifty vehicles on the car park. This was highly suspicious as the club appeared closed from the front.

Myself and other officers alighted the vehicle; I observed that there was a large gathering of people both stood on the car park and stood by an emergency exit situated on the side of NIKIRA's. I would estimate that there were approximately twenty people present by the emergency exit.

I walked with other officers onto the car park and approached the emergency exit. I attempted to ascertain from the persons present what was occurring however the people present either failed to offer a reasonable or believable explanation, a female stated that she was waiting for a friend with keys. Whilst speaking to these people, the emergency exit opened momentarily however it was quickly shut again. I banged loudly on the doors identifying myself as a Police officer however the doors did not open.

I continued to engage with the people present who all were dressed smartly as if on a night out; whilst engaging with them it became apparent that a number of them were intoxicated. I then became aware that the emergency door had re-opened and several people were leaving, I held the door open and went inside with other officers. I made my way up the stairs and on reaching the top it became apparent to me that there was a party on-going. I immediately noticed that the music was being played very loudly, I entered a room at the top of the stairs and saw a large number of people standing in the room and up the bar drinking. I noted that there was no social distancing between the people present which was extremely concerning

Signature

Signature witnessed by

03/2016

OFFICIAL – (when complete)

②



OFFICIAL – (when complete)

MG11

Crime No.

URN

Statement of Matthew WILLIAMS

given the fact that we were in the midst of a worldwide pandemic which was reported to have killed tens of thousands of people in the United Kingdom alone. I would estimate that there were approximately fifty people present; all persons present were crammed into a relatively small room lit by neon lights. I noted no persons were wearing any masks for their own or others protection.

I immediately identified myself as a Police officer and shouted for the Designated Premises Supervisor to make themselves known however no one did initially; I saw a male leaving the establishment. I followed the male who identified himself as an employee but not the DPS; he initially stated that there was a birthday party however he nor any other persons present who I spoke to could state whose birthday party it was. I tasked PC 22658 SHARIF to speak to the male who I now know to be [REDACTED] RASANI born [REDACTED]

I revisited the small room on the first floor and saw a large number of what I would describe as disposable cups across the tables and on the floor, other officers were also present.

I was then made aware by one of my officers that a male had been identified as being a possible license holder/Manager of the venue; this male identified himself as Kieron COSTELLO born [REDACTED]. I asked to speak with COSTELLO inside the venue at which point an unknown IC3 male attempted to stop me speaking with him. When this was unsuccessful, the same male told COSTELLO that he did not have to say anything to me. I noted COSTELLO was clearly intoxicated, his speech was slurred and his eyes were glazed.

I tasked officers to ascertain details from COSTELLO to ascertain what his role was in relation to the events of the evening.

I then spoke again with RASANI who stated that he had opened to venue as a key holder to allow them access; I explained and attempted to educate him about the dangers of having so many people present in a confined area, with no social distancing and music being played excessively loud. He stated that he was not aware of any risk assessments having been completed in relation to the venue.

I was then approached by PC SHARIF and informed that COSTELLO had stated that he was the "BOSS". I returned to the room to speak with COSTELLO. I informed COSTELLO that I believed a breach of the Covid regulations had occurred and I would be reporting the establishment to our Licensing department. During this conversation, a male who identified himself as [REDACTED] JONES stated that he was a customer and a lawyer began speaking for COSTELLO; he stated to myself and the other officers present that the venue was a restaurant. Due to the information received I walked downstairs to the main part of the venue; I could not see or find any evidence that the establishment was preparing, cooking or serving food. On searching downstairs I noted that the main entrance to the front of the establishment was locked and secured with a

Signature

Signature witnessed by

03/2016

OFFICIAL – (when complete)

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OFFICIAL – (when complete)

MG11

Crime No.

URN

Statement of Matthew WILLIAMS

bolt from the inside.

I returned to the upstairs room and was was informed by PC 23218 WARD that COSTELLO has now stated to him that he was the License holder for the venue.

Myself and the other officers then left the establishment; the whole incident was recorded on my Body Worn Camera. This was then saved under ID 0704,22/08/20; Police reference MW/1, Exhibit Number ( ) refers.

 1/15  
20088

Signature

Signature witnessed by

03/2016

OFFICIAL – (when complete)

4



## WITNESS STATEMENT

Criminal Procedure Rules, r 27.2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B

Crime No. URN 

Statement of PC 23218 Paul Ward

Age if under 18 Over 18 (if over 18 insert "over 18")

Occupation Police Constable

This statement (consisting of      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:  (witness)

Date 30/09/2020


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

I am Police Constable 23218 Ward of West Midlands Police, based at Digbeth Police Station.

On Saturday 22<sup>nd</sup> August 2020 at approximately 0500 hours whilst on patrol with PS 20488 PC 7104 Rowley, PC 22170 Penwright, PC 22658 Sharif and PC 21996 Vaughan we attended Nakira, Suffolk Street Queensway. Our attention was brought to this location as there were approximately 40 vehicles parked on the car park belonging to Nakira and approximately 15-20 people stood around outside.

Officers have accessed the premises via a fire exit, which was how customers had been accessing the premises and made our way on to the ground floor. There were approximately 40-50 people gathered inside, further to the 15-20 who had been stood outside. There was a bar area to my right hand side with a small seating area, approximately 10 metres by 6 metres with tables and bottles of alcohol, Hennessy, Absolut vodka, Grey Goose gin and red party cups. There was loud music being played, which was turned down shortly after officers entering the premises, so we could talk to people on the premises. No people at the location were wearing masks or face coverings and there was no sign of social distancing being complied with or enforced.

Officers attempted to locate a manager or someone who was responsible on site to establish who the licence holder was, to establish their conditions and any risk assessment that was in place to comply with corona virus legislation. The majority of customers have dispersed on Police arrival and approximately 4 or 5 males remained on site.

A male was located who eventually said he had keys to the premises but was not the manager. He said he had permission to be there from the owner but he did not have any means to contact him. This male gave his name as . He explained that he was a lawyer and asked why the Police were in attendance. I have explained that we saw a large number of vehicles at the location and customers accessing the premises via a fire escape, and that once on site due to the large number of people on

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Signature witnessed by

03/2016

OFFICIAL – (when complete)

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OFFICIAL – (when complete)

MG11

Crime No.

URN

Statement of PC 23218 Paul Ward

premises, we believed there had been a breach of corona virus legislation. JONES then stated that the venue was a restaurant and therefore it complied with legislation, but there was no sign of food being served or any plates with discarded food. PS Williams asked where the kitchen was and JONES pointed to a side room, situated down a couple of steps to the left of the bar. I do not believe that a kitchen or means of preparing food was found. JONES then stated that they had food bought in to the location, which was pre made, and that they then served this.

Another male then approached me whilst I was talking to JONES near the bar area. He was clearly intoxicated and was slurring his words, he smelt of intoxicating liquor and was gesturing and shouting and was generally animated. He did not identify himself initially but was questioning why the Police were in attendance. I have reiterated to this male what I had previously said to JONES. I have asked this male his name or if he had any responsibility at the premises. He refused to give his name and said 'WE HAVE DONE NOTHING WRONG, WE'RE JUST HAVING DRINKS AND HAVEN'T BREACHED ANY LEGISLATION, I KNOW THE RULES AND WE'VE DONE NOTHING WRONG'.

He continued to claim that there was nothing wrong with what was occurring on the premises and was more distressed than any other person at the location. It was clear to me that this male had some responsibility for the premises, so I have made further attempts to ask this male for his name and what his role was at the location. I engaged with this male for at least a further 5 minutes, with the male asking a lot of questions about why Police were at the location and that he had done nothing wrong. The male has eventually identified himself as the licence holder for Nakira, through another business which he stated he was the General Manager for. He gave his name as Kieran Costello, [REDACTED] and he was the Manager of [REDACTED]

PS Williams returned to the bar area a few minutes later and I have informed PS Williams that COSTELLO had identified himself as the licence holder and had provided his name and business details. PS Williams has then liaised with COSTELLO for a short while and informed him that we would be notifying the Licensing Department of the breaches observed by officers and that evidence had been gathered on body worn video.

Officers have then left the premises and I had no further dealings at this incident.

Signature



Signature witnessed by

03/2016

OFFICIAL – (when complete)

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## WITNESS STATEMENT

Criminal Procedure Rules, r 27.2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B

Crime No. URN 

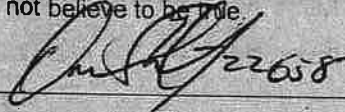
Statement of Omar SHARIF 22658

Age if under 18 O'18 (if over 18 insert "over 18")

Occupation Police Constable

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

Signature: (witness)



Date 30/09/20

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

This statement is in relation to a Covid gathering breach and licence condition breach at NAKIRA LOUNGE & NIGHTCLUB on SUFFOLK STREET QUEENSWAY.

On Saturday 22<sup>nd</sup> August 2020 i was on duty along with other officers from my team. Having completed Night Time Economy on Broad Street, we were all in a marked Police Carrier, which was being driven by PC ROWLEY 7104 patrolling Birmingham City Centre.

At approx 05:05hrs on the same day we came onto SUFFOLK STREET QUEENSWAY approaching NAKIRA and saw that the carpark on the side of NAKIRA was full of vehicles and persons loitering around the cars and side emergency entrance to NAKIRA. i immediately put my body worn camera on to record as evidence for breaches.

SGT WILLIAMS 20488 alighted our vehicle and managed to get into NAKIRA via the side entrance. After a short while i alighted our vehicle and went to the side entrance door. This door was closed at this time but i can clearly hear SGT WILLIAMS talking and other persons inside.

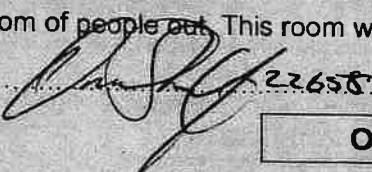
I knocked on the door several times to get someones attention to open up, no one came to the door. Whilst i was knocking on the door, several cars had been driven off the carpark and left. The drivers of these vehicle were a mixture of IC3, IC4 male and females.

The side door then opened to allow some persons to leave the premises, as soon as they walked out of NAKIRA i held the door open to gain access, at this time i also shouted over to my other colleagues to inform them that there is access into premises now.

As i entered the premises i walked up a set of stairs, at the same time persons were walking down the stairs and leaving the premises. As i got to the top of the stairs i can hear SGT WILLIAMS talking to persons, at the top of the stairs there was a room to which had the door open and i can clearly see SGT WILLIAMS clearing the room of people out. This room was dark and had i would describe as neon lights, i could see

Signature

03/2016



Signature witnessed by

OFFICIAL – (when complete)

7

OFFICIAL – (when complete)

MG11

Crime No. [REDACTED]

URN [REDACTED]

Statement of Omar SHARIF 22658

there was a lot of people inside the room, i would say approx 50-60, they were a mixture of male and females of IC3 and IC4 ethnicity. At no point was there any 2 meter gap or masks worn. There were too many people in that room to be able to have a safe distant apart. I can see that there was a lot of alcohol bottles in the room along with red disposable cups. I then walked into that room and heard PC ROWLEY going through names of persons from the till screen. The room then cleared out as everyone left besides the DJ who was packing up and some other persons who claimed that they were cleaners. No one seemed to be concerned that there was a Covid Pandemic, it was like a normal night out for them. All persons were dressed as they would on a night out. Majority of the persons leaving the premises looked intoxicated and some even stated that they just came for drinks.

I was then called out of the room by SGT WILLIAMS who was next to the room with an IC3 Male, he asked me to speak to this male to obtain details off him.

I asked the male for his name to which he gave me the following details [REDACTED] RASANI ([REDACTED])

I asked RASANI what his role was, to which he informed me he was the cleaner, i then asked RASANI who the manager was, to which he stated a male called Leo and gave me a number for Leo as - [REDACTED]

He then informed me that usually Leo locks up after he has cleaned up but today he will be locking up as he is the key holder tonight. He informed me that Leo lives somewhere near [REDACTED] area.

I then informed RASANI that he can clean up but we will still be at the location.

I asked RASANI what the other rooms were and he agreed to show me around the building and rooms, which i did and there were no persons in those rooms.

I then updated SGT WILLIAMS of the information i gained from RASANI and left them to it. I then entered the room that was used by all the persons and saw PC WARD 23218 at the bar talking to a male, so i stood next to PC WARD so that i can hear what was being said.

During the conversation i heard a male tell PC WARD that he is the BOSS. I was informed later by PC WARD that the male gave his details as Kieran COSTELLO. I then informed SGT WILLIAMS that we have a male who has identified himself as the BOSS.

SGT WILLIAMS then spoke to COSTELLO in regards to the breach. During this conversation another male unknown to me at the time intervned, he stated that the venue was a restaurant. At no point did i see any food or plates in that room or any of the rooms that i had checked upstairs. i was later informed that this male gave his details as [REDACTED] JONES.

Signature

03/2016

Signature witnessed by

OFFICIAL – (when complete)

8



OFFICIAL – (when complete)

MG11

Crime No.

URN

Statement of Omar SHARIF 22658

I then went downstairs with RASANI to have a look to see if they do have any food or signs of anyone eating. I checked the entire downstairs floor and saw no food or ingredients to make any food. RASANI was then questioned by me in regards to where the food is and being made, he then informed me that they get the food delivered in.

Whilst still checking all the rooms downstairs myself and SGT WILLIAMS noticed that the front door was bolted shut from the inside.

The whole incident was recorded on my Body worn Camera and i can exhibit this as OS/1.

I had no further dealing with this incident.

*Omar Sharif 22658*

Signature

03/2016

Signature witnessed by

OFFICIAL – (when complete)

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## WITNESS STATEMENT

Criminal Procedure Rules, r 27.2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B

Crime No. 20BW/20

URN 20BW//20

Statement of Steven John ROWLEY

Age if under 18 O18 (if over 18 insert "over 18")

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

Signature: S J Rowley (witness)

Date 30/09/2020

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

I am PC 7104 Steven ROWLEY of West Midlands Police currently stationed at DIGBETH Police Station.

On Saturday 22<sup>nd</sup> August 2020 I was on uniformed patrol in a marked police carrier in company with several other officers when at approximately 05:00 hours we drove past a Night club known as NAKIRA which is on SUFFOLK STREET QUEENSWAY heading towards the Broad Street area. As I passed the entrance to the car park I noticed a large amount of vehicles parked there and several groups of people milling about the area. As I continued past I could see that the front entrance to the club was fully closed up.

We proceeded around the block and came back to the location. The vehicles and people were still there and after alighting the vehicle and entering the car park I noticed these groups begin to move away from me and the other officers.

As I moved around to therear of the location I noticed someone come out of a door which had a fire exit sign near to it. Whilst there a person opened the door from the inside of the location and begin to exit it until they noticed me. When they did they immediately closed the door and went back inside the location. I cannot recall if it was a male or female.

I went to the door and knocked on it several times but there was no answer. A short while after I had finished knocking I was about to move away when two females came out of the same door onto the car park.

Although they hadn't opened the door for me I was close enough to be able to catch it and as I knew that the venue NAKIRA, as a nightclub was not supposed to be operating at that time under the COVID Regulations which were in place I entered the premises to ascertain who was there and did they have permission to be so.

Signature .....

Signature witnessed by .....

03/2016

OFFICIAL – (when complete)

10

Crime No. 20BW/20

URN 20BW//20

Statement of Steven John ROWLEY

The door was an entrance to a small yard area. To my right was a set of steps leading up to the building. As I ascended the steps a male came out of a door at the top and again on seeing me and my colleague turned around and ducked back inside.

On entering the building using the same door I became aware of there being a lot of people moving around the location. To my left there appeared to be an entrance to a dance floor and some toilets and offices. To my right I could see a glass partition a room in which several people appeared to be moving about. I asked a couple of the people who were around the entry door who was in charge but they shrugged their shoulders to me. I checked the toilets and offices which were empty and proceeded across a landing area into the room I had seen earlier.

In the room which other officers had now entered I could see approximately 30 to 40 people, possibly more milling about and sitting in a large booth type seating area with a small table in the middle of it. There were lots of empty and partially full bottles of various spirits lying about along with empty and full plastic cups.

Immediately to my left was a male who was packing away a sound system. I asked him if he had been DJ'ing but he said he was just packing it away for someone. To the rear of me was a bar area with a male who appeared to be tidying away there. I asked him he was the barman and he stated that he wasn't and was just tidying up. I also asked him who was in charge of the building to which he again intimated he didn't know. This male was then engaged by other officers. I did notice that the till behind was switched on and displayed a staff member's name on the screen. The fridges were switched on and contained several bottles of the same liquor which was scattered around the room leading me to believe they had been supplied from the fridges.

