

28 March 2023

Dear Derby City Licensing Authority,

**Derbyshire Police response to representation from Flint Bishop Solicitors against the renewal of the Cumulative Impact Policy**

I have taken into consideration the representation by Flint Bishop, into the consultation regarding the Cumulative Impact Assessment (CIA) made by Derby City Council and make the following response.

Regarding the **“regeneration of the City Centre”** I agree that there needs to be thought to this and that consideration of a vibrant nightlife should be deliberated and balanced against the cumulative impact of the number of premises already operating within the City Centre. There are many successful businesses which have Premises Licences that do not impinge on the CIA and operate without the need to have this impact. To say that premises will not be successful unless they can open into the small hours of the morning would be disingenuous. However, it can be proven that when premises are open later, they will have an impact on the cumulative impact of crime and disorder especially amongst the Four Licensing Objectives.

I can not comment on the **“Anti-competitive”** nature of CIAs other than to say that for a relatively small city there is a wide range of differing premises already active within the City Centre.

**“The desirability of supporting a hospitality trade which has been severely affected by a number of factors....”** Again, sympathy must be shown in a climate that is difficult for Premises owners and operators. But, this must be balanced. At this time, there are premises within the CIZ which have closed in the last 3 years, mostly these have been food related premises which have surrendered a licence. There is only one public house within the CIZ which has surrendered its licence, and this has since reopened as a different premises with the same licenced hours as previously. However as can be seen from the figures in the original application crime and disorder is currently in excess of years previous to Covid. This rise in violent crime must be taken into close consideration. The Licensing committee must take into consideration that there is more than one type of operation within the hospitality sector and that of the vertical drinking trade although lucrative does disproportionately impinge the cumulative impact of crime and disorder. Premises which make due consideration to this policy will find that the Police as a responsible Authority will be more than happy to work with them to get the desired operating hours.

**“The city council in our view should remain mindful of what is happening elsewhere”** In my view every such application as this should be looked on, on its own merits, no two Cities/Towns are the same and the sublicensing committee must decide what is best for the City of Derby. Having said that to counter the argument that some councils are dropping their policies there are others that have recently renewed there’s, for example Oxford City Council, Wakefield Council, Bedford Borough Council and York city Council have all renewed there CIA’s in the last 12 to 18 months.

Derbyshire Police would still maintain that there is a requirement for the Cumulative Impact Policy to be renewed.

Yours Faithfully

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