

APPENDIX 3

PROFESSIONAL AUTHORITY REPRESENTATION



I wish to make a representation against the following Application:

Applicant's name (if known) : Hector Teasdale

Premises name and address: 12A Russell Street, North Shields, North Tyneside, NE29 0BL

Application for a:-

Temporary Event Notice

Application Number (if known) NA

Name of Responsible Authority: Environmental Health North Tyneside Council

Tel No: 6436645

Address where you would like us to correspond with you:

Public Protection
Environmental Health
Quadrant East – 1st Floor
The Silverlink North
Cobalt Business Park
North Tyneside
NE27 0BY

Please note that a full copy of your representation will be sent to the applicant and will be a public document at any hearing of this matter.

Please state under which of the licensing objective(s) your representation is being made (eg. Prevention of Crime & Disorder, Prevention of Public Nuisance, Public Safety, the Protection of Children from Harm).

Prevention of Public Nuisance

My representation is based on the following:

I wish to object to this application for the TEN for 12A Russell Street, North Shields for live amplified music event involving live performances on 1st and 2nd July 2023. The premises has been holding events via TEN's on a number of occasions and Environmental Health have received to date 9 complaints about amplified music, and raised voices associated with bands playing at the premises and patrons attending.

The 9 separate complaints are from residents in the vicinity of Russell Street and Lovaine Place regarding disturbance caused by the music events. I am of the opinion that due to proximity of houses and flats above and adjacent to this premises that the premises is unsuitable for large bands particularly with heavy bass and drums. Low level bass noise is very difficult to attenuate and causes more annoyance to residents.

I note that the applicant indicates that they will enlist the services of a door supervisor, but given the number of patrons attending the venue, associated noise from patrons in the street cannot be mitigated and will give rise to public nuisance.

Noise monitoring at one of the complainants properties has established the noise arising from the premises consists of a mixture of music from the band including noise from the drums, guitar and voices from singing by band and customers. The amplified music particularly the bass noise from drums was audible in the residents living room on Russell Street on the 10 June 2023 and the 11 June 2023. The noise from bass music gave levels of up to 57 decibels (dB) A weighted and an occasional maximum peak of up to 68 dB(A) in the living room when the venue door was opened.

It was considered that due to the duration and time of day that the noise of the bass music, drums and singing and raised voices of customers is a nuisance and a statutory notice to require the noise from the premises to be abated was served on the persons responsible for the business on the 15th June 2023.

I therefore object on the grounds that the granting of this TEN will lead to public nuisance from the associated noise from the bands and raised voices from patrons attending at the event. I consider the venue is unsuitable for live bands due to proximity to residential housing, the size of the premises

and the type of bands particularly with predominant bass noise from drums and electric guitars.

I also consider that the associated noise in the street from patrons about the entrance of the venue will result in public nuisance. The voices of customers will be elevated when leaving the venue because their hearing will have been affected as a result of them having been exposed to the high noise levels within the venue. Door supervisors may be able to discourage shouting but not the raised voices of customers, which will result in causing disturbance to local residents.

Signed.....

..... Dated 20 June 2023.....



NORTHUMBRIA POLICE

Northern Area Command
Area Command Headquarters
Middle Engine Lane
Wallsend
Tyne & Wear
NE28 9NT

Tel : 101

Mrs S Graham
Licensing Officer,
Licensing Department,
Killingworth Site,
Harvey Combe,
Killingworth,
Newcastle-Upon-Tyne,
NE12 6UB.

19th June 2023.

Dear Mrs S Graham,

**Re: Temporary Event Notice –Saturday 1st and Sunday 2nd July 2023.
For the sale of alcohol and regulated entertainment.**

**Applicant: - Mr Hector Teasdale for premises 12A Russell Street,
North Shields, NE29 0BL.**

In respect of the grant of the above application, I have the following comments to make and wish to lodge the following representation: -

Northumbria Police wish to make a representation to the Temporary Event Notice (TEN), for 12A Russell Street, North Shields, NE29 0BL, on the grounds of Crime and Disorder.

