

BOROUGH OF KETTERING

Committee	LICENSING COMMITTEE	Item A1	Page 1 of 3
Report Originator	Russ Howell	<i>Fwd Plan Ref No:</i> N/A	
Wards Affected	All	26 th November 2019	
Title	TO APPROVE THE LICENSING ACT 2003 STATEMENT OF LICENSING POLICY FOR ADOPTION BY COUNCIL		

1. PURPOSE OF REPORT

- 1.1 To approve the Licensing Act 2003 Statement of Licensing Policy for adoption by Council following the required 5-year review.

2. INFORMATION

- 2.1 The Licensing Act 2003 requires that a licensing authority keeps its Statement of Licensing Policy (**Appendix A**) under review and makes such revisions to it, at such times, as it considers appropriate.
- 2.2 In determining its policy either at renewal or review, the licensing authority is required to consult with the following persons listed in the 2003 Act:
- the relevant licensing authority and any other licensing authority in whose area part of the premises is situated;
 - the chief officer of police;
 - the local fire and rescue authority;
 - the relevant enforcing authority under the Health and Safety at Work etc Act 1974;
 - the local authority with responsibility for environmental health;
 - the local planning authority;
 - a body that represents those who are responsible for, or interested in, matters relating to the protection of children from harm;
 - each local authority's Director of Public Health (DPH) in England⁴ and Local Health Boards (in Wales);
 - the local weights and measures authority (trading standards); and
 - Home Office Immigration Enforcement (on behalf of the Secretary of State).
- 2.3 The statement of licensing policy describes in general terms how the local authority will deal with licensing matters within its area and is based on the current guidance supporting the legislation.
- 2.4 The Policy has been in operation with reviews since the Licensing Act 2003 came into effect and has to date successfully supported the operation of the licensing process.
- 2.5 The current policy covers the years 2015 – 2019.

BOROUGH OF KETTERING

Committee	LICENSING COMMITTEE	Item A1	Page 2 of 3
-----------	----------------------------	------------	----------------

- 2.6 The Policy has been reviewed to update it where necessary, but the Authority is conscious that a significant review will be required should the Unitary Authority changes be implemented.
- 2.7 The document has also been laid out in accordance with the latest guidance from the Local Government Association.
- 2.8 The document has been out to consultation as required by the Act and there were two responses. Details of these responses and any actions are included at **Appendix B**.
- 2.9 Once adopted the Policy will be in effect for 5 years.

3. CONSULTATION AND CUSTOMER IMPACT

- 3.1 The document has been consulted on in line with the requirements of Licensing legislation. The Statement of Licensing Policy provides policy information to the community on how the Authority will deal with matters relating to the Licensing Act 2003.

4. POLICY AND RESOURCE IMPLICATIONS

- 4.1 The policy is a legal requirement in the Licensing Act 2003 and must be reviewed every 5 years if not before.
- 4.2 There are no resource implications.

5. LEGAL AND EQUALITY IMPLICATIONS

- 5.1 There are no legal and equality implications.

6. CLIMATE CHANGE IMPLICATIONS

- 6.1 There are no climate change implications.

BOROUGH OF KETTERING

Committee	LICENSING COMMITTEE	Item A1	Page 3 of 3
-----------	----------------------------	------------	----------------

7. RECOMMENDATION

7.1 The Head of Public Services recommends that the draft Kettering Borough Council Licensing Act 2003 Statement of Licensing Policy presented to this committee is agreed and referred to Council for adoption.

Background Papers:

Title

Date

Contact Officer

Previous Minutes/Reports:

Ref:

Date: