

**LICENSING COMMITTEE**

26 May 2011  
2:09pm – 2:12pm

**Present:** Councillors Smith (Chair), Rosenstiel (Vice-Chair), Benstead, Hart, McPherson, Saunders, Stuart, Znajek, Blencowe, Brierley and Reiner

**FOR THE INFORMATION OF THE COUNCIL**

**11/6/licf Appointment of Sub Committees**

**Resolved** to appoint:

4 Subcommittees of 3 members each to undertake the business of the Licensing Committee as follows.

**Sub-Committee A**

Rosenstiel  
Brierley  
Hart

**Sub-Committee B**

Saunders  
Pippas  
Benstead

**Sub-Committee C**

Stuart  
Reiner  
McPherson

**Sub-Committee D**

Smith  
Blencowe  
Pogonowski

**11/7/licf Delegations to Officers**

Approved the following:

**Service Area Delegations: Council or Regulatory Functions****Powers delegated by Licensing Committee to the Director of Environment:**

Control and operation of Street Trading except:

- The issue of a consent for a period of more than 6 months to a person who is not a current consent holder;
- The renewal of a consent of a current consent holder, if another person has applied for the consent.

**Powers delegated by the Licensing Committee to Head of Refuse and Environment:**

Under The Gambling Act 2005:

- The grant and renewal of all Section 34 permits for amusements with prizes machines subject to consultation with the Chair and Spokes of the Licensing Committee in relation to applications for more than 10 machines
- The grant and renewal of Section 16 permits
- The grant and renewal of Section 6 Orders.
- Duty to comply with requirement to provide information to Gambling Commission – section 29
- Functions relating to exchange of information – Section 30
- Power to designate an officer as an authorised person for a purpose relating to premises – Section 304
- To exercise all and any of the powers and provisions of Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982
- In consultation with the Director of Resources to draw up a scale of fees to be paid for the use of a sex establishment within the City
- To exercise the powers and provisions of Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982 in respect of the investigation of any alleged offence relating to sex establishments
- To register societies for the purpose of holding small lotteries
- Grant and renewal of licences for small society lotteries

Authority to determine the following:

- Application for personal licence if no objection made
- Application for premises licence/ club premises certificate if no relevant representation made
- Application for provisional statement if no relevant representation made
- Application to vary premises licence/ club premises certificate if no relevant representation made
- Application to vary designated premises supervisor if no Police objection
- Request to be removed as designated premises supervisor
- Application for transfer of premises licence if no Police objection
- Applications for interim authorities if no Police objection
- Decision on whether a complaint is irrelevant, frivolous, vexatious etc.
- To authorise officers generally under the Act and specifically Parts 3 and 4 and section 108(5)

### **Service Area Delegations: Executive and Regulatory Functions**

Powers delegated by the Executive and by the Licensing Committee to the Director of Environment:

- Control of dogs and other animals and all matters concerned with animal welfare and control

Powers delegated by the Executive and by the Licensing Committee to the Head of Refuse and Environment:

- Food hygiene and safety
- Health and Safety (including home safety)
- Prevention, control and remedy of statutory nuisances
- Water pollution
- Sale of Game
- Control, and destruction where necessary, of Pests, nuisances and infectious diseases
- Monitoring and control of noise, including management of the Noise Call Out Service and powers under Anti Social Behaviour Act 2003 (NB the delegation to close premises causing a noise problem under the 2003 Act is to the Chief Executive, who in turn authorized the HEHWS to undertake this function (29.4.04)
- Other Public Health regulatory functions not otherwise specified within these delegations
- Acupuncture, tattooing, ear piercing and electrolysis

- Control of caravan sites
- Control and removal of unauthorised encampments
- Hackney carriages, private hire vehicles and trishaws except: the suspension of a driver's or a vehicle licence, unless the driver or proprietor of the vehicle, as appropriate, is informed of the right to appeal to the Taxi Regulation Sub-Committee within 14 days. (In the event of such an appeal, it shall be heard within 7 days of receipt of the appeal.)
- Street collections, house to house collections and the issuing of permits to special interest pressure groups except for the refusal of house to house collection permits.
- Control, regulation and enforcement powers in relation to shops and trading.
- The registration and monitoring of pool betting promoters
- The licensing of scrap metal dealers & businesses which sell/recycle second hand car parts
- To appoint an official veterinary surgeon to carry out duties required at premises licensed under the Food Hygiene (England) Regulations 2006/14
- The power to implement and enforce the provisions of Chapter 1 of Part 1 of the Health Act 2006 and Regulations made under that Act in relation to smoke free premises, places and vehicles.
- The power to authorise in writing any person (whether or not an officer of the City Council), either generally or specifically, to act in matters arising under Chapter 1 of Part 1 of the Health Act 2006 and Regulations made under that Act in relation to smoke free premises, places and vehicles.

The meeting ended at 2:12pm

**CHAIR**