Mr H Teasdale has submitted a TEN for Saturday 1st and Sunday 2nd July 2023 from 17:00 to midnight for both days.

This premises are situated on Russell Street in close proximity to other night-time economy premises. Within easy walk are other bars, restaurants, and fast-food takeaways.

The area where this premises is situated is a hot spot area for Anti-social behaviour.

The premise has had a (TEN), on Friday 14th and Saturday 15th April 2023, where the Northumbria police received 2 complaints about the noise in the form of amplified music where emanating from the premises at 00:30 hours, the event was scheduled to stop at 23:00 hours on both days. From Monday 17th April 2023, Mr N Kirkpatrick Licensing Officer for the Police has received more complaints about the loud music after 23:00 hours and people drinking in Russell Street causing Anti-social behaviour to the residents of this area. Mr Hector Teasdale who submitted the TEN for the 14th and 15th did not indicate there would be live or amplified music on the event notice.

A late TEN was submitted by Mr Barnaby Teasdale for the 28th and 29th April 2023, Northumbria Police made a representation on the grounds of Crime and Disorder and a counter notice was issued by The Licensing department of North Tyneside council.

A Temporary Event was held at this premises on the 9th to the 11th June 2023, where there was loud music and anti-social behaviour occurring to the front and rear of the premises. The patrons of this premises were observed by residents urinating on their driveway, when asked to move away, were met with a forefinger gesture and abusive language. This kind of behaviour is totally unacceptable and is adding to the anti-social behaviour in the area.

There is no improvement in the management style of this premises or of its patrons using residents' paths and driveways as a toilet. Please see attached photographs taken by a resident of the area. I also attach emails sent by residents, received By Neil Kirkpatrick Licensing Officer for the Police.

Northumbria Police have received 7 further complaints from residents complaining about the level of noise/music and anti-social behaviour coming from 12A Russell street.

A late Temporary Event Notice was submitted by Mr Hector Teasdale for an event on 23rd to 25th June 2023. A representation was submitted by Northumbria Police as well as Environmental Health (noise), from North Tyneside Council. A counter notice was issued, by the Licensing department from North Tyneside council.

Northumbria Police could not support this Temporary Events Notice for 12A Russell Street, North Shields. It will cause more noise in the form of loud music, their patrons shouting in the street and Anti-social behaviour to the local community.

It is the request of Northumbria police that the TEN submitted by Mr Hector Teasdale is issued with a counter notice.

Yours Sincerely

C/Insp Rebeca Fenney-Menzies 7022
Harm Reduction

Neil Kirkpatrick 5588

From: Kay [REDACTED]
Sent: 12 June 2023 18:18
To: Neil Kirkpatrick 5588
Subject: 12a Russel street

Follow Up Flag: Follow up
Flag Status: Flagged

Caution: This email originated from outside of Northumbria Police. Do NOT open any attachments, enter credentials or click any links unless you are expecting them from the sender.

Good afternoon.

We have had a horrendous weekend with behaviour from 12a Russel St

Noise exceeded reason able levels but, the anti social and aggressive behaviour is absolutely Intolerable.

Neighbours are sending me videos of the chap in question encouraging g young lads to urinate on garages - shouting "good idea" then denying it when confronted.

My husband went along to ask him to turn it down and was met with them all giving him the finger - they were obviously expecting complaints

Shouting

"I'll get four Fucking bands next time"

While repeatedly slamming doors

He's intimidating people who live here

We really do not need more anti social behaviour in North Shields

It might be a town centre but it's residential

I'm not going to tell you all of our different circumstances because we are simply entitled to relax in our homes with windows open and I do not believe anyone would tolerate this.

We did phone 101

Waste of time

Advised to ring the council on monday

& advised that it had been warm on Saturday.

So

Thanks to him for that.