A few of the persons were now starting to exit the building and I followed some of them back down to see where they were going. They exited the fire exit where I had initially entered and made away their way to the various cars that were parked there. I waited by the door when after a few minutes I was approached by a white male who asked what was going on. I asked him if he was in charge to which he replied he had the keys to the location. I informed PS WILLIAMS of this fact. He came and liaised with this male and they both went away back into the venue.

Although I made BWV recording of this incident it has since been deleted from the system.

I then remained outside the property and observed various persons leaving the venue and getting to parked cars and taxis.

Signature .....

Signature witnessed by .....

03/2016

OFFICIAL – (when complete)



# **Incident 26<sup>th</sup> September**



## WITNESS STATEMENT

Criminal Procedure Rules, r 27.2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B

Crime No. URN 

Statement of Simon James Lawton

Age if under 18 or 18 (if over 18 insert "over 18")

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

Signature: S. Lawton (witness)

Date 28<sup>th</sup> September 2020Tick if witness evidence is visually recorded ☐ (supply witness details on rear)

I am PC 3731 Lawton of the West Midlands Police currently based at Digbeth Police Station, Birmingham as a part of the City Centre Neighbourhood Team.

On Saturday 26<sup>th</sup> September 2020 I was on uniformed mobile patrol in company with other officers.

At about 0045hrs we passed drove on the car adjacent to Nakira night club and I noticed a large amount of vehicles on the car park giving consideration that this was during a pandemic and Licensed premises were due to close over hours earlier at 2200hrs due to Government lockdown restrictions.

As we drove past the rear of Nakira it was noted by someone on the van that the fire exit was ajar and the premises insecure. Concerned about the of risk of loss or damage to property we exited our vedhicle and entered the Nakira through the insecure rear door calling to anybody inside, trying to get someones attention without reply. There was no signs of damage to the insecure. We checked staff areas and kitchens but found nobody until we got to the main public area of the club where I saw two men sat on sofa who showed signs of intoxication as they had glazed eyes and slurred speech. There were drinks on the table and silver nitrous oxide cannisters strewn all over the place. I could smell cannabis hanging in the air.

The males were asked if they were staff and they stated they were not.

I then became of other officers in an upstairs room with a large window. The lights of this room went on and then I saw about a further 15 people who sat around upstairs. I then looked around the premies in an attempt to locate staff. I spoke to a number of people in the premises and none of them admitted to being employed by Nakira.

The upstairs room cleared and as it diod the people left the premises automatically through rear corridors and the fire exit as apposed to leaving at the main front door to the premises. It appeared to me that to the people in Nakira at that time is was well known that you leave via the rear exit. there was about 15-20 people inside the venue drinking and chatting.

Signature .....

Signature witnessed by .....

03/2016

OFFICIAL – (when complete)

13

OFFICIAL – (when complete)

MG11

Crime No.

URN

Statement of Simon James Lawton

As I walked around the premises I checked various part if the club looking for staff without success.

having checked the whole premises we left and whilst making enquiries as to how secure the building appropriately a female arrived and identified herself and staff. The premises was left in their control.

I am quite disgusted that Nakira have allowed a party to take place in their premises well past midnight despite well advertised government instruction to close at 2200hrs.

I produce my bopdy cam footage of the incident to the court as EXH( ) REF(SJL/1). This has been uploaded to evidence.com with a reference number of 0152,26/09/20 and a title of Nakira.S.Lawton

Signature .....

Signature witnessed by .....

03/2016

OFFICIAL – (when complete)

14



## WITNESS STATEMENT

Criminal Procedure Rules, r 27.2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B

Crime No. URN 

Statement of Jenny Louise SLEATH

Age if under 18 O/18 (if over 18 insert "over 18")

Occupation POLICE CONSTABLE 20098

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: J.SLEATH (witness)

Date 27/09/20

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

I am Police Constable 20098 SLEATH of The West Midlands Police currently based at Digbeth Police Station, currently assigned to Neighbourhood Policing Team 5 within the city centre of Birmingham.

On Friday 25<sup>th</sup> September at 0041hrs I was in a marked police van in company with a number of other city centre officers. At this time we were travelling along SUFFOLK STREET-QUEENSWAY in the direction of the MAILBOX. As we approached the parade of shops on the left hand side where DESSERT BOX store and NAKIRA nightclub and lounge are located we could see that the car park to the left and rear of these premises was unusually busy for the time of night especially as the COVID-19 legal requirement restrictions at the time were that all licensed premises should be closed from 2200hrs.

We therefore entered the car park and alighted the police vehicle in order to investigate the nightclub. The rear fire exit door was slightly ajar and there appeared to be low level lighting on within the venue. Myself and the other officers from the van entered the venue under Section 17 of PACE 1984 as it was suspected that there had been a break in due to the door being insecure.

Upon searching the premises there were around 25-30 people within the venue - all were dressed in "party attire" and there was evidence of alcohol consumption and substance abuse namely Nitrous Oxide within. Many of them were sat close together in an upstairs room with no social distancing measures in place. I was aware that one of the females had told my colleague that she was a dentist and that it was her birthday hence the celebration. It was explained to all parties that they were breaching the current COVID guidelines as they should have been in groups of no more than 6 and the premises should have been closed by 2200hrs. All persons were asked to leave the venue and advised about their conduct.

I spoke to two males within the venue who identified themselves to me as:

\_\_\_\_\_

\_\_\_\_\_

Signature .....

Signature witnessed by .....

03/2016

OFFICIAL – (when complete)

(15)

OFFICIAL – (when complete)

MG11

Crime No.

URN

Statement of Jenny Louise SLEATH

There was a white Land Rover Evoque VRM  parked directly outside the rear of the premises.

This is registered and insured to

I had no further dealings are these are my original notes. lk

Signature .....

Signature witnessed by .....

03/2016

OFFICIAL – (when complete)

16

## WITNESS STATEMENT

Criminal Procedure Rules, r 27.2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B

Crime No. URN 

Statement of Stephen Malborn

Age if under 18 or 18 (if over 18 insert "over 18")

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

Signature: S. Malborn (witness)

Date 28/09/2020

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

I am PC 8766 Malborn of the West Midlands police force currently based on the city centre neighbourhood team in Birmingham city centre.

On Saturday 26<sup>th</sup> September 2020 I was on duty with my colleagues in full high visibility street uniform on mobile patrol around Birmingham city centre. At approximately 00:35hrs I attended with my colleagues Nakira nightclub on Suffolk Street Queensway as there were a lot of cars on the car park at the rear of the premises. On arrival I went to the back door of the premises which was already open which led onto the emergency fire exit to Nakira nightclub, as I approached the emergency exit fire door I could see that that door was open as well and there were lights on inside the premises, on seeing this it made me suspicious that someone was inside the premises so opened the door and went inside. This led me onto a short corridor with a number of doors leading off it which were also open and a door at the end which led straight into the nightclub itself so I headed straight for that door. When I got to the door I pulled on the door to check to see if it was open and as soon as I pulled on the door it opened and immediately on the other side of the door was a black male who was just walking about, I asked him who he was but the male just walked off down the club away from me so I followed him down, as I did I looked up at a room above me and saw that the lights were on and it was full of people who were drinking and in close proximity to each other clearly breaching Covid 19 rules. I then carried on walking down the club to the seating area and could smell a strong smell of cannabis coming from around the area, I then saw two black males lying down on the seats so I asked them what they were doing, the one male stated that he was the cleaner and the other males stated he was there visiting his friend. I then spoke to the males and informed them that they shouldn't be in there due to the new Covid rules, I then obtained the one males details whilst my colleague obtained the other males details, my male gave me the details of [REDACTED] and an address of [REDACTED]. I then told the two males to leave the premises and go home which they did. I then carried on walking around the nightclub with my colleagues

Signature



Signature witnessed by

03/2016

OFFICIAL – (when complete)

17



OFFICIAL – (when complete)

MG11

Crime No.

URN

Statement of Stephen Malborn

filming everything on my police bodycam. I then went upstairs to the room where I saw all the people drinking earlier and as I walked into the room I could again smell a strong smell of cannabis and could see that there were fresh half empty bottles of alcohol and half glasses of alcohol everywhere on all the tables, I could also see there were lots of the silver bullet like containers which are nitrous oxide all over the tables as well. I continued to walk around the nightclub to see if anyone else was still in the there and to film everything, whilst I was doing this my colleagues were talking to other people who were inside the nightclub to try and find out who the manger was or who was in charge but nobody was saying who was in charge and they all just left the premises. A short time later the police licensing team arrived and I showed them around the premises as to what had happened and that people had stated that they were there for a birthday party. After all of this I left the premises and went and waited in the police vehicle as one of my colleagues had managed to get a member of staff to come back and lock the premises up and secure it. After a short wait a female turned up and claimed to be a member of staff and I saw my Sgt and the licensing staff speaking to her before she went in the back door of the nightclub.

We then left the scene.

*S. Malborn 8766*

Signature

*S. Malborn 8766*

Signature witnessed by

03/2016

OFFICIAL – (when complete)

18

## WITNESS STATEMENT

Criminal Procedure Rules, r 27.2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B

Crime No. URN 

Statement of Stephen Heeley

Age if under 18 over 18 (if over 18 insert "over 18")

Occupation Police Constable 23409

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

Signature:

(witness)

 23409

Date 28/09/20

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

I am police constable 23409 HEELEY of WEST MIDLANDS POLICE currently based at DIGBETH POLICE STATION, BIRMINGHAM. This statement relates to an incident at NAKIRA LOUNGE & NIGHTCLUB at 121 SUFFOLK PLACE, QUEENSGATE, BIRMINGHAM B1 1LX on SATURDAY 26<sup>TH</sup> SEPTEMBER 2020 at approximately 00:37 hours.

On the above day and date I was on duty, in uniform in the company of PC 8766 MALBORN, PC 22580 ANDERSON, PC 22196 ALI, PC 21624 MAGUIRE, PC 20098 SLEATH, PC 3731 LAWTON and PS 21760 PARSONS on mobile patrol on a carrier vehicle. Whilst driving past the NAKIRA LOUNGE we noticed that the car park behind the venue was unusually full - given the time of day being approximately 00:37 hours and that the Covid-19 related 22:00 curfew was in effect and that all such venues should have closed at that time. We decided to pull into the car park and my attention was drawn to a fire escape at the rear of the venue, the door to which was slightly ajar. Upon exiting the vehicle MALBORN headed toward said fire escape door and I was immediately behind him. The door was easily opened fully and initially I was concerned that the building had been perhaps left insecure and had been victim to a break in of some kind. MALBORN and I cautiously headed into the building into a corridor and past several doors which opened onto kitchen and bar type areas and store cupboards. At the end of the corridor a door opened into the main room of the venue itself. The lighting initially around the door area upon entry to that main room was on a low level - a similar level to what one would expect to see in a nightclub that was open and had customers in. I headed right and down towards the end of the room where there was blue lighting on a low setting but which revealed several areas of 'lounge' type seating and a stairway up towards another room which overlooked the main room. I could see various discarded alcohol bottles strewn across the floor along with nitrous gas canisters. There was a faint smell of cannabis lingering in the room as if it had recently been smoked. As I headed towards the stairway which led up to the upper room overlooking the main room I was aware of various people that started appearing from around the lounge chairs and various other poorly lit

Signature

 23409

Signature witnessed by

03/2016

OFFICIAL – (when complete)

19



Crime No. URN 

Statement of Stephen Heeley


areas. Moving up the stairway and into the upper room ALI and I entered and there were approximately 15 persons in that room. There was an array of drinks and alcohol bottles at various stages of consumption filling the tables in the room. The people in the room remained silent and did not make any attempt to get up or speak to officers and seemed to be nervous about our arrival. PC ALI and I began to question those persons and attempt to ascertain their identities - we received no reply and no attempts were made by any of the people in the room to cooperate with officers. One person in the room did eventually speak up and PC ALI explained that they were all technically in breach of the Covid regulations as per the 22:00 curfew time. Eventually it transpired that it had been a birthday party event for one of those in attendance.

My ANDERSON and MALBORN had been speaking to a staff member who identified himself as a cleaner in order to make contact with the owners in order to deal with the Covid regulations breaches. I went to speak to PARSONS and explained that none of the occupants of the upper room were giving us much of an explanation or identification and asked if we were happy to start moving them out to which PARSONS advised to begin that process. I returned upstairs to inform the people present to being exiting the premises. After this was complete my colleagues and I performed a thorough search of the venue and its various off-shoots and store-rooms and the rear smoking area to ensure that no further occupants remained before securing the building.

ALI had managed to get contact details of the building manager from a desert shop at the front of the building and she later attended to secure the building and speak with the licensing officers who had been advised and shortly attended the scene.

My bodyworn camera was on and recording during this incident and can be exhibited as EXH/REF: SH/01, COURT REF: ( )

I had no further dealings with this incident.

 23 409Signature 

03/2016

Signature witnessed by

OFFICIAL – (when complete)



## WITNESS STATEMENT

Criminal Procedure Rules, r 27.2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B


Crime No. URN 

Statement of Wajid Ali

Age if under 18 18+ (if over 18 insert "over 18")

Occupation Police Constable 22196

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

Signature:  - (witness)

Date 28/09/2020

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

This statement is in relation to a Covid19 breach at Nakira Bar in Suffolk Street QUEENSWAY Birmingham City Centre on Saturday 26th September 2020.

I am Police Constable 22196 ALI currently based at Digbeth Police Station Birmingham City Centre.

On Saturday 26th September 2020 at approximately 00-30 hrs while myself PS 21760 PARSONS, PC 21624 MAGUIRE, PC 23409 HEELEY, PC 8766 MALBORN, PC 3731 LAWTON, PC 20098 SLEATH and PC 22580 ANDERSON were on mobile patrol in Birmingham City Centre we attended the car park at the rear of Nakira Bar in Suffolk Street Queensway due to a large number of vehicles within the car park and it seemed unusual for the time of the night.


Once at the location we noticed that a rear fire exit door to Nakira Bar which has access from this car park was ajar. As the venue was closed and all other access points were closed we entered the venue through the rear door under section 17 of Police and Criminal Evidence Act just to prevent any serious damage to the premises from someone who may have gained entry in to the venue illegally.

Once inside the venue we could hear noises, upon seeing police officers on the venue someone within the venue turned the lights off. I then entered the venue and walked to the right side of the Building and noticed a stair case which lead to the first floor. I climbed these stairs and once at the top of the stairs I turned left and saw a large number of males and females all sat together enjoying themselves.

There were empty alcohol bottles on the tables and also a large number of used nitrogen oxide tubes on the floor. I asked if anyone on the premises had any details but they all said no.

No one within the venue owned up to being a manager or someone who is in charge of the venue. They all claimed they were customers.

There were approximately 25-30 people within the venue when we entered. They were clearly in breach of

Signature 

Signature witnessed by .....

03/2016

OFFICIAL – (when complete)

21

Crime No. URN 

Statement of Wajid Ali

Covid19 regulations as they were all sitting together in a group of more than six people; they were inside a licensed premise after the hours of 22-00. All licensed premises are supposed to close after 22-00 hrs from Thursday 24th September 2020 and people are not allowed to be in groups of more than six people. The group within this venue were clearly breaching corona regulations as they were all sitting together with no social distancing.

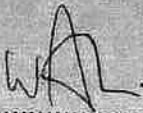
All the individuals within the venue were asked to leave and they all left as advised. As the group were leaving one of the females was carrying a Birthday cake. She stated she was a dentist and it was her Birthday. I said to this female "YOU SHOULD KNOW BETTER AS YOU ARE A DENTIST". She replied "I DO KNOW BETTER THAT'S WHY I TRY TO KEEP IT CIVIL".

As we could not lock the premises I spoke to a member of staff at an adjacent premises who provided me with a contact number for a security company who manage the building. I made contact and requested for someone to attend and secure the premises.

However as we were waiting for the security officer to attend a female by the name of [REDACTED] OMER. [REDACTED] attended the location and said she had been working at the location earlier on in the night and she was contacted by the manager to re-attend the location and lock it up as it was insecure.

This was all captured on my body worn camera. I can produce this in court as (Ref:WA/01) ( Court Exh: ).

While inside the premises I walked around the entire building and noticed that the BAR area was open with all the lights on and it was in an untidy state as if it had been in use prior to our arrival. Additionally within the Kitchen area there was warm shisha paraphernalia which indicates someone was in the Kitchen when we arrived but left as soon as they saw us.

