

Covent Garden and the National Theatre and is recommended for the purpose of providing an aid to persons of impaired hearing. It was specifically recommended for the premises as being the most effective system given the premises' structure and layout.

4. The infra red system does not interact with the common hearing aid and those with hearing disabilities are required to obtain a Sennheiser loop headset when they enter the building.
5. It is acknowledged that the Claimant suffers from a hearing impairment but the Defendant is unable to admit or deny and has no knowledge of the nature and severity of this impairment as set out at paragraph 2 of the Particulars of Claim. Nevertheless, for the purposes of this claim only the Defendant acknowledges that the Claimant was at all material times a disabled person within the meaning of section 1 and Schedule 1 of the Disability Discrimination Act 1995.
6. The Defendant believes the Claimant had visited the premises on three occasions prior to the 20<sup>th</sup> November 2006 and knew that the premises had an infra red system at all material times.
7. It is admitted that on the 20<sup>th</sup> November 2006 the Claimant attended the talk given by Jeremy Bowen at the Bryson Hall and that the Claimant had given notice that an induction loop or infra red system should be functioning on that occasion to City Books (from whom the Claimant purchased his ticket for the talk). City Books sent an e-mail to the Defendant relaying this notice. Accordingly, when the Claimant attended on the 20<sup>th</sup> November 2006, he was offered a headset and instructions on how to use it by Chris Seymour, the technical manager, who met the Claimant at the door of the Bryson Hall. However, the Claimant elected not to avail himself of the headset and so was instead shown to a seat below a speaker at the front of the hall where the Claimant said he could "hear Mr Bowen well".

