

Sensitivity: PROTECT



CITY OF  
WOLVERHAMPTON  
COUNCIL

**Body Modification – Regulating our High Street**

**Charlotte Rose**  
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**Commercial Safety**

Charlotte Rose, Environmental Health, City of Wolverhampton Council

# Body Modification

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is the deliberate altering of the [human anatomy](#) or [human physical appearance](#). It is often done for aesthetics, sexual enhancement, rites of passage, [religious beliefs](#), to display group membership or affiliation, in remembrance of lived experience, traditional symbolism such as [axis mundi](#) and [mythology](#), to create [body art](#), for [shock value](#), 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

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- 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

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- 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

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- 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

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

# Court of Appeal

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- 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)







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Public Health  
England



# Train the Trainer: Risks Associated with Microblading

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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

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- 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, Environmental Health, City of Wolverhampton Council



# Contact

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