

Licensing Act 2003

Draft Statement of Licensing Policy – Summary of Consultation Responses

No.	SOLP Ref.	NAME	COMMENTS
1.	All	British Beer & Pub Association	<p>The word “Council” is used to describe the licensing authority – this may be confusing as the “Council” has other roles. All references to the Council in their context as the licensing authority should be changed to ‘Licensing Authority’.</p> <p>Officer Comment: There is some ambiguity when the same term is used in all contexts.</p> <p>Suggested Action: The term “Council “ is replaced by the term “Licensing Authority” where relevant.</p>
2.	Paras: 3.5, 4.3, 5.7, 6.7	British Beer & Pub Association Berwin, Leighton & Paisner	<p>The paragraphs are over prescriptive. By emphasising these control measures as ones the applicant should take account of in their operating schedule, there is a danger applicants will feel compelled to include measures that are not relevant to their particular premises, resulting in unnecessary conditions being applied.</p> <p>Some of the examples of control measures are beyond the control of applicants. Of specific concern are the following suggested measures:</p> <ul style="list-style-type: none"> • Provision of effective CCTV in and around premises - we are concerned that this will create an obligation for operators to provide CCTV in the vicinity of their premises in addition to on their premises. CCTV is of course not appropriate in all circumstances.

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			<ul style="list-style-type: none"> • Provision of litterbins and other security measures, such as lighting outside premises – whilst security lighting may be in the control of the operator, external lighting is not and nor is the provision of litterbins which is the responsibility of the local authority. • Management of people, including staff and traffic (and resulting queues) arriving and leaving premises - the traffic element of this suggested measure is clearly beyond the control of operators. • Liaison with public transport providers. <p>Consider removing the above should you decide to include examples of control measures in your final Policy.</p> <p>Officer Comment: The control measures are provided as examples only, to assist applicants and can be included/excluded as appropriate to the premises.</p> <p>Suggested Action: The wording prior to the bullet points should be amended to ‘Applicants may wish to consider the following examples of control measures that might be included in their operating schedule, etc.’</p>
3.	Paras: 1.19, 4.13, 5.7	British Beer & Pub Association Berwin, Leighton & Paisner	<p>There is duplication with other regulatory regimes, which is prohibited under the Act, in some of the examples of duplication the control measures suggested for inclusion in an operating schedule, as follows:</p> <ul style="list-style-type: none"> • Proof of regular testing (and certification where appropriate) of procedures, appliances, systems, etc pertinent to safety. • Installation of sound proofing, air conditioning, acoustic lobbies and sound limitation devices • Effective ventilation systems to prevent nuisance from odour. <p>Officer Comment: As item 2.</p>

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4.	Para. 2.7	British Beer & Pub Association Berwin, Leighton & Paisner	<p>Concerned that the policy states that in most instances the authority will agree/determine a maximum occupancy figure, which it cannot do. The authority cannot include a condition setting capacity limit unless either volunteered by the applicant or imposed as a result of a representation.</p> <p>An imposed requirement to set an occupancy figure amounts to a blanket condition, which is prohibited under the Act.</p> <p>It is accepted that the Fire Authority may make representations requesting occupancy figures in certain cases, which would then be addressed on a premises specific basis.</p> <p>Officer Comment: The DCMS guidance addresses the question of capacities and states that they should only be imposed where necessary for the promotion of public safety or prevention of disorder.</p> <p>The guidance requires that operating schedules should include the information necessary to enable any responsible authority to assess whether the steps to be taken to promote the licensing objectives are satisfactory.</p> <p>The draft policy is requiring applicants to demonstrate that they have considered and addressed this issue in their operating schedules. In the absence of any reference to occupancy in the operating schedule, other than premises where food and drink is consumed off the premises, it is likely the Fire Authority will make representation.</p> <p>Suitable conditions can be attached to the licence based on what an applicant has put in their operating schedule or they can be attached, if appropriate, by the Licensing Committee following receipt of a relevant representation and hearing.</p> <p>Suggested Action: To assure applicants that conditions will only be applied in the circumstances mentioned above, the wording of paragraph 2.7 should be amended to read “important factor” instead of “essential factor” and “in appropriate instances” rather than “in most instances”.</p>

No.	SOLP Ref.	NAME	COMMENTS
5.	Para. 3.6	British Beer & Pub Association	<p>There is no requirement in the Act for the DPS to have such day-to-day control as you suggest and to be present on the premises on a regular basis.</p> <p>Officer Comment: Paragraph 4.18 of the guidance states that the DPS will be given the day-to-day responsibility for the running of the premises. It is difficult to envisage how this could be accomplished except by the DPS visiting the premises on a frequent basis.</p> <p>Suggested Action: The wording of paragraph is amended to state ‘frequent basis’ rather than ‘regular basis’.</p>
6.	Para. 3.6	British Beer & Pub Association Berwin, Leighton & Paisner	<p>The Council cannot require or expect the DPS to have additional training and experience.</p> <p>Officer Comment: The policy is “<u>encouraging</u> the DPS to undergo additional training and to have experience commensurate with the... premises”. The nomination of a person as DPS can only be challenged by the police and is outside the remit of inclusion in a policy.</p>
7.		Berwin, Leighton & Paisner	<p>Asks for Policy to include a clear statement that in the absence of relevant representations applications <u>must</u> be granted subject only to the mandatory conditions</p> <p>Officer Comment: This is a matter of law, stated within the provisions of the Act and the reference to the authority’s obligation to grant applications does not need to be repeated within the policy.</p>

No.	SOLP Ref.	NAME	COMMENTS
8.		Berwin, Leighton & Paisner	<p>Asks for Policy to include a clear statement that only such conditions that are consistent with the applicant's operating schedule may be imposed. It would be helpful if you would also include the Government's Guidance [in paragraphs 7.4 and 7.5] (<i>original quotes taken out by officer</i>).</p> <p>Officer Comment: The policy addresses the issues concerning conditions in paragraph 1.25 – 1.30.</p>
9.	Paras: 3.3, 4.1, 5.5, 6.5	Berwin, Leighton & Paisner	<p>Concerned that as currently worded, policy is over prescriptive in relation to the four licensing objectives and will lead to applicants providing more information in their operating schedule than is necessary, leading to additional conditions being attached to the licences.</p> <p>Suggest wording of paragraphs as follows:</p> <p>3.3 Crime and Disorder</p> <p>"When addressing crime and disorder the applicant should initially identify any particular issues (having regard to their particular type of premises and/or activities) which are likely to adversely affect the promotion of the crime and disorder objective. Such steps as are required to deal with these identified issues should be included within the applicant's operating schedule".</p> <p>4.1 Public Nuisance</p> <p>"When addressing public nuisance the applicant should initially identify any particular issues (having regard to their particular type of premises and/or activities) which are likely to adversely affect the promotion of the objective to prevent public nuisance. Such steps as are required to deal with these identified issues should be included within the applicant's operating schedule".</p>

No.	SOLP Ref.	NAME	COMMENTS
			<p>5.5 Public Safety</p> <p>"Where an applicant identifies an issue in regard to public safety (including fire safety) which is not covered by existing legislation, the applicant should identify in their operating schedule the steps which will be taken to ensure public safety. Depending on the individual style and characteristics of the premises and/or events the following issues might be of relevance.....".</p> <p>6.5 Protection of Children</p> <p>"When addressing the protection of children, the applicant should initially identify any particular issues (having regard to their particular type of premises and/or activities) which are likely to cause concern in relation to children. Such steps as are required to deal with these identified concerns should be included within the applicant's operating schedule".</p> <p>Officer Comment: The suggested wording does not appear to conflict with the intent of the policy in respect of each paragraph.</p> <p>The options are to either accept the suggested wording, confirm the original wording in the policy or compromise.</p> <p>Suggested Action: The original wording in bold type in each paragraph should be replaced by the suggested wording from the respondent.</p>

