

CITY OF WOLVERHAMPTON
COUNCIL

Body Modification – Regulating our High Street

Charlotte Rose Senior Environmental Health Officer Commercial Safety

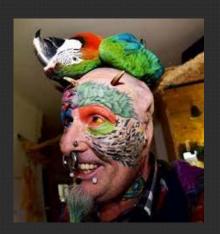
Body Modification

is the deliberate altering of the <u>human anatomy</u> or <u>human physical appearance</u>. It is often done for aesthetics, sexual enhancement, rites of passage, <u>religious beliefs</u>, to display group membership or affiliation, in remembrance of lived experience, traditional symbolism such as <u>axis mundi</u> and <u>mythology</u>, to create <u>body art</u>, for <u>shock value</u>, and as self-expression, among other reasons.

Body Modification is a practice available on the high street, commonly offered within Tattoo and Body Piercing Studio's carried out by non – medical practitioners.

Body Modification is a permanent irreversible procedure.





Our approach

- Onsite visit to the studio Princess Alley
- Met with Mr E. Lott customer
- Engaged with: Public Health England

Care Quality Commission

General Medical Council

Department of Health

Royal College of Surgeons

- Legal Services, City of Wolverhampton Council
- West Midlands Police
- Queens Chambers David Travers
- Expert Opinion Ear, Nose and Throat Surgeon (someone who had carried out a procedure of a similar nature)

QC advice: David Travers

- Considered: The Health & Safety at Work etc Act 1974
 Anti Social Behaviour , Crime & Policing Act 2014
 Consumer Protection Act 1987
- Opinion: Health & Safety at Work etc Act 1974 consideration as to whether a risk of serious personal injury exists via support of an expert opinion
- Instructed Dr David Snow Ear, Nose & Throat Surgeon
- Dr Snow: Medico Legal experience

Removed ears - trauma or tumours purposes

Expert opinion: Ear Removal & Tongue Split

- Later went on to remove the full conch additional instruction
- Following police arrests for tongue splitting additional instruction
- Ear Removal & Tongue Split reports to include:

Consultation

Training

Environment

Procedure

Risks involved

After care

Police Charges – January 2017

- Section 18 GBH with intent x 3 (OAPA)
- Wound / inflict GBH without intent x 3 (OAPA)
- 24th March 2017 plea hearing not guilty
- Nipple Removal
- Tongue Splitting
- Ear Removal

Court of Appeal

- They are serious irreversible procedures not warranted medically. They have adverse physiological consequences and involve significant risk
- It is not in the public interest to decriminalise such activities when performed with the consent of the customers
- What the defendant undertook for reward in this case was a series of medical procedures performed for no medical reason.
- Appeal dismissed
- Later refused appeal to the Supreme Court

Sentence – HHJ Nawaz

- 3 Counts of causing GBH with intent to do GBH contrary to S18 of the Offences Against the Persons Act 1861
- Changed to a Guilty Plea to all 3 counts
- All carried out for commercial gain, and admits to exposing each of his clients to serious risk of serious harm. He was not trained as to how to respond in the event that something went wrong
- · It is a unique and a serious case of its kind
- A clear public interest element to the sentence, and a clear deterrent
- 40 months on each count concurrent one with the other
- Since written to Parliament Nadine Norris MP (Department of Health & Social Care)













Train the Trainer: Risks Associated with Microblading

Semi-permanent Make up



Vampire facials

- Otherwise known as PRP (Platelet Rich Plasma)
- Skin rejuvenation
- Tissue healing and repair
- Two day training
- Phlebotomy
- Centrifugal machine: to separate plasma
- Re-applied via injection or derma rolling
- PHE joint working providing advice to businesses

Licensing Regime

- Regulating treatments performed for non-medical purposes
- West Midlands Sub Group Special Treatments Licensing
- CIEH/IOL survey evidence gathering
- APPG https://baw-appg.com/











Working towards better Regulation

• Please make contact with us

Charlotte Rose, Senior Environmental Health Officer

City of Wolverhampton Council, Tel 01902 552109, Mobile: 07766473070

Email: charlotte.rose@Wolverhampton.gov.uk

Alison Stephens, Senior Health & Safety Officer

City of Wolverhampton Council, Tel: 01902 554383

Email: alison.stephens@wolverhampton.gov.uk

Contact

Legal Services, City of Wolverhampton Council

Richard Phillips, Senior Solicitor

Email: richard.phillips@wolverhampton.gov.uk

Ravika Raulia, Solicitor

Email: Ravika.Raulia@wolverhampton.gov.uk