

Decision Maker: GENERAL PURPOSES AND LICENSING COMMITTEE

Date: Thursday 17 September 2015

Decision Type: Non-Urgent Non-Executive Key

Title: LICENSING ACT 2003 - STATEMENT OF LICENSING POLICY FOR 2016 TO 2021

Contact Officer: Paul Lehane, Head of Food Safety, Occupational Safety and Licensing
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Chief Officer: Executive Director of Environment & Community Services

Ward: (All Wards);

1. Reason for report

To present Members with the results of public consultation on the draft Licensing Policy and recommend the approval of the draft policy for adoption by Council on 19 October 2015.

2. **RECOMMENDATION(S)**

Members are asked to note and comment on the response to public consultation and recommended the Statement of Licensing Policy under the Licensing Act 2003 for adoption by full Council on 19 October 2015 to have effect from 7 January 2016.

Corporate Policy

1. Policy Status: Existing Policy: The Council adopted its statement of licensing policy for the period 2011 - 2016 on 25 October 2010. It was subsequently revised and updated in May 2012
 2. BBB Priority: Children and Young People Excellent Council Quality Environment Safer Bromley Vibrant, Thriving Town Centres:
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Financial

1. Cost of proposal: No Cost:
 2. Ongoing costs: Not Applicable:
 3. Budget head/performance centre: Public Protection and Safety Portfolio budget
 4. Total current budget for this head: £2.1m
 5. Source of funding: Existing Revenue Budget 2015/16
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Staff

1. Number of staff (current and additional): 51 fte
 2. If from existing staff resources, number of staff hours: N/A
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Legal

1. Legal Requirement: Statutory Requirement: Section 5 (as amended) of the Licensing Act 2003 requires the Council as the Licensing Authority to determine and publish its policy every 5 years.
 2. Call-in: Not Applicable:
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Customer Impact

1. Estimated number of users/beneficiaries (current and projected): All businesses and organisations who hold licences, their customers and residents who live in close proximity.
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Ward Councillor Views

1. Have Ward Councillors been asked for comments? Yes All Ward Councillors received a letter advising them that the draft policy was available for comment on the council's website.
2. Summary of Ward Councillors comments: None

3. COMMENTARY

3.1 The Council is the Licensing Authority for the purposes of the Licensing Act 2003 and is required to establish a licensing committee to discharge its day to day duties. These duties have been delegated to the General Purposes and Licensing Committee.

3.2 The General Purposes and Licensing Committee prepares and recommends to full Council the adoption of the Councils Statement of Licensing Policy which is required by the Licensing Act 2003.

3.3. The Statement of Licensing Policy is reviewed every five years and the current policy expires on 6 January 2016.

3.4 At its meeting on 14 July 2015 Members approved a draft Statement of Licensing Policy (2016-2021) for public consultation.

3.5 The draft policy has been published on the Council's website and all licence holders (premises, clubs and personal) have been written to advising them of the draft policy, highlighting the most significant changes and seeking their views. In addition the draft policy has been drawn to the attention of the statutory Responsible Authorities and a wide range of other bodies and organisations as listed on page 5 of the draft policy.

3.6 This report updates Members on the responses to the public consultation.

3.7. A total of four responses have been received.

1. Copers cope Area Residents Association – Supported the proposed policy
2. Babbacome Road Residents Association – Detailed comments (Appendix 1 including a response)
3. Bromley Safeguarding Children Board – corrected their name
4. Duke of Kent Court Bowls Club – No comments

3.8. Members are asked to consider the comments made and whether they require any further changes to the proposed final version of the policy.

3.9 In light of the responses to the consultation, a final version of the policy is attached which Members are asked to recommend for adoption by full Council on 19 October 2015. (Appendix 2)

4. POLICY IMPLICATIONS

This version of the Councils policy has been reviewed and updated to address concerns about an observed increased in crime and disorder in Bromley and Beckenham town centres and to set out the Councils vision for Bromley, Beckenham and Orpington town centres following discussion with Ward Members and other Councillors.

5. LEGAL IMPLICATIONS

The Council is required to prepare and publish a statement of its Licensing Policy for a period of 5 years from 7 January 2016 to 6 January 2021.

Non-Applicable Sections:	PERSONNEL & FINANCIAL IMPLICATIONS
Background Documents: (Access via Contact Officer)	Licensing Act 2003, Guidance issued by the Secretary of State under Section 182. Draft Licensing Policy and Committee report to GP&L 14 July 2015.