No.	SOLP Ref.	NAME	COMMENTS
10.	Paras: 3.4, 4.2, 5.6, 6.6	Berwin, Leighton & Paisner	<p>Requests amendment to paragraphs and suggests alternative wording. As currently worded, they are too prescriptive as the applicant's operating schedule should only include specific matters which have been identified in relation to the specific premises as matters which need addressing in order to meet the licensing objectives.</p> <p>Officer Comment: The suggested wording by respondent appears reasonable.</p> <p>Suggested Action: The wording is amended between 'applicant' and 'impact on' to read ' should consider factors that may', etc'</p>
11.		Berwin, Leighton & Paisner	<p>Requests that the policy refers to the conversion process particularly making it clear that variations at the time of conversion (and this is a point that should also be made in relation to Section 34 variations post second appointed date) do not require the same level of information as is necessary for a brand new application. The reason for this is that the government assumes that existing premises are operating correctly.</p> <p>Therefore the operating schedule in relation to the variation need only address any additional steps required in relation to the variation. i.e. if a pub simply wishes to trade for an additional hour at weekends then, depending on the premises and the circumstances, it is unlikely any further steps will be required. However, should the variation, for instance, seek permission to allow music and dancing, certain additional measures may be required.</p> <p>Current reading of the policy does not make this clear and may mislead applicants into providing more information than is necessary resulting in unwarranted conditions being attached to licences, as well as to additional time and expense in producing a more detailed operating schedule.</p> <p>Officer Comment: Guidance on the application process has been provided at Appendix E.</p>

No.	SOLP Ref.	NAME	COMMENTS
12.	Para. 1.19	Berwin, Leighton & Paisner CAMRA	<p>Comment made concerning the question of planning permission having been obtained prior to an application for premises licence.</p> <p>Officer Comment: The wording in bold type is copied from the DCMS guidance.</p>
13.	Para. 1.37	Berwin, Leighton & Paisner	<p>Requesting that the paragraph regarding saturation policy is amended to include the persons listed in section 5 (3) of the Act.</p> <p>Officer Comment: An amendment to para.1.38 to include those persons would not be unreasonable.</p> <p>Suggested Action: The wording is amended to read ' Following receipt of representation in such matters, the Licensing Authority will consult with Responsible Authorities, representatives of holders of premises licences and club premises certificates, holders of personal licences and representatives of local businesses and residents in the area before reviewing and amending its policy.</p>
14.	Para. 2.6	Berwin, Leighton & Paisner	<p>Request the paragraph to be deleted or substantially amended as Guidance indicates conditions should not be imposed in relation to management competency of designated premises supervisors and personal licence holders.</p> <p>Such management issues, should not as standard practice, be addressed in operating schedules which would lead to conditions in relation to management and training.</p> <p>Officer Comment: Only the wording in bold type needs amendment.</p> <p>Suggested Action: Amend the wording in bold type to read ' The Licensing Authority therefore strongly encourages all holders of premises licences to ensure that these elements are considered and undertaken.'</p>

No.	SOLP Ref.	NAME	COMMENTS
15.	Para. 2.4	Berwin, Leighton & Paisner	<p>Assuming that there is no requirement for risk assessments to be lodged with the application or that their absence is not used as a reason for not dealing with an application, there are no concerns about the wording.</p> <p>Officer Comment: The Act does not provide for the requirement to provide risk assessments with an application to be made.</p>
16.	Paras. 6.11	Essex Police	<p>Expressing disappointment that representation has not been made by the child protection agencies, Essex Police feel that comment is merited on children's behalf.</p> <p>There are concerns that if a 'groomer' was to exist amongst staff, e.g. at an under 14's Saturday cinema event, there must be safeguards as per the licensing objectives and suggest the addition of the following to paragraph 6.11:</p> <p>"The licensing authority expects that when a licensable activity is held exclusively for children under 18yrs, that there will be sufficient numbers of staff available to ensure the safety of those children by having undertaken an enhanced disclosure check with the CRB. This does not require each member of staff have undergone this level of check but to enable others to be supervised by those who have, i.e. there will be one person at the main entrance to the premises, who has been subject of advanced disclosure, responsible for supervising the searching and checking of children by those who have not.</p> <p>Any searching of children, other than that of outer clothing that can firstly be removed, must always be conducted by someone of the same sex as the child and that the attendance of the child at the event assumes knowledge and consent of the search by the parent or guardian. Otherwise the consent to search [assault] cannot be given by a child and would therefore be unlawful."</p>

