

M I N U T E S

meeting: **LICENSING COMMITTEE**

date: **4 APRIL 2012**

PRESENT:-

Councillor Dass (Chair);
Councillors Angus, Banger, Clarke, Claymore, Davis, Hall, Inston,
Pask, N A Patten, Mrs Patten, Judith Rowley, John Rowley, Shah and
Wilson

OFFICERS IN ATTENDANCE:-

S Hardwick	-	Senior Solicitor, Governance Services Delivery Directorate
A Jervis	-	Head of Regulatory Services, Regeneration, Education and Enterprise Directorate
E Moreton	-	Principal Officer (Licensing), Regeneration, Education and Enterprise Directorate
C Parr	-	Licensing Manager, Regeneration, Education and Enterprise Directorate
S Walker	-	Public Protection Section Leader, Regeneration, Education and Enterprise Directorate
C W Craney	-	Democratic Services Officer, Governance Services, Delivery Directorate

Wolverhampton
City Council



PART I - OPEN ITEMS
(Open to the Press and Public)

Apologies for Absence

223 No apologies for absence were received.

Declarations of Interest

224 No declarations of interest were made relative to items under consideration at the meeting.

Chair's Announcement

225 The Chair, Councillor Dass, reminded Members that this was the last meeting of the Committee during the current Municipal Year and paid his thanks to both Members of the Committee and to the Officers for the work they had undertaken to promote the Council's licensing objectives. He took the opportunity to pay tribute to the work undertaken by Councillor Davis, who would be retiring from the Council at the forthcoming Municipal Elections following 34 years of service. Members and Officers took the opportunity to show their appreciation of the work of Councillor Davis in the traditional manner and the Chair made a presentation of a token of appreciation. Councillor Davis responded. Councillor John Rowley supported the comments made by the Chair in relation to Councillor Davis and reminded the Committee that this would also be the last meeting to be attended by Councillor Wilson who was standing down from the Council at the forthcoming Municipal Elections. He paid tribute to the work undertaken by Councillor Wilson during his time of office on the Council.

Minutes

226 Resolved:-
(a) That the Minutes of the meeting held on 1 February be confirmed as a correct record and signed by the Chair;
(b) That the Minutes of the meetings of the Licensing Sub-Committee held on 1, 2 and 8 February 2012 and 7 and 9 March 2012 be approved as a correct record and adopted.

Matters Arising

227 With reference to Minute No. 222 of the Licensing Sub-Committee held on 9 March 2012, C Parr, Licensing Manager, Regeneration Division, Education and Enterprise Directorate, advised that the Police had objected to the proposed name of the premises at 146 Oxford Street, Bilston and that it was now proposed that the premises would be named "Foxy Lady Dancing Lounge".

Schedule of Outstanding Minutes (Appendix 33)

C W Craney, Democratic Support Officer, Governance Services Division, Delivery Directorate, presented a report which set out a Schedule of Outstanding Minutes together with details for when it was expected that reports on individual items would be presented for consideration.

228 Resolved:-

(i) That the report be received and noted;

(ii) That a report in relation to the Alcohol Strategy be submitted to a future meeting of the Committee and Dr A Phillips, Managing Director and Director of Public Health, Wolverhampton City Primary Care Trust, be invited to attend.

Legal Proceedings (Appendix 34)

229 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 and noted.

Proposed Model Standards for Caravan Sites in England (Appendix 35)

A Jervis, Head of Regulatory Services, Regeneration Division, Education and Enterprise Directorate, presented a report which invited the Committee to approve the adoption of the Model Standards 2008 for Caravan Sites in England as the basis for licensing conditions attached to caravan sites and which also sought various delegations to the Assistant Director (Regeneration) in relation to this matter. He explained the background to the use of land as caravan sites and on the current position within the City Council area.

