

Notice of actions following receipt of notice of hearing

To Chief Officer Of Police
of Lancashire Constabulary
] Preston Police Headquarters
Lancaster Rd North
Preston
PR1 2SA
of

hereby confirm that I have received the Notice of Hearing dated
3rd August 2017

and notify you as follows:

[I [do not] intend to attend the hearing]

[I [do not] intend to be represented at the hearing [by]:

]

[I consider the hearing to be unnecessary because:

]

[I request that _____ should appear
at the hearing and set out below the point or points on which this person may be able to assist the
authority in relation to this application, representations or notice of the party making the request

]

Dated _____

Signed _____

Regulation 8

- 8 (1) A party shall give to the authority within the period of time provided for in the following provisions of this regulation a notice stating —
- (a) whether he intends to attend or be represented at the hearing;
 - (b) whether he considers a hearing to be unnecessary
- (2) In a case where a party wishes any other person (other than the person he intends to represent him at the hearing) to appear at the hearing, the notice referred to in paragraph (1) shall contain a request for permission for such other person to appear at the hearing accompanied by details of the name of that person and a brief description of the point or points on which that person may be able to assist the authority in relation to the application, representations or notice of the party making the request.
- (3) In the case of a hearing under —
- (a) section 48(3)(a) (cancellation of interim authority notice following police objection), or
 - (b) section 105(2)(a) (counter notice following police objection to temporary event notice),

the party shall give the notice no later than one working day before the day or the first day on which the hearing is to be held.

- (4) In the case of a hearing under —
- (a) section 167(5)(a) (review of premises licence following closure order),
 - (b) paragraph 4(3)(a) of Schedule 8 (determination of application for conversion of existing licence),
 - (c) paragraph 16(3)(a) of Schedule 8 (determination of application for conversion of existing club certificate), or
 - (d) paragraph 26(3)(a) of Schedule 8 (determination of application by holder of justices' licence for grant of personal licence),

the party shall give the notice no later than two working days before the day or the first day on which the hearing is to be held.

- (5) In any other case, the party shall give the notice no later than five working days before the day or the first day on which the hearing is to be held.

Notice of actions following receipt of notice of hearing

To To Mr P Verhaege
of 24 Vicarage Road West
Blackrod
Bolton
BL6 5DE

I

of

hereby confirm that I have received the Notice of Hearing dated
3rd August 2017

and notify you as follows:

[I [do not] intend to attend the hearing]

[I [do not] intend to be represented at the hearing [by]:

]

[I consider the hearing to be unnecessary because:

]

[I request that _____ should appear
at the hearing and set out below the point or points on which this person may be able to assist the
authority in relation to this application, representations or notice of the party making the request

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Dated _____

Signed _____

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the party shall give the notice no later than two working days before the day or the first day on which the hearing is to be held.

- (5) In any other case, the party shall give the notice no later than five working days before the day or the first day on which the hearing is to be held.

Notice of hearing in respect of objection notice

To Mr P Verhaege
24 Vicarage Road West
Blackrod
Bolton
BL6 5DE

Dear Mr Verhaege

Chorley Borough Council, being the licensing authority, on the 28th July 2017 received an Objection Notice from the Chief Officer of Police in relation to the Temporary Events Notice given by Mr Peter Verhaege the Premises User for a Temporary Event to take place on;

Saturday 26th August 2017 @ 03.30 – 06.00
Sunday 27th August 2017 @ 03.30 – 06.00
Monday 28th August 2017 @ 03.30 – 06.00
At Applejax Nightclub, 1 Backmount, Chorley, PR7 1EA for a period of 2.5 hours on each day.

The Council now GIVES YOU NOTICE that a hearing to consider the Objection Notice will be held at Chorley Borough Council, Town Hall, Market Street, Chorley PR7 1DP.
On 10th August 2017 at 2.00 pm, following which the Council will make a decision.

The particular points on which the Council considers that it will want clarification at the hearing from a party are as follows:

Details in relation to the proposed Temporary Events Notice dated 28th July 2017 detailed above.