Signature 

Signature witnessed by .....

03/2016

OFFICIAL – (when complete)

# Intervention and Licensing officer statement



## WITNESS STATEMENT

Criminal Procedure Rules, r 27.2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B

Crime No. URN 

Statement of Ben Reader

Age if under 18 Over 18 (if over 18 insert "over 18")

Occupation Police Constable 2413

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

Signature: (witness)

Date 13<sup>th</sup> October 2020Tick if witness evidence is visually recorded ☐ (supply witness details on rear)

I am PC 2413 Reader, a licensing officer based at Lloyd House police HQ in Birmingham.

This statement is in relation to a licensed premises called Nakira on Suffolk Street Queensway, Birmingham.

On Friday 28th August 2020 I attended Nakira in company with my colleague, police staff 60264 Mark Swallow.

My colleague had been looking into a suspected Covid guidance breach at Nakira. He had contacted the licence holder and had arranged the meeting. I had not viewed the bodycam footage at this point as I had been dealing with other premises.

We met at the venue with Dexter Laswell, Kieron Costello and other staff members. I was chatting with Dexter as I have had prior interactions with him.

Dexter was saying that the venue would not be opening and that a refurb was taking place. He said he wanted to get it right before it was open.

Dexter was complaining about other venues, saying he had seen footage on social media about events being held at other venues. I assured him that as a team we were looking into other venues that may have breached guidance but I could not go into specific details.

Dexter asked a member of staff to access the CCTV and show us the footage. We went into the office but the CCTV could not be accessed at the time.

Dexter seemed frustrated by what he had been told by my colleague. As we were leaving he was saying that he urgently needed to have a meeting with the staff to find out what happened.

From the meeting that we attended, I believed that Dexter Laswell was in control of the premises, he gave no indications that anyone else was in control or that the business had been sold.

Signature

Signature witnessed by

03/2016

OFFICIAL – (when complete)

24

OFFICIAL – (when complete)

MG11

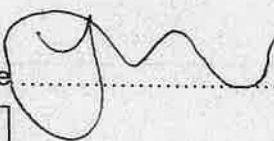
Crime No.

URN

Statement of Ben Reader

After the meeting, I went back to Lloyd House and viewed the bodycam footage as I wanted to understand fully what Kieron Costello had been describing. I was quite shocked by what I had seen so I sent Dexter Laswell an email with some guidance on it and requesting a follow up meeting to go through the CCTV. I did not have a reply from Dexter.

Signature

 24.3

Signature witnessed by

(25)

03/2016

OFFICIAL – (when complete)

## Abdool Rohomon

---

**From:** Ben Reader  
**Sent:** 28 September 2020 11:58  
**To:** Abdool Rohomon  
**Subject:** FW: Event Guidance

### 2413 PC Ben Reader

Birmingham Central Licensing Team

Force Public Order & Public Safety Tactical Advisor  
T: 101 (ext. 801 1669) Direct 0121 626 6099

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**From:** Ben Reader  
**Sent:** 28 August 2020 13:45  
**To:** [REDACTED]  
**Cc:** bw licensing  
**Subject:** Event Guidance

Dexter,

Thank you for meeting with us earlier.

I have just viewed the bodycam footage of the incident that Mark has raised with you today. I would urge you to check the CCTV of the incident as I am shocked with the version of events that Mr Costello presented today. This was clearly not staff members carrying out maintenance. There are approx. 50 people in the venue, both male and female, and people are not in work attire, they are dressed for an event. Music is playing and people are drinking. Officers are told that this was a birthday party.

After viewing this, I believe that licensable activity is taking place, and therefore the CCTV should be in operation as per condition of your licence.

Please can you produce the CCTV covering this, so that we can view together and discuss further.

There is a clear breach of the covid guidance.

Here is a link to the gov.uk website which offers advice on Covid guidance for venues. I have also pasted some of the key points below

Thank you

Ben



### Steps that will usually be needed:

1. Calculating the maximum number of customers that can reasonably follow social distancing guidelines (2m, or 1m with risk mitigation where 2m is not viable) at the venue. Taking into account total indoor and outdoor space, specific venue characteristics such as furniture as well as likely pinch points and busy areas.
2. Reconfiguring indoor and outdoor seating and tables to maintain social distancing guidelines (2m, or 1m with risk mitigation where 2m is not viable) between customers of different households or support bubbles. For example, increasing the distance between tables.
3. Working with your local authority or landlord to take into account the impact of your processes, including queues, on public spaces such as high streets and public car parks.
4. Working with neighbouring businesses and local authorities to provide additional parking or facilities such as bike-racks, where possible, to help customers avoid using public transport.
5. Reducing the need for customers to queue, but where this is unavoidable, discouraging customers from queuing indoors and using outside spaces for queueing where available and safe. For example, using some car parks and existing outdoor services areas, excluding disabled car parking bays.
6. Managing outside queues to ensure they do not cause a risk to individuals, other businesses or additional security risks, for example by introducing queuing systems, having staff direct customers and protecting queues from traffic by routing them behind permanent physical structures such as street furniture, bike racks, bollards or putting up barriers.
7. Providing clear guidance on social distancing and hygiene to people on arrival, for example, signage, visual aids and before arrival, such as by phone, on the website or by email.
8. Managing the entry of customers, and the number of customers at a venue, so that all indoor customers are seated with appropriate distancing, and those outdoors have appropriately spaced seating or standing room. This is to ensure that the venue, including areas of congestion does not become overcrowded. Managing entry numbers can be done, for example, through reservation systems, social distancing markings, having customers queue at a safe distance for toilets or bringing payment machines to customers, where possible.
9. Ensure customers are compliant with limits on household gatherings. For example, inform customers of restrictions through signage or notices at the point of booking or on arrival, and ask customers for verbal confirmation of the number of households in their party at the point of arrival. Indoor gatherings are limited to members of any 2 households (or support bubbles), while outdoor gatherings are limited to members of any 2 households (or support bubbles), or a group of at most 6 people from any number of households. Limits on gatherings may vary with local restrictions.
10. Ensuring any changes to entrances, exits and queue management take into account reasonable adjustments for those who need them, including disabled customers. For example, maintaining pedestrian and parking access for disabled customers.
11. Reminding customers who are accompanied by children that they are responsible for supervising them at all times and should follow social distancing guidelines.
12. Keeping indoor and soft play areas closed. For guidance on opening outdoor playgrounds safely, see [guidance for managing playgrounds](#) published by the Ministry of Housing, Communities and Local Government.
13. Looking at how people move through the venue and how you could adjust this to reduce congestion and contact between customers, for example, queue management or one-way flow, where possible.
14. Planning for maintaining social distancing guidelines (2m, or 1m with risk mitigation where 2m is not viable) in the event of adverse weather conditions, being clear that customers cannot seek shelter indoors unless social distancing can be maintained.
15. Working with neighbouring businesses and local authorities to consider how to spread the number of people arriving throughout the day for example by staggering opening hours; this will help reduce demand on public transport at key times and avoid overcrowding.

16. Determining if schedules for essential services and contractor visits can be revised to reduce interaction and overlap between people, for example, carrying out services at night.

**2413 PC Ben Reader**

Birmingham Central Licensing Team

Force Public Order & Public Safety Tactical Advisor

T: 101 (ext. 801 1669) Direct 0121 626 6099

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**WITNESS STATEMENT**

Crime Number:.....

**Criminal Procedure Rules, r 27.2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B**

URN

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Statement of: Mark Swallow.....

Age if under 18: Over 18. .... (if over 18 insert 'over 18') Occupation: Licensing officer 60264.....

This statement (consisting of two ..... 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 8<sup>th</sup> October 2020.....Tick if witness evidence is visually recorded ☐ (supply witness details on rear)

I am Licensing Officer 60264 Mark Swallow of the West Midlands Police currently stationed at Lloyd House in Birmingham.

On 26<sup>th</sup> August 2020 I was making enquiries into a premise called Nakira located on Suffolk Street Queensway in the City Centre. This was due to receiving an email from the Neighbourhood Team stating that officers had visited the premises on 22.8.20 due to observing over 50 vehicles on the car park of the premises in the early hours of the morning. There was a gathering of people on the car park by the emergency exit and when spoken to they could offer no plausible explanation for their presence. After some difficulty officers gained access to the premises and discovered a party upstairs which had loud music, no social distancing and persons standing drinking. The numbers of people encountered were 20 on the car park and 50 within the premises. Any members of staff present did not identify themselves until after a while a male identified himself as Kieron Costello the Designated Premises Supervisor of the premises. Costello informed officers that there was no Covid 19 Secure risk assessment in place and that the premises were now a restaurant. There was no food seen within the premises and a member of staff informed officers that food had been ordered in.

I sent an email exhibit number ..... reference number MS1 at 1006 hours 26<sup>th</sup> August 2020 to the premises license holder as listed on police systems in order to request a meeting with them and the Designated Premises Supervisor from the premise. This person was listed as being Catalin Anghel.

Mr Anghel responded to my email on the same date and stated that he had had nothing to do with the club for a long time. He stated that he did not know the identity of the Designated Premises Supervisor but supplied the identity of the owner of the premise as being Dexter Laswell and also supplied his mobile phone number and email address






Again on the same date I emailed Mr Laswell making the same request. After negotiation we agreed to meet at the club at 1230 hours on Friday 28<sup>th</sup> August 2020. I attended this meeting in company with Police Constable 2413 Ben Reader. Present was Mr Laswell and a person who identified themselves as the Designated Premises Supervisor Kieron Costello. There were other members of staff also present. During the meeting we explained the concerns re the breaches of the Covid guidance and requested to view the cctv from the premises. The cctv from the premises could not be accessed whilst we were there and at the conclusion of the meeting Dexter Laswell told Kieron Costello that he wanted an urgent meeting with staff in regards to what had happened.

During the meeting Mr Laswell did not indicate that anyone else was in control of the premises. In fact from the way he spoke to the staff there he gave me the impression that he was in charge himself. I later met Mr Mankulu when he attended Lloyd House in company with Kieron Costello to speak to Police Constable 4075 Abdool Rohomon. I had never met him previously and had no knowledge that he played any part in the running of Nakira.

I now produce exhibit number      reference number MS1 as evidence.



**Mark Swallow**

---

**From:** Mark Swallow  
**Sent:** 26 August 2020 10:07  
**To:** [REDACTED]  
**Subject:** NAKIRA-BUNA

CATALIN,

I am a Licensing officer from West Midlands Police covering the Birmingham area.

On 22.8.20 officers had occasion to visit the premises above in relation to potential breaches of the COVID 19 guidance. I would like to visit the premises and speak with yourself and the designated premises supervisor in relation to this visit.

Could you please provide a time when you would be available in the daytime at the premises either tomorrow or Friday in order that we can meet. Please respond to the email address above or phone 101 extension number 801 1795.

MARK SWALLOW.  
WEST MIDLANDS POLICE  
BIRMINGHAM LICENSING TEAM.

**WITNESS STATEMENT**

Crime Number: .....

**Criminal Procedure Rules, r 27.2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B**

URN

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Statement of: Pc Abdool Rohomon. BEM

age if under 18 Over 18 (if over 18 insert 'over 18')

Occupation: Police officer (4075)

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

Signature: .....



Date: 16/10/20

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

I am the above named Police officer, currently serving with West Midlands Police, for the last 29+ years, all based in Birmingham City Centre. For the last 18+ years I have been a Police Licensing officer, again based in Birmingham.

I hold qualifications in risk management, assessment, inspecting licensed premises, BiiAB level 2, foundation knowledge of the science of people movement.

This statement is in relation to a premise called Nakira, which is on Suffolk Street Queensway, Birmingham.

I am aware of the incident on the 22<sup>nd</sup> August, which has been fully detailed in the officers statements, and also the follow action taken by officers from the licensing team, and the emails sent, to the director.

I was also aware of the reason offered by the premise as to why they were open, in that the premises stated that they were open for maintenance, which was not believed by officers.

On my return to work on Monday the 28<sup>th</sup> September, officers from the weekend NTE patrol had emailed to indicate that they had found Nakira open at 00.40 hours on the 26<sup>th</sup> September, they had found people inside, silver nitrous oxide cannisters on the floor, drinks on the table, smell of cannabis.

Officers describe finding people upstairs in a VIP lounge, that someone had indicated it was their birthday, with no one claiming to be in charge.

When I received this I emailed Dexter Laswell ( he was showing to be the sole director the company that held the premise licence)

This email was sent on the 29<sup>th</sup> September (AR1) – requesting CCTV and a meeting to be held the next day.

No reply was received from this email.

At 09.37 hours on the 30<sup>th</sup> September I chased Dexter Laswell up about the email from the 29<sup>th</sup>, we knew he replied to the email address we had for him as he had replied to one my colleague Mark Swallow had sent. This was done via email (AR2)

No reply was received.

At midday on the 30<sup>th</sup> September (the time I had requested the meeting for) I was notified that two people were in the Police station to see me. I went into the office with my colleague mark Swallow, and two gentleman





presented themselves, claiming to be from Nakira

They identified themselves as Antonio Mankulu and Kieron Costello. Antonio stated he was the director of the company with Kieron as the DPS. This differed from companies' house records which only showed Dexter Laswell as the sole director of the company that held the licence. The DPS on the premise licence was not Kieron Costello.

Antonio claimed that Kieron had been at the premises on the night of the 26<sup>th</sup> and that he had left around 2200 hours. He had left as security were still there, and staff were cleaning up. When they were asked why we had found the premise open at 00.40 hours, Antonio claimed that the staff – with which he had statements from – claimed people had walked through the back door, they felt intimidated and left. When I asked why the Police had not been called if the staff were that scared he didn't give a reason.

I asked if he believed his staff and he said he did. I was rather surprised that an excuse of this nature had been said to us, considering that the last time we had found them open, another excuse with officers found implausible had been given. I did find the excuse given for the 26<sup>th</sup> September also to be implausible, especially as the Police had not been called, when that would have been expected if the staff had left the premises through fear.

I asked what Kieron's position was, and was told it was the DPS, he stated he had sent the forms off to the council but as he expected them to have been furloughed it may not have got through. He said he had tried several times and spoken to someone.

Antonio did show me companies house records for Nakira holdings limited, as he said he had bought the company off Dexter earlier in the year, it was explained he was not shown as a director of the company that held the premise licence.

They told me that the CCTV had been dropped off the day before by Antonio, when I asked how they knew about the meeting they said they had been forwarded the email from Dexter Laswell.

I took contact details in the form of mobile numbers before they left.

It is known that we then served an expedited review application against Nakira, with the interim steps meeting being held on the 1<sup>st</sup> October. Dexter Laswell, Antonio Mankulu and Kieron Costello were present, although the talking was mainly done by Antonio Mankulu.

I started to review the CCTV footage after it had been handed to us, which I have documented all the clips sent in (AR3).

What this showed in summary was staff appearing to remain on site, letting some people in through a clocked fire exit, someone appearing to collect a box of small cannisters from a car outside, people freely walking around, someone with a balloon to his mouth, people taking drinks from the lower bar.

This did not tally with the account that Antonio Mankulu had told or the committee.

There were gaps in the CCTV, so I called Antonio Mankulu at 15.01 on the 5<sup>th</sup> October. He did not answer but his voicemail came up where he said his name. I left a message for him to call me, left my number and also my email address – I had no reply

I tried again at 11.35 hours on the 6<sup>th</sup> October, again there was no reply but his voicemail did come up where he says his name. Again I left a message with my phone number and email address.

On the 5<sup>th</sup> October I was contacted by an officer in our criminal investigation team about an alleged assault at Nakira on the 24<sup>th</sup> September 2020. Initially she had the complaint down as Nakira – John Bright Street. I called the officer and asked her to clarify which premises it was as another premises on a different street used to be called Nakira. (AR4)

at 2 Bom

This officer later called me back and confirmed that it was Nakira on Suffolk Street Queensway. I was also sent a further email from the investigating officer describing the circumstances of the alleged assault. (AR5)

What was very concerning about the whole report was the fact that the IP told officers he was told **not** to call the Police or an Ambulance even though the top of his thumb had been severed. The IP also stated to officer that he knew the owner who he named as Dexter and provided a phone number. He stated he had been trying to contact Dexter but his calls had been ignored. The phone number that the IP gave to the investigating officers I have seen and can confirm is the same number we have for Dexter Laswell.

On the 7<sup>th</sup> October 2020 I was contacted by Carl Moore who told me he was now representing the premises. I sent an email to Carl asking for a CCTV plan, and additional footage, including the footage needed for the officers investigating the assault. (AR6)

Although I didn't receive a reply from that email I was subsequently notified that someone had left an envelope for me which turned out to contain more CCTV.

