

BROMSGROVE DISTRICT COUNCIL

MEETING OF THE LICENSING COMMITTEE

Monday, 27th February 2006 at 6.00 p.m.

PRESENT: Councillors A. J. Dent (Chairman), D. Hancox (Vice-Chairman), Mrs. S. J. Baxter, Mrs. R. L. Dent, Mrs. K. M. Gall (substituting for Miss D. H. Campbell), M. H. Gill, Mrs. J. M. L. A. Griffiths, G. H. R. Hulett, N. Psirides J.P., C. R. Scurrall, G. G. Selway (substituting for S. R. Peters), S. P. Shannon and E. C. Tibby.

34/05

APOLOGIES

Apologies for absence were received from Councillors Miss D. H. Campbell and S. R. Peters.

35/05

MINUTES

The Minutes of the Meeting of the Committee held on 30th January 2006 were submitted.

RESOLVED: that the Minutes be approved and confirmed as a correct record.

36/05

REPORT OF THE INTERIM HEAD OF PLANNING AND ENVIRONMENT SERVICES RELATING TO NON-CONFIDENTIAL AND NON-EXEMPT ITEMS

The Report of the Interim Head of Planning and Environment Services relating to non-confidential and non-exempt items was submitted.

Arising therefrom:

(1) **STREET COLLECTION APPLICATION – BROMSGROVE LIONS CLUB**

RESOLVED: that the application made by Mr. P. Fletcher on behalf of the Bromsgrove Lions Club in aid of the Acorns Children's Hospice for a Street Collection to take place in Bromsgrove High Street on 8th April 2006 be approved, subject to the receipt of a satisfactory reference.

(2) **STREET COLLECTION APPLICATION – BROMSGROVE HOSPITAL CARNIVAL**

RESOLVED: that the application made by Mr. J. Evans on behalf of the Bromsgrove Hospital Carnival Committee for a Street Collection to take place in the Town Centre of Bromsgrove on 1st July 2006 be approved.

(3) **STREET TRADING CONSENT APPLICATION – BROMSGROVE HOSPITAL CARNIVAL COMMITTEE**

RESOLVED: that the application made by the Chairman of the Bromsgrove Hospital Carnival Committee for a Street Trading Consent in respect of the annual Elizabethan Street Market on Saturday, 24th June 2006, between the hours of 9.00 a.m. and 5.00 p.m., be approved, subject to the following conditions:

- (a) no interference shall be caused to vehicles servicing the shops in the High Street, Bromsgrove;
- (b) the stalls shall be erected in such positions so that no obstruction is caused to nearby shop entrances to the satisfaction of the Council's Head of Street Scene and Waste Management;
- (c) no vehicle shall be in attendance for the purpose of delivering or collecting stalls, goods etc., between the hours of 10.30 a.m. and 4.00 p.m.;
- (d) the applicant shall be responsible for all and any claims for damage or injury which may arise from their use of the High Street; and
- (e) a passage shall be kept open at all times for the access of emergency vehicles and at the prescribed times, viz., 10.30 a.m. and after 4.00 p.m., for the access of any vehicles.

(4) **LICENSING ACT 2003 – ENFORCEMENT PROTOCOL**

The Principal Licensing Officer reported that, following the successful implementation of the Licensing Act 2003, it was felt that there was a need to formalise enforcement responsibilities in respect of investigating and dealing with offences committed by licence holders in accordance with the new licensing laws.

In this regard, a suggested enforcement protocol, which had already been adopted by other neighbouring authorities, was considered.

RESOLVED: that the suggested Enforcement Protocol, as set out at Appendix A to the Report, be approved and adopted.

(5) **GAMBLING ACT 2005 – UPDATE**

The Principal Licensing Officer gave a brief update for Members on the implementation of the Gambling Act 2005, which received Royal Assent in April 2005. In this regard, it was reported that the Gambling Commission had issued the first of a series of documents which gave guidance to licensing authorities on the exercise of their functions under the new legislation.

The new Act repeals the Betting, Gaming and Lotteries Act 1963, the Gaming Act 1968 and the Lotteries and Amusements Act 1976. New responsibilities for the licensing authority include:

- licence premises for gambling activities;
- consider notices given for the temporary use of premises for gambling;
- grant permits for gaming and gaming machines in clubs and miners' welfare institutes;
- regulate gaming and gaming machines in alcohol licensed premises;
- grant permits to family entertainment centres for the use of certain lower stake gaming machines;
- grant permits for prize gaming;
- consider occasional use notices for betting at tracks; and
- register small societies' lotteries.

RESOLVED: that this item be noted.

(6) **STREET COLLECTION CALENDAR 2005/06 AND RETURNS**

RESOLVED: that this item be noted.

(7) **HOUSE TO HOUSE COLLECTION CALENDAR 2005/06 AND RETURNS**

RESOLVED: that this item be noted.

37/05

LOCAL GOVERNMENT ACT 1972

RESOLVED: that, under Section 100A(4) of the Local Government Act 1972, the public be excluded from the Meeting during the consideration of an item of business the subject of the following Minute on the grounds that it involves the likely disclosure of "Exempt Information" as defined in Part I of Schedule 12A to the Act, the relevant paragraph of that part being as set out below:-

Minute No.
38/05

Paragraph
4

38/05

REPORT OF THE INTERIM HEAD OF PLANNING AND ENVIRONMENT SERVICES CONTAINING CONFIDENTIAL OR EXEMPT ITEMS

The Report of the Interim Head of Planning and Environment Services containing confidential or exempt items was submitted.

Arising therefrom:

(1) **HACKNEY CARRIAGE AND PRIVATE HIRE VEHICLE DRIVER'S LICENCE – REFERENCE D.1119**

RESOLVED: that this item be noted.

The Meeting closed at 6.22 p.m.

Chairman