

AGENDA

Licensing Committee

Wednesday, 14 July 2021 AT 16:05
In the Council Chamber, Civic Centre, Carlisle, CA3 8QG

The Licensing Committee will begin at approximately
4.05pm or on the rising of the Regulatory Panel,
whichever is the later

Apologies for Absence

To receive apologies for absence and notification of substitutions

Declarations of Interest

Members are invited to declare any disclosable pecuniary interests, other registrable interests and any interests, relating to any item on the agenda at this stage.

Public and Press

To agree that the items of business within Part A of the agenda should be dealt with in public and that the items of business within Part B of the agenda should be dealt with in private.

Minutes of Previous Meeting

3 - 4

The Chair will move the minutes of the meeting held on 28 April 2021 as a correct record. The only part of the minutes that may be discussed is their accuracy.

(Copy minutes herewith)

PART A

To be considered when the Public and Press are present

- A.1 LICENSING ACT 2003 UPDATE** **5 - 8**
- The Licensing Manager to provide an update on the Licensing Act 2003.
(Copy Report GD.42/21 herewith)
- A.2 GAMBLING ACT 2005 UPDATE** **9 - 12**
- The Licensing Manager to provide an update on the Gambling Act 2005.
(Copy Report GD.43/21 herewith)
- A.3 LICENSING SUB COMMITTEE APPOINTMENTS** **13 - 14**
- To appoint Members to serve on the four Licensing Sub Committees as per the attached schedule.
(Copy Schedule herewith)

PART B

To be considered when the Public and Press are excluded from the meeting

- NIL -

Members of the Licensing Committee

Conservative – Mrs Bowman (Chair), Mrs Mitchell, Meller, Morton, Nedved, Shepherd, Collier (sub), Mrs Mallinson (sub), J Mallinson (sub)

Labour – Miss Sherriff, Sunter, Dr Tickner, Miss Whalen (Vice Chair), Alcroft (sub), Ms Ellis-Williams (sub), Patrick (sub)

Independent - Tinnion, Paton (sub)

Green - Dr Davison

Enquiries, requests for reports, background papers etc to:
committeeservices@carlisle.gov.uk

**LICENSING COMMITTEE
WEDNESDAY 28 APRIL 2021 AT 4.53PM**

PRESENT: Councillor Ms Ellis-Williams (Chair), Birks (as substitute for Councillor Dr Tickner), Ellis, Meller, Morton, Nedved, Patrick, Shepherd, Miss Sherriff, Tinnion and Miss Whalen.

OFFICERS: Assistant Solicitor
Licensing Manager

LC.08/21 APOLOGIES FOR ABSENCE

Apologies for absence were submitted on behalf of Councillor Bainbridge and Councillor Dr Tickner.

LC.09/21 DECLARATION OF INTEREST

Councillor Shepherd declared an interest in accordance with the Council's Code of Conduct relating to Agenda item A.1 – Licensing Act 2003 - Update. The interest related to him being involved with an organisation that has a Premises Licence.

LC.10/21 PUBLIC AND PRESS

It was agreed that the items of business in Part A be dealt with in public and the items of business in Part B be dealt with when the public and press were excluded.

LC.11/21 MINUTES OF PREVIOUS MEETING

RESOLVED - It was noted that Council, at its meeting on 2 March 2021, received and adopted the minutes of the meeting held on 20 January 2021. The Chair will sign the minutes at the first practicable opportunity.

LC.12/21 LICENSING ACT 2003 - UPDATE

The Licensing Manager presented report GD.33/21 providing an update on the current position regarding applications under the Licensing Act 2003.

The Licensing Manager reported on the licence figures as at 14 April 2021. The report detailed the New Premises Licences and Temporary Event Notices which had been issued during the reporting period.

RESOLVED – That the Licensing Act 2003 - Update GD.33/21 be noted.

LC.13/21 GAMBLING ACT 2005 –UPDATE

The Licensing Manager presented report GD.34/21 providing an update on applications made under the Gambling Act 2005.

The Licensing Manager then highlighted the licence figures as at 14 April 2021

RESOLVED – That the Gambling Act 2005 - Update GD.34/21 be noted.

[The meeting ended at 5.04pm]

<h1>Report to Licensing Committee</h1>	<p>Agenda Item:</p> <h2>A.1</h2>
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Meeting Date: 14th July 2021
 Portfolio: Finance, Governance and Resources
 Key Decision: No
 Within Policy and Budget Framework: NO
 Public / Private: Public

Title: LICENSING ACT 2003 - UPDATE
 Report of: Director of Governance and Regulatory Services
 Report Number: GD.42/21

Purpose / Summary:

This report gives an update on the Council’s current position regarding applications under the Licensing Act 2003.

Recommendations:

Members are requested to note the information.

Tracking

Executive:	
Scrutiny:	
Council:	

1. BACKGROUND

1.1 The Licensing Act 2003 took effect on 24th November 2005, from which date this Council administered all licences issued.

1.2 This report summarises the current situation with regard to licences issued under the Act and explains recent changes in the legislation.

