
Subject: REVIEW OF STATEMENT OF LICENSING POLICY - LICENSING ACT 2003

Meeting and Date: Council – 26 January 2022

Report of: Diane Croucher, Head of Regulatory Services

Classification: Unrestricted

Purpose of the report: To seek approval of the revised Statement of Licensing Policy under the Licensing Act 2003

Recommendation: That the Council approve the revised Statement of Licensing Policy

1. Summary

By virtue of section 5 of the Licensing Act 2003, the licensing authority is required to publish a Statement of Licensing Policy (The Licensing Policy) and that policy must be reviewed every five years. The Policy has been reviewed and consultation has taken place. The Policy is fundamentally the same and has only been amended where dates required updating.

2. Introduction and Background

- 2.1 On 20 October 2021, the Council approved the draft Statement of Licensing Policy for consultation. This 4 week consultation took place between 1 – 29 November 2021.
- 2.2 A copy of the policy was displayed on the Council’s website and letters were sent to the Statutory consultees as required by s.5(3) Licensing Act 2003 and to other stakeholders as listed in the draft statement of licensing policy.
- 2.3 No responses have been received in respect of the draft policy.

3. Identification of Options

- 3.1 Option 1 – to approve the revised Statement of Licensing Policy.
- 3.2 Option 2 – to reject the revised Statement of Licensing Policy and resolve to retain the current Statement of Licensing Policy.

4. Evaluation of Options

- 4.1 Option 1 – to approve the revised Statement of Licensing Policy. This is the preferred option as it complies fully with the legislation.
- 4.2 Option 2 – to reject the revised Statement of Licensing Policy and resolve to retain the current Statement of Licensing Policy. This option does not meet the statutory requirements under the Licensing Act 2003.

5. **Appendices**

Appendix 1 – Proposed revised Statement of Licensing Policy

6. **Climate Change and Environmental Implications:** The report does not specifically highlight any Climate Change or Environmental Implications, however it is noted the licensing objectives in particular Prevention of Public Nuisance considers the impact on the surrounding environment.

7. **Corporate Implications**

- 7.1 Comment from Finance (linked to the MTFP): 'Accountancy has been consulted and has no further comment (MR)
- 7.2 Comment from the Solicitor to the Council: The Head of Governance has been consulted during the preparation of this report and has no further comment to make.
- 7.3 Comment from the Equalities Officer: Whilst the report does not specifically highlight any equalities implications, consideration has been given to the protection of children from harm. Members are reminded that, in discharging their responsibilities they are required to comply with the public sector duty as set out in section 149 of the Equality Act 2010 <http://www.legislation.gov.uk/ukpga/2010/15/section/149>

8. **Background Papers**

None.

Contact Officer: Rebecca Pordage, Licensing Manager