

SCHEME OF DELEGATION

Licensing Functions under the Licensing Act 2003

A.	The following powers and duties under the Licensing Act 2003 shall be delegated to Licensing Sub-Committees in the circumstances set out below:
1.	<p>To determine applications made to the Licensing Authority under the provisions of:</p> <ul style="list-style-type: none"> • Section 18(3) (application for a premises licence) • Section 31(3) (application for a provisional statement) • Section 35(3) (application to vary a premises licence) • Section 39(3) (application to vary designated premises supervisor) • Section 44(5) (application to transfer a premises licence) • Section 52(2) & 52(3) (application for a review of a premises licence) • Section 53C (application for a summary review of a premises licence) • Section 72(3) (application for club premises certificate) • Section 85(3) (application to vary a club premises certificate) • Section 88(2) & 88(3) (application for a review of a club premises certificate) • Section 120(7) (application for a personal licence) • Section 121(6) (application for renewal of a personal licence) <p>where relevant representations or Police objections have been made and not withdrawn and for review application where a hearing is necessary.</p>
2.	<p>To consider objections and other matters made to the Licensing Authority under the provisions of:</p> <ul style="list-style-type: none"> • Section 48(3) (interim authority notice) • Section 105(2) (temporary event notice) • Section 124(4) (revocation of personal licence where convictions come to light after grant or renewal of licence) • Section 132A (8 & (12) (revocation or suspension of licence by the Licensing Authority where it becomes aware of convictions or immigration penalties) <p>and decide whether to cancel an interim authority notice/give a counter</p>

	notice/revoke the personal licence, as appropriate.

3.	To take interim steps pending the determination of a summary review of a premises licence – section 53A(2)(a) or 53B.
4.	To determine whether a club is established and conducted in good faith – section 63
5.	To give a notice to withdraw a Club Premises Certificate – section 90.
6.	To review a premises licence following receipt of a notice from the Magistrates Court of a closure order– section 167(5).
B.	The powers and duties under the Licensing Act 2003, which are not listed in section A above and are not expressly reserved to Council or the Licensing Committee, as set-out in the ‘terms of reference’ of the Council’s Constitution, shall be delegated to the Group Director of Neighbourhoods and Housing.