On checking this CCTV I did not contain all the CCTV that I had requested, including the footage for the date of the alleged assault. On the 12<sup>th</sup> October I sent another email to Antonio and Carl Moore asking for the CCTV (AR7)

I chased this up again on the 15<sup>th</sup> as no reply had been received (AR8).

On the 16<sup>th</sup> October a hearing was held as the licence holder had appealed the interim steps decision. During the questions one of the Councillors asked if the CCTV had been provided. Sarah Clover representing the premises deferred the question to Carl Moore, who stated that he thought it had been.

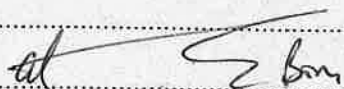
I had had no replies to the emails about the CCTV and had even chased again on the 15<sup>th</sup> October, to which Carl Moore was cc'd.

In case I had missed the CCTV on the file, I rechecked the memory stick and even did a time and date list of all the clips on the stick, and as I thought none of them correlated to the date for the assault or provided the missing CCTV times on the first memory stick. I sent this in an email to Antonio and Carl Moore (AR9).

I was sent a copy of the Covid 19 Risk Assessment on 12<sup>th</sup> August 2020. I have not been able to assess the contents of it to date, however I do note that the date it was signed would indicate that there wasn't one completed on either the visit date in August or the later date in September.

As a professional officer and very experienced Police Licensing officer I have no confidence in the management of these premises, they appear to have poor management and control of the premises and little understanding of what they should be doing,

 E. B. M.

 E. B. M.

## **Abdool Rohomon**

---

**From:** Abdool Rohomon  
**Sent:** 29 September 2020 09:32  
**To:** [REDACTED]  
**Subject:** Nakira - 25th - 26th Sept

Dear Dexter

Following officers intervention this weekend at Nakira, I need to see the CCTV for the premises for Saturday 26<sup>th</sup> Sept 20 between the hours of 2200 hours (on Friday 25<sup>th</sup>) to 0100 (on Saturday 26<sup>th</sup>).

I require this by the end of the day please, if you have any issues with downloading the cctv then DO NOT interfere or tamper with the system, we will seize and have it examined.

I would also like to see you tomorrow at 12 midday at the Police Station at the side of Lloyd House

Feel free to call if you wish

**Abs Rohomon. BEM**

**PC 4075 Rohomon. BEM**  
**BW Licensing**  
**Police headquarters**  
**Lloyd House**  
**Colmore Circus**  
**Birmingham**  
**B4 6NQ**

**Internal : 801 1631**  
**External : 0121 626 6099**

**West Midlands Police**  
**Tel. 101 Ext 8011627**

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## **Abdool Rohomon**

---

**From:** Abdool Rohomon  
**Sent:** 30 September 2020 09:37  
**To:** [REDACTED]  
**Subject:** FW: Nakira - 25th - 26th Sept

Dexter,

Can you confirm the below, we know you have responded to this email address before when officers from my office have contacted you

Please confirm

### **Abs Rohomon. BEM**

**PC 4075 Rohomon. BEM**  
**BW Licensing**  
**Police headquarters**  
**Lloyd House**  
**Colmore Circus**  
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**Abdool Rohomon**

---

**From:** Rebecca Dando  
**Sent:** 05 October 2020 08:05  
**To:** bw licensing  
**Subject:** Nakira Bar

Morning,

I have been allocated a report in regards to an assault that occurred at Nakira Bar, John Bright Street on 24/09/20 between 03:00hrs and 04:00hrs.  
The IP alleges he was assaulted by a doorman, whereby he was forcibly pushed and the door then forcibly shut on his hand, severing the IP's upper part of his thumb.

20BW/240246A/20 refers.

I understand that the premises have recently had their licence suspended, however I wondered if there would still be a way of obtaining this cctv?

Thanks

Becky

INVESTIGATION TEAM 3  
PERRY BARR CUSTODY SUITE  
HOLFORD DRIVE  
BIRMINGHAM  
B42 2TU  
TEL: 101 Ext: 8456083





## **Abdool Rohomon**

---

**From:** Abdool Rohomon  
**Sent:** 07 October 2020 11:14  
**To:** [REDACTED]  
**Subject:** Nakira

Carl,

Thank you for indicating you are representing Nakira. I have made calls to Antonio now two days in a row, and left messages with my email address asking for contact but had no reply.

He has sent me some CCTV footage

I require a plan of where the CCTV cameras are – as we feel there some missing and looking at the mezzanine level

There is gaps in the footage from 2230 to 2330 that was sent in

We also need footage from 2000 to 2200 hours for the

Front door  
Bar  
Mezzanine level  
Main floor area and also all fire exits

Our investigation teams are also investigating an assault on the 24<sup>th</sup> Sept between 0300 and 0400 hours. Need the front door and entrance as well fire exits

Can this be sent to us please

Abs

**Abs Rohomon. BEM**

**PC 4075 Rohomon. BEM**  
**BW Licensing**  
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## **Abdool Rohomon**

---

**From:** Abdool Rohomon  
**Sent:** 12 October 2020 15:39  
**To:** [REDACTED]  
**Subject:** FW: Nakira

Antonio,

Thank you for the additional footage

May be easier if I indicate the exact camera,

So camera 21 – the footage I have is from 2000 until 2100 hours  
I require from 2100 hours onwards – until officers attend at 00.40 hours

On the original memory stick you sent there were timings missing from 2230 until 2330 hours – I cannot see these on the stick you sent in

Also and this is for a separate investigation I have requested CCTV from the 24<sup>th</sup> Sept from 0300 to 0400, this needs to be on a different stick as this is for a criminal investigation

Please can you arrange this as a matter of urgency

Regards

**Abs Rohomon. BEM**

**PC 4075 Rohomon. BEM**  
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## **Abdool Rohomon**

---

**From:** Abdool Rohomon  
**Sent:** 15 October 2020 15:08  
**To:** [REDACTED]  
**Cc:** Rebecca Dando  
**Subject:** RE: Nakira

Antonio

Any response to the below please, the criminal investigating officer is chasing as it is holding up the investigation

Could you please come back to me with an update

### **Abs Rohomon. BEM**

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**BW Licensing**  
**Police headquarters**  
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**Subject:** Nakira

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## **Abdool Rohomon**

---

**From:** Abdool Rohomon  
**Sent:** 16 October 2020 14:25  
**To:** Antonio Ndombele [REDACTED]; 'car [REDACTED]  
**Cc:** Jennifer Downing; licensing authority  
**Subject:** Nakira  
**Attachments:** UNIFLOW-LH-PS1\_MFD4033\_2357\_001.pdf

Dear Mr Mankulu/Moore

Following on from this morning's hearing I can confirm that the CCTV that was sent in on the white memory stick (the second stick sent in) relates to images purely from the 25<sup>th</sup> September. I have checked again this afternoon and documented them (as attached) and can confirm they are all from this date, none relate to the date for the alleged assault (24<sup>th</sup> Sept)

I have sent you emails on the 12<sup>th</sup> and 15<sup>th</sup> of October to which I have had no reply, this details the CCTV that was required

Could you please respond accordingly to this

In terms of the supporting documentation, I will be in a position to email the documents to you on Monday, I will email them to both of you (if you want them to go elsewhere please let me know)

There are 3 Blue Rays discs for you – 2 are copies of your CCTV, which was indicated today you had – and the other is officers body worn footage

Please could you indicate where you would like the discs sent, so that can be arranged, if you don't want the discs of your cctv please let me know

Please note the discs are blue ray due to volume of data, the two with your images have a player included in the file which may need to be uploaded first to watch

I look forward to your response

**Abs Rohomon. BEM**

**PC 4075 Rohomon. BEM**  
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Sec 53 (a) application and  
additional reps



## PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing the form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary

### I - Superintendent 7005 Morris

(on behalf of) the chief officer of Police for the West Midlands Police area apply for the review of a premises licence under section 53A of the Licensing Act 2003

#### 1. Premises details: **Nakira**

Postal address of premises, (or if none or not known, ordinance survey map reference or description):

**Queensgate,  
121 Suffolk Street Queensway**

Post Town: **Birmingham**

Post Code (if known): **B1 1LX**

#### 2. Premises Licence details:

Name of premise licence holder (if known):

**RP Restaurant Ltd**

Number of premise licence (if known):

**3919**

#### 3. Certificate under section 53A (1)(B) of the Licensing Act 2003 (Please read guidance note 1)

I confirm that this is a certificate has been given by a senior member of the police force for the police area above that in his/her opinion the above premises are associated with serious crime or serious disorder or both, and the certificate accompanies this application.

(Please tick the box to confirm)





4. Details of association of the above premises with serious crime, serious disorder or both:  
(Please read guidance note 2)

The year 2020 has seen a Pandemic disease, referred to as Covid 19 infect vast swathes of the World, with the UK not being immune to its effects.

In March the UK Government had to take the extra ordinary step of closing down numerous operating premises, close schools, encourage people to work from home, all with the aim of stopping the spread of the virus, reduce the number of deaths and stop the infection rates.

Although the consequences for the country and the economy were considerable and far reaching this is what the UK Government had to do.

On the 4<sup>th</sup> July 2020, the UK government were able to start relaxing the lock down measures. This was not a return to normality but a start to allow businesses to reopen, and get the country operating again. The re-opening was assisted with guidance issued to the sectors that were being allowed to re-open.

For licensed premises, the guidelines were found in a document called "Keeping workers and customers safe during Covid 19, in restaurants, pubs, bars and takeaway services"

<https://assets.publishing.service.gov.uk/media/5eb96e8e86650c278b077616/working-safely-during-covid-19-restaurants-pubs-takeaways-240920.pdf>

This document has been revised, on the 14<sup>th</sup> June, 24<sup>th</sup> June, 3<sup>rd</sup> July, 9<sup>th</sup> July, 23<sup>rd</sup> July, 31<sup>st</sup> July, 12<sup>th</sup> August, 10<sup>th</sup> September, 11<sup>th</sup> September, 18<sup>th</sup> September and 24<sup>th</sup> September.

This guidance was designed to do one thing, to show how premises could open and what they would need to do, to do so safely and minimise any potential spread of the disease.

This document provided guidance in matters such as, risk assessments, queue control, social distancing, and noise control, no dancing, shouting, cleaning, as with other measures.

Cases and infection rates of Covid 19 began to rise again in various parts of the UK through September, resulting in areas having to issue local lock down rules. Birmingham was not immune to the increased numbers of Covid 19, and had to impose local lock down rules on the 15<sup>th</sup> September 2020.

On top of this the UK Government then imposed nationwide (England only) measures forcing all hospitality venues to close at 10pm and for everyone to be out of the building by 10pm. This was on top of any local lock down rules.

This has been widely publicised; to the point in recent weeks where there hasn't been a day without something in the news about it.

The UK Prime Minister – Boris Johnson addressed the UK through a TV broadcast, in which he emphasised the dangers of the disease coming back and that we had to stick to the rules to curb the growth in infections.

These premises came to the attention of the Police on the 22<sup>nd</sup> August 2020. Officers noted at 5am a large number of cars on the car park which is immediately adjacent to the premises, and a large gathering of people, both in the car park and by the emergency exit.



Officers tried to find out what was going on but people were being illusive and not assisting. The emergency exit door was briefly opened and then closed very quickly. Officers stated they were banging on the door to be let in but no one answered.

Eventually the door was opened and officers made their way inside. What they saw inside they described as a party going on, loud music, no social distancing, with about 50 people in a small room, and another 20 outside.

Officers have noted that they struggled to find anyone who would identify as being in control of the premises, a person did come forward inside the premises who said he was the cleaner but also the key holder.

When officers went back outside they identified a male who claimed to be the licence holder/manager. This man is not on the premise licence as either the DPS or PLH but indicated to officer he was the "boss". This male denied doing anything wrong, whilst indicating that they had no Covid risk assessment.

This person who claimed to be "the boss" then stated to officers that the premises was a restaurant, something that the officers saw no evidence of and even questioned as the cleaner had indicated that the food had been ordered in.

Officers from the Birmingham Central Police licensing team emailed the premise licence holder and a meeting was held at the premises on the 28<sup>th</sup> August 2020. The male that claimed to be "the boss" was also at the meeting with the Premise licence holder.

It was claimed that the people in the premises on the 22<sup>nd</sup> August were staff doing some maintenance. This was not believed by the officers, as there was too many people there, the way they were dressed and no maintenance being carried out.

An email was sent on the 28<sup>th</sup> August 2020 to the premise licence holder from the Police licensing officer. In this email advice was given, the website showing the guidance was included and to assist key points from that to be considered.

The CCTV was requested but no response has come back from the PLH.

On the 26<sup>th</sup> September 2020 at around 00.40 hours (the premises should have been shut and closed at 22.00 hours), officers noted that again there were a number of cars parked on the car park adjacent to the premises.

It was noted by officers that the side emergency exit door was ajar. Officers investigated in case it hadn't been locked properly or the premises broken into. As officers investigated they came across two males in the main public area of the club, sat on a sofa.

Officers describe them as showing signs of intoxication, they could smell cannabis in the air, and noted there were drinks on the table and silver nitrous oxide canisters strewn all over the place.

Other officers then describe finding another upstairs room, the lights being put on and a number of people in this room. Evidence was seen of alcoholic drinks on the tables, no social distancing by the groups. Again officers noted that there were the silver nitrous oxide canisters on the floor.

Officers have noted that they were approached by a female who indicated it was her birthday party and that is why they were celebrating. From this it is clear that an event was taking place in the premises, and that there is potential financial gain by the premises.

This party contravenes Covid restrictions, and the rule of six, and also the fact that people were still in the premises at 00.40hours.

It was noted by officers that as people left they automatically went towards the rear fire exit to leave the premises, almost as if it was known that was how you left the premises.

Officers have noted with concern and disgust about how this premise has been found operating, in what they say are clear breaches of the Covid regulations.

There has been little to no engagement from the PLH, even after engagement from the Police licensing team. When officers have found the premise open with people inside there is no control, they have struggled to identify anyone in control of the premise. This is very concerning considering the way the country is struggling to deal with this pandemic.

The infection rate in Birmingham continues to rise, as of the 29/9/20 it has risen to 145.1 per 100,000, compared to last weeks figure of 96.2.

It is imperative that hospitality trade comply with the rules set down, to curb the growth of the disease.

Covid 19 is a worldwide virus, that has seen many people die, articles in the press have shown that deaths unfortunately have surpassed 1 million people .

It is an infectious disease which is spread as a result of activities carried out by people. This explains the reason for measures such as social distancing.

The risk of spreading infections is deemed a "public nuisance". In the case of R v Rimmington and Goldstein (2005) UKHL.63, it quoted the leading modern authority on public nuisance as Attorney general v PYA Quarries Ltd (1957) 2 QB 169.


The case quotes "a person is guilty of a public nuisance (also known as a common nuisance) who (a) does an act not warranted by law, or (b) omits to discharge a legal duty, if the effect of the act or emission is to **endanger the life, health, property, morals** or comfort of the public, or to obstruct the public in the exercise or enjoyment of rights common to all Her Majesty's subjects" (Rimmington at [3]).

Public nuisance is a common law offence which carries an offence of life imprisonment. It is WMP's stance that a serious crime under the definition in RIPA has been fulfilled on the above facts.

"Serious crime" is defined by reference to S.81 of RIPA Act 2000. An offence for which an adult could reasonably be expected to be sentenced to imprisonment for a period of 3 years or more.

West Midlands Police are concerned that the actions of this premise are contributing to the spread of the virus, they are ignoring the rules set to help reduce the threat of this virus, which places both its customers, staff in danger and threatens their safety, which then widens to the safety of their families and the communities they live in.

Signature of applicant:





Date: 24/9/20

Rank/Capacity: Superintendent 7005 Morris

Contact details for matters concerning this application: BW Licensing

Address: Licensing Dept c/o Birmingham West and Central Police Station, Birmingham

Telephone Number(s): 0121 626 6099

E-mail - bw\_licensing@west-midlands.police.uk

Notes for guidance:

1. A certificate of the kind mentioned in the form must accompany the application in order for it to be valid under the terms of the Licensing Act 2003. The certificate must explicitly state the senior officer's opinion that the premises in question are associated with serious crime, serious disorder or both.

