



## Representations on a Current Application for a Grant/Variation/Review of a Premises Licence or Club Premises Certificate under The Licensing Act 2003

Before completing this form please read the Guidance Notes at the end of the form

If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary. You may wish to keep a copy of the completed form for your records.

I/We *(Insert name)*

Northumbria Police

Wish to make representation about the application for variation/grant for a premises licence/club premises certificate (delete as applicable)

### PART 1 – PREMISES OR CLUB PREMISES DETAILS

**Postal Address of Premises or Club Premises, or if none, ordnance survey map reference or description**

THE SCHOONER,  
SOUTH SHORE ROAD

**Post Town**  
Gateshead

**Post Code** NE83AF

**Name of premises licence holder or club holding club premises certificate (if known)**

The Schooner Gateshead Limited

**Number of premises licence or club premise certificate (if known)**

00CH04109

### PART 2 – DETAILS OF PERSON MAKING REPRESENTATION

- |  | Please<br>Tick ✓         |
|--|--------------------------|
| 1) A responsible authority (please complete (C) below)                                   | ✓                        |
| 2) A member of the club to which this representation relates (please complete (A) below) | <input type="checkbox"/> |
| 3) Other persons (Please complete (A) or (B) below)                                      | <input type="checkbox"/> |



This representation relates to the following licensing objective(s)

Please  
Tick ✓

- |    |   |                          |
|----|---|--------------------------|
| 1. | <b>The Prevention of Crime and Disorder</b> | ✓                        |
| 2. | <b>Public Safety</b>                        | ✓                        |
| 3. | <b>The Prevention of Public Nuisance</b>    | ✓                        |
| 4. | <b>The Protection of Children From Harm</b> | <input type="checkbox"/> |

**Please state the ground(s) for representation** (please read guidance note 1)

Northumbria Police would like to make representations in support of the application to review the premises licence. We are concerned that the licensing objectives of prevention of crime and disorder, the public safety and the prevention of public nuisance are being undermined in respect of the running of the premises.

Gateshead Council Environmental Health are seeking a review of this premises licence. One of the reasons for this review is a due disregard of legislation. An indication a certain lack of confidence in the operator to comply with the law and to prevent crime and disorder.

It is suggested that patrons are being allowed to use part of relevant highway during entertainment. No application was received for a Pavement Licence. The area is widely frequented by motor vehicles passing onto the adjacent car park posing risk to public safety.

It has also been reported that live music was being played outdoors in a manner that has been causing public nuisance as far as Newcastle riverside, Byker and Walker.

**Please provide as much information as possible to support the representation**

(Please read guidance note 2)

The premises licence has been transferred to The Schooner Gateshead Ltd on the 3<sup>rd</sup> July 2019 with the sole director Nathan Paul SMITH appointed as the Designated Premises Supervisor.

There had been no other changes reported to Northumbria Police in respect of Licensing Act 2003. No application for Pavement Licence was received to indicate additional customer areas being provided by the premises licence holder to those already incorporated within the premises licence.

The committee may find the following reports made to Northumbria Police useful when considering the review of this premises licence.

On 24<sup>th</sup> March 2020 PC 2095 Rochester drove past the premises that evening. The premises appeared to be open and serving customers. No offences have been identified as a result of this information.

At 1935hrs on 310320 a passer-by informed PC 8865 Lumsdon about possible activity in the pub. Officer Lumsdon attended at 19:37hrs and will say that staff were doing food takeaway service and delivery service coming in and out.

At 0408hrs on 160420 a third party information was received stating that the complainant had just heard the Schooner Pub on Felling Ind Est is selling pints.

At 1518hrs on 190420 a caller reported that there was a post on Facebook stating the premises were selling Sunday dinners for takeaway. He further stated that there were pictures on Facebook of people in the beer garden eating and with pints of beer in front of them. The post on Facebook was under the Schooner name. Officers attended the premises at 15:55hrs. PC 3238 O'Neil will say " There were two couples and a small family using the tables out the front of the pub when I attended. There was three plastic cups on two separate tables. Two had beer in and one had soda in. The licensee denied that the pub had served them. I believe clearly they have come from the pub - I cannot see that two separate families would bring their own plastic cups down to the pub and sit outside to decant bought beer from the pub..... The licensee did agree to move the tables from the front following my visit – I have since been back along and confirm all outside tables have now been stowed away. We will continue to monitor the situation going forward.

On 200420 PC 659 Daghish attended the premises and will say "I attended with reports of the pub selling pints of alcohol.

On the premises was part owner GARY MOORE dob [REDACTED], mobile number [REDACTED]. He was present with one other member of staff. They were supply takeaway food for collection and delivery. Outside the entrance there was a sign advising people of their social distancing.

However outside the premises were eight people waiting for food. Four of them were drinking alcohol. The people present were not adhering to their social distancing and were not being supervised.

On speaking to Gary I gave him the following advice;

- To stop selling alcohol to people on the premises.
- To ensure that people waiting for food adhere to the social distancing rules.
- To put barriers up and markings on the ground spacing people out to a min of 2 metres apart.
- Clear posters displayed, advising people of the social distancing rules.
- Having a member of staff supervising the people waiting for food.

