

# WIRRAL COUNCIL

## LICENSING ACT 2003 COMMITTEE

19 MARCH 2014

<b>SUBJECT:</b>	<b>DRAFT STATEMENT OF LICENSING POLICY</b>
<b>WARD AFFECTED:</b>	<b>ALL WARDS</b>
<b>REPORT OF:</b>	<b>STRATEGIC DIRECTOR OF REGENERATION &amp; ENVIRONMENT</b>
<b>KEY DECISION?</b>	<b>NO</b>

### 1.0 EXECUTIVE SUMMARY

1.1 The purpose of this report is to seek Members approval of the Draft Statement of Licensing Policy in order that it may be presented to Council for approval.

### 2.0 BACKGROUND AND KEY ISSUES

2.1 The Council's Statement of Licensing Policy was first published in January 2005. The policy has since been subject to two reviews and the most recent policy was published in December 2010.

2.2 It is a requirement of the Licensing Act 2003 that the Licensing Policy be reviewed at least every five years.

2.3 There have been changes to the Licensing Act 2003 since the current policy was published, it is therefore appropriate for the current policy to be reviewed and updated. The Draft Statement of Licensing Policy attached at Appendix 1 incorporates these changes.

2.4 On 22 January 2014 Members of the Licensing Act 2003 Committee approved the Draft Statement of Licensing Policy so that it could be issued for consultation.

2.5 The Draft Statement of Licensing Policy has been forwarded to those individuals and organisations as detailed in Appendix 2 as part of the consultation process. Notification of the consultation has been sent to the Wirral Council's Neighbourhood Engagement Managers and also published on the Council's Website.

2.6 The consultation period closes on 7 March 2014 and to date one response has been received from Douglas Licensing (NW). A copy of this response is attached at Appendix 3.

2.7 Any further comments received before the close of the consultation period will be circulated to Members ahead of the meeting on 19 March 2014.

### 3.0 RELEVANT RISKS

3.1 There are none arising directly from this report.

### 4.0 OTHER OPTIONS CONSIDERED

4.1 There is no provision for other options to be considered.

## **5.0 CONSULTATION**

5.1 Consultation is a statutory requirement.

## **6.0 IMPLICATIONS FOR VOLUNTARY, COMMUNITY AND FAITH GROUPS**

6.1 There are no specific implications arising from this report.

## **7.0 RESOURCE IMPLICATIONS: FINANCIAL; IT; STAFFING; AND ASSETS**

7.1 Costs arising from the consultation process will be met from existing budgets.

## **8.0 LEGAL IMPLICATIONS**

8.1 The Council's Statement of Licensing Policy can be challenged by way of Judicial Review.

## **9.0 EQUALITIES IMPLICATIONS**

9.1 Has the potential impact of your proposal(s) been reviewed with regard to equality?

Yes An EIA is attached to the report

## **10.0 CARBON REDUCTION IMPLICATIONS**

10.1 There are no specific implications arising from this report.

## **11.0 PLANNING AND COMMUNITY SAFETY IMPLICATIONS**

11.1 There are no Planning implications arising from this report.

## **12.0 RECOMMENDATION**

12.1 That the Draft Statement of Licensing Policy be approved as a Draft to be considered by Council for approval as the Statement of Licensing Policy under the Licensing Act 2003.

## **13.0 REASONS FOR RECOMMENDATION**

13.1 It is a statutory requirement that a Statement of Licensing Policy be approved prior to it being published.

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## **APPENDICES**

- Draft Statement of Licensing Policy
- List of Consultees

- Response received from Douglas Licensing (NW)

**REFERENCE MATERIAL**

- None

**SUBJECT HISTORY (last 3 years)**

<b>Council Meeting</b>	<b>Date</b>
<b>Licensing Act 2003 Committee</b>	<b>22 January 2014</b>