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A meeting of **Alcohol and Entertainment Licensing Committee** will be held in Committee Room 2, East Pallant House on **Monday 1 November 2021** at **9.30 am**

MEMBERS: Mr G McAra (Chairman), Mr A Moss (Vice-Chairman), Mrs T Bangert, Miss H Barrie, Mr J Elliott, Mr G Evans, Mr C Page, Mr H Potter, Mr A Sutton and Mrs S Taylor

AGENDA

1 **Chairman's announcements**

Any apologies for absence that have been received will be noted at this point.

2 **Urgent items**

The chairman will announce any urgent items that due to special circumstances are to be dealt with under the Late Items agenda item.

3 **Minutes (Copy to follow)**

To approve as a correct record the minutes of the Alcohol and Entertainment Licensing Committee meeting held on 24 June 2021.

4 **Declarations of Interests**

Details of members' personal interests arising from their membership of parish councils or West Sussex County Council or from their being Chichester District Council or West Sussex County Council appointees to outside organisations or members of outside bodies or from being employees of such organisations or bodies.

Such interests are hereby disclosed by each member in respect of agenda items where the Council or outside body concerned has been consulted in respect of that particular item or application.

Declarations of disclosable pecuniary interests, personal interests and prejudicial interests are to be made by members of the Committee in respect of matters on the agenda or this meeting.

5 **Public Question Time**

Questions submitted by members of the public in writing by noon on the previous working day (for a period of up to 15 minutes).

6 **Consultation responses to the Council's Draft Statement of Licensing Policy under the Licensing Act 2003 (2022-2027) & Draft Statement of Policy under the Gambling Act 2005 (2022-2025) (Pages 1 - 3)**

The Alcohol and Entertainment Committee is asked to note that a limited number of responses were received during the consultation period in respect of both the Draft Statement of Licensing Policy under the Licensing Act 2003 and Draft

Statement of Policy under the Gambling Act 2005, and that subsequent minor amendments to both policies have now been made.

7 Consideration of any late items as follows:

- (a) Items added to the agenda papers and made available for public inspection;
- (b) Items which the chairman has agreed should be taken as matters of urgency by reason of special circumstances to be reported at the meeting.

8 Exclusion of the press and public

Part 2

(Items for which the press and public are/may be excluded)

There are no restricted items for consideration by the Alcohol and Entertainment Licensing Committee at this meeting.

NOTES

1. The press and public may be excluded from the meeting during any item of business whenever it is likely that there would be disclosure of exempt information as defined in section 100I of and Schedule 12A to the Local Government Act 1972
2. The press and public may view the agenda papers on Chichester District Council's website at [Chichester District Council - Minutes, agendas and reports.](#)
3. This meeting will be audio recorded and the recording will be retained in accordance with the council's information and data policies. If a member of the public makes a representation to the meeting they will be deemed to have consented to being audio recorded. By entering the committee room they are also consenting to being audio recorded. If members of the public have any queries regarding the audio recording of this meeting please liaise with the contact for this meeting detailed on the front of this agenda.
4. Subject to the provisions allowing the exclusion of the press and public, the photographing, filming or recording of this meeting from the public seating area is permitted. To assist with the management of the meeting, anyone wishing to do this is asked to inform the chairman of the meeting of their intentions before the meeting starts. The use of mobile devices for access to social media is permitted, but these should be switched to silent for the duration of the meeting. Those undertaking such activities must do so discreetly and not disrupt the meeting, for example by oral commentary, excessive noise, distracting movement or flash photography. Filming of children, vulnerable adults or members of the audience who object should be avoided.

Chichester District Council

Alcohol and Entertainment Licensing Committee

1st November 2021

Consultation responses to the Council's Draft Statement of Licensing Policy under the Licensing Act 2003 (2022-2027) & Draft Statement of Policy under the Gambling Act 2005 (2022-2025)

1. Contacts

Report Author

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2. Executive Summary

To provide a brief overview of the responses received during the consultation period in respect of the Council's Draft Statement of Licensing Policy under the Licensing Act 2003 and Draft Statement of Policy under the Gambling Act 2005.

