



Licensing Committee

Minutes – 26 March 2014

Attendance

Members of the Committee

Cllr Bishan Dass (chair)	Cllr Harman Banger
Cllr Alan Bolshaw	Cllr Ian Claymore
Cllr Craig Collingswood	Cllr Susan Constable
Cllr Mark Evans	Cllr Keith Inston
Cllr Neville Patten	Cllr Rita Potter
Cllr John Rowley	

Employees

Sarah Hardwick	Senior Solicitor (Delivery)
Dan O'Brien	Section leader, Environmental Health (Education and Enterprise)
Andy 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>
BUSINESS ITEMS		
1.	Apologies for absence An apology for absence was submitted on behalf of Councillor Patricia Patten.	-
2.	Declarations of interest No interests were declared.	-
3.	Minutes Resolved: (a) That the minutes of the meeting held on 26 February 2014 be approved as a correct record.	-

- (b) That the minutes of the meetings of the Licensing Sub-Committee held on 26 and 28 February 2014 be approved as a correct record and adopted.

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4. **Matters arising**

Pursuant to item 4 of the meeting of the Sub-Committee on 26 February 2014, Colin Parr advised that an appeal against the revocation of a Hackney Carriage Vehicle Licence had been dismissed by the Magistrates' Court the previous week. There were three more appeal cases outstanding which related to conduct issues and the outcome would be reported to the Committee in due course.

Colin Parr

Colin Parr referred to an issue which had arisen in regard to the length of particular Licensing Act hearings. He advised that the hearings procedures were to be revised to include suggested timings for speeches by the individual parties which, whilst not binding upon the parties, should assist in concluding the hearings in a timely manner. Discussion took place in regard to instances where the applicants might require the services of an interpreter and the Committee agreed that, whilst the Council could make such arrangements, the cost should be borne by the applicant.

Colin Parr/
Linda
Banbury

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.

Linda
Banbury

Resolved:

That the report be received.

DECISION ITEMS

6. **Health and Safety Statutory Plan**

Dan O'Brien

A report was presented, which outlined the Council's health and safety plan for 2014/15. The Committee acknowledged the status of the Health and Safety Statutory Plan, in light of the health and Safety Commission guidance issued under Section 18 of the Health and Safety at Work etc. Act 1974. They further made a formal commitment to improving health and safety outcomes and to 'sensible risk management' as detailed in paragraph 2.6 of the report.

Resolved:

(a) That the Council's continued commitment and participation in the development of the HSE's Strategic partnership be endorsed.

(b) That a further report be submitted in the event that the ongoing structure of Regulatory Services results in significant changes to the health and safety work programme of statutory plan.

7. Scrap Metal Dealers Act 2013

A report was submitted, which provided information on the key provisions of the Act and the outcome of the local implementation arrangements.

It was acknowledged that the Act had been brought in to deal with metal thefts and the financial integrity of metal dealers. However, if the local problems related to nuisance there was alternative legislation in place to deal with these issues. It was noted also that the legislation was very new and that no case law existed as yet.

Resolved:

(a) That the report be received.

Colin Parr

(b) That a further report be presented when case law is available, in order to consider what additional mechanisms might be implemented to deal with local issues relating to scrap metal dealing not currently covered in the legislation.

8. Consultation on the relaxation of licensing hours during the FIFA World Cup 2014

Colin Parr

A copy of the Home Office consultation in regard to the relaxation of licensing hours during the FIFA World Cup 2014 had been circulated with the agenda papers. The consultation period was for two weeks only with responses being required by 26 March. The draft response, which had been drawn up following consultation with the Responsible Authorities Forum and Community Safety Partnership, had been emailed to Councillors prior to the meeting.

The Committee noted the responses which would be forwarded to the Home Office that afternoon.

Part 2 – exempt items

[NOT PROTECTIVELY MARKED]

Nil