

CARLISLE CITY COUNCIL

Report to:- The Chairman and Members of the Licensing Committee

Date of Meeting:- 6 February 2013

Agenda Item No:- **A.1**

Public	Operational	Delegated Yes
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Accompanying Comments and Statements	Required	Included
Cumbria Fire Service	No	No
Cumbria Constabulary	No	No
Environmental Services	No	No
Planning Services	No	No

Title:- LICENSING ACT 2003 UPDATE

Report of:- DIRECTOR OF GOVERNANCE

Report reference:- GD 07/13

Summary:-

This report gives an update on the current position regarding applications under the Licensing Act 2003.

Recommendation:-

Members are requested to note the information.

J A Messenger
Licensing Manager
Governance Directorate

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:- Records of Licences issued, recent legislation

To the Chairman and Members of the Licensing Committee on 6 February 2013

This report is presented to give an update on the current position under the Licensing Act 2003.

1 Background

- 1.1 The Licensing Act 2003 took effect on 24th November 2005, from which date this Council administered all licences issued.
- 1.2 This report summarises the current situation with regard to licences issued under the Act and explains recent changes in the legislation.

2 Licence figures – as at 28 January 2013

2.1 Personal Licences

Previous Report - 1263
Current Licences – 1300
Total licences surrendered/revoked - 11

2.2 Premises Licences

With alcohol
Previous Report - 394
Current Licences – 394
Total licences surrendered - 84

Without alcohol
Previous Report - 91
Current Licences – 90
Total licences surrendered - 23

2.3 Club Premises Certificate

With alcohol
Previous Report - 22
Current Licences – 22
Total licences surrendered - 5

Without alcohol
Previous Report - 0
Current Licences – 0

2.4 Temporary Event Notices

Year	No. Received	No. Refused
2006	199	5
2007	261	3
2008	267	2
2009	203	12
2010	243	5
2011	276	6
2012	247	4
2013 to date	10	0

2.5 Current applications – Includes new, change of DPS, variation of hours, transfers etc.

Pending applications – 14

3 Current Issues

3.1 Licensing Act 2003 - Fees

Currently all fees under the Licensing Act are fixed by Central Government. They are reviewing this to ensure that Licensing Authorities recover the full cost of administering the licensing function. Further information is expected in the next few months and will be reported to this committee.

3.2 Test Purchase Operation

Test purchase operations are periodically carried out by the Police and Trading Standards. A recent operation targeted off licences for under age sales of alcohol and/or tobacco. Five premises refused the sale however disappointingly two premises sold alcohol to the young person. This was dealt with by £80 fixed penalty ticket to the seller and the licence holder will be interviewed.

4 RECOMMENDATION

Members are requested to note this report.

Prepared by:
J A Messenger
Licensing Manager