



ROCHDALE

GROOMING GANG TRANSCRIPT

2016



Mohammed Dauood



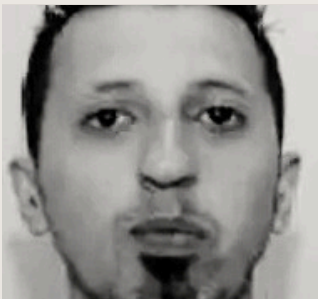
Afraz Ahmed



David Law



Choudhury Hussain



Rahan Ali



Kutab Miah



Abid Khan



Mohammed Zaheed



The sentencing remarks of Mohammed Dauood, Afraz Ahmed, David Law, Mohammed Furuz Miah, Choudhury Hussain, Rahan Ali, Kutab Miah, Abid Khan, and Mohammed Zaheed

Active from 2005-2013

PUBLISHED OCT 26

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About this case

These remarks concern nine defendants, sentenced following arrests made as part of Operation Doublet, Greater Manchester Police's investigation into historic child sex offences in Rochdale, initiated in 2012. This case is part of a larger whole, along with several other clusters of offenders.

There were eight victims in this case. The offending concerns a period stretching from 2005 up to 2013, with the majority, but not all, of it happening when the victims were underage.

Afraz Ahmed (25 years) was sentenced for multiple offences of conspiracy to rape, multiple offences of inciting a child to sexual activity, rape, multiple offences of sexual activity with a child, and actual bodily harm. Rahan Ali (7 years) was sentenced for rape and multiple offences of sexual activity with a child.

Mohammed Dauood (16 years) was sentenced for multiple offences of rape, sexual activity with a child, sexual assault, and actual bodily harm. Abid Khan (6 and a half years) was sentenced for multiple offences of sexual activity with a child.

Choudhury Hussain (19 years) was sentenced for multiple offences of sexual activity with a child, multiple offences of rape, and conspiracy to rape. David Law (11 years) was sentenced for multiple offences of conspiracy to rape.

Kutab Miah (9 years) was sentenced for multiple offences of sexual activity with a child and rape. Mohammed Miah (23 years) was sentenced for multiple offences of rape and attempting to abduct a child. Mohammed Zaheed (5 years) was sentenced for sexual activity with a child.

HHJ John Potter, presiding over the case, noted that the main victim was "clearly a vulnerable person," on account of her learning difficulties, and that she was subject to violent sexual assault. A spokeswoman from the CPS stated that alcohol and drugs were often used "as a way of controlling or even incapacitating" the victims.

IN THE CROWN COURT AT MANCHESTER

Case No: T20157116

The Court House
Minshull Street
Manchester, M1 3FS

Date(s) of hearing: Friday 8th April, 2016
Start Time: 10:43:26 Finish Time: 12:19:05

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Before:

HIS HONOUR JUDGE POTTER

R E G I N A

- v -

**MOHAMMED DAUOOD, AFRAZ
AHMED, DAVID LAW, MOHAMMED
FURUZ(?) MIAH, CHOUDHURY
HUSSAIN (ABSENT), REHAN ALI,
KUTAB MIAH, ABID KHAN &
MOHAMMED ZAHID**

FOR A COMPLETE LIST OF REPRESENTATION PLEASE SEE PAGE 2

OBSERVATIONS UPON PASSING SENTENCE

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REPRESENTATION

MR. BENJAMIN USHER appeared on behalf of the prosecution

REPRESENTATIVE UNKNOWN on behalf of the defendant **DAUOOD**

REPRESENTATIVE UNKNOWN on behalf of the defendant **AHMED**

MR. KENNETH HIND appeared on behalf of the defendant **LAW**

MR. ANTHONY MORRIS appeared on behalf of the defendant **MOHAMMED MIAH**

MR. BUNTY L. BATRA appeared on behalf of the defendant **HUSSAIN (ABSENT)**

REPRESENTATIVE UNKNOWN on behalf of the defendant **ALI**

REPRESENTATIVE UNKNOWN on behalf of the defendant **KUTAB MIAH**

REPRESENTATIVE UNKNOWN on behalf of the defendant **KHAN**

REPRESENTATIVE UNKNOWN on behalf of the defendant **ZAHID**

Friday 8th April, 2016

JUDGE POTTER: Sit down, gentlemen, thank you very much for your courtesy. Each of you may remain seated until I ask you please to stand. Each of you falls to be sentenced by me in relation to offences for which you were each convicted by a jury after a fully contested trial. The offences involved the sexual abuse of female children or, in one case, a young woman in the Rochdale and Bury area of Greater Manchester. In the course of these sentencing remarks, I have made and will make anonymous references to each victim so as to protect their identity being published.

The offending took place over a significant period of time, mainly 2005 until 2010, although there is one offence in 2013. There are eight victims within this offending whose ages range from 13 to 22 years of age. Your offending is linked by each of you having abused the same victim at least once. Person 1, who was for most of the time that she was subjected to sexual abuse, 14 or 15 years of age, and given the learning difficulties with which she has had to contend throughout her life clearly a vulnerable person.

By way of efficient case management, there were in fact two separate trials in this case. Person 1 gave evidence at length during both trials. Each other victim of this offending gave evidence at one trial or the other. All were subject to cross-examination which suggested they were not telling the truth. Each dealt with this ordeal impressively. I have little doubt that each of your victims will have been affected by your abuse of them to some degree, some far more than others. I have read the victim impact statements of two of your victims. There is clear evidence that both have suffered a degree of psychological harm, and in particular Person 2.

The fact that despite the appalling way in which you treated these young people this did not prevent them from giving evidence is a testament to their bravery, courage and fortitude, as I remarked to each of them at the time.

Three of you were convicted during the first trial. Afraz Ahmed upon Counts 1 and 2, offences of conspiracy to rape; Counts 4 and 5, offences of inciting a child to engage in sexual activity; Count 8, an offence of rape; Counts 11, 12, 13, 15, 16, offences of sexual activity with a child, and Count 17, an offence of assault occasioning actual bodily harm.

David Law, you were convicted upon Counts 1 and 2, offences of conspiracy to rape. Mohammed Furuz(?) Miah, you were convicted upon Counts 19, 20 and 23, offences of rape, and Count 24, an offence of attempting to abduct a child.

Six of you were convicted during the second trial. Choudhury Iklaq(?) Hussain, who is not in the dock, was convicted upon Counts 1, 2 and 3, offences of sexual activity with a child; Counts 4 and 5, offences of rape, and Count 6, an offence of conspiracy to rape. Raham Ali, you were convicted upon Count 7, an offence of rape and upon Counts 8, 9 and 10, offences of sexual activity with a child. Kutab Miah, you were convicted upon Counts 11, 12 and 13, offences of sexual activity with a child and Count 14 an offence of rape. Mohammed Dauood, you were convicted upon Counts 15, 16 and 17, all offences of rape, Count 18, an offence of sexual activity with a child, Count 19, an offence of sexual assault, and Count 20 an offence of assault occasioning actual bodily harm. Abid Khan, you were convicted upon Counts 21, 22 and 23, all offences of sexual activity

with a child, and you, Mohammed Zaheed, were convicted upon Count 24, an offence of sexual activity with a child.

