

M I N U T E S

meeting: **LICENSING COMMITTEE**

date: **9 NOVEMBER 2011**

PRESENT:-

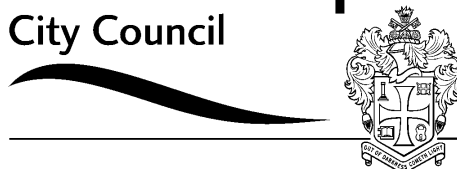
Councillor Dass (Chair)

Councillors Angus, Banger, Clarke, Claymore, Davis, Inston, Pask,
Mrs Patten, N A Patten, Judith Rowley, John Rowley, Shah and Wilson

OFFICERS IN ATTENDANCE:-

- | | | |
|------------|---|---|
| L Banbury | - | Democratic Support Officer, Delivery |
| R Edge | - | Section leader (Licensing) |
| S Hardwick | - | Senior Solicitor, Delivery |
| A Jervis | - | Head of Environmental Health, Trading
Standards & Licensing, Education and
Enterprise |
| C Parr | - | Licensing Manager, Education and Enterprise |
| R Taylor | - | Regeneration Officer, Education and Enterprise |

Wolverhampton
City Council



Illness of Shadow Chair

114 Councillor Davis was welcomed back following his period of absence due to illness.

Declarations of Interest

115 No interests were declared.

Minutes

116 Resolved:-

(a) That the minutes of the meeting held on 5 October 2011 be approved as a correct record.

(b) That the minutes of the meeting of the Licensing Sub-Committee held on 5 October 2011 be approved as a correct record and adopted.

Member Visit to View Night Time Economy and Transportation Issues in the City Centre

117 The Licensing Manager advised that arrangements had now been made for the visit to take place between 12 midnight on 3 December and approximately 0400 hours on 4 December 2011; further details would be circulated to Members of the Committee in due course.

Schedule of Outstanding Minutes (Appendix 45)

The Democratic Support Officer submitted a report, which set out a schedule of outstanding minutes together with details of when it was expected that reports on individual items would be presented for consideration.

118 Resolved:-

That the report be received.

Legal Proceedings (Appendix 46)

The Licensing Manager advised that the driver had actually been convicted in respect of two plying for hire and two driving without insurance offences. The appeal related to the disqualification and was based on hardship grounds; it had been upheld by the Court. The driver's Licence would be reviewed by the Council's Officer Mini Panel.

119 Resolved:-

That the report, outlining details of the results of legal proceedings determined by Wolverhampton magistrates' Court, following consideration of matters delegated to the Licensing Committee, be received.

Stretch Limousines

120

Resolved:-

That consideration of this item be deferred until the next scheduled meeting of the Committee.

Statement of Sex Establishment Policy (Appendix 47)

The Licensing Manager presented a report, which outlined the responses received to the consultation on the proposed draft Sex Establishment Licensing Policy and Sexual Entertainment Venue (SEV) fees.

Responding to questions, Members were advised that:-

- Each application would be considered on its merit, hence the wide interpretation in respect of such aspects as the location criteria, to enable the Local Authority to exercise reasonable control.
- Advertising on 'A' Boards had not been included, as controls could be exercised under separate legislation. With regard to the question in relation to electronic advertising boards, it was noted that all adverts must comply with ASA practice and complaints can be made via this route. It was noted, however, that consideration was currently being given to the enforcement aspects of a number of street scene issues, including 'A' Boards.
- The fees would be reviewed on an annual basis as part of the routine report which is considered by the Licensing Committee each year.

121

Resolved:-

That the Sex Establishment Licensing Policy and Sexual Entertainment Venue Fees be approved.

Revisions to the Statement of Gambling Policy (Appendix 48)

The Licensing Manager presented a report, which outlined the responses to consultation, together with comments of the Small Casino Licence Member Reference Group, regarding the proposed revisions to the Statement of Gambling Policy and the Principles for Selection. It was noted that the Evaluation Matrix would be presented to this Committee for approval in due course.

122

Resolved:-

That the revisions to the Statement of Gambling Policy, including the suggested amendment by the Small Casino Licence Member Group in regard to financial capacity, be endorsed for approval by full Council.

DCMS Consultation on the De-Regulation of Entertainment (Appendix 49)

The Licensing Manager presented a report, which outlined the draft response to the Department for Culture Media and Sport (DCMS) consultation proposal to examine the deregulation of Schedule One of the Licensing Act 2003.

In response to a Member's question the Officer undertook to include more detail in regard to the response to Q10, regarding reforms made under present iteration of the Act. It was also suggested that the consultation response be circulated to local Members of Parliament.

123

Resolved:-

(a) That the draft response to the DCMS on the consultation proposal to examine the deregulation of Schedule One of the Licensing Act 2003 be endorsed, subject to the inclusion of additional information in respect of Q10.

(b) That the Council's response be copied to the three local Members of Parliament.