No.	SOLP Ref.	NAME	COMMENTS
			<p>Officer Comment: The above extends paragraph 6.11 by providing specific wording in explaining what a licence holder must satisfy.</p> <p>Suggested Action: The additional wording should follow on from the existing text in paragraph 6.11.</p>
17.	Para. 2.7	BEDA	<p>BEDA believes that a capacity figure should appear as a mandatory condition on all premises licences where alcohol is being sold for consumption on the premises. Without a capacity figure, operators will be unable to demonstrate that they have the policies and procedures in place to meet the crime and disorder and public safety objectives of the Licensing Act 2003. Capacity has to be the starting point when operators are completing their operating schedule and setting out the steps they intend to take to meet these objectives.</p> <p>BEDA would endorse the options set out in the guidance to the Licensing Act (7.80) –in particular a prescribed capacity and adequate seating.</p> <p>Officer Comment: As item 4. In addition, it should be noted that the guidance refers only to ‘controlling the capacity’ as a means to prevent crime and disorder, which may only be a reference to staff preventing overcrowding rather than having capacity limits.</p>
18.		BEDA	<p>BEDA supports the concept of local authorities using the new premises licence to introduce a mandatory minimum price condition for venues selling alcohol for consumption on the premises as the most effective method of tackling irresponsible drinks promotions.</p>

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			<p>Officer Comment: There have been an increasing number of examples where minimum pricing policies have been applied. However, the guidance only suggests that licensing authorities might agree a local voluntary code of practice in respect of irresponsible drinks promotions and should not promote a generalised voluntary arrangement. Licensing authorities may not impose restrictions as a condition except in determining an application or review, following representations.</p>
19.		BEDA	<p>BEDA supports the Home Office view that each venue should prepare and implement a dispersal policy setting out the steps that will be taken at the end of the trading session to minimise the potential for disorder and disturbance as customers leave the premises. The policy could include measures to disperse customers over an extended period and ensure customers leave the venue in an orderly fashion and without bottles or glasses.</p> <p>Officer Comment: The proposals are contained within 'suggested control measures' in respect of each licensing objective. As mentioned above, unless voluntarily suggested by the applicant or following representations and/or a review, the authority cannot require such a policy as a condition.</p>
20.		BEDA	<p>While not strictly a matter for licensing, BEDA would ask that councils consider the importance of adequate late night transport in reducing disturbance and disorder. With the Licensing Act likely to deliver more late night venues and thus more people in our town and city centres, consideration must be given as to how best to transport these people home safely and swiftly. Clearly, different levels of service would need to be in place on different nights of the week -a uniform late night bus service would most likely lose money during the week and prove inadequate at the weekend. BEDA can provide examples of numerous successful local initiatives such as late night bus services (Reading), use of taxi marshals (Manchester) and cooperation between venues and private taxi firms (Newport).</p>

