

Title of Report:	Licensing Policy
Report to be considered by:	Council
Date of Meeting:	9 December 2010
Forward Plan Ref:	C2173

Purpose of Report: To consider the Statement of Licensing Policy for the next three years.

Recommended Action: To approve the policy.

Reason for decision to be taken: Required under Licensing Act 2003 section 5

Other options considered: None

Key background documentation: Licensing Act 2003 & Section 182 Guidance to the Act

The proposals contained in this report will help to achieve the following Council Plan Priority:

CPP3 – Reduce crime and the fear of crime

The proposals will also help achieve the following Council Plan Theme(s):

CPT2 - Thriving Town Centres

CPT7 - Safer and Stronger Communities

CPT11 - Protecting Vulnerable People

Portfolio Member Details	
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Date Portfolio Member agreed report:	29 th October 2010

Contact Officer Details	
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Implications

Policy:	Policy review required by law. The policy is essential in assisting Members in determining licensing applications
Financial:	None.
Personnel:	None
Legal/Procurement:	The Council has a statutory duty to review and publish a Statement of Licensing Policy every three years
Property:	None
Risk Management:	Failure to publish a policy is contrary to section 5 of the Licensing Act 2003 and could endanger any licensing decisions made by the Licensing Committee or its officers through delegated powers.
Equalities Impact Assessment:	EIA completed

Is this item subject to call-in?	Yes: <input type="checkbox"/>	No: <input checked="" type="checkbox"/>
If not subject to call-in please put a cross in the appropriate box:		
The item is due to be referred to Council for final approval	<input checked="" type="checkbox"/>	
Delays in implementation could have serious financial implications for the Council	<input checked="" type="checkbox"/>	
Delays in implementation could compromise the Council's position	<input checked="" type="checkbox"/>	
Considered or reviewed by Overview and Scrutiny Commission or associated Task Groups within preceding six months	<input type="checkbox"/>	
Item is Urgent Key Decision	<input checked="" type="checkbox"/>	

Executive Report

1. Introduction

- 1.1 Under section 5 of the Licensing Act 2003 the Council are required to review their Statement of Licensing Policy at least every three years, following the introduction of the initial policy in 2004.
- 1.2 The current policy was approved on 11th December 2007 by Full Council and the review is now required to be confirmed by Full Council prior to being published by 14th December 2010.
- 1.3 Licensing Committee Members agreed at their meeting in September 2010 to approve the revision. Three valid, minor, comments were made regarding the policy content following consultation and these have been added to the existing policy at 2.9, 4.10.4 and 6.5. Other than these the only changes are to changes in the title of the Service, some personnel name changes and a general grammatical review.
- 1.4 The Licensing Committee agreed that a wide range of individuals, businesses and charity groups be consulted. These included the Police, persons considered to be representative of holders of premises licences, persons considered to be representative of club premises, persons considered to be representative of personal licence holders and such other persons as the licensing authority considers to be representative of businesses and residents in its area.
- 1.5 The revised policy document is attached at Appendix A.

2. Proposals

- 2.1 To approve the revised Licensing Policy Statement making it effective from 14th December 2010.

3. Conclusion

- 3.1 It is the Council's statutory duty to publish a Statement of Licensing Policy within a three year period of introducing the first or subsequent policies.

Appendices

Appendix A - Revised Statement of Licensing Policy

Consultees

- Local Stakeholders:** Responsible Authorities, Representatives of Local Businesses, Local Charities and others determined by the Act.
- Officers Consulted:** Paul Anstey, Corporate Board
- Trade Union:** None