

Licensing Act 2003 – STATEMENT OF LICENSING POLICY

Submitted by: Democratic Services Manager

Portfolio: Safer Communities

Ward(s) affected: All

Purpose of the Report

To advise Members of the updated draft Licensing Policy as agreed by the Licensing Committee on 22nd October 2015.

Recommendations

- 1. That the updated Licensing Policy be adopted.**

Reasons

Section 5 of the 2003 Act requires a licensing authority to determine and publish a statement of its licensing policy at least once every five years. The policy must be published before it carries out any licensing functions under the 2003 Act.

1. Background

Before determining its policy, the licensing authority must consult the persons listed in section 5(3) of the 2003 Act. These are:

- the chief officer of police for the area;
- the fire and rescue authority for the area;
- each local authority's Director of Public Health in England or Local Health Board in Wales for an area any part of which is in the licensing authority's area,
- persons/bodies representative of local premises licence holders;
- persons/bodies representative of local club premises certificate holders;
- persons/bodies representative of local personal licence holders; and
- persons/bodies representative of businesses and residents in its area.

2. Issues

- The consultation concluded on 25th September 2015 and 3 responses were received (attached). The responses were considered by the Licensing Committee on 22nd October 2015 and the Policy has been updated accordingly.

4. Legal and Statutory Implications

Section 5 of the 2003 Act requires a licensing authority to determine and publish a statement of its licensing policy at least once every five years. The policy must be published before it carries out any licensing functions under the 2003 Act.

5. List of Appendices

Appendix A: Draft Licensing Policy 2015
Appendix B: Consultation Responses.

6. Background Papers

Newcastle under Lyme Licensing Policy 2011