

Public Document Pack



LICENSING COMMITTEE

Monday, 10 December 2012 at 6.00 pm
Council Chamber, Civic Centre, Silver Street,
Enfield, EN1 3XA

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Councillors : Derek Levy (Chairman), Alan Barker, Chris Bond, Yusuf Cicek, Andreas Constantinides, Don Delman, Christine Hamilton, Elaine Hayward, Henry Lamprecht, Anne-Marie Pearce, Chris Murphy, Michael Rye OBE, George Savva MBE, Toby Simon and Glynis Vince

AGENDA – PART 1

1. WELCOME AND APOLOGIES FOR ABSENCE

2. DECLARATION OF INTERESTS

Members of the Licensing Committee are invited to identify any disclosable pecuniary, other pecuniary or non pecuniary interests relevant to items on the agenda.

3. MINUTES (Pages 1 - 4)

To receive and confirm the minutes from the last meeting of the Licensing Committee held on 23 January 2012.

4. THE GAMBLING ACT 2005 - RESPONSE TO POLICY CONSULTATION (Pages 5 - 22)

To receive the report of the Director of Environment (Report No. 131).

5. THE LICENSING ACT 2003 - ADOPTION OF THE LATE NIGHT LEVY (Pages 23 - 32)

To receive the report of the Director of Environment (Report No. 132).

6. EXCLUSION OF THE PRESS AND PUBLIC

If necessary, to consider passing a resolution under Section 100A(4) of the Local Government Act 1972 excluding the press and public from the meeting for any items of business moved to part 2 of the agenda on the grounds that

they involve the likely disclosure of exempt information as defined in those paragraphs of Part 1 of Schedule 12A to the Act (as amended by the Local Government (Access to Information) (Variation) Order 2006).
(There is no part 2 agenda.)

LICENSING COMMITTEE - 23.1.2012

**MINUTES OF THE MEETING OF THE LICENSING COMMITTEE
HELD ON MONDAY, 23 JANUARY 2012****COUNCILLORS**

PRESENT Derek Levy (Chairman), Yusuf Cicek, Andreas Constantinides, Dogan Delman, Christine Hamilton, Elaine Hayward, Michael Rye OBE, Toby Simon and Glynis Vince

ABSENT Alan Barker, Chris Bond, Christopher Deacon, Henry Lamprecht, Anne-Marie Pearce and George Savva MBE

OFFICERS: Mark Galvayne (Principle Licensing Officer), Bob Griffiths (Assistant Director - Planning and Environmental Protection), Catriona McFarlane (Legal Representative) and James Kinsella (Governance Team)

Also Attending: Councillor Robert Hayward

600

WELCOME & APOLOGIES FOR ABSENCE

The Chairman welcomed everyone to the meeting.

Apologies for absence were received from Councillors Barker, Bond, Deacon, Pearce Savva and Lamprecht.

601

DECLARATION OF INTERESTS

There were no declarations of interest.

602

MINUTES**1.1 Minutes**

AGREED subject to deadline for the consultation process on the Licensing Policy statement being amended to show 13th rather than 3rd January 2012 (Min. 397 (7b) refers), the minutes of the Licensing Committee held on Monday 7 November 2011 be confirmed and signed as a correct record

1.2 Matters Arising

NOTED that the draft response to the consultation on Regulated Entertainment (Min.397 (3) refers) had been amended as requested following the last meeting. A copy of the amended response had been provided for the Chairman. Whilst officers recognised the request for this to have been sent to

LICENSING COMMITTEE - 23.1.2012

all members of the Committee, the chairman advised that he had been comfortable all of the points raised at the last meeting had been covered.

603

LICENSING CONSULTATION 2011

RECEIVED a report from the Director of Environment (No.187) outlining the response to the borough wide public consultation that had been undertaken on proposals within the Licensing Policy Statement. The process followed on from the update provided for the Licensing Committee on 7 November 2011.