I turn to a summary of the facts of each of the counts upon which you were convicted, looking first at those counts within the first trial. Counts 1 and 2. Person 1 is the [REDACTED] of you, David Law. You are a man who has lived much of your life dealing with the consequences of your addiction to drugs. [REDACTED]

[REDACTED]. You have a long list of previous convictions not untypical for those involved in sustained drug use. You have lived much of your life in and out of prisons.

You have spent significant periods, when at liberty in the community, causing harm by stealing from others with a view to raising money to buy drugs for your own use. Counts 1 and 2 reflect this corrosive behaviour causing harm [REDACTED]. There is evidence in this case that you were, at times, willing to take Person 1 with you when she was a child to assist in your criminal activities. She says you would take her when you went shoplifting or sometimes stealing from people's homes.

Within Counts 1 and 2, there is evidence that you were prepared to give her to those from whom you obtained your drugs so that they could have sexual intercourse with her with or without her consent in exchange for you receiving drugs – a few bags of either heroin or cocaine. As you recognised, Mr. Law, although deny, in your police interview what you were doing on the two specific occasions reflected by Counts 1 and 2 was pimping [REDACTED] for the sake of your own selfish desire to obtain Class A drugs.

[REDACTED] This activity took place sometime in 2006/2007 on two separate occasions perhaps a week or so apart. You twice took her to

a flat in Rochdale above a shop where you knew drugs could be purchased, frequented by drug dealers and other drug users, thus exposing [REDACTED] to dreadful, very real and, as it transpired, immediate harm. It was there that you knowingly sold her for sex in exchange for drugs. It [REDACTED]

[REDACTED]

[REDACTED]

The person to whom you sold [REDACTED] for sex was you, Afraz Ahmed. Having made this appalling and exploitative agreement with [REDACTED] on two separate occasions, you took your victim, a 15-year-old child, to a back room in the premises and there raped her, treating her as nothing more than an object to satisfy your need for sexual gratification. When you had finished with her, she left the room and went with [REDACTED] from the premises. You, David Law, clutching your small bag of drugs, [REDACTED] walking behind and being unable to communicate with you, as she says, hating you at that time. [REDACTED]

[REDACTED]

Counts 4 and 5. Your desire, Afraz Ahmed, to abuse children did not confine itself to your behaviour to just Person 1 on the two occasions dealt with by Counts 1 and 2. In September of 2006, you worked as a bus driver in the Rochdale and Middleton area of Greater Manchester. In the course of your work on 21st September, two schoolgirls, Person 3 and Person 4, then aged 13 boarded your bus. It was obvious to you that they were children under the age of 16. You spoke with them both at the same time, particularly at one point when the bus was sparsely populated: you attempted to ingratiate yourself with them; you told them something about your personal circumstances, including the area where you lived; you asked them what they were

doing later that evening; you asked them whether they engaged in sexual activity; you asked if they would perform oral sex upon you; you simulated such an act in an abusive gesture. You again behaved towards these children in a manner which objectivised them as subjects of your sexual desire. This offending is represented within Count 4 towards Person 3 and Count 5 towards Person 4. Fortunately your victims of this wholly inappropriate and abusive behaviour reacted by distancing themselves from you. They left the bus you were driving and reported matters to their parents who in turn notified the police. When you were spoken to by the authorities at the time, Mr. Ahmed, you denied doing anything wrong.

I turn now to Counts 6, 8, 11, 12, 13, 15, 16 and 17. These counts relate to two more child victims of you, Afraz Ahmed. Counts 6, 8, 11, 12 and 13 relate to Person 5, who at the time was a child aged either 14 or 15. Counts 15, 16 and 17 relate to Person 6, who at the time was a child aged 14. This offending took place between January and June of 2005. At the time, Mr. Ahmed, you were 22 years old.

You first met Person 5 and Person 6, who were then friends, on Wilmslow Road in Rusholme, Manchester, at the start of that year. You invited them into your car and took them with some others of your friends to a flat in Rochdale that you had access to. At the flat, Person 5 and Person 6 were given alcohol and drugs. You were grooming them with a view to having sex with them, and so it was that when Person 5 was in no fit state to consent that night, as you well knew, you took her into a bedroom in the flat and raped her; the offence within Count 6. Your sexual abuse of Person 5 continued thereafter in similar fashion as she was again taken to the flat in Rochdale on a subsequent occasion. Once more, you drove her to the flat in your car and provided her with so much drink and drugs that she described herself as being “wrecked.” You were to drive her back to

South Manchester later, but not before you raped her in the bedroom again when you were well aware that she was in no condition to consent to sexual intercourse taking place; this is the offence within Count 8.

The offending within Count 11 reflects other acts of sexual intercourse in which you engaged in with Person 5 at a time when to your knowledge she was still a child. These acts took place at the flat in Rochdale and occurred five or six times. Person 5 may have consented to them but it is noteworthy that at the time she was either 14 or 15 years of age, you were approximately eight years older than her. Your sexual abuse of Person 5 took place not just at the flat, on at least two other occasions in your car, you drove Person 5 to a secluded spot, once more provided her with alcohol and drugs, and then encouraged her to perform oral sex upon you, an action this child undertook as you had asked each time. These two offences are represented within Counts 12 and 13 respectively.

At approximately the same time you were abusing Person 5, you were also sexually abusing her friend Person 6, having first groomed her for precisely that activity. After a significant degree of telephone contact between you and Person 6 following your first meeting her, Person 6, who was 14 years old at the time, believed she was in a relationship with you. You were eight years older than she was and you knew throughout that Person 6 was a child well under the age of 16. There was evidence at the trial that at the time you once picked her up in your car after she had been at school still wearing her school uniform.

Count 15 represents the first time that you and Person 6 had sexual intercourse: you drove her to a hotel and booked you both into a room; you provided alcohol; you went to bed with her and had sexual intercourse. Such was the success of your grooming

activities that Person 6 gave evidence that she then believed this was what boyfriends and girlfriends did, although she now recognises she was in fact being sexually exploited by you.

Count 16 represents another occasion when you took Person 6 to a hotel and had sexual intercourse with her, again having previously provided her with alcohol. So great was your control over Person 6 at the time that this act of sexual intercourse came a short time after you had previously argued with her, she having initially rebuffed your wishes to have sexual intercourse with her in the bathroom of the hotel room you had booked. In the course of this argument, you physically abused Person 6 by stubbing a cigarette out on her arm: the offence of assault represented by Count 17.

