



Derby City Council

GENERAL LICENSING COMMITTEE
10 April 2014

Report of the Strategic Director of
Neighbourhoods

ITEM 5

Outcome of Personal Alcohol Licence Consultation

SUMMARY

- 1.1 In November 2013, the Government undertook a consultation on the future of personal licences.
- 1.2 The Government has published a response document to the consultation exercise.
- 1.3 The report sets out information contained in the response document.

RECOMMENDATION

- 2.1 To note the information contained in the response document published by the Government following the consultation on the future of personal licences.

REASONS FOR RECOMMENDATION

- 3.1 The report is for information only.

SUPPORTING INFORMATION

- 4.1 The Government undertook a consultation on the future of personal licences between the 12 September and 7 November 2013.
- 4.2 The consultation document was considered by Committee on 3 October 2013 and agreed a response that was submitted as part of the consultation process.

- 4.3 As well as abolishing personal licences, the consultation set out proposals to:
- a) Amend the mandatory conditions to require all alcohol sales to be authorised by the DPS, rather than a personal licence holder;
 - b) Allow the police to object under s.37 of the 2003 Act to a new DPS based on the crime prevention objective in general, rather than only in ‘exceptional circumstances’;
 - c) Allow licensing authorities to require a criminal records declaration with each new change of a DPS; and
 - d) Allow those who either are named as the DPS on a premises licence or have accredited training to give up to 50 Temporary Event Notices (TENs) a year; those without would be limited to giving only five.
- 4.4 The Government have recently published a response document to the consultation exercise which is attached for information at Appendix 2.
- 4.5 In summary, the Government has decided not to proceed with the proposal to abolish the system of personal licences.
- 4.5 During the consultation, a number of suggestions were made to further develop and tighten the existing system, rather than to deregulate it. A summary of those points is included in the ‘Analysis of the supporting evidence’ section of the response document from page seven onwards, although there are no immediate plans to take these forward at this time.

OTHER OPTIONS CONSIDERED

5.1 Not applicable.

This report has been approved by the following officers:

Legal officer Financial officer Human Resources officer Estates/Property officer Service Director(s) Other(s)	Olu Idowu - - - John Tomlinson -
--	---

For more information contact: Background papers: List of appendices:	Michael Kay 01332 641940 michael.kay@derby.gov.uk None Appendix 1 – Implications Appendix 2 – Personal Alcohol Licences: Enabling Targeted, Local
---	--

	Alternatives; Government response to the consultation
--	---

IMPLICATIONS

Financial and Value for Money

1.1 None directly arising from the report.

Legal

2.1 None directly arising from the report.

Personnel

3.1 None directly arising from the report.

Equalities Impact

4.1 The outcome of the proposals set out in the consultation will apply equally to all those groups affected by them therefore no particular group(s) will be disadvantaged.

Health and Safety

5.1 None directly arising from the report.

Environmental Sustainability

6.1 None directly arising from the report.

Property and Asset Management

7.1 None directly arising from the report.

Risk Management

8.1 None directly arising from the report.

Corporate objectives and priorities for change

9.1 The information set out in this report supports the corporate priorities that the Council provides **good quality services that meet local needs.**