Serious crime is defined by reference to section 81 of the Regulation of Investigatory Powers Act 2000. In summary, it means:

- conduct that amounts to one or more criminal offences for which a person who has attained the age of eighteen and has no previous convictions could reasonably be expected to be sentenced to imprisonment for a term of three years or more; or
- conduct that amounts to one or more criminal offences and involves the use of violence, results in substantial financial gain or is conduct by a large number of persons in pursuit of a common purpose.

Serious Disorder is not defined in legislation, and so bears its ordinary English meaning.

2. Briefly describe the circumstances giving rise to the opinion that the above premises are associated with serious crime, serious disorder or both.

# **West Midlands Police**

## **CERTIFICATE UNDER SECTION 53A (1)(B) OF THE LICENSING ACT 2003**

I hereby certify that in my opinion the premises described below are associated with serious crime and disorder

**Premises: Nakira**

**Premise Licence Number: 3919**

**Premise Licence Holder: RP Restaurant Ltd**

**Designated Premise Supervisor: Mr Anton Gasparov**

**I am a Superintendent in West Midlands Police.**

I am giving this certificate because I am in the opinion that the procedures under the Licensing Act are inappropriate in this case because the standard review procedures are thought to be inappropriate due to the seriousness of the crime, and the serious management failings of the premises concerned.

The actions of the premise took in deciding to be open have placed an unnecessary risk to the health of individuals, families and local communities, at a time when the country is experiencing a national emergency. This is causing a public nuisance.

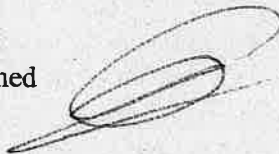
Public nuisance is a serious crime and combined with the national threat the Covid 19 possesses, it warrants the use of this power.

I have considered the use of the normal review procedure but I do not feel this would be appropriate in these circumstance due to the above reasons, and the fact that to maintain the licensing objective of preventing crime and disorder the normal review procedure would not be sufficient.

The severity of the incident is a matter that needs to be brought to the attention of the Licensing Committee immediately.

I am conscious of the guidance on the use of "Expedited Reviews" and given the emphasis that is given to use of this power to tackle serious crime and disorder, my feelings that this process is deemed appropriate are further enforced.

Signed



7.2.25

## **Abdool Rohomon**

---

**From:** Abdool Rohomon  
**Sent:** 13 October 2020 09:33  
**To:** licensing authority  
**Subject:** Nakira

Dear Licensing Authority

West Midlands Police have submitted an expedited review application for the above premise and wish to submit the following additional representation

Between the hours of 0300-0400 on the 24<sup>th</sup> September an alleged assault took place at the premise, as a result of which the victim has had his thumb severed off. The victim has indicated to investigating officers that he was told not to call the Police or an Ambulance and was taken out of the fire exit by friends and conveyed to hospital in a car.

The victim has provided investigating officers a name of an individual involved – who is claimed to be a door supervisor. These details match the details of a male that officers engaged with on the 22<sup>nd</sup> August, and at that time that person claimed to be a cleaner not a door supervisor

Requests for this CCTV have been made to the premises

Officers have also been supplied with additional CCTV from the premise, in that CCTV it appears to show that the premise is engaged in the smoking of Shisha inside the main area, which would not be compliant with the Health Act 2006.

It also shows none compliance with covid measures as people are freely moving around, people not wearing masks.

The covid risk assessment dated the 29<sup>th</sup> September has been supplied which raises concerns as to when it was done and the content it shows being enforced.

CCTV from the 25<sup>th</sup>/26<sup>th</sup> September has also been viewed and documented, it shows what is believed to be staff allowing people in through a fire exit, it does not show staff leaving in fear. This was the reason given by officers during a meeting after the incident.

It shows people freely moving around the premises, person using a balloon (which is widely used for the consumption of nitrous oxide), someone bringing out with them what looks like a birthday cake box (which an officer also comments on in the body cam footage), people going to the bar downstairs.

Extra footage has been requested as there are gaps in the original footage and for other areas.

Supporting documentation will be provided prior to the hearing

Regards

**Abs Rohomon. BEM**

**PC 4075 Rohomon. BEM**  
**BW Licensing**  
**Police headquarters**  
**Lloyd House**  
**Colmore Circus**  
**Birmingham**  
**B4 6NQ**



# Email and investigation log

20BW/240246A/20

## Abdool Rohomon

---

**From:** Rebecca Dando  
**Sent:** 05 October 2020 12:47  
**To:** Abdool Rohomon  
**Subject:** 20BW/240246A/20- Nakira

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

Hello,

The details of the offence are:

20BW/240246A/20- S.20 Assault

Location: Nakira Lounge, Suffolk Street

Date/ Time: Approx 03:00-04:00hrs, 24/09/2020.

Circs: BMT the victim has left the location to "do something". A short time later he has returned, and has gone through the main door to reception. Upon trying to get through the small door to the club, victim has been refused entry by the doorman. He states there was no reason for this. At this point, the doorman has started to push him, and said "Let's go outside". The victim has resisted by grabbing hold of the main door and the doorman has forcibly closed the door, causing the victim to sever his thumb. Others have come to help the victim whereby he has been taken to the office and given first aid.

The victim has stated he was told not to call the Police or an ambulance and was taken out by a friend via the rear of the premises which leads to a car park.

The victim is an IC3 male, about 5ft 10, muscular build, wearing a grey top/grey overcoat, blue/white cap and white shoes.

He initially entered the premises with his friends at about 11pm.

The victim has also stated he contacted the owner of the club (Dexter- [REDACTED]) as he knows him personally however has now been ignoring his calls.

The victim was provided with the details of Mr [REDACTED] Rasni as the doorman involved and he is apparently employed by [REDACTED]. He described him an IC3, taller than himself so 5ft10 +, muscular build with dreadlocks.

Please can you assist with the cctv for this?

Thanks

Becky

PSI 55793 Rebecca Dando | Force CID Investigation Team 3  
West Midlands Police  
T: 101 (ext. 845 6083)

**Preventing crime, protecting the public and helping those in need.**

If it's not 999, search WMP Online





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# WEST MIDLANDS POLICE

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## INVESTIGATION LOG

"UNDETECTED"

Offence / Incident No. 20BW/240246A/20

### OFFENCE / INCIDENT DETAILS

Status	VALIDATED
Offence Code	OF61200
Offence Address	INFLECTING GBH WITHOUT INTENT NAKIRA BAR&GRILL, 74, JOHN BRIGHT STREET, BIRMINGHAM, WEST MIDLANDS B1 1BN
Committed	24/09/2020 03:00:0024/09/2020 04:00:00
Neighbourhood	BW BIRMINGHAM CITY CENTRE

### Investigation Log

GENERAL LOG ENTERED BY SPRIGG\_0334, ON 04 OCT 2020 AT 12:22:07:  
THIS REPORT HAS BEEN TAKEN OVER THE TELEPHONE AS PART OF AN INITIAL  
INVESTIGATION.

LOG NO: 3600-01/10/2020

SUSPECT DETAILS: BOUNCER GAVE HIS NAME AS MR [REDACTED] RASNI- HE WORKS FOR  
[REDACTED]

WITNESS DETAILS: UNKNOWN

CIRCS: BETWEEN 03.00-04.00 ON THURSDAY THE 24TH SEPTEMBER 2020, THE VICTIM HAD  
LEFT NAKIRA BAR TO DO SOMETHING IN HIS WORDS, HE STATES THAT HE THEN WENT TO  
GO BACK INSIDE.

HE STATES THAT HE HAS GONE THROUGH THE MAIN DOOR TO RECEPTION AND AS HE HAS  
TRIED TO GET THROUGH THE SMALL DOOR TO THE CLUB, THE OFFENDER HAS REFUSED HIM  
ENTRY. HE STATES THAT HE DID NOT GIVE HIM ANY REASON WHY HE WAS REFUSING HIM  
AND STARTED TO PUSH HIM SAYING "YOU'RE NOT GETTING IN."

HE STATES OFFENDER HAS PROCEEDED TO SAY "LET'S GO OUTSIDE" AND VICTIM HAS

Date: 07-OCT-20 14:44:22 Oracle User: JONES\_55410

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## WEST MIDLANDS POLICE

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### INVESTIGATION LOG

VALIDATED

OF61200

RESISTED BY GRABBING HOLD OF THE MAIN DOOR WHICH OFFENDER HAS CLOSED FORCEFULLY CAUSING THE VICTIM TO HAVE THE TOP HALF OF HIS LEFT THUMB SEVERED .

THE VICTIM STATES OTHERS HAVE COME TO HIS AID AND HELP HIM INTO THE CLUB AND TOOK HIM TO THE OFFICE WHERE THEY HAVE TRIED TO BANDAGE AND HE STATES HE HAS ALSO GOT THE PART THAT WAS SEVERED IN A GLASS .

HE STATES THAT HE WAS TOLD NOT TO CALL POLICE OR AMBULANCE AND HIS FRIEND HAS TAKEN HIM TO QE VIA REAR OF PREMISES WHICH LEADS TO CARPARK.

HE STATED THAT HE WAS TREATED THERE HOWEVER DUE TO REQUIRING SPECIALIST TREATMENT HE WAS THEN REFERRED TO JOHN RADCLIFFE NEAR TO HIS HOME

HE STATES THAT HE HAS NOW LOST PART OF HIS THUMB AND IS LEFT WITH A PERMANENT LIFE INJURY.

HE HAS STATED THE FOLLOWING ; HE STATES THAT HE REGULARLY ATTENDS THIS LOCATION WITH FRIENDS AND HE HAS BEEN PROVIDED THE NAME OF THE OFFENDER , HOWEVER HAS ALSO STATED THAT THE OFFENDER KNOWS HIM AS A REGULAR CUSTOMER .

HE STATES THAT HE HAS CONTACTED THE CLUB OWNER VIA MOBILE AS HE IS ALSO KNOWN TO HIM PERSONALLY WITH REGARDS THIS INCIDENT, HOWEVER HE IS NOT RESPONDING TO HIS MESSAGES ANY MORE THEREFORE HE HAS CONTACT THE POLICE TO DEAL WITH THIS MATTER

HE STATES THE LATENESS FOR REPORTING IS DUE TO ATTENDING HOSPITAL APPOINTMENTS AND HAD 5 HOUR SURGERY TO REPAIR HIS THUMB.

Date: 07-OCT-20 14:44:22      Oracle User: JONES\_55410

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## WEST MIDLANDS POLICE

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### INVESTIGATION LOG

VALIDATED

OF61200

INJURIES SEVERED THUMB :

GENERAL LOG ENTERED BY SPRIGG\_0334, ON 04 OCT 2020 AT 12:23:59:  
CCTV:THIS WILL NEED TO BE CHECKED .

THE VICTIM HAS PROVIDED THE FOLLOWING TO ASSIST WITH CCTV ENQUIRIES .

HE STATES HE ENTERED THE CLUB AT APPROX. 23.00 HOURS ALONG WITH FRIENDS AS  
FOLLOWS .

HE DESCRIBES HIMSELF AS  
IC3 MALE 5FT 10 . MUSCULAR BUILD WEARING GREY TOP/ GREY OVERCOAT, BLUE/WHITE  
SNAPBACK CAP WHITE SHOES

HIS FRIENDS 2

1 2 IC3 MALE 6FT 2 PONYTAIL

2- IC3 MALE SHORT BRAIDED HAIR 2 WEARING WHITE TOP

3- IC3 MALE TRACKSUIT TYPE JACKET

WHAT OUTCOME DOES THE IP WANT: SUPPORT PROSECUTION

MEDICAL CONSENT 2 YES

Date: 07-OCT-20 14:44:22

Oracle User: JONES\_55410

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## WEST MIDLANDS POLICE

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### INVESTIGATION LOG

VALIDATED

OF61200

GENERAL LOG ENTERED BY SPRIGG\_0334, ON 04 OCT 2020 AT 12:25:39:  
VICTIMS CODE COMPLIANCE: YES, FULLY COMPLETED AND FURTHER REFERRALS DECLINED

COMPLETED ENQUIRIES: AS ABOVE  
EMAIL TO LICENCING

OUTSTANDING ENQUIRIES:  
VICTIM HAS PROVIDED NAME FOR OWNER AS DEXTER . MOBILE NUMBER [REDACTED]

CCTV - NAKIRA BAR, 74 JOHN BRIGHT STREET, BIRMINGHAM, B1 1BN  
CONTACT WITH SECURITY COMPANY TO IDENTIFY OFFENDER

SAFEGUARDING ISSUES: THE VICTIM HAS BEEN ADVISED NOT TO FOLLOW THIS UP HIMSELF  
AND THAT POLICE WILL MAKE ENQUIRIES , HE HAS BEEN MADE AWARE THAT IF HE DOES HE  
WILL BE INTERFERING WITH THE INVESTIGATION

INV / FILING RATIONALE: FOR SECONARY INVESTIGATION

SPRIGG\_0334 CONTACTED [REDACTED] ON 04 OCT 2020 AT 12:27:03 BY TEXT MESSAGE TO  
NUMBER [REDACTED]

Date: 07-OCT-20 14:44:22      Oracle User: JONES\_55410

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## WEST MIDLANDS POLICE

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### INVESTIGATION LOG

VALIDATED

OF61200

GENERAL LOG ENTERED BY KHAN\_9414 - SUPERVISOR, ON 04 OCT 2020 AT 14:48:15:  
INV DANDO,

PLEASE SECURE CCTV ASAP.

THE PROGRESS OF THIS MATTER WILL DEPEND ON THE CCTV.

GENERAL LOG ENTERED BY DANDO\_55793, ON 05 OCT 2020 AT 08:05:48:

I AM AWARE THAT NAKIRA BAR RECENTLY HAD THEIR LICENCE SUSPENDED. I HAVE EMAILED LICENCING TO SEE IF IT WILL STILL BE POSSIBLE TO OBTAIN THE CCTV

DANDO\_55793 CONTACTED [REDACTED] ON 05 OCT 2020 AT 11:05:49 BY TELEPHONE CALL TO MOBILE NUMBER [REDACTED]. I have spoken to the Ip and introduced myself as OIC.

He confirmed that it was Nakira lounge on Suffolk Street that the incident happened at, not Nakira Bar and Grill on John Bright Street.

He states that he has been to the premises numerous times before and whilst he does not know the doorman involved that well, he has seen him there before, and was able to obtain his details from someone he knows.

The IP will email me some photos he has of his images.

DANDO\_55793 CONTACTED [REDACTED] ON 05 OCT 2020 AT 11:06:59 BY EMAIL [REDACTED]. Dear Trevis Madzima

As per our telephone conversation, please can you send any images you have of your injuries to me at [r.dando@west-midlands.pnn.police.uk](mailto:r.dando@west-midlands.pnn.police.uk)?

If you need to know more about this case or you become aware of further information that may help investigate this crime please contact me by reply, or telephone, quoting the crime reference number.

Kind Regards,

Date: 07-OCT-20 14:44:22

Oracle User: JONES\_55410

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## WEST MIDLANDS POLICE

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### INVESTIGATION LOG

VALIDATED

OF61200

PSI 55793 Rebecca Dando

West Midlands Police  
Tel. 101, extn 845 6083

Website: [www.west-midlands.police.uk](http://www.west-midlands.police.uk)  
Twitter: [www.twitter.com/wmpolice](https://www.twitter.com/wmpolice)  
Facebook: [www.facebook.com/westmidlandspolice](https://www.facebook.com/westmidlandspolice)  
YouTube: [www.youtube.com/westmidlandspolice](https://www.youtube.com/westmidlandspolice)

GENERAL LOG ENTERED BY DANDO\_55793, ON 05 OCT 2020 AT 11:09:21:  
PRIOR TO MY PHONECALL TO THE IP, I SPOKE WITH PC ROHOMON FROM LICENSING. HE  
INFORMED ME THAT THERE WAS A NAKIRA ON JOHN BRIGHT STREET AND ONE ON SUFFOLK  
STREET QUEENSWAY. IT IS THE LATTER ONE THAT HAD ITS LICENSCE SUSPENDED.

GENERAL LOG ENTERED BY DANDO\_55793, ON 05 OCT 2020 AT 11:51:40:  
IP HAS SENT ME 2 SHORT VIDEOS SSHOWING HIS INJURIES THAT WERE CLEARLY TAKEN  
JUST AFTER THE INCIDENT.  
THEY CLEARLY SHOW THE TOP PART OF THE IPS THUMB HAS BEEN SEVERED.

HE HAS ALSO SENT ME A STILL IMAGE OF HIS HAND THAT HAD BEEN TAKEN AFTER HIS  
SURGERY.

I HAVE UPLOADED ALL OF THESE ONTO EVIDENCE.COM UNDER THE CRIME REFERENCE  
NUMBER.

