

### Proposed Changes to the Current Licensing Act 2003 Policy

#### Report of the Licensing Officer

**Key Decision: No**

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#### **1.0 PURPOSE OF REPORT**

- 1.1 The purpose of this report is to seek the views of the Licensing Committee with regard to the Council's draft statement of Licensing Policy 2015, prior to its submission to Full Council for approval.

#### **2.0 RECOMMENDATION**

- 2.1 The Committee approves the Statement of Licensing Policy and, if no objections or comments received during the 28 day consultation, recommends the Statement of Licensing Policy be submitted to Full Council for approval.

#### **3.0 SUMMARY**

- 3.1 The Licensing Act 2003 requires Havant Borough Council (as the licensing authority) to publish its statement of licensing policy every five years (formally three years). The policy must be published before the authority can carry out its licensing functions. When drafting the policy, the Council is required to consult certain persons and groups of persons in the area, namely;
- a) The Chief Officer of Police for the area
  - b) The Fire and Rescue authority for the area
  - c) Persons / bodies representative of local holders of premises licences or club premises certificate
  - d) Persons / bodies representative of local holders of personal licences
  - e) Persons / bodies representative of businesses and residents in its area
  - f) Any other bodies the Licensing Authority deems appropriate.
- 3.2 The Statement of Licensing Policy will be issued by Havant Borough Council to the organisations covering the groups of persons for consultation. The draft policy will also be placed on the Havant Borough Council website and the 'Pubwatch' website for all licensees to view.
- 3.3 The new policy is similar to the previous policy but has been updated to take account of legislative changes and guidance issued by the Home Office.

- 3.4 Should any representations be received during the 28 day consultation period, the draft policy be amended where appropriate and brought to the Licensing Committee.

### **3 IMPLICATIONS**

#### *Financial*

- 4.1 None arising directly from this item

#### *Legal*

- 4.2 As set out in paragraph 3.1 above

#### *Strategy (Community and Corporate)*

- 4.3 None arising directly from this item

#### *Equalities/Customers*

- 4.4 None arising directly from this item

#### *Risk*

- 4.5 None arising directly from this item

#### *Communications/Public Relations*

- 4.6 As set out in paragraphs 3.2 and 3.4 above

### **Appendices:**

**Appendix A** - Havant Borough Council – Licensing Act 2003 – Statement of Licensing Policy – January 2015

### **Background papers:**

Nil

Agreed and Signed off by Legal Services:

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