

**Licensing and Safety Committee – 7<sup>TH</sup> March 2007**

**Report of the Director of law and Property**

**Consultation of the proposed revisions to the Guidance to the Licensing Act 2003**

**Purpose of Report**

1. For the Committee to consider their response to the Department of Culture, Media and Sport's proposed revisions to the Liquor Licensing Guidance to the Licensing Act 2003.

**Background**

2. The Guidance to the Licensing Act 2003, was first issued to Licensing Authorities in July 2004. On 1<sup>st</sup> December 2005, the Secretary of State for Culture, Media and Sport announced the Government's intention to conduct a two phase review of the Guidance. The first phase to be limited to clarifying uncontentious issues that had been raised with the Government during the Act's transitional period, and the second phase to be a full review culminating in the publication of a full, revised Guidance.
3. Following the first phase of the review, a supplementary Guidance came into force on 22<sup>nd</sup> June 2006.
4. On 17<sup>th</sup> January 2006, the Licensing Office received consultation forms on the proposed draft Guidance to the Licensing Act 2003, to be returned by 11<sup>th</sup> April 2007, to the Department for Culture Media and Sport.
5. The Assistant Director of Legal and Democratic Services will present the proposed draft to the Response Committee at this meeting.

**Finance**

6. There are no financial implications to the Council.

## **Law**

7. The Consultation on the proposed Guidance to the Licensing Act 2003, is in accordance with Section 182 of the Licensing Act 2003.

## **Equality Impact**

8. This report takes into account the Council's policy on equal opportunities.

The Guidance to the Licensing Act 2003, will impact on children and young persons through their attendance at licensed premises

There has been no consultation or involvement of children and young people in respect of the proposed review of the guidance to the Licensing Act 2003.

## **Recommendation**

9. That the Committee consider their draft response to the proposed revisions to the Guidance to the Licensing Act 2003.

*John Pym*

.....  
DIRECTOR OF LAW AND PROPERTY

Contact Officer: Mrs. J. Elliott 5377  
Telephone: 01384 815377  
Email: [janet.elliott@dudley.gov.uk](mailto:janet.elliott@dudley.gov.uk)

## **List of Background Papers**

None.