GENERAL LOG ENTERED BY DANDO\_55793, ON 05 OCT 2020 AT 12:46:57:  
I HAVE SENT THE DETAILS OF THE OFFENCE TO PC ROHOMON AT LICENSING WHO WILL  
MAKE ENQUIRIES AT THE LOCATION REGARDING CCTV.

\*\*\* End of Report \*\*\*

Date: 07-OCT-20 14:44:22

Oracle User: JONES\_55410

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# CCTV time line

## Cameras

Out front right

Cam 4

Lobby Area

Cam 9

Cam 16

Cam 19

Cam 22

Office lobby

Clip ref	date	time	Camera title	contents
1_02_H_20092522000	25-Sep	2200	Out Front right	
		22.01.14		flower seller leaves front door - turns right
		22.01.36		anon male goes to front door up stairs out of sight
		22.01.55		same male comes back down stairs
		22.02.3		same male joined by a very tall male. go back up front door steps
		22.02.49		third male to the front of the steps
		22.03.17		3 males walk back off steps, head towards car park
		22.03.36		male 1 runs back to the front door and then turns around
				this group and other turn into car park entrance
		22.05.01		another male comes to the front door
		22.06.08		same male comes back down stairs from front door
				with another male in a cap
				they walk off (their right) and turn into car park
				clip ends
		2215		
2_02_H_200925221500	25-Sep	2215	out front right	
		22.17.43		3 females walk out - 2 together and the other on her own
				2 females together walk towards camera, one is carrying bottle and cup
				female on her own has very long hair, and is on the phone
				can see another female in door way pop her head out
				small car pulls up
		22.18.08		female with long hair and still on phone goes to n/s passenger side
				on and off the phone, appears to engage with occupants of the car
				female is handed something from the car, turns back to the front door
		22.21.33		goes up steps and is carrying a small box
				drops a small item/cannister on the floor by steps
				bends down to pick it up
				Walks back up steps to the front door
		22.23		same female walks back down steps appears on phone (right hand)
				left hand is clasped tightly into her body
				turns right towards car park entrance
				clip ends
		2225		

3_02_H_200925232905	25-Sep	2329	out front right	nothing of evidential value
4_02_H_2009260000313	26-Sep	0005 am	out front right	nothing of evidential value
5_02_H_200926000903	26-Sep	0009 am	out front right	shows difference between shop (next door) and entrance to c/park small step visible to the right bottom of the road work sign male in dark clothing walks from the car park - can see him go past small step walks to the front, up the steps to front of the premise same male walks back down steps, walks to the car park and turns right into it. clip ends
6_02_H_200926001839	26-Sep	00.18.43am	out front right	nothing evidential does show more detail of the difference to car park entrance and shop entrance can see cars pulling into the car park clip ends
7_02_H_200926003000	26-Sep	00.30am 00.35.24 0036am	out front right	Police van pulls into the car park clip ends
8_02_H_200926003842	26-Sep	0038am 00.38.44	out front right	show cars pulling off car park can just see lower half of people bodies as they walk away distant



9_02_H_200925220000	25-Sep	2200 Cam 4	female by front door - later seen to be dor supervisor flower seller leaves female door supervisor locks the front door Male in cap, unloks front door and leaves4 (Same male is in clip 22.06.08 on 1_02_H) female door supervisor checks outside and then bolts door shit finishes
		22.00.06 22.01.00  22.06.07  22.06.20 22.15	
10_04_H_200925221500	25-Sep	2215 Cam 4	male with beanie/woolen hat can be seen, has doorstaff badge holder on left arm female with long hair on phone (same as female in clip 22.17.43 on 2_02_H) leave via the front door two other females behind her female in dark clothing, goe sout of door stays by steps an looks around same female comes bck in, door is left unlocked clip finishes
		22.16.32 22.17.31  22.17.36 22.17.48  22.18.12 22.25	
11_04_H_200925232905	25-Sep	23.29 Cam 4	Nothing noted clip finishes
		23.33.30	
12_04_H_200926000513	26-Sep	00.05.15am Cam 4	Nothing noted clip finishes
		00.06.30am	
13_04_H_200926000903	26-Sep	00.09.05am Cam 4	Nothing noted clip finishes
		00.16.01am	

14_04_H_200926001839	26-Sep 00.18.40am	Cam 4	Nothing noted clip finishes
	00.30.00am		
15_04_H_200926003000	26-Sep 00.30.00am	Cam 4	Nothing noted clip finishes
	0.36.01am		
16_04_H_200926003842	26-Sep 00.38.45am	Cam 4	Police officer walks in and out through the side door
	00.43.30		clip finishes
	01.00.00am		
17_07_H_200925220000	25-Sep	22 Lobby area	People walking around
	22.00.46		Disco lights going/people not wearing masks
	22.00.36		See flower seller leave
			female that appears to be the same female is in clip 2_02_H @ 22.17.43
			she bends down with something in her hand
			walks into the club
			Staff walking around with trays
			other people walking around - no masks
	22.02.00		people still inside premises
	22.09.00		people continue to move around - no evidence they are leaving - no masks
			female with long hair comes back
			collects what was put on the floor
			appears to be a phone
			sits in one of the booths
			Disco lights still on
	22.10.20		Male walking around with a drink in his hand
	22.11.30		can see people in the top of the screen
			female with long hair is joined by two other females
			appears to be waitress has a pad in her back pocket





20_07_H_200926000513	26-Sep 00.05.18 00.06.07 00.06.31	Lobby area	Male walks through Male walks back clip finishes
21_07_H_200926000903	26-Sep 00.09.07 00.09.19 00.09.22  00.09.58 00.10.25 00.11.30 00.13.00 00.13.46  00.15.46 0.16	Lobby area	females walks from bottom screen ot top see feet in top of screen Male walks in from bottom of screen has balloon in his hand, raises to face balloons are what people use to inhav nitrous oxide Another male walks top to bottom female follows male and female walk from bottom to top different male walks through (top to bottom) male walks (top to bottom) walks back - appears to be carrying to glasses pours one into another 2 females, 1 male come from top to bottom, stay in camera shot clip ends
22_07_H-200926001839	26-Sep 00.18.40 00.19.15  00.21.47 00.22.55  00.25.16 00.26.44 00.28.08 00.29.31 0.3	Lobby area	2 males walk through - bottom to top male to the right has a bottle in right hand person in a puffy jacket - enters top and goes left re-appears - another male walks in from top see another person in top of screen go and sit in a booth movement top of screen by booths 2 females walk through top to bottom females walk back male seen several times before walks through again finish

23_07_H-20092600300	26-Sep	0.3 Lobby area 0.31 00.32.18 00.34.30 0.36.05 0.36	Male walks back male big puffer jacket walks through (top to bottom) walks back male walk (top to bottom) carrying bottle in his left hand Male steps into shot clip ends
24_07_H-200926003843	26-Sep	00.38.40 Lobby area 00.43.15 00.44.05 1	Police arrive in building dispersal female carrying large white box circa 20 people leave clip ends
25_09_H-200925220000	25-Sep	22 Cam 09 22.05.20 22.06.45 22.12 22.14.01 22.15	People standing at rear fire exit people leave from rear fire door people still hanging around the rear fire door people leave through the fire door - other people do not disperse people have left area people still leaving through the fire door clip ends
26_09_H-200925221500	25-Sep	22.15.01 Cam 9 22.19.34 22.24.26	People leaving via rear fire exit People leaving via rear fire exit clip finishes
27_09_H-200925232905	25-Sep	23.29.05 Cam 9	nothing of note
28_09_H-200926000513	26-Sep	00.05.11 Cam 9	nothing of note
29_09_H-200926000903	26-Sep	00.09.11 Cam 9 0.11.01 00.16.01	male comes to back door onto phone walk off and around wall to the right finishes

30_09_H_200926001839	26-Sep 00.18.51 00.29.58	Cam 9	nothing of note clip finishes
31_09_H_200926003000	26-Sep 00.30.01 00.36.07	Cam 9	nothing of note clip finishes
32_09_H_200926003843	26-Sep 00.38.49 00.44.46 00.45.05	Cam 9	People start appearing from behind the right hand wall female with white box can be seen in top line of the screen not leaving through the door that people had left before clip ends
33_16_H_200925220000	25-Sep 22.00.01  22.01.01  22.11.10 22.14.59	Cam 16	female that is seen in clips 10_04_H_@22.17.48 and in 2_02_H_@ 22.17.43 is seen behind the bar she has a distinctive bangle/pouch on her left wrist, she appears to be staff can see people walking around through the bar screens people walking around, see through screens 1 appears to have bottle in his hand clip ends
34_16_H_200925221500	25-Sep 22.15.01 22.17.25  22.24.27	Cam 16	see people walking around people by the big chair in top of screen disco light still going clip ends
35_16_H_200925232905	25-Sep 23.29.06 23.29.56 23.31.05  23.33.31	Cam 16	Bar in darkness see people/person walking around by big chair - top middle male with a coat (possible sleeveless into shot from top middle, disappears out of shot same male believed to be seen several other times in different camera shots clip ends
36_16_H_200926000513	26-Sep 00.05.11 00.06.31	Cam 16	nothing of note clip finishes



37_16_H_200926000903	26-Sep 00.09.02	Cam 16	clip opens - male seen in 35_16_H is behind the bar (Same style jacket) has a balloon in his left can see a female and male walk top middle out of shot bar side door opens, male walks in, bends down and picks up something, appears to be a bottle ( he has a distinctive top on) as walks out of door appears to be another person behind the door can see two people walk into shot top middle on wearing a distinctive top - pattern on the back male with sleeveless jacket walks into the bar through the side door, he has a long thing dangling from his left hand pocket gets a drink from the bar, pours into a glass he puts a long thin thing into his mouth as he pours drink see two people come into view from top and disappear behind pillar someone by screen to the right of the bar clip ends
	00.10.03		
	00.13.06		
	00.15.49		
	00.16.01		
	00.16.02		
38_16_H_200926001840	26-Sep 00.18.42	Cam 16	clip opens male with sleeveless jacket behind bar with another male gets drinks from bar both leave bar people appear by screen top middle two females walk into the bar one in a coat has a glass in left hand - CCTV skips and then shows something being poured into the glass females left the bar clip ends
	00.19.07		
	00.23.01		
	00.26.53		
	00.28.03		
	00.29.59		

39_16_H_200926003843	26-Sep 00.30.10 00.31.30	Cam 16	someone walks into the bar area through the side door male with a big puffer coat on, the other male with sleeveless coat also walks in bend down to the fridge both leave clip ends
	00.36.07		
40_16_H_200926003843	26-Sep 00.38.45	Cam 16	Police officers in the building
41_19_H_200925220000	25-Sep	22 Cam 19	nothing of significant note some people moving around clip ends
	22.15		
42_19_H_200925221500	25-Sep	22.15 Cam 19	two girls standing together mobile phones being used, flashes from phones clip ends
	22.24.25		
43_19_H_200925232905	25-Sep 23.29.08 23.33.30	Cam 19	nothing of note clip finishes
44_19_H_200926000513	26-Sep 00.05.20 00.06.25	Cam 19	nothing of note clip finishes
45_19_H_200926000903	26-Sep 00.09.11 00.16.02	Cam 19	nothing of note clip finishes
46_19_H_200926001840	26-Sep 00.18.39 00.29.59	Cam 19	nothing of note clip finishes
47_19_H_200926003000	26-Sep 00.30.01 00.36.05	Cam 19	nothing of note clip finishes

48_19_H_200926003842	26-Sep 00.38.43 00.59.59	nothing of note clip finishes
49_22_H_200925220000		no data on stick
50_22_H_200925220001	25-Sep 22.00.04 22.14.59	exit with furniture and other items in it
51_22_H_200925221500	25-Sep 22.15.01 22.19.18	male appears in shot has to remove articles that a blocking the door unbolts the door from the top and opens it two people walk in very calmly one is a very tall male - who appears to be same male as 1_02_H @22.02.20 onwards another male then runs in and the door is closed clip ends
52_22_H_200925232905	25-Sep 23.29.10 23.33.31	nothing of note clip finishes
53_22_H_200926000513	26-Sep 00.05.20 00.06.31	nothing of note clip finishes
54_22_H_200926000903	26-Sep 00.09.01 00.16.01	nothing of note clip finishes
55_22_H_200926001840	26-Sep 00.18.41 00.29.59	nothing of note clip finishes



56_22_H_200926003000	26-Sep 00.30.01 00.34.50	Cam 22	male comes to the back door carrying a bottle tries to open it using push bar ends (doesn't appear to have middle bar attached) un bolts the top opens and leaves, leaving door slightly open clip ends
57_22_H_200926003842	26-Sep 00.38.43 00.44.07 00.59.59	Cam 22	door is more open from end of previous clip male with sleeveless jacket and long thing dangling from pocket appears and closed the door disperal of people from inside appears to be 10 males 12 females including female with what appears to be a cake box some of the furniture has to be moved at points by people so they can get through Police officers in attendance clip finishes
58_26_H_200925220000	25-Sep 22.00.01 22.00.18 22.04.16 22.04.57 22.10.54 22.11.50 22.15	Office lobby	small lobby - with door showing fire exit, running man sign and push bar female with long hair in the door way female with something on her left wrist alos appears from another door, she is holding a tray would appear to be staff two females walk in, and then walk out walk back in with male that appears to have sleeveless jacket and long thing dangling from pocket appears to be same male as on pevious clips - would appear to be staff as has access to office lobby female walks in goes into a door on right two other females in corridor, one with thing on left wrist, female that walked in at 22.10.54 walks aout with a glass clip ends

59_26_H_200925221500	25-Sep	22.15 Office lobby 22.19.10	<p>staff walk in and out - with trays</p> <p>male in cap walk out from room on the left, to the rear fire door does something with the door, but does not push the push bar to open it, he appears to unhook something to open the door can see him move furniture that is blocking the route same male walks back in and goes into the left room, where a female member of staff comes out very tall male walks through fire exit door, and another male with a mask around his chin they walk through door to main club area</p> <p>3rd male also comes through</p> <p>same group that are seen 51_22_H @ 22.19.18</p> <p>this indicates that the final door which was blocked with furniture is a fire door as the previous door is marked fire door</p> <p>more people come into lobby area, not challenged so would indicate staff clip ends</p>
60_26_H_200925232905	25-Sep	23.29.06 office lobby  23.30.57 23.31.11 23.33.30	<p>fire door is now closed</p> <p>male with mask under chin that had come in at 59_26_H @ 22.19.10 from door on the right and walks out of office lobby through door</p> <p>same male walks back in and goes through same door he had come out of before</p> <p>male with sleeveless coat and long things hanging from left pocket also comes in and goes into same door other male had gone into clip ends</p>
61_26_H_200926000513	26-Sep	00.05.23 office lobby 0.06.03 00.06.31	<p>sleeveless coat male walks in again, goes into same room as before</p> <p>walks out again</p> <p>clip ends</p>

62_26_H_200926000903	26-Sep 00.09.14	office lobby	female, and same male as above walk out of door to the left, male who appears to be male with sleeveless jacket has balloon in hand and brings to mouth as they leave the door male with distinctive pattern on back of shirt walks in and goes to door on the right female with handbag over shoulder enters and also goes to door on right both leave female is carrying something in her hand male walks in and goes to door on the right, doesn't appear to be carrying anything same male walks back out and has an object in his right hand, appears to be a can male with sleeveless coat walks in and goes to door on right walks out with something in his hand door opens but clip finishes
	00.10.00		
	00.10.11		
	00.10.16		
	00.11.35		
	00.12.05		
	00.13.01		
	00.13.38		
	00.16.01		
63_26_H_200926001839	00.18.40		two males walk out one is carrying something
	00.19.06		two females enter and go to the door on the right
	00.26.49		both females leave, one in rear is carrying a bottle/glass as well as phone
	00.28.00		clip ends
	00.29.59		
64_26_H_200926003000	00.30.01		male with bottle seen on 56_22_H @ 00.34.50 walks through
	00.34.42		clip ends
	00.36.07		
65_26_H_200926003842	00.38.49		male walks out, fire door is open
	01.00.00		dispersal of people and Police officers in attendance
			clip ends



CCTV time line

Limited Cameras

Lobby Area

## Second selection of CCTV sent through

Not all clips have been reviewed due to time

Clip ref	Date	Time	Camera title	Contents
9_07_H_200925200000	25-Sep	20.00.01	Lobby area	table to the right, appears to have two shisha pipes top of the units are glowing not thermal cameras, so picking up on light emission female with long hair, seen in later clips sits down removes top glowing blocks from shisha takes top off and puts to mouth, smooke can be seen from her mouth puts top back on, and replaces glowing blocks male comes into shot - he has been seen on previous clips - appears holding something in his left hand, which is glowing considerably - like the blocks on top of shisha does something to the first shisha pipe which is blocked out when see pipe next the glowing blocks on top are no longer glowing takes 3 glowing blocks from what he is carrying and puts on top of the shisha pipe As walks away the pipe is glowing brightly at the top Walks to next shisha pipe at top of table removes several blocks from top which are still glowing replaces with other glowing blocks People are walking around - no masks on another male walks through carrying something, with glowing top can see smoke from the other rtable more people join table, standing up people walking about male with sleeveless top appears from top of screen, carrying tray with glowing things on it male walks from left, has radio on belt loop, can make out reflective markings on left sleeve - like those of an SIA badge holder comes to table where Shisha pipes are and appears to smoke from the pipe fist pumps a male standing at the table
		20.01.51		
		20.02.40		
		20.03.10		
		20.04.25		
		20.07.47		
		20.11.30		
		20.12.34		

20.14.05 male turns and walks back left, as he turns see more of what appears to be badge holder on left arm  
20.15.00 disoc lights that see on later clips are seen throughout clip ends

11\_07\_H\_200925203000 25-Sep 20.30.00 Lobby area  
more evidence around shisha pipes  
people standing, not social distant  
no masks  
people freely moving around  
pipes are removed  
clip ends

20.45.00  
12\_07\_H\_200925204500 25-Sep 20.45.00 Lobby area  
20.50.44 see people standing top of screen  
start dancing  
clip ends  
20.59.59



Premise Licence

Number 3919

## Public Register: Licence Report

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### 1. Licence

Summary of the licence certificate.