2 Licence figures – as at 24th June 2021

	Personal Licence	Premises Licence with Alcohol	Premises Licence without Alcohol	Club Premises Certificate
Previous Report	1992	428	64	20
Current Report	2001	434	64	20
Surrendered/Revoked in reporting period	0	1	0	0

New Premise Licences Issued within reporting period

- Bells Fishmongers, Westmorland Road, Carlisle
- Lidl, Warwick Road, Carlisle
- Alex's Pasta Bar, St Alban's Row, Carlisle
- Anatolia, Abbey Street, Carlisle
- Plough Inn, Wreay
- 5 The Crescent, Carlisle
- Sticky Bits Café, Victoria Place, Carlisle

Temporary Event Notices

Year	Received	Refused	Year	Received	Refused
2008	267	2	2015	220	0
2009	203	12	2016	211	0
2010	243	5	2017	209	1*
2011	276	6	2018	182	0
2012	247	4	2019	184	0
2013	200	3	2020	63	0
2014	200	2	2021	32	0

4 RECOMMENDATIONS

Members are requested to note this report.

Contact Officer: Nicola Edwards

Ext: 7025

**Appendices None
attached to report:**

Note: in compliance with section 100d of the Local Government (Access to Information) Act 1985 the report has been prepared in part from the following papers:

- **None**

CORPORATE IMPLICATIONS:

LEGAL - None

FINANCE – None

EQUALITY – None

INFORMATION GOVERNANCE – None

Report to Licensing Committee

Agenda Item:
A.2

Meeting Date: 14th July 2021
 Portfolio: Finance, Governance and Resources
 Key Decision: No
 Within Policy and Budget Framework: No
 Public / Private: Public

Title: GAMBLING ACT 2005 - UPDATE
 Report of: Director of Governance and Regulatory Services
 Report Number: GD.43/21

Purpose / Summary:

Local Authorities assumed responsibility for issuing premises licences under the Gambling Act 2005 on 1st September 2007. This report gives an update on the current position regarding licences, permits and applications made under this legislation.

Recommendations:

1. Members are requested to note the information.

Tracking

Executive:	NA
Scrutiny:	NA
Council:	NA

1.0 BACKGROUND

- 1.1 The Gambling Act 2005 took effect on 1st September 2007, from which date this Council assumed responsibility for administering premises licences.
- 1.2 The main thrust of the legislation was that Local Authorities took over the responsibility for licensing gambling premises from the Licensing Justices. The Gambling Commission has responsibility for licensing operators and personal licence holders.

2 LICENCE FIGURES - as at 24th June 2021

2.1 Premises

	Adult Gaming Centres	Betting Premises (non-track)	Betting Premises (Track)	Bingo Premises	Unlicensed Family Entertainment Centre
Previous Report	0	14	1	2	2
Current Report	1	13	1	2	2
Surrendered/Revoked in reporting period	-	1	-	-	-

2.2 Gaming Machines

	Club Gaming Permit	Club Machine Permit	Notification of Gaming Machines	Licensed Premises Gaming Machine Permits
Previous Report	5	5	51	14
Current Report	5	5	53	15
Surrendered/Revoked in reporting period	-	-	-	-

Club Gaming Permit

These are granted to member's clubs to permit specifically the playing of chemin de fer (the original version of the card game baccarat) and pontoon (not blackjack) and to charge higher participation fees. The permit also allows the use of a variety of gaming machines including category B3.

Club Machine Permit

Granted to Member's clubs to permit the use of gaming machines including category B3.

Alcohol Premises - Gaming Machine Permits/Notifications

These are granted to alcohol licensed premises. Under the Gambling Act premises must give a notification of 2 machines or less, or a Licensed Premises Gaming Machine Permit for 3 or more machines, both of which last indefinitely (with certain conditions).

2.3 Small Society Lottery Registrations

Small society lotteries do not require a licence but must be registered with the local authority in the area where the principal office of the society is located. Society lotteries are promoted for the benefit of a non-commercial society.

Current Registrations 196

5 Recommendations

Members are requested to note the information.

Contact Officer: Nicola.edwards@carlisle.gov.uk

Appendices attached to report: **None**

Note: in compliance with section 100d of the Local Government (Access to Information) Act 1985 the report has been prepared in part from the following papers:

- **None**

CORPORATE IMPLICATIONS:

LEGAL - None

FINANCE – None

EQUALITY – None

INFORMATION GOVERNANCE – None

LICENSING SUB-COMMITTEE 1 (3)

CONSERVATIVE GROUP	LABOUR GROUP	LIBERAL DEMOCRAT	UKIP	GREEN	INDEPENDENT GROUP	INDEPENDENT (RB)	INDEPENDENT (JB)
1 Bowman 2 Mitchell Sub: Nedved Sub: Shepherd	1 Sherriff Sub: Sunter						

LICENSING SUB-COMMITTEE 2 (3)

CONSERVATIVE GROUP	LABOUR GROUP	LIBERAL DEMOCRAT	UKIP	GREEN	INDEPENDENT GROUP	INDEPENDENT (RB)	INDEPENDENT (JB)
1 Meller 2 Morton Sub: Bowman Sub: Mitchell	1 Sunter Sub: Tickner						

LICENSING SUB-COMMITTEE 3 (3)

CONSERVATIVE GROUP	LABOUR GROUP	LIBERAL DEMOCRAT	UKUP	GREEN	INDEPENDENT GROUP	INDEPENDENT (RB)	INDEPENDENT (JB)
1 Nedved Sub: Meller	1 Tickner Sub: Whalen				1 Tinnion		
				Sub: Davison			

LICENSING SUB-COMMITTEE 4 (3)

CONSERVATIVE GROUP	LABOUR GROUP	LIBERAL DEMOCRAT	UKIP	GREEN	INDEPENDENT GROUP	INDEPENDENT (RB)	INDEPENDENT (JB)
1 Shepherd Sub: Morton	1 Whalen Sub: Sherriff			1. Davison	Sub: Tinnion		

