

COUNTER NOTICE (TEMPORARY EVENT NOTICE)

Warrington Borough Council, New Town House,
Buttermarket Street, Warrington, WA1 2NH

Counter Notice (Temporary Event Notice) – Permitted Temporary Activities

On 5 April 2016 the Licensing Authority received from you David Whittle a temporary event notice (“the notice”) in respect of proposed temporary licensable activities due to take place on 30 April to 2 May 2016 at Voodoo Lounge, 10 Friars Gate, Warrington. The Licensing Authority has received an objection notice under section 104(2) of the Licensing Act 2003 (“the Act”).

During the 3 working day objection period, which expired on 8th April 2016, the licensing authority received an objection notice from:

Objection Notice	Insert “X” as applicable
A chief officer of police for any police area in which the premises are situated is satisfied that allowing the premises to be used in accordance with the notice would undermine a licensing objective.	X
A local authority exercising environmental health functions for the area in which the premises are situated is satisfied that allowing the premises to be used in accordance with the notice would undermine a licensing objective.	

The objection notice was received on the 8th April 2016 and was not withdrawn.

On the 22nd April 2016 at 10am a hearing was held to consider the objection notice. The Sub-Committee determined the objection notice with a view to promoting the Licensing objectives.

Members of the committee have considered carefully all of the written and verbal representations submitted by and on behalf of the applicant and Cheshire Constabulary.


Having regard to the objection notice as submitted by Cheshire Constabulary, members of the Licensing Sub-Committee have resolved to:

Issue a Counter Notice under Section 105(2) of the Act as they considered it appropriate for the promotion of the licensing objective of crime and disorder for the following reasons:

Members determined that allowing the premises to extend their hours had the potential to exacerbate the crime and disorder currently experienced within the town centre as statistics show that more incidents happen after 4am.

The Licensing Act 2003 Schedule 5 grants the right of appeal, which maybe brought no later than 5 working days before the date the event begins.

Under section 136 of the Licensing Act 2003, a person commits an offence if he carries on a licensable activity on or from any premises otherwise than under and in accordance with an authorisation; or if he knowingly allows a licensable activity to be so carried on. A person convicted of such an offence is liable to imprisonment for a term not exceeding six months or to an unlimited fine or to both.

SIGNATURE	 On behalf of the licensing authority	DATE	22/04/2016
Name of Officer signing	Mr David Watson Regulatory Services Manager		