NOTED

1. The consultation period had run from 14 October 2011 to 13 January 2012 and had involved 995 consultation letters and emails being sent out to Licensed Premises, Residents Associations, Responsible Authorities and Members.
2. The consultation had been focussed on the following licensing policy proposals:
 - a. Introduction of a Cumulative Impact Policy for Edmonton, Enfield Highway, Enfield Town & Southgate, as detailed in section 3.1.1 of the report;
 - b. Sexual Entertainment Venues - Preventing businesses being granted an automatic right to provide "live displays or performances involving nudity" on up to 11 separate occasions a year without a licence;
 - c. Introduction of a policy to cover licensable events taking place during the Olympic & Paralympic Games between June and September 2012;
3. A total of 8 responses had been received to the consultation (representing a 0.8% return). A table had been provided as Appendix 1 of the report detailing the responses made, with a majority of responses (over 50% in each case) being supportive of the 3 licensing proposals.
4. A total of 4 comments (as detailed in Appendix 2 of the report) had been received in respect of the 3 licensing proposals, none of which contained any policy or legal implications.
5. In response to comments by members of the Committee it was confirmed that:
 - a. the Cumulative Impact Policy did not represent a blanket refusal policy, with each application in the areas covered still needing to be assessed and considered on its own merits;
 - b. subject to approval by the Committee, the 3 proposals would need to be recommended on to Council for formal approval on 28 March 2012 with a view to the new policy proposals becoming effective from 1 April 2012. Current and new applicants would be advised that the new policy would apply (subject to agreement by Council) to consideration of any outstanding or new applications with effect from the 1 April 2012. The new policy would not apply to existing licences, unless these became subject to review on or after 1 April 2012.

LICENSING COMMITTEE - 23.1.2012

- c. Following the update in b. above members were advised that there were currently 12 licensing applications in the mediation process, although not all of these would be covered by the new licensing proposals.
- d. officers were confident, in respect of the low response rate, that the consultation letters and emails had been received by consultees.

AGREED

- (1)** To approve, having considered the response to the consultation process, the following 3 Licensing Policy proposals:
 - (a)** Introduction of a Cumulative Impact Policy for Edmonton, Enfield Highway, Enfield Town & Southgate;
 - (b)** Sexual Entertainment Venues - Preventing businesses being granted an automatic right to provide “live displays or performances involving nudity” on up to 11 separate occasions a year without a licence;
 - (c)** Introduction of a policy to cover licensable events taking place during the Olympic & Paralympic Games between June and September 2012;
- (2)** The 3 Licensing Policy proposals approved under **(1)** above be recommended onto Council (28 March 2012) for formal approval and adoption, with effect from 1 April 2012.

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MUNICIPAL YEAR 2012/2013 REPORT NO. **131**

MEETING TITLE AND DATE:

Licensing Committee
10 December 2012

REPORT OF:

Director of Environment

CONTACT OFFICER:

Mark Galvayne

Tel: ext. 4743

mark.galvayne@enfield.gov.uk

Agenda – Part: 1

Item: 4

Subject:

Gambling Consultation 2012

Wards: All

1. EXECUTIVE SUMMARY

- 1.1 Gambling Consultation 2012, as advised to the Licensing Committee on 19 October 2012.

2. RECOMMENDATION

- 2.1 To consider the responses to the Council's consultation in respect of 2 licensing proposals and recommend those proposals for adoption by Council.

