

EAST HERTS COUNCIL

LICENSING COMMITTEE – 14 MARCH 2013

REPORT BY DIRECTOR OF NEIGHBOURHOOD SERVICES

7. REVIEW OF STATEMENT OF LICENSING POLICY

WARD(S) AFFECTED: ALL

Purpose/Summary of Report:

- To advise members about the timetable for consultation on the review of the statement of licensing policy under the Licensing Act 2003.

<u>RECOMMENDATION FOR DECISION: that</u>	
(A)	The report be received.

1.0 Background

1.1 Section 5 of the Licensing Act requires the Licensing Authority to determine its Licensing Policy and publish every 5 years the Statement of Licensing Policy that sets out the principles it applies in exercising its functions under the Licensing Act 2003. The policy must be published before the Licensing Authority carries out any licensing functions under the 2003 Act. The Act also requires that the Statement of Licensing Policy is kept under review, and appropriate revisions are made.

1.2 The current policy was determined in February 2011 for a period of 3 years (section 5 has since been amended to 5 years), and must be re-determined at Full Council by 31 January 2014.

1.3 Since publication of the Statement of Licensing Policy, there have been a number of changes in legislation, and these have been reflected in amended guidance issued by the Secretary of State under section 182 of the Licensing Act. A copy of the guidance and a summary of the changes are presented with this report.

2.0 Report

2.1 The proposed timetable for review of the Statement of Licensing Policy is:

2.1.1 Officers to produce draft amended Statement of Licensing Policy for Licensing Committee on 11 July 2013 for consideration, amendment as appropriate, and approval by Licensing Committee;

2.1.2 Statutory consultation on the proposed draft to take place July – September 2013;

2.1.3 Report on feedback to statutory consultation to be presented to Licensing Committee on 14 November 2013, for consideration, further amendment as appropriate, and recommendation of a final draft to Full Council;

2.1.4 Full Council be invited to consider and approve the final draft at full council on 29 January 2014, for publication for a five year period, expiring on 31 January 2019.

2.2 The following documents are attached as Essential Reference Papers:

Essential Reference Paper B – S. 182 Guidance.

Essential Reference Paper C – Summary of changes to s 182 guidance.

Essential Reference Paper D – Existing Statement of Licensing Policy.

3.0 Implications/Consultations

3.1 Information on any corporate issues and consultation associated with this report can be found within **Essential Reference Paper 'A'**.

3.2 Subject to Committee approval, the consultees specified in statutory guidance will be consulted on the draft policy, and consultation responses will be reported to Licensing Committee in accordance with the consultation timetable set out above.

Background Papers

None.

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