



BROMSGROVE DISTRICT COUNCIL

URGENT DECISIONS

FRIDAY 13TH NOVEMBER 2020 AT 1.45 P.M.

MEMBERS: Councillors

AGENDA

PLEASE NOTE - THE ATTACHED URGENT DECISION HAS BEEN ELECTRONICALLY SIGNED OFF BY ALL THE NECESSARY MEMBERS/OFFICERS DUE TO THE CURRENT COVID-19 SITUATION.

1. Urgent Decision - Licensing Sub Committees (Pages 1 - 4)

K. DICKS
Chief Executive

Parkside
Market Street
BROMSGROVE
Worcestershire
B61 8DA

13th November 2020

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BROMSGROVE DISTRICT COUNCIL

RECORD OF DECISION TAKEN UNDER URGENCY PROCEDURES

Subject: Licensing (Miscellaneous) Sub-Committee's A and B

Brief Statement of Subject Matter:

The following urgent decision is required to facilitate the continued functioning of Council business. That the Constitution be amended for the 'Terms of Reference' for Licensing (Miscellaneous) Sub-Committee's A and B, as per the 'Terms of Reference' for Licensing Sub-Committee that consider and determine applications and hearings arising from the Licensing Act 20032 and the Gambling Act 2005.

Decision: COUNCIL

Date: 20th November 2020

RESOLVED: that the 'Terms of Reference' for Licensing (Miscellaneous) Sub-Committee's A and B, be amended to read 'Special Provisions as to the Chairman – NONE'.

Grounds for Urgency:

The current Terms of Reference for Licensing (Miscellaneous) Sub-Committee's A and B with regards to the 'Special Provisions as to the Chairman', requires that the Chairman shall be either the Chairman or Vice-Chairman of Licensing Committee.

We have recently received a Street Trading Consent application, whereby the Applicant is known to the Chairman and the Street Trading site is in the Ward Area of the Vice-Chairman. (NOTE: Under the Council's Street Trading Policy, the District Councillor(s) for the Ward(s) concerned are notified of any Street Trading Consent applications or renewals). Therefore, precluding them both from chairing the meeting. There is no requirement under legislation that Licensing (Miscellaneous) Sub-Committee hearings to consider and determine such applications must be chaired by the Chairman or Vice-Chairman of Licensing Committee.

DECISION APPROVED BY:

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Chief Executive

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Dated

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Section 151 Officer

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Dated

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Monitoring Officer

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Dated

Agenda Item 1

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Leader

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Dated

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Chairman Overview & Scrutiny Board

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Dated

.....
Chairman

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Dated

LICENSING (MISCELLANEOUS) SUB-COMMITTEES A AND B (Parent Committee – Licensing Committee)

Sub-Committee A and Sub-Committee B will sit in rotation

Number of Members	3 (from the membership of the Licensing Committee) including either the Chairman or Vice-Chairman of the Licensing Committee (with a fourth Member on standby for each meeting)
Politically Balanced Y/N	N (but to include where possible a member of the opposition)
Quorum	3
Procedure applicable	Rules Council Procedure Rules (with the exception of Council Procedure Rules 1-4, 9-11, 13.4, 13.5, 14, 18.2, 20.1 and 22)
Terms of Reference	To determine licensing applications (other than those arising under the Licensing Act 2003 and the Gambling Act 2005) including (but not limited to): <ol style="list-style-type: none"> 1. private hire and hackney carriage driver, operator and vehicle licensing; 2. street trading consents; 3. sex shop applications; 4. pet shop licences; 5. animal boarding licences; 6. riding establishment licences; 7. charitable collections; 8. street amenity consents.
Special provisions as to the Chairman	None The Chairman shall be either the Chairman or Vice-Chairman of the Licensing Committee
Whipping arrangements	No whipping is permitted

<p>Special provisions as to membership</p>	<p>Neither the Leader nor Deputy Leader may be a member of the Licensing (Miscellaneous) Sub-Committee</p> <p>Only those Councillors who have undertaken appropriate training may sit on the Licensing (Miscellaneous) Sub-Committee.</p>
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