

Report of the Head of Licensing and Registration

Report to Licensing Committee

Date: 25th May 2012

Subject: Changes to S182 Guidance

Are specific electoral Wards affected? If relevant, name(s) of Ward(s):	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Are there implications for equality and diversity and cohesion and integration?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Is the decision eligible for Call-In?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Does the report contain confidential or exempt information? If relevant, Access to Information Procedure Rule number: Appendix number:	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No

Summary of main issues

1. Major changes to the Licensing Act 2003 came into effect on the 25th April. As a consequence the guidance issued by the Home Office under S182 of the Licensing Act 2003 has been amended
2. This report provides a summary of the changes.

Recommendations

3. That Licensing Committee notes the contents of this report.

1.0 Purpose of this report

- 1.1 To advise Licensing Committee of the changes made to the S182 guidance issued by the Home Office.

2.0 Background information

- 2.1 The Police Reform and Social Responsibility Act 2011 received Royal Assent in September 2011 and brought a number of changes to the Licensing Act 2003 which were designed to give power back to local communities and to make it easier for Licensing Authorities to deal with problem premises and the problems associated with late night drinking.

3.0 Main issues

- 3.1 The majority of the changes came into effect on 25th April 2012. The remaining changes (late night levy, early morning restriction orders, locally set fees and the repeal of alcohol disorder zones) are likely to come into effect in October.
- 3.2 As a consequence of these changes, and promises made in the Government Coalition Agreement, changes have been made to the S182 guidance issued by the Home Office. The guidance was laid before Government and came into effect on the 25th April 2012. Officers will provide a document highlighting the changes at the meeting.

4.0 Corporate Considerations

4.1 Consultation and Engagement

- 4.1.1 As this is an advisory report, there are no consultation and engagement issues.

4.2 Equality and Diversity / Cohesion and Integration

- 4.2.1 As this is an advisory report there are no issues relating to equality, diversity, cohesion and integration.

4.3 Council Policies and City Priorities

- 4.3.1 The changes to the S182 guidance does impact on the council's Statement of Licensing Policy. These have been dealt with in a separate report.

4.4 Resources and Value for Money

- 4.4.1 The changes to the S182 guidance has limited impact on resources.

4.5 Legal Implications, Access to Information and Call In

- 4.5.1 There are no legal implications for this report.

4.6 Risk Management

4.6.1 There are no issues relating to risk management.

5 Conclusions

5.1 The Police Reform and Social Responsibility Act and the promises made in the Coalition Agreement have necessitated changes to the S182 guidance issued by the Home Office. These changes will affect the determinations made by Licensing Committee and the licensing sub-committees.

6 Recommendations

6.1 That Licensing Committee considers the contents of the report.

Background Papers

Amended Guidance Issued Under Section 1982 of the Licensing Act 2003.