

STATEMENT OF LICENSING POLICY

TABLE OF AMENDMENTS TO PROPOSED POLICY 2008 – 2011

The table below provides a summary of the amendments proposed for the Statement of Licensing Policy 2008 – 2011. Amendments, re-wording and deletion of paragraphs have been incorporated into the proposed Statement of Licensing Policy to reflect the changes made to the revised Guidance issued under section 182 of the Licensing Act 2003.

Proposed Policy:	Existing Policy:	Statutory Guidance Paragraph No:	Comments and/or reasons for amendment or deletion
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Contents List	None	N/A	Will aid reference to policy statement.
1.0 Licensing objectives			
1.1 – 1.3	3.0 – 3.1	13.13	Section moved to beginning of statement in accordance with Guidance. Additional clarification added to define role of PCC as Licensing Authority.
2.0 Background information about Portsmouth			
2.1	1.1 – 1.4	N/A	Wording as previously, additional reference made to regeneration projects in the City.
3.0 Consultation on the Statement of Licensing Policy			
3.1 – 3.13	4.0 – 4.6	13.2 – 13.12	No major amendments – reference to first statement of licensing policy deleted. Additional information in accordance with Guidance.
4.0 Fundamental principles			
4.1 – 4.6	5.0 – 5.6	13.13 – 13.18	No major amendments. Reference to opening hours appear later in proposed policy. New reference to “in the vicinity” of licensed premises has been added in accordance with guidance.
5.0 Licensable activities			
5.1 – 5.5	2.0 – 2.4	13.16	Apart from minor changes to layout, information is retained as per existing policy.

Proposed Policy:	Existing Policy:	Statutory Guidance Paragraph No:	Comments and/or reasons for amendment or deletion
6.0 Duplication			
6.1 – 6.2	11.0 – 11.2	13.19	Paragraph 11.1 of the existing policy has been deleted in line with changes to Guidance. Minor changes to wording have been made in accordance with Guidance.
7.0 Standardised conditions			
7.1 – 7.6	12.0 – 12.5	13.20	Paragraph 12.2 of the existing policy deleted in line with changes to the Guidance. Paragraph 12.3 of the existing policy also deleted but alternate reference to focus on matters within control of licence holders can be found in proposed policy.
8.0 Enforcement			
8.1 – 8.4	13.0 – 13.2	13.21 – 13.22	No major changes to this section other than rewording in line with Guidance.
9.0 Need for licensed premises			
9.1	6.0	13.23	Rewording to this paragraph in line with Guidance.
10.0 Cumulative impact of a concentration of licensed premises			
10.1 – 10.8	6.0 – 6.10.2	13.24 – 13.32	Amendments to wording in line with Guidance.
11.0 Limitations on special policies relating to cumulative impact			
11.1 – 11.4	6.7 – 6.8	13.33 – 13.38	Paragraphs 6.7 and 6.8 of the existing policy have been updated and extended in line with Guidance.
12.0 Special policy relating to cumulative impact in Portsmouth			
12.1 – 12.6	6.9.1 – 6.10.2	13.26 – 13.27	Reference to the South Parade area has been deleted due to the closure of numerous late night entertainment venues located on South Parade. However, the Guildhall Walk area is subject to further representation by the police to extend its boundaries to include the new nightclub in Stanhope Road and other premises providing licensable activities late at night in Edinburgh Road and Commercial Road.

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13.0 Other mechanisms for controlling cumulative impact			
13.1	7.0	13.39	No changes in proposed policy.
14.0 Licensing Hours			
14.1 – 14.6	5.3 – 5.6	13.40 – 13.42	Additional paragraphs and amendment of wording of the existing policy to take into account revised Guidance.
15.0 Children			
15.1 – 15.15	8.23 – 8.31	13.43 – 13.51	Additional paragraphs and amendment of the wording of the existing policy is in accordance with the revised Guidance and representations by the Weights and Measures Authority in relation to proxy sales and responsibilities of premises licence holders as regards promotion of the licensing objectives in the vicinity of the licensed premises.
16.0 Responsible authority and children			
16.1	8.29	13.52	Minor re-wording.
17.0 Children and cinemas			
17.1 – 17.2	8.28	13.53	No changes. Additional paragraph in line with Guidance.
18.0 Integration of strategies			
18.1	10.0	13.55	No changes
19.0 Crime Prevention			
19.1	10.1 – 10.2	13.56	Minor changes to wording in accordance with Guidance.
20.0 Cultural strategies			
20.1 – 20.2	10.3	13.57 – 13.60	Minor changes to wording in accordance with Guidance.
21.0 Transport			

Proposed Policy:	Existing Policy:	Statutory Guidance Paragraph No:	Comments and/or reasons for amendment or deletion
21.1	10.4	13.61	No changes to existing wording.
22.0 Tourism and employment			
22.1 – 22.2	10.5 – 10.9	13.62 – 13.63	No changes to existing wording.
23.0 Planning and building control			
23.1 – 23.7	10.5 – 10.9	13.64 – 13.68	Paragraphs 10.7 – 10.9 of the existing policy relate to planning and building control matters. Changes to wording and additional paragraphs in line with Guidance.
24.0 Promotion of racial equality			
24.1	10.11	13.69	No changes to existing wording.
25.0 Live music, dancing and theatre			
25.1 – 25.4	8.4 – 8.6	13.70 – 13.75	Minor changes to wording in accordance with Guidance. Proposed policy at paragraph 25.4 provides additional information regarding Register of Local Authority Licensed Public Spaces in England and Wales established by DCMS.
26.0 The licensing process and applications			
26.1 – 26.21	8.0 - 8.31	1.27, 2.32, 2.33, 7.17, 8.28, Chapter 2.	Retention of majority of existing paragraphs to assist applicants. In respect of TEN applications, advice is provided in paragraph 26.4 that the Public Protection Service will be notified of every TEN received and other responsible authorities to be notified where appropriate to do so. Further reference to statutory guidance in relation to public nuisance.
27.0 Administration, exercise and delegation of functions			
25.1 – 25.3	14.0 – 14.2	13.76 – 13.78	No changes to existing policy except reference to new summary review procedure.

DELETION OF PARAGRAPHS IN EXISTING POLICY.

A list of paragraph numbers current contained within the existing policy and which it is proposed to delete from the proposed policy are set out below. The reasons for the deletions are:

- As a consequence to the amendments to Statutory Guidance; or
- The matters referred to, whilst still forming part of the Statutory Guidance, are not required to sit within the policy itself and can be included in other types of reference material for applicants or licence holders.

Section of existing policy:	Paragraph Number:	Subject:
Consultation	4.1	First Statement of Licensing Policy
The licensing process and applications	8.7	Vocal Minorities
The licensing process and applications	8.8	Smoking ban in bar areas and eating areas
Partnership working	9.0 – 9.5	Interaction with authorities, businesses and the community
Alcohol harm reduction strategy	10.10	Recognition of strategy
British Beer and Pub Association Partnerships Initiative (BBPA)	10.12 – 10.13	Role of the BBPA
National Pubwatch and local Pubwatch schemes	10.15	Role of schemes
Safer Clubbing	10.16 – 10.17	Reference to published guidance
Portman Group	10.18 – 10.19	Commendation of code for naming, packaging and promotion of alcoholic drinks.
LACORS/TSI Code of Best Practice on test purchasing	10.20	Awareness of Licensing Authority of this document
Anti-Social Behaviour Act 2003	10.21	Reference to provisions of the Act
Disability Discrimination Act 1995	10.22	Reference to compliance with the Act
Duplication	11.1	Reference to when conditions may be imposed in respect of public safety.