<b>Application Reference</b>	107358
<b>Licence Holder Name</b>	RP Restaurant Ltd
<b>Registered Company Number</b>	11173263
<b>Licence Number</b>	3919
<b>Time Limited Start Date</b>	N/A
<b>Time Limited End Date</b>	N/A
<b>Issue Number</b>	3
<b>Issue Date</b>	13/08/2018
<b>Grant Date</b>	27/02/2013
<b>Granted By</b>	SHAID YASSER
<b>Status</b>	Current
<b>Representation Start Date</b>	26/07/2018
<b>Representation End Date</b>	09/08/2018

### 2. Current Designated Premises Supervisor

A DPS is required wherever there is a licenced activity for the sale of alcohol for consumption on or off the premises.

<b>Status</b>	Assigned
<b>Name</b>	Mr Anton Gasparov
<b>Licence Number</b>	8312
<b>Issuing Authority</b>	Birmingham
<b>Start Date</b>	07/10/2019

### 3. Premises Details

Details of the premises, the licensed activities and hours of operation.

<b>Premises Name</b>	Nakira
<b>Premises Type</b>	BAR/RESTAURANT
<b>Premises Address</b>	Queensgate, 121 Suffolk Street Queensway, Birmingham, B1 1LX
<b>Ward Name</b>	LADYWOOD

#### 3.1 Licensable Activities

A list of activities for which this premises is licensed.

Code	Description
A	Plays
B	Films
C	Indoor sporting events
E	Live music
F	Recorded music
G	Performances of dance
H	Anything of similar description to that falling within (live music), (recorded music) or (performances of dance)
L	Late night refreshment
M3	Sale of alcohol by retail (both on & off the premises)

#### 3.2 Activity Times

The times of day during which the activities listed in 3.1 are permitted. Where the start time is later than the end time, the period of activity spans mid-night. Where the start time is equal to the end time, the period licensed is 24 hours.

Days	Start Time	End Time	Licensed Activity Codes
Monday - Sunday	08:00	07:59	A, B, C, E, F, G, H, M3
	23:00	05:00	L

#### 3.3 Operating Hours

The hours of operation of the premises during the day. Where the start time is later than the end time, the period of operation spans mid-night. Where the start time is equal to the end time, the period of allowed operation is 24 hours.

Days	Start Time	End Time
Monday - Sunday	08:00	07:59
The premises to have a standard operating hours of 10:00am till 04:00am. If the premises wish to go past 04:00am then the Premises Licence holder must give 28 days notice to West Midlands Police (Licensing Department Birmingham West and Central Police Sta		

### 4. Conditions

#### 4.1 Mandatory Conditions

Mandatory conditions attached to the licence.

Objective	Condition



Objective	Condition
N/A	No supply of alcohol may be made under the premises licence (a) at a time when there is no designated premises supervisor in respect of the premises licence, or (b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
N/A	Every retail sale or supply of alcohol made under this licence must be made or authorised by a person who holds a personal licence.
N/A	The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises. In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises— (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to— (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or (ii) drink as much alcohol as possible (whether within a time limit or otherwise); (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective; (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective; (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner; (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).
N/A	The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
N/A	The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol. The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy. The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either— (a) a holographic mark, or (b) an ultraviolet feature.
N/A	The responsible person must ensure that— (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures— (i) beer or cider: ½ pint; (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and (iii) still wine in a glass: 125 ml; (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

Objective	Condition
N/A	(1) A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price. (2) In this condition:- (a) "permitted price" is the price found by applying the formula $P = D + (D \times V)$ , where- (i) P is the permitted price, (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol; (b) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979; (c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence" (i) the holder of the premises licence, (ii) the designated premises supervisor (if any) in respect of such a licence, or (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence; (d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and (e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994. (3) Where the permitted price would not be a whole number of pennies, the permitted price shall be taken to be the price rounded up to the nearest penny. (4) Where the permitted price on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax, the permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.
N/A	Each individual assigned to carrying out a security activity must be licensed by the Security Industry Agency.
N/A	The admission of children under the age of 18 to film exhibitions permitted under the terms of this licence shall be restricted in accordance with any recommendation made: (a) By the British Board of Film Classification (BBFC), where the film has been classified by that Board, or (b) By the Licensing Authority where no classification certificate has been granted by the BBFC, or, where the licensing authority has notified the licence holder that section 20(3)(b) (s74(3)(b) for clubs) of the Licensing Act 2003 applies to the film.

#### 4.2 Operating Conditions

Operating conditions attached to the licence and classified by objective:

##### General

General conditions consistent with the operating schedule.

##### Crime

Conditions consistent with, and to promote the prevention of crime and disorder.

##### Safety

Conditions consistent with, and to promote public safety.

##### Nuisance

Conditions consistent with, and to promote the prevention of public nuisance.

##### Child

Conditions consistent with, and to promote the protection of children from harm.

Objective	Condition
GENERAL	The Licence Holder shall ensure that all staff are regularly trained in their responsibilities under the Licensing Act 2003. In particular, the Licensing Objectives, no underage drinking, no drunkenness on the premises or outside of the premises, no use of drugs, violent or anti-social behaviour, a need to protect children from harm, and on compliance with the conditions attached to the premises licence The Premises Licence Holder shall ensure that records are kept of such training and that the records are available for inspection by any of the Responsible Authorities upon reasonable request.



Objective	Condition
CRIME	The Premises Licence holder must operate an incident register and must ensure that any incident in the premise or relating from the premise, irrelevant if any emergency service is called is to be recorded in the premise incident register and signed off nightly by the DPS/Manager.
CRIME	The Premises Licence holder will ensure that CCTV is fitted at the premises to the specifications and recommendations of West Midlands Police (Birmingham Central Licensing Department.) CCTV to be recording at all times the premises is open for licensable activity. CCTV images to be held for a minimum of 28 days and to be made available immediately downloadable on request by any Responsible Authority.
CRIME	Promoters: a) If the premises has any external promoter the premises must give 28 days notice of any such event to West Midlands Police (Licensing Department Birmingham West and Central Police Station). Notice must include full risk and security assessment. If additional control measures are needed they will become conditions for the duration of that event and any other events of the same name. Any additional measures to be communicated to the premises by West Midlands Police and retained on the premises and be produced when requested by any responsible authorities. For the sake of clarity of the promoter changes the event for any reason (name, music type, etc) then the above condition applies in terms of notification and risk assessments. b) If the premises has internal promoted events, then for the 1st event the premise must give 28 days notice of any such event to West Midlands Police (Licensing Department Birmingham West and Central Police Station). Notice must include full risk and security assessment. If additional control measures are need they will become conditions for the duration of that event and any other events of the same name. Any additional measures to be communicated to the premise by West Midlands Police and retained on the premises and be produced when requested by any responsible authorities. c) The Premise Licence holder to provide to West Midlands Police (Licensing Department Birmingham West and Central Police Station) by the last day of the month, a full list of events (times, names of event) for the following month. d) The Premises to have a documented dispersal policy. e) Search policy to be determined per event and through the risk assessment. f) Premises to have a documented lost and found policy g) Premises to have a documented drugs retention and disposal policy in agreement with West Midlands Police (Licensing Department Birmingham West and Central Police Station).
CRIME	Hours - the premises to have a standard operating hours of 10:00am till 04:00am. If the premises wish to go past 04:00am then the Premises Licence holder must give 28 days notice to West Midlands Police (Licensing Department Birmingham West and Central Police Station). Notification to include completed risk assessment and security assessment, any additional measures identified through the risk assessment will become conditions for the premises whilst they are operating the extended hours. West Midlands Police (Licensing Department Birmingham West and Central Police Station) retain the power to veto any such extension of the license if any of the licensing objectives have been or about to be breached. Any additional measures to be communicated to the premise by West Midlands Police and retained on the premises and be produced when requested by any responsible authorities.
CRIME	The Premises Licence holder will ensure that when the premises use Door Supervisors that the numbers required will be determined by a risk assessment. Risk assessment to be disclosed to West Midlands Police (Birmingham Central Licensing Department).
CRIME	The Premises Licence holder will ensure that Door Supervisors when deployed to be in High Visibility coats/jackets when outside and tabards inside. Door Supervisors are to sign on and off duty every night, the signing in sheet to include their full name and SIA badge number. Door Supervisors profiles to be retained on the premises for every Door Supervisor that is working at the premises or has done in the last 6 months. Profiles to be proof of identity (copy SIA badge, passport or photo driving licence) and proof of address dated in the last 6 months (utility bill, bank statement or other government letter). Profiles to be made available immediately on request to any Responsible Authority.
SAFETY	No enforceable conditions identified from operating schedule.



Objective	Condition
NUISANCE	A Noise Limiting Device (NLD) of a type approved by the Environmental Protection Unit of Birmingham City Council shall be fitted to the amplification system and set at a pre-set volume level agreed with the Environmental Protection Section, to ensure the volume of music is pre-set so as not to cause a noise nuisance to the occupiers of nearby buildings. The installation of the NLD shall be notified to the Environmental Protection Unit and shall fulfil the following criteria: a) The device shall be fitted in an approved position by a competent person and once fitted shall not be moved from the approved position unless prior approval is given. b) The device shall be capable of cutting off the mains power to the amplification system if the volume exceeds the pre-set level determined by the Environmental Protection Unit or shall be capable of maintaining the volume of the music at the pre-set level determined by the Environmental Protection Unit and shall not restore power to the sound system until the NLD is reset by the licensee or their nominated person. c) The amplification system shall only be operated through the sockets/power points linked to and controlled by the NLD at all times. d) The NLD shall be maintained in full working order and at the approved pre-set volume whilst the amplification system is operational. e) Any damage or malfunction to the NLD shall be reported to the Environmental Protection Unit as soon as possible and within 24 working hours of the damage occurring or malfunction being noted. The NLD shall not be used in this damaged or malfunctioning state until approval has been given by the Environmental Protection Unit.
CHILD	The Premises Licence holder will adopt the 'challenge 25' or similar policy as proof of age scheme to be in operation during licensed hours.

#### 4.3 Committee Conditions

Conditions attached to the licence after a hearing by the licensing authority and classified by objective:

##### General

General conditions consistent with the operating schedule.

##### Crime

Conditions consistent with, and to promote the prevention of crime and disorder.

##### Safety

Conditions consistent with, and to promote public safety.

##### Nuisance

Conditions consistent with, and to promote the prevention of public nuisance.

##### Child

Conditions consistent with, and to promote the protection of children from harm.

Objective	Condition
GENERAL	N/A
CRIME	N/A
SAFETY	N/A
NUISANCE	N/A
CHILD	N/A

#### 5. Licence History

The history of variation and transfer applications since the initial application for grant or conversion.

Reference	Applicant Name	Application Type	Application Date	Status	Representation Dates	Variation Reason
<u>100559</u>	Miss Sonia Marshall	Transfer	03/02/2017	Transferred	01/02/2017 To 15/02/2017	
<u>81155</u>	RDB (Birmingham) Limited	New Application	30/01/2013	Transferred	29/01/2013 To 26/02/2013	

#### 6. Designated Premises Supervisor History

A list of all Designated Premises Supervisors that have been responsible for sale of alcohol from the premises.

Start Date	Finish Date	Name	Licence	Issuing Authority
08/02/2019	01/10/2019	Mr Catalin Anghel	8130	Birmingham
29/01/2019	08/02/2019	Mr Daxter Lasswell	9228	Birmingham
12/09/2018	29/01/2019	Mr Catalin Anghel	8130	Birmingham
30/01/2013	12/09/2018	Miss Sonia Marshall	6930	Birmingham

## 7. Events

Other significant events recorded for this licence.

Date	Reference	Event Name
07/10/2019	107358	Designated Premises Supervisor Nominated
08/02/2019	107358	Designated Premises Supervisor Nominated
29/01/2019	107358	Change Of Premises Name
29/01/2019	107358	Designated Premises Supervisor Nominated
12/09/2018	107358	Designated Premises Supervisor Nominated
13/08/2018	107358	Issue
13/08/2018	107358	Licence Approval
26/07/2018	107358	Application Received (Transfer)
22/02/2017	100559	Issue
20/02/2017	100559	Licence Approval
03/02/2017	100559	Application Received (Transfer)
26/01/2017	81155	Surrender of Licence
05/03/2013	81155	Issue
27/02/2013	81155	Licence Approval
27/02/2013	81155	Licensable Activities Added/Changed
27/02/2013	81155	Licensable Activities Added/Changed
27/02/2013	81155	Licensable Activities Added/Changed
27/02/2013	81155	Licensable Activities Added/Changed
27/02/2013	81155	Licensable Activities Added/Changed
27/02/2013	81155	Licensable Activities Added/Changed
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27/02/2013	81155	Licensable Activities Added/Changed
27/02/2013	81155	Licensable Activities Added/Changed
30/01/2013	81155	Licensable Activities Added/Changed
30/01/2013	81155	Licensable Activities Added/Changed
30/01/2013	81155	Licensable Activities Added/Changed
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30/01/2013	81155	Licensable Activities Added/Changed
30/01/2013	81155	Licensable Activities Added/Changed
30/01/2013	81155	Licensable Activities Added/Changed
30/01/2013	81155	Licensable Activities Added/Changed
30/01/2013	81155	Licensable Activities Added/Changed
30/01/2013	81155	Licensable Activities Added/Changed
30/01/2013	81155	Application Received (New Application)

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# Companies House

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RP RESTAURANT LTD

Company number 11173263

- Officers
- [Persons with significant control \(https://beta.companieshouse.gov.uk/company/11173263/persons-with-significant-control\)](https://beta.companieshouse.gov.uk/company/11173263/persons-with-significant-control)

## Filter officers



Current officers

Apply filter

## 4 officers / 3 resignations

### LASSWELL, Dexter

Correspondence address [REDACTED]

Role Active Director

Date of birth August 1982

Appointed on 28 January 2019

Nationality British

Country of residence United Kingdom

Occupation Engineer

### ANGHEL, Catalin Eugen

Correspondence address [REDACTED]

Role Resigned Director

Date of birth September 1985

Appointed on 26 May 2020

Resigned on 27 June 2020

Nationality British

Country of residence United Kingdom

Occupation Advertising

### ANGHEL, Catalin Eugen

Correspondence address [REDACTED]

Role Resigned Director

Date of birth September 1985

Appointed on 29 January 2018

Resigned on 26 November 2019

Nationality British

Country of residence United Kingdom

Occupation **Advertising**

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**SANGHERA, Sukhjinderjit Singh**

Correspondence address **[REDACTED]**

Role Resigned **Director**

Date of birth **July 1970**

Appointed on **29 January 2018**

Resigned on **3 January 2019**

Nationality **British**

Country of residence **England**

Occupation **Retail**

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- [Officers](#)
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### Filter officers



