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City of Wakefield Metropolitan District Council

Your Ref
Our Ref L/AJM/107/VB
Please Reply To **Mr A J Milne - Legal Services**
Telephone No [REDACTED]
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Date 30th March 2007

Corporate Services

Corporate Director (Corporate Services): John Pitt
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W www.wakefield.gov.uk
Typetalk calls welcome

Simon Richardson
Licensing Guidance Review Team
Tourism Division
6th Floor
Department for Culture, Media & Sports
2-4 Cockspur Street
LONDON
SW1Y 5DH

Dear Simon

CONSULTATION ON REVISED GUIDANCE MADE UNDER SECTION 182 OF THE LICENSING ACT 2003

Wakefield MDC is pleased to be able to respond to the invitation to contribute to this consultation and I set out below the specific answers to the questions posed.

You will see that in the main the Council support and approve of the revised draft. However in canvassing opinion from different sections of the Local Authority affected by the Licensing Act 2003, the most frequently made point was the frustration of departments such as Highways and City Centre Management Groups not to be able to respond formally to applications as an Interested Party or responsible Authority. It is appreciated that to be able to respond in their own right there would need to be a change to the primary legislation and I know we would be pleased to contribute to any consultation on these lines if such a change is ever contemplated. In the meantime of course the different sections can discuss their concerns with the appropriate responsible Authority which can make representations.

The formal responses are:-

- Question 1 - Yes.
- Question 2 - N/A.
- Question 3 - Yes.
- Question 4 - N/A.
- Question 5 - Yes.
- Question 6 - N/A.
- Question 7 - Option 1.
- Question 8 - No.
- Question 9 - Yes - could be seen as restrictive.

Question 10 - Yes.
Question 11 - Yes.
Question 12 - N/A.
Question 13 - Yes.
Question 14 - N/A.
Question 15 - Yes.
Question 16 -N/A.
Question 17 - Yes.
Question 18 - N/A.
Question 19 - Yes.
Question 20 - N/A.
Question 21 - Yes.
Question 22 - N/A.
Question 23 - Yes.
Question 24 - N/A.
Question 25 - Yes.
Question 26 - N/A.
Question 27 - Yes.
Question 28 - N/A.
Question 29 - Yes.
Question 30 - N/A.
Question 31 - The proposed introduction of the smoking regulations will inevitably impact on the outside use of Licensed Premises with the provision of smoking shelters or designated areas. The potential for public nuisance will be increased and guidance in due course on the issues which will be raised would be appreciated.

Yours sincerely



J
Jacqueline A Pepperell
Service Director, Legal and Democratic Services

