

**Birmingham City Council
Regulatory Services
STATEMENT OF WITNESS**

(Criminal Procedure Rules, r 16.2;
Criminal Justice Act 1967,s9)

STATEMENT OF Russell Davey

Age of witness Over 18

Occupation of witness Operations Manager

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.

DATE: 09.08.2023

Signed

My name is Russell Davey and am employed by Birmingham City Council as an Environmental Health Officer. On the 10th June 2023 I was working with my colleague Richard Fieldhouse, Environmental Health Officer. During the evening we received a call from the residents at St Michaels Court, Warstone Parade East in relation to loud music coming from Jewels Shisha Lounge.

We arrived at the property at 21.36 hrs and were taken onto the landing which was adjacent to one of the bedrooms and had a window overlooking Brookfield Cemetery. It was a warm night and the window was open on the stairwell. We were directed towards some lights on the far side of the cemetery and were advised that they were from Jewels Shisha Lounge. The resident advised that they had a young baby and were unable to open the window in the bedroom due to the noise. I could hear music coming from the direction of the lights and this was clearly audible in the complainants property. At 21.45hrs I heard a DJ/MC speaking over a microphone. At 21.46 hrs a new music track started playing. I attempted to Shazam the track on my mobile phone but it was unable to pick it up. At 21.48 hrs a new track started playing which I was informed by the resident was called Fuse ODG – Antenna. At 21.52 hrs a new track started playing and my colleague, Richard Fieldhouse was able to Shazam the track and advised that it was called Telemo by Gasmilla. Around this time I closed the window and could still hear the bass from the music through the closed window. The complainant advised that the music normally continued until 1am. At 21.57 hrs, as well as the music I could hear people singing along with the music although the musical still remained the dominant noise source. We left the property at 21.57 hrs with the music still playing. On leaving the venue I drove round to Pitford Street which was a short section of road which had been closed off. I could hear music coming from the venue but as there were a number of people standing around outside the premises and vehicles moving I was unable to stay there for long. I then moved to an open air car park at the rear of the venue on Vyse Street just past the railway station and could again hear music coming from the premises. The music I heard was in keeping with the type of music I had heard in St Michael's Court.

Signed