

Report of the Chief Executive

REVIEW OF LICENSING ACT 2003 STATEMENT OF LICENSING POLICY 2024 - 2029

1. Purpose of Report

To advise Members of the response to the consultation of the Council's draft reviews Licensing Act 2003 Statement of Licensing policy for 2024-2029.

2. Recommendation

The Committee is asked to RECOMMEND to Full Council that the Statement of Licensing Policy be approved for publication by 7 January 2024 and implementation on 7 January 2024 by Full Council on 13 December 2023.

3. Detail

Members approved the content of the draft Statement of Licensing Policy on 12 September 2023 for statutory consultation between 13 September 2023 and 25 October 2023.

Comments have been received following the consultation and a schedule of the comments and the proposed response together with any proposed amendments to the policy is attached at Appendix 1.

A change table incorporating the proposed amendments to the policy is attached at Appendix 2.

The Equality Impact Assessment which accompanied the report on the draft Statement of Licensing Policy is attached at Appendix 3.

Members are asked to approve the proposed amendments and recommend that the policy be approved by Full Council on the 13 December 2023.

The Council is required to publish the revised policy by 7 January 2024 and implement on 7 January 2024.

4. Financial Implications

The comments from the Head of Finance Services were as follows: There are no additional financial implications to consider at this consultation stage with activity being contained within existing budgets. Any significant budget implications going forward, over and above virement limits, would require approval by Cabinet.

5. Legal Implications

The comments from the Monitoring Officer / Head of Legal Services were as follows:

The Licensing Act 2003 Act specifies a minimum level of consultation which the Council must carry out before determining its licensing policy for a 5-year period. Section 5(3) of the Act requires specified persons and bodies to be consulted, this has been done. When determining its' licensing policy, the Council is required to have regard to promoting the four licensing objectives. Failure to formally review the Statement of Licensing Policy in accordance with Section 5 of the Licensing Act 2003, the Regulations and Associated Guidance would mean that the Council would not be able to comply with its statutory duty and would leave it open to legal challenge.

6. Human Resources Implications

The comments from the Human Resources Manager were as follows:

No comments.

7. Union Comments

The Union comments were as follows:

No Comments

8. Climate Change Implications

The comments from the Waste and Climate Change Manager were as follows:

No comments

9. Data Protection Compliance Implications

This report does not contain any [OFFICIAL (SENSITIVE)] information and there are no Data Protection issues in relation to this report.

10. Equality Impact Assessment

As this is a change to policy an equality impact assessment is included in the appendix to this report.

11. Background Papers

Nil