



COUNCIL

21 JANUARY 2008

Agenda Status: Public

Directorate: Chief Executive

Report Title	STATEMENT OF LICENSING POLICY – LICENSING ACT 2003
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1. Summary

The purpose of this report is to seek adoption of the attached Statement of Licensing Policy following the three yearly review required by Licensing Act 2003.

2. Recommendations

That the Policy attached to this report be approved for publication as the Council's Statement of Licensing Policy under Section 5 of the Licensing Act 2003 for the three year period commencing 7 February 2008.

3. Report Background

3.1 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 should be reviewed every three years.

3.2 A review of the 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 businesses and residents in its area
- Members of Parliament
- Parish Councils
- All Councillors

- 3.3 The draft policy was produced by Daventry District Council on behalf of and in partnership with all seven districts in the County.
- 3.4 The Council consulted with all the above by letter who were given access to the draft Statement of Licensing Policy during September and November last year. Very few responses have been received; a summary of these is given in Appendix 2 to this report.
- 3.5 Comments were received from six persons/organisations.
- 3.6 The draft Policy Statement with consultation responses was considered by the Licensing Committee on 18 December 2007 and recommended for approval to full Council. Attached at Appendix 1 is the statement as considered by Licensing Committee.
- 3.7 The completed Policy Statement will need to be published by the deadline of 7 February 2008.

4. Implications (including financial implications)

4.1 Resources and Risk

There are some efficiency savings to be achieved by all the authorities within Northamptonshire working jointly in producing the countywide Statement of Policy document.

4.2 Legal

The three yearly 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.

4.3 Other Implications

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.

5. Background Papers

Draft Statement of Licensing Policy – B W Sturgess
Licensing Act 2003
Guidance to the Licensing Act 2003
Consultation Letters (Licensing internal file)

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