I wanted to support small business in North Shields but even Charlie's Pub was never as much of a nuisance as this guy

Feel free to Contact me

[REDACTED]

We will continue to ring 101 as I understand it at least gets it logged somewhere

Regards

Kay [REDACTED]

Neil Kirkpatrick 5588

From: Gemma [REDACTED]
Sent: 10 June 2023 21:46
To: environmental.health@northtyneside.gov.uk
Cc: Neil Kirkpatrick 5588
Subject: Noise levels on Lovaine Place

Follow Up Flag: Follow up
Flag Status: Flagged

Caution: This email originated from outside of Northumbria Police. Do NOT open any attachments, enter credentials or click any links unless you are expecting them from the sender.

Hi

I live on Lovaine Place and have noticed an increase in noise levels over the last few weeks with a lot of live music late at night coming from a unit further down towards the town centre, where Pots and Pancakes used to be.

I'm a big fan of music and live events myself, but this is a quiet residential street with a lot of residents with young children (myself included) - it doesn't seem the appropriate place for a venue like this, particularly for evening events.

I will also add that what I assume to be one of the people running this venue has been behaving unpleasantly to locals - as an example, I happened to witness him causing a scene earlier this week, shouting aggressively and swearing when he encountered an issue with the shutters. Again, this was not appropriate in the middle of the day when people were passing with children, and a good number of people as far as Bedford Street were stopping and looking round the corner to see what was going on.

I'm concerned that whatever this new venture is, it's already having a negative impact on the area for residents and visitors alike. I have no problem with venues like this, but I believe they should be located in areas where it doesn't impact the residents like this.

I trust this will be taken into consideration when any license applications are submitted.

Kind regards

Gemma

Sent from my iPhone

Neil Kirkpatrick 5588

From: Tara [REDACTED]
Sent: 08 June 2023 21:00
To: Neil Kirkpatrick 5588
Subject: Re: Complaint 12A Russell St.

Follow Up Flag: Follow up
Flag Status: Flagged

Caution: This email originated from outside of Northumbria Police. Do NOT open any attachments, enter credentials or click any links unless you are expecting them from the sender.

Hi Neil,

I've been making a record of when the premises has been noisy this week but just to let you know that it's been pretty disruptive to us and these have only been rehearsals.

I emailed [REDACTED] - local police - as well but I wanted to make you aware I'm going to be asking my daughter's neurologist for a letter to form part of our complaint, as she has a history of epilepsy. She is currently seizure free but seizures tend to occur in times of tiredness or stress, both of which are being caused by the music being played. It is unnecessarily loud and almost nightly. It also always coincides with when I'm trying to get the kids to sleep. And this isn't even gig night. On Saturday night I'm taking my son to stay elsewhere so at least he can get some sleep but my daughter has a specialist bed so we can't stay anywhere else with her. This is not a satisfactory solution. We will have to stay at home on Sunday night - another gig - as it is a school night.

I'm exhausted and this has caused me an awful lot of anxiety this week, [REDACTED] who lives above is a wreck, she has it much worse than us. I'm incredibly scared that they will "behave" this weekend (whatever that means) and get granted future licences. They've been making noise all week despite having no licence and it's causing me very unnecessary levels of stress.

I will continue to make a note of when they are disruptive and report to Environmental Health.

Best wishes,

Tara

On 12 May 2023, at 13:59, Neil Kirkpatrick 5588 <Neil.Kirkpatrick@northumbria.police.uk> wrote:

Thank you, appreciated.

Kind regards

Neil K

Neil Kirkpatrick 5588
Licensing Coordinator (Partnerships)
Northern

Ext: [REDACTED] | M: [REDACTED] | W: www.northumbria.police.uk

Neil Kirkpatrick 5588

From: Tara [REDACTED]
Sent: 12 June 2023 13:33
To: Neil Kirkpatrick 5588; Liquor Licensing; [REDACTED] 8020; environmental health
Subject: Re: Complaint 12A Russell St.

