

WITNESS STATEMENT**Criminal Procedure Rules, r 27.2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B****Crime No.** uest**URN**

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 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: M.SWALLOW. (witness)**Date 22.06.23.**Tick if witness evidence is visually recorded ☐ *(supply witness details on rear)*

I am 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 relating to liquor licensing in the area covered by Birmingham City Council.

Velvet Music Rooms is a licensed premises situated at 200, Broad Street, City Centre, Birmingham. B15 1SU. The premises license holder is Sugar Leisure Ltd and designated premises supervisor is Steven Emmison.

The premises is licensed to sell alcohol for consumption on and off the premises between the hours of 1000 and 0600 each day of the week. Between 0049 and 0054 hours Monday 5th May 2023 the premises were open and conducting licensable activity.

At this time disorder has occurred within the premises and as a result of this a customer in the premises has received several stab wounds and a member of security staff has received a superficial wound to his arm. The offender has left the scene prior to police arrival.

This matter is subject of a crime report for wounding against section 18 wounding against The Offences Against The Persons Act 1861 which is a serious crime by virtue of the maximum sentence on conviction being life imprisonment. This is an ongoing enquiry.

Signature Signature witnessed by

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Statement of Mark Swallow

The CCTV from the premises has been viewed and supports the account that the premises were open and conducting licensable activity when the incident occurred. After the initial disorder involving approximately 20 people a person that is being treated for a stab wound is seen to be attacked again by a male who uses a knife to do this and inflicts further wounds to the victim. A security guard also receives a more superficial cut from the knife. This offence has been aggravated by the use of a weapon and has been committed by persons in the premises which is carrying out licensable activity. CCTV was shown in the interim hearing exhibit number reference number MS1. The interim hearing was held on Wednesday 7th June 2023 and I presented a number of conditions to the hearing which I invited the committee to impose onto the premises license as a proportionate response to the issues presented exhibit number reference number MS2. The result of the hearing was that the conditions requested were put into place as an interim order.

Since the order being put into place the premises has operated to the new conditions and there have been no issues. I would therefore request that the interim steps are kept in place and made into the final order for this matter. I now produce exhibit numbers reference numbers MS1 and MS2 as evidence.

As this is a live and ongoing enquiry with persons still outstanding and weapons to be recovered I would request that the CCTV be shown in private.M.SWALLOW.

Signature Signature witnessed by

03/2016

OFFICIAL – (when complete)