

LICENSING COMMITTEE
19 March 2020



Derby City Council

Report sponsor: Rachel North,
Strategic Director for Communities and Place

ITEM 05

Report author: Michael Kay,
Head of Environmental Protection, Housing
Standards, Licensing, Emergency Planning and
Business Continuity

Review of Licensing Policy and Cumulative Impact Policy 2020

Purpose

- 1.1 Derby City Council is the designated Licensing Authority under the Licensing Act 2003 and is required to revise and publish their Licensing Policy, which includes the Cumulative Impact Policy, which they apply when exercising their functions under the Act at least once every five years.
- 1.2 Before the revised document can be re-published, it must be subject to a full consultation process.
- 1.3 A consultation process has been undertaken which followed the procedures previously adopted when the Policy was last revised.
- 1.4 The report provides details of the consultation process and proposes a final draft revised Licensing Policy for consideration.

Recommendation(s)

- 2.1 To endorse the revised Licensing Policy and Cumulative Impact Policy set out at Appendix 3.

Reasons

- 3.1 The revised Licensing Policy and Cumulative Impact Policy needs to be approved by Licensing Committee before it can be published.

Supporting information

- 4.1 Committee agreed the consultation process for the Licensing Policy and Cumulative Impact Policy at the meeting in November 2019.

- 4.2 The proposed Licensing Policy and Cumulative Impact Policy was sent out for consultation in November 2019. Consultation took place between 15 November 2019 and 10 February 2020. Details about the consultation exercise were sent to existing licence holders, responsible authorities, trade associations and representations, licensing solicitors and agents. In total, 742 letters were sent. Access to the consultation was also available on the Council's web site.
- 4.3 The consultation results are set out at Appendix 1. Fifteen responses to the consultation were received.
- 4.4 Officers have considered these comments and the officer response to them are set out at Appendix 2.
- 4.5 A final draft revised Licensing Policy is set out for consideration at Appendix 3.

Public/stakeholder engagement

- 5.1 The review of the Licensing Policy and Cumulative Impact Policy was subject to full public consultation.
- 5.2 Consultation took place with 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 Licensing Policy is set out in statutory guidance from Central Government via the Home Office.

Financial and value for money issues

- 7.1 No additional implications from this report.

Legal implications

- 8.1 The Council is under a legal obligation to review its Licensing Policy, including cumulative impact, at least once every five years.

Other significant implications

- 9.1 None.

This report has been approved by the following people:

Role	Name	Date of sign-off
Legal Finance Service Director(s)	Olu Idowu	24/02/20
Report sponsor Other(s)	Rachel North	24/02/20

Background papers:

List of appendices:

Appendix 1 – Consultation Results

Appendix 2 – Officer Responses

Appendix 3 – Draft Revised Licensing Policy