



HILLINGDON
LONDON



Licensing Committee

Date: TUESDAY, 13 JANUARY
2015

Time: 10.00 AM

Venue: COMMITTEE ROOM 5 -
CIVIC CENTRE, HIGH
STREET, UXBRIDGE UB8
1UW

**Meeting
Details:** Members of the Public and
Press are welcome to attend
this meeting

Councillors on the Committee:

Dominic Gilham (Chairman)
David Yarrow (Vice-Chairman)
Lynne Allen (Labour Lead)
Roy Chamdal
Jazz Dhillon
Janet Gardner
Judy Kelly
Carol Melvin
John Morse
Brian Stead

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Putting our residents first

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Agenda

- 1 Apologies for Absence
- 2 Declarations of Interest in matters coming before this meeting

Part 1 - Members, Press and Public

- | | | |
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| 3 | Minutes from the meeting held on 25 September 2014 | 1 - 4 |
| 4 | Deregulation of entertainment | 5 - 14 |
| 5 | Police Licensing Initiatives | 15 - 16 |

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Minutes

LICENSING COMMITTEE

25 September 2014

**Meeting held at Committee Room 4 - Civic Centre,
 High Street, Uxbridge UB8 1UW**

	<p>Committee Members Present: Councillors Dominic Gilham (Chairman), David Yarrow (Vice-Chairman), Lynne Allen (Labour Lead), Roy Chamdal, Janet Gardner, David Horne, Judy Kelly, Carol Melvin and Brian Stead</p> <p>LBH Officers Present: Stephanie Waterford, Licensing Service Manager, Claire Freeman, Regulatory Services Team Manager, Danielle Watson , Democratic Services Officer</p>
<p>11.</p>	<p>APOLOGIES FOR ABSENCE (<i>Agenda Item 1</i>)</p> <p>Apologies for absence were received from Cllr John Morse.</p>
<p>12.</p>	<p>DECLARATIONS OF INTEREST IN MATTERS COMING BEFORE THIS MEETING (<i>Agenda Item 2</i>)</p> <p>None.</p>
<p>13.</p>	<p>MINUTES OF THE MEETING HELD ON 18 JUNE 2014 (<i>Agenda Item 3</i>)</p> <p>The minutes of the meeting held on 18 June 2014 were agreed as a correct record.</p>
<p>14.</p>	<p>TO CONFIRM THAT ITEMS MARKED IN PART 1 WILL BE CONSIDERED IN PUBLIC (<i>Agenda Item 4</i>)</p> <p>It was confirmed that all items would be considered in Part 1 public.</p>
<p>15.</p>	<p>REGULATORY SERVICES UPDATE (<i>Agenda Item 5</i>)</p> <p>Claire Freeman, Manager of the newly created Regulatory Services Team, introduced the officers' report which gave detail of the recent re-structure to Public Protection Services in May 2014.</p> <p>The Regulatory Services Team now dealt with all activities previously carried out within the Licensing Services Team with the inclusion of licensing functions previously dealt with by the Environmental Health Team within Public Protection.</p> <p>Ms Freeman explained that the purpose of bringing these services together was to create a single point of contact for residents and businesses for their licensing requirements. Members welcomed Ms Freeman and noted that Stephanie Waterford would continue to lead on matters relating to Licensing as the Senior Licensing Officer for the Regulatory Services Team.</p> <p>Resolved - That the Committee noted the information.</p>

