

THE ANNUAL ASSEMBLY

17 MAY 2006

REPORT OF THE LICENSING AND REGULATORY BOARD

Title: Annual Report of the Licensing and Regulatory Board 2005 / 2006	For Information	
Summary: This report summarises the remit of the Licensing and Regulatory Board and key issues dealt with during the year 2005 / 2006. The Board has met 32 times and considered a total of 59 different applications. In addition, the Board considered the following items of business during the course of the year: <ul style="list-style-type: none">• Revocation of Street Trading Licence• Police Licensing Meeting• Licensing and Regulatory Code of Conduct• Delegation of Powers to enter into Consent Agreements on Appeal Wards Affected: None.		
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1. Introduction

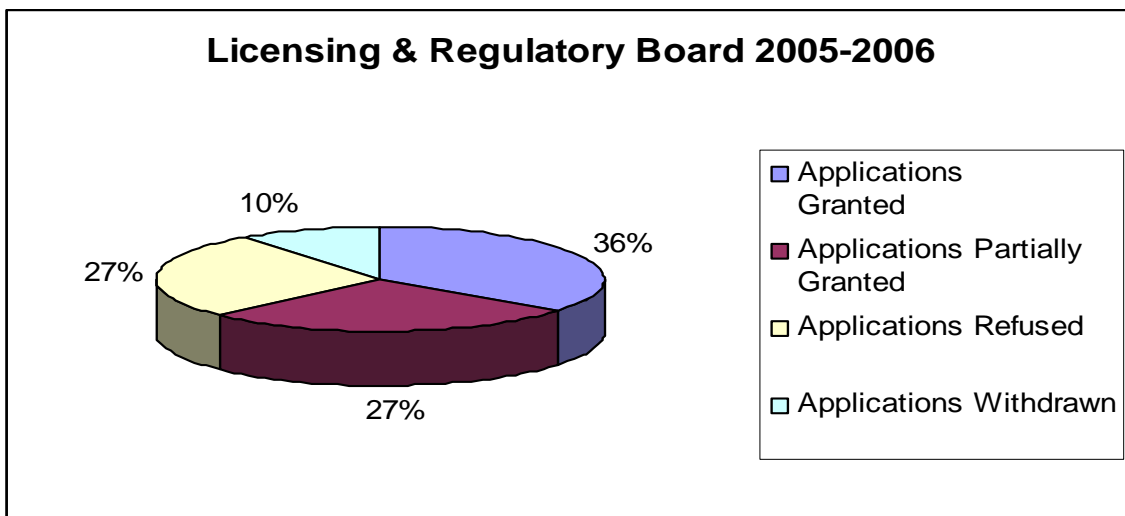
- 1.1 The Licensing and Regulatory Board is a committee established to deal with relevant matters under Section 101 of the Local Government Act 1972 and the Licensing Act 2003. The membership is made up of a permanent Chair and Deputy Chair, eight standing Councillors and two substitute Councillors.

2. Main Business

- 2.1 Since its inception in January 2005, and following extensive training by Members, the Board has met (between 1 June 2005 and 4 April 2006) 32 times and considered a total of 68 applications.

	Applications Granted	Applications Partially Granted	Applications Refused	Applications Withdrawn	Total Applications
01 June 2005 - 04 April 2006	5	32	17	14	68

2.2 The following chart indicates the decisions of the Board in relation to those applications:



3. Other Business

3.1 In addition, the Board considered the following items of business during the course of the year:

3.2 Revocation of Street Trading Licence

This licence was revoked for the licensee's failure to pay the appropriate fees and charges for a period of four weeks and for a failure to ensure the appropriate public liability indemnity was secured.

3.3 Police Licensing Meeting

On 16 November 2005, the Board met with the Police Licensing Officers, including Chief Inspector Len Hayhoe, to review and refine the processes in line with the requirement of the Licensing Act 2003. The meeting covered such areas as Partnership Working with the Police, Withdrawal of Objections by the Police, and Licensing Enforcement.

3.4 Licensing and Regulatory Code of Conduct

Following the successful introduction of a Code of Conduct for Members in planning matters, the need for an equivalent was identified for the Licensing and Regulatory function. The Board supported the key objectives of the Code which aims to ensure that the Board acts reasonably and openly in dealing with Licensing and Regulatory matters.

3.5 Delegation of Powers to enter into Consent Agreements on Appeal

As the Board cannot be present in Court for Licensing appeals, and in order not to unnecessarily delay matters, it was proposed to delegate to the Corporate Director of Customer Services authority to instruct the Divisional Director of Legal Services to enter into a consent agreement relating to Appeals from the Licensing and

Regulatory Board where there is an imminent Court hearing and insufficient time to report the matter to the Board in the following circumstances:

- (a) Where the prospects of a successful defence of the decision of the Licensing and Regulatory Board is unlikely due to change in circumstances or evidential reasons and / or
- (b) where the responsible Authority have withdrawn their objections and their concerns have been addressed and will be met in the proposed Consent Agreement”.

4. Consultees

4.1 The following have been consulted in the preparation of this report:

- Councillor W C Dale, former Chair of the Licensing and Regulatory Board
- John Tatam, Corporate Director of Resources and Deputy Chief Executive
- Nina Clark, Assistant Chief Executive (Democracy and Partnerships)
- Clive Vallis, Licensing Development Officer

Background Papers Used in the Preparation of the Report:

- Minutes of Licensing and Regulatory Board meetings 2005 / 2006