

Licensing Committee

Minutes – 31 July 2013

Attendance

Members of the Sub-Committee

Cllr Bishan Dass (chair)
Cllr Alan Bolshaw
Cllr Mark Evans
Cllr Neville Patten

Cllr Harman Banger
Cllr Ian Claymore
Cllr Keith Inston
Cllr Rita Potter

Staff

Fiona Davis	Head of Service, Governance (Delivery)
A Jervis	Head of Regulatory Services (Education and Enterprise)
Colin Parr	Licensing Manager (Education and Enterprise)
Linda Banbury	Democratic Support Officer (Delivery)

Part 1 – items open to the press and public

<i>Item No.</i>	<i>Title</i>	<i>Action</i>
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BUSINESS ITEMS

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| 1. | Apologies for absence
Apologies for absence were submitted on behalf of Councillors Craig Collingswood, Susan Constable, Patricia Patten and John Rowley. | Linda Banbury |
| 2. | Declarations of interest
No interests were declared. | |
| 3. | Minutes
Resolved:
(a) That the minutes of the meeting held on 22 May 2013 be approved as a correct record.

(b) That the minutes of the meetings of the Licensing Sub-Committee held on 3, 11, and 26 June, and 4 July 2013 be | |

approved as a correct record and adopted.

4. **Matters arising**

3 June 2013

Further to the recent hearing in respect of One Stop Shop, 66 Oxley Moor Road, Cllr Claymore advised that the premises was due to open the following day and that he had raised some issues of concern with the Planning Authority. He also drew attention to a flyer distributed locally offering deals on food and alcohol.

The Licensing Manager advised that the premises were obliged, in accordance with their premises licence, to meet with local residents and that Licensing Services had agreed to facilitate the first meeting. The Head of Regulatory Services undertook to follow up the planning issues highlighted by the Councillor.

Andy Jervis

11 June 2013

Further to the recent review hearing in respect of The Greyhound, 14 Bond Street, the Licensing Manager advised that the Premises Licence Holder (Enterprise Inns) had appealed the decision, but following discussion with Licensing Services had withdrawn the appeal. A new application was to be submitted in due course for an alternative style of business. The Committee welcomed this outcome.

DECISION ITEMS

5. **Schedule of outstanding minutes**

A report was presented, which set out a schedule of outstanding minutes, together with an indication of when individual reports would be submitted for consideration.

Resolved:

That the report be received.

Linda
Banbury

6. **Scrap Metal Dealers Act 2013**

The Licensing Manager presented a report, which outlined the key provisions of the Scrap Metal Dealers Act 2013, together with the proposed local implementation arrangements. The report further detailed the compliance and enforcement arrangements agreed by the Safer Wolverhampton Partnership Local Police and Crime Board. He advised that, since writing the report, the Government had revised the timescale for receipt of applications to enable them to be made on 1 October 2013; this would allow time for a report

seeking approval of fees, delegations and local conditions to be presented to Committee in September, instead of a delegation to officers to approve transitional arrangements.

The Committee welcomed this important piece of legislation, which would both safeguard the public and encourage applications from reputable dealers.

Resolved:

That the report and verbal update be received and that a further report, seeking approval of fees, delegations and local conditions, be presented to the next scheduled meeting of the Committee on 25 September 2013.

Colin Parr

7. **Gambling Act 2005 – Small Casino Premises Licence Stage 2 storage protocol**

The Licensing Manager presented a report, which sought approval of the storage protocol for Stage 2 applications in respect of the Small Casino Premises Licence.

Resolved:

That the storage protocol for Stage 2 applications for the Small Casino Premises Licence, as detailed at Appendix A to the report, be approved.

Colin Parr

8. **Gambling Act 2005 – Small Casino Premises Licence Stage 2 Delegations**

The Licensing Manager presented a report, which sought approval of a delegated authority to the Licensing Manager and Development and Regeneration Officer to engage or negotiate with each Stage 2 applicant for the Small Casino Premises Licence. The Licensing Manager advised that the Evaluation Panel would be chaired by the Strategic Director for Delivery and would also comprise regeneration, employment, finance and legal experts. The final makeup of the Panel would be presented to the Licensing Committee for approval, following a formal recruitment process for the external members. A formal record of the Panel meetings would be made by the Democratic Support Office and the meetings would also be attended by the Licensing Manager and/or Development and Regeneration Officer, together with a Council Solicitor.

Resolved:

That authority be delegated to the Licensing Manager and Development and Regeneration Officer to engage with each of the Stage 2 applicants for the Small Casino Premises Licence, as detailed at section 2 of the report.

Colin Parr
Ruth Taylor

9. **Officer Decisions**

Colin Parr

Pursuant to the request of the Committee, the Licensing Manager provided a verbal update on decisions made under officer delegations during the 2012/13 municipal year, as follows:

20 applications for 'A' Boards outside the policy guidelines
24 minor variations under the Licensing Act 2003
36 premises licences suspended for non-payment of fees (majority now paid and businesses re-opened)
3 street trader applications (1 refusal)
Hackney Carriage and Private Hire applications – two cases appealed and officer decisions subsequently upheld – 3 driver licences and 7 vehicle licences revoked (approximately 95% of applications now dealt with by officers under revised delegations)

The Committee expressed their appreciation of the valuable work carried out by officers which had freed up the Licensing Sub-Committee, particularly in view of the increased number of Licensing Act hearings following the implementation of the Police Reform Act. The Licensing Manager advised that there would, however, be a number of driver applications for consideration at the September meeting.

Part 2 – exempt items

nil