Follow Up Flag: Follow up
Flag Status: Flagged

Caution: This email originated from outside of Northumbria Police. Do NOT open any attachments, enter credentials or click any links unless you are expecting them from the sender.

Hi Neil,

The weekend was, as expected, pretty awful. I stayed at my sisters with our son but my husband was home with our daughter on Saturday night. The music was incredibly loud. There didn't appear to be anyone on the door and my next door neighbour reported to me that he was given the finger by the owner (curly hair) when he approached the window at the front (Kay will email you also).

Our daughter was kept awake and was very dysregulated yesterday - she is autistic and has sensory processing issues (both diagnosed) and an undiagnosed neurological condition that can mean seizures.

Last night the music seemed even louder and as I said in a voicemail I had to apprehend the same owner who was about to follow two of his mates in urinating on number [REDACTED] garages. I have this encounter on video, at the beginning of which he says "good idea" and then claims to me that he was about to tell them not to....

The music last night (keeping both of our kids awake as it was a school night and we had to stay at home) was on til 11 when they moved everyone outside and kept various other neighbours awake until the early hours. I think I has spoken to you about her encounter with the aggressive older brother.

I heard the curly haired brother leaving just after 11 as he loudly announced in the street, slamming doors of his car, with complete disregard for the neighbours, that they would have "4 f***ing bands on a Saturday night"

Please give me a call if you would like me to make a formal statement. I feel like the above is in breach of most of your requirements for them being granted a temporary license.

It completely ruined the weekend, I have felt anxious and intimidated by the owners (I shouted from an upstairs window so I was no where near them). Something has to be done.

Thanks,

Tara

Sent from my phone
[REDACTED]

On 8 Jun 2023, at 21:00, Tara [REDACTED] wrote:

Hi Neil,

I've been making a record of when the premises has been noisy this week but just to let you know that it's ben pretty disruptive to us and these have only been rehearsals.

I emailed [REDACTED] local police - as well but I wanted to make you aware I'm going to be asking my daughter's neurologist for a letter to form part of our complaint, as she has a history of epilepsy. She is currently seizure free but seizures tend to occur in times of tiredness or stress, both of which are being caused by the music being played. It is unnecessarily loud and almost nightly. It also always coincides with when I'm trying to get the kids to sleep. And this isn't even gig night. On Saturday night I'm taking my son to stay elsewhere so at least he can get some sleep but my daughter has a specialist bed so we can't stay anywhere else with her. This is not a satisfactory solution. We will have to stay at home on Sunday night - another gig - as it is a school night.

I'm exhausted and this has caused me an awful lot of anxiety this week, [REDACTED] who lives above is a wreck, she has it much worse than us. I'm incredibly scared that they will "behave" this weekend (whatever that means) and get granted future licences. They've been making noise all week despite having no licence and it's causing me very unnecessary levels of stress.

I will continue to make a note of when they are disruptive and report to Environmental Health.

Best wishes,

Tara

On 12 May 2023, at 13:59, Neil Kirkpatrick 5588
<Neil.Kirkpatrick@northumbria.police.uk> wrote:

Thank you, appreciated.

Kind regards

Neil K

Neil Kirkpatrick 5588
Licensing Coordinator (Partnerships)
Northern

Ext: [REDACTED] M: [REDACTED] W: www.northumbria.police.uk

We are a flexible working organisation. Please only respond to this email in your own working hours.

'Our vision is to deliver an outstanding police service; working with communities to prevent crime and disorder and protect the most vulnerable people from harm.'

From: Tara [REDACTED]
Sent: 12 May 2023 13:57
To: Neil Kirkpatrick 5588 <Neil.Kirkpatrick@northumbria.police.uk>
Subject: Re: Complaint 12A Russell St.

Caution: This email originated from outside of Northumbria Police. Do NOT open any attachments, enter credentials or click any links unless you are expecting them from the sender.

Hi,

Neil Kirkpatrick 5588

From: Anna [REDACTED]
Sent: 02 June 2023 01:14
To: liquor.licensing@northtyneside.gov.uk; [REDACTED] Neil Kirkpatrick 5588
Subject: 12a Russell Street - Planned Events
Attachments: Screenshot_20230601-201603_Samsung Internet.jpg; Screenshot_20230601-201611_Samsung Internet.jpg; Loud music 15.4.23

Follow Up Flag: Follow up
Flag Status: Flagged

Caution: This email originated from outside of Northumbria Police. Do NOT open any attachments, enter credentials or click any links unless you are expecting them from the sender.

Hi,

I live at [REDACTED] Russell Street.

Don't know if you guys are aware but another load of events have been planned. Note that 2 are over one weekend, from 7pm to midnight.

They have also annexed the yards of another property at the back of the unit, crossing over land that they dont have any rights to I dont think as it's an emergency exit for multiple properties. This is going to be a nightmare if they do that as it's dark back there, no cameras and right next to the upstairs neighbours windows at number [REDACTED] Add to that there is a door straight onto Nile Street on the other end and it's a recipe for disaster.

The last event was a disaster with people drinking in the street and standing right outside my door which made it intimidating for me to leave. This is my only exit from my property. I have attached a short recording taken whilst trying to pluck up courage to go out which I hope shows how loud it was. It doesn't show the vibrations from the amps, which are unnecessary in such a small space in my opinion.

I am going to make Number [REDACTED] aware of these upcoming events. Do you have a way she can contact you if not by email? She is an older lady and I'm unsure whether she is tech savvy or not.

I dont think I have to mention that I, and others I've let know, are not happy about this. I live here. It's my home of nearly 20 years. Surely they cant just open a music venue playing extemely loud music every weekend without anyone living nearby being able to do anything? I can't take it, even the thought of it has me in tears and feeling dread for the summer to come as I and Number [REDACTED] wont be able to enjoy our indoor or outdoor spaces at weekends without disturbance from commercial premises.

I'm really hopeful something can be done about this. I look forward to hearing from you.

Kind regards,

Anna [REDACTED]

Neil Kirkpatrick 5588

From: Meg [REDACTED]
Sent: 11 June 2023 23:07
To: Neil Kirkpatrick 5588
Cc: [REDACTED]@northtyneside.gov.uk
Subject: Re: 12A Russell Street - Noise & Parties

Follow Up Flag: Follow up
Flag Status: Flagged

Caution: This email originated from outside of Northumbria Police. Do NOT open any attachments, enter credentials or click any links unless you are expecting them from the sender.

Hello,

Sorry to email again but we are lying awake again unable to sleep. The noise all night has been so loud.

Tonight we witnessed people from the venue urinating on our driveway.

Our neighbour confronted them from her window and has video footage of the owner of the venue following the men to also urinate on our driveway.

The venue owner shouts 'good idea' (meaning good idea to urinate on our drive) before our neighbour tells him not to urinate on private property. He continues to walk towards our drive ignoring her before she shouts again.

He then turns around and says that the queue is big inside the venue and he is desperate. It is despicable that the venue owner would choose to urinate in the street.

This is not acceptable noise and behaviour for a residential street with children, especially on a Sunday evening. I travel to London to work at 5am on Monday mornings and many residents get up for work.

This venue feels like a place that the owner can just invite his friends and throw wild parties. It is not an asset to the community and is not a suitable music venue to house large amounts of people and constant drumming.

Please let me know how I can take this further as I am so angry and will not tolerate this every weekend. If this continues we will be forced to move house as a baby will not sleep through this noise.

Meg

On Sat, 10 Jun 2023 at 21:17, Meg [REDACTED] wrote:
Hello both,

The noise this evening is ridiculous at the same location. I am pregnant and exhausted lying in bed unable to sleep.

Every time the door opens in particular the noise is very loud down the street.

