

 Regulatory & Licensing Committee 17 June 2014		Agenda Item No. 7
Title	Revised Licensing Policy	
For further information about this report please contact	Jayne Bailey, Health and Community Protection. 01926 456742 jayne.bailey@warwickdc.gov.uk	
Wards of the District directly affected	All	
Is the report private and confidential and not for publication by virtue of a paragraph of schedule 12A of the Local Government Act 1972, following the Local Government (Access to Information) (Variation) Order 2006?	No	
Date and meeting when issue was last considered and relevant minute number		
Background Papers		

Contrary to the policy framework:	No
Contrary to the budgetary framework:	No
Key Decision?	No
Included within the Forward Plan? (If yes include reference number)	No
Equality and Sustainability Impact Assessment Undertaken	Yes

Officer/Councillor Approval		
Officer Approval	Date	Name
Chief Executive/Deputy Chief Executive	06.05.2014	Andy Jones
Head of Service	06.05.2014	Richard Hall
CMT		
Section 151 Officer		
Monitoring Officer		
Finance	06.05.2014	Jenny Clayton
Portfolio Holder(s)	06.05.2014	Michael Coker
Consultation & Community Engagement		
The consultation was wide ranging and included the Responsible Authorities, local resident groups, local and national breweries and pub chains, licensing solicitors, the council's legal advisors and others		
Final Decision?		No
Suggested next steps (if not final decision please set out below)		
Go to full Council		

1. **SUMMARY**

1.1 To present the new Licensing Policy to this Committee

2. **RECOMMENDATION**

2.1 This Committee recommends the new Licensing Policy to full Council for use during the next five years.

3. **REASONS FOR THE RECOMMENDATION**

3.1 The Licensing Authority is required by the Licensing Act 2003 to review its statement of Policy every five years. The review period was recently amended from three to five years by changes to the Licensing Act 2003 (the Act) and the Guidance issued under section 182 of the Act.

3.2 The amended policy has been consulted upon and, at the end of the consultation period, there were no comments, positive or negative, on the policy.

3.3 The changes to the policy are wide ranging and are designed to reflect the Authority's current approach to the Licensing Regime both locally and legislatively.

3.4 The existing Policy (Appendix 1) and the amended Policy (Appendix 2) are attached to this report.

3.5 The differences between the current policy and the new one are:

- The Licensing Authority and Health Authority are now a Responsible Authority
- The Street Pastors and Marshals are mentioned
- There is a large section on South Warwickshire Community Safety Partnership
- Conditions will be understandable and enforceable
- The use of ID Scanners is mentioned
- List of model conditions by the Institute of Licensing is mentioned – these are still not available at the moment (therefore, they may not be able to be included this time).
- Early Morning Restriction Orders and Late Night Levies are mentioned
- Restricted Alcohol Zone is mentioned
- Review of the policy will be every 5 years
- Under 18's parties are actively discouraged

4. **POLICY FRAMEWORK**

4.1 This will not change the policy framework, merely the Licensing Policy

4.2 **Fit for the Future**

4.3 Contents of The Statement of Licensing Policy, provide guidance, consistency, best practices, transparency, proportionality and promotes safety and wellbeing to the community This contributes to making it a great place to work, live and visit.

5. **BUDGETARY FRAMEWORK**

5.1 There are no budget implications arising from the new Policy.

6. RISKS

- 6.1 It is a legal requirement to review the Statement of Licensing Policy within 5 years.

7. ALTERNATIVE OPTION(S) CONSIDERED

- 7.1 No alternative to reviewing the policy is available as this is a legal requirement.

8. BACKGROUND

- 8.1 In order to keep up to date with legislation changes, a continuous review of the policy is being undertaken currently in conjunction with neighbouring authorities to promote consistency while giving consideration to local issues. Therefore, a further Statement of Licensing Policy will be completed later this year.

We have a legal responsibility to review the policy within 5 years which is by July 2014.