No.	SOLP Ref.	NAME	COMMENTS
			<p>Officer Comment: The proposals are contained within 'suggested control measures' in respect of each licensing objective (paragraphs 3.5, 4.3, 5.7, 6.7). As mentioned above, unless voluntarily suggested by the applicant or following representations and/or a review, the authority cannot require such a policy as a condition.</p>
21.		BEDA	<p>Music and dancing should not be considered to be easy additions to an operating schedule -a poorly thought through offering can lead to safety concerns and flash points inside the venue and disturbance for local residents. The provision of music and dancing in a venue is a specialist function placing additional demands on staff and management, while providing an enhanced customer experience. Dance floors should therefore be properly risk assessed to ensure customer comfort, provide a safe environment and assist supervision. The risk assessment should include adequate supervision of dancers, a safe location for the DJ or band, use of special effects and lighting, areas for safe bottle and glass storage, noise leakage etc. In addition, operators should be required to ensure that the area designated for dancing is adequate for the purpose and large enough to hold expected numbers.</p> <p>Officer Comment: The proposals are contained within paragraphs 2.1 – 2.5 of the policy.</p>
22.		BEDA	<p>BEDA opposes the use of blanket conditions prohibiting the sale of alcohol in glass bottles in all venues in an area. In our experience, there are a number of steps operators can take to demonstrate they are managing the risk from glass e.g. use of bottle bins, glass collectors and door supervisors preventing glasses and bottles being taken off the premises. Where the council wishes to impose a venue-specific restriction on serving in glass bottles, this should be the exception and not the norm. A venue specific ban will place the poor operator at a commercial disadvantage to his competitors providing an incentive to improve standards.</p> <p>Officer Comment: Conditions may only be imposed in response to representations and/or review of premises licences.</p>

No.	SOLP Ref.	NAME	COMMENTS
23.		BEDA	<p>The issues surrounding alcohol misuse and related disturbance and disorder are numerous and complex. BEDA members believe that the local authority can use its new role and powers under the Licensing Act, which brings pub, clubs, bars, off-licences and supermarkets under the same regime, to adopt a holistic approach to reducing alcohol related disorder. While we advocate a number of measures to improve matters in the on-trade, to be truly successful, these must be supported by measures to improve matters in the off-trade.</p>
24.	Para. 1.16	ISAN	<p>References to encouraging and promoting regulated entertainment are only briefly mentioned. Would like the policy to include a statement with suggested wording:</p> <p>The Council will actively encourage and promote a broad range of entertainment, recognising the wider cultural benefits for local communities. Live performance is central to the development of cultural diversity and vibrant, exciting communities, particularly traditional entertainment such as circus and street arts. The Council subscribes to the view expressed in the Guidance to the Act that the absence of cultural provision in any area can lead itself to a loss of community awareness and can expose young people to anti-social activities that damage local communities. The potential for limited disturbance in neighbourhoods will always be balanced with these wider benefits and so the Council will endeavour to positively encourage all venues to offer entertainment as far as possible. In determining what conditions should be attached to licences as a matter of necessity for the promotion of licensing objectives, the Council will be aware of the need to avoid measures that deter entertainment, especially when imposing costs.</p> <p>Officer Comment: The policy already covers the issues raised, albeit not in such specific detail.</p>

No.	SOLP Ref.	NAME	COMMENTS
25.		ISAN Live Music Forum	<p>Would like the policy to include a statement recognising the value of open spaces and that the Council will actively seek to licence such places for cultural activities, e.g. for circuses and street arts, as follows: -</p> <p>The Council will also seek Premises Licences for public spaces in the community in its own name. This could include, for example, open spaces, town centre squares, community halls and similar public spaces. With regard to those places, performers and entertainers will not need to obtain a licence or give a temporary event notice in order to perform. Instead they would require permission from the Council as the Premises Licence holder. The Council intends to use this method of licensing to encourage circus and street arts to our local communities. Any charges related to this permission will be reasonable and proportionate. The Council will also monitor the impact of licensing on regulated entertainment to ensure that only necessary, proportionate and reasonable licensing conditions impose restrictions on such events. Where there is an indication that licensing requirements are deterring such events, the Council will re-visit the-Licensing Policy and endeavour to re-visit these effects.</p> <p>Officer Comment: The policy makes no mention of the Council's intention with regard to licensing open spaces. It is suggested that that matter is more properly addressed through the Council's cultural strategy and not through its licensing policy. In the event of the Council making such an application for premises licences for open spaces, the Licensing Committee are bound by the Act in its determination.</p>
26.	Para. 1.16	Live Music Forum	<p>Suggests the Council makes a statement of intent to encourage and promote live music, dance and theatre for the wider cultural benefit of the community. Also suggest that the Council will seek to obtain a balance between the potential for limited neighbourhood disturbance and the benefits of cultural activities, particularly for children, and will not allow the views of vocal minorities to predominate over the general interests of the community.</p> <p>Officer Comment: These matters are already covered in the paragraph.</p>

