



**Resources and Public Realm
Scrutiny Committee**
12 September 2019

**Report from the Strategic Director
of Regeneration and Environment**

Draft Statement of Licensing Policy 2020-2025

Wards Affected:	All
Key or Non-Key Decision:	Non-Key
Open or Part/Fully Exempt: <small>(If exempt, please highlight relevant paragraph of Part 1, Schedule 12A of 1972 Local Government Act)</small>	Open
No. of Appendices:	Appendix A: draft Statement of Licensing Policy. Appendix B: Cumulative Impact Zones proposed. Appendix C: consultation questionnaire.
Background Papers:	None
Contact Officer(s): <small>(Name, Title, Contact Details)</small>	Yogini Patel - Senior Regulatory Service Manager Yogini.Patel@brent.gov.uk

1.0 Purpose of the Report

- 1.1 This briefing paper is to update and seek views from members of the Scrutiny Committee with regards to the proposed draft Statement of Licensing Policy.

2.0 Recommendations

- 2.1 Members note the draft Statement of Licensing Policy in **Appendix A**, Cumulative Impact Zones proposed in **Appendix B** and consultation questionnaire in **Appendix C**.
- 2.3 That Members note that once the public consultation period ends, the draft Policy may be the subject of change before it is reported to Full Council for approval on 23 November 2019.

3.0 Summary

- 3.1 The Council in its role as a Licensing Authority under the Licensing Act 2003 has a duty to determine, publish and keep under review its Statement of Licensing Policy which has a five-year shelf-life but can be replaced at any time during that five-year period.

4.0 Detail

- 4.1 The Council's current Policy came into effect on 7th January 2016 and is due to expire on 6th January 2021.
- 4.2 The review of the current Policy has been brought forward to take account the revisions to the Home Office Guidance issued under S.182 of the Licensing Act 2003 and also due to increase in alcohol fuelled crime and anti-social behaviour since the Policy was last reviewed in 2015. The source of alcohol is from off-licences across the Borough. The majority of the small groceries and newsagents survive through the sale of alcohol.
- 4.3 An evidence-based approach was adopted during the review of the current Policy, which included analysis of the following datasets:
- crime reports (all crime, alcohol related crime, violent crime & sexual offences);
 - health (alcohol related hospital admissions, alcohol related illnesses, ambulance call-outs and A&E attendances);
 - licensed premises (licences held, reviewed, revoked and refused).

Furthermore, views from responsible authorities such as the Police, Nuisance Control Team etc. were sought prior to formulating the Policy.

- 4.4 The draft Policy introduces 28 specific policies as well as measures that promotes the four licensing objectives; namely prevention of crime & disorder, prevention of public nuisance, public safety and protection of children from harm.
- 4.5 Proposed policies include introduction of ten cumulative impact zones where street drinking and alcohol related crime exist to prevent growth of more off-licences. It encourages applicants to include a voluntary condition that the applicants will not sell alcohol at a price under 70 pence per unit of alcohol as well as policies that encourages culture, arts and tourism.
- 4.6 In addition, since the publication of the last Statement of Licensing Policy the Mayor of London has outlined his vision for London as a 24-hour City and has also appointed a Night Czar and a Night Time Commission to encourage the development of London as a vibrant, diverse, cultural city with a Night Time Economy that is of global significance. The Policy supports 24-hour night time economy in Wembley and Kilburn in order to facilitate an enhancement of leisure and entertainment functions and the night time economy, with appropriate safeguards.

5.0 Consultation

- 5.1 In line with the Constitution, the Strategic Director for Regeneration & Environment gives approval for consultation on Draft Statement of Licensing Policy and the proposed cumulative impact zones after briefing the lead member for Community Safety & Engagement.

- 5.2 Before determining the Policy, the licensing authority must consult the persons listed in section 5(3) of the Licensing Act 2003. As is good practice, the licensing authority will consult widely and not limit it to the persons listed in section 5(3) of the Act.
- 5.3 Persons to be consulted include, Chief Police Officer, London Fire Brigade, Director of Public Health, local premises licence holders, club premises licence certificate holders as well as bodies representative of businesses, residents, Planning, Trading Standards, Children Safeguarding, Public Safety, Noise Team, Licensing Authority and Home Office.
- 5.4 Consultation will be undertaken with members of the Licensing Sub-committee, with members in areas where proposed cumulative impact zones are proposed as well as with Town Centre Managers.
- 5.5 The consultation will commence on 23rd August 2019 and end on 4th October 2019. Brent Forums will be consulted and their comments and views will be taken into account because the dates for the forums fall outside the period for on-line consultations.

6.0 Financial Implications

- 6.1 There are none arising from this report, any cost associated with publishing this policy would be contained within existing budgets.

7.0 Legal Implications

- 7.1 As set out in the report, the Licensing Act 2003 places a statutory duty on the Council as the Licensing Authority to determine, publish and keep under review a Statement of Licensing Policy, reviewed at least every five years.
- 7.2 Before determining the Policy, the licensing authority must consult the persons listed in section 5(3) of the Licensing Act 2003.
- 7.3 Full Council will make the decision on determining, approving and publishing the finalised Statement of Licensing Policy for 2020-2025 after the consultation process

8.0 Equality Implications

- 8.1 None for the purposes of this report.

9.0 Consultation with Ward Members and Stakeholders

- 9.1 As set out in section 5 of the report, the licensing authority will consult widely. Persons to be consulted include: Chief Police Officer, London Fire Brigade, Director of Public Health, local premises licence holders, club premises licence certificate holders as well as bodies representative of businesses, residents, Planning, Trading Standards, Children Safeguarding, Public Safety, Noise Team, Licensing Authority and Home Office. Consultation will be undertaken with members of the Licensing Sub-committee, with members in areas where proposed cumulative impact zones are proposed.

Report sign off:

AMAR DAVE

Strategic Director Regeneration &
Environment