16.	<p>FILM CLASSIFICATIONS (<i>Agenda Item 6</i>)</p> <p>Stephanie Waterford, Senior Licensing Officer introduced the officer's report and updated the Licensing Committee on the progress of the Film Classification Policy which had been discussed at the Licensing Committee meeting in January 2014.</p> <p>Members had previously raised concerns that there was no policy in place and had instructed officers to liaise with the Cabinet Member for Finance, Property and Business Services, Cllr Jonathan Bianco. The Cabinet Member had subsequently approved the Regulatory Services Team to develop a policy.</p> <p>Ms Waterford informed the Committee that a draft policy would be sent to Members to provide comment before the policy went to Cabinet for approval.</p> <p>Resolved - The Committee noted the update.</p>
17.	<p>MANDATORY CONDITIONS (<i>Agenda Item 7</i>)</p> <p>Stephanie Waterford, Senior Licensing Officer introduced the officer's report and updated the Licensing Committee on recent and forthcoming changes to the Licensing Act 2003 Mandatory Conditions.</p> <p>Members recalled that the Government introduced a Mandatory Condition relating to the permitted price for alcohol in May 2014 in which licence holders were required to comply with new conditions relating to the selling price of alcohol. The conditions contained a formula to assist licence holders with calculating the permitted price.</p> <p>Officers explained that in October 2014, in addition to the permitted price condition, The Licensing Act 2003 (Mandatory Licensing Conditions) (Amendment) Order 2014 would come into force. The replacement schedule clarified and changed the conditions relating to irresponsible drink promotions. The conditions relating to free drinking water, alcohol measures and age verification still remained mandatory.</p> <p>Members discussed the measurements and prices of alcohol, for example, there was not a big price difference between a 125ml and 175ml glass of wine. Members noted that all licensed retailers within the Borough had been advised to adopt a Think 21 policy.</p> <p>Resolved - That the Committee noted the information.</p>
18.	<p>INTERIM STEPS (<i>Agenda Item 8</i>)</p> <p>Stephanie Waterford, Senior Licensing Officer introduced the officer's report and updated the Licensing Committee on the recent conclusion to the Judicial Review application concerning the Victoria Public House, Hayes.</p> <p>Members were aware of the recent Summary Review case concerning the Victoria Public House where, following a complex summary review, the Licensing Sub-Committee South resolved to revoke the premises licence. The Sub-Committee also determined that the suspension imposed at the expedited review hearing, continue throughout the appeal period.</p> <p>The point regarding the interim suspension prompted the licence holders to lodge an application with the High Court for a Judicial Review to challenge the duration of the</p>

	<p>suspension. The application was lodged on 11th July 2014. On 17th July, the High Court granted the licence holders an 'Interim Relief Order' which allowed the Victoria to re-open pending the outcome of the Judicial Review. The Council challenged this order and made submissions to the Court, including statements and legal arguments.</p> <p>Members were aware that the High Court had refused permission for the Judicial Review to go ahead which also meant that the interim relief order was overturned. The Victoria Public House was ordered to close. The Licence Holders of the Victoria Public House had lodged an appeal against the Council's decision with the Magistrates Court. The 23rd September 2014 had been set for a preliminary hearing.</p> <p>Members noted that this and another 2 cases on the matter of interim steps over the summer had attracted much attention from the industry. Members discussed the articles associated with the interim steps.</p> <p>Resolved - That the Committee noted the information.</p>
19.	<p>RECENT DECISIONS (<i>Agenda Item 9</i>)</p> <p>Stephanie Waterford, Senior Licensing Officer, informed the Committee of recent licensing decisions made by Licensing Sub-Committees which were included as an Appendix within the officers report.</p> <p>Resolved - That the Committee noted the information.</p>
	<p>The meeting, which commenced at 10.00 am, closed at 10.48 am.</p>

These are the minutes of the above meeting. For more information on any of the resolutions please contact on 01895 277488. Circulation of these minutes is to Councillors, Officers, the Press and Members of the Public.

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DEREGULATION OF ENTERTAINMENT

Committee	Licensing Committee
Officer Contact	Stephanie Waterford, Residents Services
Papers with report	Appendix 1: Deregulation order
Ward(s) affected	All

SUMMARY

To inform the Committee of the recent entertainment deregulation coming into force April 2015.

RECOMMENDATION

That the Committee note the information.

INFORMATION

Parliament has approved the Legislative Reform (Entertainment Licensing) Order 2014. The entertainment deregulations within the Order will come into effect on 6 April 2015.

