

EXETER CITY COUNCIL

**SCRUTINY COMMITTEE - COMMUNITY
6 NOVEMBER 2007**

**EXECUTIVE
20 NOVEMBER 2007**

**LICENSING ACT 2003
STATEMENT OF LICENSING POLICY – RESULTS OF CONSULTATION**

1. PURPOSE OF REPORT

- 1.1 This report informs Members of the comments received as a result of the consultation exercise in respect of the Draft Licensing Policy.

2. BACKGROUND

- 2.1 The Council is required to prepare and publish a Statement of Licensing Policy every three years. The policy must be published before the Council carries out any function in respect of individual applications made under the terms of the Licensing Act 2003.
- 2.2 From its introduction in January 2005 the policy has been kept under review. Although the licensing authority may make such revisions to it, as it considers appropriate, the policy has been demonstrated to be robust and only minor alterations are therefore proposed.
- 2.3 The persons to be consulted are listed in the 2003 Act. These are:
- (a) the Chief Officer of Police for the area;
 - (b) the fire authority for the area;
 - (c) persons/bodies representatives of local holders of premises licences;
 - (d) persons/bodies representatives of local holders of club registration certificates;
 - (e) persons/bodies representatives of local holders of personal licences; and
 - (f) persons/bodies representatives of local business and residents in the area.
- 2.4 The views of these persons/bodies have been sought, with a deadline of 12 October 2007, and should be given appropriate weight by Members when the policy is determined.

3. RESULTS OF CONSULTATION

- 3.1 A summary of representations received and the Council's responses are given in the attached Appendix. Full copies of the representations are available for inspection with the Senior Licensing Officer.

4. PROPOSAL

4.1 The proposed amended policy, taking into account the representations received by 12 October 2007, is available in the Members' Room and on the website. The changes from the current policy are shown in bold. The main changes are:

- Strengthening of the policy in respect of equality and diversity issues;
- Updating of pertinent legislation to reflect the introduction of new legislation post January 2005;
- Updating of relevant strategies;
- Updating to reflect changes in statutory bodies and partnerships;
- Strengthening the content of the policy in relation to displays of nudity or of a sexual nature.

5. RECOMMENDED

That Scrutiny Committee – Community supports and Executive and full Council approves the revised Licensing Policy, to take effect from 7 January 2008.

HEAD OF ENVIRONMENTAL HEALTH SERVICES

S:PA/LP/ Committee/1107SCC1
18.10.07

COMMUNITY & ENVIRONMENT DIRECTORATE

Local Government (Access to Information) Act 1985 (as amended)
Background papers used in compiling this report:

Response to draft Licensing Policy