

WITNESS STATEMENT

Crime Number:.....

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

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Statement of: Mark Swallow.....

Age if under 18: Over 18 *(if over 18 insert 'over 18')* Occupation: Police Licensing Officer 60264

This statement (consisting of one 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: M. Swallow..... Date 4.1.24.

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

I am Police Licensing Officer 60264 Mark Swallow of the West Midlands Police Force currently stationed at Lloyd House Police Station. I am part of a team that deals with all matters concerning premises and persons that hold licenses under the Licensing Act 2003.

Acapella premises license number 3536 is situated at Regent House, Frederick Street. Jewellery Quarter, Birmingham. B1 3HR. The premises license holder and Designated Premises Supervisor is Mr Seyhmus Ozdemir.

At approximately 0300 hours Sunday 10th December 2023 the premises were open and persons were within the premises. At this time an incident occurred whereby a handgun was produced and has been discharged. This has caused a wound to a person's leg. Everyone has left the premises a short time later. The premises did not contact the police in relation to this incident.

An expedited review was applied for in relation to the incident and a hearing was held on 12.12.23 which resulted in interim steps being issued that the premises license was suspended and the designated premises supervisor was removed. On 29.12.23 following extensive work between the premises and the Police an appeal was heard in relation to the interim steps by the Local Authority. This resulted in the interim steps being lifted and replaced by agreed conditions and revised timings for licensable activity for the premises. The premises have been operating under these conditions and times since the hearing and there have been no issues. West Midlands Police would respectfully request and recommend that this set of conditions and revised timings be adopted as the summary order in relation to the premises. M.Swallow.. ..

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Signature: Signature witnessed by:.....