

# APPENDIX I

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Taking pride in our communities and town



## STATEMENT OF WITNESS

*(Criminal Procedure Rules, Reg.27.2; Criminal Justice Act 1967, S.9;  
and Magistrates' Courts Act 1980, S.5B)*

Statement of	Richard Mark Palacio
Age of Witness	Over 18
Occupation of Witness	Team Leader, Neighbourhood Enforcement
Address of Witness	Slough Borough Council, Neighbourhood Services, Landmark Place, High Street, Slough, SL1 1JL

This statement, consisting of 4 (four) 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 in it anything that I know to be false or do not believe to be true.

Signature  Date: 3rd September 2018

1. I am Richard Mark Palacio, I am employed by Slough Borough Council as Team leader of the South Neighbourhood Enforcement Team. I am an Environmental Health Officer and a Corporate member of the Chartered Institution Of Environmental Health. I have been a qualified Environmental Health Officer since 1988 and have worked in my current position since May 2010.
2. On the 31st of August 2018 whilst working on the out of hours noise service I received a telephone call from  at approximately 21:30hrs.  stated that the noise from Bar H, 254 High Street, Langley, SL3 8HA was causing disturbance to her. I was aware that Bar H had already been served with an abatement notice under Section 80 of the Environmental Protection 1990 on the 17<sup>th</sup> August 2018.

Statement of (Continued)

3. I arrived at [REDACTED] at 23:08hrs. It was a mild night and there was very little wind. I went to the first floor rear bedroom where the main window was open. I stood by the window and listened. I could hear voices from outside, predominantly male raised voices, shouting and screaming. I heard specifically the words "Why don't you come here" at 23:16hrs and later "Right I'm going". I could also hear at different times bursts of predominantly bass music.
4. At 23:32hrs I left [REDACTED] and walked along the pavement in front of Bar H. There were approximately 20 customers of Bar H in the external front area and many had spilt onto the pavement. They were all talking very loudly and it was very intimidating. The sound was identical to that which I had heard from the complainants house. Whenever the entrance door at the front of the premises opened it caused a blast of very loud music to come out onto the street. There appeared to be very few people inside and it was my opinion that it was uncomfortably loud in the premises and that had caused the large number of people to come outside to sit at the tables provided in the covered front external area. Also the noise level inside the bar was likely to have caused a temporary threshold shift in their hearing which resulted in the raised voices as they spoke to each other.
5. Whilst walking past the premises I observed a man leave the front area, run across the main road and appear to defecate in the gap in the hedge opposite and return to the bar.
6. I made observations between 23:42 and 00:11hrs from my car which I parked in front of Barclays Bank, approximately 30 meters from Bar H. I had my window partly open and from this position I could clearly hear the voices and blasts of music. At 23:48 I estimated that there were approximately 15 people outside the front of Bar H, predominantly men. At 23:49hrs more people came out and partly blocked the pavement. The noise of voices and shouting was likely to be disturbing residents of the flats above the adjacent shops. It was apparent that the slow door closing mechanism was causing approximately 13 second bursts of music every time people passed through the door, although I did observe some people trying to close the door quicker I presume due to the music effecting conversation outside.

Statement of (Continued)

7. I left at 00:11hrs. There were approximately 10 people outside and the noise of raised voices and music was continuing.
8. On the 1<sup>st</sup> of September 2018 I was again working on the out of hours service when at 21:40hrs I received another call from [REDACTED]  
[REDACTED] She stated that the noise from Bar H, 254 High Street, Langley, SL3 8HA was again causing disturbance to her. In particular due to very loud music.
9. I arrived at approximately 23:30hrs and briefly parked in front of Bar H. I observed approximately 6 people in the external front seating area and on the pavement. They were shouting, whistling and there was very loud rap music coming out of the premises as the door was fixed open.
10. At 23:48hrs I entered the complainants premises at [REDACTED] Elmhurst Road. It was a warm night with little wind and the small top vent window was open in the first floor rear bedroom. I could clearly hear the voices of the people in front of Bar H and the music at a lower level, although the music became significantly louder at 23:50 hrs. It would have been sufficient to have disturbed me and prevent me from sleeping, particularly if it was a frequent occurrence.
11. At 00:15 I walked on the pavement in front of Bar H. Approximately 10 people were outside, some of whom were on the pavement. They were all talking very loudly. The front door had been left open and loud music was coming outside. I walked along the High Street for approximately 150 meters until I was standing outside the Dental Practice. From this distance the music and voices were still clearly audible and I was confident that it would be causing nuisance in [REDACTED] and the residential flats above Bar H and adjacent commercial premises.
12. As I walked back towards [REDACTED] the door was open to Bar H and I heard repeated 8 times the DJ shouting over the sound system what sounded like "[REDACTED] Nigel Casey", additionally at 00:35hrs a man shouted "My [REDACTED] knee is gone".
13. At 00:50hrs the DJ stopped, the door was open and people were leaving. At 01:18 one person was still standing outside talking loudly on his phone, but the metal shutter was down and the premises was closed and I left the vicinity.

Statement of (Continued)

14. It was my opinion following these visits that the noise I had witnessed emanating from Bar H, 254 High Street, Langley, SL3 8HA was breaching the requirements of the abatement notice dated 17<sup>th</sup> August 2018.

Dated the 3<sup>rd</sup> September 2018

Signed .....

A solid black rectangular box redacting the signature of the witness.