Counts 19, 20, 23 and 24. Each of these counts relate to you, Mohammed Miah, and represents your sexual abuse of three separate victims. Counts 19 and 20 are offences of rape and were committed by you upon Person 1. Person 1 met you when she was 14 years of age in 2005. You invited her and her sister to a house where you and another man lived. The two girls were given alcohol by you. In a bedroom upstairs Person 1 was sexually abused by the other man. A short time afterwards, when Person 1 was either 14 or 15, you invited her to the house again. You provided her with drugs and alcohol. You made it clear you wanted to have sexual intercourse with Person 1. She said she did not. You then became violent: you placed your hands around her throat, forcibly removing her lower clothing, and then raped her on the sofa in the living room. Once your abuse of her had finished, you unlocked the front door of the house and allowed her to leave. This violent rape of Person 1 is the offence within Count 19.

You raped Person 1 again about a week later and then repeatedly thereafter, again on these occasions at the house, and again having provided your victim with alcohol. This is the offending in Count 20 which is a specimen count.

Count 23 is an offence of rape upon a young woman, Person 7, which took place in 2010. Person 7 was 22 years of age at the time. On 4th April, you picked her up in your motor vehicle, you drove her to a supermarket where alcohol, a bottle of spirits, was purchased that you gave to her. You made sure she drank a significant quantity of the alcohol whilst she was sitting in the rear of your car. When you realised how drunk and vulnerable she had become, you drove her to your house, took her inside and raped her on the sofa in your living room. So drunk was your victim that she was unable to recall with clarity the events of that night the following day but was able to recount significant details to her flatmate that night and the police within the hours that followed your attack upon her. After the attack, you realised the police would become involved. You tried to cover your tracks by falsely pretending your car had been used by someone else. This, Mr. Miah, was predatory behaviour in which you preyed upon a vulnerable victim. Your willingness to do so is further illustrated by the facts of Count 24, an offence of attempting to abduct a child. Your victim in this case was Person 8, a 15-year-old school girl. In June of 2009, Person 8 was twice spoken to by you as she walked towards a school near to where you then lived. You were in your motor vehicle. You invited her by subterfuge to get into your car, telling her initially that her mother had asked you to pick her, Person 8, up. On the first occasion, she declined. On the second occasion, she again declined despite your offer to her of alcohol, cigarettes and a gift of hair straighteners. You appeared to be angry with this. Person 8, understandably frightened, left the scene and reported what had happened to her mother who was waiting for her

nearby. Your car registration number was recorded by Person 8's mother. Later that evening, Person 8's stepfather traced you via your car and challenged you. You offered an apology for what you had done. When the boot of your vehicle was then examined, alcohol, cigarettes and hair straighteners were found: the enticements you had earlier offered Person 8 and, in my judgement, a kit that you had with you to persuade vulnerable young girls or women into your car for the purpose of your sexual abuse of them.

I now turn to the facts of the counts in the second trial which falls to be sentenced by me. Counts 1, 2, 3, 4, 5 and 6. The absent defendant Mr. Hussain was convicted of each of these counts. They each relate to the same victim, Person 1, and portray the sexual abuse of Person 1 by Mr. Hussain which went on over a significant period of time from when Person 1 first met him in 2005 until as recently as September 2013.

Person 1 was either 14 or 15 when she first met Mr. Hussain. She knew him as "Crazy" – his nickname – and at the time Mr. Hussain was 28 or 29 years old, approximately twice the age of his victim. Mr. Hussain was well aware of Person 1's age at the time, she having told him this at their first meeting.

Counts 1, 2 and 3 reflect sexual activity which began and continued at that time between Mr. Hussain and Person 1, vaginal sexual intercourse, which took place at Mr. Hussain's house on Bellfield Crescent in Rochdale. Counts 1 and 2 are specific occasions when this activity took place. Count 3, a specimen count, illustrative of the frequency with which this abuse would occur until Person 1 attained the age of 16. Person 1 is unable to say the exact amount of times in which she had sexual intercourse with Mr. Hussain whilst she was a child. The evidence at trial suggests this was numerous, certainly more than three times, possibly less than ten. When she was older,

Person 1's evidence indicated that Mr. Hussain was prepared to commit rape in order to satisfy his wish to have sexual intercourse with her.

Count 4 is a specific incident which took place at the house in Bellshill Crescent. Person 1, now 17 years of age, became very drunk at the house. She had difficulty standing; so much vodka had she drunk. Mr. Hussain told her to go upstairs to a bedroom where he raped her, it being obvious to him that she was drunk and thus even more vulnerable than would usually be the case and in no state to consent to the sexual activity taking place.

Count 5 is a second specific act of rape that took place in September of 2013. Sometime after she was 17, Person 1 chose to distance herself from Mr. Hussain. She had little further contact with him following an incident when he tried to drag her into a motor vehicle. However, on a night in September 2013, Person 1 saw him delivering pizzas near to an address where she was then living. They spoke and arranged to meet later that night. Mr. Hussain came to Person 1's flat as arranged, and despite him being told by Person 1 that she did not wish to have sexual intercourse with him, he raped her in her bedroom, he having first given her so much alcohol, that Person 1 believes may have been spiked, that Person 1 was unable to remember with clarity the events that took place. Mr. Hussain's case that this, like other sexual activity he engaged in with Person 1 as an adult, was consensual was rejected by the jury.

Count 6 illustrates Mr. Hussain being willing to abuse Person 1 in another manner. The count confirms Mr. Hussain as having been willing to give Person 1 to another man to have sexual intercourse with whether Person 1 consented or not, specifically Mr. Hussain's purported uncle who also resided at the house on Bellshill Crescent. This activity, passing a child from one adult to the next for the purpose of non-consensual

sexual intercourse and thus facilitating the sexual abuse of a child by a second adult, is on any view an example of serious further sexual abuse of the child and merits, in my judgement, additional punishment. This specific incident of abuse took place when Person 1 was under 16 and was one reason Person 1 gave as to why she thereafter sought to distance herself from Mr. Hussain: the defendant agreed with a man purporting to be his uncle that the latter could have sex with Person 1; the defendant locked Person 1 in the house with this man and waited outside in his car; Person 1 was taken upstairs and raped in a bedroom before she was allowed to leave; Mr. Hussain still waiting outside in the car to make sure the agreement had been put into effect.

Counts 7, 8 and 9 and 10. These counts reflect further sexual abuse of Person 1 in 2006, this time by you, Rahan Ali. When you were 17 years of age in 2006, you worked in a gym in Rochdale. Person 1 attended an organisation called “Connections” nearby which tried to provide support to young people who had dropped out of school. You met Person 1 one day in the street and befriended her. She told you her age; she was then 15. A relationship developed between you. You had sexual intercourse with Person 1 on three occasions represented by Counts 8, 9 and 10: twice in the gym where you worked and once at a flat you had access to during a break from work. On each of these occasions, you made plans to ensure Person 1, although a 15-year-old child, was willing to engage in sexual activity with you. You had sex with her when you knew there would be no-one present in the gym, and you drove her to the flat for the purpose of sexual intercourse taking place.

