

## LICENSING COMMITTEE

2 DECEMBER 2014

Present: County Councillor Parry(Chairperson)  
County Councillors Manzoor Ahmed, Boyle, Bridges, Hudson,  
Kelloway, McGarry, Murphy and Phillips

Apologies: Councillors Morgan and Simmons

1 : APOLOGIES FOR ABSENCE

Apologies were received from Councillors Morgan and Simmons.

2 : DECLARATIONS OF INTEREST

No declarations of interest were received.

3 : MINUTES

The minutes of the meeting held on 4 March 2014 were approved by the Committee as a correct record and were signed by the Chairperson.

4 : PRESENTATION ON CHANGES TO LICENSING ACT 2003 AND  
INTRODUCTION TO THE CHAIR OF LICENSEES FORUM

The Committee received a brief presentation from Claire Hartrey, Group Leader Licensing. The presentation provided Members of the Committee with an update of the legislative changes which have come into effect since the introduction of the Licensing Act 2003. Members were advised that a number of the changes were aimed at deregulating the Licensing regime.

The Committee welcomed Rick Newman and Richard Jackson of the Cardiff Licensees Forum to the meeting. The Licensees Forum representatives were invited to provide an overview of the role of the Forum.

RESOLVED – That the Cardiff Licensees Forum be invited to address the Licensing Committee in June 2015.

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# Licensing Act 2003



## Changes Since 2005:

- **Live Music Act 2012**
- **Ban on alcohol sales below cost of duty plus VAT**
- **Mandatory condition amendments**
- **Revised Section 182 Guidance (Latest Oct 2014)**
- **Police Reform & Social Responsibility Act**

# Background to Proposed Changes



- Red Tape Challenge
- Deregulation Consultation
- Fees Consultation/Hemming Case



# Deregulation Bill 2014

1. Changes to TEN
2. Abolish Personal Licence Renewals
3. Local Late Night Refreshment Exemptions
4. Loss/theft of licence
5. Deregulate films at Community Premises
6. Community & Ancillary Sellers Notice

# Community & Ancillary Sellers Notice



1. Similar to a TEN
2. Small businesses/community groups who sell small amounts of alcohol
3. Low cost, lasts 3 years



# Deregulation of Regulated Entertainment



1. Extend Live Music Act –up to 500 people
2. Live music & recorded music
3. Crossed Activity Exemptions:
  - Activities hosted by LA's, hospitals, nurseries, schools (no audience limit)
  - Activities held on LA, hospital, nursery, schools (up to 500)
  - Community Premises –church, village halls (up to 500)
  - Circuses - (no audience limit)



# Locally Set Fees

- Consultation 2014
- Hemming Case Supreme Court Appeal
- One annual fee day





# Late Night Levy

- Discretionary power to raise 'levy' from late opening alcohol suppliers
- Under 2% Local authorities adopted Levy e.g. Newcastle, Southampton, Nottingham
- Rejected in some local authorities as not financially viable/detrimental to licensed trade



# Newcastle Levy



# Newcastle Levy



# Early Morning Restriction Orders



- Unpopular measure
- Restrict alcohol sales whole/part of area



# Super Strength Schemes

- **Voluntary Schemes**
- **Restrict sale of beer, lager, cider above agreed ABV**



# Super Strength Scheme Example



## Ipswich:

- 49% decrease in street drinking
- 21% decrease in size of drinking community
- 80 out of 130 off-licences participating in scheme



# Final Overview

- Many proposed legislative changes in 2015
- Possible financial implications for licensing section
- Statement of Licensing Act Policy to be re-published in 2015



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