There has been two evenings this week for rehearsals which have also been loud with sound travelling through our house which has victorian single glazing.

With a baby on the way this is really worrying us. The venue has no soundproofing.

Meg

On Fri, 12 May 2023 at 12:53, Neil Kirkpatrick 5588 <Neil.Kirkpatrick@northumbria.police.uk> wrote:

Meg,

Thank you for your email, much appreciated.

Kind regards

Neil K

Neil Kirkpatrick 5588
Licensing Coordinator (Partnerships)
Northern

Ext: [REDACTED] | M: [REDACTED] | W: www.northumbria.police.uk

We are a flexible working organisation. Please only respond to this email in your own working hours.

'Our vision is to deliver an outstanding police service; working with communities to prevent crime and disorder and protect the most vulnerable people from harm.'

From: Meg [REDACTED]
Sent: 12 May 2023 11:48
To: [REDACTED]@northtyneside.gov.uk
Cc: Neil Kirkpatrick 5588 <Neil.Kirkpatrick@northumbria.police.uk>
Subject: 12A Russell Street - Noise & Parties

Caution: This email originated from outside of Northumbria Police. Do NOT open any attachments, enter credentials or click any links unless you are expecting them from the sender.

Hi [REDACTED] & Neil,

I would like to submit a complaint about noise coming from 12A Russell Street - business name 12A Studios.

I reported the noise previously in April on its launch night, but did not have the business name so was advised on the phone that I couldn't submit a formal complaint. (There is no business name on the door so I haven't been able to find out this information until now).

The art studios has on multiple occasions including last night held loud parties that spill out onto the street disturbing our sleep and causing our dogs to bark.

I have also witnessed members of the previous party urinating on the road outside as the venue, which is clearly not large enough for the number of attendees. This is an ongoing problem for Lovaine Place with people also urinating after a night out at Charlies Bar but also parents allowing their children to urinate on our drives on their way home from school. This happens daily.

Last night we had a base noise booming through our house. The venue does not appear to be open during the day but seems to just open up for parties.

Many thanks,

Meg

SHITTY

POWISHABLE

BY DEATH

11



USE BIN

+ PISS IN STAIR

PLEASE

love, STUPID 12A

VINTAGE

VENUE
MANAGEMENT.

Dirty Scumbags
Report to 12A
4 A BLACK EYE!



Door Policy for Studio 12A

Our aim is to provide a safe and enjoyable environment for all visitors, and as such we intend to enlist the services of a licensed door supervisor to assist us in maintaining a high standard of safety and security.

To ensure the smooth operation of our establishment, we have implemented the following door policy:

- Age Restrictions: Our bar operates a strict over 18s policy, and all customers will be asked to provide identification to prove their age. Acceptable forms of ID include a passport, driver's license or a PASS card.
- Dress Code: We operate a smart-casual dress code policy. We reserve the right to refuse entry to customers who are dressed inappropriately, or who appear to be under the influence of drugs or alcohol.
- Behaviour: We have a zero-tolerance policy towards any form of violence, aggression, or harassment towards our staff or other customers. Any customers found to be behaving in this manner will be immediately removed from the premises, and may also be reported to the police.
- Bag Searches: In the interest of safety, we reserve the right to search the bags of all customers entering the premises. This is a precautionary measure to ensure that no weapons, drugs, or other dangerous items are brought onto our premises.
- Last Entry: Our last entry policy is one hour before closing time. We kindly ask all customers to plan their visit accordingly, and to arrive at the bar in a timely manner to avoid disappointment.

Customer's Exiting the Event: Customers will not be allowed to take open containers of any kind off the premises and customers exiting the venue for the rest of the evening will be encouraged to move along from Russell Street in a quiet and respectful manner.

Our door supervisor will be trained and licensed by the Security Industry Authority, and is responsible for enforcing these policies. They have the right to refuse entry to any customers who do not comply with our policies or who pose a risk to the safety of other customers.

