

Determination Notice

Application to review a Premises Licence Licensing Act 2003, Section 51

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On the 16 February 2010, Warrington Borough Council ("the Council"), being the relevant Licensing Authority, received an application for a review of the Premises Licence from Cheshire Constabulary in respect of premises known as:

Panama Jack's
100-104 Bridge Street
Warrington
WA1 2RU

Premises Licence Number:WBC\LP0406

On the 16 February 2010, the Council advertised the application on the above premises and at the Council's Office and on its website for a period of 28 consecutive days, which ended on 16 March 2010. During the 28-day representation period, the Council received further relevant evidence from you on behalf of the Premises Licence Holder and Cheshire Constabulary:

On the 14 April 2010 at 09.30 am, a hearing was held to consider the application and any relevant representations. The Sub-Committee determined the application with a view to promoting the four licensing objectives. In reaching its determination the Sub-Committee had regard to the following matters:

The written and verbal representations submitted by and on behalf of the Licence Holder and Cheshire Constabulary the applicant for the review.

The Committee is aware of its obligations under the Licensing Act 2003 and in particular the guidance issued under Section 182 of the Act together with the Council's statement of licensing policy.

The Committee has also considered the Human Rights Act implications in Article 8 and Article 1 of the First Protocol. These are not absolute rights but qualified ones and in reaching their decision the Committee has considered the proportionality principle.

In considering all of the above factors the Committee, balancing the interests of the Cheshire Police Constabulary and the Licence Holder has resolved to;

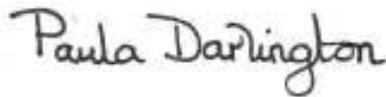
Accept the proposals as put forward and agreed between all parties. The proposed amended conditions will now form part of the licence.

To clarify the issue in relation to challenge 21. The Sub-committee resolved that the proof of age scheme shall remain at age 21.

The determination does not have effect:

- (a) until the end of the period given for appealing against the decision, or
- (b) if the decision is appealed against, until the appeal is disposed of.

Dated: 14 April 2010



Signed: _____

Designation: Assistant Director, Environment & Public Protection Services

Right of Appeal

There is a right of appeal against this decision to Warrington Magistrates' Court. An appeal must be commenced within 21-days beginning with the day on which you receive notification of the decision.