

Name of Group:	LICENSING
Meeting Date:	6 January 2010
Directorate:	Public Protection
Head of Service:	Steve Eley
Agenda Status:	Public Part of Agenda

Report Title	Licensing Act 2003 – Statement of Licensing Policy
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1. Recommendations

That the revised Licensing Policy Statement be considered and recommended for adoption by Full Council on 17th January 2011.

2. Summary

The common draft of Statement of Licensing Policy has been the subject of the statutory consultation during the three yearly review required by the Licensing Act, the revised policy is submitted for consideration.

3. Report Background

Section 5 of the Licensing Act 2003 requires all licensing authorities to prepare and publish a statement of the principles they propose to apply in exercising their functions under the Act. The policy was initially adopted by Council on 13 December 2004. The policy applies for three years, the last review of the Policy took place in 2007.

A review of the current policy statement has now taken place.

The Act requires the following persons to be consulted regarding the review of the policy statement;

- The Chief Officer of Police
- The fire authority for the area
- Persons/bodies representative of local holders of premises licences
- Persons/bodies representative of local holders of club premises certificates
- Persons/bodies representative of local holders of personal licences
- Persons/bodies representative of business and residents in its area
- Members of Parliament
- Parish Councils

The Council consulted on the draft statement of licensing policy during September and November this year. Very few responses have been received; a summary of these is given in Appendix 2 to this report.

The revised Statement of Licensing Policy is given in Appendix 1. Where comments were received, and the licensing statement was not amended, it was because they did not relate to the purpose of the statement.

The completed policy statement will need to be published by the deadline of 7 February 2011.

3A. Any Relevant Policies

The current Statement of Licensing Policy

4. Options and Evaluation of Options

The three year review is a legal requirement and therefore the Council is duty bound to produce the document after carrying out the consultation process required by the Act.

5. Resource Implications (including Financial Implications)

Nil.

6. Consultees (Internal and External)

Internal	All Councillors
External	The Chief Officer of Police The fire authority for the area Persons/bodies representative of local holders of premises licences Persons/bodies representative of local holders of club premises certificates Persons/bodies representative of local holders of personal licences Persons/bodies representative of business and residents in its area Members of Parliament Parish Councils

7. Compliance Issues

Legal Comments
Finance Comments
N/A
Crime and Disorder Issues
In promoting the licensing objectives the Council will be complying with its duty under Section 17 Crime and Disorder Act 1998 to do all it can to prevent crime and disorder in its locality.
Equality Impact Assessments
None
Human Rights Act Implications
Other compliance issues

8. Background Papers

Title	Description	Source
Licensing Statement		File
Replies from consultees Appendix 2.		

[Report Author, title and extension]

Name	Signature	Date	Ext.
Author	P. Bayliss	29.11.10	x7099

Corporate Manager	Steve Eley		
Director	Julie Seddon		