3. LICENSING CONSULTATION 2011

- 3.1 Between 19 October and 28 November 2012 a borough-wide public consultation was conducted in respect of 2 licensing proposals.
- 3.2 A copy of the email circulated to the Licensing Committee on 19 October 2012 is attached as Annex 1.
- 3.3 The 2 licensing proposals are summarised below :
 - 3.3.1 The Council has a statutory duty, following public consultation, to publish its gambling policy under the Gambling Act 2005 every three years. The existing policy was last approved by Council on 27 January 2010. We propose to seek the re-adoption of the existing policy in January 2013.
 - 3.3.2 Council may, every three years, resolve not to issue casino premises licences under the Gambling Act 2005. The 'no casino' resolution was last made by Council on 27 January 2010. We propose to seek a further 'no casino' resolution in January 2013.
- 3.4 Consultation letters/e-mails were sent to 244 recipients, as follows :
 - 3.4.1 Letters were sent to 79 Licensed Premises.
 - 3.4.2 Letters were sent to 96 Residents Associations.
 - 3.4.3 E-mails were sent to 63 Members.
 - 3.4.4 E-mails were sent to 6 Responsible Authorities.
- 3.5 We have received 3 responses to the consultation, which is a 1.2% return. All of the responses were supportive of the 2 licensing proposals.
- 3.6 Tables of the responses received are attached as Annex 2.
- 3.7 We have received 3 comments, in respect of the 2 licensing proposals. None of these comments have any policy or legal implications in respect of the 2 licensing proposals.
- 3.8 A list of the comments received, and our notes thereon, is attached as Annex 3.

4. ALTERNATIVE OPTIONS CONSIDERED

Not applicable

5. REASONS FOR RECOMMENDATIONS

- 5.1 A 6-week public consultation was conducted in respect of 2 licensing proposals. These proposals were approved by the Cabinet Member and by the Licensing Committee Chairman in October 2012.
- 5.2 All of the responses that were received were supportive of the 2 licensing proposals. None of the comments that were received have either a policy or legal implication in respect of the proposals.
- 5.3 The 2 licensing proposals are recommended for adoption by Council.

6. COMMENTS OF THE DIRECTOR OF FINANCE AND CORPORATE RESOURCES AND OTHER DEPARTMENTS

6.1 Financial Implications

Not applicable

6.2 Legal Implications

Not applicable

6.3 Property Implications

Not applicable

7. PERFORMANCE MANAGEMENT IMPLICATIONS

Not applicable

8. PUTTING ENFIELD FIRST

Not applicable

Background Papers

None

ANNEX 1

From: Mark Galwayne
Sent: 19 October 2012 16:44
To: The Licensing Committee
Subject: LICENSING COMMITTEE - GAMBLING POLICY & CASINO RESOLUTION

Dear Members of the Licensing Committee

Please be advised as follows :

GAMBLING ACT 2005 - GAMBLING POLICY & CASINO RESOLUTION

Overview

1. The Council has a statutory duty, following public consultation, to publish its gambling policy under the Gambling Act 2005 every three years.
2. The existing policy (attached) was last approved by Council on 27 January 2010.
3. The Council may also, every three years, resolve not to issue casino premises licences under the Gambling Act 2005.
4. On 27 January 2010 Council resolved not to issue casino premises licences under the Gambling Act 2005.
5. Therefore we must conduct a public consultation exercise and approve a new gambling policy by the end of January 2013.

Existing Policy & Resolution

6. Since January 2010 we have received 372 gambling licence applications. However only 12 of these applications (3%) were applications for new licences or for variation of existing licences which *could* have been subject to objections and *could* have been referred to the Licensing Sub-Committee. In the event none of these applications received objections and none were referred to a Sub-Committee hearing.
7. Since January 2010 we have not received any applications (from our partner agencies or from local residents or businesses) to review any gambling licences in Enfield.
8. Since January 2010 we have not received any applications for casino licences in Enfield.
9. In light of the above, we are heartened that our partner agencies (as well as local residents and businesses) are generally satisfied with the existing gambling policy.

