

Licensing Committee – 15 July 2010

Minutes of the meeting of the **Licensing Committee** held on **15 July 2010** when there were present:-

Vice-Chairman: Cllr Mrs P Aves (in the chair)

Cllr T G Cutmore
Cllr K H Hudson
Cllr T Livings

Cllr R A Oatham
Cllr Mrs C A Weston
Cllr Mrs B J Wilkins

APOLOGIES FOR ABSENCE

Apologies for absence were received from Cllrs M R Carter, K A Gibbs, M Hoy and A J Humphries.

OFFICERS PRESENT

R Evans - Head of Environmental Services
P Nellies - Senior Licensing Officer
S Worthington - Committee Administrator

189 MINUTES

The Minutes of the Licensing Committee held on 16 November 2009 and of the Licensing Sub-Committee held on 11 June 2010 were approved as a correct record and signed by the Chairman.

190 REVIEW OF STATEMENT OF LICENSING POLICY

The Committee considered the report of the Head of Environmental Services proposing changes to the Council's Statement of Licensing Policy and seeking Members' approval before the necessary public consultation.

Responding to a Member comment relating to the process for reviewing the Statement, officers confirmed that the amended Statement would go out to public consultation; any comments would be brought back to the Committee for consideration, prior to recommending the revised Statement to Full Council.

In response to a Member request for clarification around the rules for employees under the age of 18 selling alcohol to customers, as per paragraph 3.8 on page 6.28 of the officer's report, officers confirmed that any person under the age of 18 need authorisation from someone over the age of 18. The paragraph would be re-worded so that this was further clarified.

Officers advised, in response to a Member enquiry relating to Interested Parties, detailed in paragraphs 1.50 and 1.52, that the intention in paragraph 1.52 was to demonstrate that Parish Councillors and MPs can also make representations. The wording of paragraph 1.52 would be refined in order to make this clear.

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Responding to a Member enquiry relating to the 3-year time limit on the Statement, officers confirmed that it was a statutory requirement that the Statement be published every 3 years.

Resolved

That the proposed amendments to the Statement of Licensing Policy, together with the revisions detailed in the appendix to the Minutes, be approved for public consultation. (HES)

The meeting commenced at 10.00 am and closed at 10.15 am

Chairman

Date

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Page No.	Amendment
Page 6.16, Paragraph 1.52	Insert after “Interested Parties can be” the following:- “extended to include”
Page 6.28 Paragraph 3.8	Replace with the following:- “Whilst the Licensing Act 2003, as amended, requires each sale of alcohol to be made or authorised by a personal licence-holder, there is no requirement for every sale to be made by a personal licence-holder or for them to be personally present at every transaction. Every sale by a person under 18 must be approved by an authorised person over 18. In determining whether real authorisation was given, the guidance issued by the Secretary of State encourages the practice by personal licence-holders of giving a written authorisation to persons not holding a personal licence.”