

Report to Council

Subject: Gedling Statement of Licensing Policy

Date: 15 November 2023

Author: Head of Environment

Purpose

To inform Members of the requirements of Section 5(3) of the Licensing Act 2003 in relation to the review of the Gedling Statement of Licensing Policy and to seek approval to adopt the revised Policy to come into effect on 7 January 2024.

Recommendation(s)

THAT:

- 1) Members approve the revised Gedling Statement of Licensing Policy (Appendix 1) to come into effect from 7 January 2024.**

1 Background

- 1.1 The Licensing Act 2003 ('the Act') requires a licensing authority to prepare and publish at least every five years a statement of policy that they propose to apply when exercising their functions under the Act. The first Gedling Statement of Licensing Policy came into effect in January 2005 and the existing Policy is due for review in 2023 to come into force in January 2024
- 1.2 The Licensing Act Committee met on 29 August 2023 and considered the proposed amendments to the existing Policy and resolved that the proposed amendments be subject to an 8-week consultation. It was further approved that subject to there being no major amendments required that the revised Licensing Policy (Appendix 1) be referred to full Council for final approval prior to publication in January 2024.

- 1.3 The consultation ended on 26 October and there were no responses to the consultation which required any significant amendments to the policy. The final policy is attached at Appendix 1 for approval.

2 Proposal

- 2.1 That Members approve the Gedling Statement of Licensing Policy at Appendix 1 for publication and to come into effect on 7 January 2024.

3 Alternative Options

- 3.1 For Members not to approve publication of the Policy resulting in the existing Policy expiring and the Council as the Licensing Authority under the Licensing Act 2003 being in breach of the provisions of the Act to prepare and publish a statement of policy.

4 Financial Implications

- 4.1 There are no financial implications.

5 Legal Implications

- 5.1 The Licensing Act 2003 requires the Council to have a licensing policy. The Act also requires the Council to review its licensing policy every 5 years under Section 5 of the Licensing Act 2003 and to consult on any proposed changes and consider those changes before publication.

6 Equalities Implications

- 6.1 There are no equalities implications arising from this report.

7 Carbon Reduction/Environmental Sustainability Implications

- 7.1 There are no carbon reduction/sustainability implications arising from this report.

8 Appendices

- 8.1 Appendix 1 – Gedling Statement of Licensing Policy 2024-2029.

9 Background Papers

- 9.1 None

Statutory Officer approval

Approved by:

Date:

On behalf of the Chief Financial Officer

Approved by:

Date:

On behalf of the Monitoring Officer