

NEWCASTLE-UNDER-LYME BOROUGH COUNCIL
EXECUTIVE MANAGEMENT TEAM'S REPORT TO THE
LICENSING COMMITTEE

23 February, 2016

REPORT TITLE: Proposed Amendments to Licensing Act 2003

Submitted by: Principal Solicitor

Portfolio: Safer Communities

Wards Affected: All

Purpose of the Report

To make amendments to definition of Alcohol, summary review interim steps and Licensing Authority powers to revoke or suspend a personal licence included in new Bill.

Recommendation

That Members note the proposed amendments to the Licensing Act 2003

Background/Issues

The Policing and Crime Bill was introduced to Parliament on 10 February 2016. The Bill proposes to make the following amendments to the Licensing Act 2003:

- Amending the definition of alcohol to ensure that powdered alcohol and vaporised alcohol fall within the definition.
- Amending the summary review process to allow licensing authorities to keep interim steps in place between the review hearing and the outcome of any appeal. Also amending Section 53B to limit the number of times a licensee can make representations against the interim steps before the review hearing.
- Giving licensing authorities the power to revoke or suspend a personal licence when someone is convicted of a relevant offence.
- Adding to the list of relevant offences.
- Removing the requirement to lay the 182 Guidance before Parliament when it is revised (the guidance will retain its statutory status).

The Bill has been published on the parliament website:

<http://services.parliament.uk/bills/2015-16/policingandcrime.html>

The relevant part is "Part 7".

Proposal

That the Committee note the proposed changes to be included in the Licensing Act 2003.

Outcomes linked to Sustainable Community Strategy and Corporate Priorities

- Creating a cleaner, safer and sustainable Borough
- Creating a healthy and active community

Legal and Statutory Implications

None at present.