No.	SOLP Ref.	NAME	COMMENTS
27.	Para. 1.16	Live Music Forum	<p>Seeks a statement in the policy that the impact of licensing on regulated entertainment in the Borough, particularly on live music and dancing will be monitored and if there is evidence that licensing requirements deter such activities, consideration will be given on how to prevent it, and if necessary will change the Policy.</p> <p>Officer Comment: These matters are already covered in the paragraph.</p>
28.	Para 1.16	Live Music Forum	<p>That licence conditions will only be imposed that are reasonable, proportionate, and strictly necessary for the promotion of the licensing objectives. That the authority will avoid measures as far as possible that deter live music, dancing and theatre, e.g. by imposing indirect costs of a disproportionate nature.</p> <p>Officer Comment: These matters are already covered in the policy.</p>
29.	Para 1.16	Live Music Forum	<p>Request a statement that the Council is aware of the value to the community of a broad range of cultural entertainments, particularly live music, dancing and theatre and will encourage them for the benefit of all.</p> <p>Officer Comment: These matters are already covered in the paragraph.</p>
30.		Rural Community Council of Essex	<p>Would like to see continued scheme of discounts for charities and community halls</p> <p>Officer Comment: The draft regulations regarding fees have now been published. In general terms, village halls, community halls etc. will be exempt.</p>

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31.		Rural Community Council of Essex	<p>The DPS for a village hall is likely to be a volunteer and will therefore not assume the day to day running of the premises although they will be in control when alcohol is sold. Also a volunteer DPS is unlikely to be present at every sale and should not be pursued in the event of disorder. Failure to provide this assurance may make it difficult to attract volunteers.</p> <p>Officer Comment: A DPS will only expect to have knowledge of the running of the events involving sale of alcohol. The DPS is not expected to be present at all times. The DPS, as well as the licence holder and any person working at the premises, in a capacity, whether paid or unpaid, which authorises him to prevent such offences, can commit some offences. Each situation will be considered on its merits but no general assurance can be given.</p>
32.	Para. 3.7	Rural Community Council of Essex	<p>Unsure what would be considered a reasonable time to apply for a temporary event notice and suggests that they should be allowed to apply 12 months in advance so that community organisations have the security of knowing they have the right permissions.</p> <p>Officer Comment: There will be no maximum time limit for the submission for temporary event notices; indeed they will be encouraged to be submitted as soon as possible.</p>
33.	Para. 4.2	Rural Community Council of Essex	<p>Regarding hours of operation, applications from village halls are likely to be from 9.00a.m. to midnight although they will not necessarily be continually used for entertainment. The exact hours of operation will not be known until each booking is made.</p> <p>Officer Comment: A licence granted by the Council will indicate the hours during which licensable activities can take place and the hours during which the premises can remain open.</p>

No.	SOLP Ref.	NAME	COMMENTS
34.		CAMRA	<p>Suggest factors that will impact on the four licensing objectives and should be taken into consideration.</p> <ul style="list-style-type: none"> • The designated premises supervisor's ability to control and supervise customer behaviour • The number of people attending the premises .The customer age profile .The nature of promotions • The nature of activities provided • Any evidence of drug misuse and abuse of alcohol • Design, character and layout of premises <p>The following are useful control measures, which could be set out in operating schedules:</p> <ul style="list-style-type: none"> • Provision of seating • Retention of room divisions to avoid contagion of any disorderly activity • Use of separate areas in single room pubs to avoid contagion of any disorderly activity <p>Officer Comment: All matters above are already addressed in the policy.</p>
35.		CAMRA	<p>Irresponsible promotions can impact on all the licensing objectives. Irresponsible promotions are those that encourage people to drink faster and to drink more, than they would otherwise do.</p> <p>Price discounts are preferable to two for one offers which can lead to younger drinkers buying two rather than one drink for themselves at the same time.</p> <p>Happy hours should be spread over a reasonable length of time to avoid a rush to drink as much as possible.</p>