Cumulative Impact Policy

10. In 2007 there were 78 licensed betting shops in the borough. Since 2007 an additional 9 betting shops have been licensed, but in the same period 12 betting shops have closed. Therefore, currently, there are 75 licensed betting shops in the borough. Of the 12 existing licences that have been surrendered 3 were in Green Lanes, Fore Street or Hertford Road but of the 9 new licences that have been granted 7 are in Green Lanes, Fore Street or Hertford Road.
11. However, the Gambling Act 2005 prohibits the Council from adopting any gambling policy to address the cumulative impact of betting shops 'clustering' together.
12. Paragraph 7.53 of the statutory Guidance issued by the Gambling Commission provides that, in respect of any given application to the Council for (or in relation to) a Premises Licence, the only representations that are likely to be relevant are those that relate to the guidance, the objectives or the policy. Listed below are examples (from the Guidance) of representations which are not relevant because they do not relate to the guidance, the objectives or the policy:
 - a. That there are already too many gambling premises in the locality.
 - b. That the premises are likely to be a fire risk.
 - c. That the location of the premises is likely to lead to traffic congestion.
 - d. That the premises will cause crowds of people to congregate in one area, which will be noisy and a nuisance.

Proposal

13. In light of the above the Cabinet Member and Chairman have agreed that we will not amend the gambling policy and will commence the required consultation exercise next week in respect of a re-adoption of the existing policy.
14. Further, the Cabinet Member and Chairman have agreed that we will seek a further resolution to prevent casino operators from locating within the borough.

Licensing Committee Meeting

15. A meeting of the Licensing Committee has been provisionally arranged to take place on Monday 10 December 2012 (at 6pm in the Council Chamber) to consider any responses to the consultation exercise.
16. We propose to seek the approval of Full Council, to the final gambling policy and to make 'no casino' resolution, at their meeting on 13 January 2013.

I hope that the above is satisfactory and please be assured that I will keep you informed of any developments.

If you require any further information in the meantime, please don't hesitate to contact me.

Yours sincerely

Mark Galvayne
Principal Licensing Officer
Environment Department
London Borough of Enfield
☐☐020 8379 4743
☐☐020 8379 5120
Website: www.enfield.gov.uk

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ANNEX 2**Gambling Policy :**

	No. of Respondents	
	Tend to agree	Strongly agree
To what extent do you agree or disagree that we should re-adopt the existing gambling policy?	1 (33.3%)	2 (66.6%)

Casino Resolution :

	No. of Respondents	
	Tend to agree	Strongly agree
To what extent do you agree or disagree that we should pass a further resolution to prevent casino operators from locating within the borough?		3 (100%)

ANNEX 3

Comment 1 – I find the number of betting shops now open on our high streets extremely concerning. The concentrations seem to be in the poorer areas, inevitably. I know that Government policy has allowed this to happen and also that our high streets are struggling so new businesses have to be, within reason, welcomed. But these are essentially businesses that simply take money from people - leaving them less to spend in other local shops! The amount of gambling has risen because of Government policy. These shops give a poor message to younger people in my view. I am not against gambling per-se but it is so obviously something that should be very carefully regulated and the number of betting shops is too high now in parts of Enfield..

Comment 2 – I am very concerned about the huge increase in gambling and also debt. Especially among young adults. We don't need a casino on top of having far too many betting shops open all hours.

Comment 3 – As President of the Willow Residents Association I would like to say on behalf of the 2,000 members that we are fully in agreement that the order to prevent casino or any other form of gambling should still be in force. NOT FOR JUST ONE OR THREE YEARS BUT FOR A MUCH LONGER TERM.

Our Note – In 2007 there were 78 licensed betting shops in the borough. Since 2007 an additional 9 betting shops have been licensed, but in the same period 12 betting shops have closed. Therefore, currently, there are 75 licensed betting shops in the borough. Of the 12 existing licences that have been surrendered 3 were in Green Lanes, Fore Street or Hertford Road but of the 9 new licences that have been granted 7 are in Green Lanes, Fore Street or Hertford Road. However, the Gambling Act 2005 prohibits the Council from adopting any gambling policy to address the cumulative impact of betting shops 'clustering' together.

MUNICIPAL YEAR 2012/2013 REPORT NO.

