

LICENSING SUB COMMITTEE AGENDA

Friday, 9 October 2020 at 10.30 am in the From the Chief Executive, Sheena Ramsey

Item Business

2 Additional Information Submitted on Behalf of the Schooner (Pages 3 - 66)

3 Additional Information Submitted by Environmental Health (Pages 67 - 78)

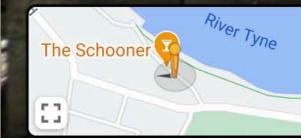
Contact: Sonia Stewart: email: soniastewart@gateshead.gov.uk, Tel: 0191 433 3045,
Date: Thursday, 1 October 2020

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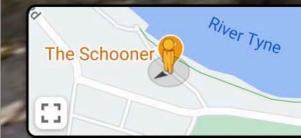
S Shore Rd
Gateshead, England

Google

Street View



Street View navigation controls: compass, zoom in (+), zoom out (-), and a small Street View pegman icon.



Google



Page 4

S Shore Rd
Gateshead, England

Google

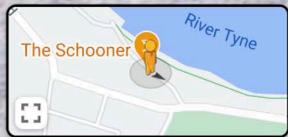
Street View - Jul 2008



Currently shown: Jul 2008

2008 2018

Page 5



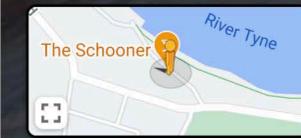
Google

S Shore Rd
Gateshead, England

Street View - Jul 2008

Currently shown: Jul 2008

2008 ● 2018



Google

Navigation controls: Compass, Zoom in (+), Zoom out (-), Street View pegman icon, and a small thumbnail of the current view.

S Shore Rd
Gateshead, England

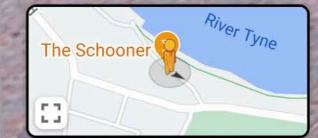
Google

Street View - Jun 2012



Currently shown: Jun 2012

2008 ————— 2018



S Shore Rd

Gateshead, England

Google

Street View - Jun 2012

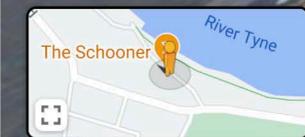


Currently shown: Jun 2012

2008

2018

Page 8



Google

S Shore Rd
Gateshead, England

Google

Street View - Sep 2014



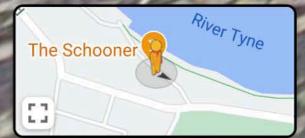
Currently shown: Sep 2014

2008 ————— 2018



Sep 2014

Google



Navigation controls: Compass, Street View pegman, Zoom in (+), Zoom out (-), Full screen (⌘)

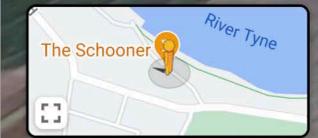
S Shore Rd
Gateshead, England

Street View history window:

Street View - Sep 2014

Currently shown: Sep 2014

Timeline: 2008 ————— 2018



Google

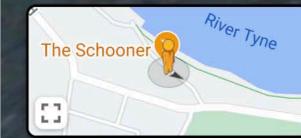
Street View navigation controls:

- Compass
- Zoom in (+)
- Zoom out (-)
- Street View Pegman icon
- Map style selector (Street View, Satellite, Hybrid)

S Shore Rd
Gateshead, England

Street View history window:

- Street View - Apr 2015
- Currently shown: Apr 2015
- Timeline: 2008 ————— 2016



Google



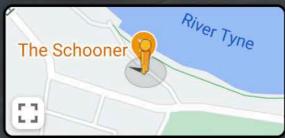


S Shore Rd
Gateshead, England

Street View - Apr 2015

Currently shown: Apr 2015

2008 2016



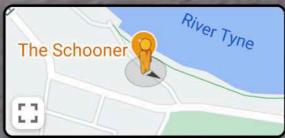


S Shore Rd
Gateshead, England

Street View - May 2016

Currently shown: May 2016

2008 ————— 2018

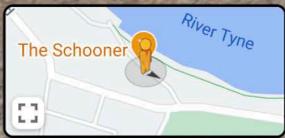


S Shore Rd
Gateshead, England

Street View - Jun 2018

Currently shown: Jun 2018

2008 2018



Google

Page 15

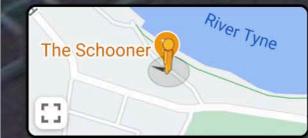
S Shore Rd
Gateshead, England

Google

Street View - Jun 2018

Currently shown: Jun 2018

2008 2018



Subject: Takeaways - the Schooner

Date: Mon, 20 Apr 2020 20:55:44 +0100

From: The Schooner <admin@theschooner.co.uk>

To: ashleighjones@gateshead.gov.uk

Hi Ashleigh

Following on from our phone conversation earlier today, we've made sure that our staff all understand that we can only sell alcohol in sealed containers. We've added notices to remind customers that they should follow social distancing advice and that they should not consume alcohol within the pub's boundary. We did already have signs advising customers not to enter if there are already two people in the pub.

I've attached pictures of the two types of takeaway beer containers which worked best. The first is a milk bottle style container which does have a sealed lid. The second is a carton, which has a plastic clip-on seal. Both are easy to transport for deliveries, which make up most of our takeaway sales, and they've proven popular with customers. Also, both are commonly used in the industry. We've tried other containers, but found them to be unsuitable.

We currently have no takeaway drinks containers, having had a lot of orders yesterday. We've ordered more of the milk bottle type today, simply because they're available. We assume that these are suitable for orders that we deliver (around 85% of orders). We'd appreciate your view as to whether these are also suitable for customers who collect. I should say that most collections are by car (estimated 14%), with a very small number of customers on foot (estimated 1%).

As I said when we spoke, we want to get this right and would be really grateful for your input.

Thanks.

Gary Moore

The Schooner Gateshead | www.theschooner.co.uk | 0191 4777 404
| admin@theschooner.co.uk





Subject: Schooner patio area
Date: Tue, 21 Apr 2020 19:38:22 +0100
From: The Schooner <admin@theschooner.co.uk>
To: ashleighjobes@gateshead.gov.uk

Hi Ashleigh

During our discussion this afternoon, you requested pictures of the Schooner's patio area once I'd blocked it off again.

I've attached pictures of the area and the notices you suggested we added.

Please let me know if there's anything else we need to do to ensure that we're compliant with the policy.

Thanks.

Gary

The Schooner Gateshead | www.theschooner.co.uk | 0191 4777 404
| admin@theschooner.co.uk

The Schooner
1900-1905 Club Building

There is no public access to the Schooner's patio area during the Covid-19 situation

Access is restricted to Schooner residents and staff



The Schooner
South Shore Road, Gateshead

**There is no public access to the Schooner's patio
area during the Covid-19 situation**

**Access is restricted to Schooner
residents and staff**

The Schooner
Seab Shore Road, Cambridge

There is no public access to the Schooner's patio area during the Covid-19 situation

Access is restricted to Schooner residents and staff

From: The Schooner <admin@theschooner.co.uk>

Sent: Tuesday, July 14, 2020 3:38 pm

To: Ashleigh Jobes

Subject: Covid-19 & live music

Hi Ashleigh

It was good to speak with you earlier today, although I was obviously disappointed that you'd received a complaint following last weekend's live performances at the Schooner.

As requested, I've attached a copy of our risk assessment, which was recently updated to cover the additional risk associated with live music events. We'd welcome your input if you can see any areas in which we can improve.

There are a couple of pictures from both Saturday and Sunday's gigs on our Facebook page, although these really only show the band. However, I've attached a picture from a recent rehearsal, at the Schooner, by one of the two bands who played at the weekend. I'm assuming that the complaint related to this band's performance, since the other act performed an acoustic set.

I've also attached some pictures of the current seating layout around the stage area.

Please do let me know if you need anything else from me or the rest of the team at the Schooner.

Thanks.

Gary

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This email has been checked for viruses by AVG.

<https://www.avg.com>

From: The Schooner <admin@theschooner.co.uk>
Sent: 15 July 2020 17:21
To: Ashleigh Jobses <AshleighJobses@Gateshead.Gov.UK>
Subject: Re: Covid-19 & live music

Hi Ashleigh

I've updated the risk assessment to reflect the distance between the stage and the nearest seating. I've now also been given a picture taken during Saturday's gig. It doesn't show everything, but you'll see that social distancing was observed.

I'll arrange for more pictures to be taken on Friday/Saturday (I'll be away for a few days) then send these to you next week.

I'd be grateful for any further advice with regard to the risk assessment. We're following the guidance; we just want to make sure our documentation is as it should be.

On 15/07/2020 12:47, Ashleigh Jobses wrote:
Good Afternoon Gary,

Thank you for your email.

The risk assessment fails to identify any controls measures with social distancing between the stage and the audience which your image suggests. You must review the risk assessment and failing to do so may lead to a legal notice. Please provide amendments to the risk assessment by Friday 17th July 2020.

Please do not hesitate to contact me if you would like to discuss anything further.

Kind Regards

Ashleigh Jobses | Environmental Health Officer | Development, Transport and Public Protection | Economy, Innovation and Growth | Gateshead Council, Regent Street, Gateshead, NE8 1HH | t: 0191 433 3890 | m: 07766423307 | e: ashleighjobses@gateshead.gov.uk

We collect personal information about you to assist in processing your request for service. Your details will be stored electronically for up to 6 years. We may share these personal details with other services within Gateshead Council, Government agencies and external regulatory partners for the detection and prevention of crime. You can see our privacy policy online at www.gateshead.gov.uk

Subject: Re: Covid-19 & live music

Date: Tue, 21 Jul 2020 14:13:06 +0100

From: The Schooner <admin@theschooner.co.uk>

To: Ashleigh Jobses <AshleighJobses@Gateshead.Gov.UK>

Hi Ashleigh

I've attached some pictures from the weekend. It's a random selection, so I do have more.