He appeared to take all my comments on board and confirmed he would implement these actions.

At 1824hrs on 220620 information was received that the pub was selling alcohol, report stated: "people produce a milk carton which gets filled and allowed to drink o/s the pub, this is also on social media."

AT 1645hrs on 250620 a complaint was received from a member of staff that the area being used as a racetrack with nearby car park being frequented by boy racers.

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.

At 0702hrs on 120720 Northumbria Police received the following report:

"The Schooner put in Gateshead is hosting live gigs this weekend. My husband and I live on the other side of the river I St Peter's Basin and this afternoon the music has been incredibly loud, and we're a good mile away, so I can only imagine how loud it was on site. We've also heard people screaming. It seems highly unlikely this falls within the guidelines to minimise the risk of Covid-19 transmission.

At 1742hrs further call was received. The caller was disturbed 'last night & came across to the premises. He was there were 200 plus people at the premises and a live music stage set up outside he was taken photos of the events.

At 2013hrs on 250720 Northumbria Police received further report of loud live music stating "The Schooner on South Shore Road has live bands on and shows no social distancing it has been posted on Facebook"

At 2041hrs on further report from yet another complainant stated that music has been playing so loud that they can hear this in St Peters Basin. They have seen that a male in Walker stated on F/Book that he could also hear the music. The complainant also stated that music is not meant to be played at a volume that it encourages people to raise their voices.

Further report was received at 2116hrs. The complainant's home address is that in Walker, Newcastle area. The caller stated that loud music was being played on regular basis from the premises and that he can hear the music even though he lives across the river. He has liaised with Gateshead Council about the noise but it continues. He reported that the music was on this occasion particularly bad. He further stated the loudness of the music had become worse since the lockdown has ended – as the music is outside.

Further report was received from another complainant stating the following " The Schooner pub in Gateshead are flouting the rules again this weekend with live music that's so loud I can hear it clearly in Newcastle, indoors, with the windows shut. It must easily be loud enough to raise their voices to talk in the pub! I don't understand why they've been allowed to do this for the past three weekends as it doesn't seem to fall within government guidelines".

Sgt 1555 Richardson attended that day at 1700hrs. He will say". The pub had tables and chairs outside and patrons were queuing to be inside the pub as would be required. I could not see any issue at this time. "The pub has had live music outside for some years now.

Officers spoke to some of the complainants about noise from previous reports, they stated a group was on early evening and the music was very loud, this went on for a few hours. They further said that this happens most Saturdays the Schooner has a group on which is advertised on their Facebook page, the music is on from early evening until 10pm and the music is excessively loud.

On 270720 Northumbria Police received an e-mail from a resident stating that "resident of Newcastle and Byker were disgusted at the level of music, lack of social distancing and blatant disregard to the wider community by the Schooner pub. " The e-mail further states: "the music could be heard up to three miles away and the walls of my house in Newcastle we're vibrating, i enclose some video footage of Saturday

evening and Sunday afternoon and hope that something can be done.” The complainant goes onto saying “The conduct of the Management of the Schooner falls way below a level that I would think could be reasonably expected in normal times, but in this unprecedented pandemic they are paying NO regard to the licensing objectives and feel that this needs to be brought to the attention of the police.”

Please  
Tick ✓

Have you made any representation relating to these premises before?

If Yes, please state the date of that representation

Day		Month		Year			

If you have made representation before relating to this premises please state what they were and when you made them.

#### **How We Collect And Use Information**

The information collected, on this form and from supporting evidence, by Gateshead Council will be used to process your application. The information may be passed to other Enforcement Agencies as permitted by law.

We may check information provided by you, or information about you provided by a third party, with other information held by us. We may also get information from certain third parties, or give information to them to check the accuracy of information, to prevent or detect crime, or to protect public funds in other ways, as permitted by law. These third parties include Government Departments and local authorities.

We will not disclose information about you to anyone outside Gateshead Council nor use information about you for other purposes unless the law permits us to.

Gateshead Council is the Data Controller for the purposes of the Data Protection Act 1998. If you want to know more about what information we have about you, or the way we use your information, you can ask at Civic Centre, Regent Street, Gateshead, NE8 1HH

**Part 3 – Signatures** (Please read guidance note 3)

Signature of representative or representatives solicitor or other duly authorised agent. (See guidance note 4) If signing on behalf of the representative please state in what capacity.

Signature	Daniel Whyte 7467	Date	15 <sup>th</sup> September 2020
Capacity	A/Chief Inspector		

Contact name (where not previously given) and address for correspondence associated with this representation. (Please read guidance note 5)	
Post Town	Post Code

Telephone Number (if any)	
E-mail Address (optional)	licensing@northumbria.pnn.police.uk

**Notes for Guidance**

1. The ground(s) for representation **must** be based on one or more of the licensing objectives.
2. Please list any additional information or details for example dates of problems, which are included in the grounds for representation, if applicable.
3. The representation form must be signed.
4. A representative's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
5. This is the address which we shall use to correspond with you about this representation.
6. For further information about the Licensing Act 2003 please contact: The Licensing Act Section, Development & Public Protection, Civic Centre, Regent Street, Gateshead Tyne and Wear NE8 1HH  
Tel: 0191 433 3918 or 0191 433 3178