The Order generally exempts the following, up to 11pm, for an audience of up to 500:

1. Live music in relevant alcohol licensed premises and workplaces.
2. Recorded music in relevant alcohol licensed premises (not workplaces).
3. Live and recorded music held by 3rd parties in schools, hospitals, local authority and community premises.
4. Travelling circuses (no audience limit).
5. Incidental films (where the film is incidental to another activity which is not itself description of regulated entertainment, e.g. drinking or eating).
6. The provision of entertainment by or on behalf of local authorities, health care providers or schools on their own defined premises (no audience limit).
7. Greco-Roman and freestyle wrestling (audience of 1000).

The impact of the deregulation order will be the surrender of approximately twenty premises licences. Many of the Councils own premises licences for theatres, halls and other premises will also be altered to reflect the changes.

A copy of Statutory Instrument 3253 2014 is attached for the Committee's information.

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2014 No. 3253

LICENCES AND LICENSING, ENGLAND AND WALES

The Legislative Reform (Entertainment Licensing) Order 2014

Made - - - - *1st December 2014*

Coming into force - - *6th April 2015*

The Secretary of State for Culture, Media and Sport (“the Secretary of State”), in exercise of the powers conferred by section 1 of the Legislative and Regulatory Reform Act 2006(a), makes the following Order.

The Secretary of State considers that the conditions in section 3(2) of that Act are satisfied.

The Secretary of State has consulted in accordance with section 13 of that Act, and has laid a draft Order and explanatory document before Parliament in accordance with section 14 of that Act.

Pursuant to section 15(1)(b) of that Act, the affirmative resolution procedure (within the meaning of section 17 of that Act) applies in relation to the making of this Order.

In accordance with section 17(2) of that Act, the draft has been approved by a resolution of each House of Parliament after the expiry of the 40-day period referred to in that provision.

Citation, commencement and interpretation

1.—(1) This Order may be cited as the Legislative Reform (Entertainment Licensing) Order 2014 and comes into force on 6th April 2015.

(2) In this Order, “the Act” means the Licensing Act 2003(b).

Amendments to section 177A of the Licensing Act 2003

2.—(1) Section 177A of the Act (licence review for live music)(c) is amended as follows.

(2) In the heading, after “live” insert “and recorded”.

(3) For subsection (1) substitute—

“(1) Subsection (2) applies where—

- (a) music takes place on premises which are authorised by a premises licence or club premises certificate to be used for the supply of alcohol for consumption on the premises,

(a) 2006 c. 51; see section 32 for the definition of “Minister of the Crown”.

(b) 2003 c. 17.

(c) Section 177A was inserted by the Live Music Act 2012 (c. 2), section 1(2).

- (b) at the time of the music, the premises are open for the purposes of being used for the supply of alcohol for consumption on the premises,
- (c) if the music is amplified, it takes place in the presence of an audience of no more than 500 persons, and
- (d) the music takes place between 8am and 11pm on the same day (or, where an order under section 172 has effect in relation to music, during any times specified under that order).”.

(4) In subsection (2) for “does not have effect in relation to the live music,”, substitute “, recorded music or both does not have effect in relation to the music”.

(5) In subsection (4) omit “live” in each place it occurs.

(6) After subsection (4) insert—

“(4A) This section does not apply to music which, by virtue of a provision other than paragraph 12A or 12C of Schedule 1(a), is not regarded as the provision of regulated entertainment for the purposes of this Act.”.

(7) In subsection (5), after the definition of “live music” insert—

““music” means live music or recorded music or both;

“recorded music” means entertainment of a description falling within, or of a similar description to that falling within, paragraph 2(1)(f) of Schedule 1; and”.

Amendments to Part 2 of Schedule 1 to the Licensing Act 2003

3.—(1) Part 2 of Schedule 1 to the Act (provision of regulated entertainment: exemptions) is amended as follows.

(2) In paragraph 7(b)—

(a) in the heading, after “Music” insert “and film”; and

(b) for “or the playing of recorded music” substitute “, the playing of recorded music or the exhibition of a film”.

(3) After paragraph 12, insert—

“Entertainment provided by health care providers, local authorities and school proprietors

12ZA.—(1) The provision of any entertainment by or on behalf of a health care provider, local authority or school proprietor is not to be regarded as the provision of regulated entertainment for the purposes of this Act if the conditions in sub-paragraphs (2) to (5) are satisfied.