It's actually not easy to show the degree of distancing due to perspective, but I can assure you that distancing was maintained.

We'll continue to take pictures at outdoor gigs in case these are needed.

I also understand that we need to check sound levels from across the river. We'll do that this weekend.

Thanks.

Gary

On 17/07/2020 10:54, Ashleigh Jobses wrote:

Good Morning Gary,

Thank you for your email.

Myself and Licencing made an unannounced visit yesterday afternoon to check the CCTV footage from over the weekend. During the visit Paul agreed to take images of the set up of future live bands as a precaution for any potential future complaints regarding live bands which is what we have discussed.

You must ensure that the risk assessment is kept under regular review to keep up to date with the ever changing guidance.

I look forward to your email next week in the meantime please do not hesitate to contact me if you would like to discuss anything further.

Kind Regards

Ashleigh Jobses | Environmental Health Officer | Development, Transport and Public Protection | Economy, Innovation and Growth | Gateshead Council, Regent Street, Gateshead, NE8 1HH | t: 0191 433 3890 | m: 07766423307 | e: ashleighjobses@gateshead.gov.uk

We collect personal information about you to assist in processing your request for service. Your details will be stored electronically for up to 6 years. We may share these personal details with other services within Gateshead Council, Government agencies and external regulatory partners for the detection and prevention of crime. You can see our privacy policy online at www.gateshead.gov.uk

HEALTH and SAFETY at WORK etc. ACT 1974
Sections 22, 23 and 24

PROHIBITION NOTICE

Notice Ref: U/3976/PN

To:- **Gary Moore**
The Schooner
South Shore Road
Gateshead
NE8 3AF

Trading as :- The Schooner

I, Stewart Sorrell, Assistant manager
being an Inspector appointed by an instrument in writing made pursuant to Section 19 of the said Act and
entitled to issue this notice of Gateshead Council, Planning Policy, Climate Change and Strategic Transport,
Economy Innovation & Growth, Civic Centre, Regent Street, Gateshead, NE8 1HH. Telephone No. 0191
4333917

hereby give you notice that I am of the opinion that the following activities namely:

Use of the highway for a drinking area associated with the public house

which are being carried on under your control at the Schooner, South Shore Road, Gateshead NE8 3AF

involve, a risk of serious personal injury, and that the matters which give rise to the said risks are:

Not controlling the numbers of customers who attend the premise, so that they spill over onto the highway and
allowing customers to use the public highway for the consumption of drinks providing an increased risk of
injury from collision with vehicles being driven on the highway.

and that the said matters involve contravention of the following statutory provisions:

Health and Safety at Work etc Act 1974 Sections 2(1) and 3(1)
Management of Health and Safety at Work Regulations 1999 Regulation 5

because

There are no management systems in place to ensure members of the public do not congregate on
the public highway outside the premises.

and I hereby direct that the said activities shall not be carried on by you or under your control immediately
unless the said contraventions and matters have been remedied.

I further direct that the measures specified in the schedule which forms part of this notice shall be taken to
remedy the said contraventions or matters.

Signature

Date

This is a relevant notice for the purposes of the Environment and Safety Information Act 1988
Yes

This page only will form the register entry.

Signature

Page 27

Date

NOTES

1. Failure to comply with this Improvement Notice is an offence as provided by Section 33 (1)(g) of the Health and Safety at Work etc Act 1974 and section 33(2) and Schedule 3A of this act renders the offender liable on summary conviction to imprisonment for a term not exceeding 6 months, or to a fine not exceeding 20,000, or both, or, on conviction on indictment, to imprisonment for a term not exceeding 2 years, or a fine, or both.
2. An Inspector has power to withdraw an Improvement Notice or to extend the period specified in the notice before the end of the period specified in it. If you wish this to be considered you should apply to the Inspector who has issued the notice, but you must do so before the end of the period given in it. Such an application is not an appeal against this notice.
3. The issue of this Notice does not relieve you of any legal liability for failing to comply with any statutory provisions referred to in the notice or to perform any other statutory or common law duty resting upon you.
4. You can appeal against this notice to the Employment Tribunal. Details of the method of making an appeal, a form to use, and information to where to send it are contained in booklet ETS 19 which will be provided by the inspector with this notice. Copies are also available from the Employment Tribunal Enquiry line (Tel : 0845 795 9775)

Time limit for appeal

A notice of appeal must be sent to the Employment Tribunal within 21 days from the date of service on the appellant of the notice, or notices, appealed against, or within such further period as the tribunal considers reasonable in a case where it is satisfied that it was not reasonably practicable for the notice of appeal to be presented within the period of 21 days. If posted the appeal should be sent by recorded delivery.

The entering of an appeal suspends the Improvement Notice until the appeal has been determined but does not automatically alter the date given in this notice by which the matters contained in it must be remedied.

The rules for the hearing of an appeal are given in The Employment Tribunals (Constitution and Rules of Procedure) Regulations 2004 (SI 2004 No 1861), and the Employment Tribunals (Constitution and Rules of Procedure) Regulations 2001 (SI 2001 No 1171) for England and Wales and the Employment Tribunals (Constitution and Rules of Procedure) (Scotland) Regulations 2001 (SI 2001 1170) for Scotland to the extent those Regulations remain in force.

PUBLIC REGISTERS OF ENFORCEMENT NOTICES UNDER THE ENVIRONMENT AND SAFETY INFORMATION ACT 1988

Under the requirements of the Environment and Safety Information Act 1988, Gateshead Council maintains at its offices public registers of information on notices which do not impose requirements or conditions solely for the protection of persons at work. These are called "relevant notices" under this act and will be identified by the Inspector serving the notice. Entries will be kept in the public register for a period of at least 3 years.

The entry in the register will be made within 14 days of the right of appeal or of the disposal of the appeal. Where a notice is cancelled on appeal no entry shall be made. Where an inspector is satisfied a notice has been complied with, a further entry will be made in the register within 7 days to show this. If a notice is withdrawn or amended the entry will be withdrawn or amended within 7 days.

The entry on the register will normally be the front page of the notice form. If you think that the entry for this notice on the register will disclose information about a trade secret or secret manufacturing process you should give written notification to Gateshead Council within 14 days. Gateshead Council will then draft an entry which it believes will not reveal the secret and serve this on you. In the meantime, the entry will specify only your name and address, any place involved and the relevant legal provisions.

If you are not satisfied with the redrafted entry you may have a further right of appeal to the Secretary of State within 14 days. Gateshead Council will give you further information about appeals to the Secretary of State at this time.

PUBLIC AVAILABILITY OF INFORMATION ON OTHER NOTICES

1. Under the Code of Practice on Access to Government Information Gateshead Council is committed to make available on request information about its actions and decisions, which includes information about notices it has issued. In general, the information that Gateshead Council will make available about a notice is information on the front page.
2. Information on a notice will not be made available until the right of appeal against the notice has expired or the appeal has been disposed of. Where an inspector is satisfied that a notice has been complied with, this information will be made available at the same time as the information on the front page of the notice.
3. If you think the information in the notice would disclose commercially confidential information you should give written notification to Gateshead Council within 14 days. Gateshead Council will then redraft the information in such a way that it believes will not reveal the commercially confidential information. In the meantime, the only information that Gateshead Council would make available would be your name and address, any place involved and the relevant legal provisions.
4. If you are not satisfied with the redrafted information there is no further appeal. However, Gateshead Council will make every effort to agree with you a form.

SCHEDULE

HEALTH AND SAFETY AT WORK ACT 1974

Either

Review the risk assessment currently in place in view of failings:

- Identify on a plan where people are allowed to stand on the highway and how this will be indicated to them;
- Confirm the total numbers of persons that will be allowed access to the areas identified in the plan;
- Confirm in writing with Gateshead Council Highways your permission to use the highway in the way stated in your risk assessment and any measures taken to ensure the safety of customers and staff on the highway;
- Produce a management schedule for checking the areas designated within the risk assessment and an area for logging when checks are carried out;
- Produce a rota for which members of staff will be on duty to monitor numbers and social distancing in all areas, including a log for reporting of regular checks, numbers counted and refusals.
- Prevent members of the public from bringing their own chairs and other socialising equipment.

Or

Any other equally effective means of complying may be used.

HEALTH and SAFETY at WORK etc. ACT 1974
Sections 22, 23 and 24

PROHIBITION NOTICE

Notice Ref: U/3977/PN

To:- Gary Moore
The Schooner
South Shore Road
Gateshead
NE8 3AF

Trading as :- The Schooner

I, Stewart Sorrell, Assistant manager
being an Inspector appointed by an instrument in writing made pursuant to Section 19 of the said Act and
entitled to issue this notice of Gateshead Council, Planning Policy, Climate Change and Strategic Transport,
Economy Innovation & Growth, Civic Centre, Regent Street, Gateshead, NE8 1HH. Telephone No. 0191
4333917

hereby give you notice that I am of the opinion that the following activities namely:

Use of the external areas including the highway for drinking and watching live performances

which are being carried on by you at: The Schooner, South Shore Road, Gateshead NE8 3AF

involve, a risk of serious personal injury, and that the matters which give rise to the said risks are:

There is an increased risk of transmission and exposure of Coronavirus (covid19) to employees and/or
persons which are not employees, a contagious respiratory virus which involves or will involve a risk of
personal injury.

and that the said matters involve contravention of the following statutory provisions:

Health and Safety at Work etc Act 1974 Sections 2(1) and 3(1)
Management of Health and Safety at Work Regulations 1999 Regulation 5
The Control of Substances Hazardous to Health Regulations 2002 Regulation 7

because

- Contrary to the risk assessment people allowed to stand on the highway;
- Social distancing is poorly managed in the highway areas;
- Contrary to the risk assessment there appears to be no management monitoring of the numbers of customers in various areas;
- There does not appear to be a member of staff on duty to manage social distancing or numbers of customers.

and I hereby direct that the said activities shall not be carried on by you or under your control immediately unless the said contraventions and matters have been remedied.
I further direct that the measures specified in the schedule which forms part of this notice shall be taken to remedy the said contraventions or matters.

