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| <b>Meeting Date</b>     | 16 <sup>th</sup> March 2010                      |
| <b>Report Title</b>     | New mandatory drinks code and licence conditions |
| <b>Portfolio Holder</b> | Cllr John Morris                                 |
| <b>SMT Lead</b>         | Mark Radford                                     |
| <b>Head of Service</b>  | Monica Blades-Chase                              |
| <b>Lead Officer</b>     | Samantha Potts                                   |
| <b>Key Decision</b>     | <b>No</b>  |
| <b>Classification</b>   | <b>Open</b>                                      |
| <b>Forward Plan</b>     | <b>Reference number: N/A</b>                     |

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| <b>Recommendations</b> | 1. For information only, no decision required |
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## **Purpose of Report and Executive Summary**

- 1.1 To advise members of a new piece of legislation, due to come into affect in April 2010.

## **2 Background**

- 2.1 Under Section 32 of the Policing and Crime Act 2009, the Secretary of State can now specify up to 9 mandatory licence conditions. Currently 5 new conditions sit before parliament for approval and they are expected to come into force in two parts in April and October 2010.

## **3 Proposal**

- 3.1 This is for information only, no decision is required. When this legislation comes into force the new conditions will automatically be applied to all licences (existing and new).

## **4 Alternative Options**

- 4.1 N/A

## **5 Consultation Undertaken or Proposed**

- 5.1 N/A.

## 6 Implications

| Issue                                 | Implications   |
|---------------------------------------|--|
| Corporate Plan                        | Contributes to promoting a safer and stronger community by linking SSC5 (ensure the council's crime and disorder responsibilities are understood and integrated into all service activities).  |
| Financial, Resource and Property      | There will be a cost implication in the re-issuing of licences in include the new conditions. It is unlikely that the trade will be asked to pay.  |
| Legal and Statutory                   | The new mandatory conditions have been written in conjunction with the Policing and Crime Act 2009.  |
| Crime and Disorder                    | It is envisaged that by specifying more mandatory conditions, it will aid Local Authorities and the Police in controlling Crime and Disorder in the local community. The 5 conditions relate to areas that have historically be difficult to monitor (drinks promotions) |
| Risk Management and Health and Safety | None identified at this stage.   |
| Equality and Diversity                | All licensed premises will have the mandatory conditions applied to their licences.  |
| Sustainability                        | None identified at present.  |

## 7 Appendices

7.1 The following documents are to be published with this report and form part of the report

- Appendix I: Full details of the mandatory drinks code
- Appendix II: Section 32 of the Policing and Crime Act 2009

## 8 Background Papers

8.1 None