

NORTH LINCOLNSHIRE COUNCIL

LICENSING COMMITTEE

**DEREGULATION ACT 2015
IMPACT OF THE ACT ON THE LICENSING FUNCTION**

1. OBJECT AND KEY POINTS IN THIS REPORT

- 1.1 To inform members of the Licensing Committee about the changes to the licensing function introduced in the Deregulation Act 2015.

2. BACKGROUND INFORMATION

- 2.1 The Deregulation Act 2015 received Royal Assent on 26 March 2015.
- 2.2 The Act aims to: "...make provision for the reduction of burdens resulting from legislation for businesses or other organisations or for individuals; make provision for the repeal of legislation which no longer has practical use; make provision about the exercise of regulatory functions; and for connected purposes".
- 2.3 The Act covers a wide range of legislation. It will impact on a number of licensable activities, which will include, the Licensing Act 2003 and Taxis.
- 2.4 The changes are as contained in Table 1 below -

Section	Provision	Effective Date
10	Duration for Drivers and Operators Licences are amended meaning that drivers are issued for 3 years and operators for 5 years unless the council think appropriate in the circumstances of the case to issue a licence for a lesser period.	1 October 2015
11	Allows sub-contracting of bookings between licenced private hire operators	1 October 2015
67	Introduces "Part 5" authorisations for the sale of alcohol: community events etc and ancillary business sales	No Date Set

68	Increases the number of Temporary Events Notices from 12 to 15 from 1 January 2016	28 May 2015
69	No longer a need to renew personal licences	1 April 2015
70	Abolishes the offence of selling liqueur confectionary to children under 16	26 May 2015
71	Exempts the supply of hot food and drink in designated areas as defined by the Licensing Authority. No further detail available.	No Date Set
72	Removes the requirement to report the loss of a Premises Licence, Personal Licence, Club Premises Certificate and Temporary Events Notice to the Police	26 May 2015
76	Removes the need for a licence to exhibit films in a community premises	6 April 2015

2.5 Hackney Carriage and Private Hire Vehicle Driver's Licenses are issued for a three year period, however the Private Hire Operators Licence will need to be changed to a five year licence. A further report will be presented reviewing licence fees.

3. **OPTIONS FOR CONSIDERATION**

3.1 Option 1 – That the report be noted.

4. **ANALYSIS OF OPTIONS**

4.1 Option 1 – The changes contained within the Act are due to be phased in or have been implemented. A further report reviewing the licence fees will be presented to the Licensing Committee and a further report will be presented to the Committee once the Part 5 Authorisations have been detailed further.

5. **RESOURCE IMPLICATIONS (FINANCIAL, STAFFING, PROPERTY, IT)**

5.1 There are no financial, staffing, property or IT implications from this report.

6. **OTHER IMPLICATIONS (STATUTORY, ENVIRONMENTAL, DIVERSITY, SECTION 17 - CRIME AND DISORDER, RISK AND OTHER)**

6.1 Statutory – The Act changes a number of legal requirements that need to be considered.

6.2 There are no environmental, diversity, Section 17 or Risk implications.

7. **OUTCOMES OF INTEGRATED IMPACT ASSESSMENT**

7.1 An integrated impact assessment has not been carried out.

8. **OUTCOMES OF CONSULTATION**

8.1 No consultation has been carried out regarding this report.

9. **RECOMMENDATIONS**

9.1 That the report be noted.

DIRECTOR OF PLACES

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Background Papers used in the preparation of this report: Consultation File