Signature

Date

This is a relevant notice for the purposes of the Environment and Safety Information Act 1988

Yes

This page only will form the register entry.

Signature

Date

NOTES

1. Failure to comply with this Improvement Notice is an offence as provided by Section 33 (1)(g) of the Health and Safety at Work etc Act 1974 and section 33(2) and Schedule 3A of this act renders the offender liable on summary conviction to imprisonment for a term not exceeding 6 months, or to a fine not exceeding 20,000, or both, or, on conviction on indictment, to imprisonment for a term not exceeding 2 years, or a fine, or both.
2. An Inspector has power to withdraw an Improvement Notice or to extend the period specified in the notice before the end of the period specified in it. If you wish this to be considered you should apply to the Inspector who has issued the notice, but you must do so before the end of the period given in it. Such an application is not an appeal against this notice.
3. The issue of this Notice does not relieve you of any legal liability for failing to comply with any statutory provisions referred to in the notice or to perform any other statutory or common law duty resting upon you.
4. You can appeal against this notice to the Employment Tribunal. Details of the method of making an appeal, a form to use, and information to where to send it are contained in booklet ETS 19 which will be provided by the inspector with this notice. Copies are also available from the Employment Tribunal Enquiry line (Tel : 0845 795 9775)

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If you are not satisfied with the redrafted entry you may have a further right of appeal to the Secretary of State within 14 days. Gateshead Council will give you further information about appeals to the Secretary of State at this time.

PUBLIC AVAILABILITY OF INFORMATION ON OTHER NOTICES

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4. If you are not satisfied with the redrafted information there is no further appeal. However, Gateshead Council will make every effort to agree with you a form.

SCHEDULE

HEALTH AND SAFETY AT WORK ACT 1974

Either

Review the risk assessment currently in place in view of failings:

- Identify on a plan the layout of each area and the numbers expected to be in each area and how they are to be laid out;
- Identify on the plan where people are allowed to stand on the highway and how this will be indicated to them;
- Confirm in writing with Gateshead Council Highways your permission to use the highway in this way and any measures taken to ensure the safety of customers and staff on the highway;
- Produce a management schedule for checking the areas designated within the risk assessment and an area for logging when checks are carried out;
- Produce a rota for which members of staff will be on duty to monitor numbers and social distancing in all areas, including a log for reporting of regular checks, numbers counted and refusals.
- Prevent members of the public from bringing their own chairs and other socialising equipment.
- Ensure that you cover in the risk assessment how you will refuse entry and control the visitors once all areas are at capacity.

Or

Any other equally effective means of complying may be used.

Subject: Re: The Schooner Gateshead

Date: Wed, 29 Jul 2020 14:07:32 +0100

From: The Schooner <admin@theschooner.co.uk>

To: CE Environmental Health <EnvironmentalHealth@Gateshead.Gov.UK>

CC: Tracey Johnson <TraceyJohnson@Gateshead.Gov.UK>, Peter

Wright <PeterWright@Gateshead.Gov.UK>, Elaine

Rudman <ElaineRudman@Gateshead.Gov.Uk>

Hi Stewart

As discussed earlier today, I've attached pictures from Saturday night's live entertainment. Irrespective of whether people should or shouldn't have stood on the highway itself, you'll see that social distancing was observed.

The picture you were given by the complainant was, in our view, taken from an angle which gave a misleading impression. The claimant was seen taking the picture and we're in no doubt that this was a malicious act.

The pictures attached show that people were not beyond the pub's boundary and that most were either queuing or sitting/standing in the external area used by the pub for many years. You can also see that, as discussed, the stage area had been rearranged, with reduced seating.

I'm waiting for a call back from Gateshead Council Highways with regard to:

- The continued use of the external area used by the pub for many years
- The use of the highway itself

We're concerned that we may be unlikely to resolve the issue of the use of the highway and, more important, the use of the land opposite the pub. Should that be the case, we may have some proposals for a compromise until we've access to someone from Gateshead Council Highways.

Thanks.

Gary

Subject: The Schooner - Prohibition notice
Date: Thu, 30 Jul 2020 13:50:17 +0100
From: The Schooner <admin@theschooner.co.uk>
To: stewartsorrell@gateshead.gov.uk, ashleighjobs@gateshead.gov.uk, Tracey Johnson <TraceyJohnson@Gateshead.Gov.UK>, paul smith <psmith081@googlemail.com>, Suzy Isaac <suzy@sheriffhill.com>, [Philip boyle@hotmail.com](mailto:Philip_boyle@hotmail.com) <philip_boyle@hotmail.com>

Hi Stewart

Following on from our conversations of yesterday and this morning, I've updated our risk assessment in line with the conditions in the Prohibition Notice of 29 July.

I've shared links to documents below and attached our seating plan. In addition to the seating shown in the plan, we have pavement capacity. This would be either standing or seated, but in reality we're unlikely to use this for live music performances since this is not likely to be practical. Should we decide to test this, we'd update our risk assessment and seating plan.

We now request that we're now permitted to have live performances, with customers on the stage, grass hill and upper path areas (shown on plans).

We've now been advised that the area opposite the pub being used for seating is not deemed a 'relevant highway'. This means that we'll need to apply for change of use.

While awaiting the outcome of our application for change of use, we'll explore whether some form of interim permission is possible.

I'd be grateful for a quick decision as to live performances so we can make arrangements for this weekend, including ticketing.

Thanks.

Gary Moore

From: paul smith psmith081@googlemail.com 
Subject: Fwd: The Schooner - Prohibition notice
Date: 20 August 2020 at 17:46
To: Schooner Admin admin@theschooner.co.uk



Sent from my iPhone

Begin forwarded message:

From: Stewart Sorrell <StewartSorrell@Gateshead.Gov.UK>
Date: 31 July 2020 at 13:08:01 BST
To: The Schooner <admin@theschooner.co.uk>, Ashleigh Jobes <AshleighJobes@Gateshead.Gov.UK>, Tracey Johnson <TraceyJohnson@Gateshead.Gov.UK>, paul smith <psmith081@googlemail.com>, Suzy Isaac <suzy@sheriffhill.com>, "Philip_boyle@hotmail.com" <philip_boyle@hotmail.com>
Cc: Peter Wright <PeterWright@Gateshead.Gov.UK>
Subject: RE: The Schooner - Prohibition notice

Hi Gary

Please find attached the notice of withdrawal for the prohibition notice reference 3977. Please note the prohibition notice reference 3976 is still in force.

Thank you for your cooperation on this matter. If you have any questions or require any advice do not hesitate to contact me or email businesscompliance@gateshead.gov.uk

Stewart Sorrell
Assistant Manager – Environmental Health
Gateshead Council
0191 4333917

-----Original Message-----

From: The Schooner <admin@theschooner.co.uk>
Sent: 31 July 2020 12:52
To: Stewart Sorrell <StewartSorrell@Gateshead.Gov.UK>; Ashleigh Jobes <AshleighJobes@Gateshead.Gov.UK>; Tracey Johnson <TraceyJohnson@Gateshead.Gov.UK>; paul smith <psmith081@googlemail.com>; Suzy Isaac <suzy@sheriffhill.com>; Philip_boyle@hotmail.com
Subject: Re: The Schooner - Prohibition notice

Hi Stewart

I've updated and attached our risk assessment. I'll also make your other suggested changes later today.

I've located and deleted the outdated Facebook post you'd mentioned.

Let me know if you need anything else?

Thanks.

Gary

On 31/07/2020 09:16, Stewart Sorrell wrote:

Good morning Gary

Just a couple of tweaks and I will be happy:

In point 8 you state that management will carry out checks, can you specify how often these will be.
Confirm that the Facebook post allowing customers to bring their own chairs has been removed.
Confirm where the member of staff who controls numbers will be located and how they will control access to the seating areas and highway.

I also have a couple of recommendations, that do not affect my final decision:

Provide specifics in a risk assessment, do not be vague and use words such as Suitable, sufficient, various, etc. Be specific on timings, numbers, etc.
Do not recommend, either require or word it differently. In my experience if you recommend then it should be a requirement.

Looking forward to your reply. Any questions just get back to me.

Stewart Sorrell
Assistant Manager – Environmental Health Gateshead Council
0191 4333917

-----Original Message-----

From: The Schooner <admin@theschooner.co.uk>
Sent: 30 July 2020 16:36
To: Stewart Sorrell <StewartSorrell@Gateshead.Gov.UK>; Ashleigh Jobes <AshleighJobes@Gateshead.Gov.UK>; Tracey Johnson <TraceyJohnson@Gateshead.Gov.UK>; paul smith <psmith081@googlemail.com>; Suzy Isaac <suzy@sheriffhill.com>; Philip_boyle@hotmail.com
Subject: Re: The Schooner - Prohibition notice

Hi Stewart

No problem; Google Docs was commonly used by HMRC during my time with them, so I incorrectly assumed that Local Government would have access.

I've attached the files for you. Just let me know if you need anything else. The seating plan was drafted before we heard back from Highways, so we'll update that to remove outdoor seating opposite the pub.

Thanks.

