

**TO: THE EXECUTIVE
17 NOVEMBER 2015**

**REVIEW OF STATEMENT OF LICENSING POLICY
Director of Environment, Culture and Communities**

1 PURPOSE OF REPORT

- 1.1 The Bracknell Forest Council's Statement of Licensing Policy ('SLP') under the Licensing Act 2003 must undergo a review and be re-published by 7 January 2016. The purpose of this report is to bring the revised SLP for approval by Executive to go through to Council on 25 November 2015.

2 EXECUTIVE SUMMARY

- 2.2 The SLP was approved by the Licensing and Safety Committee on 8 October 2015, and is required to go through to Council on 25 November 2015 in order to be re-published by 7 January 2016.

3 RECOMMENDATION

- 3.1 **That the Executive agrees the submission of the Statement of Licensing Policy to Council on 25 November 2015 for formal adoption with effect from 7 January 2016.**

4 REASONS FOR RECOMMENDATION

- 4.1 Section 5 of the Licensing Act 2003 ('the Act') requires the licensing authority to prepare and publish a SLP every five years. The SLP outlines the general approach of the licensing authority when making licensing decisions under the Act and can be reviewed and revised by the authority at any time.

5 ALTERNATIVE OPTIONS CONSIDERED

- 5.1 There are no alternative options as the revision of the SLP is a legal requirement.

6 SUPPORTING INFORMATION

- 6.1 Before determining the SLP for any five year period, the licensing authority must consult the persons listed in section 5(3) of the Act. These are:

- The chief officer of police for the area
- The fire and rescue authority for the area
- Persons or bodies representative of holders of local personal licences, premises licences and club premises certificates
- Persons or bodies representative of businesses and residents in its area

The views of all consultees should be given appropriate weight when the SLP is determined.

- 6.2 The consultation was carried out on the Council's public consultation portal from August to October. In addition, a working group was set up with members from the Licensing and Safety Committee which specifically concluded that the statement was sufficiently robust and flexible to accommodate the licensing requirements associated with the regenerated town centre. The comments received (detailed in section 8) have been considered and where appropriate included within the SLP.

- 6.3 The SLP has been updated to reflect changes in legislation since the last SLP was published, and re-written in parts for clarity and to remove duplicated sections.

7 ADVICE RECEIVED FROM STATUTORY AND OTHER OFFICERS

Borough Solicitor

- 7.1 The legal implications are identified within the report.

Borough Treasurer

- 7.2 There are no significant financial implications arising from the recommendation in this report.

Equalities Impact Assessment

- 7.3 There are no implications arising from the recommendation in this report.

Strategic Risk Management Issues

- 7.4 There are no implications arising from the recommendation in this report.

Head of Drug and Alcohol Services

- 7.5 The draft SLP appears to contain all the necessary information required.

8 CONSULTATION

Principal Groups Consulted

- 8.1 Responsible authorities, licence holders and local residents.

Method of Consultation

- 8.2 The consultation was carried out on the Council's public consultation portal from August to October.

Representations Received

- 8.3 Two comments were received; from the Council's Head of Drug and Alcohol Services as outlined in 6.5 above, and from Thames Valley Police to request that section 8.8 of the policy be expanded to include reference to deliveries of alcohol.

Background Papers

Statement of Licensing Policy (January 2011)

Contact for further information

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