230 Resolved:-

(i) That the adoption of the Model Standards 2008 for Caravan Sites in England as the basis for the licence of conditions attached to caravan sites be approved;

(ii) That the Assistant Director (Regeneration), Education and Enterprise Directorate, be granted delegated authority to issue licences authorising the use of land as caravan sites in accordance with the Caravan Sites and Control of Development Act 1960;

(iii) That the Assistant Director (Regeneration), Education and Enterprise Directorate, or his nominee be granted delegated authority to apply appropriate conditions to new and existing site licences based on the new Model Standards 2008;

(iv) That the Officers be requested to provide, in writing, a definition of "caravans" as opposed to "chalets" in order to assist

Members to understand the difference between sites occupied by chalet type dwellings and those sites falling outside the Caravan Sites and Control of Development Act 1960 ie those sites used by showmen/circus operatives for Wintering purposes;

(v) That the Officers be instructed to write to the Local Government Association expressing the Council's concern in relation to the inability of local authorities to charge a fee in relation to the administration of the Caravan Sites and Control of Development Act 1960.

Enhancing the City Centre Night Time Offer (Appendix 36)

C Parr, Licensing Manager, Regeneration Division, Education and Enterprise Directorate, presented a report which informed the Committee of the reintroduction of the Taxi Marshalling Service for an initial six month pilot period with effect from 1 April 2012.

231 Resolved:-

(i) That the report be received and noted;

(ii) That the reintroduction of the Taxi Marshalling Service be publicised in order to increase public awareness of this particular initiative;

(iii) That the reintroduction of the Taxi Marshalling Service for an initial six month pilot period be subject to evaluation and monitoring and that a further report on this matter be submitted in due course;

(iv) That the Interim Regeneration Manager, Regeneration Division, Education and Enterprise Directorate, be requested to attend a future meeting of the Committee to report on the various workstreams in relation to the regeneration of the City.

Police Reform and Social Responsibility Act 2011 – Early Morning Restriction Orders and Late Night Levy Consultation (Appendix 37)

C Parr, Licensing Manager, Regeneration Division, Education and Enterprise Directorate, presented a report which detailed the Home Office Consultation in relation to the Police Reform and Social Responsibility Act 2011 insofar as it affected Early Morning Restriction Orders and Late Night Levy Consultation. Appended to the report was a suggested draft response.

232 Resolved:-

That the Home Office consultation be noted and the draft response as detailed in the appendix to the report be approved for submission on behalf of the Licensing Authority.

Site Management Agreement (SMA) to Limit Face to Face Fundraising Activity in Wolverhampton City Centre (Appendix 38)

S Walker, Public Protection Section Leader, Regeneration Division, Education and Enterprise Directorate, presented, for information, a report in relation to a proposal to proceed with a voluntary Site Management Agreement between the Public Fundraising Regulatory Authority (PFRA) and the City Council to ensure appropriate controls over face to face charity fundraising activity in the City Centre which had been approved by the Cabinet (Resources) Panel at its meeting held on 3 April 2012.

- 233 Resolved:-
That the report be received and noted.

Limousine Safety Enforcement 2012 (Appendix 39)

S Walker, Public Protection Section Leader, Regeneration Division, Education and Enterprise Directorate, presented a report which addressed the specific questions raised at the meeting of the Committee held on 11 January 2012 relating to limousine activity in the City.

- 234 Resolved:-
- (i) That the report and, in particular, the response to the matters and clarification detailed in Section 3 be noted;
 - (ii) That further spot checks on limousine operators during this years "prom" season and at other times to be determined at an operational level be endorsed and any reports of non-compliance be sent directly to the lead Traffic Commissioner in accordance with his request;
 - (iii) That the development of a response to the consultation on licence passenger vehicle reform be agreed and that the Chair of the Committee be granted delegated authority to approve the response.

Thanks to Chair

- 235 Resolved:-
That the best thanks of the Committee be extended to the Chair for the able and courteous manner in which he had conducted the proceedings of the Committee during the current Municipal Year.