Gary

On 30/07/2020 16:09, Stewart Sorrell wrote:

Hi Gary

Slight problem in that we are not allowed to access Google Docs. Our IT do not support it. Is there any chance you can send the documents direct to me. I'll have a look at them first thing in the morning and get back to you.

Thank you

Stewart Sorrell
Assistant Manager – Environmental Health Gateshead Council
0191 4333917

-----Original Message-----

From: The Schooner <admin@theschooner.co.uk>
Sent: 30 July 2020 13:50
To: Stewart Sorrell <StewartSorrell@Gateshead.Gov.UK>; Ashleigh Jobes <AshleighJobes@Gateshead.Gov.UK>; Tracey Johnson <TraceyJohnson@Gateshead.Gov.UK>; paul smith <psmith081@googlemail.com>; Suzy Isaac <suzy@sheriffhill.com>; Philip_boyle@hotmail.com
Subject: The Schooner - Prohibition notice

Hi Stewart

Following on from our conversations of yesterday and this morning, I've updated our risk assessment in line with the conditions in the Prohibition Notice of 29 July.

I've shared links to documents below and attached our seating plan. In addition to the seating shown in the plan, we have pavement capacity.

This would be either standing or seated, but in reality we're unlikely to use this for live music performances since this is not likely to be practical. Should we decide to test this, we'd update our risk assessment and seating plan.

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While awaiting the outcome of our application for change of use, we'll explore whether some form of interim permission is possible.

I'd be grateful for a quick decision as to live performances so we can make arrangements for this weekend, including ticketing.

Thanks.

Gary Moore

Risk assessment
<https://docs.google.com/spreadsheets/d/17x4L0jd--pl-s1u1IWD52QRHRo0Dza1bPaH06K2d63c/edit?usp=sharing>

Social distancing/numbers rota
<https://docs.google.com/document/d/1RJIHSEfsdyB9Xf5J-eLu3A31fKdPWAmVE>

u
pJsZ9VqAE/edit?usp=sharing

Social distance/numbers checklist
[https://docs.google.com/document/d/1fzNBCjis-XBNZMzrlGMPgJAt2dh-LAgfO](https://docs.google.com/document/d/1fzNBCjis-XBNZMzrlGMPgJAt2dh-LAgfOW)
W
Wpoh6KrVM/edit?usp=sharing

Refusal record
<https://docs.google.com/document/d/1cKv2egpXsAyo9pDSRhO64Nopd5Y6KShIH>
M
Fl5m9pT6o/edit?usp=sharing

The Schooner Gateshead | www.theschooner.co.uk | 0191 4777 404 |
admin@theschooner.co.uk

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HEALTH and SAFETY at WORK etc. ACT 1974
Section 23

Notice of Withdrawal

Notice Ref: U/3977/PN

To:- Gary Moore
The Schooner
South Shore Road
Gateshead
NE8 3AF

Trading as :- The Schooner

I, Stewart Sorrell, Assistant manager
being an Inspector appointed by an instrument in writing made pursuant to Section 19 of the said
Act and entitled to issue this notice of Gateshead Council, Regulatory Services, Civic Centre,
Regent Street, Gateshead, NE8 1HH. Telephone Number: 0191 4333917

hereby **withdraw** Prohibition Notice, Serial Number U/3977/PN, dated **29 July 2020**,

which related to activities at: The Schooner, South Shore Road, Gateshead NE8 3AF

Signature



Date 31 July 2020

BEFORE THE LICENSING SUB COMMITTEE OF GATESHEAD COUNCIL

IN THE MATTER OF THE LICENSING ACT 2003

GATESHEAD COUNCIL (ENVIRONMENTAL HEALTH)

Applicant

- and -

THE SCHOONER GATESHEAD LIMITED

Respondent

STATEMENT OF GARY MOORE

GARY MOORE of 136 Sheriffs Highway, Gateshead, Tyne & Wear NE9 5SD says as follows:

Introduction

1. I am a shareholder in The Schooner Gateshead Limited, a company registered in England with CRN 11864053 (“the Company”).
2. The Company is been the owner and operator of a long established public house now called “The Schooner” on South Shore Road, Gateshead, Tyne & Wear NE8 3AF.
3. Since 28 June 2019 the Company has held a Licensing Act 2003 premises licence relating to The Schooner (“the Licence”). The relevant licensing authority is Gateshead Council (“the Licensing Authority”).

4. By an application dated 18 August 2020, Mr Stewart Sorrell of Gateshead Council's Environmental Health Department ("Environmental Health") sought a review of the Licence ("the Review").
5. Representations in relation to the Review have been made by Northumbria Police, Gateshead Council's Director of Public Health ("Public Health") and by Ms. Bainbridge of Environmental Health. There have also been representations from members of the public.
6. I make this statement in connection with the Review and the representations.
7. I am not (yet) a director of the Company but I am authorised to make this statement.

My background

8. I was born in 1961 in Sunderland. I am now 59. I have lived in the North East more or less all my life. I graduated from Sunderland University with a degree in Psychology, while serving as a Civil Servant. In 2003 I obtained a Master's Degree in Business Administration from York University. I retired from the Civil Service in 2019, at that point being in the position of Grade 7 Project Manager for HMRC, based in Washington.
9. I have two grown up children. I live with my partner, Suzy Isaac, at the above address. We have lived there since 2005, having moved there from Washington.
10. When I moved to Gateshead, I became a patron of my local public house, The Three Tuns, at 92 Sheriffs Highway ("the Three Tuns"). I got to know the landlord, Paul Smith, and we became friends.
11. In 2019 Mr Smith, via the corporate vehicle of the Company, purchased The Schooner. The Company was initially owned 50/50 by Mr Smith and Mr Paul Bowlam. Following discussions with him in mid to late 2019, it was agreed that Mr Bowlam's shareholding

would be purchased by myself, Suzy, and Mr Philip Boyle, along with a small proportion of Mr Smith's share in the business. I am currently a 23% beneficial shareholder in the Company, with Suzy 13% and Mr Boyle 23%.

The Schooner

12. There has been a public house on the site of The Schooner for very many years, certainly since the 19th century when it was called The Ship Inn.

13. The Schooner is situated at the bottom of South Shore Road, which is a short no through road running off Saltmeadows Road. To the south of the premises are the light industrial premises on and around Saltmeadows Road; to the north is the River Tyne. The Schooner is the last premises on the road before it leads to a lightly used car-park. There is very little passing traffic on the road: it is mostly used for parking by dog walkers and drivers using the area for a meal break. The car-park receives very low numbers of visitors.

14. The Schooner consists of a two-storey Victorian building, the ground floor of which constitutes the main trading area. There is a single story conservatory extension to the west, and beyond that a beer garden which consists of a patio raised up from the highway, with banking to the south with integral wooden bench seating accessed by steps. I exhibit screen shots from "Google Street View" showing the layout of the premises and the long-established beer garden arrangements. The only means of access to the beer garden is via the highway.

15. In common with the The Three Tuns, The Schooner has long had an association with live music. This includes an external stage in the beer garden to the east of the public house. I can see from "Google Street View" that this stage was constructed at some point between June 2012 and September 2014. I exhibit a series of screenshots from that website to this witness statement, showing the use of the road in July 2008, June 2012, September 2014, April 2015, May 2016 and June 2018.

16. It will be noted that throughout this time use has been made of the roadway on either side for the placement of objects: bins, “poseur” tables (i.e. tall tables), kegs, bicycle racks, planters and bench seating. The roadway itself is dual toned, with a darker surface to the sides, and this “verge” area is quite extensive opposite the premises, and has - so far as I am aware - been treated as belonging to it for very many years.

Trading by the Company

17. The premises traded as “The Schooner” before the Company acquired it, and neither Mr Smith nor any of the co-owners had any intention of changing the branding or trading style. Significant works of improvement were however done to the venue at a cost of approximately £34,600 for replacement windows, heating system, interior and exterior decoration, renovation of the upstairs rooms, CCTV, kitchen refurbishment, repairs and refrigeration.
18. Because the venture was more a labour of love than anything we hoped to make an immediate profit out of, all four of us agreed to take no salary from the Company. The Company employs 11 staff at The Schooner, and what we hoped to do in the early years was to trade sufficiently well pay staff wages, the rates and other bills, and repay the sums invested for the works of improvement.
19. In discussions between the four of us at the time, it was agreed that The Schooner would very much be a joint project between us, and we would have an equal input into running it. Mr Smith was already the Designated Premises Supervisor and I think it went without saying that this would remain the case because of his experience in the licensed trade. Mr Boyle is also the holder of a personal licence. Whilst I had no previous experience in the pub trade, as a retired person with time on my hands, as well as training in business administration, I was happy to shoulder much of the work. Suzy regularly attended the premises, as did Mr Smith. Mr Boyle has a full time job but would visit when time permitted him.

