

Swindon Borough Council

Licensing Committee

Friday, 20 May 2016

Council Chamber, Civic Offices

At 3.34 p.m. (Or upon the rising of the Appointments Committee)

To: All Councillors

Committee Officer: Shaun Banks (Telephone: 01793 463606)
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AGENDA

1. Apologies for Absence

2. Declarations of Interest

Members are reminded that at the start of the meeting they should declare any known interests in any matter to be considered, and also during the meeting if it becomes apparent that they have an interest in the matters being discussed.

3. Minutes (Pages 3 - 4)

To receive the minutes of the meeting held on 4th February 2016.

4. Public Question Time

See explanatory note below. Please phone the Committee Officer whose name and number appears at the top of this agenda if you need further guidance.

5. Local Government Act 1989 - Section 15: Political Balance Arrangements

"That Committees be reminded of their duty to carry out a review under Section 15 of the Local Government and Housing Act 1989 and recommended that, having carried out the review, they continue to apply the political balance provisions." (Recommendation to the meeting of Swindon Borough Council on 20th May 2016.)

(See report of Director of Law and Democratic Services to Annual Meeting of the Borough Council for details of the political balance arrangements.)

6. Appointment of Sub-Committees and Panel

(a) Ad Hoc Licensing Sub-Committee. (Recommended Membership - 7 Members on a basis of four Conservative Group Members and three Labour Group Members.)

(b) Private Hire/Hackney Carriage Licensing Sub-Committee. (Recommended

Membership - 7 Members on a basis of four Conservative Group Members and three Labour Group Members.)

(c) Licensing Panel. (Recommended Membership - 3 Members to be drawn from the Membership of this Committee.)

Date of Despatch: 12 May 2016

Public Question Time - Swindon Borough Council remains committed to increasing its accountability to the public and to promoting active citizenship. 15 minutes will be allowed at the start of all Council meetings for questions to the Chair from the public about the work of the Committee (except for confidential matters, and matters relating to planning and licensing applications). We will give priority to those who submit questions in writing at least two days before the meeting. Questions must be relevant, clear, and concise. You may not use Public Question Time as an opportunity to make speeches or statements.

Questions in writing should be sent to the Committee Officer whose contact details appear on the agenda above or to the Director of Law and Democratic Services, we will publish it, along with the answer, alongside the Minutes. The process associated with asking a public question is set out in the "Public Question Time at Council Meetings Protocol and Guidance" available on the Council's Website.

(<http://ww5.swindon.gov.uk/moderngov/ecCatDisplay.aspx?sch=doc&cat=13338&path=0>) or from the Committee Officer named above.

Access Arrangements – *The Venue is wheelchair accessible and an infrared receiver hearing system is provided. If you would wish to attend the meeting but have any special requirement to enable you to do so please contact the Committee Clerk above, as soon as possible prior to the date of the meeting.*

If you would like to receive any of the pages contained in this agenda in a larger print size please contact the Committee Officer whose name appears on the first page of this agenda.

LICENSING COMMITTEE

THURSDAY, 4 FEBRUARY 2016

PRESENT:- Councillors Junab Ali, Abdul Amin, John Ballman, Alan Bishop, Oliver Donachie, John Haines, Fay Howard, Derique Montaut, Kevin Small, Caryl Sydney-Smith, Vera Tomlinson and Peter Watts.

Apologies for absence were received from Councillors Michael Bray, Maureen Penny and Eric Shaw.

34. Declarations of Interest

The Chair reminded Members of the need to declare any known interests in any matters to be considered at the meeting. No declarations were made.

35. Minutes

Resolved – That the minutes of the meetings held on 30th December 2015 and 13th January 2016 be confirmed and signed as a correct record.

36. Public Question Time

No public questions were received during the meeting.

37. Model Licence Conditions for Dog Day Care Centres

The Committee considered a report of the Council's Licensing Manager setting out possible exemptions to the licence conditions for dog day care "crèches" under the Animal Boarding Establishments Act 1963.

Resolved – (1) That the report be noted.

(2) That the exemptions set out in paragraph 3.17 of the Licensing Manager's report be approved.

(3) That the Council's Licensing Manager, in consultation with the Chair of the Licensing Committee, be authorised to determine similar exemptions to those set out in (2) above, on a case by case basis.

38. Cumulative Impact Policy - Draft for Consultation

The Committee considered (a) a report of the Council's Licensing Manager setting out a draft Cumulative Impact Policy for the Broad Green area, (b) the views of Wiltshire Police in support of the introduction of a Cumulative Impact Policy for the Broad Green area.

Resolved – (1) That, subject to the exemption "Restaurants where alcohol is only served with a meal" being amended to read "Restaurants where alcohol is only served for consumption on the premises with a meal", the draft Cumulative Impact Policy for the Broad Green area, as set out in Appendix 2 of the report of the Council's Licensing Manager be approved as the basis for a consultation in accordance with Section 5(3) of the Licensing Act 2003.

(2) That, further to (1) above, it be agreed that the consultation shall include Premises Licence holders, businesses, Statutory Bodies and community

representatives and that the draft policy shall cover the spatial area considered by the Licensing Committee at its meeting held on 13th January 2016.

(3) That, further to (1) above, it be agreed that the consultation exercise shall include focused questions regarding the principle of the Cumulative Impact area, whether the evidence supports its designation, the extent of the area and any potential limitations that should apply.

39. Consideration to Review the Hackney Carriage Tariff'

The Committee considered a report of the Council's Licensing Officer setting out requests from the Swindon Hackney Carriage Trade seeking an increase in the maximum scale of fares for licensed Hackney Carriage Operators within the Borough, and (b) the views of Mr. Keith Radway (Swindon Black Cabs) and Mr Andrew Lucas in support of their submitted applications.

Resolved – That the consideration of the applications submitted to the Committee to increase the maximum scale of fares be deferred pending the receipt of a report from the Council's Licensing Officer reviewing the applications and setting out a proposed alternative scale of fares for Members' consideration.

40. Introduction of a Licensing Regime for Sex Entertainment Establishments

That with the agreement of the Committee this report was withdrawn.