



# COTSWOLD DISTRICT COUNCIL

Council name	<b>COTSWOLD DISTRICT COUNCIL</b>
Name and date of Committee	<b>PLANNING AND LICENSING COMMITTEE - 12 AUGUST 2020</b>
Report Number	<b>AGENDA ITEM (9)</b>
Subject	<b>REVIEW OF COTSWOLD DISTRICT COUNCIL'S STATEMENT OF LICENSING POLICY (LICENSING ACT 2003)</b>
Wards affected	ALL
Accountable member	Cllr. Andrew Doherty - Cabinet Member for The Environment, Waste and Recycling Email: <a href="mailto:andrew.doherty@cotswold.gov.uk">andrew.doherty@cotswold.gov.uk</a>
Accountable officer	Michelle Bignell, Service Leader (Licensing and Business Support) Tel: 01285 623000 Email: <a href="mailto:michelle.bignell@publicagroup.uk">michelle.bignell@publicagroup.uk</a>
Summary	A report to the Planning and Licensing Committee to update them on the statutory requirement to review the current Statement of Licensing Policy by January 2021 and to consider that a full review takes place in 2021 due to the COVID-19 pandemic.
Annexes	Annex A - Existing Policy
Recommendation	That the Planning and Licensing Committee determines that they are satisfied with the Officer's recommendation that the statutory review does not take place this year and recommends to Council that the existing policy in Annex 'A' is re-adopted until 2021/22.
Corporate priorities	Ensure that all services delivered by the council are delivered to the highest standard
Key Decision	NO
Exempt	NO
Consultees/ Consultation	None

## **1. BACKGROUND**

- 1.1. Section 5 of the Licensing Act 2003 requires a licensing authority to prepare and publish a statement of its licensing policy at least every five years. Such a policy must be published before the authority carries out any function in respect of individual applications and notices made under the terms of the 2003 Act. During the five-year period, the policy must be kept under review and the licensing authority may make any revisions to it as it considers appropriate, for instance in the light of feedback from the local community on whether the licensing objectives are being met. If the licensing authority determines and publishes its policy in this way, a new five-year period commences on the date it is published.

## **2. MAIN POINTS**

- 2.1. Due to the COVID-19 pandemic, it has not been possible to carry out a full review of the policy document.
- 2.2. It is proposed that the current document shown in Annex 'A' is recommended to Full Council to re-adopt in November so that the Council meets the requirement that a policy is in place on 7 January 2021 when the current one expires.
- 2.3. A full review will be carried out in 2021 and a revised document ready for January 2022.
- 2.4. Any legislation or Statutory Guidance updates that have taken place since the last review (2015) will override any irregularities in the current document and will continue to do so.

## **3. FINANCIAL IMPLICATIONS**

- 3.1. None

## **4. LEGAL IMPLICATIONS**

- 4.1. The legal team have been consulted with regards to this proposal.

## **5. RISK ASSESSMENT**

- 5.1. If a policy is not adopted by 7 January 2021 Cotswold District Council will not meet the requirements of the 'Act'.

## **6. ALTERNATIVE OPTIONS**

- 6.1. No alternative options are proposed.

(END)