You had sexual intercourse with Person 1 on one other occasion as well in 2006, this time without her consent, as you well knew. This is the offence in Count 7. You made arrangements to take Person 1 and her sister to a flat in a car. You went together with

another man. Your planned purpose, it seems, was for you to engage in sexual activity: you with Person 1, the other man with her sister. Person 1's sister left, she not being willing to go along with the plan after you had locked her and Person 1 in the flat for a period of time. However, against her will, you then dragged Person 1 into a bedroom by her wrists and threw her on a bed whilst the other man waited outside the room. You then raped Person 1 who only then was allowed to leave. Person 1 ended her relationship with you after this. She had been aged 15 throughout.

Counts 11, 12, 13 and 14. These counts reflect the sexual abuse of Person 1 by you, Kutab Miah. At the time, Person 1 was 15 years of age; you were 26 years of age. Person 1 told you her correct age when you met. You also met Person 1 whilst she was attending at Connections. You were known to her as Chiko and you would pick her up in your car after she had been to Connections for part of the day. You would then take her to a flat in Rochdale above a shop owned by a friend of yours who had a dubious reputation.

At the flat and elsewhere, you would have sexual intercourse with Person 1, acts that Person 1, although to your knowledge a child, was willing to engage with you in. Person 1's evidence is that this activity took place on at least four occasions and is the activity covered by Counts 11, 12, and 13 on the indictment, one of which is a specimen count.

Count 14, an offence of rape, represents the sole occasion Person 1 says she was forced by you to have sexual intercourse with her without her consent. This took place in the flat above the shop, where despite Person 1 telling you at the time that she did not want to have sexual intercourse, you insisted that it took place. She said "no" to you, but

you had sex with this child of 15 anyway, being well aware of her age at the time and that she did not consent.

Counts 15, 16, 17 and 18. These counts reflect the sexual abuse of a further victim in this case, Person 2, a young girl aged 15 throughout the period of offending by you, Mohammed Dauood. The abuse took place in the early part of 2005. At the time you, Mr. Dauood, were 27 years of age. It is clear from her victim impact statement that Person 2 has been significantly psychologically harmed by your abuse of her.

You met Person 2 outside a taxi rank in Bury. You knew some of those who worked at the rank and would drive there often to meet them and others who frequented the taxi rank on a social basis. One of these was Person 2 who came to the rank with her older sister. Person 2 liked you. One night you invited her to go for a drive in your car. She told you her age – 15; she did so because she was unsure what your intentions towards her were when she agreed to go with you. Those intentions became apparent soon enough: you drove her to a housing estate; you gave her vodka to drink; you encouraged her to drink it, at one point holding the drink to her lips, encouraging her to drink more; you asked her to join you in the rear of the car; she was scared and drunk; you told her to lie down in the car; she resisted you, but you made threats to her, locked her in the vehicle, and then raped her. You then drove her back to the taxi rank. This is the offence within Count 15.

Count 16 is a second offence of rape upon Person 2. After completing your work one evening delivering pizzas, you drove Person 2 to a secluded car park in Rochdale and gave her vodka. You told her you wanted sex again. Person 2 said she did not. You became verbally abusive towards her, belittling and humiliating her, calling her “a joke” and telling her to shut up. You raped her once more in the back of your car, taking her

back to her home in Bury afterwards, warning her against telling anyone what had taken place or you would come looking for her.

Count 17 is a third offence of rape upon Person 2. This time you took her to a car park in Fairfield Hospital, Bury, in your car. Again you provided her with vodka and made it clear you wanted to have sexual intercourse. Person 2 told you that she felt unwell and was concerned you may be overlooked by others. She made it plain she did not want to have sex. Your response was to lock her in the car with you, remove her lower clothing and rape her. You took her home afterwards.

Count 18 relates to one occasion Person 2 accepts having consensual sexual intercourse with you, even though to your knowledge she was a child aged 15 at the time; you were approximately 12 years older than she was. You took her to Manchester one night in your car. You went out in the city centre, but left Person 2, a 15-year-old child, alone locked in your car for a number of hours. On your return you took Person 2 to a secluded spot near some woods in Rochdale where sexual intercourse took place in your car. You returned her home afterwards.

Counts 19 and 20. These counts relate to the abuse by you, Mr. Dauood, of Person 1. She is your second victim in these proceedings. You first met Person 1 in 2008. She was then aged 17, you approximately 29 or 30. You developed a consensual sexual relationship with Person 1 at the time, which given Person 1 was over 16 did not infringe the law. On one occasion, however, sexual activity between you and Person 1 was far from consensual. Like your other victim, you regularly provided Person 1 with alcohol when you saw her. On this occasion at your home Person 1 was so drunk she fell asleep or unconscious to then wake up and find you on top of her partially naked body, removing a condom from your penis. Person 1 is unsure as to whether sexual

intercourse had taken place, but at the very least your conduct towards her, as I have described, amounts to a sexual assault upon her.

Count 20 is an offence of assault upon Person 1, causing her actual bodily harm and is indicative, in my judgement, of the violent way in which you behaved towards Person 1 during your relationship with her, and in particular when in disagreement with her.

In the days before visiting a support worker, Person 1 and you argued over whether or not she should have a termination of a pregnancy, both of you then believing you were the father of the child Person 1 was carrying. In the course of this argument, you assaulted her, knowing that she was pregnant, causing injury to her back and legs and splitting her lip. These injuries were observed by Person 1's support worker at the subsequent meeting. The worker was sufficiently concerned at the risk that you presented to Person 1 that she manufactured a letter for Person 1 to show you, suggesting an appointment for a termination had been made.

I move now to Counts 21, 22 and 23. These counts reflect the sexual abuse of Person 1 by you, Abid Khan. This offending took place in 2006/7 when Person 1 was 15 years of age. At the time you, Mr. Khan, were aged 29 to 30. You developed a sexual relationship with this child which lasted for a short period of time and was characterised by numerous acts of sexual intercourse which took place, it appears, in your car at a farm to where you drove near to Syke Pond in the Rochdale area. Counts 21 and 22 reflect specific incidents when acts of sexual intercourse took place.

Count 23 is a specimen count reflecting up to six further occasions when sexual intercourse took place. On each occasion sexual intercourse took place, you, Mr. Khan, were well aware of Person 1's age, given her domestic circumstances, the details of which she had shared with you.

Whilst at the time you lived in Liverpool, you made arrangements to meet Person 1 in Rochdale on the occasion of you visiting members of your family who lived in the Rochdale area. Your sexual abuse of this child was therefore planned by you and took place on many occasions.

When you were spoken to about your relationship with Person 1 by the police, you lied about its existence, saying you did not know Person 1 and had no clear idea who she might be. You repeated these lies to the jury at your trial. The jury rejected them.

Finally, Count 24. This reflects the sexual abuse of Person 1 by you, Mohammed Zaheed. This took place on one occasion in 2005 to 2007 when Person 1 was 14 to 15 years of age; you were in your mid-40s. You were the proprietor of a market stall in Rochdale Market. The stall sold ladies hosiery. At the time, Person 1 would visit your stall to buy tights for school. She called you Immy and you appeared to be kind to her, treating her in a friendly way when she came to the stall. You were to meet Person 1 away from the market on one occasion. You took her to a house on Ramsey Street where you engaged in sexual intercourse with this child on a couch in the living room. Afterwards before she left, you offered her money which she declined, the fact that you treated her as though she were a prostitute, she says, making her angry with you.

