

## Agenda Item

**REPORT OF** LEAD LICENSING OFFICER  
**To:** LICENSING COMMITTEE  
**Subject:** LICENSING ACT POLICY REVIEW  
**Date:** 21 JUNE 2023

**Reference:**

### **PURPOSE OF REPORT:**

To review and update the Authority's current Statement of Licensing Policy under s.5 of the Licensing Act 2003

### **1. INTRODUCTION**

Section 5 of the Licensing Act 2003 requires each Licensing Authority "*to determine a policy with respect to the exercise of its licensing functions*". The policy must be reviewed every five years.

The current Statement of Licensing Policy will expire on 6<sup>th</sup> January 2024 and needs to be reviewed now in order to allow sufficient time for consultation, consideration of responses by this Committee, adoption by Full Council and publication.

### **2. REPORT**

The current Statement of Licensing Policy was last reviewed and updated during 2018.

The main changes to the statement are as follows:

Section 1.4 – Torridge area information will be updated with the latest statistics.

Section 4.6 – New paragraph on Counter Terrorism

Section 6.7 – New paragraph on drinking up time/cooling down period

There have been other minor amendments and updates throughout the policy and these have been highlighted in yellow.

A list of proposed consultees is included in paragraph 2.1.

### **3. IMPLICATIONS**

#### Legal Implications

The proposed changes bring the policy up to date with current legislation and good practice.

#### Financial Implications

None

Human Resources Implications

None

Sustainability Implications

None

Equality/Diversity

None

Risk Management

There is a risk of legal, financial and reputational damage to the Council if it does not have an up to date and robust policy.

Compliance with Policies and Strategies

The policy aligns with other Policies and Strategies

Data Protection (GDPR) Implications

None

Climate Change

None

Lead Member Views

Councillor Bright, Chair, has been consulted.

**4. CONCLUSIONS**

The Statement of Licensing Policy sets out the Authority's approach to the regulation of the Licensing Act 2003 and the standards it will apply in relation to licensed premises. The proposed revisions to the current Policy are designed to keep it up to date, relevant, robust and to reflect evolving guidance from the Home Office since the last review in 2018.

**5. RECOMMENDATIONS**

It is recommended that:

1. Members approve the draft revised Statement of Policy for consultation;
2. That consultation on the draft statement is carried out over an 8 week period and the responses reported back to this Committee.

**SUPPORTING INFORMATION**

Consultations:	In accordance with this report
Contact Officer:	Chris Parkhouse
Background Papers:	Licensing data area/files