

LICENSING AND GAMBLING ACTS COMMITTEE

Tuesday 3rd June 2008

COUNCILLORS PRESENT: The Chair (Councillor Cook), The Vice-Chair (Councillor Sareva), The Sheriff (Councillor Goddard) Councillors Armitage, Brundin, Campbell, Christian, Hazell, Lygo, Royce and Williams.

OFFICERS PRESENT: Lois Stock and Daniel Smith (Legal and Democratic Services) Tony Payne and Selina Steel (Environmental Development / Licensing).

9. APOLOGIES FOR ABSENCE

Apologies were received from Councillor Humberstone.

10. DECLARATIONS OF INTEREST

Councillor Sareva declared a personal interest that, depending on circumstances, might also be a prejudicial interest, in the work of the Committee generally as the holder of a Security Industry Association door supervisors' licence

11. MINUTES

Resolved to confirm as a correct record the minutes of the Licensing and Gambling Acts Committee held on 16th January and 15th May 2008.

Tony Payne (Environmental Development) informed the Committee that the guidance leaflet had been produced, and periodic reports referred to under minute 27 (Licensing Activity April to November 2007) were included under the next agenda item (Licensing Activity – Year to Date)

12 LICENSING ACTIVITY – YEAR TO DATE

The Head of Environmental Development submitted a report (previously circulated, now appended).

In answer to a question, Selina Steel (Licensing) explained that the people who made the sale at premises that failed during the under-age test purchasing exercise were issued with an £80 fixed penalty notice. The Designated Premises Supervisors for the premises concerned had been invited to attend an interview at the Council offices. The licensing authority had no powers to compel anyone to attend further meetings with the City Council to discuss this matter, although it was hoped that they might choose to do so, and interviews would be arranged as and where necessary. Places were generally chosen at random, although Tony Payne

indicated that some had been chosen as a result of an intelligence report to the licensing authority. Councillor Goddard indicated that he hoped that premises would be encouraged to co-operate with this.

It was observed that there were a few errors in the report appendix concerning Temporary Event Notices (TENs), but a corrected copy would be sent to members of the Committee very shortly.

Resolved to note the report.

13. REGULATORS' COMPLIANCE CODE

The Head of Environmental Development submitted a report (previously circulated, now appended). Tony Payne presented this report to the Committee.

He explained that regulatory functions should be open, transparent, proportionate, consistent and accountable. They should target only those cases where action was needed. Following the introduction of the Compliance Code, the licensing team was presently developing a risk based inspection programme, and a further report concerning this would be submitted as the programme was developed.

Resolved to:-

- (1) Note the introduction of the Statutory Code of Practice for Regulators;
- (2) Note the amendment of the Environmental Development Service's Enforcement Policy to comply with its requirements;
- (3) Receive a further report on the risk-based inspection programme for premises licensed under the Licensing Act 2003.

14. DATE OF FUTURE MEETINGS

Resolved to note the following dates:-

28th October 2008

3rd February 2008

14th May 2008

The meeting started at 5pm and ended at 5.15pm