

Licensing Sub-Committee

Report of the Head of Legal and Democratic Services

Recommended:

That the membership of the Licensing Sub-Committee be comprised of three members drawn from the Licensing Committee. Those members will be selected in strict alphabetical order, save when it transpires that a member has an interest in the Members' Code of Conduct or the member is a Member for or lives within the ward within which an application premises is situated. In the event of a member selected becoming unavailable to attend a hearing, then the Head of Legal and Democratic Services will select a replacement in accordance with the above arrangements. Where possible, those members will be selected on a basis of one Liberal Democrat and two other Members.

SUMMARY:

- Various matters relating to the Licensing Act 2003 and Gambling Act 2005 are determined by the Licensing Sub-Committee established in 2005 and re-appointed annually.

1 Background

1.1 At its January 2005 meeting (Minute 466 of 27 January refers) the Committee agreed to establish Licensing Sub-Committees comprising three members. As the Licensing Act was silent on a quorum all three members needed to be present. As a result it was also agreed;

- (a) That a Sub-Committee be established comprising three members, and that the membership be drawn from a pool of members consisting of the membership of the Licensing Committee, subject to:
 - (i) as an alternative arrangement those members being selected on the basis of one Liberal Democrat and two other members, and;
 - (ii) those members be selected from the Licensing Committee membership list in strict alphabetical order save when it transpires that a member has an interest as defined in the Code of Conduct or the member is a member for or lives within the ward within which an application premises is situated then the next member on the list shall be selected, subject to their availability.
- (b) That the Chairman of the Sub-Committee be rotated amongst all members of the Licensing Committee.

- 1.2 At its meeting in April 2006 (Minute 583 of 20 April refers), the Licensing Committee approved revisions to these arrangements, whereby, in the event of a member selected becoming available, the Head of Administration (now Head of Legal and Democratic Services) be authorised to select a replacement in accordance with the existing arrangements and that the agenda for each Sub-Committee meeting should contain a note to this effect.
- 1.3 At its September 2013 meeting (Minute 126 of 19 September refers) the Committee re-considered Licensing Sub-Committee arrangements. Whilst the legislation regarding political proportionality at Council meetings does not apply to Licensing Sub-Committees, it was agreed that where possible members would be selected for a Licensing Sub-Committee on the basis of one Liberal Democrat and two other members.

2 Conclusion

- 2.1 The Licensing Committee is asked to re-appoint the membership of the Sub-Committee on the basis set out above.

<u>Background Papers (Local Government Act 1972 Section 100D)</u>			
None			
<u>Confidentiality</u>			
It is considered that this report does not contain exempt information within the meaning of Schedule 12A of the Local Government Act 1972, as amended, and can be made public.			
No of Annexes:	0	File Ref:	N/A
(Portfolio: Corporate) Councillor Preston			
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Report to:	Licensing Committee	Date:	18 July 2019