

**Committee and Date**Strategic Licensing
Committee5th September 2012**Item****4**

Public

**MINUTES OF THE STRATEGIC LICENSING COMMITTEE MEETING HELD ON
WEDNESDAY, 13TH JUNE 2012 IN THE SHREWSBURY ROOM,
THE SHIREHALL, SHREWSBURY**

10.00 a.m. – 10.35 a.m.

Responsible Officer Emily MarshallEmail: emily.marshall@shropshire.gov.uk Telephone: 01743 252726**Present:**

Mrs R. Taylor-Smith (Chairman).

Mr P. Adams (Vice-Chairman), Mrs B. Baker, Mr T. Barker, Mrs J. Barrow, Mr T. Bebb, Mr W. Benyon, Mr V. Bushell, Mr T. Bebb, Mr A. Davies, Mr T. Durnell (Substitute for Mr R. Tindall), Mr R. Evans, Mr R. Hughes, Mr K. Roberts and Mr J. Tandy.

1. ELECTION OF CHAIRMAN**1.1 RESOLVED**

That Councillor Mrs R. Taylor-Smith be elected Chairman for the ensuing year.

2. APOLOGIES FOR ABSENCE AND SUBSTITUTIONS

2.1 An apology for absence was received from Councillor R. Tindall (Councillor R. Durnell was in attendance as his substitute).

3. APPOINTMENT OF VICE-CHAIRMAN**3.1 RESOLVED**

That Councillor Peter Adams be appointed Vice-Chairman for the ensuing year.

The Chairman thanked Councillor Adams for his work as Chairman of the Licensing and Safety Sub-Committee.

4. WELCOME AND INTRODUCTION FROM THE CHAIRMAN

- 4.1 The Chairman welcomed everyone to the meeting.
- 4.2 The Chairman reminded Members that a Seminar on Safeguarding in Licensing had been arranged, to take place on Friday, 29th June 2012. All Members of Strategic, including substitutes were invited to attend.

5. DECLARATIONS OF INTEREST

- 5.1 Councillors Tandy, Adams, Roberts and Durnell declared personal interests in relation to agenda item 10 as they were Members of Shrewsbury Town Council.

6. MINUTES

6.1 RESOLVED:

That the Minutes of the meeting held on 21st March 2012 be approved as a correct record and signed by the Chairman.

7. PUBLIC QUESTION TIME

- 7.1 There were no public questions received.

8. EXERCISE OF DELEGATED POWERS

- 8.1 Consideration was given to a report of the Public Health and Safety Manager in respect of the exercise of delegated powers to issue or amend licences.
- 8.2 In the absence of the Public Health and Safety Manager, the Environmental Health Service Manager detailed the information as listed in the appendices of the report and answered a number of general queries from Members.
- 8.3 The Council's Solicitor provided further detail on the number of appeals that had been lodged and it was agreed to provide updated information on the appeal decisions at the next meeting.
- 8.4 The Chairman commented on how useful it was to receive the information contained within the report and took the opportunity to formally thank the Licensing Team across the County for their hard work.

8.5 RESOLVED:

That the report of the Public Health and Safety Manager be noted

9. LAW COMMISSION CONSULTATION – REFORM OF HACKNEY CARRIAGE AND PRIVATE HIRE LAW

- 9.1 Consideration was given to a report of the Environmental Health Service Manager in respect of the Law Commission Consultation on proposed changes to Hackney Carriage and Private Hire Law.

9.2 The Environmental Health Service Manager outlined the report, highlighting the recommendation that the Strategic Licensing Committee set up a Working Group to consider the Consultation proposals in detail and report back to the Strategic Licensing Committee before the end of the Consultation period.

9.3 The following names were put forward and agreed: Councillors Vernon Bushell, Tim Barker, Beverley Baker, Peter Adams and Rosanna Taylor-Smith.

9.4 It was agreed that the first meeting of the Working Group would be held on Wednesday, 20th June at 2.30 p.m. in the Shrewsbury Room.

