



COUNCIL

Thursday 29 November 2018

LICENSING ACT 2003: STATEMENT OF POLICY – REVISION (CL 27/18)

EXECUTIVE SUMMARY

1. In 2005 when the Licensing Act 2003 commenced, a Licensing Authority was obliged to adopt a Statement of Licensing Policy and review it every third year; legislation now allows for a five year period.
2. On 16 July 2018, Licensing and Health Committee approved a draft version of the Statement of Policy for consultation.
3. On 9 October 2018, Licensing and Health Committee considered the response received during the consultation, agreed the final wording of the policy and resolved to recommend to Council that it adopts and publishes its new Licensing Act 2003 Statement of Licensing Policy.

Is the report Open or Exempt?	Open
-------------------------------	------

Wards Affected:	All Wards within the District
------------------------	-------------------------------

Cabinet Member:	Cllr. Steve Gallant Cabinet Member with responsibility for Community Health
------------------------	--

Supporting Officer:	Chris Bing Legal and Licensing Services Manager 01394 444408 chris.bing@eastsuffolk.gov.uk
----------------------------	---

1. INTRODUCTION

- 1.1 The Licensing Authority was obliged, under the provisions of the Licensing Act 2003, to review its Statement of Licensing Policy every third year following its initial adoption. The third three year period expired in January 2014.
- 1.2 Under the provisions of the Police Reform and Social Responsibility Act 2011 the prescribed period for reviewing a policy was increased to five years; the current fourth edition of the Statement of Licensing Policy is valid from January 2014 until January 2019 – unless the Authority had chosen to re-publish before that date.

2. CONSULTATION

- 2.1 The draft revised Statement of Licensing Policy, approved at the meeting of Licensing and Health Committee on 16 July 2018, was sent out for consultation for an eight week period commencing 23 July 2018 and ending 16 September 2018.
- 2.2 The proposed changes were notified by means of:
 - Letters sent to the Responsible Authorities and representatives of those bodies prescribed in the Licensing Act 2003.
 - The Council's website

3. RESPONSE TO CONSULTATION

- 3.1 During the consultation period the Licensing Team received some acknowledgements of receipt and one representation from Punch; a company which holds nine premises licences in the Suffolk Coastal District (in the company names of Punch Taverns Ltd. and Punch Partnerships Ltd.).
- 3.2 On 9 October 2018, Licensing and Health Committee considered the response received during the consultation, agreed the final wording of the policy and resolved to recommend to Council that it adopts and publishes its new Licensing Act 2003 Statement of Policy on 31 January 2019.

4. HOW DOES THIS RELATE TO THE EAST SUFFOLK BUSINESS PLAN?

By giving clear guidance on licensing matters to applicants, licensees and the public; promoting economic growth for local businesses whilst enabling the community to make constructive representations should the need arise.

5. FINANCIAL AND GOVERNANCE IMPLICATION

- 5.1 None.

6. OTHER KEY ISSUES

- 6.1 The decision affects the entire district.

7. OTHER OPTION CONSIDERED

7.1 None.

8. REASON FOR RECOMMENDATION

8.1 To comply with the requirements of the Licensing Act 2003.

RECOMMENDATION

That the revised Licensing Act 2003 Statement of Licensing Policy, for publication and implementation on 31 January 2019, be approved by Full Council and adopted

APPENDICES

Appendix A	Statement of Licensing Policy
-------------------	-------------------------------

BACKGROUND PAPERS

None