

Subject:	Licensing Act 2003. Scheme of Delegation	Status:	For Publication
Report to:	Licensing Committee	Date:	14 TH July 2020
Report of:	Public Protection Manager	Portfolio Holder:	Communities
Key Decision:	No	Forward Plan	No
		General Exception	no
		Special Urgency	no
Equality Impact Assessment:	Required:	No	Attached: No
Biodiversity Impact Assessment	Required:	No	Attached: No
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1.	RECOMMENDATION(S)
1.1	To approve and adopt the attached officer Scheme of Delegation.

2. PURPOSE OF REPORT

2.1 To seek approval of the attached Scheme of Delegation.

3. BACKGROUND

3.1 The Licensing Act 2003 provides that decisions and functions may be taken or carried out by licensing committees or delegated to sub-committees.

3.2 The full Licensing Committee in Rossendale comprises of eleven elected members, with hearings / reviews of licences taking place before Sub-Committees made up of three members taken from the main Committee in accordance with the 'Scheme of Delegation'

3.3 Many of the decisions and functions carried out under the Licensing Act are purely administrative in nature and so this report seeks to underline the principle of delegation in the interests of speed, efficiency and cost-effectiveness.

3.4 Section 10 of the Act dictates what decision must be taken by members, and what can be delegated to officers.

3.5 Where, under the terms of the 2003 Act, there are no representations on an application to grant a premises licence, club premises certificate or other applications, these matters can be dealt with by officers in order to speed matters through the system.

3.6 Although essentially a matter for Licensing Authorities to determine themselves, the Secretary of State recommends that delegation should be apportioned in accordance with the table at Appendix A.

4. RISK

4.1 There are no specific risk issues for members to consider arising from this report.

5. FINANCE

5.1 There are no financial implications.

6. LEGAL

6.1 All legal implications are considered in the body of the report.

7. POLICY AND EQUALITIES IMPLICATIONS

7.1 Licensing Act Statement of Principles.

8. CONCLUSION

8.1 The Scheme of Delegation will enable the efficient and cost effective implementation of the Licensing Act in line with Government guidance and the Councils Constitution.

No background papers