

WITNESS STATEMENTS
(CRIMINAL PROCEDURE RULES, PART 27)

Statement of witness
*(Criminal Procedure Rules, r 27.1(1);
Criminal Justice Act 1967, s. 9, Magistrates' Courts Act 1980, s.5B)*

STATEMENT OF: Vanessa Holroyd

Age of witness: Over 18

Occupation: Senior Environmental Health Officer

Address: Environmental Health, Millshaw, Millshaw Parkway, Leeds LS11 0LS

This statement, (consisting of 4 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.



Signed.....

Dated the 18th March 2022

I am employed by Leeds City Council as a Senior Environmental Health Officer in the Environmental Health Team. I have the responsibility for investigating nuisance complaints, providing consultation responses to licensing applications, environmental permit inspections as well as a number of other Environmental Statutory functions.

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Signed 

Dated the 18th March 2022

[Formerly form 13, Magistrates' Courts' (Forms) Rules 1981 (SI 1981/553), relating to rule 70 of the Magistrates' Courts Rules 1981, section 9 of the Criminal Justice Act 1967 and section 5B of the Magistrates' Courts Act 1980].

WITNESS STATEMENTS
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On 3rd September 2021 I was made aware of a late Temporary Event Notice (TEN) submitted by Sunila Claxton-

Theodore for the 12th September to extend their permitted hours and be allowed the sale of alcohol, regulated entertainment/live music and late-night refreshment until 03:00 hours for up to 300 people. Based on the recent history of noise complaints I emailed a letter to Entertainment licensing objecting to it on the grounds of prevention of public nuisance.

On the 1st October 2021 at 23:21 a call was made to the Council's Out of Hours noise service reporting allegations of a noise nuisance from a group of patrons shouting in the street. Officers attended at 00:27 hours on 2nd October 2021 but the noise had stopped.

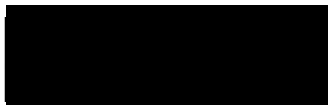
On the 6th October 2021 I telephoned the complainant, who lived in a nearby flat to discuss their complaint. I was told that the events at the weekend had been horrendous and that they had been regularly trading after hours every weekend with extremely loud music until 1 or 2am. They close the shutters at 12am and then open and close them for customers. Customers also go and bring takeaways back. I advised them to ring the OOH if it was to happen again and to complete a nuisance diary for the next two weeks. I said after which we could ask to check the CCTV to see if this was still happening.

Telephoned Carmel Brennand to advise her of the complaint and agreed to go with her on her next visit to club where we could check the CCTV for the dates the complainant had made allegations about.

Emailed the neighbouring policing team to advise them of the complaint and to keep a passing check on the place.

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Signed



Dated the 18th March 2022

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On the 7th October 2021 I sent an email to the DPS, Sunila Claxton-Theodore advising her of the complaint and to take any necessary steps to prevent further complaints.

On 2nd November 2021 I telephoned the complainant for an update but there was no answer.

Visited the premises at 11:25 am with PC Andrew Clifford, Carmel Brennand but it was closed.

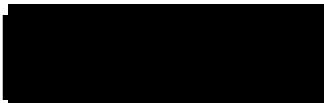
4th November 2021 I telephoned the complainant in the morning for an update but there was no answer.

4th November 2021 I visited the premises with PC Andrew Clifford, Carmel Brennand and met with the PLH, Stephen Hoskin, the DPS, Osayamore Edenene and her brother-in-law, Famous. I confirmed that the noise complaint was regarding the Friday 1st and Saturday 2nd October and that this was from a Temporary Event notice that had slipped through. Also, that the complainant alleged that it was happening every weekend. Famous said that they were not opening late but that they did have an extra hour last Saturday (30th October) because the clocks went back. He said he put the clock back which gave them an extra hour. PC Clifford advised him that this meant they had traded past their permitted hours on their licence.

I explained to them that the business was supposed to be a restaurant, food led, therefore they shouldn't need a DJ playing loud music and that was why I had objected to TENs. Mr Hoskin said he didn't know about the TENs and that it wasn't part of the business plan. When questioned he said the plan was mainly financial and that he would be advertising for a new manager. He then said he wasn't aware of any noise complaints

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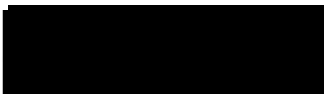
and that it would be a bar and grill but it's taking some time to build the food side of the business up. He said he didn't want a 4am licence because that's ok for the city centre but not for here. He did confirm that no more TENS would be submitted. I said that should appease the residents. Carmel Brennan went through lots of non-compliance with licensing conditions, examining records and attempted to view the CCTV. I then left the premises.

Later that day I telephoned the complainant to update them but there was no answer.

12th November 2021 I telephoned the complainant but there was no answer.

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Signed



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