



<u>Committee and Date</u>
Strategic Licensing Committee
Wednesday 25 th September 2013

<u>Item</u>
4
Public

MINUTES OF THE STRATEGIC LICENSING COMMITTEE MEETING HELD ON WEDNESDAY, 5TH JUNE 2013 IN THE SHREWSBURY ROOM, THE SHIREHALL, SHREWSBURY

10.00 a.m. – 10.22 a.m.

Responsible Officer Emily Marshall
Email: emily.marshall@shropshire.gov.uk Telephone: 01743 252726

Present:

Mr M. Wood (Chairman).
Mr P. Adams, Mrs J. Barrow, Mr V. Bushell, Mr P. Cherrington, Mr S. Davenport, Mr A. Davies, Mr N. Hartin, Mr R. Huffer, Mr R. Hughes, Mr R. Macey, Mr K. Roberts (Vice-Chairman), Mrs R. Taylor-Smith and Mr R. Tindall.

6. WELCOME AND INTRODUCTION FROM THE CHAIRMAN

6.1 The Chairman welcomed everyone to the meeting.

7. APOLOGIES FOR ABSENCE AND SUBSTITUTIONS

7.1 An apology for absence was received from Councillor Jon Tandy.

8. DISCLOSABLE PECUNIARY INTERESTS

8.1 Members were reminded that they must not participate in the discussion or voting on any matter in which they have a Disclosable Pecuniary Interest and should leave the room prior to the commencement of the debate.

8.2 Councillor Peter Cherrington stated that he was a Member of Oswestry Town Council.

9. MINUTES

9.1 RESOLVED:

That the minutes of the meetings held on 12th March 2013, 24th March 2013 and 16th May 2013 be approved as a correct record and signed by the Chairman.

10. PUBLIC QUESTION TIME

10.1 There were no public questions received.

11. STREET TRADING – DELEGATION OF POWERS TO OSWESTRY TOWN COUNCIL

11.1 Consideration was given to a report of the Public Protection Officer (Specialist) in relation to the delegation of street trading powers to Oswestry Town Council.

11.2 The Operational Community Safety Team Manager outlined the report and explained that the areas covered by the Street Trading Consent did not solely relate to streets within the town centre, but also included certain roads outside the Town Council's area (but within the area of the former Oswestry Borough Council).

11.3 RESOLVED:

That this Committee recommends to full Council that pursuant to s101(1)(b) Local Government Act 1972, Shropshire Council delegate to Oswestry Town Council with regard to the consent streets in Oswestry, all of its powers emanating from Schedule 4 Local Government (Miscellaneous Provisions) Act 1982.

12. EXERCISE OF DELEGATED POWER

12.1 Consideration was given to a report of the Team Manager Operational Community Safety in relation to delegated powers to issue and amend licences.

12.2 RESOLVED:

That the report of the Team Manager Operational Community Safety be noted.

13. APPOINTMENT TO LICENSING AND SAFETY SUB-COMMITTEE

13.1 The Committee were asked to confirm the delegated powers of the Licensing and Safety Sub-Committee for the municipal year 2013 to 2014 (see minute 10 of the meeting held on 8th June 2011) and to appoint its membership. Members were reminded that the Sub-Committee's powers were used mainly for dealing with matters concerning hackney carriage and private hire vehicles and drivers.

13.2 RESOLVED:

1. That, a standing Licensing and Safety Sub-Committee be established comprising of 5 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 A. Davies, Keith Roberts, Joyce Barrow, Vernon Bushell and Richard Huffer be appointed to serve on the Sub-Committee with Councillors Rosanna Taylor-Smith, Steve Davenport, Roger Hughes, Jon Tandy and Nigel Hartin appointed as substitute members.

14. LICENSING ACT 2003 AND GAMBLING ACT 2005 – DELEGATED AUTHORITY

- 14.1 The Committee were asked to confirm the delegated powers of the Licensing Act Sub-Committee for the municipal year 2013 to 2014 (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).

14.2 RESOLVED:

That the delegated powers of, and method of appointments to, the Licensing Act Sub-Committee for the municipal year 2013 to 2014 be as those agreed on 8th June 2011 (See Minute 11).

15. DATE OF NEXT MEETING

- 15.1 The Committee noted that the next meeting of the Strategic Licensing Committee would be held on Wednesday 25th September 2013 commencing at 10.00am in the Shrewsbury Room, Shirehall, Shrewsbury.
- 15.2 Councillor Peter Adams proposed a vote of thanks to former Chairman of the Strategic Licensing Committee, Councillor Rosanna Taylor-Smith, for her work over the past four years within Licensing at a time of great changes to Licensing law and policy and during an influx of out of area private hire/hackney carriage applications.
- 15.3 Councillor Adams further stated that with the guidance of John Hosker (Shropshire Council's Solicitor) the Council had implemented laws properly over a period of very rapid change, indeed many of the Council's decisions had been upheld by the Courts and had now become case law.
- 15.4 Councillor Rosanna Taylor-Smith thanked Councillor Adams for his kind words, and stated that it had been a team effort and the credit should be shared. Councillor Rosanna Taylor-Smith added that work in the area of policy review was ongoing and she hoped to continue to be involved in this area of work.

CHAIRMAN.....

DATE.....