Closure of the premises for on-trade

20. Our trading ambitions were obviously dealt something of a hammer blow by the coming of the Coronavirus pandemic. We closed the premises for on-trade when the Prime Minister gave his instruction that this should happen on 20 March 2020.
21. As was permitted by the regulations, we continued to operate a takeaway service. The Licence permits the sale by retail of alcohol for consumption off the premises, and we were entitled to and did sell alcohol for takeaway purposes. We delivered about 85% of orders and the rest were collected. Although it was not a condition of our Licence, we only sold alcohol in sealed containers. We put signage outside the premises asking those who were waiting for takeaways to comply with social distancing. To prevent persons using the beer garden we put a wooden barrier across its entrance. We also asked customers not to consume alcohol within the Schooner's boundary, to reduce the risk of inappropriate congregation.
22. I am aware from reading the Review papers that there were number of complaints from the public to the responsible authorities about the premises being open providing takeaways. As the Review papers confirm, the premises was not doing anything unlawful. I believe that this was during a period of time where people were more prone to complain than usual. The Review application details certain complaints which were actually complaints about us trading with the regulations. A repeat complainant has since identified themselves to us, explaining that they had not realised that the pub was allowed to provide a takeaway service.
23. Following a visit to the premises by the Police on 19 April 2020 we removed tables from the front of the premises. There was a further visit by the Police the following day, where I spoke to the officer. He had concerned that persons queuing outside the premises were not adhering to social distancing and were not being supervised. I agreed to put in further measures to ensure that social distancing was adhered to, including barriers, markings on the ground, more posters and supervision. I spoke to Ms. Ashleigh Jobes of Environmental Health that day, and sent her an email arising out of that

discussion 20:55 on 20.04.20, which I exhibit to this statement. I stated in that email “we want to get this right and would be really grateful for your input”.

24. Ms. Tracey Johnson (of the Licensing Authority) and Ms. Jobes visited the premises the following day, 21 April 2020, and spoke to me there. We discussed measures to ensure social distancing by customers who were attending to collect takeaways, the containers in which alcohol would be provided, and the reinstatement of the barrier to the beer garden, which I had removed that morning while doing some works. I emailed Ms. Jobes that evening, which I exhibit to this statement. I asked in that email “if there’s anything else we need to do to ensure that we’re compliant with the policy”.

25. An email was received from Ms. Johnson on 22 April 2020 which stated:

It is the owners responsibility to ensure social distancing while at and around your premises. If you cannot manage to do this successfully then you will be breaching the Regulations and we will have no option but to issue you with a closure notice. This is a life and death situation and lots of people are dying each day from this virus. You need to ensure that you are doing everything you possibly can to ensure you comply with the regulations while still being allowed to trade. If we continue to receive complaints of this nature, our confidence in the way that the business is being managed will be compromised and we will have no option but to look to take more formal action.

26. I can confirm that we took compliance with the regulations very seriously, and did what we could within our powers to ensure that members of the public complied with social distancing whilst on the public highway. I note that there is no suggestion of any issues between Ms Johnson’s email and 21 June 2020.

27. On 21 June 2020 we received a visit from Ms. Johnson and Ms. Beverley Cope during which a prohibition notice and a community protection warning notice was served by Ms. Johnson. We had been making plans for reopening, and had been placing tables and chairs in the beer garden and in the verge areas to calculate what our capacity would be when we reopened and to photograph their placement. Ms. Johnson asked to see CCTV footage from the previous weekend, and so Mr Smith took her and Ms. Cope to the

office to view this. I was called away from the beer garden by a contractor installing a TV in the conservatory. Whilst I and Mr Smith were otherwise occupied, it appears that two persons started using a table that had been placed out for the layout exercise. Mr Smith asked them to move on, but this incident triggered the notices.

Re-opening for on-trade

28. In accordance with the relaxation of regulations, The Schooner opened for on-trade on 4 July 2020.

29. The Police Representation states:

On 010720 police received the following information - " Public House" on South Shore Road is already open and serving Alcohol to large numbers of customers as well as serving food. They have not waited until the 4th July like everyone else and are blatantly breaching COVID-19 Rules . No offences were identified by police as a result of this report.

30. It is not the case that we did not wait until 4 July 2020 to reopen. I note the Police representation states that no offences were identified. The premises was trading - as it had done since the start of "lockdown" - for takeaway sales only.

31. We carefully considered guidance issued by the Department for Business, Energy & Industrial Strategy ("BEIS") on COVID-19 safe working and complied with that guidance in terms of the measures of taken for safe reopening for sale of food and drink for consumption on the premises. In accordance with the guidance we undertook a risk assessment for this. We were assisted by a contact of Mr Smith's who is a qualified Health Safety Environment Supervisor.

Recommencement of live entertainment

32. The regulations were further relaxed to permit outdoor live entertainment from 11 July 2020, and we decided to provide entertainment from our outdoor stage from this point onwards.

33. In advance of the provision of live entertainment, we updated our risk assessment on 10 July 2020 to cover external live music.
34. The first concerts took place on 11 and 12 July 2020.
35. I have to accept that the venue did not have in place a noise management plan at this point in time. We had - with the benefit of hindsight, naively - not contemplated the necessity for one.
36. I was contacted by Ms. Jobes on 14 July 2020 in relation to noise complaints and complaints alleging a lack of social distancing. I emailed Ms. Jobes that day, enclosing the risk assessment from 10 July 2020. I exhibit that email to this statement. It is not correct to say - as the Review application does - that the risk assessment "did not include a section on live performances".
37. In an email dated 15 July 2020, Ms. Jobes asked for some amendments to the risk assessment to be undertaken. These were actioned by me that day. I exhibit a copy of the relevant exchange of emails. My email concluded "I'd be grateful for any further advice with regard to the risk assessment. We're following the guidance; we just want to make sure our documentation is as it should be".
38. On 16 July 2020 Ms. Jobes made an unannounced visit to the premises to check the CCTV for the concerts. I understand that she did not raise any issues. It was agreed that we would photograph the set up of concerts to show due diligence. Ms. Jobes emailed me the following day to confirm what was discussed.
39. Concerts took place on 17, 18 and 19 July 2020.
40. As per the agreement, on 21 July 2020 I emailed Ms. Jobes pictures taken over the weekend. Ms. Jobes' email to me of 17 July 2020 and my email of 21 July 2020 are exhibited to this statement. My email of 21 July 2020 attached 12 photographs. I exhibit

these in confidential exhibit A (since they constitute personal data of the individuals depicted).

41. No complaint was raised by Ms. Jobs about what the pictures depicted.
42. That week there were communications between Ms. Bainbridge and Mr Smith in relation to noise complaints. I will deal with noise issue below.

The trigger event

43. Concerts were held over the weekend of 25 and 26 July 2020. This including the hosting on Saturday 25 July 2020 of a concert by the band “The Kill”. We had anticipated that this band would be popular, and had staffed accordingly. With the benefit of hindsight I do not believe that we had a sufficiently clear chain of command for the deployment of staff. We were somewhat taken aback by the number of attendees, and it is correct that many people watched the concert from the highway. I was shown a photograph taken by a complainant which in my view was misleading because of the angle it was taken at: social distancing was observed by persons on the highway. However, the situation certainly could have been better with the implementation of a more structured plan. Since the bringing of this Review I have received substantial training on risk management, firstly from the national firm of Shield Safety Group, and then bespoke training from Mr Graeme Manwell of Portland Safety Group. I am confident that the mistakes encountered at the time could be avoided by better planning.

Prohibition Notices

44. On 29 July 2020, prohibition notices were served by Mr Sorrell in relation to use of the highway (U/3976/PN) and in relation to the implementation for social distancing (U/3977/PN). I exhibit these to my statement.
45. Following a discussion I had with Mr Sorrell, at 14.07 I emailed him photographs from the event on the Saturday night. I exhibit that email to this statement - the photographs are in confidential exhibit B (as they show personal data).

46. Mr Sorrell had raised issues as to whether The Schooner had planning permission and highways consent for the areas it had historically placed furniture and other items on at the verges. I engaged in correspondence about this. I am informed that these issues are not relevant to licensing, and do not deal with them further here.

Update of risk assessment, withdrawal of Prohibition Notice relating to social distancing

47. On 30 July 2020 I emailed an updated risk assessment and other requested to Mr Sorrell. I exhibit this email to this statement.
48. Mr Sorrell replied on 31 July 2020 stating “Just a couple of tweaks and I will be happy”. He set out some suggestions. The risk assessment was updated and sent out the same day, and Mr Sorrell sent notice of withdrawal of prohibition notice U/3977/PN by return. I exhibit this exchange of correspondence.
49. The prohibition notice relating to social distancing withdrawn, concerts were operated on 31 July, 1 and 2 August 2020. I am not aware of any complaints in relation to these concerts.
50. Concerts were operated the next weekend: 7, 8 and 9 August 2020. On 12 August 2020 Ms. Bainbridge informed Mr Smith by email that complaints in relation to noise had been received that weekend. Ms. Bainbridge and Mr Smith corresponded about this. I deal with noise below.
51. Three concerts were hosted over the next weekend (14, 15 and 16 August 2020). Unfortunately noise complaints were received again. Arrangements were put in place by Mr Smith to reduce the noise for the following weekend, with an acoustic set on 21 August and the house PA being used on 22 August. However, in view of the historic issues it was decided that all amplified music would be suspended with immediate effect.

52. I return to the issue of noise below. I wish to make the point that in relation to social distancing, there were no complaints about any of the concerts over these 4 weekends.
53. On 16 September 2020 I received an email from Mr Sorrell stating he had received a complaint relating to social distancing in the beer garden on 13 September 2020. At the time cited in this complaint, we were serving Sunday lunches. I provided CCTV from this time under cover of my email of 16 September 2020, which I attach.

Risk assessment

54. Since the bringing of this Review, I firstly arranged for the COVID-19 risk assessment to be replaced with one undertaken by the national provider, Shield Safety Group. This involved a self assessment, followed by a review and virtual meetings and a video tour of the building and measures in place, and the service subscribed for the venue provides visibility of our risk assessment and, when published online, the opportunity for customers to give feedback as to whether they feel safe in the premises.
55. However, we felt we could go further, and we instructed a local consultancy, Portland Health and Safety to review our policies and procedures. I refer to the report of Mr Manwell. Mr Manwell and I have further developed the work done with Shield Safety Group, incorporating controls to reflect the new restrictions introduced in September. Mr Manwell also provided invaluable one-to-one risk assessment and Health and Safety coaching.