MEETING TITLE AND DATE:

Licensing Committee
10 December 2012

REPORT OF:

Director of Environment

CONTACT OFFICER:

Mark Galvayne

Tel: ext. 4743

mark.galvayne@enfield.gov.uk

Agenda – Part:	Item:
<p>Subject: Gambling Consultation 2012</p> <p>Wards: All</p>	

1. EXECUTIVE SUMMARY

- 1.1 This report sets out the results of the Gambling Consultation 2012, as advised to the Licensing Committee on 19 October 2012.

2. RECOMMENDATION

- 2.1 To consider the responses to the Council's consultation in respect of 2 licensing proposals and recommend those proposals for adoption by Council.

3. GAMBLING CONSULTATION 2012

- 3.1 Between 19 October 2012 and 28 November 2012 a borough-wide public consultation was conducted in respect of 2 licensing proposals.
- 3.2 A copy of the email circulated to the Licensing Committee on 19 October 2012 is attached as Annex 1.
- 3.3 The 2 licensing proposals are summarised below :
 - 3.3.1 The Council has a statutory duty, following public consultation, to publish its gambling policy under the Gambling Act 2005 every three years. The existing policy was last approved by Council on 27 January 2010. We propose to seek the re-adoption of the existing policy in January 2013.
 - 3.3.2 Council may, every three years, resolve not to issue casino premises licences under the Gambling Act 2005. The 'no casino' resolution was last made by Council on 27 January 2010. We propose to seek a further 'no casino' resolution in January 2013.
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4. ALTERNATIVE OPTIONS CONSIDERED

Not applicable

5. REASONS FOR RECOMMENDATIONS

5.1 A 6-week public consultation was conducted in respect of 2 licensing proposals. These proposals were approved by the Cabinet Member and by the Licensing Committee Chairman in October 2012.

5.2 All of the responses that were received were supportive of the 2 licensing proposals. None of the comments that were received have either a policy or legal implication in respect of the proposals.

5.3 The 2 licensing proposals are recommended for adoption by Council.

6. COMMENTS OF THE DIRECTOR OF FINANCE, RESOURCES AND CUSTOMER SERVICES, AND OTHER DEPARTMENTS

6.1 Financial Implications

Not applicable

6.2 Legal Implications

Not applicable

6.3 Property Implications

Not applicable

7. KEY RISKS

Not applicable

8. EQUALITIES IMPACT IMPLICATIONS

Corporate advice has been sought in regard to equalities and an agreement has been reached that, on this occasion, an equalities impact assessment is not necessary.

9. IMPACT ON COUNCIL PRIORITIES

9.1 Fairness for All

Not applicable

9.2 Growth and Sustainability

Not applicable

9.3 Strong Communities

Not applicable

10. PERFORMANCE MANAGEMENT IMPLICATIONS

Not applicable

11. HEALTH AND SAFETY IMPLICATIONS

Not applicable

12. PUBLIC HEALTH IMPLICATIONS

Not applicable

Background Papers

None

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Yours sincerely

Mark Galvayne
Principal Licensing Officer
Environment Department
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ANNEX 2

Gambling Policy :

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ANNEX 3

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MUNICIPAL YEAR 2012/2013 REPORT NO. **132**

MEETING TITLE AND DATE:

Licensing Committee
10 December 2012

REPORT OF:

Director of Environment

CONTACT OFFICER:

Mark Galvayne
Tel: ext. 4743
mark.galvayne@enfield.gov.uk

Agenda – Part: 1

Item: 5

Subject:

Late Night Levy – Licensing Act 2003

Wards: All

1. EXECUTIVE SUMMARY

1.1 The Late Night Levy provisions within the Licensing Act 2003.

2. RECOMMENDATION

2.1 To consider whether the Council should begin the process of establishing a Late Night Levy within the borough.

3. LATE NIGHT LEVY

- 3.1 The legal provisions, in respect of the Late Night Levy, were introduced to the Licensing Committee at the Licensing Master-class provided by Philip Kolvin QC on Friday 23 November 2012.
- 3.2 The Late Night Levy, under the Licensing Act 2003, is a new tax that the Council, as licensing authority, can choose to introduce in respect of premises selling alcohol between midnight and 6am.
- 3.3 The decision to introduce the levy is for the Council, as licensing authority, to make.
- 3.4 When considering whether to introduce a levy, licensing authorities should note that any financial risk (for example lower than expected revenue) rests at a local level and should be fully considered prior to implementation.
- 3.5 The licensing authority will decide the design of the levy. This includes the late-night supply period, any exemptions or reductions that may apply.
- 3.6 The net levy revenue must be split between the licensing authority and the metropolitan Police Service. The licensing authority must pay at least 70% of the net levy revenue to the police.
- 3.7 The levy is a power and some licensing authorities will not consider that it is appropriate to exercise it.
- 3.8 The licensing authority may wish to decide whether or not it believes it has a viable proposal to introduce the levy before incurring the costs of the formal consultation process. It is recognised that some licensing authorities may not have a large number of premises which are licensed to sell alcohol during the late night supply period. At this stage, some licensing authorities may decide that the levy will not generate enough revenue to make it a viable option in their area.

4. ALTERNATIVE OPTIONS CONSIDERED

Not applicable

5. REASONS FOR RECOMMENDATIONS

- 5.1 The Licensing Committee is invited to indicate whether or not it considers that it is appropriate for the Council, as licensing authority, to exercise its power to introduce a Late Night Levy within the borough.

6. COMMENTS OF THE DIRECTOR OF FINANCE AND CORPORATE RESOURCES AND OTHER DEPARTMENTS

6.1 Financial Implications

Not applicable

6.2 Legal Implications

Not applicable

6.3 Property Implications

Not applicable

7. PERFORMANCE MANAGEMENT IMPLICATIONS

Not applicable

8. PUTTING ENFIELD FIRST

Not applicable

Background Papers

None

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MUNICIPAL YEAR 2012/2013 REPORT NO.

MEETING TITLE AND DATE:

Licensing Committee
10 December 2012

REPORT OF:

Director of Environment

CONTACT OFFICER:

Mark Galvayne

Tel: ext. 4743

mark.galvayne@enfield.gov.uk

Agenda – Part:	Item:
<p>Subject: New Provisions – Licensing Act 2003</p> <p>Wards: All</p>	

1. EXECUTIVE SUMMARY

- 1.1 This report sets out recent proposals for the Late Night Levy, Early Morning Restriction Order and Locally Set Fee provisions within the Licensing Act 2003.

2. RECOMMENDATION

- 2.1 To consider whether the Council should begin the process of establishing a Late Night Levy within the borough.
- 2.2 To consider whether the Council should consider use of an Early Morning Restriction Order.

3. THE NEW PROVISIONS

- 3.1 The legal provisions, in respect of the Late Night Levy, Early Morning Restriction Order and Locally Set Fees were introduced to the Licensing Committee at the Licensing Master-class provided by Philip Kolvin QC on Friday 23 November 2012.

LATE NIGHT LEVY

- 3.2 The Late Night Levy, under the Licensing Act 2003, is a new tax that the Council, as licensing authority, can choose to introduce in respect of premises selling alcohol between midnight and 6am.
- 3.3 The decision to introduce the levy is for the Council, as licensing authority, to make.
- 3.4 When considering whether to introduce a levy, licensing authorities should note that any financial risk (for example lower than expected revenue) rests at a local level and should be fully considered prior to implementation.
- 3.5 The licensing authority will decide the design of the levy. This includes the late-night supply period, any exemptions or reductions that may apply.
- 3.6 The net levy revenue must be split between the licensing authority and the metropolitan Police Service. The licensing authority must pay at least 70% of the net levy revenue to the police.
- 3.7 The levy is a power and some licensing authorities will not consider that it is appropriate to exercise it.
- 3.8 The licensing authority may wish to decide whether or not it believes it has a viable proposal to introduce the levy before incurring the costs of the formal consultation process. It is recognised that some licensing authorities may not have a large number of premises which are licensed to sell alcohol during the late night supply period. At this stage, some licensing authorities may decide that the levy will not generate enough revenue to make it a viable option in their area.