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			<p>Promotions that encourage consumers to purchase a meal and a drink at the same time are wholly responsible and offer a good example of best practice.</p> <p>Loyalty schemes run over an extended period of time are an example of good practice. They could be seen as an alternative to happy hours.</p> <p>"Drink as much as you can" promotions are irresponsible.. The inevitable consequence is to encourage people to drink to excess, in order to get value for money.</p> <p>Officer Comment: These matters have been covered in item 18.</p>
36.		CAMRA	<p>Premises should not be altered in any way that makes it impossible to comply with an existing licence condition, without first applying for a licence variation.</p> <p>Applications to remove room divisions and reduce seating provision should generally be resisted. Room divisions, and the provision of seating are often important in the promotion of licensing objectives.</p> <p>The layout and design of licensed premises will determine its customer base. Traditional public houses are usually small in scale and provide well run, trouble free environments for civilised drinking, typically with an older or mixed- age customer base. The conversion of such premises into modern open plan premises designed to appeal to a younger customer bases is likely to make compliance with the licensing objectives harder to achieve.</p> <p>Officer Comment: Other than the first point, which is a matter of law, the points raised are not issues for policy but of determination by Licensing Committee following representations and/or review.</p>

No.	SOLP Ref.	NAME	COMMENTS
37.		CAMRA	<p>Customers have a stake in the leisure industry and should be consulted on draft licensing policies and asked to contribute to the work of local fora.</p> <p>Officer Comment: This is a matter of law – the authority is obliged to consult with the trade, residents, businesses etc. in drafting its policy.</p>
38.		CAMRA	<p>Longer hours along with varied closing times are important to avoid concentrations of customers leaving all premises at the same time.</p> <p>The Local Authority should not necessarily expect licensed premises to open for all the hours applied for in their premises licence or certificate. Licensed premises should however be required to provide an external display of granted hours.</p> <p>Officer Comment: The above matters are for the operator to decide and cannot be imposed by the authority.</p>
39.		CAMRA	<p>A high turnover of licensees is often indicative of problems and can suggest poorly managed licensed premises. Poorly managed licensed premises will make it harder to fulfil the licensing objectives; so policies should discourage the rapid turnover of licensees.</p> <p>Officer Comment: The above matters are for the operator to decide and cannot be imposed by the authority.</p>
40.		CAMRA	<p>The licensing system should act independently of the planning system and new applications should not be considered on the basis of need.</p> <p>Where the cumulative effect of licensed premises within an area gives rise to a decision that new licensed premises are inappropriate, any new applications must still be considered on their individual merits.</p> <p>Nothing in a policy should seek to impose a limit on the number of licensed premises.</p>

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			<p>Small scale, mixed-age traditional style public houses are unlikely to present any additional risks to the licensing objectives, as they will not be attractive to large groups of young people moving from venue to venue. Indeed such premises are likely to benefit the licensing objectives by encouraging the use of city centres by a wider variety of people.</p> <p>Officer Comment: These matters are addressed in paragraphs 1.33 – 1.38</p>
41.		CAMRA	<p>Legally a Temporary Event Notice must be submitted to the Local authority only 10 working days notice before the proposed event. CAMRA's view is that this period is too short to allow any objections to be dealt with and could lead to events being cancelled. We therefore believe policies should encourage Temporary Event Notices to be submitted at least 20 working days prior to the event.</p> <p>Officer Comment: Whilst there is virtue in the suggestion, the authority is unable to insist upon a longer period of notice. Appendix E, in dealing with the application process will include the suggestion.</p>
42.		RSPCA	<p>Comments on the requirement for circuses to be licensed under either a premises licence or temporary event notice and suggest the Council adopts a policy against permitting the use of Council land.</p> <p>Officer Comment: Circuses are required to be licensed as suggested. The question of the Council permitting the use of land by circuses is not a matter for inclusion in the policy.</p>