(2) The first condition is that the entertainment takes place—

(a) if it is provided by or on behalf of a health care provider, on any premises forming part of a hospital—

(i) in which that provider has a relevant property interest, or

(ii) which are lawfully occupied by that provider,

(b) if it is provided by or on behalf of a local authority, on any premises in which that authority has a relevant property interest or which are lawfully occupied by that authority, and

(c) if it is provided by or on behalf of a school proprietor, on the premises of the school.

(3) The second condition is that the premises are not domestic premises.

(a) Paragraphs 12A and 12C of Schedule 1 were added by the Live Music Act 2012 (c. 2), section 3(1), (3) and (5).

(b) Paragraph 7 was substituted by the Live Music Act 2012 (c. 2), section 2(1) and (9).

(4) The third condition is that the entertainment takes place between 8am and 11pm on the same day (or, where an order under section 172 has effect in relation to that entertainment, during any times specified under that order).

(5) The fourth condition is that the entertainment is not relevant entertainment within the meaning of paragraph 2A(2) of Schedule 3 to the Local Government (Miscellaneous Provisions) Act 1982(a) (meaning of “sexual entertainment venue”).

(6) For the purposes of this paragraph, a person has a relevant property interest in premises if that person—

- (a) is for the time being entitled to dispose of the fee simple in the premises, whether in possession or in reversion, or
- (b) holds or is entitled to the rents and profits of the premises under a lease which (when granted) was for a term of not less than 3 years.

(7) In sub-paragraph (3), “domestic premises” means premises occupied as a private dwelling, including any garden, yard, garage, outhouse or other appurtenance of such premises whether or not used in common by the occupants of more than one such dwelling.

Music at community premises etc.

12ZB.—(1) The provision of entertainment consisting of one or both of the following is not to be regarded as the provision of regulated entertainment for the purposes of this Act if the conditions in sub-paragraphs (2) to (6) are satisfied—

- (a) a performance of live music;
- (b) the playing of recorded music.

(2) The first condition is that the entertainment takes place at—

- (a) community premises(b) that are not authorised, by a premises licence or club premises certificate, to be used for the supply of alcohol for consumption on the premises,
- (b) the premises of a hospital,
- (c) premises in which a local authority has a relevant property interest or which are lawfully occupied by a local authority, or
- (d) the premises of a school.

(3) The second condition is that the premises are not domestic premises (within the meaning of paragraph 12ZA(7)).

(4) The third condition is that the entertainment takes place in the presence of an audience of no more than 500 persons.

(5) The fourth condition is that the entertainment takes place between 8am and 11pm on the same day (or, where an order under section 172 has effect in relation to that entertainment, during any times specified under that order).

(6) The fifth condition is that a person concerned in the organisation or management of the entertainment has obtained the prior written consent of a relevant person for the entertainment to take place.

(7) In sub-paragraph (6), “relevant person” means—

- (a) where the entertainment takes place at community premises—
 - (i) the management committee(c) of the premises, or

(a) 1982 c. 30; paragraph 2A was added by the Policing and Crime Act 2009 (c. 26), section 27(1) and (3).

(b) The definition of “community premises” was added to section 193 of the Act by the Legislative Reform (Supervision of Alcohol Sales in Church and Village Halls &c.) Order 2009 (S.I. 2009/1724), articles 2 and 6(1)(a).

(c) The definition of “management committee” was added to section 193 of the Act by the Legislative Reform (Supervision of Alcohol Sales in Church and Village Halls &c.) Order 2009 (S.I. 2009/1724), articles 2 and 6(1)(b).

