

**NORTH DEVON COUNCIL**

Minutes of a meeting of the LICENSING COMMITTEE held at Brynsworthy Environment Centre, Barnstaple on Tuesday 10th July 2018 at 10.00 a.m.

PRESENT: Members:

Councillor Chesters (Chairman)

Councillors J. Cann, Gubb, Haywood, Jones, Moore, Tucker, Wilkinson and Yabsley.

Officers:

Acting Lead Officer Licensing (PF), Senior Solicitor (TB), and Corporate and Community Services Officer (AD).

**14 APOLOGIES FOR ABSENCE**

Apologies for absence were received from Councillors Campbell, Leaver and Meadlarkin.

**15 MINUTES**

RESOLVED, that the minutes of the meeting held on 12<sup>th</sup> June 2018 (circulated previously) be approved as a correct record and signed by the Chairman.

**16 DECLARATIONS OF INTEREST**

The following declarations of interest were announced:

Councillor Mathews                      Item 6 – As a Member of the Fire Authority and a Devon County Councillor.

Councillor Yabsley                      Item 6 – As a Member of Devon County Council.

**17 LICENSING ACT 2003 STATEMENT OF LICENSING POLICY**

The Acting Lead Officer Licensing highlighted to the Committee the proposed changes in the draft Licensing Act 2003 Statement of Licensing Policy (circulated previously) and explained that the Council had a legal obligation to review its policy every five years.

The Acting Lead Officer Licensing explained that there were no major proposed changes and read through a summary of the amendments that had been made. The Council did not currently have a Cumulative Impact Assessment and the Acting Lead Officer Licensing provided the Committee with a definition of what

cumulative impact was as set out in the revised guidance issued under 182 of the Licensing Act 2003, April 2017, paragraphs 14.20-14.23. Changes to legislation that came into force in October 2012 required an addition to be made under Fees, paragraph 20 of the draft policy, whereby, the Authority was now required to suspend a premises licence or club premises certificate if the annual fee was not paid. Reference to the removal of Appendices was only in relation to this document, the guidance was still available to view on the website as separate documents.

In answer to a question as to the Late Night Levy the Acting Lead Officer Licensing explained this was a discretionary power available to the authority but was mostly used in cities where extra burden was placed on police due to large premises and high concentration of public gaining entrance to and exiting those premises.

The Acting Lead Officer Licensing then outlined the timings for the policy to be consulted on and advised that a findings report would be brought back to the Licensing Committee in October 2018, before it would go to Executive in November and then Council in December for approval before implementation in January 2019.

RESOLVED that:

- (a) the draft Licensing Act 2003 Statement of Licensing Policy document be approved; and
- (b) consent be given for the process of public consultation to be undertaken on the draft revised Statement of Licensing Policy which incorporated tracked changes highlighting the amendments made to the current policy.

A vote of thanks was given to the Lead Officer Licensing for all his hard work putting the report and policy together.

## **18 WORK PROGRAMME/FORWARD PLAN**

The Committee considered the work programme (circulated previously) and the Acting Lead Officer Licensing advised the Committee that dates for items coming to Committee were still to be finalised but all the assigned Officers were working on their respective items.

The Acting Lead Officer Licensing advised that, in relation to Safety Advisory Group meetings the next big event in the area was the Tour of Britain cycling event and the Health and Safety officer from North Devon Council had been requested to attend a meeting with Devon County Council on 18<sup>th</sup> July 2018.

Chairman

The meeting ended at 10.45 a.m.

NOTE: These minutes will be confirmed as a correct record at the next meeting of the Licensing Committee.