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| REPORT TO: | COUNCIL | AGENDA ITEM: 9 |
| DATE OF MEETING: | 5th NOVEMBER 2020 | CATEGORY: DELEGATED/ RECOMMENDED |
| REPORT FROM: | CHIEF EXECUTIVE | OPEN/EXEMPT PARAGRAPH NO: |
| MEMBERS' CONTACT POINT: | NIGEL MARSTON Nigel.marston@southderbyshire.gov.uk | DOC: |
| SUBJECT: | LICENSING ACT 2003 – STATEMENT OF LICENSING POLICY | REF: |
| WARD(S) AFFECTED: | ALL | TERMS OF REFERENCE: |

1. Recommendations

1.1 That Members approve and adopt the Council's Licensing Act 2003 Statement of Licensing Policy ("Policy").

2. Purpose of Report

2.1 To provide Members with the outcome of a consultation with interested parties.

2.2 To advise Members that the draft Policy was approved by the Environmental Development Services Committee on 24th September 2020

2.2 To provide Members with the necessary information to be able to consider the recommendations contained in paragraph 1.1 of this report.

3. Detail

3.1 Section 5 of the Licensing Act 2003 ("the Act") requires the Licensing Authority to prepare and publish a statement of its licensing policy every 5 years. The Licensing Authority's current Policy was published in January 2016.

3.2 The Policy has been updated to reflect the changes to the Act since 2016.

Consultation

3.3 The Act requires the Licensing Authority to consult with relevant parties on any revision of the Policy. A 12-week consultation took place. Copies of the Policy were sent to all Responsible Authorities, existing licensees and other major stakeholders. The Policy was also placed on the Council's website.

3.4 5 responses were received during the consultation period. A summary of the points raised in relation to other responses received can be found at **Appendix 1**. The amended draft Policy is attached as **Appendix 2**.

3.5 On 24th September 2020, the draft Policy was approved by Members at the Environmental and Development Services Committee.

4. Financial Implications

4.1 There are no financial implications to the Council.

4.2 Recommendation 1.1 will have no financial implications on existing licence holders.

5. Corporate Implications

Employment Implications

5.1 None

Legal Implications

5.2 None

Corporate Plan Implications

5.3 These proposals will continue to demonstrate to members of the public that the Council takes the protection of local residents, children, and vulnerable adults from the potential harms of licensing seriously, which contributes to the value of taking pride in our place and striving for excellence in all we do.

Risk Impact

5.4 None

6. Community Impact

Consultation

6.1 Consultation has taken place with all relevant bodies.

Equality and Diversity Impact

6.2 None

Social Value Impact

6.3 The proposals will protect all residents in South Derbyshire from the potential harms of inadequate licensing controls.

Environmental Sustainability

6.4 None

7. Background Papers