EARLY MORNING RESTRICTION ORDER

- 3.9 The Early Morning Restriction Order ('EMRO'), under the Licensing Act 2003, is a new curfew that the Council, as licensing authority, can choose to introduce in respect of premises selling alcohol between midnight and 6am.
- 3.10 The Home Office Guidance confirms that :

"An EMRO is a powerful tool which will prevent licensed premises in the area (to which the EMRO relates) from supplying alcohol during the times which the EMRO applies. The licensing authority should consider the potential burden

that would be imposed on licence holders as well as the potential benefits in terms of promoting the licensing objectives.

The Council, as licensing authority, should consider whether other measures may address the problems that they have identified as the basis for introducing an EMRO. Other measures that could be taken instead of making an EMRO may include: introducing a Cumulative Impact Policy; reviewing the licences of specific problem premises; and encouraging the creation of business-led best practice schemes.”

- 3.11 On 1 April 2012 the Council introduced 4 Cumulative Impact Policy Areas (Edmonton, Enfield Highway, Enfield Town, and Southgate) in which no new licences and no extensions of existing alcohol licences will generally be granted after 11pm.

LOCALLY SET FEES

- 3.12 With effect from April 2013, the Home Office is expected to publish regulations empowering the Council, as licensing authority, to set our own fees under the Licensing Act 2003.
- 3.13 The individual fees will likely be subject to a national cap.
- 3.14 In setting our fees we will have to seek to secure that the income from fees will equate, as nearly as possible, to the aggregate of both direct and general costs.
- 3.15 Direct costs are those referable to the discharge of the function to which the fee relates and will include: processing costs; representation costs; hearing costs; and associated ‘on costs’ for those officers.
- 3.16 General costs are those referable to the discharge of functions in respect of which no fee is otherwise chargeable and will include: enforcement in respect of offences and closures costs; training costs; policy development costs; meeting costs; and public consultation costs.

4. ALTERNATIVE OPTIONS CONSIDERED

Not applicable

5. REASONS FOR RECOMMENDATIONS

- 5.1 At the Licensing Master-class on Friday 23 November 2012, Philip Kolvin QC advised that the Council, as licensing authority, may prefer to address any existing revenue deficits by way of properly setting our own fees rather than by way of introducing a Late Night Levy.
- 5.2 The Licensing Committee is invited to indicate whether it considers that it is appropriate for the Council, as licensing authority, to exercise its power to introduce a Late Night Levy within the borough at this time.

6. COMMENTS OF THE DIRECTOR OF FINANCE, RESOURCES AND CUSTOMER SERVICES, AND OTHER DEPARTMENTS

6.1 Financial Implications

Not applicable

6.2 Legal Implications

Not applicable

6.3 Property Implications

Not applicable

7. KEY RISKS

Not applicable

8. EQUALITIES IMPACT IMPLICATIONS

Corporate advice has been sought in regard to equalities and an agreement has been reached that, on this occasion, an equalities impact assessment is not necessary.

9. IMPACT ON COUNCIL PRIORITIES

9.1 Fairness for All

Not applicable

9.2 Growth and Sustainability

Not applicable

9.3 Strong Communities

Not applicable

10. PERFORMANCE MANAGEMENT IMPLICATIONS

Not applicable

11. HEALTH AND SAFETY IMPLICATIONS

Not applicable

12. PUBLIC HEALTH IMPLICATIONS

Not applicable

Background Papers

None

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