

## DCMS consultation on a proposal to exempt small live music events from the Licensing Act 2003

<b>Committee</b>	Licensing Committee
<b>Officer Contact</b>	Norman Stanley
<b>Papers with report</b>	DCMS consultation on a proposal to exempt small live music events from the Licensing Act 2003
<b>Ward(s) affected</b>	All

### SUMMARY

To seek the Licensing Committee's views in respect of the DCMS'S proposal to exempt small live music events from the requirements of the Licensing Act 2003.

### RECOMMENDATION

**That the Licensing Committee advise the Licensing Service Manager of their views on the consultation so a response may be drafted.**

### INFORMATION

On 6<sup>th</sup> January 2010 the Department for Culture, Media and Sport published a consultation on their web site in respect of a proposal to introduce a legislative reform order which will amend the Licensing Act 2003 to exempt small live music events from the Licensing Act 2003. The closing date for the consultation is **26<sup>th</sup> March 2010**.

The proposals are outlined below:

The government proposes to exempt from the Act small live music events in licensed and unlicensed premises subject to the following:

- That the performance takes place within a permanent building;
- That the audience does not exceed more than 100 people;
- That the performance does not take place between 11pm and 8am; and
- The performance does not take place in a premise which is subject to an 'exclusion' decision.

The reform order also proposes to overturn any public nuisance prevention conditions which have been imposed in relation to regulated entertainment. Licence holders will be invited to vary their licences to remove such conditions.

The Council's Environmental Protection Unit have expressed concerns over such measures being introduced.

## **FINANCIAL IMPLICATIONS**

None

## **LEGAL IMPLICATIONS**

None

## **BACKGROUND PAPERS**

- The Licensing Act 2003