3. Recommendation

- 3.1 Members are asked to note that a limited number of responses were received during the consultation period in respect of both the Draft Statement of Licensing Policy under the Licensing Act 2003 and Draft Statement of Policy under the Gambling Act 2005, and that subsequent minor amendments to both policies have now been made.**

4. Background

- 4.1 Separate revised draft policies were presented to and considered by Members of the Alcohol and Entertainment Licensing Committee at its meeting on the 24th June 2021.
- 4.2 Members approved both draft policies for public consultation. The consultation period in respect of both policies ran for a period of 10 consecutive weeks commencing on the 28th June 2021 and concluding at the end of the 5th September 2021. Consultation was undertaken widely with a variety of stakeholders including all holders of a current authorisation, representatives of the trade, Responsible Authorities e.g. Sussex Police, West Sussex Fire & Rescue Service, Gambling Commission, Environmental Protection Team and various other potentially interested parties.

5. Outcomes to be Achieved

- 5.1 Provide Members with a general overview of the responses received and consideration of these.

6. Proposal

- 6.1 Provided below is a short summary of the consultation responses received and subsequent minor amendments made to each policy:

Licensing Act 2003

- 6.2 A total of five responses were received. Only one of which was a direct comment on the revised policy from Mr David Hyland, Community Engagement Manager at Chichester District Council, who commented that the '*West Sussex Local Safeguarding Children Board*' had changed its name to '*West Sussex Safeguarding Children Partnership*'. He also commented that neither the Board, or now the Partnership, were or are part of West Sussex County Council and that they were deliberately set up to be a separate entity.
- 6.3 In view of the above, Paragraph 9.10 has been updated to reflect the current and correct name and to remove the inference that the Partnership is 'at' West Sussex County Council. Further references to the Partnership at Appendix 1 and Appendix 5 of the policy have also been updated.

Gambling Act 2005

- 6.4 A total of four responses were received of which two were simply to acknowledge receipt of the consultation. The two remaining responses were from Ms Holly Yandall, Public Health Lead for Substance Misuse at West Sussex County Council and Ms Natalie Simpson, Company Secretary at GambleAware. Encouragingly neither response was critical of the proposed policy, however they did make some suggestions as to referencing support services that are available to help people who are having difficulty controlling their gambling. Having considered both responses, additional text has been incorporated at paragraph 2.11.
- 6.5 We also became aware during the consultation period that the Gambling Commission has issued revised statutory guidance to Licensing Authorities. However, the Gambling Commission have stated that '*We consider it unlikely that the changes made will need any major alterations to your Statement*' and helpfully provided a summary of the key changes. Officers have worked through the summary of changes and compared it to our proposed revised policy and no subsequent changes to our proposed policy are deemed necessary.
- 6.6 In view of the comment made in respect of the Licensing Act 2003 Statement of Licensing Policy changing the previously named '*West Sussex Local Safeguarding Children Board*' to '*West Sussex Safeguarding Children Partnership*', we have naturally updated all references within the revised policy.

7. Alternatives Considered

- 7.1 No alternatives were considered appropriate in view of the statutory requirement for this Licensing Authority to have in place the relevant licensing policies.
- 7.2 It is important to remind Members that when this Committee originally approved the policies for consultation, approval was also given for the following '*That authority is delegated to the Director of Growth and Place to consider, in consultation with the*

Cabinet Member for Housing, Communications, Licensing and Events, any representations arising from consultations. Provided any representations received do not require substantial amendments to either draft Policy' and to subsequently recommend approval of both policies by Cabinet on 2 November 2021 and ultimately adoption by Council on 23 November 2021. Such consultation between the Director of Growth and Place and the Cabinet Member for Housing, Communications, Licensing & Events has taken place.

8. Resource and Legal Implications

8.1 No resource or legal implications raised by this report.

9. Consultation

9.1 No consultation is required as a result of this report.

10. Community Impact and Corporate Risks

10.1 There are no community impact and/or corporate risks raised by this report.

11. Other Implications

	Yes	No
Crime and Disorder		X
Biodiversity and Climate Change Mitigation		X
Human Rights and Equality Impact		X
Safeguarding and Early Help		X
General Data Protection Regulations (GDPR)		X
Health and Wellbeing		X
Other (please specify)		X

12. Appendices

12.1 None

13. Background Papers

13.1 Home Office - Revised Guidance issued under Section 182 of the Licensing Act 2003 - April 2018.

13.2 Gambling Commission Guidance to Licensing Authorities published 1st April 2021 and last updated 13th May 2021.

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