



Licensing Committee

No Specific Ward Relevance

2nd November 2009

SECURITY INDUSTRY AUTHORITY (S.I.A.) DOOR SUPERVISORS – ENFORCEMENT

(Report of the Head of Environment)

1. Summary of Proposals

The Committee is asked to endorse the application by Redditch Borough Council Licensing Officers to the Security Industry Authority (S.I.A.) for written authorisation. This written authorisation will enable Licensing Officers to carry out entry and inspection powers in accordance with Section 19 of the Private Security Industry Act 2001.

The purpose of these powers is to prevent and detect offences under the Act in relation to door supervisors employed on Licensed Premises within the Borough on behalf of the S.I.A. and to aid Local Authority Licensing Officers in the enforcement and management of the night time economy.

This authorisation would be used by the Licensing Officers in conjunction with the Security Industry Authority and the local Police.

All enforcement visits at Premises Licensed under the Licensing Act 2003 will be in accordance with the SIA Enforcement Policy Code of Practice.

2. Recommendations

The Committee is asked to RECOMMEND that

application to the Security Industry Authority (S.I.A.) for written authority be endorsed to enable Licensing Officers to carry out the powers authorised under the Private Security Industry Act 2001.

3. Financial, Legal, Policy Risk and Sustainability Implications

Financial

- 3.1 This function will be carried out within the normal inspection routines of Council Licensing Officers. Therefore no further financial burden is placed on the current budget.

Legal

- 3.2 None - All actions and enforcement will be carried out under S.I.A. Authority and Policy.

Policy

- 3.3 None

Risk

- 3.4 There is a risk to any enforcement officer whilst involved in enforcement duties. However, these enquiries are on behalf of the S.I.A and any enforcement action other than the first initial enquiries will be undertaken by them.

Sustainability / Environmental

- 3.5 None

Report

4. Background

- 4.1 The Security Industry Authority (S.I.A) is the sole Licensing Authority for all Door Supervisors employed in the Licensing Trade. All Door Staff employed at pubs and clubs must be registered and licensed by the S.I.A.
- 4.2 Many of the Borough's late night venues have conditions on their Premises Licenses which require Door Supervisors at specific times.

5. Key Issues

- 5.1 To enable Local Authority Licensing Officers to carry out functions under the Security Industry Act 2001 written permission is needed from the S.I.A. Each Local Authority Licensing Officer must have this written authorisation before taking any action in this regard. This written authorisation must be kept up to date with the S.I.A.
- 5.2 Once written authority is granted by the S.I.A. the enforcement role of the Council Licensing Officers is to check at venues to ensure that S.I.A. Licensing Conditions are being adhered to.
- 5.3 Subject to the written Authority of the S.I.A, the Local Authority Licensing Officers are then authorised to enter and inspect on behalf of the S.I.A which includes checking, enforcing and reporting any offences and breaches of S.I.A Conditions. Those breaches are

then reported back to the S.I.A for further investigation and prosecution if necessary. This includes the issue of warning notices for the offences of:-

a) Engaging in licensable conduct without a licence

And

b) Employing unlicensed person in licensable conduct.

5.4 A copy of a warning notice can be found at appendix 1. A copy of the relevant S.I.A Enforcement Policy Code of Practice can be found at appendix 2.

6. **Other Implications**

Asset Management - None

Community Safety - Enforcement under the Licensing Act 2003 and the Security Industries Act 2001 is a key role to ensure a safe and vibrant night time economy. Ensuring the safety of all visitors by promoting the four licensing objectives.

Human Resources - None

Social Exclusion - None

7. **Lessons Learnt**

7.1 This is the first report on this issue.

8. **Background Papers**

Security Industry Act 2001
Security Industry Enforcement Policy; Code of Practice

9. **Consultation**

9.1 This report has been prepared in consultation with relevant Borough Council Officers.

10. Authors of Report

The authors of this report are Sue Garratt (Licensing Manager) and Steven Wood (Licensing Officer) , who can be contacted on extension 3713 (e-mail:) licensing@redditchbc.gov.uk for more information.

11. Appendices

Appendix 1 - Copy of S.I.A Notification

Appendix 2 – S.I.A Code of Practice