- (ii) if there is no management committee, a person who has control of the premises (as occupier or otherwise) in connection with the carrying on by that person of a trade, business or other undertaking (for profit or not) or (in the absence of such a person) a person with a relevant property interest in the premises;
 - (b) where the entertainment takes place at the premises of a hospital, a health care provider which has a relevant property interest in or lawfully occupies those premises;
 - (c) where the entertainment takes place at premises in which a local authority has a relevant property interest or which are lawfully occupied by a local authority, that authority;
 - (d) where the entertainment takes place at the premises of a school, the school proprietor.
- (8) Paragraph 12ZA(6) (meaning of “relevant property interest”) applies for the purposes of this paragraph as it applies for the purposes of paragraph 12ZA.”.
- (4) For paragraph 12A (live music in licensed venues)(a) substitute—

“Music in licensed venues

12A.—(1) The provision of entertainment consisting of one or both of the following is not to be regarded as the provision of regulated entertainment for the purposes of this Act if the conditions in sub-paragraph (2) are satisfied—

- (a) a performance of live music;
- (b) the playing of recorded music.

(2) The conditions referred to in sub-paragraph (1) are that—

- (a) the requirements of section 177A(1) are satisfied, and
- (b) conditions are not included in the premises licence or club premises certificate referred to in section 177A(1)(a) by virtue of section 177A(3) or (4).(b)”

- (5) In paragraph 12B(b) (live music in workplaces)(c) for “200” substitute “500”.
- (6) After paragraph 12C (live unamplified music)(d) insert—

“Circuses

12D.—(1) The provision of any entertainment that consists of or forms part of a performance by a travelling circus is not to be regarded as the provision of regulated entertainment for the purposes of this Act if the conditions in sub-paragraphs (2) to (5) are satisfied.

(2) The first condition is that the entertainment is not of a description falling within paragraph 2(1)(b) (exhibition of a film) or paragraph 2(1)(d) (boxing or wrestling entertainment).

(3) The second condition is that the entertainment takes place between 8am and 11pm on the same day.

(4) The third condition is that—

- (a) the entertainment takes place wholly within a moveable structure, and
- (b) the audience present is accommodated wholly inside that moveable structure.

(a) Paragraph 12A was added by the Live Music Act 2012 (c. 2), section 3(3).
 (b) Section 177A was added by the Live Music Act 2012, section 1(2).
 (c) Paragraph 12B was added by the Live Music Act 2012, section 3(1) and (4).
 (d) Paragraph 12C was added by the Live Music Act 2012, section 3(1) and (5).

(5) The fourth condition is that the travelling circus has not been located on the same site for more than 28 consecutive days.

(6) In this paragraph, “travelling circus” means a circus which travels from site to site for the purpose of giving performances.

Boxing or wrestling entertainment: certain forms of wrestling

12E. The provision of entertainment consisting of a boxing or wrestling entertainment is not to be regarded as the provision of regulated entertainment for the purposes of this Act if—

- (a) it is a contest, exhibition or display of Greco-Roman wrestling, or of freestyle wrestling, between two participants (regardless of their sex),
- (b) it takes place in the presence of no more than 1000 spectators,
- (c) it takes place between 8am and 11pm on the same day,
- (d) it takes place wholly inside a building, and
- (e) the spectators present at that entertainment are accommodated wholly inside that building.”.

Amendments to Part 3 of Schedule 1 to the Licensing Act 2003

4. In Part 3 of Schedule 1 to the Act (provision of regulated entertainment: interpretation), after paragraph 18 insert—

“Health care providers and hospitals

19.—(1) “Health care provider” means a person providing any form of health care services for individuals.

(2) In sub-paragraph (1), “health care” means all forms of health care provided for individuals, whether relating to physical or mental health, and the reference to health care services is to be read accordingly.

(3) “Hospital”—

- (a) in England, has the same meaning as in section 275 of the National Health Service Act 2006(a), and
- (b) in Wales, has the same meaning as in section 206 of the National Health Service (Wales) Act 2006(b).

Local authorities

20. “Local authority” means—

- (a) a local authority within the meaning of section 270 of the Local Government Act 1972(c);
- (b) the Greater London Authority;
- (c) the Common Council of the City of London;
- (d) the Council of the Isles of Scilly;

(a) 2006 c. 41.

(b) 2006 c. 42.

(c) 1972 c. 70; the definition of “local authority” was amended by the Local Government Act 1985 (c. 51), Schedule 17 and the Local Government (Wales) Act 1994 (c. 19), section 1(4) and (5).

