

Committee: Licensing Committee

Date: 20 October 2015

Wards: All.

Subject: Institute of Licensing's Guidance on Premises Licence Conditions.

Lead officer: Chris Lee, Director of Environment and Regeneration.

Lead member: Councillor Nick Draper, Cabinet Member for Community and Culture.

Forward Plan reference number: N/A

Contact Officer: Barry Croft, Licensing Manager, London Boroughs of Merton and Richmond upon Thames Joint Regulatory Services Partnership and Guy Bishop Senior Lawyer Litigation and Planning Team.

Recommendations:

- A. To consider the adoption of the Institute of Licensing's (IoL) Guidance on Premises Licence Conditions (Licensing Act 2003) as an appendices to the Council's Statement of Licensing Policy.
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1. PURPOSE OF REPORT AND EXECUTIVE SUMMARY

- 1.1 The Institute of Licensing (IoL) draft Guidance on Premises Licence Conditions.

2. DETAILS.

- 2.1 The Institute of Licensing (IoL) recently published a consultation document, which sets out guidance on premises licence conditions. The consultation document, attached at **Appendix "A"**, also contains a list of conditions which could be used by an applicant, responsible authority, interested party or a Licensing Sub-Committee who may impose conditions to address one or more of the licensing objectives.
- 2.2 The consultation period for the Institute of Licensing's draft guidance on premises licence conditions finished on the 30 September 2015. To date the Institute of Licensing is yet to publish the completed and final version of this document, but when available it is recommended the document be formally adopted and attached as an appendix to the Council's current Statement of Licensing Policy.
- 2.3 Members are asked to consider the points raised and to offer their views on the document attached to this report.

3. Alternative options.

- 3.1 None for the purposes of this report.

- 4. Consultation undertaken or proposed.**
- 4.1 None for the purposes of this report.
- 5. Timetable.**
- 5.1 To be attached as an appendix to the Statement of Licensing Policy when published by the Institute of Licensing.
- 6. Financial, resource and property implications.**
- 6.1 None for the purposes of this report.
- 7. Legal and statutory implications.**
- 7.1 None for the purposes of this report.
- 8. Human rights, equalities and community cohesion implications.**
- 8.1 These are statutory functions and are applied globally.
- 9. Crime and Disorder Implications.**
- 9.1 The service has a statutory duty to contribute to the reduction of crime and disorder within the London Borough of Merton under Section 17 Crime and Disorder Act 1988.
- 9.2 To address the licensing objectives under the Licensing Act 2003.
- 10. Risk management and health and safety implications.**
- 10.1 All risk and health and safety implications have been considered when compiling this report. None are apparent.
- 11. Appendices – the following documents are to be published with this report and form part of the report.**
- 11.1 **Appendix “A”** Institute of Licensing Guidance on Premises Licence Conditions (draft consultation document).
- 12. Background Papers – the following documents have been relied on in drawing up this report but do not form part of the report.**
- 12.1 The Licensing Act 2003; and
- 12.2 Section 182 Guidance to the Licensing Act 2003 issued by the Home Office.