Now application of the sentencing guidelines relevant in this case. In relation to the first trial, I categorise the offending as follows. Counts 1 and 2. There are no guidelines for offences of conspiracy to rape. The substantive offence illustrates Category 2 Harm, the vulnerability of Person 1, and culpability at level A: abuse of trust; significant degree of planning. There are additional aggravating features which relate to the location of the offending; a child at risk at a venue used for drug-dealing.

Counts 4 and 5, penile penetration of the mouth being encouraged therefore Category 1 Harm. Culpability falls within A because there is abuse of trust and a significant disparity in age. I shall sentence on the basis that this was of course incitement to engage in the activity towards two children rather than engaging in the activity itself.

Counts 6 and 8. These are Category 2 Harm offences due to the vulnerability of this victim who had been groomed, given alcohol, and taken to a flat some distance from her home. Use of alcohol leads to A level culpability. In the circumstances, I have come to the view that there may not be other additional aggravating factors which apply here.

Counts 11, 12 and 13. Category 1 Harm, level A Culpability: targeting of a vulnerable child; significant disparity in age; use of alcohol. No additional aggravating factors.

Counts 15 and 16. Category 1 Harm, level A Culpability: targeting of a vulnerable child; significant disparity in age; use of alcohol; use of violence.

Count 17. A Category 1 offence. Greater harm; vulnerable victim, and higher culpability as a cigarette being used as a weapon.

Counts 19 and 20. Category 2 Harm: vulnerability of Person 1, and level A Culpability: use of alcohol and drugs; previous violence against victim. No additional aggravating feature beyond this, as outlined.

Count 23. Category 2 Harm: vulnerability of Person 7, given level of intoxication; sustained incident, and level A Culpability: use of alcohol.

Count 24. There are no guidelines for this offence. It is aggravated by the offence having been planned and the likely sexual purpose for which the offence was committed. I accept the offence is an attempt and therefore no actual abduction took place.

I just pause for a moment, if I may, Mr Usher. As far as Counts 19 and 20, I think it is Category 2B, is it not, not 2A?

MR. USHER: 2B, yes.

JUDGE POTTER: Yes. Sorry, I beg your pardon. In relation to the second trial, I categorise the offending as follows. Counts 1, 2 and 3. Category 1 Harm, level A Culpability: vulnerable victim; significant disparity in age.

Counts 4 and 5. Category 2 Harm, given Person 1's vulnerability. Level A Culpability, given use of alcohol to facilitate the offence. No other aggravating factors in the circumstances. That should be B as well, should it not?

MR. USHER: Yes.

JUDGE POTTER: Count 6. There are no guidelines for conspiracy to rape. It is a substantive offence I categorise as Category 2 Harm, given Person 1's vulnerability and her prolonged detention in a locked house. Level A Culpability is present following the plan that Person 1 would be raped inherent within the conspiracy; the plan evidenced by the defendant remaining outside in his car.

Count 7. Category 2 Harm, given Person 1's vulnerability. Level A Culpability, given your victim was taken to a flat with another for the purpose of sexual intercourse. There are no other aggravating features.

Counts 8, 9 and 10. Category level 1 Harm and level A Culpability, given the planning that took place. No other aggravating features.

Counts 11, 12 and 13. Category 1 Harm. Level A Culpability, given Person 1's vulnerability and the significant disparity in age. No other aggravating features in the circumstances.

Count 14. Category 2 Harm, given Person 1's vulnerability, but level B Culpability: the location of the offence provides an additional aggravating feature – the flat above a shop.

Counts 15, 16 and 17. Category 2 Harm: vulnerability of Person 2, A, given her age and her level of intoxication; Person 2 was subject to detention in a locked vehicle and some degree of humiliation, given the verbal abuse to which she was subjected. She has been caused significant psychological harm. These are level A Culpability offences, given the use of alcohol, planning being involved, and a clear abuse of trust. There is an additional aggravating factor, given the location of the offences: often secluded areas where Person 2 was driven at nighttime some distance from her home in Bury.

Count 18. Category 1 Harm. Level A Culpability: planning involved, given where Person 2 was taken; abuse of trust, and significant disparity in age.

Count 19. Category 2 Harm, given Person 1's level of vulnerability and state of intoxication. A Level Culpability. No evidence that alcohol was used by the defendant to facilitate the offence. However this was a planned offence by the defendant, as evidenced by his use of a condom; targeting a particularly vulnerable victim.

Count 20. A Category 2 offence giving Greater harm being evidenced by the vulnerability of your victim who suffered a sustained assault.

Counts 21, 22 and 23. Category 1 Harm. Level A Culpability, given vulnerability of Person 1, and significant disparity in age. No other aggravating features.

Count 24. Category 1 Harm. Level A Culpability, given Person 1's vulnerability, and significant disparity in age. No other aggravating features.

So I now turn next to an analysis of your particular offending beyond what I have already said in my analysis of each count in respect of previous convictions, if any, and the mitigation available to each of the defendants.

I start first with you, Afraz Ahmed. You are now 33 years of age. You have no previous sexual offending recording against you although you do have a previous conviction for affray. I have read the PSR in your case and the references you have provided me with. I have listened carefully to everything said on your behalf. I am to sentence you regarding offending in relation to five children whom you sexually abused for the most part more than once over a significant period of time from 2005 to 2007. I apply the principle of totality in sentencing you.

Throughout the time of your offending, you presented, Mr. Ahmed, in my judgement, as a significant danger to female teenage children, objectivising your vulnerable victims so that you could exploit them for your own sexual desires. One you treated as a commodity, agreeing to rape her in exchange for drugs, others you sought out, groomed, and then sexually abused by either raping them or having sexual intercourse with them despite them being, to your knowledge, 14 or 15 years of age.

I must consider whether you should be sentenced as a dangerous offender. I have come to the view that you should not. I come to this view because: **1.** You have no previous sexual offences recorded against you; **2.** This offending took place for the most part ten years ago and there is no evidence before me that you have offended in a similar manner since; **3.** I am going to impose upon you an order without limit of time which will restrict your contact with young females in the community when you are eventually at liberty – a Sexual Harm Prevention Order; **4.** The length of the custodial sentence I am about to impose upon you will provide for a significant period of time with you in

custody and thereafter on licence so as to allow for rehabilitative work to be undertaken with you so as to reduce your risk of reoffending in a similar manner; 5. I note the assessment in the PSR and the contents of your references, it follows that I will shortly impose upon you a determinative sentence.

