



LICENSING COMMITTEE
26 June 2024

ITEM 5

Report sponsor: Charles Edwards, Director of Communities
Report author: Angela Rawson, Service Manager, Licensing

Review of Statement of Licensing Policy 2020-2025

Purpose

- 1.1 Derby City Council is the designated Licensing Authority under the Licensing Act 2003 (the Act), and is required to produce a Statement of Licensing Policy (the Policy) which sets out how it will exercise its functions under the Act. The Policy must be reviewed at least every five years and will require publishing before taking effect in April 2025
- 1.2 The Policy also informs individuals making application for a licence, of the Authority's standards and values in promoting the licensing objectives within the framework of the Act.

Recommendation(s)

- 2.1 To approve the attached Draft Statement of Licensing Policy for release for consultation purposes (Appendix 1).

Reason(s)

- 3.1 To comply with the statutory requirement of the Licensing Act 2003.

Supporting information

- 4.1 Under the Licensing Act 2003, the licensing authority is required to promote the four licensing objectives:
 - Prevention of crime and disorder
 - Public safety
 - The prevention of public nuisance
 - The protection of children from harm
- 4.2 Derby City Council is the designated Licensing Authority under the Licensing Act 2003 and is required to revise and publish their Licensing Policy, which they apply when exercising their functions under the Act at least every five years.

- 4.3 The aim of the Policy is to:
- Secure the safety and the amenity of our communities
 - Help to promote safe and sustainable licensed trade that contribute to the economy and vibrancy of the City
 - Reflect the needs of the City's community in relation to its cultural needs and diversity by supporting licensable activities, including live music, dancing, theatre and other cultural experiences for the wider benefit of the community
- 4.4 The current Licensing Policy was last published in February 2020 and effective from April 2020
- 4.5 Before it can be re-published, the Policy must be subject to a full consultation process. At the time of writing, there are no major changes to the draft document set out at Appendix 1 when compared to the existing policy document.
- 4.6 The authority is required to consult widely with a number of consultees, including;
- Derbyshire Constabulary
 - Derbyshire Fire & Rescue Service
 - Director of Public Health in England for the Licensing Authority's area.
 - Existing Licence holders and their representatives
 - Existing holders of club premises certificates and their representatives
 - Persons/representatives of businesses and residents in the area
 - Other relevant bodies i.e. those involved with the reduction of crime, disorder, antisocial behaviour, consumer protection, planning and development, tourism, child protection, transport, alcohol harm reduction, local performers etc.
- 4.7 It is proposed that the document undergoes a 12-week consultation period to enable comments to be received from the general public, stakeholders and partners
- 4.8 Responses to the consultation will be considered by the Head of Licensing and the Service Manager of Licensing and referred back to the Licensing Committee to agree a final Policy which will subsequently be referred to Full Council for ratification.
- 4.9 The final Policy will be published and take effect from 1 April 2025.

Public/stakeholder engagement

- 5.1 Full public consultation to be carried out for a 12-week period and will appear on the website of Derby City Council.
- 5.2 Consultation also involves existing licence holders, responsible authorities, trade associations, and other persons as defined by the Licensing Act 2003 and their representatives

Other options

6.1 No other options are available as the process and requirement to review the Statement of Licensing Policy is set out in statutory guidance from Central Government.

Financial and value for money issues

7.1 No additional implications from this report.

Legal implications

8.1 In accordance with the requirements of the Licensing Act 2003, a Licensing Authority is required to review its Statement of Licensing Policy at least one in every 5 years.

Climate implications

9.1 None directly arising from this report.

Other significant implications

10.1 None.

This report has been approved by the following people:

Role	Name	Date of sign-off
Legal	Olu Idowu	06/06/2024
Finance		
Service Director(s)		
Report sponsor	Charles Edwards, Service Director	
Other(s)		

Background papers:	Licensing Act 2003 Guidance issued under section 182 of the Licensing Act 2003
List of appendices:	Appendix 1 – Statement of Licensing Policy – Consultation Document