Noise management plan

56. At the suggestion of Ms Bainbridge, an approach was made to instruct Apex Acoustics Ltd, a local acoustic consultancy, to provide acoustic advice. In the event, Apex were never formally instructed by the Company. I am aware that Mr Hinton of Apex spoke to Ms. Bainbridge and expressed the views which Ms. Bainbridge details in our representation.

57. The Company has been in discussions with Sustainable Acoustics, one of the country's leading consultancies, as to what steps can be taken to deliver an entertainment venue which does not impact upon the amenity of residents on the other side of the river. Sustainable Acoustics are more optimistic than Apex that steps can be taken to prevent noise nuisance, and have quoted to model the effect of turning stage around and partial enclosing or placing a barrier to side, measuring background noise and then considering the use of in house speakers with a limiter (which if implemented would require calibration with an Environmental Health Officer present), and then the implementation of a noise management plan, the content of which to be agreed with Environmental Health.
58. These works would not be cheap, and as the Sub Committee can imagine, the venue is struggling financially because of the effect of the downturn in trade as a result of the lockdown. This has become particularly harsh given the local restrictions currently applicable in the North East. In addition, the Company is incurring substantial professional fees in responding to this Review.
59. For this reason, the Company has put the instruction of Sustainable Acoustics on hold for the time being. It will consent to the addition of a condition in terms that the venue shall not provide external amplified live entertainment other than in accordance with the terms of a noise management plan to be agreed with Environmental Health. This essentially places a veto on amplified gigs unless and until Ms. Bainbridge is satisfied that such events can be operated in a manner that proactively promotes the licensing objectives.

Management of the Premises

60. In order to give the Sub Committee confidence in the proactive management of The Schooner going forward, it has been decided that I should become the General Manager of the premises, so that the buck stops with me, rather than the "pancake" co-operative structure that was adopted before.

61. To this end, I have been appointed a director of the Company.
62. It is also proposed that I become Designated Premises Supervisor in place of Mr Smith. I am not a personal licence holder but I made arrangements to have the necessary training to APLH standard with a reputable consultant (Tim Robson of TJR Licensing). I undertook the training on 5 October 2020 and passed with a score of 39 out of 40 (the pass mark is 28). Mr Robson is a former police licensing officer and he was able to provide me with some up to date advice posters for the premises.

Use of the highway

64. The Prohibition Notice remains in place for the highway, and the current situation is that (on legal advice) this is under appeal: however the Company is seeking to actively engage with the Council on how the premises' long-established user of the verges can be regularised. In terms of the health and safety issues arising from this, Mr Manwell is providing advice and assistance. Although the road is very lightly trafficked, and the venue is certainly not unique within the Council's area of having customer use of what is technically highway, it is right that there are health and safety risks to be assessed and addressed. I am informed that rights and permissions to use the highway are outside licensing considerations and I do not deal with this in any more detail here.

Conclusions

65. I should state that in my view some of the complaints made about the premises have been coloured by the fact that there was a spectrum of views about what activities the hospitality sector should be allowed to undertake during the pandemic. It is noteworthy that many of the complaints recorded in the review application did not reveal any issues.
66. However, it is plain that despite its repeated endeavours to avoid doing so the premises has caused unacceptable noise nuisance and for that I on behalf of the Company unreservedly apologise. It is for this reason that we have suspended live entertainment unless and until Environmental Health can be satisfied with a competently produced noise management plan going forward. Finances mean that there is no prospect of doing

his until next year at the earliest. This of course will give the residents respite and comfort after some of the unfortunate disturbances of the summer.

67. I and my co-owners throughout have used our best endeavours to comply with the regulations and the guidance as to COVID-19 risk assessments. This has been a difficult time, with guidance being updated on an almost daily basis, and now a very complex regulatory system which even the Prime Minister is struggling to explain. We have done our best. I am afraid I do not accept, in particular, the comments the Public Health representation make about management, but I leave it to the Company's legal representative to address those.

68. I readily accept that there are lessons to learn from the events of the last six months. The Company has learned those lessons. It has a clearer management structure for The Schooner. It has sought out professional advice and acted upon it in relation to health and safety and noise management. I personally have found the process empowering and I am far more confident in my ability to promote the licensing objectives.

I believe that the facts stated in statement are true.

Signed Gary Moore

Dated 6 October 2020

Expert Report of Graeme Manwell to:
The Licensing Sub Committee of Gateshead Council

in respect of the Licensing Review of:
The Schooner Public House, South Shore Road, Gateshead, NE8 3AF

Dated:
5th October 2020

Area of Expertise:
Health and safety at work within the Hospitality and Events sector.

Instructed by:
Mr. Charles Holland, Barrister
Trinity Chambers
Newcastle upon Tyne

Name:
Mr. Graeme Manwell

Address:
Portland Health and Safety Ltd
22 Elgy Road
Newcastle upon Tyne
NE3 4UU

Telephone number:
07968 898653

Email:
admin@portlandhealthandsafety.co.uk

1. Introduction

1.1 Formal details

My name is Graeme Manwell. The name of the company which employs me is Portland Health and Safety Limited. The nature of the business is health and safety consultancy. The address of the business is 22 Elgy Road, Newcastle upon Tyne, NE3 4UU.

I am the Director of Portland Health and Safety Ltd and a Graduate Member of the Institution of Occupational Safety and Health. My specialist field is health and safety risk management within the Hospitality and Events sector, of which I have over twenty years' experience. I have a National Compliance and Risk Qualification Diploma in Applied Health and Safety.

1.2 Instruction

Charles Holland, Barrister of Trinity Chambers, Newcastle upon Tyne instructed me (with the permission of the Schooner Gateshead Ltd) to undertake a review of the health and safety risk management of the Schooner Gateshead Limited, South Shore Road, Gateshead, NE8 3AF, in particular the risk management of running the business during the Coronavirus pandemic and the use of a highway opposite the premises.

1.3 Disclosure of Interests

I have no personal or professional connection with the parties, witnesses, or advisers, or actual or potential interests that might adversely or potentially affect my independence.

2. Documents

The following documents have been consulted upon to give my opinion

- 2.1 Application for the review of a premises licence.
- 2.2 Gateshead Council Public Health Representations on a current application for a licence review.
- 2.3 Gateshead Council Environmental Health Representations on a current application for a licence review.
- 2.4 Northumbria Police Representations on a current application for a licence review.
- 2.5 Statement of Facts and Grounds for Appeal in relation to Prohibition Notice Ref: U/3976/PN.
- 2.6 Prohibition Notice Ref: U/3976/PN.
- 2.7 Existing Risk Assessments.
- 2.8 Correspondence between The Schooner Gateshead Limited and Gateshead Council.
- 2.9 Photographs of events at the premises

3. Background

- 3.1 I visited The Schooner Gateshead at approximately 17:45 on Friday 25th September 2020. I arrived anonymously and without prior notice. I was met by a member of staff and shown to a table. I was asked to give my contact details for the purpose of contact tracing. I was asked to either scan the NHS Covid QR code which was displayed at the entrance door or to use The Schooner's own track and trace procedure which involved texting my name to a mobile telephone phone number. Details of the mobile telephone number and instructions on the procedure were displayed on laminated cards on each

table.

- 3.2 I observed the activity within the public house for approximately forty-five minutes. From my observations The Schooner was adhering to both government guidance and the relevant Coronavirus regulations.
- 3.3 After approximately forty-five minutes I asked a member of the bar staff if Mr. Paul Smith (Director of The Schooner, Gateshead Limited) was available. I was advised that Mr. Smith was not currently on the premises but the Manager, Mr. Gary Moore was. Mr. Moore came and introduced himself to me and we had a discussion regarding the background to my visit. I explained my position as an independent health and safety expert to assess the risk management capability of the current ownership.
- 3.4 At approximately 19.00 Mr. Smith entered the premises and I was introduced to him by Mr. Moore. We had a brief conversation before Mr. Smith left.
- 3.5 Mr. Moore showed me the outdoor areas which have been highlighted in both the Prohibition Notice (Ref: U/3976/PN) and the application for a review of the premises licence.
- 3.6 Mr. Moore and I agreed to meet at The Schooner at 14:00 on Monday 28th September to review the risk assessments which the business had undertaken.
- 3.7 I visited the Schooner, again unannounced and without notice, at approximately 17:00 on Saturday 26th September 2020. I was met by Mr. Moore

who showed me to a table. I explained the reason for my visit was to gain a clearer picture regarding the events of the weekend 25th and 26th July 2020 which led to the issuing of Prohibition Notices, Ref: U/3976/PN and U/3977/PN.

3.8 Mr. Moore explained to me in detail, the events of Saturday 26th July 2020 and was honest in his appraisal that the business was not sufficiently organised for the number of people who attended. Mr. Moore explained that they had expected an increased turn out for this gig, but not to the extent which materialised. Mr. Moore acknowledged that there was a need to plan future gigs in a more detailed and more organised manner, with all staff being clear of their duties and responsibilities.

3.9 Mr. Moore explained to me that motor vehicles using the road during outdoor gigs had never been an issue which concerned him or the other members of the management team at The Schooner. Mr. Moore explained that the road outside the pub was used infrequently particularly in the evening. Mr. Moore explained that on the few occasions he had witnessed motor vehicles on South Shore Road during outdoor gigs, the audience simply stepped aside to let the car pass without incident.

3.10 I spent some time on my own walking and driving up and down South Shore Road, to assess the impact of an audience standing on the road during a live performance. This section of South Shore Road is a no through road of approximately 200m in length from its junction of Tyne Main Road. The highway passes The Schooner approximately half-way down and leads to a small car park at the bottom. South Shore Road does continue along the

banks of the Tyne, but this is not accessible by motor vehicles from this section.