David Law. You are 46 years of age. You have a long list of previous convictions to which I have already referred: 39 sets of offences, , disclosing 95 offences themselves. You have been convicted in the past for dishonesty and violence but not sexual offending. You fall to be sentenced in relation to two counts which relate to [REDACTED] [REDACTED] whom on two specific occasions you cynically exchanged for sex so that you could acquire drugs, [REDACTED]

[REDACTED] The psychological harm you have caused your [REDACTED] er at the time and thereafter by this treatment of her may well have been significant, notwithstanding that she most recently says you did her no wrong. I apply in your case the principle of totality. I have read the PSR and listened to submissions on your behalf. I do not view you as an offender to be sentenced within the dangerous provisions, given your lack of previous sexual offences and the fact that whilst these offences are highly abusive of Person 1, there is no evidence before me to suggest that you would or could have the opportunity to offend in a similar manner again. In this regard, I also note the offender assessment as to dangerousness in your PSR. You too will shortly receive a determinative prison sentence.

Mohammed Furuz(?) Miah. You are 40 years of age. You have criminal convictions recorded against you for sexual offences which post-date the offences I am to sentence you for. Your convictions therefore do not aggravate the offences I must sentence you

for but are relevant to my assessment of you within the dangerous provisions to which I shall turn in a moment.

You fall to be sentenced in relation to four counts which relate to three separate victims. In sentencing you, I take into account the principle of totality and everything else said on your behalf. Each of your victims were young females, two of them, Person 7 and Person 8, you appear not to have known well, if at all, prior to the date of the offending, and the third, Person 1, you invited to your house on the day you met her only for her to be sexually abused by another man on the same day in your house. You were then to rape her yourself within a short time of knowing her. I have already commented that the facts of your rape of Person 7 suggests predatory behaviour towards her, your attempt to abduct Person 8, a 15-year-old child, into your car using enticements stored in the boot of your vehicle is further evidence of this predatory behaviour. I also take notice of the evidence given at trial by two other young females from the Rochdale area, Person 9 and Person 10, that they, too, were approached by you, a complete stranger to both of them, in or near your vehicle and either offered cigarettes by you or you requested from them their personal details. I now turn to my assessment of you within the ‘dangerous’ provisions. Despite your protestation at trial to the jury that you had been in some way “cured,” given the sentences imposed upon you for your offending in 2011 and 2014, the fact remains, Mr. Miah, that by the age of 40 you have now been convicted of sexual or other offences against at least six young females ranging in seriousness up to the rape of two of them. You have previously been made the subject of an extended sentence under Section 226A of the Criminal Justice Act of 2003. This sentence was imposed upon you at this court in July of 2014 and you remain subject to it. Had the offences I am sentencing you for today been dealt with in July 2014, I have

no doubt the immediate custodial part of the sentence imposed upon you would have been far longer as may have been the extended licence period. As I have already indicated, I will take into account the principle of totality in your case, given the sentences previously imposed upon you, but I reject any suggestion that, looking at your offending as a whole, your risk to the public has been reduced such that you should no longer be viewed as a dangerous offender. Your PSR assesses you currently as posing a level of risk which merits you being sentenced as a dangerous offender. This reinforces my view that you are currently a dangerous offender, as appears to have been the case when you were sentenced in 2014. In my judgement, no significant progress as to the reduction in risk that you pose has been made since then.

Applying the statutory criteria, you have been convicted of a specified offence listed within Schedule 15 of the Criminal Justice Act of 2003 in the proceedings before me. I am of the view that there remains a significant risk of serious harm to the public from your commission of future specified offences. I acknowledge that at the time you committed the offences I am to sentence you for, you had not *then* been convicted of an offence within Schedule 15, however some of the offences I am to sentence you for do justify a determinate sentence of at least four years, although not, in my judgement, the imposition of a sentence of imprisonment for life. I come to the view therefore that an extended sentence of imprisonment is appropriate in the circumstances, the length of which I shall indicate at the end of these sentencing remarks, such a sentence reflecting the aggravating features of the offences I am sentence you for, as I have outlined them, together with such mitigation as is available to you, including the principle of totality.

Choudhury Iklaq(?) Hussain, the absent defendant. Mr. Hussain is 38 years of age. He has previous convictions although no previous convictions for sexual offending. I

am to sentence him in relation to his sexual abuse, including the rape twice of one victim, Person 1, over a significant period of time when Person 1 was both a child and a young adult. The abuse includes Mr. Hussain conspiring for his victim to be raped by a second person once, as the jury found within Count 6. The fact that by his acts Mr. Hussain exposed his victim, then a child, to serious sexual abuse, i.e. rape, by a second person allows me, as I have already explained, to impose a consecutive sentence for Count 6. In this regard, I will apply the principle of totality.

There is no PSR in Mr. Hussain's case and thus no dangerousness assessment undertaken by the Probation Service. I have listened carefully to what submissions can be made on Mr. Hussain's behalf, given his absence, and I note that no objection is taken to my proceeding to sentence Mr. Hussain in his absence. Given the dates for most of the offending, Mr. Hussain's lack of previous convictions for sexual offences, and that Mr. Hussain falls to be sentenced in respect of one victim alone, I do not propose to sentence him within the dangerous provisions, a significant determinate sentence is appropriate in his case.

Rahan Ali, you are now 27 years of age, having committed the offences I am to sentence you for when you were 17 years of age and your victim two years younger. You have no convictions recorded against you save for those I must sentence you today. There is no PSR in your case you consenting to be sentenced without one being prepared. I have listened to everything said on your behalf. I will apply the principle of totality. I do not view you as being a dangerous offender in the circumstances of this case, given your lack of previous convictions, that you abused one victim in this case, and these events happened some time ago, there being no evidence of repeat offending in the interim.

Kutab Miah. You are 35 years of age. You have no convictions recorded against you save for those I must sentence today. I have read the PSR in your case. I have listened to everything said on your behalf and have reminded myself as to the contents of the character references placed before the jury during the course of your trial. Again I will apply the principle of totality. I do not view you as being a dangerous offender in the circumstances, taking into account similar features in your case as I have just outlined in relation to your co-accused Mr. Ali.

Mohammed Dauood, you are 38 years of age. You have previous convictions including two previous convictions for sexual offences which took place in May of 2008 and you being sentenced for them in March of 2009. You received a determinative sentence in respect of these two offences and were not then viewed as a dangerous offender. These offences therefore took place after you abused Person 2 within Counts 15 to 18 in the proceedings before me and at approximately the same time as you abused Person 1 in Counts 19 and 20 in the proceedings before me. To this extent I do not view your previous convictions therefore as aggravating the offences I must sentence you for today although they are relevant to the 'dangerous' assessment that I must make in your case. You are to be sentenced for the abuse of two victims, both young females, one a child at the time whom you raped. I apply the principle of totality. I have read the PSR in your case and the letter you gave to me this morning. I have listened carefully to the submissions made on your behalf. I have considered whether or not to sentence you as a dangerous offender. Despite the contents of the PSR and the risk assessment therein, I have just about come to the view that I should not. I have come to this view for the following reasons: **1.** The date of the most serious offending I am to sentence you for is over 11 years ago, you do not fall to be sentenced today for any penetrative sexual abuse

of a child since then; **2.** The sentence I am going to impose upon you is of such length as to allow for rehabilitation work to be undertaken with you both in custody and the community so as to reduce significantly the risk you pose to other young females, a course of action proposed in your PSR; **3.** I am going to impose upon you a sexual harm prevention order which will significantly affect your liberty and reduce the risk of further offending by you in the future of a similar nature; as you know, that order will be without limit of time; **4.** Your convictions in 2009, as I have said, resulted in you receiving a two-year sentence of imprisonment and not being sentenced within the dangerousness provisions, there is no evidence before me that your risk of reoffending towards young females has increased since then beyond the contents of the assessment within the PSR.