Current officers

Apply filter

### 5 officers / 3 resignations

#### LASSWELL, Dexter

Correspondence address **[REDACTED]**

Role Active **Director**

Date of birth **August 1982**

Appointed on **28 January 2019**

Nationality **British**

Country of residence **United Kingdom**

Occupation **Engineer**

#### NDOMBELE MANKULU, Sadrac Antonio

Correspondence address **[REDACTED]**

Role Active **Director**

Date of birth **May 1990**

Appointed on **30 September 2020**

Nationality **German**

Country of residence **United Kingdom**

Occupation **Director**

#### ANGHEL, Catalin Eugen

Correspondence address **[REDACTED]**

Role Resigned **Director**

Date of birth **September 1985**

Appointed on **26 May 2020**

Resigned on **27 June 2020**

Nationality **British**

Country of residence **United Kingdom**

Occupation **Advertising**

**ANGHEL, Catalin Eugen**Correspondence address **[REDACTED]**Role Resigned **Director**Date of birth **September 1985**Appointed on **29 January 2018**Resigned on **26 November 2019**Nationality **British**Country of residence **United Kingdom**Occupation **Advertising****SANGHERA, Sukhjinderjit Singh**Correspondence address **[REDACTED]**Role Resigned **Director**Date of birth **July 1970**Appointed on **29 January 2018**Resigned on **3 January 2019**Nationality **British**Country of residence **England**Occupation **Retail**

[Tell us what you think of this service\(link opens a new window\) \(https://www.research.net/r/S78XJMV\)](https://www.research.net/r/S78XJMV) [Is there anything wrong with this page?\(link opens a new window\) \(https://beta.companieshouse.gov.uk/help/feedback?sourceurl=https://find-and-update.company-information.service.gov.uk/company/11173263/officers\)](https://beta.companieshouse.gov.uk/help/feedback?sourceurl=https://find-and-update.company-information.service.gov.uk/company/11173263/officers)

**NAKIRA BAR & LOUNGE**  
**COVID-19 Return to Work Pub/Restaurant Risk Assessment**

ASSESSOR	JOB TITLE	ASSESSMENT DATE	REVIEW DATES
Kieran Costello	Designated Premises Supervisor	29.09.2020	01.11.2020 01.12.2020

ASSESSMENT LOCATION	Nakira 121 Suffolk Pl, Queensgate, Birmingham B1 1LX
PERSONS AT RISK	Customers, Staff (Kitchen, Front of House and Office), Delivery Personnel

The risk assessment and controls/measures below have been put in place to evaluate the risk to staff, customers and delivery personnel in respect of the Coronavirus and to eliminate/reduce the potential for infected persons to enter the location, the contamination of surfaces, and to maintain social distancing practices. These controls/measures are designed to enable the provision of food and beverage consumption at the location to customers, takeaway and delivery services to customers, and the tasks undertaken by staff and delivery personnel.

This risk assessment is in addition to the Company's commitment to compliance with Food and Hygiene Health and Safety regulations.

This risk assessment has been completed in accordance with the government's guidance on managing the risk of COVID-19. Copies of the signed COVID-Secure Notice are on display at selected parts of the Location.

**From 24 September**, businesses selling food or drink, must be closed between 10pm and 5am.

In both indoor and outdoor licensed premises, food and drink must be ordered from, and served at, a table.

Licensed and unlicensed businesses must also take all reasonable steps to ensure that the customer remains seated whilst consuming the food or drink on the premises.

**From 29 September**, Customers will not be allowed to leave their allocated seats/table unless going to the toilet.

There will be no mingling between tables.

Only 1 household up to 6 persons including the bubble allowed to sit together.

All customers and staff to wear face masks, there are exceptions. (See risk Assessment)

Official QR poster located at the entrance to the venue.

The DPS will ensure that no music is played on the premises which exceeds 85db(A) when measured at the source of the music.



FACTORS CAUSING SPREAD OF VIRUS	EXISTING CONTROLS	FURTHER MEASURES
Contact with infected persons: Staff	All staff must provide each day before entering the premises/location their confirmation of the COVID-19 Health Check Declaration.	The Assessor or shift manager will check each staff member has completed the Declaration before they enter the location and keep records of arrivals.  All staff will be temperature checked before entering location.
Contact with infected persons: Customers		All customers will be asked to have a temperature check before entering premises.
Overcrowding and Congestion	Both indoor and outdoor areas have been reconfigured to maintain social distancing guidelines (2m, or 1m with risk mitigation where 2m is not viable).  Number of customers will be limited to <b>120 persons</b> . See below for further details in respect of each customer service area.  Customers must book in advance.	Indoor groups of customers will be limited to 1 household (including support bubble).  Outdoor groups of customers will be limited to 1 household (including support bubble)  Bookings will be staggered so that customers arrivals are spread evenly, and queues are kept to a minimum. 2m, or 1m with risk mitigation where 2m is not viable. Social distancing should be maintained for each group whilst queuing.  On booking, customers will be asked to confirm that the "party" complies with the Government restrictions per household numbers as described above.  At the time of booking all customers must be informed that they must inform us of any lateness so we can manage the flow of customers and that they may lose the booking if they fail to inform us within 15 minutes of over-running their allotted time.
Track & Trace	A booking system is in place where the full name address and contact number of the lead person booking the table will be recorded. These details will be maintained for 21 days to assist NHS Test and Trace (subject to data protection requirements) should business receive requests for data to help contain clusters or outbreaks of COVID-19.	When someone enters the premises and they have downloaded the government Track & trace app on their phone then they will be asked to scan the official QR poster located at the entrance to the venue. The venue information will be logged on the customers' phone.

		<p>This information will stay on the customers phone for 21 days and if during that time a coronavirus outbreak is identified at a location, the premises ID in question will be sent to all devices.</p> <p>The device will check if users have been at that location and if the app finds a match, customers may get an alert with advice on what to do based on the level of risk.</p> <p>Following the launch of the new COVID-19 app, customers will be able to check-in on entry with their phone instead of filling out a check-in book or tool specific to the premises. This will allow NHS Test and Trace to contact customers with public health advice should there be a COVID-19 outbreak.</p> <p>If a customer does not have the above app downloaded, then the booking in system of Track &amp; Trace will be used.</p> <p>Records of bookings will be maintained for 21 days to assist NHS Test and Trace (subject to data protection requirements) should business receive requests for data to help contain clusters or outbreaks of COVID-19.</p>
Proximity of Customers to Staff and other Customers	Social distancing measures of 2m (or 1m with risk mitigation where 2m is not viable) should be maintained in all parts of the location wherever possible.	<p>Information, signs, and markings have been distributed where practical at the entrance and throughout the location to promote social distancing and hygiene.</p> <p>A one-way flow has been set up with floor markings and signs to manage customer traffic through the location.</p> <p>Queue management measures have been established for those parts of the location that are likely to get congested. For further details see below.</p>
Proximity of Staff to other Staff	Social distancing measures of 2m (or 1m with risk mitigation where 2m is not viable) should be maintained in all parts of the location wherever possible.	<p>Staff roles agreed to ensure staffing levels are sufficient to manage customer service requirements and enabling safe distancing for staff.</p> <p>Further details of measures for working in the outdoor, indoor and bar seating areas, backroom office, and storeroom are provided below.</p>

		All staff will be required to wear face covering whilst on the premises unless you have an exemption.
Contaminated and potential contaminated surfaces	The location has been deep cleaned, by applying approved sanitisation and disinfectant products.	The location will continue to be cleaned daily.
Contamination and potential contamination of surfaces	Hand sanitiser has been placed at various suitable places in the location, as well as at the entrance.	Specific parts of the location will need further cleaning during working hours – please see details below. At intervals during the working shift the availability of hand sanitiser will be checked and replenished. A staff member will be allocated this responsibility for each working shift.

ACTION REQUIRED	ACTIONED BY	DATE
<p>All measures to be constantly reviewed. A full review, including consultation with staff, will be completed at the end of each week to ensure that staffing levels and social distance controls have been sufficient to manage customer numbers, customer service and customer flow through the premises, particularly in respect of congestion points.</p> <p>Updates: When someone enters the premises and they have downloaded the government Track &amp; trace app on their phone then they will be asked to scan the official QR poster located at the entrance to the venue. The venue information will be logged on the customers' phone.</p> <p>Updates: All staff will be required to wear face covering whilst on the premises unless you have an exemption.</p>	<p>The Assessor</p> <p>The Assessor</p>	<p>29.09.2020</p> <p>29.09.2020</p>

CUSTOMER SERVICE AREAS	CONTROLS	FURTHER MEASURES
Queuing at the location	Designated outside spaces are in place for customers waiting for admission to the location.	A single staff member will set-up the external waiting boundary and check the floor-pavement social distance markings before the bar opens.
	Customers waiting for service of drink at the location will be	



	<p>served by a waitress who will attend to their allocated table/booth.</p> <p>Customers must comply with social distancing markings, and guidelines.</p> <p>Queue management must provide for disabled customers.</p> <p>Management will remind customers to wear a face covering by displaying posters also by informing them at point of entry &amp; whilst in the premises.</p>	<p>Gloves should be used by staff when handling the boundary props.</p> <p>Staff will check each queue to ensure customers are admitted to their booked seats as close as viable to their booking times.</p> <p>All customers entering the premises will be required to wear a face covering unless you have an exemption. Any person flouting the rules will be asked to leave.</p>
Bar Servery/Counter	<p>Staff working at the servery will wear protective equipment. Waitresses will wear face masks/protective face screens.</p> <p>The bar will be closed to customers and will only be used by waiter/waitress staff to provide drinks orders to the bar staff and then collect and distribute these orders.</p>	<p>Orders and payments are encouraged to be made online. If this is not possible payment will be by debit/credit card.</p> <p>Gloves and masks are available to staff handling orders and processing payments.</p> <p>The counter will be cleaned at regular intervals throughout the working day.</p>
Entrance/Exit	<p>A staff member will be responsible for managing the flow of customers into the location per the maximum provided for in Overcrowding and Congestion above and checking that the "party" complies with the Government's restrictions per household numbers.</p> <p>These numbers will be checked and matched to the bookings schedule.</p>	<p>Customers should be encouraged to use the hand sanitisers made available at the entrance/exit.</p> <p>Exiting customers will be given right of way over customers entering the location to ensure congestion does not occur indoors.</p> <p>Customers will be directed to their seats and requested not to stand at the bar area, and that all orders for drinks and food will be taken at their table.</p>
Indoor seating and tables	<p>Seating and table plans have been reconfigured to maintain social distancing guidelines (2m, or 1m with risk mitigation where 2m is not viable).</p> <p>The maximum number of customers in this area at any one time is <b>120 persons</b></p>	<p>The reconfiguration of seats and tables further adjust for service approaches to minimise staff contact with customers.</p> <p>Single members of staff will be assigned to each table to restrict the numbers of staff that come have contact with customers.</p> <p>Tables, chairs, and trays will be thoroughly cleaned with</p>

		sanitised products before each sitting. Tables will be completely cleaned, including condiment containers which will be cleaned after/before each sitting.  Laminated menus will be cleaned before customer use.  All payments to be made by debit/credit card at the table.
Non-smoking/smoking Areas	Customers using Nakira Lounge will have greater freedom to choose smoking or non-smoking outdoor areas following an amendment to legislation in Parliament. These changes will allow everyone to enjoy outdoor eating and drinking whether they smoke or not, with appropriate provisions made for non-smokers and smokers. The outside area will be in two halves. One side will be for non-smokers the other half for smokers. Both sites will be clearly identified.  The maximum number of customers in this area at any one time is <b>20 persons</b>	Clear 'no smoking' signage displayed in designated areas. No ash trays or similar receptacles to be provided or permitted to be left on furniture where a smoke-free seating is identified. There will be a minimum distance of 2 metres between non-smoking & smoking areas, wherever possible.  Staff will monitor this space to ensure no encroachment of the guidelines, and the tables will be immediately cleaned after use.  In the event of adverse weather additional cover is available for all outdoor customers, with ventilation, to maintain social distancing guidelines, and prevent congestion indoors.
Moving within the location	To enable movement of customers within the location and service provision, congestion points have been identified and "passing spaces" created to maintain social distancing.	Information, signs, and markings have been distributed where practical at these congestion points to promote social distancing.
Toilets	No more than two persons can use each of the toilet facilities at any one time.  Anyone waiting should stay 2m from the toilet facilities doors. Social distancing markings have been applied to the queuing areas.  Toilet facilities surfaces including door and flush handles to be cleaned regularly using disposable cloths.	Signs and posters are displayed in the toilets promoting both good handwashing techniques and increasing the frequency of handwashing.  Hand dryers or disposable hand towels to be available, as well as hand sanitisers.  A cleaning schedule should be maintained to ensure the regularity of cleaning and emptying of waste facilities.

ACTION REQUIRED	ACTIONED BY	DATE
Congestion points, particularly the entrances and queue areas be to constantly be reviewed.	The Assessor	
Updates: Customers will not move from their allocated table or mingle with other customers at other tables.	The Assessor.	29.9.2020
Updates: All customers entering the premises will be required to wear a face covering unless you have an exemption or eating /drinking. Any person flouting the rules will be asked to leave.	The Assessor	29.09.2020
Updates: Customers will be directed to their seats and requested not to stand at the bar area, and that all orders for drinks and food will be taken at their table.	The Assessor	29.09.2020

CUSTOMER SERVICE AREAS	CONTROLS	FURTHER MEASURES
Entertainment	At present, venues should not permit live performances, including drama, comedy and music to take place in front of a live audience. This includes entertainment such as acoustic music, DJ's, lap dancing etc.	
Noise	The venue is required to take steps to avoid people needing to unduly raise their voices to each other which includes, but is not limited to, refraining from playing music or broadcasts that may encourage shouting, including if played at a volume that makes normal conversation difficult, loud background	Background music is played. The noise level will be monitored by the duty manager. The DPS will during the emergency period, ensure that no music is played on the premises which exceeds 85db(A) when

	music, communal dancing, group singing or chanting.	measured at the source of the music. The management have downloaded a decibel reading app which they will use to take readings every 15 minutes and record in a register their findings which will be kept on the premises.  This requirement does not apply to any performance of live music.
Sports	No live Sport including Football matches and Boxing is currently shown at Nakira Lounge & Bar.	
Gaming Machines	There are currently no gaming machines in the premises	

ACTION REQUIRED		ACTIONED BY	DATE
Updates: The DPS will during the emergency period, ensure that no music is played on the premises which exceeds 85db(A) when measured at the source of the music.		The Assessor	29.09.2020

OTHER WORKPLACE PREMISES	EXISTING CONTROLS	FURTHER MEASURES
Backroom Office	A maximum of only two people can use the office at any one time to maintain social distancing. Preference is only one person.	Staff should not congregate around any desks.  There will be no sharing of desks/workstations, equipment, or phones.  Communal equipment such as copiers will be cleaned immediately after use by the user.  Hand sanitisers are available by the door.



ACTION REQUIRED		ACTIONED BY	DATE

OTHER WORKPLACE TASKS	CONTROLS	FURTHER MEASURES
Deliveries to the location	Deliveries will not be signed for (unless required for legal continuity) and will only be delivered to the Entrance.  2m social distancing should be maintained as far as practical.	If a delivery must be signed for the signor should use their own pen and wear gloves when handling the signature sheet.  Gloves are available for handling deliveries if requested by staff.  If more than one member of staff is required to move the delivery to the storeroom, gloves & masks must be used by both staff members. This pair of staff should also continue to work together for any tasks that require more than one person in the storeroom.

		Any lifting or carrying equipment such as a trolley must be cleaned at the start and end of every day, as well as after use.
Regular cleaning duties	Parts of the premises will be cleaned regularly throughout the day, counter, kitchen, toilets.	A daily rota will be put in place so that this responsibility is shared by all staff.
Accidents, security, and other incidents	Incident and emergency procedures have been reviewed to ensure where practical social distancing principles can be maintained.	
No other tasks which involve necessary sharing and/or proximity have been identified.	Staff are requested to bring to the Assessor's attention any such tasks they consider should be included in this risk assessment.	

ACTION REQUIRED		ACTIONED BY	DATE
All deliveries where possible to be scheduled between 9.00 and 10. am to minimise contact with staff and customers		Assessor	

ASSESSOR'S SIGNATURE	<i>Castella</i>	DATE	29.09.2020
APPROVED BY	Antonio Mankulu	APPROVER'S JOB TITLE	Director
APPROVER'S SIGNATURE:	<i>Mankulu</i>	DATE:	29.09.2020