3.11 I attended a meeting with Mr. Moore at the Schooner at 14:00 on Monday 28th September. We spent some time reviewing the Coronavirus risk assessment for the premises which Mr. Moore had recently written in conjunction with Shield Safety Group, a national health and safety consultancy. The assessment required some minor updating to bring it in-line with the latest changes in Coronavirus guidance and regulations. I explained to Mr. Moore the importance of keeping the assessment up to date and informing the appropriate staff of subsequent changes. I explained to Mr. Moore that the gov.uk and Gateshead City Council websites were good sources of reference to check the current guidelines and legislation including those which may be specific to Gateshead.

3.12 I met with Mr. Moore at The Schooner at 14:00 on Sunday 4th October 2020 to review the general workplace risk assessment and to give guidance where I thought appropriate. An updated risk assessment was produced.

4. Opinion

4.1 In my opinion the outdoor gigs which took place between 11th July 2020 and 26th July 2020 lacked sufficient planning.

- 4.2 In my opinion the risk assessment for the outdoor gigs during that period did not address some eventualities which in my opinion were reasonably foreseeable.
- 4.3 It is reasonable to foresee that a non-ticketed event may exceed the capacity of the venue.
- 4.4 It is reasonable to foresee that excess number of attendees will use the road to view the stage.
- 4.5 It is my opinion that whilst South Shore Road is a quiet highway, the risk of motor vehicles using it, clearly remains. The highway being quiet reduces the risk of spectators on the highway encountering motor vehicles but does not eliminate the risk.
- 4.6 It is my opinion that It is reasonable to foresee that a motor vehicle may require access along South Shore Road when an outdoor gig is being staged.
- 4.7 It is reasonable to foresee that a motor vehicle has the potential to cause serious injuries or fatalities to people assembled on a road. The drinking of alcohol and playing of music increases the risk of contact between a pedestrian and a motor vehicle.
- 4.8 In my opinion, using a section of South Shore Road to accommodate an audience could be managed safely with a well-managed event plan.

- 4.9 In my opinion, there are several control measures which could be considered to reduce the risk factors of spectators on the Highway to an acceptably safe and proportionate level. Any such measures would require consultation with the Gateshead Council as Highways Authority as they have a duty of care to maintain the safety and usability of roads that are kept at public expense.
- 4.10 In my opinion, 'no through road for motor vehicles' signs should be considered for the junction of South Shore Road and Tyne Main Road to deter drivers of motor vehicles who may use this highway thinking they can reach the section of South Shore Road which is beyond the car-park at the bottom of the highway.
- 4.11 I am of the opinion that Gateshead Council officers who have been engaging with The Schooner throughout the Coronavirus pandemic have offered helpful, sensible and proportionate advice, particularly concerning risk assessments.
- 4.12 In my opinion the management have taken steps to address the previous shortcomings in the management of events by seeking professional health and safety advice, initially from Shield Safety Group. They have acted upon the recommendations of Gateshead Council regarding their risk assessments and made the necessary changes.
- 4.13 I am of the opinion, that if the photographs I have been shown of the outdoor event on Saturday 26th July 2020, are representative of the full evening, that the event was complying with Coronavirus guidance which was in place at the

time of the event.

4.14 I am of the opinion that properly organised and managed events could take place outdoors and be safe and enjoyable for both staff and attendees.

Indoors

4.15 I am of the opinion that during my visits to The Schooner, the control measures identified within the Coronavirus risk assessment were being implemented and that patrons were adhering to the rules. From the evidence I witnessed I would be of the opinion that The Schooner is Covid-19 secure as per the government guidelines and (now) regulations.

General

4.16 I am of the opinion that health and safety management training/guidance would be of great benefit to the business, its employees, and its patrons. I am of the opinion that Mr. Moore now possesses a significantly greater understanding regarding the health and safety obligations of the business following our work together. Mr. Moore has fully engaged with me on each occasion we met, providing the information which has aided in the writing of this report.

5. Statement of Compliance

5.1 I understand that my overriding duty is to assist the Licensing Authority in matters within my expertise, and that this duty overrides any obligation to those instructing me or their Clients. I confirm I have complied with that duty and will

continue to do so.

5.2 I have set out in my report what I understand from those instructing me to be the questions in respect of which my opinion as an expert is required.

5.3 I have done my best, in preparing this report, to be accurate and complete. I have mentioned all matters which I regard as relevant to the opinions I have expressed.

5.4 I consider that all the matters on which I have expressed an opinion lie within my field of expertise.

5.5 I have drawn to the attention of the Licensing Authority all matters, of which I am aware, which might adversely affect my opinion.

5.6 In preparing and presenting this report I am not aware of any conflict of interest actual or potential save as expressly disclosed in this report.

5.7 In respect of matters referred to which are not within my personal knowledge, I have indicated the source of such information.

5.8 I have not included anything in this report which has been suggested to me by anyone, including the lawyers instructing me, without forming my own independent view of the matter.

5.9 Where, in my view, there is a range of reasonable opinion relevant to the opinions I express, I have indicated the extent of the range in the report.

5.10 At the time of signing the report I consider it to be complete and accurate. I will notify those instructing me if, for any reason, I subsequently consider that the report requires any alteration, correction, or qualification.

5.11 I understand that this report will be the evidence that I will give, if required, subject to any correction or qualification I may make before declaring to its veracity.

6. **Statement of Truth**

I confirm that I have made clear which facts and matters referred to in this report are within my own knowledge and which are not. Those that are within my own knowledge I confirm to be true. The opinions I have expressed represent my true and complete professional opinions on the matters to which they refer.

Signed by Graeme Manwell

Dated 5th October 2020

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HEALTH and SAFETY at WORK etc. ACT 1974
Sections 22, 23 and 24

PROHIBITION NOTICE

Notice Ref: U/3977/PN

To:- Gary Moore
The Schooner
South Shore Road
Gateshead
NE8 3AF

Trading as :- The Schooner

I, Stewart Sorrell, Assistant manager
being an Inspector appointed by an instrument in writing made pursuant to Section 19 of the said Act and
entitled to issue this notice of Gateshead Council, Planning Policy, Climate Change and Strategic Transport,
Economy Innovation & Growth, Civic Centre, Regent Street, Gateshead, NE8 1HH. Telephone No. 0191
4333917

hereby give you notice that I am of the opinion that the following activities namely:

Use of the external areas including the highway for drinking and watching live performances
which are being carried on by you at: The Schooner, South Shore Road, Gateshead NE8 3AF
involve, a risk of serious personal injury, and that the matters which give rise to the said risks are:

There is an increased risk of transmission and exposure of Coronavirus (covid19) to employees and/or
persons which are not employees, a contagious respiratory virus which involves or will involve a risk of
personal injury.

and that the said matters involve contravention of the following statutory provisions:

Health and Safety at Work etc Act 1974 Sections 2(1) and 3(1)
Management of Health and Safety at Work Regulations 1999 Regulation 5
The Control of Substances Hazardous to Health Regulations 2002 Regulation 7

because

- Contrary to the risk assessment people allowed to stand on the highway;
- Social distancing is poorly managed in the highway areas;
- Contrary to the risk assessment there appears to be no management monitoring of the numbers of customers in various areas;
- There does not appear to be a member of staff on duty to manage social distancing or numbers of customers.

and I hereby direct that the said activities shall not be carried on by you or under your control immediately unless the said contraventions and matters have been remedied.

I further direct that the measures specified in the schedule which forms part of this notice shall be taken to remedy the said contraventions or matters.

Signature

Date

This is a relevant notice for the purposes of the Environment and Safety Information Act 1988

Yes

This page only will form the register entry.

Signature

Date

NOTES

1. Failure to comply with this Improvement Notice is an offence as provided by Section 33 (1)(g) of the Health and Safety at Work etc Act 1974 and section 33(2) and Schedule 3A of this act renders the offender liable on summary conviction to imprisonment for a term not exceeding 6 months, or to a fine not exceeding 20,000, or both, or, on conviction on indictment, to imprisonment for a term not exceeding 2 years, or a fine, or both.
2. An Inspector has power to withdraw an Improvement Notice or to extend the period specified in the notice before the end of the period specified in it. If you wish this to be considered you should apply to the Inspector who has issued the notice, but you must do so before the end of the period given in it. Such an application is not an appeal against this notice.
3. The issue of this Notice does not relieve you of any legal liability for failing to comply with any statutory provisions referred to in the notice or to perform any other statutory or common law duty resting upon you.
4. You can appeal against this notice to the Employment Tribunal. Details of the method of making an appeal, a form to use, and information to where to send it are contained in booklet ETS 19 which will be provided by the inspector with this notice. Copies are also available from the Employment Tribunal Enquiry line (Tel : 0845 795 9775)

Time limit for appeal

A notice of appeal must be sent to the Employment Tribunal within 21 days from the date of service on the appellant of the notice, or notices, appealed against, or within such further period as the tribunal considers reasonable in a case where it is satisfied that it was not reasonably practicable for the notice of appeal to be presented within the period of 21 days. If posted the appeal should be sent by recorded delivery.

The entering of an appeal suspends the Improvement Notice until the appeal has been determined but does not automatically alter the date given in this notice by which the matters contained in it must be remedied.

The rules for the hearing of an appeal are given in The Employment Tribunals (Constitution and Rules of Procedure) Regulations 2004 (SI 2004 No 1861), and the Employment Tribunals (Constitution and Rules of Procedure) Regulations 2001 (SI 2001 No 1171) for England and Wales and the Employment Tribunals (Constitution and Rules of Procedure) (Scotland) Regulations 2001 (SI 2001 1170) for Scotland to the extent those Regulations remain in force.

