



# Policing and Crime Act 2017

## 2017 CHAPTER 3

### PART 7

#### ALCOHOL AND LATE NIGHT REFRESHMENT

##### *Licensing*

#### **141 Cumulative impact assessments**

(1) The Licensing Act 2003 is amended as follows.

(2) In section 5 (statement of licensing policy), after subsection (6C) insert—

“(6D) In determining or revising its policy, a licensing authority must have regard to any cumulative impact assessments published by it under section 5A.

(6E) A licensing statement must—

- (a) summarise any cumulative impact assessments published by the licensing authority under section 5A, and
- (b) explain how the licensing authority has discharged its duty under subsection (6D).”

(3) After section 5 insert—

#### **“5A Cumulative impact assessments**

(1) A licensing authority may publish a document (“a cumulative impact assessment”) stating that the licensing authority considers that the number of relevant authorisations in respect of premises in one or more parts of its area described in the assessment is such that it is likely that it would be inconsistent with the authority's duty under section 4(1) to grant any further relevant authorisations in respect of premises in that part or those parts.

(2) A cumulative impact assessment must set out the evidence for the authority's opinion as set out in the assessment in accordance with subsection (1).

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**Changes to legislation:** *Policing and Crime Act 2017, Section 141 is up to date with all changes known to be in force on or before 27 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

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- (3) For the purposes of this section, “relevant authorisations” means—
  - (a) premises licences;
  - (b) club premises certificates.
- (4) A cumulative impact assessment may relate to all relevant authorisations or only to relevant authorisations of a kind described in the assessment.
- (5) Before publishing a cumulative impact assessment, the licensing authority must consult the persons mentioned in section 5(3).
- (6) For the purposes of the consultation, the licensing authority must provide the persons mentioned in section 5(3) with the following information—
  - (a) the reasons why it is considering publishing a cumulative impact assessment;
  - (b) a general indication of the part or parts of its area which it is considering describing in the assessment;
  - (c) whether it considers that the assessment will relate to all relevant authorisations or only to relevant authorisations of a particular kind.
- (7) Where a licensing authority publishes a cumulative impact assessment, it must, before the end of each relevant period, consider whether it remains of the opinion stated in the assessment.
- (8) Before deciding whether it remains of that opinion, the licensing authority must consult the persons mentioned in section 5(3).
- (9) If the licensing authority is no longer of that opinion—
  - (a) it must publish a statement to that effect, and
  - (b) the duties in section 5(6D) and (6E) and subsection (7) of this section cease to apply in relation to the assessment.
- (10) If the licensing authority remains of that opinion, it must revise the cumulative impact assessment so that it—
  - (a) includes a statement to that effect, and
  - (b) sets out the evidence as to why the authority remains of that opinion.
- (11) A licensing authority must publish any revision of a cumulative impact assessment.
- (12) In subsection (7), “relevant period” means the period of three years beginning with the publication of the cumulative impact assessment or a revision of the cumulative impact assessment.”

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**Commencement Information**

- I1** S. 141 in force for specified purposes at Royal Assent, see s. 183
- I2** S. 141 in force at 6.4.2018 in so far as not already in force by S.I. 2018/456, reg. 2

**Changes to legislation:**

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**Changes and effects yet to be applied to :**

- specified provision(s) amendment to earlier commencing S.I. 2017/1139, reg. 2 by [S.I. 2017/1162 reg. 2](#)