

Consultation comment and response

Page	Section	Respondee	Comment	Response
		Cllr Carpenter	Positive comment	
6	4c	Police licensing officer	Floor space for alcohol sales: "not sure this will be legal and/or enforceable, it appears to suggest a need test"	This clause has been deleted. See comment on 8b below.
9	6a	Police licensing officer	Suggests that the source of information could be widened.	Modification made
9	6b	Police licensing officer	Hours of sale of alcohol: "Most off-licences start at 0800hrs, as this is the old LA 1964 time. Most pubs in the area can open at 10am, again a quirk in the LA1964 because Barking had a market"	Revision to the policy made following legal advice
10	8a	Police licensing officer	Shop layout: "it may be wise to include a definition of high strength, or we will be arguing with lawyers about what this means"	Suggest 8% for beers, lagers, ciders and parries.
10	8b	Police licensing officer	Floor space for alcohol: "we are not sure this will be legal and/or enforceable, could well be viewed as a restriction on trade"	Modified to become a policy aim rather than a specific statement.
12	1d	Police licensing officer	Conditions applied to licences: "Can we also include the other Licensing Objectives?"	Modification made
12	1f	Police licensing officer	Previous history of a premises: "from experience at Committee, it will be very difficult to do this, as each new owner or DPS can not be tarred with his/her predecessors mistakes"	Clause removed
13	4a	Police licensing officer	Children: "notes for guidance 13:43 states 16yrs"	Modification made
15	1b	Police licensing officer	Visits: "this may tie your hands somewhat, and any premises that is visited will be deemed to have fallen foul of the law"	Modification made
15	1e	Police licensing officer	Under-age sales: "Will this include a single sale by a first time offender?"	Noted and slight modification made

15	2b	Police licensing officer	Consider the insertion of “counterfeit” in the list of criminal activities.	Modification made
4	1b	Divisional Director for Community Safety and Public Protection (DDCSPP)	Part a 1b could we say encourage a range of well managed licensed premises within the borough	Modification made
5	4b&c	DDCSPP	4b and 4c do these tally, we say we look favourably on applications that etc ... then unfavourable on applications that do not Can we make virtues of the ‘do not’s’ eg premises that actively work with the police and council to reduce anti-social behaviour ... etc	Change to the clause to incorporate comments made
		DDCSPP	When we refer to take a responsible attitude to children within the premises – can we say more about off licences	Change to be inclusive of all licence types
		DDCSPP	Can we add licensees who are receptive to conditions that assist them in managing their premises to the standard	Modification made
6	5e	DDCSPP	5e an elected member of the licensing authority – this is confusing we should say in this case a Member of the Council	Modification made
8	2b	DDCSPP	Part B 2a Should start Well run licensed premises	Modification made
		DDCSPP	No reference to them promoting vibrant, cohesive communities and contributing to health and wellbeing	Not part of the regeneration strategy
8	3	DDCSPP	3 Transport ... end the para and to ensure that transport links are considered when an application is made (this is particularly relevant to dispersal from large premises)	Modification made
8	5a	DDCSPP	5a saturation policies ... this would help us to avoid adopting..... etc . I wonder whether we should be more direct, in the event that applicants do not do this	Modification made

			we will consider adopting a saturation	
11	11a	DDCSPP	Details of policies to be referenced	Modification made
11	11b	DDCSPP	No reference to public health legislation	Health is not a licensing objective
13	3a	DDCSPP	I would like to see standard licence conditions being as wide as possible with it clear we can pick from them and attached for discussion. Communities may have views on others.	Standard conditions will change over time. It may be appropriate to publish these separately but not as part of the licensing policy statement
15	2b	DDCSPP	Nothing in 2b about nuisance or disorder	List is indicative of criminal activities that will result in the strongest action. Nuisance and disorder are specifically named as licensing objectives.
15	2b	DDCSPP	Top of page 16 refers to racist – should be ‘hate’	Modification made
		Drug and Alcohol Action Team (DAAT)	No comment	
		Assistant Director Public Health	A number of comments on the principles of the policy. In general the policy is welcomed and the inclusion of specific health related issues is positive. Would seek a variation to the section on proximity to schools but understands that this is not appropriate at this time.	Comments noted. No changes required.