

## LICENSING COMMITTEE

14 JUNE 2018

### REVIEW OF STATEMENT OF LICENSING POLICY

#### **1.0 Purpose of Report**

- 1.1 To seek the Committee's approval on the draft revision the Council's Licensing Policy and to begin the consultation process.

#### **2.0 Background**

- 2.1 The Licensing Act 2003 requires the Council to have in place a Policy relating to the carrying out of its functions under that Act In respect of carrying out its duties the Council is required to adopt and have in place a Statement of Licensing Policy relating to those duties. The policy sets out the principles which the Council will apply in considering and granting licences under the Act
- 2.2 The Act originally required the policy to be reviewed every three years, however, recent legislative changes have now extended this period to every five years. The current policy was adopted in January 2014 and therefore needs to be reviewed before January 2019.

#### **3.0 Introduction**

- 3.1 A number of changes to legislation have made changes to the licensing regime and the draft Statement of licensing Policy has been amended to take account of these changes. The Council is also required by the Licensing Act to formulate its policy with reference to guidance issued by the Home Office under section 182 of the Act. This guidance has been amended and the draft policy again reflects these changes.
- 3.2 In order to achieve a level of consistency across the County the Nottinghamshire Authorities have been working together on a joint format for the Statement. Members will appreciate that the Councils across the County are different and therefore it is not always possible to have identical documents, however, wherever possible attempts have been made to apply consistent phraseology.
- 3.3 A copy of the 2019 draft Statement of Licensing Policy is attached as **Appendix One**. A large font has been used to identify where changes are proposed.
- 3.4 In the main the changes to the document reflect the amendments to the Licensing Act 2003 brought in since 2014 and the document has additional information within it that was previously absent. There have been no fundamental changes to any of the policies previously agreed.
- 3.5 Any comments that the members of the Committee wish to make before the policy is sent out for consultation can be included in the proposed revision.

#### **4.0 Proposals**

4.1 It is proposed to undertake an extensive consultation exercise by directing organisations to the Council's website where a copy of the draft Policy will be posted. Printed copies will be available on request. A suggested list of consultees is shown at appendix two. It is proposed that the consultation period will last for a 10 weeks.

#### **5.0 RECOMMENDATION**

**That the Committee notes that the requirement that the Licensing Policy be reviewed and provides any additional comments that it would like to see included in the revision of the Policy.**

#### Background Papers

Section 182 Statutory Guidance – Home Office

For further information please contact Alan Batty on 01636 6554675467

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