

**LICENSING
COMMITTEE**

23rd June 2014

LICENSING ANNUAL REPORT

Relevant Portfolio Holder	Councillor Rita Dent
Portfolio Holder Consulted	Yes
Relevant Head of Service	Steve Jordan – Head of Worcestershire Regulatory Services
Wards Affected	All Wards
Ward Councillor Consulted	N/A
Non-Key Decision	

1. SUMMARY OF PROPOSALS

To provide a report on the activities under the Licensing Act 2003, Gambling Act 2005 and other aspects of Licensing and to inform the Committee on any issues anticipated in the ensuing year as required under the Council's Licensing Act 2003 and Gambling Act 2005 Policies.

2. RECOMMENDATIONS

Members are asked to RESOLVE;

The contents of the Licensing Annual Report 2013/2014 be noted.

3. KEY ISSUES

Financial Implications

3.1 None.

Legal Implications

3.2 None

Service / Operational Implications

3.3 Since 1st June 2010 Worcestershire Regulatory Services Licensing Team has taken over operational delivery of the statutory functions of licensing and enforcement of regulated activities and businesses operating under the Licensing Act 2003 on behalf of Bromsgrove District Council. These functions cover premises which sell and supply alcohol, provide regulated entertainment and late night refreshment, gambling premises, gaming machines and lotteries. The Licensing Team also deals with the operation and administration of Hackney Carriage/Private Hire vehicles, drivers and Operator's licenses, Street

**LICENSING
COMMITTEE**

23rd June 2014

and House to House Collections. The Council retains full policy and statutory responsibility for all licensing functions.

- 3.4 Under the terms of the Licensing Act 2003 and the Gambling Act 2005, each local authority is required to prepare and publish a licensing policy which has to be reviewed periodically.

In April 2014 a new Statement of Licensing Policy under the Licensing Act 2003 was published by Council following consultation. The new policy was completely rewritten based on a template provided by the Local Government Association and took effect on 1st May 2014.

The Gambling Act 2005 policy was last reviewed during 2012 with minor amendments made. It is anticipated that future reviews will further align the policies of the partner Councils.

Licensing Act 2003

- 3.5 The Licensing Act 2003 transferred the liquor licensing functions from the Magistrate's Court to the Local Authority and consolidated these activities with entertainment licensing legislation, the provision of late night refreshment, cinemas and theatres.

- 3.6 The number of new licenses issued and granted by Bromsgrove District Council in the year 2013/2014 are:

Personal Licenses	New	53	Total	845
Premises Licenses	New	8	Total	329
Club Premises Certificates	New	0	Total	41
Temporary Event Notices			Total	154

(NB: Premises licenses were surrendered by licence holders and subsequently cancelled)

- 3.7 The Licensing Sub Committee created by the Licensing Act 2003 to deal with applications, variations and reviews of licensed premises, did not have cause to meet during the year 2013/14 as all applications were granted without objection or following successful mediation.

Gambling Act 2005

- 3.8 Last year saw the continued implementation of the Gambling Act 2005. It replaced most of the existing law relating to gambling in Great Britain and much like the Licensing Act 2003 aimed to put in place an improved, more comprehensive structure of gambling regulation. Once

**LICENSING
COMMITTEE**

23rd June 2014

implemented the Act transferred the licensing of gambling premises from the local Magistrates Court to the Council. The Licensing Team now issue premises licenses for the following; bingo halls, betting shops, adult gaming centres, family entertainment centres and casinos.

- 3.9 The numbers of premises which have continued to be licensed by this Authority under the Gambling Act are:

Betting Premises	5
Bingo Premises	0
Adult Gaming Centres	9
Family Entertainment Centres	2
Casinos	0

- 3.10 Again all yearly maintenance fees as set out in the Gambling Act 2003 which have been set by the Local Authority for the year ending 2013/14 have been received by the Authority.

Taxi Licensing

- 3.11 The Licensing Team is also responsible for the operational function of the licensing and enforcement of Hackney Carriage and Private Hire Vehicles, drivers and Operators.

- 3.12 The number of licensed vehicles and drivers has fallen slightly and at present the following number of licenses are valid.

	<u>12/13</u>	<u>13/14</u>
Hackney Carriage Vehicles	137	116
Private Hire Vehicles	51	38
Dual Hackney Carriage/Private Hire Drivers	165	139
Private Hire Operators	17	14

- 3.13 Licensing Officers keep in regular contact with the appointed taxi trade representatives – by phone and one to one meetings when necessary.

**LICENSING
COMMITTEE**

23rd June 2014

- 3.14 Worcestershire Regulatory Services Licensing Team members regularly attend and represent Bromsgrove District Council at a number of local and regional meetings, such as the Institute of Licensing meetings, the Regional Taxi Licensing Forums and other neighbouring authority groups, which continue to prove to be invaluable, on providing information on national and regional licensing matters inclusive of upcoming changes in any licensing legislation.

Scrap Metal Dealers

- 3.15 In October 2013 the Scrap Metal Dealers Act 2013 came into force in the District. Under this new legislation the Council is responsible for issuing mobile scrap metal collector licences and scrap metal site licences. The Council has issued the following number of licences to date:

Site Licences 5

Mobile Collector Licences 9

- 3.16 The Licensing Team has been enforcing the new legislation in partnership with the Police and Environment Agency.

4. RISK MANAGEMENT

- 4.1 None

5. APPENDICES

- 5.1 None

AUTHOR OF REPORT

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