

REPORT TO: LICENSING AND COMMUNITY SAFETY COMMITTEE

Date: 18th June 2019

**TOPIC: ALTERNATIVE ARRANGEMENTS FOR THE
APPOINTMENT OF SUB-COMMITTEES**

**REPORT BY: SENIOR CORPORATE AND COMMUNITY SERVICES
OFFICER**

1. INTRODUCTION

1.1 This report considers the alternative arrangements for the appointment of Sub-Committees to support the Committee in its work.

2. RECOMMENDATIONS

2.1 That the Committee appoint five Sub-Committees each with three Members with the delegated powers as detailed in Appendix A of this report.

2.2 (a) That alternative arrangements be made for the appointment of Members of the Sub-Committees of the Licensing Committee in accordance with the powers set out in S17 of the Housing And Local Government Act 1989 and the provisions of the Local Government (Committees And Political Groups) Regulations 1990;

(b) That the alternative arrangements provide that the membership of the Sub-Committees of the Licensing and Community Safety Committee be not politically balanced.

2.3 That a Member be selected by Corporate and Community Services to act as a Substitute Member for each Sub-Committee meeting if required;

2.4 That Members and Chairmen be appointed to the Sub-Committees as detailed in Appendix B of the report until such time as re-appointments are made in 2020;

2.5 That the appointed Sub-Committees be restricted in that they may not further delegate any of their powers to an officer of the Council or any other body.

3. REASONS FOR RECOMMENDATIONS

3.1 To establish the working practices for the Licensing and Community Safety Committee under the Licensing Act 2003.

4. CONSTITUTIONAL CONTEXT

4.1 The Licensing and Community Safety Committee was established under the Constitution (Part 3).

4.2 Under the provisions of Section 101(2) of the Local Government Act 1972 the Committee once constituted may delegate powers to Sub-Committees.

5. REPORT

5.1 The Licensing and Community Safety Committee has operated through a series of Sub-Committees appointed with delegated powers as set out in Appendix A.

5.2 The previous Licensing Committee adopted the following:

(a) *that alternative arrangements be made for the appointment of Members of the Sub-Committees of the Licensing Committee in accordance with the powers set out in S17 of the Housing And Local Government Act 1989 and the provisions of the Local Government (Committees And Political Groups) Regulations 1990;*

(b) *that the alternative arrangements provide that the membership of the Sub-Committees of the Licensing Committee be not politically balanced.*

5.3 The Committee is requested to consider a similar resolution to apply to the appointment of Sub-Committees for administration of the Licensing Act 2003. See Appendix B for proposed membership of Sub-Committees.

5.4 Should the Committee pass such a resolution it is recommended that five Sub-Committees of three Members be appointed in accordance with the provisions of the Act: should such a resolution be not made, then the Sub-Committees must be politically balanced.

6. COST IMPLICATION

6.1 The implementation of the recommendations of this report will have no significant financial or manpower cost implications.

7. STATEMENT OF INTERNAL ADVICE

7.1 This report has been completed in consultation with the Head of Corporate and Community Services.

8. STATEMENT OF CONFIDENTIALITY

8.1 This report contains no material that is confidential or exempt information within the meaning of the Local Government (Access to Information) Act 1985.

Background papers

The following background papers were used in the construction of this report:

North Devon Council Constitution

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Senior Corporate and Community Services Officer
20.05.19