- (e) a National Park authority established by an order under section 63(1) of the Environment Act 1995(a) for an area in England or Wales;
- (f) the Broads Authority; and
- (g) the Sub-Treasurer of the Inner Temple or the Under-Treasurer of the Middle Temple.

Schools, school proprietors and school premises

21.—(1) “School” means—

- (a) a maintained school as defined by section 20(7) of the School Standards and Framework Act 1998(b);
- (b) an independent school as defined by section 463 of the Education Act 1996(c) entered on a register of independent schools kept under section 158 of the Education Act 2002(d);
- (c) an independent educational institution within section 92(1)(b) of the Education and Skills Act 2008(e) entered on a register of independent educational institutions kept under section 95 of that Act;
- (d) a pupil referral unit as defined by section 19 of the Education Act 1996(f);
- (e) an alternative provision Academy within the meaning of section 1C(3) of the Academies Act 2010(g), other than an independent school as defined by section 463 of the Education Act 1996;
- (f) a school approved under section 342 of the Education Act 1996(h) (non-maintained special schools);
- (g) a 16 to 19 Academy within the meaning of section 1B(3) of the Academies Act 2010(i);
- (h) a sixth form college as defined by section 91(3A) of the Further and Higher Education Act 1992(j); and
- (i) a maintained nursery school as defined by section 22(9) of the Schools Standards and Framework Act 1998(k).

(2) “School proprietor” means—

- (a) in relation to a school (other than a pupil referral unit or a sixth form college), the person or body of persons responsible for the management of the school,
- (b) in relation to a pupil referral unit—

(a) 1995 c. 25.

(b) 1998 c. 31.

(c) 1996 c. 56; section 463 was substituted by the Education Act 2002 (c. 32), section 172, and amended by the Local Education Authorities and Children’s Services Authorities (Integration of Functions) Order 2010 (S.I. 2010/1158), Schedule 2, paragraph 10(1) and (2).

(d) 2002 c. 32.

(e) 2008 c. 25.

(f) Subsections (2A) and (2B) were added by the Education Act 1996 (Amendment of Section 19) (England) Regulations 2007 (S.I. 2007/1507), regulation 2; subsections (2), (2A) and (2B) were amended by the Local Education Authorities and Children’s Services Authorities (Integration of Functions) (Local and Subordinate Legislation) Order 2010 (S.I. 2010/1172), article 3.

(g) 2010 c. 32; section 1C was added by the Education Act 2011 (c. 21), section 53(1) and (7).

(h) Section 342 was substituted by the School Standards and Framework Act 1998 (c. 31), Schedule 30, paragraphs 57 and 82, and amended by the Education and Skills Act 2008 (c. 25), sections 142(2), (3) and (4) and 143, and Schedule 2.

(i) Section 1B was added by the Education Act 2011 (c. 21), section 53(1) and (7).

(j) 1992 c. 13; section 91(3A) was added by the Apprenticeships, Skills, Children and Learning Act 2009 (c. 22), Schedule 8, paragraph 13(1) and (3).

(k) Section 22(9) was amended by S.I. 2010/1158, Schedule 2, paragraph 10(1) and (2).

- (i) the committee which is established to act as the management committee for that unit by virtue of paragraph 15 of Schedule 1 to the Education Act 1996(a), or
 - (ii) if there is no such committee, the local authority (as defined by section 579(1) of that Act(b)) which maintains that unit,
 - (c) in relation to a sixth form college, the sixth form college corporation as defined in section 90(1) of the Further and Higher Education Act 1992(c).
- (3) In relation to a school, “premises” includes any detached playing fields.”.

1st December 2014

Helen Grant
Parliamentary Under Secretary of State
Department for Culture, Media and Sport

EXPLANATORY NOTE

(This note is not part of the Order)

The Licensing Act 2003 (c. 17) (“the Act”) provides a unified framework for the regulation of a number of specified activities, including the provision of regulated entertainment.

This Order amends the Act in exercise of the power conferred by section 1 of the Legislative and Regulatory Reform Act 2006 (c. 51) so that, in certain circumstances, the provision of regulated entertainment may no longer need to be authorised under the Act.

