



Refreshing the Statement of Licensing Policy

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23 October 2015

Statement of Licensing Policy

- What is it?
 - Licensing Act 2003
 - Statutory duty to have a Policy
 - Statutory duty to refresh it regularly
- What does it do?
 - Sets out how – in respect of licensable activities in the Borough - Gateshead Council will promote the Licensing Objectives, which are –
 - Prevention of crime and disorder
 - Public safety
 - Prevention of public nuisance; and
 - Protecting children from harm

Statement of Licensing Policy

- Where does it fit in?

When we consider any application, we have regard to -

- The legislation
- The National Guidance (Home Office)
- Gateshead Council's Statement of Licensing Policy;
and
- The individual facts

Statement of Licensing Policy

- What does it do?
 - Sets out how Gateshead Council will promote the Licensing Objectives
- How does it do it?
 - Provides a strategic framework for Responsible Authorities and Interested Parties to make representations and trigger reviews
 - By setting out in the Policy that ‘Gateshead Council will generally expect responsible licensees to do x...’, applicants who do not demonstrate how they will do x should expect their application to be opposed

Statement of Licensing Policy

- Example – alcohol delivery

“It is expected that applicants who intend to sell or supply alcohol by delivery will include provision in their operating schedules to set out how they will ensure that they do not –

- serve alcohol to a person who appears to be drunk
- serve alcohol to a person who it is believed will pass it on to persons under 18 years old
- take payment for the alcohol at the place where it is served – sales should be pre-paid only

It is also expected that applicants will –

- operate an age verification policy of at least a Challenge 25 standard
- only deliver to residential addresses
- only stock delivery vehicles with alcohol that has been pre-ordered
- verify that the person that the alcohol is served to is the person who has ordered it
- only make sales where the purchase price is at least £25 and/or the minimum unit price of the alcohol is not less than £1 per unit”

Refresh – what has changed?

- It's 10,000 words shorter!
- Less guidance, more strategy
- Minimum unit pricing
- Local Licensing Guidance
- Local Government Declaration on Alcohol

Any questions?

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