

APPENDIX 4

[the words recommended for deletion are shown struck through and the words recommended for addition or insertion are shown in italics and underlined]

PART E.7 of the Constitution – Terms of Reference of Regulatory and Non-Executive Committees

[this extract from the version of the Constitution updated in June 2005 starts at page 7 of Part E.7 after the reference to the Remuneration Committee]

SECTION 2 - COMMITTEES

6. Licensing Committee

- (1) The Licensing Committee has all the functions referred to it by law under the Licensing Act 2003. These include:
 - (a) To be responsible for monitoring the operation of the Act and licensable activities in the Borough;
 - (b) To receive reports on these matters and on the functions delegated to the Licensing Sub-Committees and to officers. To call for a report on any individual case;
 - (c) To be consulted on the review and determination of the Licensing Policy Statement including procedures for Council consultation with external stakeholders;
 - (d) To determine the procedures to be followed in handling applications, notices, representations and all hearings, subject to the relevant Regulations
 - (e) To exercise the functions of the Licensing Sub-Committees in relation to any premises, site or event where 500 or more persons are to be present;
 - (f) To exercise the functions of the Licensing Sub-Committees in any case referred to the Committee by its Chair, or by the Chair of a Licensing Sub-Committee on the grounds of its special significance or difficulty, or whenever there is no Licensing Sub-Committee available to act.
- (2) Excluded from the Licensing Committee's terms of reference are:

- (a) The functions statutorily referred to the General Purposes Committee including the review and determination of the Licensing Policy Statement;
- (b) The functions delegated to the Licensing Sub-Committees, as set out below, except where referred back to the Committee under sub-paragraph 6(1)(f) above.