

NEATH PORT TALBOT COUNTY BOROUGH COUNCIL

Council

25th November 2015

Report of the Head of Legal Services – David Michael

Matter for Decision

Wards Affected: All

Licensing Act 2003 - Draft Licensing Act Policy 2016

Purpose of the Report

1. To consider adopting a revised Licensing Act Policy following the end of the consultation period.

Executive Summary

2. This report seeks to obtain approval from Council to adopt a revised Licensing Act Policy following the end of the consultation period.
3. Consultation was carried out with interested parties for 6 weeks between the 23rd September and the 4th November. No responses were received.
4. A revised Licensing Act Policy needs to be effective from the 7th January 2016.

Background

5. The Council, as the Licensing Authority under the provisions of the Licensing Act 2003 is required to adopt a Licensing Act Policy, setting out how it will deal with various applications for licences and permits.
6. The current Licensing Policy was approved by Council in December 2010. The Licensing Act 2003 requires that the Policy is reviewed at least every five years and it is necessary to have a new Licensing Act Policy in effect by the 7th January 2016.
7. The draft Licensing Act Policy 2016 was amended to take account of changes in legislation and revised guidance issued by the Home Office.

Consultation

8. At the Council meeting of the 2nd September 2015, members determined to issue the draft Licensing Act Policy 2016 for consultation.
9. Consultation was carried out with interested parties for 6 weeks between the 23rd September and the 4th November 2015. A full list of consultees is shown at paragraph 2.3 of the final document, which attached at appendix 1 of this report.
10. There were no responses received in respect of the consultation.

Equality Impact Assessment

11. A Screening Assessment has been undertaken to assist the Council in discharging its Public Sector Equality Duty under the Equality Act 2010. After completing the assessment it has been determined that this Statement of Principles does not require an Equality Impact Assessment.

Legal Impacts

12. Not applicable

Risk Management

13. Not Applicable

Consultation

14. Consultation was carried out for 6 weeks between 23rd September and 4th November 2015.

Recommendation

15. That the draft Licensing Act Policy 2016 be adopted as submitted

Reasons for Proposed Decision

16. To enable a revised Licensing Act Policy to be effective by the 7th January 2016 to comply with legal requirements

Implementation of Decision

17. The decision is for immediate implementation

Appendices

18. Appendix 1 - Draft Licensing Act Policy 2016

List of Background Papers

19. Home Office Guidance to Local Authorities March 2015

Officer Contact

20. Mr. David Michael - Head of Legal Services
Tel. No: - 01639 763368
Email address: d.michael@npt.gov.uk
21. Mr. Neil Chapple - Licensing Manager
Tel. No:- 01639 763056
Email address: n.chapple@npt.gov.uk