

Carlisle City Council

Report to:-	THE CHAIRMAN AND MEMBERS OF THE LICENSING & REGULATORY PANEL		
Date of Meeting:-	17 th April 2002	Agenda Item No:-	
Public	Operational	Delegated Yes	
Accompanying Comments and Statements		Required	Included
Cumbria Fire Service		No	No
Cumbria Constabulary		No	No
Environmental Services		No	No
Title:-	MODEL NATIONAL STANDARD CONDITIONS FOR PLACES OF ENTERTAINMENT		
Report of:-	CITY SOLICITOR & SECRETARY		
Report reference:-	TC. 055/02		

Summary:-

A national working group was formed 18 months ago to produce model national conditions for places of entertainment. These conditions have been published and are available for adoption by local authorities. A local working group has discussed the conditions and consider them worthy of approval.

Recommendation:-

To consider the Model National Standard Conditions and resolve if they should be adopted by this Council.

J M Egan

City Solicitor & Secretary

Note: in compliance with section 100d of the Local Government (Access to Information) Act 1985 the report has been prepared in part from the following papers:- Model National Standard Conditions for Places of Entertainment.

To the Chairman and Members of The Licensing & Regulatory Panel 17th April 2002

SUMMARY

In 2000 a national working group was formed to produce model national conditions for places of entertainment. Draft conditions were sent out to interested agencies for consultation early in 2001. The definitive conditions were published on 1st February 2002.

Schedule 1 of the Local Government (Miscellaneous Provisions) Act 1982 permit licensing authorities to make regulations prescribing standard conditions applicable to all or any class of entertainment licence. Previously the majority of councils, including this Council, have based their standard conditions on the publications, *Model National Standard Conditions* and *Model Rules of Management for Places of Public Entertainment*. Both of these documents have been withdrawn.

The *Model National Standard Conditions* have been designed to ensure consistency throughout the country and have the support of many national organisations including:

The Association of British Theatre Technicians

The District Surveyors Association

The Local Government Association

The British Institute of Innkeeping

The British Entertainment and Discotheque Association

Councils are, therefore, encouraged to adopt them as they stand and avoid the temptation to make additional standard conditions or to change these model conditions. Any additional conditions should be added as Special Conditions for particular premises.

At the Licensing and Regulatory Panel on 6th March 2002 it was decided to form a small local working group consisting of Members, Officers, Police and Fire Service to consider the proposal. This group met on 21st March when various aspects of the proposals were discussed, including implementation date, attaching Special Conditions and the wording of the Technical Regulations. Agreement was reached to recommend to this Panel that the new conditions be adopted immediately and that the City Solicitor & Secretary could impose any reasonable Special Conditions at the request of the agencies. Should there be any dispute regarding these Special Conditions the issue to be referred to the Licensing & Regulatory Panel for decision.

OPTIONS

1. To retain the current standard conditions
2. To adopt the new model standard conditions with the City Solicitor & Secretary having delegated authority to attach any reasonable Special Conditions at the request of the agencies. Any dispute regarding these to be referred to the Licensing & Regulatory Panel for decision.

Prepared by J A Messenger