

## **LICENSING COMMITTEE**

**WEDNESDAY 17 OCTOBER 2012 AT 2.22PM**

**PRESENT:** Councillor Bell (Chairman) Councillors Allison, Mrs Atkinson (as substitute for Councillor Mrs Warwick), Bell, Cape, Craig, Ms Franklin, Layden, Mrs Parsons, Scarborough and Mrs Vasey.

### **LC.15/12 APOLOGIES FOR ABSENCE**

Apologies for absence were submitted on behalf of Councillor Morton, Mrs Stevenson and Mrs Warwick.

### **LC.16/12 DECLARATIONS OF INTEREST**

There were no declarations of interest affecting the business to be transacted at the meeting.

### **LC.17/12 MINUTES OF PREVIOUS MEETING**

**RESOLVED** – That the minutes of the meetings held on 30 May 2012 be agreed as a correct record of the meetings and signed by the Chairman.

### **LC.18/12 UPDATE ON LICENSING ACT 2003**

The Licensing Manager presented report GD.51/12 giving Members an update on the applications under the Licensing Act 2003.

The Licensing Manager reported on the licence figures as at 8 October 2012.

**RESOLVED** – That Report GD.51/12 be noted.

### **LC.19/12 GAMBLING ACT 2005 –UPDATE**

The Licensing Manager presented report GD.52/12 giving Members an update on applications made under the Gambling Act 2005.

The Licensing Manager highlighted the licence figures as at 8 October 2012.

In accordance with the Gambling Act 2005, licensing authorities were required to publish a statement of the principles which they proposed to apply when exercising their functions. The Statement must be published every three years. The draft Policy had been consulted on between 2 July and 24 September 2012. A Gambling Policy Working Group had been established and their recommendation were the subject of a separate agenda item.

**RESOLVED** – That Report GD.52/11 be noted.

**LC.20/12            GAMBLING ACT 2005 – DRAFT STATEMENT OF  
GAMBLING POLICY**

The Licensing Manager submitted report GD.53/12 regarding the draft statement of Gambling Policy.

The Licensing Manager reminded the Panel of the requirement in the Gambling Act 2005 for local authorities to produce and consult on its 'Statement of Gambling Policy' every three years. The Council had produced two policies and the third policy had to be reviewed and a new policy published by 3 January 2013 to take effect on 31 January 2013.

As in previous policies the County Officer Working Group had considered the policy review and following advice from LG Regulation (formerly LACORS), the Gambling Commission and the Government had made minor amendments to the existing policy to reflect new guidance. The Gambling Policy Working Group had considered the draft policy and agreed it for consultation. Following the consultation period the Gambling Policy Working Group considered the representations made and referred the document to the Licensing Committee for approval.

RESOLVED – That the final draft of the Statement of Gambling Policy as attached to Report GD.53/12 be approved and recommended to the City Council for adoption.

**LC.21/12            LIVE MUSIC ACT 2012**

The Licensing Manager submitted report GD.54/12 regarding the Live Music Act 2012 which became law on 1 October 2012.

The Licensing Manager reported that the Live Music Act 2012 was designed to reduce restrictions on live music in small venues. Under the Act any venue that qualified as a 'workplace' for the purpose of health and safety legislation would be free to host live music between 8am and 11pm. There would be an audience limit of 200 for amplified live music and no limit for unamplified live music. There would be no restriction on the number of musicians allowed to perform, most premises licence conditions which related to live music would be suspended if the performance was between 8am and 11pm.

The Licensing Manager reminded the Panel of the duties for 'regulated entertainment' under the Licensing Act 2003 and detailed the new legislation.

He outlined the licensing implications including the additional work required to update guidance literature and applications forms, conditions the authority could place on a licence to prevent public nuisance and the possible increase in residents being disturbed by noise.

RESOLVED – That report GD.54/12 be noted

(The meeting ended at 2.35pm)