

WITNESS STATEMENT

CJ Act 1967, s.9; MC Act 1980, ss.5A(3)(a) and 5B; Criminal Procedure Rules 2005, Rule 27.1

Statement of **Antony Howlin**..... URN:

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Age if under 18 **Over 18**..... (if over 18 insert 'over 18') Occupation: **Police Constable**.....

This statement (consisting of:**3**..... pages 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 anything in it which I know to be false, or do not believe to be true.

Signature: Date: **20/05/2009**.....

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

On Friday 15th May 2009 I was on duty in full public order uniform minus Nato helmet when I delivered a briefing to officers in relation to a search warrant to be executed at BD Wines, 1 Braganza Street, London, SE17 3RD. Operation Jersey. Information had been received that controlled drugs were being offered for sale to customers and of a strong smell of cannabis was coming from within the premises. On 12/03/2009 police were called to the location regarding three males smoking drugs outside, three males were stopped and two were found in possession of controlled drugs namely heroin and cannabis. One of the males detained worked at the location and stated he was outside for his smoke break. On 26/03/2009 plain clothes officers dealing with an unrelated incident observed objects changing hands between two males within the store that did not form part of an ordinary transaction. The premises itself is within a drug hotspot area with over 80 drug related offences being recorded within the last six months. Most noticeably are those for possession of heroin and cannabis in the street outside the premises on 18/01/2009, 12/03/2009 and 30/03/2009. At around 1700hrs I attended the venue with the crew of MD176 and at 1702hrs a rapid controlled entry was made to the venue and PC820MD Munck executed the warrant. On entry to the shop I noticed that there was one Asian male behind the counter this male I now believe to be Satvinder Mahil dob 18/01/1977 of 39 De Vere Gardens, Ilford, IG1 3EB. A second Asian male, I now believe to be Bobinder Singh Mahil was emerging from the rear stock room. There were four other males in the shop at this time. The shop itself consisted of a shop floor and storeroom accessed by the rear left of the shop floor with a toilet. Two were loitering to the left hand side of the counter near to the entrance, these two males I believe to be Richard Fuentes dob 03/03/1966 of 173 Lorrimore Road, London, SE17 3NA and Dean Duhigg date of birth 20/06/1974 of 100 Ambergate Street, London, SE17 3SA. The other two males were soon pointed out to me as being Scott Fairman date of birth 29/09/1981 of 18 Berryfield Road, London, SE17 3QE and Wayne McCreight date of birth 29/07/1981 of 40 Wolverton House, London, SE17 2AB. All of the males were detained and subjected to a search under s23 Misuse of Drugs Act 1971. Once all the occupants of the premises had been detained a drugs dog and handler, PC6384CO Doyle conducted a systematic search of the address.

Signature: Signature witnessed by:

Continuation of Statement of **Antony Howlin**

During this time the dog indicated to several areas within the store. These areas were manually searched and various items of evidential value were recovered. At 1710hrs PC820MD Munck found four (4) carrier bags containing quantity of cannabis (Fifteen (15) herbal cannabis self-seal bags and four (4) cannabis resin wraps) on the first shelf on rack on right of storeroom. These I seized and sealed in police evidence bag D41772043 which I produce as exhibit ARH./1. At 1715hrs I took three (3) ICEFLO photographs showing the location of exhibit ARH/1 which I later sealed in police evidence bag C32858527 which I produce as exhibit ARH/11. As a result of what had been found I spoke with Bobinder about what had been found. I said to him, 'Do you know what it is?' He replied, 'It's skunk isn't it'. I said, 'Whose is it?' He replied, 'I ain't got a clue. I know it's what they're all smoking.' I said, 'All who?' He replied, 'What Wayne, Scott and Dean are all smoking'. I said, 'You have no knowledge of this?' He replied, 'No'. He signed these entries as being correct on page 8 of the 101. Following this I spoke with Satvinder about what had been found in the storeroom. I said to him, 'Do you know what it is?' He replied, 'Looks like cannabis to me'. I said, 'Whose is it?' He replied, 'I don't know. I couldn't tell you.' I said, 'You have no knowledge of this?' He replied, 'No'. Both males these entries as being correct on page 8 of the 101. Having put questions to the males about what had been found I informed both PC133MD Hughes and PC291MD Lynch about what had been found and said by both males about the quantity of cannabis had been found and as a result both Satvinder and Bobinder were arrested for possession with intent to supply class B drugs. As this was going on the other males details had been confirmed and they were sent on their way as the search continued. At 1723hrs PC658MD Ling found one (1) self seal bag herbal cannabis and cannabis grinder underneath front of counter which I seized and sealed in police evidence bag A13876891 which I produce as exhibit ARH/2. PC658MD also found one (1) striped bag containing quantity of cannabis and cash (Two (2) self seal bags herbal cannabis and five (5) lumps of cannabis in wraps and three (3) £20 notes) which I seized and sealed in police evidence bag D41772042 which I produce as exhibit ARH/3. Once the drugs dog and handler had completed their search a systematic search of the premises was conducted. During the search at 1728hrs PC658MD found one (1) black handled gravity friction lock baton at the right hand side below the cash register which I seized and sealed in police evidence bag C33343310 which I produce as exhibit ARH/4 and one (1) baseball bat from the corner behind counter which I seized and sealed in police evidence bag Z08744557 which I produce as exhibit ARH/5. I informed PC133MD Hughes and PC291MD Lynch about these two (2) items that had been found and PC658MD pointed them out to PC133MD Hughes. I was aware that both Satvinder and Bobinder had been further arrested for possession of an offensive weapon. At 1730hrs PC658MD Ling found a quantity of cash below the chocolate display in counter which I seized and sealed in police evidence bag C33343306 which I produce as exhibit ARH/6. At 1735hrs I took two (2) ICEFLO photographs showing location of exhibit ARH/3 which I later sealed in police evidence bag C32858528 and produce as exhibit ARH/12 and three (3) ICEFLO photographs showing location of exhibits ARH/4 and ARH/5 which I later sealed in police evidence bag C32815430 and produce as exhibit ARH/13. At 1800hrs PC658MD Ling found a quantity of cash

