

LATEST NEWS

Cheshire West

Our application for leave to appeal to the Supreme Court is now being considered and we expect a decision within the next three weeks. We appreciate that everyone is keen to see how this appeal progresses and we will let you know as soon as we have more information. There have been lively debates among the members of our team as to the impact of the European Court's decision in Austin (relating to the kitting of protesters and others). Although the Judges confirm that Austin related to liberty within the sphere of public order, there are observations by the Judges which reinforce the point that we have argued all along namely that purpose should not enter the equation until after a decision is taken on whether or not a DoL exists. Unfortunately, even European Judges seem to have been confused on this issue so we will see if the Supreme Court can clarify things.

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