

WITNESS STATEMENT

(CJ Act 1967, s.9; MC Act 1980, ss.5A(3)(a) and 5B; MC Rules 1981, r.70)

Statement of **ONUOHA OLERE**

Ref:

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Age if under 18: Over 18

(if over 18 insert 'over 18')

Occupation: Environmental Health Technician

This statement (consisting of five pages each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated anything in it which I know to be false, or do not believe to be true.

Signature:

Date:

My name is Onuoha OLERE, and I work as part time Environmental Protection Officer for the London Borough of Camden. Before that, I have worked for the London Boroughs of Lambeth, Tower Hamlets, Hammersmith & Fulham and currently Tower Hamlets in the Environmental Protection and Noise Pollution. I am authorised to enforce the statutory requirements of the Environmental Protection Act 1990, including that relating to commercial and domestic noise nuisance.

On the evening of Friday 13th January 2023, I was working as the duty Environmental Health Officer on the Council's Out-of-Hours Noise Reactive Service. At 23.55 hours I received an email on the out of hours generic noise inbox under reference 305417 detailing a complaint of an alleged noise nuisance in the form of noise from loud amplified music emanating from a premises now known to me as "Kiss The Sky" at 11 Camden High Street, London, NW1 7JE. At 00.18 hours, I called complainant back and could not get through to her, I left a

Signature: Signature witnessed by:

voice message advising her to call back if the alleged noise persist. At 00.29 hours I received another email on the out of hours generic noise inbox under highlighting the same issue of noise from loud amplified music from the premises causing her walls and furnitures to shake. At 00.57 hours I telephoned the complainant who confirmed that noise was continuing, I then headed straight to the complainant.

At 01.20 hours, as we arrived and stood outside the premises waiting for complainant to open her entrance door for us I observed ingres and egress of patrons which caused music outbreak outside. Few minutes after I went upstairs to complainants flat and proceeded to her bedroom. Whilst listening in the bedroom I witnessed loud amplified music simialr to the type heard outside emanating from the premises. The volume level of the music and accompanying bass frequency was clearly intrusive and created structural resonance that was disturbing and oppressive within the complainants room. The volume level even without TV viewing was prominent in the background to conversation and I could feel my feet vibrating. The music and accompanying bass amounted to statutory nuisance if it were to continue.

At this time, I went downstairs to speak to the premises about the level of the music. I introduced myself to the security personal outside the premises and informed him that I would like to speak to the Designated Premises Supervisor,

he went inside and called a lady out from inside. I expressed to her what I have witnessed in complainant room. I asked her if she was the owner, she replied that the owner "just popped out" she also refused to give me her details. I also asked her if they have a license to operate or play loud music at the time, she said "no". I immediately instructed her to turn the music off and disperse the remaining few patrons.

I left location at 01.36 hours. No noise abatement notice was served at the time, I referred it to Day Pollution Team for follow up.

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