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# **Licensing Committee**

## **Report of the meeting held on 23rd October 2012**

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### **Matters for Information**

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#### **2. GAMBLING ACT 2005 – STATEMENT OF PRINCIPLES**

The Committee has endorsed a revised statement of principles under the Gambling Act 2005 prior to its consideration by the Cabinet.

The current statement came into effect on 31st January 2010 for a period of three years following its approval by the Council, and consequently the revised statement will need to be approved to have effect from 31st January 2013.

The revised statement has been modelled on the existing document and amended to have regard to updated guidance issued by the Secretary of State and legislative changes that have taken place in the intervening period.

A consultation has been carried out on the new draft statement and following consideration by the Cabinet at its meeting in November, the revised statement will be submitted to the Council for approval at the meeting to be held on 19th December 2012.

#### **3. LICENSING ACT 2003 – RESPONSIBLE AUTHORITY DELEGATIONS**

The Committee has authorised the Head of Legal and Democratic Services to act on behalf of the Licensing Authority for the purpose of making representations under the Licensing Act 2003.

The Licensing Authority was included as a new category of Responsible Authority (RA) following amendments to the Licensing Act 2003 and provisions in the Police Reform and Social Responsibility Act which came into force in April 2012. As a consequence, the Licensing Authority is now able to make representations and initiate a review of a licensed premise in addition to other RAs. The delegation ensures a clear distinction between the Officer acting as the RA and the Officer preparing the report and presenting it to the Licensing Sub-Committee.

#### **4. LICENSING ACT 2003 – DELEGATION OF FUNCTIONS**

The Committee has approved a schedule of delegations under the Licensing Act 2003. The delegations have been amended to incorporate certain provisions of the Police Reform and Social

Responsibility Act 2011 which came into effect on 25 April 2012 and imposed additional duties on the Licensing Authority. Guidance issued by the Secretary of State recommends that, in the interests of speed and efficiency, decision making should be delegated to Officers as far as is permissible under the legislation.

J W Davies  
Chairman