
Notice of decision of hearing held to consider police objection to temporary event notice

To John Steven Cansfield
of Viper Lounge, 1-3A Victoria Buildings, Grappenhall Road,
Warrington WA4 6LG

[the Premises User] [the Chief Officer of Police]

The Warrington Borough Council
being the licensing authority, on the 6 November 2008 received an
Objection Notice from the Chief Officer of Police in relation to the Temporary Event Notice given by
John Steven Cansfield

The Premises User for a Temporary Event to take place on 12/13 December at Viper
2008 Lounge

1-3A Victoria Buildings

Grappenhall Road

Stockton Heath

Warrington

for a period of 6 hours beginning at time 20.00 date 12 December 2008

finishing time 02.00 date 13 December 2008

The Council now GIVES YOU NOTICE that a hearing was held on 20 November 2008

to consider the Objection Notice and hereby makes the decision:

[not] to give a Counter Notice for the following reasons:

The panel have decided to uphold the objections put forward by the Police on the grounds of the crime prevention objective and the Prevention of Public Nuisance.

In making their decision the panel have had regard to the following legislation:-

Section 17 of the Crime & Disorder Act 1998, the Race Relations Act 1976 as amended by the Race Relations (Amendment) Act 2000 and the Human Rights Act 1998.

the relevant parts of the written and oral evidence before them;

the relevant parts of the Licensing Authority's Statement of Licensing Policy 2008 - 2011; and

the relevant parts of guidance issued under Section 182 of the Licensing Act 2003 by the Secretary of State for Culture, Media and Sport.

the Human Rights Act implications in Article 8 and Article 1 of the First Protocol. These are not absolute rights but qualified ones and consideration was given to the proportionality principal.

Dated: 20 November 2008

Signed:

Designation Acting Head of Service, Solicitor to the
Council & Head of Corporate Governance.

The officer appointed for this purpose

Please address any Communication to:

Warrington Borough Council, Corporate Services Directorate, Licensing Section, Town Hall Annex, Sankey Street, Warrington WA1 1UH

Delete items in square brackets that do not apply

An appeal against this decision must be made to the magistrates' court for the petty sessions area (or any such area) in which the premises concerned are situated within the period of 21 days beginning with the day on which the appellant was notified by the licensing authority of the decision appealed against.

But no appeal may be brought later than five working days before the day on which the event period specified in the temporary event notice.