
DELEGATION OF POWERS AS A RESPONSIBLE AUTHORITY

1.0 Matter for consideration

- 1.1 The Committee to consider delegating the power to act as a responsible authority on behalf of the Licensing Authority.

2.0 Recommendation(s)

- 2.1 To delegate the power to act as a responsible authority on behalf of the Licensing Authority to the Service Manager (Quality Standards and Enforcement)
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3.0 Information

- 3.1 Section 7 of the Licensing Act 2003 makes the Licensing Committee responsible for discharging the licensing functions of the Licensing Authority. This includes the power to delegate.
- 3.2 Section 103 of the Police Reform and Social Responsibility Act 2011 when in force amends the Licensing Act 2003 by making the Licensing Authority a responsible authority. This means that the authority itself will be able to make representations and submit applications for licence reviews.
- 3.3 If the power to make representations is not delegated to a Council Officer then the decision making power would rest with the Licensing Committee. A meeting of the Committee would need to be called therefore to consider every application for a new licence or variation of an existing licence.
- 3.4 The Service Manager (Quality Standards and Enforcement) is considered to be the appropriate officer to delegate these powers to because both the Licensing Service and Licensing Enforcement department fall within his area of responsibility.

4.0 Financial considerations

- 4.1 None

5.0 Legal considerations

- 5.1 The guidance on the Police and Social Responsibility Act 2011, is that it is necessary for the Licensing Committee to confirm the delegation of powers on behalf of the Licensing Authority.
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Relevant officer:

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Appendices attached:

None

Background papers:

None

Websites and e-mail links for further information:

None

Glossary:

None