

**MINUTES OF THE LICENSING COMMITTEE
THURSDAY, 24 MAY 2007**

Councillors Patel (Chair), Beacham, Dobbie, Demirci, Peacock, Reid and Vanier

Apologies Councillors Lister, Baker and Edge

MINUTE NO.	SUBJECT/DECISION	ACTION BY
LSCO01.	<p>APOLOGIES FOR ABSENCE:</p> <p>Apologies were received from Councillors Lister, Baker and Edge.</p>	
LSCO02.	<p>APPOINTMENT OF CHAIR AND VICE-CHAIR:</p> <p>It was moved that Councillor Patel be appointed as Chair of Licensing Committee for 2007/8.</p> <p>Having received a nomination from Councillor Reid for Councillor Beacham as Vice-Chair, which was subsequently rejected, it was moved that Councillor Peacock be appointed as Vice-Chair of Licensing Committee for 2007/8</p>	
LSCO03.	<p>URGENT BUSINESS:</p> <p>None</p>	
LSCO04.	<p>DECLARATIONS OF INTEREST:</p> <p>None.</p>	
LSCO05.	<p>IMPLEMENTATION OF THE GAMBLING ACT 2005:</p> <p>The Committee received an outline of the Interim Monitoring Officer's report and the proposed amendments to the terms of reference of the Licensing Committee and the Licensing Sub-Committees, the scheme of delegation to officers, and the Local Licensing Procedure Rules as a result of the implementation of the gambling Act 2005.</p> <p>RESOLVED</p> <ul style="list-style-type: none"> (i) That the Committee noted the changes to the terms of the reference of the Committee as agreed by Annual Council as set out in appendix three of the report before the Committee (ii) That the Committee agreed to amend the terms of reference of the Licensing Sub-Committees as set out in appendix three of the report before the Committee. (iii) That the Committee agree to establish the Licensing Sub-Committees with the membership as set out in appendix seven of the report before the Committee, namely: 	

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	<ul style="list-style-type: none"> • LSCA Cllr Patel (Chair) Cllr Vanier Cllr Demirci • LSCB Cllr Peacock (Chair) Cllr Lister Cllr Reid • LSCC Cllr Beacham (Chair) Cllr Baker Cllr Dobbie • Reserve Cllr Edge <p>(iv) That the Committee agreed to the amendments to the Scheme of Delegation to Officers as set out in appendix five of the report before the Committee.</p> <p>(v) That the Committee agreed to the amendments to the Local Licensing Procedure Rules as set out in appendix six of the report before the Committee.</p>	
<p>LSCO06.</p>	<p>CONSULTATION ON THE SETTING OF FEES UNDER THE GAMBLING ACT 2005:</p> <p>The Committee was informed of the statutory requirements under the Gambling Act 2005, that required the licensing Authority to set fees in respect of licenses under the Act and to consult on the proposed fees with those licensees who would be affected by or otherwise have an interest in the setting of the fees. The Committee was further informed of the requirement to set fees for premises licence applications subject to the fee maximums as proposed by the Government. The Committee was advised that fees, in the form of a one off application fee followed by an annual fee, must be set subject to the following principles:</p> <ul style="list-style-type: none"> • To ensure that fees are set at a level that enables full cost recovery by the licensing authority • To ensure fairness and value for money for the gaming industry. <p>Having discussed these principles, and the need for the licensing authority to recover it's cost and not make a loss out of processing the applications, and considering by how much other neighbouring boroughs had altered their fees, the Committee felt that an increase to the maximum fee for betting premises (excluding tracks) would best ensure the licensing authority would reflect what neighbouring boroughs had set their fees at, and also to ensure that licensing authority did not make a loss out of processing the licensing applications over the coming two</p>	

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	<p>years. The Committee was therefore presented with two options as follows:</p> <ul style="list-style-type: none"> (i) Set the fee maxima proposed by the Government initially and review the fees after a year. The Committee was advised that this stance was discouraged by the Government and the industry alike. (ii) Set its own fee levels according to estimated time and costs in carrying out the functions required to administer the Act ensuring that costs were within the fee maxima given by Government. <p>RESOLVED</p> <ul style="list-style-type: none"> • That the Committee noted the two options and opted for (ii), so that Betting Premises (excluding tracks) fees be set to the maximum of £600 for the annual fee. • That the Committee agreed to review these fees in a years time. • That the Committee agreed to the formal consultation process on the fees commence as necessary. 	
<p>LSCO07.</p>	<p>UPDATE FROM THE LEAD LICENSING OFFICER:</p> <p>The Committee was advised that two pending appeals against decisions made by the licensing sub-committee, had now been withdrawn. These were applications by Wetherspoons, Wood Green, and Bar 3, Bruce Grove.</p> <p>RESOLVED</p> <p>That the officers update was noted by the Committee.</p>	
<p>LSCO08.</p>	<p>ITEMS OF URGENT BUSINESS:</p> <p>None.</p>	

Councillor JAYANTI PATEL
Chair, Licensing Committee 2007/8

Date: