

Report to	Licensing committee 12 December 2013	Item
Report of	Head of citywide services	5
Subject	Police Reform and Social Responsibility Act 2011: - Early Morning Restriction Orders	

Purpose

To terminate the Early Morning Restriction Orders previously agreed by this committee and to end the statutory adoption process.

Recommendation

- (1) To terminate the Early Morning Restriction Orders previously agreed by this committee and to end the statutory adoption process.
- (2) That amended Early Morning Restriction Order proposals for the management of the city's night time economy be brought before this committee for consideration in the future.

Corporate and service priorities

The report helps to meet the corporate priority of a safe and clean city and the service plan priority of protecting the interests of the public through the administration of the licensing function.

Financial implications

Advertising costs met from existing budget.

Ward/s: All wards

Cabinet member: Councillor Stonard – Environment, development and transport

Contact officers

Ian Streeter, licensing manager

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Background documents

None

Report

1. At the meeting of the Licensing committee on 21 March 2013 members considered a revised proposal from the police requesting the introduction of three separate EMRO's. The committee resolved to recommend to Council to advertise the proposals in accordance with section 172B (1)(a) of the Police Reform and Social Responsibility Act 2011.

2. On 25 June 2013 Council resolved unanimously to:

Advertise in accordance with section 172B(1)(a) of the Police Reform and Social Responsibility Act 2011 the introduction of the three proposed EMROs detailed as Zone 1, Zone 2 and Zone 3 below:

Zone 1: an EMRO to prohibit the sale of alcohol between the hours of 03:00 and 06:00, Monday to Friday and between the hours of 03:45 and 06:00 Saturday and Sunday in the area marked as Zone 1 on appendix 9 of the police report (included in appendix A attached to this report) covering all premises with a postal address together with the highway and any external area within any part of London Street, Bank Plain, Queens Street, Upper King Street and Tombland which falls in the area marked as Zone 1.

Zone 2: an EMRO to prohibit the sale of alcohol between the hours of 03:00 and 06:00, Monday to Friday and between the hours of 03:45 and 06:00 Saturday and Sunday in the area marked as Zone 2 on appendix 9 of the police report (included in appendix A attached to this report) covering all premises with a postal address together with the highway and any external area within any part of Prince of Wales Road, Rose Lane and St Vedas Street which falls in the area marked as Zone 2.

Zone 3: an EMRO to prohibit the sale of alcohol between the hours of 03:00 and 06:00, Monday to Friday and between the hours of 03:45 and 06:00 Saturday and Sunday in the area marked as Zone 3 on appendix 9 of the police report (included in appendix A attached to this report) covering all premises with a postal address together with the highway and any external area within any part of the Riverside Development (including all premises facing onto the pedestrian walk way, and any external area, that commences on the junction of Koblenz Avenue and leads through the entertainment complex onto Wherry Road), Koblenz Avenue and Wherry Road which falls in the area marked as Zone 3.

3. Following completion of the advertising, the Licensing committee resolved on 3 October to appoint a Licensing sub-committee of five members to consider the representations received in respect of the proposed EMRO's and that the sub-committee be given delegated authority to make recommendations to full council.

Deferral

4. Three hearing dates were set on 21, 22 and 23 October to consider each of the EMRO proposals. As part of the statutory process, the licensing authority must send to all those people who made a representation in respect of a proposed EMRO a copy of any other representation received in respect of that proposal. Regulations prescribe that the copies must be received within a certain time frame. Although posted in advance, concern was raised that some copy representations were not received by respondents in time.

5. Copies of all the representations received, both for and against the EMROs, were forwarded to the police for consideration. They remain certain that an EMRO is an appropriate means of achieving the licensing objectives in Norwich. However, the police felt that the feedback from respondents highlighted some small areas that should be reviewed and they believed that it was important to listen to that feedback. Following discussions with the council, the police intend to review their initial proposal and will submit revised EMRO proposals once this is completed.

Summary

6. The EMRO proposals previously consulted upon are now being reviewed by the police following their consideration of the representations received. The police intend to submit revised proposals which will be brought before this committee for consideration in the New Year.