This Order extends the exemption in paragraph 12A of Schedule 1 to the Act (which at present is limited to performances of live music) so that it also exempts the playing of recorded music where the specified conditions are satisfied: article 3(4). Equivalent amendments are made to section 177A of the Act, so that the suspension of any licence condition which relates to live music also applies to licence conditions which relate to recorded music or to both live and recorded music: article 2.

Article 2(3) of the Order amends one of the conditions specified in section 177A of the Act, raising the maximum number of persons in the audience from 200 to 500 for the purposes of both the exemption in paragraph 12A of Schedule 1 and the suspension of licence conditions in section 177A.

Article 2(6) adds a subsection (4A) to section 177A. Section 177A provides that licence conditions relating to music are suspended when certain conditions are satisfied, subject to their reinstatement or the addition of new conditions as a result of a review of the relevant premises licence or club premises certificate. Subsection (4A) makes clear that section 177A does not apply to music which is exempt by virtue of paragraph 12ZA or 12ZB of Schedule 1 to the Act.

Article 3(2) of the Order extends the existing exemption relating to incidental music in paragraph 7 of Schedule 1 to the Act so that it also covers incidental film.

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- (a) Paragraph 15 was added by the Education Act 1997 (c. 44), section 48, and amended by the School Standards and Framework Act 1998, paragraphs 57 and 184(c) of Schedule 30, and Schedule 31; the Local Authorities (Executive and Alternative Arrangements) (Modification of Enactments and Other Provisions) (Wales) Order 2002 (S.I. 2002/808), articles 2 and 31; S.I. 2010/1158, Schedule 2, paragraph 7(1) and (2); and the Education Act 2011 (c. 21), Schedule 13, paragraphs 1 and 9(19).
 - (b) The definition of “local authority” in section 579(1) of that Act was substituted by S.I. 2010/1158, article 3(1) and (2)(b).
 - (c) The definition of “sixth form college corporation” was added by the Apprenticeships, Skills, Children and Learning Act 2009, Schedule 8, paragraph 12(1) and (3).

The Order introduces the following exemptions by amending Part 2 of Schedule 1 to the Act:

- (a) Article 3(3) introduces paragraph 12ZA, which provides that no authorisation under the Act is required in respect of any entertainment put on by or on behalf of a health care provider, local authority or school proprietor, provided the specified conditions (relating to, for example, the premises on which the entertainment takes place) are met.
- (b) Article 3(3) also introduces paragraph 12ZB, which provides that no authorisation under the Act is required in respect of a performance of live music or playing of recorded music, provided the specified conditions (relating to, for example, the number of persons in the audience) are met.
- (c) Article 3(6) introduces paragraph 12D, which provides that no authorisation is required under the Act in respect of various entertainments put on by a travelling circus, provided the specified conditions are met.
- (d) Article 3(6) also introduces paragraph 12E, which provides that no authorisation is required under the Act for a contest, display or exhibition of Greco-Roman wrestling or freestyle wrestling, provided the specified conditions are met.

Article 4 of the Order adds a number of definitions to Part 3 of Schedule 1 to the Act so as to give clarity to these new exemptions.

A full impact assessment as to the effect that this Order will have on the costs of business, the voluntary sector and the public sector is available on the Government website at <https://www.gov.uk/government/consultations/legislative-reform-order-changes-to-entertainment-licensing>. This impact assessment is also published with the Explanatory Document alongside the instrument on www.legislation.gov.uk.

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Agenda Item 5

METROPOLITAN POLICE SERVICE - LICENSING INITIATIVES

Committee	Licensing Committee
Officer Contact	Stephanie Waterford, Residents Services
Papers with report	None
Ward(s) affected	All

SUMMARY

Sgt Nick Davies of the Metropolitan Police Service will give a presentation on licensing initiatives.

RECOMMENDATION

That the Committee note the information and provide feedback to Sgt Davies.

INFORMATION

The Metropolitan Police Service are currently considering a number of licensing initiatives to introduce to the Borough and will be presenting some information to the Committee and seeking feedback on the proposals.

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