9.5 RESOLVED:

1. That no amendments be made to zoning or the current policy which requires all hackney carriages in zone 4 (old Shrewsbury and Atcham Borough Council area) to be of a wheelchair accessible design and no policy requirement for wheelchair accessibility in the other four zones until the outcome of the Law Commission Consultation is known.
2. That a Working Group be established, comprising Councillors Bushell, Barker, Baker, Adams and R. Taylor-Smith to consider the Law Commission's Consultation proposals. The findings of the Working Group are to be reported back to a special meeting of the Strategic Licensing Committee prior to the end of the consultation period on 10th August 2012, so that a response can be submitted.

10. THE CLEAN NEIGHBOURHOOD AND ENVIRONMENT ACT 2005 – DISTRIBUTION OF FREE PRINTED MATTER

10.1 Consideration was given to a report of the Licensing Team Leader in respect of the introduction of orders to control the distribution of free literature within Shropshire market towns.

10.2 The Environmental Health Service Manager outlined the report, drawing the Committee's attention to paragraph 8 of the report which detailed the responses to the consultation. It was noted that with regard to the existing order, Shrewsbury Town Council had requested that it remain in place at the current time.

10.3 It was suggested that the Council request Shrewsbury Town Council administer the existing order and to take any revenue from the order.

10.4 RESOLVED:

1. That the introduction of additional orders to control the distribution of free printed matter not be progressed.
2. That Shrewsbury Town Council be requested to accept this function being delegated to them and if the Town Council wishes to accept the

function there be a further report back to this Committee regarding delegating the powers

11. APPOINTMENT OF AND TO LICENSING AND SAFETY SUB-COMMITTEE

11.1 The Sub-Committee were asked to confirm the delegated powers of the Licensing and Safety Sub-Committee for the municipal year 2012 to 2013 (See Minute 10 of the meeting held on 8th June 2011) and to appoint its membership. Members were aware that the Sub-Committee's powers were used mainly for dealing with matters concerning hackney carriage and private hire vehicles and drivers.

11.2 Councillor Beverley Baker reported that the Liberal Democrat Group wished to replace their current substitute, Councillor Richard Huffer with Councillor Roger Evans.

11.3 RESOLVED:

1. That, a standing Licensing and Safety Sub-Committee be established comprising of 6 members of the Strategic Licensing Committee and with full delegated powers to discharge the Council's licensing and safety functions as set out in Annex A of the report to the Strategic Licensing Committee, see Minute 10 of the meeting held on 8th June 2011.
2. That, the rules of the Licensing and Safety Sub-Committee be those that were set out in Annex B of the report to the Strategic Licensing Committee, see Minute 10 of the meeting held on 8th June 2011.
3. That, Councillors P Adams, W Benyon, A Davies, T Barker, V Bushell, Mrs B Baker be appointed to serve on the Sub-Committee with Councillors T Bebb, R Taylor-Smith, K Roberts, R Tindall, J. Tandy and Roger Evans appointed as substitute members.

12. APPOINTMENT OF AND TO THE LICENSING ACT SUB-COMMITTEE

12.1 The Committee were asked to confirm the delegated powers of the Licensing Act Sub-Committee for the municipal year 2012 to 2013 (see minute 11 of the meeting held on 8th June 2011). Members were reminded that the Licensing Act Sub-Committee dealt with matters concerning applications made under the Licensing Act 2003 and the Gambling Act 2005. The Committee were also asked to confirm the method of appointing Members (which could be any three members of the Committee).

12.2 RESOLVED:

That the delegated powers of, and method of appointments to, the Licensing Act Sub-Committee for the municipal year 2012 to 2013 be as those agreed on 8th June 2011 (See Minute 11).

It was noted that the titles of responsible officers would change once the forthcoming management restructure had been implemented.

13. DATE OF NEXT MEETING

13.1 The Committee noted that the next meeting of the Strategic Licensing Committee would be held on Monday, 10th September 2012 at 10.00am in the Shrewsbury Room, Shirehall, Shrewsbury.

CHAIRMAN.....

DATE.....