PUBLIC REGISTERS OF ENFORCEMENT NOTICES UNDER THE ENVIRONMENT AND SAFETY INFORMATION ACT 1988

Under the requirements of the Environment and Safety Information Act 1988, Gateshead Council maintains at its offices public registers of information on notices which do not impose requirements or conditions solely for the protection of persons at work. These are called "relevant notices" under this act and will be identified by the Inspector serving the notice. Entries will be kept in the public register for a period of at least 3 years.

The entry in the register will be made within 14 days of the right of appeal or of the disposal of the appeal. Where a notice is cancelled on appeal no entry shall be made. Where an inspector is satisfied a notice has been complied with, a further entry will be made in the register within 7 days to show this. If a notice is withdrawn or amended the entry will be withdrawn or amended within 7 days.

The entry on the register will normally be the front page of the notice form. If you think that the entry for this notice on the register will disclose information about a trade secret or secret manufacturing process you should give written notification to Gateshead Council within 14 days. Gateshead Council will then draft an entry which it believes will not reveal the secret and serve this on you. In the meantime, the entry will specify only your name and address, any place involved and the relevant legal provisions.

If you are not satisfied with the redrafted entry you may have a further right of appeal to the Secretary of State within 14 days. Gateshead Council will give you further information about appeals to the Secretary of State at this time.

PUBLIC AVAILABILITY OF INFORMATION ON OTHER NOTICES

1. Under the Code of Practice on Access to Government Information Gateshead Council is committed to make available on request information about its actions and decisions, which includes information about notices it has issued. In general, the information that Gateshead Council will make available about a notice is information on the front page.
2. Information on a notice will not be made available until the right of appeal against the notice has expired or the appeal has been disposed of. Where an inspector is satisfied that a notice has been complied with, this information will be made available at the same time as the information on the front page of the notice.
3. If you think the information in the notice would disclose commercially confidential information you should give written notification to Gateshead Council within 14 days. Gateshead Council will then redraft the information in such a way that it believes will not reveal the commercially confidential information. In the meantime, the only information that Gateshead Council would make available would be your name and address, any place involved and the relevant legal provisions.
4. If you are not satisfied with the redrafted information there is no further appeal. However, Gateshead Council will make every effort to agree with you a form.

SCHEDULE

HEALTH AND SAFETY AT WORK ACT 1974

Either

Review the risk assessment currently in place in view of failings:

- Identify on a plan the layout of each area and the numbers expected to be in each area and how they are to be laid out;
- Identify on the plan where people are allowed to stand on the highway and how this will be indicated to them;
- Confirm in writing with Gateshead Council Highways your permission to use the highway in this way and any measures taken to ensure the safety of customers and staff on the highway;
- Produce a management schedule for checking the areas designated within the risk assessment and an area for logging when checks are carried out;
- Produce a rota for which members of staff will be on duty to monitor numbers and social distancing in all areas, including a log for reporting of regular checks, numbers counted and refusals.
- Prevent members of the public from bringing their own chairs and other socialising equipment.
- Ensure that you cover in the risk assessment how you will refuse entry and control the visitors once all areas are at capacity.

Or

Any other equally effective means of complying may be used.

HEALTH and SAFETY at WORK etc. ACT 1974
Section 23

Notice of Withdrawal

Notice Ref: U/3977/PN

To:- **Gary Moore**
The Schooner
South Shore Road
Gateshead
NE8 3AF

Trading as :- The Schooner

I, Stewart Sorrell, Assistant manager
being an Inspector appointed by an instrument in writing made pursuant to Section 19 of the said
Act and entitled to issue this notice of Gateshead Council, Regulatory Services, Civic Centre,
Regent Street, Gateshead, NE8 1HH. Telephone Number: 0191 4333917

hereby **withdraw** Prohibition Notice, Serial Number U/3977/PN, dated **29 July 2020**,

which related to activities at: The Schooner, South Shore Road, Gateshead NE8 3AF

Signature



Date 31 July 2020

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HEALTH and SAFETY at WORK etc. ACT 1974
Sections 22, 23 and 24

PROHIBITION NOTICE

Notice Ref: U/3976/PN

To:- Gary Moore
The Schooner
South Shore Road
Gateshead
NE8 3AF

Trading as :- The Schooner

I, Stewart Sorrell, Assistant manager
being an Inspector appointed by an instrument in writing made pursuant to Section 19 of the said Act and
entitled to issue this notice of Gateshead Council, Planning Policy, Climate Change and Strategic Transport,
Economy Innovation & Growth, Civic Centre, Regent Street, Gateshead, NE8 1HH. Telephone No. 0191
4333917

hereby give you notice that I am of the opinion that the following activities namely:

Use of the highway for a drinking area associated with the public house

which are being carried on under your control at the Schooner, South Shore Road, Gateshead NE8 3AF

involve, a risk of serious personal injury, and that the matters which give rise to the said risks are:

Not controlling the numbers of customers who attend the premise, so that they spill over onto the highway and
allowing customers to use the public highway for the consumption of drinks providing an increased risk of
injury from collision with vehicles being driven on the highway.

and that the said matters involve contravention of the following statutory provisions:

Health and Safety at Work etc Act 1974 Sections 2(1) and 3(1)
Management of Health and Safety at Work Regulations 1999 Regulation 5

because

There are no management systems in place to ensure members of the public do not congregate on
the public highway outside the premises.

and I hereby direct that the said activities shall not be carried on by you or under your control immediately
unless the said contraventions and matters have been remedied.

I further direct that the measures specified in the schedule which forms part of this notice shall be taken to
remedy the said contraventions or matters.

Signature

Date

This is a relevant notice for the purposes of the Environment and Safety Information Act 1988

Yes

This page only will form the register entry.

Signature

Date

1. Failure to comply with this Improvement Notice is an offence as provided by Section 33 (1)(g) of the Health and Safety at Work etc Act 1974 and section 33(2) and Schedule 3A of this act renders the offender liable on summary conviction to imprisonment for a term not exceeding 6 months, or to a fine not exceeding 20,000, or both, or, on conviction on indictment, to imprisonment for a term not exceeding 2 years, or a fine, or both.
2. An Inspector has power to withdraw an Improvement Notice or to extend the period specified in the notice before the end of the period specified in it. If you wish this to be considered you should apply to the Inspector who has issued the notice, but you must do so before the end of the period given in it. Such an application is not an appeal against this notice.
3. The issue of this Notice does not relieve you of any legal liability for failing to comply with any statutory provisions referred to in the notice or to perform any other statutory or common law duty resting upon you.
4. You can appeal against this notice to the Employment Tribunal. Details of the method of making an appeal, a form to use, and information to where to send it are contained in booklet ETS 19 which will be provided by the inspector with this notice. Copies are also available from the Employment Tribunal Enquiry line (Tel : 0845 795 9775)

Time limit for appeal

A notice of appeal must be sent to the Employment Tribunal within 21 days from the date of service on the appellant of the notice, or notices, appealed against, or within such further period as the tribunal considers reasonable in a case where it is satisfied that it was not reasonably practicable for the notice of appeal to be presented within the period of 21 days. If posted the appeal should be sent by recorded delivery.

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PUBLIC REGISTERS OF ENFORCEMENT NOTICES UNDER THE ENVIRONMENT AND SAFETY INFORMATION ACT 1988

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The entry in the register will be made within 14 days of the right of appeal or of the disposal of the appeal. Where a notice is cancelled on appeal no entry shall be made. Where an inspector is satisfied a notice has been complied with, a further entry will be made in the register within 7 days to show this. If a notice is withdrawn or amended the entry will be withdrawn or amended within 7 days.

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If you are not satisfied with the redrafted entry you may have a further right of appeal to the Secretary of State within 14 days. Gateshead Council will give you further information about appeals to the Secretary of State at this time.

PUBLIC AVAILABILITY OF INFORMATION ON OTHER NOTICES

1. Under the Code of Practice on Access to Government Information Gateshead Council is committed to make available on request information about its actions and decisions, which includes information about notices it has issued. In general, the information that Gateshead Council will make available about a notice is information on the front page.
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3. If you think the information in the notice would disclose commercially confidential information you should give written notification to Gateshead Council within 14 days. Gateshead Council will then redraft the information in such a way that it believes will not reveal the commercially confidential information. In the meantime, the only information that Gateshead Council would make available would be your name and address, any place involved and the relevant legal provisions.
4. If you are not satisfied with the redrafted information there is no further appeal. However, Gateshead Council will make every effort to agree with you a form.

SCHEDULE

HEALTH AND SAFETY AT WORK ACT 1974

Either

Review the risk assessment currently in place in view of failings:

- Identify on a plan where people are allowed to stand on the highway and how this will be indicated to them;
- Confirm the total numbers of persons that will be allowed access to the areas identified in the plan;
- Confirm in writing with Gateshead Council Highways your permission to use the highway in the way stated in your risk assessment and any measures taken to ensure the safety of customers and staff on the highway;
- Produce a management schedule for checking the areas designated within the risk assessment and an area for logging when checks are carried out;
- Produce a rota for which members of staff will be on duty to monitor numbers and social distancing in all areas, including a log for reporting of regular checks, numbers counted and refusals.
- Prevent members of the public from bringing their own chairs and other socialising equipment.

Or

Any other equally effective means of complying may be used.

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15:28



The Schooner



Home

Posts

Reviews

Photos

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Co



The Schooner



1 d • 🌐

Our gigs are all on our outdoor stage. There's no need to book, but seating is on a first come basis. If you really do need a seat, there's space for camping chairs.

👍 24

10 comments • 1 share



Like



Comment



Share



The Schooner



1 d • 🌐

Black Iris Brewery. Snake Eyes. Wow!



Send Message



