

Report of the Head of Licensing and Registration

Report to Licensing Committee

Date: 12th February 2013

Subject: Update on applications received for New Premises Licences or Variations to Existing Licences under the Licensing Act 2003 between September 2012 and December 2012

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. This report provides an update on the applications received by the Entertainment Licensing Section under the Licensing Act 2003 for new Premises Licences and variations to existing Licences.

Recommendations

2. That Licensing Committee note the contents of the report.

1.0 Purpose of this report

- 1.1 To inform the Licensing Committee of applications received for new or variations to existing premises licences under the Licensing Act 2003 and the outcomes of the applications.

2.0 Background information

- 2.1 The Licensing section receives applications under the Licensing Act 2003 for new premises licenses and variations to existing licences.
- 2.2 On receipt of an application the Licensing Section will process the application within the 28 day consultation period following the procedures laid down within the Licensing Act 2003.

- 2.3 This will include ensuring that all relevant authorities have been notified of the application and the application is correctly advertised.
- 2.4 Throughout the 28 day consultation process the Licensing Section will liaise with both the applicant and the responsible authorities and any local residents who may have issues with the application. During this period representations can be received from responsible authorities and other persons.
- 2.5 The representations must be valid and be within the four licensable aims these being:
- The prevention of Crime and Disorder
 - Public Safety
 - The Prevention of Public Nuisance
 - The Protection of Children from Harm
- 2.6 In many cases the responsible authorities will offer additional measures to the applicant and if these are accepted the representation will be withdrawn.
- 2.7 Representations from other persons (local residents and their representatives) are rarely withdrawn.
- 2.8 Any unresolved representations will require the application to be considered by a Licensing Sub Committee within 20 working days of the end of the consultation period.
- 2.9 Any application which does not attract representations must be issued after the end of the consultation period. Licensing Officers have delegated authority to issue these Licences.

3.0 Main issues

- 3.1 This report presents the outcomes of applications received between September 2012 and December 2012. Attached at Appendix A is a list of applications received for Member's information.
- 3.2 The report includes the following details:
- The date received
 - The premises
 - The activities and hours applied for
 - If representations received and where from
 - Control Measures agreed Yes/No
 - If a Cumulative impact area
 - If a hearing is required
 - Outcome

4.0 Corporate Considerations

4.1 Consultation and Engagement

- 4.1.1 Applications are subject to a 28 day consultation with the responsible authorities and other people in accordance with the Licensing Act 2003.

4.2 Equality and Diversity / Cohesion and Integration

- 4.2.1 The council has adopted a Statement of Licensing Policy which sets out the principals the council will use to exercise its functions under the Licensing Act 2003 and in which care has been taken in matters of equality, diversity and human rights. This policy is reviewed every three years. The council has completed equality, diversity, cohesion screening and impact assessments with regards to the consultation process undertaken during the review of the policy.

4.3 Council Policies and City Priorities

- 4.3.1 When determining an application the Licensing Authority must have regard for the Licensing Act 2003, and the Statement of Licensing Policy which sets out the principles the council will use to exercise its functions under the Licensing Act 2003. Applicants are expected to read the policy before making their application and the council will refer to the policy when making its decision.

4.4 Resources and Value for Money

- 4.4.1 Licence compliance underpins the licensing regime and Entertainment Licensing ensures compliance through liaison with licensed premises and multi-agency partners.

4.5 Legal Implications, Access to Information and Call In

- 4.5.1 All information provided in this report is publicly accessible and there is no legal implication to the recommendations of this report.

4.6 Risk Management

- 4.6.1 As this is an advisory report there are no risks associated.

5 Recommendations

- 5.1 That members note the contents of the report.

Background Papers