

Decision Maker: General Purposes and Licensing Committee

Date: 27 September 2010

Decision Type: Non-Urgent Non-Executive Non-Key

Title: LICENSING ACT 2003 - NUMBER OF APPLICATIONS MADE, GRANTED OR REFUSED APRIL 2009 TO MARCH 2010

Contact Officer: Paul Lehane, Head of Food Safety, Occupational Safety and Licensing
Tel: 020 8313 4216 E-mail: paul.lehane@bromley.gov.uk

Chief Officer: Nigel Davies - Director of Environmental Services

Ward: All

1. Reason for report

Information on the number of applications made, granted and refused under the Licensing Act 2003 was requested by Cllr N Bennett at the Committee meeting on 14 July 2010.

2. **RECOMMENDATION(S)**

Members are asked to note the report.

Premises or clubs

1. 77 applications for new licences or variations (Plus 5 applications for Reviews).
2. 35 (43%) referred to Licensing Sub-Committee.
3. 1 application refused / 30 granted with conditions / 4 withdrawn.

Personal Licence applications

4. 193 Personal licence applications.
5. 1 referred to Sub-Committee which was refused.

Corporate Policy

1. Policy Status: Existing policy. Licensing Policy 2008 - 2011
 2. BBB Priority: Vibrant Thriving Town Centres and Safer Bromley, Quality Environment, children and young people
-

Financial

1. Cost of proposal: No cost
 2. Ongoing costs: N/A.
 3. Budget head/performance centre: Public Protection
 4. Total current budget for this head: ££3.3m
 5. Source of funding: Existing Revenue Budget
-

Staff

1. Number of staff (current and additional): 58 (Licensing Service 8)
 2. If from existing staff resources, number of staff hours: N/A
-

Legal

1. Legal Requirement: Statutory requirement. Licensing Act 2003
 2. Call-in: Call-in is not applicable.
-

Customer Impact

1. Estimated number of users/beneficiaries (current and projected): Businesses - 850 currently licensed under the Licensing Act 2003
-

Ward Councillor Views

1. Have Ward Councillors been asked for comments? N/A.
2. Summary of Ward Councillors comments: N/A

3. COMMENTARY

- 3.1 Cllr N Bennett JP requested a breakdown of the number of applications being referred for Licensing Sub-Committee hearings. This followed a discussion at the Committee meeting on 14 July 2010 when Cllr T Stevens raised concerns about the number of applications being referred for Member hearing where the representations were considered to be weak.
- 3.2 The table below shows the number of applications made, granted or refused and how they were dealt with.

Total number of applications made and outcome April 2009 to March 2010

	Applications made	Granted by Officers	Referred to Sub Cttee
New Premises Licence	37	17	20
Variation to Premises Licence	18	9	9
New Club Premises Certificate	0	0	0
Variation to Club Premises Certificate	11	10	1
Minor Variations to Licence or Certificate	11	11	0
Reviews	5	0	5
Total	82	47	35
Other Hearings (Not LA2003)	2	0	2
New Personal Licence	193	192	1
		286	38

Number of applications that went to Licensing Sub Committee for hearing

	Hearings	Granted / heard	Refused
New Premise Licence/Club Premises Certificate applications	18	17	1
Variations (all types)	8	8	0
Reviews	5	5	-
Personal Licence applications	1	0	1
Other (Not LA 2003)	2	2	0
Hearing cancelled	4	0	-
Total	38	33	2

- 3.3 Of all the applications made under the Licensing Act 2003 for a premises or club licence, 42% were referred to hearing by Licensing Sub-Committee. The overall percentage of applications for premises/clubs granted was 98.7%. Only 1 (1.3%) were refused.

Premises Licences (New Licences , Variations and Reviews)

Officers determined 26 (57%) and 35 (43%) were referred to Licensing sub Committee of which 25 were heard (4 were withdrawn) and only 1 was refused.

Clubs

No applications for new Club Premises Certificates were received but 11 sought to vary their licence. 10 were granted by officers and Licensing Sub-Committee granted the other 1.

Personal Licence applications

Only 1 application out of 192 was refused following a Licensing Sub-Committee hearing.

4. POLICY IMPLICATIONS

Councillors make decisions based on the Councils Statement of Licensing Policy 2008 -2011.

5. LEGAL IMPLICATIONS

Member's decisions can be subject to an appeal. No appeals were made against any decisions in this period.

Non-Applicable Sections:	FINANCIAL AND PERSONNEL IMPLICATIONS
Background Documents: (Access via Contact Officer)	