You should complete form LAR1 and return it to;

Mr S Culleton
Lead Licensing Enforcement Officer
Chorley Council
Civic Buildings
Union Street
Chorley
PR7 1AL

Please return before the first day on which the hearing is to be held.

Dated 3rd August 2017

Signed Mr S A Culleton

Designation

Lead Licensing Enforcement Officer

the officer appointed for this purpose

Delete words in square brackets as applicable

CONTINUED

Chorley Council, Civic Offices, Union Street, Chorley, Lancashire, PR7 1AL

Please address any communications to: Mr S Culleton
Lead Licensing Enforcement Officer
Chorley Council
Civic Buildings
Union Street
Chorley
PR7 1AL

NOTES

Right of attendance, assistance and representation

15. Subject to regulations 14(2) and 25, a party may attend the hearing and may be assisted or represented by any person whether or not that person is legally qualified.

Representations and supporting information

16. At the hearing a party shall be entitled to –
- (a) in response to a point upon which the authority has given notice to a party that it will want clarification under regulation 7 (1)(d), give further information in support of their application, representations or notice (as applicable),
 - (b) if given permission by the authority, question any other party; and
 - (c) address the authority.

Failure of parties to attend the hearing

20. (1) If a party has informed the authority that he does not intend to attend or be represented at a hearing, the hearing may proceed in his absence.
- (2) If a party who has not so indicated fails to attend or be represented at a hearing the authority may-
- (a) where it considers it to be necessary in the public interest, adjourn the hearing to a specified date, or
 - (b) hold the hearing in the party's absence.
- (3) Where the authority holds the hearing in the absence of the party, the authority shall consider at the hearing the application, representations or notice made by that party.
- (4) Where the authority adjourns the hearing to a specified date it must forthwith notify the parties of the date, time and place to which the hearing has been adjourned.

Procedure at hearing

21. Subject to the provisions of the Regulations, the authority shall determine the procedure to be followed at the hearing.
22. At the beginning of the hearing, the authority shall explain to the parties the procedure which it proposes to follow at the hearing and shall consider any request made by a party under regulation 8(2) for permission for another person to appear at the hearing, such permission shall not be unreasonably withheld.
23. A hearing shall take the form of a discussion led by the authority and cross-examination shall not be permitted unless the authority considers that cross-examination is required for it to consider the representations, application or notice as the case may require.
24. The authority must allow the parties an equal maximum period of time in which to exercise their rights provided for a regulation 16.
25. The authority may require any person attending the hearing who in their opinion is behaving in a disruptive manner to leave the hearing and may –
- (a) refuse to permit that person to return, or
 - (b) permit him to return only on such conditions as the authority may specify,
- but such a person may, before the end of the hearing, submit to the authority in writing any information which they would have been entitled to give orally had they not been required to leave.

Notice of hearing in respect of objection notice

To Chief Officer Of Police
Of Lancashire Constabulary
Preston Police Headquarters
Lancaster Rd North
Preston
PR1 2SA

Dear Chief Officer of Police

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The Council now GIVES YOU NOTICE that a hearing to consider the Objection Notice will be held at Chorley Borough Council, Town Hall, Market Street, Chorley PR7 1DP.
On 10th August 2017 at 2.00 pm, following which the Council will make a decision.

The particular points on which the Council considers that it will want clarification at the hearing from a party are as follows:

The Substantive objection received from the Chief Officer of Police on the 2nd August 2017 in relation to the said Temporary Events Notice.

You should complete form LAR1 and return it to;

Mr S Culleton
Lead Licensing Enforcement Officer
Chorley Council
Civic Buildings
Union Street
Chorley
PR7 1AL

Please return before the first day on which the hearing is to be held.

Dated 3rd August 2017

Designation

Signed Mr S A Culleton

Lead Licensing Enforcement Officer

the officer appointed for this purpose

Delete words in square brackets as applicable

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Chorley Council, Civic Offices, Union Street, Chorley, Lancashire, PR7 1AL

Please address any communications to: Mr S Culleton
Lead Licensing Enforcement Officer
Chorley Council
Civic Buildings
Union Street
Chorley
PR7 1AL

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