

NORTH LINCOLNSHIRE COUNCIL

LICENSING COMMITTEE

**POLICING AND CRIME ACT 2017
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 in the Policing and Crime Act 2017.

2. BACKGROUND INFORMATION

- 2.1 The Policing and Crime Act 2017 received Royal Assent on 31 January 2017.
- 2.2 The Act mainly deals with policing matters, with only minor changes to the Licensing Act 2003.
- 2.3 The changes in the Act are contained in Table 1.

Section	Provision
135	Changes the legislation to say that alcohol in any state is licensable not just liquor.
136 & 137	Changes how representations may be made during interim steps when an expedited review has been submitted. Representations may only be submitted where there has been a material change under the proposal.
138	Changes the legislation in relation to personal licences. The proposal allows the Council to suspend or revoke a licence where a person has been convicted of a relevant offence.
139	Adds further relevant offences to the schedule of offences that can be taken into consideration when determining an application for a personal licence.

140	Removes the need for s182 guidance to be approved by Parliament
141	Makes the Cumulative Impact Assessment a statutory provision. This was previously guidance.
142	A Late Night Levy can now be applied to part or parts of an area instead of the whole. There is now the option to include late night refreshment as well as late night alcohol.
Schedule 18	<p>If a Late Night Levy for an area is to include late night refreshment as well as late night alcohol then two different time periods can be chosen.</p> <p>If the levy relates to late night refreshment then the licence holder is not liable to pay the levy fee for selling hot drinks only.</p> <p>The Licensing Authority must publish information as to how the remainder of the net fee is to be applied; the Licensing Authority can determine how to publish this information.</p> <p>Adds the provision for the Police to request that the Licensing Authority introduce a late night levy. The Licensing authority must then publish the request and it's response including reasons.</p>

3. **OPTIONS FOR CONSIDERATION**

3.1 That the report be noted.

4. **ANALYSIS OF OPTIONS**

4.1 The changes contained within the Act are due to be phased in or have been implemented.

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

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

6. **OUTCOMES OF INTEGRATED IMPACT ASSESSMENT**

6.1 Not applicable

7. OUTCOMES OF CONSULTATION

7.1 No consultation has been carried out regarding this report.

8. RECOMMENDATIONS

8.1 That the report be noted.

DIRECTOR OF PLACES

Church Square House
SCUNTHORPE
North Lincolnshire
DN15 6XQ
Author: Narelle Plowright
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Background Papers used in the preparation of this report: Consultation File