

REPORT FROM: PLANNING, ECONOMIC DEVELOPMENT & REGULATORY SERVICES MANAGER

TO: COUNCIL

DATE: 10th DECEMBER 2020

Report Author: Mick Armfield
Tel. No: 01282 661987
E-mail: mick.armfield@pendle.gov.uk

LICENSING POLICY – STATEMENT OF PRINCIPLES

PURPOSE OF REPORT

To endorse the decisions made by the Licensing Committee at their meeting held on the 23rd November 2020 which are;
(a) to approve the content of the Council's Draft Licensing Statement of Principles (Policy) and
(b) to recommend that Council adopt the Policy.

RECOMMENDATIONS

That Council agrees with the decisions made by the Licensing Committee to approve the content and adopt the Council's Draft Licensing Statement of Principles (Policy).

REASONS FOR RECOMMENDATION

To ensure that Pendle Council has an up to date Statement in order to comply with the Licensing Act 2003.

ISSUE

1. Under the provisions of Section 5 of the Licensing Act 2003 Pendle is obliged to have in place a Statement of Principles (Policy) for their Licensing functions.
2. The Statement, which has to be reviewed every five years and needs to be in place by early January 2021, sets out the approach that the Council, as the Licensing Authority, will have for dealing with all matters relating to the Licensing Act 2003.

3. It is heavily influenced by the complex legislation that governs alcohol licensing and the associated licensing activities and it also has to take into account the guidance offered by the Secretary of State in relation to licensing.
4. There was an 8 weeks public consultation period regarding the draft statement and, as a result, five responses were received of which three of them offered no suggested additions or content amendments to the document. One response related to some optional minor formatting changes which have been implemented and the remaining response, from INSPIRE, a national substance misuse organization with a base in Nelson, offered the opportunity for Pendle licensees and their staff to access their locally based training
5. Officers positively considered this response and have inserted information relating to INSPIRE in Section 30 of the Statement, which outlines the Council's approach in relation to encouraging licensees and their staff to undergo regular training.
6. The only other amendment made to this draft document which is different from the current Statement, is in item 10 on page12. This refers to child safety and child exploitation as being main considerations in determining licence applications and the procedures that the Council will follow in terms of enforcement when dealing with such matters. Officers have updated this section of the Statement to align with improved internal working practices and to support new and existing operational procedures in place with partner organisations such as the Police.

IMPLICATIONS

Policy:	The Council must have a Statement (Policy) in place in order to comply with the requirements of the Licensing Act 2003.
Financial:	None
Legal:	None
Risk Management:	None
Health and Safety:	None
Sustainability:	None
Community Safety:	The statement refers to child safety and child exploitation as main considerations in licence applications and the procedures that the Council will follow in terms of enforcement when dealing with such matters.
Equality and Diversity:	None

APPENDICES

1. Licensing Statement of Principles

LIST OF BACKGROUND PAPERS