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Continuation of Statement of **Antony Howlin**

on the middle shelf below chocolate display on counter which I seized and sealed in police evidence bag C33343305 which I produce as exhibit ARH/7. At 1810hrs PC820MD Munck found one (1) CCTV tape in the CCTV recorder which I seized and sealed in police evidence bag C33343304 which I produce as exhibit ARH/8. At 1825hrs PC202MD Baster found one (1) self seal bag of herbal cannabis underneath the CCTV recorder which I seized and sealed in police evidence bag A13876894 which I produce as exhibit ARH/9. Following the search of the premises I completed a sketch plan of the venue, BD Wines, 1 Braganza Street, London SE17 3RD which I produce as exhibit ARH/10. At 1903hrs the search was complete and all officers left the venue. The venue was left locked and secured and all remaining officers returned to Walworth police station. A short time later, the proprietor of the premises, Bahader Mahil dob 03/03/1955 attended the front office at Walworth Police Station. I was aware that PC202MD Baster arrested him for possession with intent to supply and possession of an offensive weapon owing to the fact of the quantity of cannabis and the two offensive weapons that had been found during the search which he could not account for. I have since been made aware that all three males, Satvinder, Bobinder and Bahader Mahil have been bailed to return to Peckham police station on Tuesday 28th July 2009 at 1000hrs where they are likely to all be charged with the offences of possession with intent to supply a controlled drug namely cannabis and possession of an offensive weapon.

Signature: Signature witnessed by:

Witness contact details

Home address:
..... Postcode:
Home telephone number Work telephone number
Mobile/pager number Email address:
Preferred means of contact:
Male / Female (delete as applicable) Date and place of birth:
Former name: Ethnicity Code (16+1): Religion/belief:

Dates of witness non-availability
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Witness care

- a) Is the witness willing and likely to attend court? Yes / No. If 'No', include reason(s) on **MG6**.
- b) What can be done to ensure attendance?
- c) Does the witness require a Special Measures Assessment as a vulnerable or intimidated witness? Yes / No. If 'Yes' submit **MG2** with file.
- d) Does the witness have any specific care needs? Yes / No. If 'Yes' what are they? (Disability, healthcare, childcare, transport, , language difficulties, visually impaired, restricted mobility or other concerns?)

Witness Consent (for witness completion)

- a) The criminal justice process and Victim Personal Statement scheme (victims only) has been explained to me Yes No
- b) I have been given the Victim Personal Statement leaflet Yes No
- c) I have been given the leaflet 'Giving a witness statement to police — what happens next?' Yes No
- d) I consent to police having access to my medical record(s) in relation to this matter: (obtained in accordance with local practice) Yes No N/A
- e) I consent to my medical record in relation to this matter being disclosed to the defence: Yes No N/A
- f) I consent to the statement being disclosed for the purposes of civil proceedings e.g. child care proceedings, CICA Yes No
- g) The information recorded above will be disclosed to the Witness Service so they can offer help and support, unless you ask them not to. Tick this box to decline their services:

Signature of witness: Print name:
Signature of parent/guardian/appropriate adult: Print name:
Address and telephone number if different from above:

Statement taken by (print name): **PC971MD 209288 Antony Howlin**..... Station: **Walworth Police Station**.....

Time and place statement taken: