

Extract from the minutes of the meeting of the Licensing Committee – 30 September 2013

15 STATEMENT OF LICENSING POLICY REVIEW

The Committee considered a report regarding a draft revised Statement of Licensing Policy, which included responses received during the consultation period and Licensing Officer comments.

The Council was required to review its existing statement of Licensing Policy and publish a revised version by no later than 31 January 2014. A consultation exercise had been undertaken and the draft revised Policy had been considered by the Licensing Committee on 16 July 2013 and the Corporate Scrutiny Committee on 10 September 2013.

RESOLVED

1. That the draft revised Statement of Licensing Policy, as set out in Appendix 1 to the report, be amended as follows:
 - (a) That references to Local Authority be replaced with 'the Council'.
 - (b) That the bullet points in paragraph 1.3 be replaced with the following:
 - § Cheshire East has a strong and resilient economy
 - § People live well and for longer
 - (c) That the following paragraphs be inserted following paragraph 1.3:

'The context of the policy includes the Council's statutory responsibility under the Health and Social Care Act 2012 for the health of the population of Cheshire East and it is noted that it is a priority of the local Health and Wellbeing Board to reduce alcohol related harm.'

'The context of the policy includes the Council's statutory duty under the Crime and Disorder Act 1998 to have regard to the need to do all that it reasonably can to prevent crime and disorder, misuse of drugs and alcohol and reoffending in its area.'
 - (d) That the date of the latest guidance in paragraph 1.4 be amended to June 2013.
 - (e) That the first sentence of paragraph 2.9 be amended to read:

'Following Relevant Representations the Licensing Authority will only depart from this policy where there is satisfactory evidence/information that the Licensing Objectives will be met in full.'
 - (f) That the first sentence of paragraph 2.11 be amended to read: 'To achieve its aims the Council is committed to working in partnership with the Responsible Authorities, local businesses, residents and

others towards ensuring the continued success of this Policy in achieving the statutory objectives of the Act.'

- (g) That the numbering of paragraph 3.6 be amended to 3.3.
 - (h) That the first sentence of paragraph 5.2 be amended to read: 'The Council recognises that Licensed Premises are an important contributor to the local economy.'
 - (i) That the first sentence of paragraph 7.7 be amended to read: 'Following Relevant Representations, conditions may need to be imposed for certain types of venues to *seek to eliminate the* sale and consumption of drugs and to create a safer environment for those who may have taken them.'
 - (j) That the following sentence be added to paragraph 9.4: 'Environmental Health may use any recommendations from such a report to propose amendments to the Operating Schedule or suggest conditions for the consideration of any (Sub) Committee.'
 - (k) That in paragraph 9.4 the reference to noise ventilation systems be removed.
 - (l) That in paragraph 9.5 references to 'noise' be replaced with 'any noise'.
 - (m) That the typing error in paragraph 10.4 be corrected.
 - (n) That the first sentence of paragraph 11.12 be amended to read: 'Applications for variations to existing premises licenses in stress areas will not be granted WHERE those modifications directly affect the issue of cumulative impact in the stress area or otherwise undermine licensing objectives.'
 - (o) That the last sentence of paragraph 15.2 be amended to read: 'The Licensing Authority will consider whether longer licensing hours will achieve a gradual dispersal of people leaving licensed premises and therefore promote the Licensing Objectives.'
 - (p) That 'of' be replaced with 'or' in the final line of paragraph 21.4.
 - (q) That 'The Cheshire East Health and Wellbeing Board' be added as an additional bullet point in paragraph 23.1.
 - (r) That the reference to police objections to Temporary Event Notices in Appendix 1 be replaced with 'relevant objections'
2. That the meeting be adjourned to a date to be agreed, to give further consideration to the draft revised Statement of Licensing Policy.