

<b>13 October 2011</b>	<b>ITEM 6</b>
<b>Licensing Committee</b>	
<b>DCMS CONSULTATION ON PROPOSAL TO REFORM ACTIVITIES CLASSED AS REGULATED ENTERTAINMENT</b>	
<b>Report of:</b> Paul Adams, Principal Licensing Officer	
<b>Wards and communities affected:</b> All	<b>Key Decision:</b> Yes
<b>Accountable Head of Service:</b> Lucy Magill, Public Protection	
<b>Accountable Director:</b> Bill Newman, Sustainable Communities	
<b>This report is</b> Public	
<b>Purpose of Report:</b> To advise the Licensing Committee of a DCMS Consultation on the proposal to reform activities classed as Regulated Entertainment under the Licensing Act 2003.	

## **EXECUTIVE SUMMARY**

The Department for Culture, Media and Sport (DCMS) have launched a consultation on their proposal to examine the deregulation of Schedule One of the Licensing Act 2003. The consultation proposes a reform of the activities classed as “Regulated Entertainment” in the licensing Act 2003. This report is to make Members aware of the consultation and seek any views or comments that can be added to officers response to the consultation.

### **1. RECOMMENDATIONS:**

- 1.1 To note the content of the DCMS consultation proposal to examine the deregulation of Schedule One of the Licensing Act 2003.**
- 1.2 To pass any comments Members wish to be included in a Thurrock Council response to the Principal Licensing Officer before the 11 November 2011.**

### **2. INTRODUCTION AND BACKGROUND:**

- 2.1 The Department for Culture, Media and Sport (DCMS) have launched a consultation on their proposal to examine the deregulation of Schedule One of the Licensing Act 2003. This consultation is attached as **Appendix A**.**

- 2.2 This is effectively a proposal to reform the activities currently classed as "regulated entertainment" in Schedule One of the 2003 Act. The consultation seeks views on the removal in certain circumstances of the requirement for a licence in England and Wales to host a performance of a play, an exhibition of a film, an indoor sporting event, a performance of live music, any playing of recorded music, or a performance of dance.
- 2.3 The consultation seeks views on a proposal to remove licensing requirements in England and Wales for most activities currently defined as regulated entertainment.

### **3. ISSUES AND/OR OPTIONS:**

- 3.1 Officers are preparing a response to the consultation on behalf of Thurrock Council and are seeking to include comments made by Members of the Licensing Committee. A copy of the officer's response will be circulated at the meeting.
- 3.2 It is requested that if Members have comments they wish to make in addition to those already made by officers, then they should be forwarded to the Principal Licensing Officer before 11 November 2011 for their inclusion into Thurrock Councils response.

### **4. CONSULTATION (including Overview and Scrutiny, if applicable)**

- 4.1 There are no consultation requirements in relation to this report.

### **5. IMPACT ON CORPORATE POLICIES, PRIORITIES, PERFORMANCE AND COMMUNITY IMPACT**

- 5.1 The Council has a duty under Section 17 of Crime and Disorder Act 1998 to do all that it reasonably can to prevent:
- (a) crime and disorder in its area (including anti-social behaviour and other behaviour adversely affecting the local environment), and;
  - (b) the misuse of drugs, alcohol and other substances in its areas.

In considering this duty the Council should have due regard to the provisions of the Policing and Crime Act 2009.

### **6. IMPLICATIONS**

#### **6.1 Financial**

Implications verified by: **Sean Clark**  
Telephone and email: **01375 652010**  
**sclark@thurrock.gov.uk**

There are no financial implications.

## 6.2 **Legal**

Implications verified by: **Jamie Hollis**  
Telephone and email: **01375 652925**  
**jhollis@thurrock.gov.uk**

There are no specific legal implications arising from this consultation at this time.

## 6.3 **Diversity and Equality**

Implications verified by: **Samson DeAlyn**  
Telephone and email: **01375 652472**  
**sdealyn@thurrock.gov.uk**

There are no specific equality and diversity implications arising from this report. However, the Council should consider in any response any implications in relation to its statutory equality duties. These issues should be properly determined and evaluated in any formal response.

## 6.4 **Other implications (where significant) – i.e. Section 17, Risk Assessment, Health Impact Assessment, Sustainability, IT, Environmental**

There are none.

## 7. **CONCLUSION**

7.1 Members have the opportunity to add comments to this Government consultation, which is being responded to on behalf of Thurrock Council.

### **BACKGROUND PAPERS USED IN PREPARING THIS REPORT:**

- Licensing Act 2003

### **APPENDICES TO THIS REPORT:**

- **Appendix A** DCMS Consultation proposal to examine the deregulation of Schedule One of the Licensing Act 2003.

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