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NORTH LINCOLNSHIRE COUNCIL

LICENSING COMMITTEE

1 July 2021

PRESENT: - Councillor K Vickers (Chairman)

Councillors P Vickers (Vice-Chair), S Armitage, P Clark, T Ellerby, M Kirk, T Mitchell, H Rayner, H Rowson and C Sherwood

The meeting was held in the Conference Room, Church Square House.

1750 **SUBSTITUTIONS** - There were no substitutions at the meeting.

1751 **DECLARATIONS OF DISCLOSABLE PECUNIARY INTERESTS AND PERSONAL OR PERSONAL AND PREJUDICIAL INTERESTS, AND SIGNIFICANT CONTACT WITH APPLICANTS, OBJECTORS OR THIRD PARTIES (LOBBYING), IF ANY** - There were no declarations of Disclosable Pecuniary Interests, Personal or Personal and Prejudicial interests.

No lobbying was declared.

1752 **TO TAKE THE MINUTES OF THE MEETING OF THIS COMMITTEE HELD ON 10 SEPTEMBER 2021, AND THE SPECIAL MEETING HELD ON 7 APRIL 2021 AS A CORRECT RECORD AND AUTHORISE THE CHAIRMAN TO SIGN - MINUTES - Resolved** - That the minutes of the proceedings of this committee held on 10 September 2020, and the special meeting held on 7 April 2021, having been printed and circulated amongst the members, be taken as read and correctly recorded and signed by the chairman.

1753 **LICENSING (ACTIVITIES) SUB-COMMITTEE HELD ON 7 JANUARY, 19 JANUARY AND 15 JUNE 2021 - Resolved** - That the minutes of the meetings of the Licensing (Activities) Sub-Committee held on 7 January, 19 January and 15 June 2021 be received.

1754 **LICENSING (MISCELLANEOUS) SUB-COMMITTEE HELD ON 3 DECEMBER 2020, 14 JANUARY 2021 AND 4 MARCH 2021 - Resolved** - That the minutes of the meetings of the Licensing (Miscellaneous) Sub-Committee held on 3 December 2020, 14 January and 4 March 2021 be received.

1755 **TO NOTE THE SCHEDULED DATES AND TIMES OF THE LICENSING COMMITTEE - Resolved** – That dates and times of future meetings of the committee be held at 10.00am on –

Thursday 1 July 2021

Thursday 23 September 2021

Thursday 4 November 2021

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Thursday 20 January 2022

Thursday 17 March 2022

- 1756 **TO NOTE THE SCHEDULED DATES AND TIMES OF THE LICENSING (MISCELLANEOUS) SUB-COMMITTEE - Resolved** – That dates and times of future meetings of the committee be held at 10.00am on –

Thursday 24 June 2021

Thursday 9 September 2021

Thursday 14 September 2021

Thursday 11 November 2021

Thursday 13 January 2022

Thursday 3 February 2022

Thursday 3 March 2022

Thursday 28 April 2022

- 1757 **TO APPOINT A LICENSING (MISCELLANEOUS) SUB-COMMITTEE COMPRISING FIVE MEMBERS OF THE LICENSING COMMITTEE (THREE CONSERVATIVE AND TWO LABOUR MEMBERS) COUNCILLORS K VICKERS (CHAIRMAN), P VICKERS (VICE-CHAIRMAN), CLARK, ELLERBY AND RAYNER - Resolved** – That a Licensing (Miscellaneous) Sub-Committee be appointed comprising five members of the Licensing Committee (three Conservative and two Labour members) Councillors K Vickers (Chairman), P Vickers (Vice-Chair), Clark, Ellerby and Rayner.

- 1758 **TO APPOINT A LICENSING (ACTIVITIES) SUB-COMMITTEE COMPRISING THREE MEMBERS (POLITICALLY BALANCED) DRAWN FROM THE 10 MEMBERS OF THE LICENSING COMMITTEE. (MEMBERSHIP OF THE SUB-COMMITTEE TO DEAL WITH INDIVIDUAL CASES TO BE APPOINTED AS REQUIRED FROM ELIGIBLE MEMBERS) - Resolved** – That a Licensing (Activities) Sub-Committee comprising three members (politically balanced) drawn from the 10 members of the Licensing Committee be appointed (Membership of the sub-committee to deal with individual cases to be appointed as required from eligible members).

- 1759 **LICENSING ACT 2003 - REVIEW OF LICENSING POLICY** - The Director: Operations submitted a report informing the Committee that the Licensing Policy must be reviewed in accordance with Section 5 of the Licensing Act 2003 by January 2022, and seeking approval to start the consultation.

The Licensing Policy was initially approved by the Committee in 2004 and then reviewed at regular intervals.

In accordance with Section 5 of the Licensing Act 2003 (the Act), there was a requirement for the policy to be reviewed every five years. The policy must be agreed by Full Council in January 2022.

The Act stipulated that in reviewing the policy, the council must consult with the police, fire and rescue service, licence holders, persons representing licence holders and other businesses or persons deemed suitable.

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A copy of the current Licensing Policy was appended to the report.

Resolved – (a) That the Licensing Policy be reviewed in accordance with statutory requirements, and (b) that the start of the consultation process be approved.

- 1760 **GAMBLING ACT 2005 - REVIEW OF THE STATEMENT OF PRINCIPLES -**
The Director: Operations submitted a report informing the Committee that the Statement of Principles must be reviewed in accordance with Section 349 of the Gambling Act 2005 by January 2022, and seeking approval to start the consultation process.

The Statement of Principles was initially approved by the Committee in 2006 and then reviewed every three years thereafter.

In accordance with Section 349 of the Gambling Act 2005 (the Act), there was a requirement for the Statement of Principles to be reviewed every three years. The revised statement must be agreed by Full Council prior to January 2022.

The Act stipulated that in reviewing the policy, the council must consult the police, fire and rescue service, licence holders, persons representing licence holders and other businesses or person deemed suitable. Further the Gambling Act 2005 (Licensing Authority Policy Statement) (England and Wales) Regulation 2006 specified a number of matters that must be contained in the Statement, including the description of the area and a list of consultees.

A copy of the current Statement of Principles was appended to the report. Subject to any responses to the consultation, it was not proposed to make significant changes to the document, if any.

Resolved – (a) That the Statement of Principles be reviewed in accordance with statutory requirements, and (b) that the start of the consultation process be approved.

- 1761 **APPEALS SUBMITTED TO THE MAGISTRATES COURT (IF ANY) -** The Director: Governance and Partnerships confirmed that there had been one appeal submitted to the Magistrates Court and this appeal had been dismissed, therefore the decision of the committee was upheld.

Two further appeals against officer decisions were pending to the Court and would be listed in July and August, a further updates on which would be provided in due course..

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