Abid Khan, you are 39 years of age. You have no convictions recorded against you save for those I must sentence today. I have listened to everything said on your behalf. I apply the principle of totality. I do not view you as being a dangerous offender in the circumstances. I come to this view because of your lack of previous convictions, the time period that has elapsed since the commission of the offences I am to sentence today, and the fact that you abused one victim alone in this case, albeit on numerous occasions. You have consented to sentence without a PSR.

Mohammed Zaheed, you are 55 years of age. You too have consented to being sentenced without a PSR. You have previous convictions recorded against you, but no convictions for sexual offences. You are to be sentenced for a single offence against one child, an offence which took place approximately a decade ago. I have listened to everything said on your behalf. I do not view you as a dangerous offender in the circumstances. This offence took place a significant time ago and can properly be

viewed as a single serious incident of child abuse by you, as opposed to repeated sexual offending against more than one victim.

Now, prior to my imposing the sentences in this case, I need to determine the Sexual Harm Prevention Order application in relation to Mr. Law.

MR. USHER: Yes.

JUDGE POTTER: What I propose to do is deliver a judgment in relation to that which, of course, is not relevant in relation to the other defendants, and so, Mr. Law, would you stand up, please? No, just Mr. Law to stand up, please. Thank you. You can sit down, gentlemen. Mr. Law, will you please go downstairs and wait down there? I shall call you up again when I have finished the sentencing of your co-accused.

The defendant Law was taken to the cells

JUDGE POTTER: Firstly, would Afraz Ahmed stand up. Mr. Ahmed the sentences are as follows. In relation to Count 1: conspiracy to rape Person 1, there will be a sentence of 11 years. In relation to Count 2: conspiracy to rape Person 1, there will be a sentence of 11 years to run concurrently. In relation to Count 4: inciting a child to engage in sexual activity, Person 3, there will be a sentence of one year. In relation to Count 5: inciting a child to engage in sexual activity, Person 4, a sentence of one year. That will be to run concurrent with the one year I have just imposed upon Count 4, but will run consecutive to the 11 years I imposed upon Counts 1 and 2.

In relation to Count 8: rape of Person 5, applying the principle of totality, there will be a sentence of eight years. In relation to Count 11: sexual activity with a child, Person 5, four years concurrent to those eight years. On Count 12: sexual activity with a child, Person 5, four years to run concurrent with those eight years. In relation to Count 13: sexual activity with a child, Person 5, five years to run concurrently with the two sentences of four

years and the sentence of eight years. A total of eight years, that to run consecutive to the sentence of 11 years and one year I have already imposed.

In relation to Count 15: sexual activity with a child, Person 6, there will be a sentence of five years. In relation to Count 16: sexual activity with a child, Person 6, a concurrent sentence of five years to the one I have just imposed on Count 15. In relation to Count 17: assault occasioning actual bodily harm, Person 6, a sentence of 18 months' incarceration, that to run concurrently with the two sentences of five years I have just imposed upon Counts 15 and 16, that total sentence of five years to run consecutively to the sentence of 11 years, one year and eight years I have just imposed in relation to the other counts. That makes a total sentence of 25 years.

You will serve half of that sentence in custody. You will then be released on licence to serve the remaining half on the community. If you breach the terms of your licence or reoffend whilst on licence, you face the prospect of recall. Each and every day you have spent in custody will count towards the sentence I have just imposed upon you. The exact amount of days will be calculated by the prison authorities. You must notify, in accordance with the Sex Offenders Register for the rest of your life. I impose upon you the Sexual Harm Prevention Order I outlined earlier on without limit of time. There will be no order regarding costs of compensation and three orders follow regarding working with children. 25 years. You may go downstairs (Clapping was heard from the public gallery). Go downstairs, please.

The defendant Ahmed was taken to the cells

JUDGE POTTER: Should there be another word spoken by that person in the public gallery, I shall ask that person to be removed. Would you please stand up, Mohammed Miah? As I have previously indicated, you are to be sentenced as a dangerous offender. The

custodial term I impose are as follows. In relation to Count 19: rape of Person 1, the sentence of ten years. In relation to Count 20, specimen count: rape of Person 1, a concurrent sentence of 13 years. In relation to Count 23, the rape of Person 7, applying the principle of totality, a sentence of eight years which will run consecutive to the 13 years I have just imposed. In relation to Count 24, an offence of attempting to abduct a child, Person 8, a sentence of two years which will run consecutive to the sentences I have just imposed by applying the principle of totality. It follows that the appropriate custodial term is a sentence of 23 years. I impose upon you an eight-year extended licence period called the 'extension period' meaning that the entirety of the extended sentence is one of 31 years' duration. The days you have spent in custody will count towards the custodial element of that extended sentence. You may be released after you have served two-thirds of the custodial term, subject to the Parole Board's assessment as to whether you remain a dangerous offender then. Alternatively, you may have to serve the entire custodial term of 23 years depending upon that dangerousness assessment and its continuum. I impose upon you a sexual harm prevention order without limit of time. You too must have notification under the Sex Offenders' Register for the rest of your life. I make no order regarding costs or compensation. I make an ancillary order regarding you having any future employment in relation to children. The extended sentence then, 31 years, 23 of which is the appropriate custodial term, eight years of which is the extension period. You too may go downstairs.

The defendant Mohammed Miah was taken to the cells

JUDGE POTTER: Mr. Batra, I think you are being kind enough to make a note of the sentence in relation to Mr. Hussain.

MR. BATRA: I am.

JUDGE POTTER: The sentence is as follows. In relation to Count 1: sexual activity with a child, Person 1, a sentence of five years. In relation to Count 2: sexual activity with a child, Person 1, five years. In relation to the specimen count, Count 3: sexual activity with a child, Person 1, a sentence of six years. In relation to Count 4: rape of Person 1, 12 years. In relation to Count 5: rape of Person 1, 12 years. Each of those sentences on Counts 1 to 5 will run concurrently. In relation to Count 6, there will be a sentence of seven years applying the principle of totality. That sentence will run consecutive to the sentence I have just imposed, making a total sentence of 19 years. There are no days to count. The notification requirements are triggered as are the making of ancillary orders save I do not propose to make at this point a sexual harm prevention order in this case. I decline to do so because Mr. Hussain is beyond the jurisdiction and it is currently not practicable for me to impose an order upon him accordingly. I come to the view that this does not preclude me from making such an order in the future. There will be no order for costs or compensation. That being a determinate sentence, Mr. Hussain will of course serve when he is eventually incarcerated half, he will be released on licence for the second half.

Rahan Ali, please will you stand. The sentence I impose upon you is as follows. In relation to Count 7, the rape of Person 1, a sentence of seven years. In relation to Count 8: sexual activity with a child, Person 1, three years. In relation to Count 9: sexual activity with a child, Person 1, three years. In relation to Count 10: sexual activity with a child, Person 1, three years. Each of those sentences will run concurrent with each other, making a total of seven years. You will serve half of that in custody and half on licence. Breach the terms of your licence or reoffend, you will find yourself being recalled. Each day you have spent in custody will count towards the sentence I have just

imposed upon you. The exact amount of days to be calculated by the prison authorities. You are subject to notification on the Sex Offenders' Register for the remainder of your life. I make the Sexual Harm Prevention Order outlined earlier on. I make the appropriate ancillary orders in relation to working with children. There will be no orders for costs or compensation. Seven years. Please go downstairs.

The defendant Ali was taken to the cells

JUDGE POTTER: Kutab Miah, please would you stand up? In relation to Count 11: sexual activity with a child, Person 1, a sentence of five years. In relation to Count 12: sexual activity with a child, Person 1, a sentence of five years. In relation to the specimen count, Count 13: sexual activity with a child, a sentence of five years. In relation to Count 14, the offence of rape of Person 1, a sentence of nine years. Each of those sentences will run concurrent with each other, making a total sentence of nine years. You will serve half. Whilst you are on licence after serving half, you must abide by the terms of your licence and not reoffend otherwise you may be recalled once more to custody. Each day you have spent in custody to this point will count towards the sentence I have just imposed upon you. I have made a sexual harm prevention order. I make the appropriate ancillary orders. There will be no order regarding costs of compensation. Nine years.

The defendant Kutab Miah was taken to the cells

JUDGE POTTER: Mr. Dauood, would you stand up, please? In relation to Count 15, the rape of Person 2, there will be a sentence of 13 years. In relation to Count 16, the rape of Person 2, a sentence of 13 years. In relation to Count 17, the rape of Person 2, a sentence of 13 years. In relation to Count 18, sexual activity with a child, Person 2, a

sentence of five years. Each of those sentences will run concurrent with each other, a total of 13 years.

In relation to Count 19, the sexual assault of Person 1, a sentence of three years. In relation to Count 20, the assault upon Person 1, a sentence of nine months, the nine months running concurrent to the three years I have just imposed upon you upon Count 19 but consecutive to the 13 years I imposed on the earlier four counts. That makes a total of 16 years. You will serve half of that period in custody and the remaining half on licence. If you breach the terms of your licence or reoffend, you will be recalled to custody. Each and every day you have spent in custody will count towards the sentence I have imposed upon you. The amount of days to be calculated by the prison authorities. I impose upon you a sexual harm prevention order as I have outlined already. I make the appropriate ancillary orders. There will be no order for costs or compensation in this case. 16 years. Please go downstairs.

The defendant Dauood was taken to the cells

JUDGE POTTER: Abid Khan, please will you stand up? In relation to Count 21: sexual activity with a child, Person 1, a sentence of six and a half years. In relation to Count 22: sexual activity with a child, Person 1, a sentence of six and a half years. In relation to the specimen count, Count 23: sexual activity with a child, a sentence of six and a half years. Each of those sentences will run concurrent with each other, a total of six and a half years. You will serve half of that period in custody and the remaining half on licence. If you breach the conditions of your licence or reoffend you will be recalled to custody. Each and every day you have spent in custody to date will count. The exact amount of days to be calculated by the prison authorities. I make a sexual harm prevention order as previously outlined. I make the ancillary orders regarding working

with children. There will be no order regarding costs of compensation. Six and a half years. Please will you go downstairs.

The defendant Khan was taken to the cells

JUDGE POTTER: Mohammed Zaheed, please will you stand up? In relation to Count 24: sexual activity with a child, Person 1, the sentence is five years. You will serve half of that sentence in custody and the remaining half on licence. If you breach your licence conditions or reoffend you will be recalled to custody or may be. Each and every day you have spent in custody will count towards the sentence I have imposed upon you. The amount of days to be calculated by the prison authorities. I make a sexual harm prevention order in your case. I make the appropriate ancillary orders regarding working with children. There will be no orders regarding costs or compensation. Five years. You may go downstairs.

The defendant Zaheed was taken to the cells

JUDGE POTTER: Now, when it is appropriate to do so, firstly, the interpreters can come out of the dock and then please may I have David Law from downstairs back again. Mr. Usher, when I was outlining guidelines, I am conscious that certainly in relation to one case I became confused as to whether it was A or B Culpability.

MR. USHER: Yes.

JUDGE POTTER: To make it clear to all the way I apply the guidelines reflects the way in which you were kind enough to provide your approach to the guidelines and your Opening as in fact I made clear yesterday.

MR. USHER: Yes. Thank you.

The defendant LAW resumed in the dock

JUDGE POTTER: David Law, in sentencing you I first of all deal with the application to be made in your case for a sexual harm prevention order. I have considered the content of the proposed order, heard brief oral submissions on behalf of the Crown, brief oral submissions on behalf of yourself from Mr. Morris and I have read Mr. Morris's brief skeleton in relation to the application itself. I have considered carefully the merits of the application and this is my judgment

RULING

JUDGE POTTER: I decline to make a sexual harm prevention order in your case. I do so for the following reasons. **Firstly**, the offending in this case by you involves your agreement that [REDACTED]

[REDACTED] That is appropriate in terms of assessment of risk of future offending causing harm to others. **2.** The date of the offending that you have been convicted of is of some antiquity, there is no evidence of similar offending since by you.

3. [REDACTED]

[REDACTED]

[REDACTED] **4.** I agree with Mr. Morris's view that part of the order as applied for some terms of it are plainly unworkable. Finally, I have considered in the light of foregoing whether there is any need for an order in your case balancing the risk of future offending and proportionality. I have come to the view that such an order in the particular circumstances of your case need not be made particularly in light of the lengthy custodial sentence I am about to impose upon you in your case and the rehabilitation that will take place by way of work with you therein.

Mr. Usher, I will not be making an order then in that case.

I turn then to the sentences in relation to you on Counts 1 and 2 of the indictment. In relation to Count 1: conspiracy to rape Person 1, a sentence of 11 years. In relation to Count 2, a concurrent sentence of 11 years. Total sentence therefore 11 years. You will serve half of that in custody, half on licence. If you breach the terms of your licence or reoffend whilst on licence, you will find yourself recalled once more to custody. Each and every day that you have spent in custody will count towards the sentence I have just imposed upon you. The exact amount of days to be calculated by the prison authorities. You will find yourself subject to notification for life on the Sex Offenders' Register. I decline to make a sexual harm prevention order as I have just outlined. There will be no order regarding costs or compensation and I make the appropriate ancillary orders in relation to working with children. 11 years. Please go downstairs.

Marten Walsh Cherer hereby certifies that the above is an accurate and complete record of the proceedings or part thereof.

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