

MEETING

Date of Meeting	Wednesday 6 th October 2021
Report Subject	Review of Flintshire County Council's Statement of Licensing Policy
Report Author	Chief Officer, Planning, Environment & Economy

EXECUTIVE SUMMARY

To inform Members of the requirement to review the Statement of Licensing Policy under the Licensing Act 2003, and to provide a copy of the Draft Policy for 2021 – 2026 for Members following a period of consultation.

RECOMMENDATIONS

1	For Members to consider and approve changes made to the Draft Policy following a period of consultation.
2	For Members of the Licensing Committee to approve the Draft Policy in preparation for final approval at Full Council.

REPORT DETAILS

1.00	EXPLAINING THE REVIEW
1.01	Local Authorities are required, under the Licensing Act 2003, to review their statement of Licensing Policy every 5 years.
1.02	This is the fifth Statement of Licensing Policy to be issued, and outlines the expectation of the Licensing Authority in relation to applicants, and details what applicants and service users may expect from the Licensing Authority.

1.03	Officers have undertaken a thorough review of the current policy, taking into account any relevant changes in legislation, guidance and good practice.																					
1.04	The review was undertaken in partnership with other North Wales Local Authorities, as part of an ongoing effort to achieve consistency – where possible - across the region.																					
1.05	The Draft Statement of Licensing Policy for the period December 2021 – December 2026 is shown at Appendix A in both Welsh and English. For ease, the original changes made are shown in red, and the changes made following consultation are shown in blue.																					
1.06	Summary of changes: <table border="1" data-bbox="320 674 1385 1055"> <thead> <tr> <th>Section</th> <th>Paragraph</th> <th>Detail</th> </tr> </thead> <tbody> <tr> <td>3.0</td> <td>Introduction</td> <td>Changes to the introduction wording</td> </tr> <tr> <td>3.0</td> <td>3.4</td> <td>New section relating to the control of drugs</td> </tr> <tr> <td>3.0</td> <td>3.8</td> <td>Note in relation to industry partnership schemes</td> </tr> <tr> <td>3.0</td> <td>3.43</td> <td>Note on engagement with Public Health</td> </tr> <tr> <td>16.0</td> <td>16.1</td> <td>Note on the Wellbeing of Future Generations Act</td> </tr> <tr> <td>Appendix D</td> <td>Immigration Act</td> <td>Note the responsibilities under the immigration Act</td> </tr> </tbody> </table>	Section	Paragraph	Detail	3.0	Introduction	Changes to the introduction wording	3.0	3.4	New section relating to the control of drugs	3.0	3.8	Note in relation to industry partnership schemes	3.0	3.43	Note on engagement with Public Health	16.0	16.1	Note on the Wellbeing of Future Generations Act	Appendix D	Immigration Act	Note the responsibilities under the immigration Act
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1.07	The consultation process is detailed in section 3.0 below.																					
1.08	Two responses were received in respect of the consultation, from a representative of Public Health Wales, and a representative for Premises Licence Holders. The details of the consultation responses and the Licensing Authority's consideration of those responses is shown at Appendix B.																					

2.00	RESOURCE IMPLICATIONS
2.01	The policy will replace the existing policy, and as preparation of the document and consultation have already been carried out, it is not thought that there would be further resource implications.

3.00	CONSULTATIONS REQUIRED / CARRIED OUT
3.01	Before determining the policy, the Licensing Authority is required to consult with the following: <ul style="list-style-type: none"> • The Chief Officer of Police for the Licensing Authority's area; • The Fire and Rescue Authority for that area • Such persons as the Licensing Authority considers to be representative of holders of:- <ul style="list-style-type: none"> ❖ Premises Licences

	<ul style="list-style-type: none"> ❖ Club Premises Certificates; ❖ Personal Licenses issued by that Authority; • Such other persons as the Licensing Authority considers to be representative of business and residents in the area.
	The consultation opened on 18 th August 2021 until 30 th September 2021.
3.02	<p>The Licensing Authority consulted with:</p> <ul style="list-style-type: none"> • All responsible authorities (including Police and Fire Service) • Representatives of holders of premises licenses, club premises certificates and personal licence holders • All County Councillors • All Community Councils
	Details of the consultation were published on Flintshire County Council's website, and a notice was placed in reception at County Hall, Mold.

4.00	RISK MANAGEMENT
4.01	Not applicable

5.00	APPENDICES
5.01	<p>Appendix A – Draft Statement of Licensing Policy 2021 – 2026</p> <p>Appendix B – Summary of consultation responses</p>

6.00	LIST OF ACCESSIBLE BACKGROUND DOCUMENTS
6.01	<p>Contact Officer: Gemma Potter – Team Leader Telephone: 01352 703371 E-mail: gemma.potter@flintshire.gov.uk</p>

7.00	GLOSSARY OF TERMS
7.01	<p>Statement of Licensing Policy: a document the Licensing Authority are required to produce every five years to outline the Council's expectations in relation to Licensing.</p>
	<p>Licensing Authority: Flintshire County Council's Licensing Team, responsible for key decisions in relation to Licensing.</p>
	<p>Premises Licence: a licence to allow for regulated licensable activity to take place on premises such as public houses.</p>
	<p>Club Premises Certificate: a licence for regulated licensable activity in a</p>

	Club i.e. Private Members Club.
	Personal Licence: A licence an individual must hold to allow them to be named on a premises licence to authorise alcohol sales