



Licensing Committee

Minutes

22nd February 2005 6.00pm
Committee Room 1
Bourne Hill
Salisbury

These minutes should be kept for use by District Councillors at the next Council meeting

Present:

Chairman: Councillor W Moss

Vice Chairman: Councillor F Bissington

Councillors: G Anderson, Mrs P Brown, K Cardy, Mrs E Chettleburgh, T Couper, E Draper, P Edge, M Hewitt, S Howarth, C Mills, I Tomes, I West.

Apologies:

Councillor Ms S Mallory

MINUTES NOT REQUIRING COUNCIL APPROVAL

1 ELECTION OF A CHAIRMAN

Cllr Paisey, the Chairman of the Council, was in the Chair to preside over the election of the Chairman.

RESOLVED – that Councillor W Moss be elected Chairman of this Committee for the remainder of the Municipal Year.

2 ELECTION OF A VICE-CHAIRMAN

RESOLVED – that Councillor F Bissington be elected Vice-Chairman of this Committee for the remainder of the Municipal Year.

3 DECLARATIONS OF INTEREST

None

4 PUBLIC QUESTION TIME

Mr Bryder expressed the view that restricting the definition of an “interested party” to only those people living within a 100 yard radius of a premises, as outlined in Salisbury District Council’s Licensing Policy was too restrictive as people outside of this radius might be affected also.

The Head of Legal and Property Services informed Mr Bryder that this distance was in the policy as a guideline for members but was guidance only. If members wanted to extend the distance to take other people’s views into account, if they had good reason, it was at their discretion to do so.

Mr Bryder also asked officers for some information on how applications for licences would be advertised to the public. Democratic Services stated that they would investigate this issue and report back to Mr Bryder.

5 COUNCILLOR STATEMENT/QUESTION TIME

The Chairman indicated that from this meeting onwards he would be exercising all the normal procedural rules surrounding public and councillor questions but that as this was the first meeting of the Committee he would forgo them for the duration of the meeting.

6 ESTABLISHMENT AND MEMBERSHIP OF AREA LICENSING SUB-COMMITTEES

The Committee considered the previously circulated report of the Head of Legal and Property Services.

RESOLVED – that the four Area Licensing Sub-Committees be formally established in line with the report to Cabinet considered by Full Council at it's meeting of 6th December 2004.

RESOLVED – that the Scheme of Delegation under Schedule 1 be noted.

RESOLVED – that the membership of the Area Licensing Sub-Committees be approved as follows:

City Area Licensing Sub-Committee -	Councillors Mrs Brown, Cardy, Mrs Chettleburgh, Howarth, Ms Mallory and Tomes
Northern Area Licensing Sub-Committee -	Councillors Hewitt, Mills and West
Southern Area Licensing Sub-Committee -	Councillors Anderson, F. Bissington and Moss
Western Area Licensing Sub-Committee -	Councillors Couper, Draper and Edge.

7 LICENSING HEARING PROCEDURES

The Committee considered the previously circulated report of the Head of Legal and Property Services.

The Head of Legal and Property Services informed members that the suggestion for a maximum of 10 minutes speaking time per category of representee was based on other local authority practice. Members generally felt that this was a sufficient amount of time. It was noted that the division of the speaking time and any possible extensions were at the discretion of the Chairman of each hearing.

Members noted that the procedure could be adapted in the future by the Licensing Committee if need be.

The Head of Legal and Property Services also drew members' attention to some guidance that had been recently published which stated that ward members could, in principle, be members of licensing hearings but that all the normal rules governing declarations of interest still applied. He informed members that the legal services department would be available to provide advice on declarations of interest to any member.

In response to a member question the Head of Legal and Property Services also drew the proposed rota arrangements to the attention of members. For the City Area Licensing Sub-Committee this rota would be:

- For the first hearing the first 3 members in alphabetical order are asked to sit and for the second hearing the last 3 members in alphabetical order are asked to sit and so on in relation to all further hearings
- If any member or members are unable to sit on a particular hearing the next member or members in alphabetical order are asked to sit until 3 members are available to sit
- whenever a particular member or members are unable to sit when asked to do so they will not be asked to sit at the meeting immediately following the one they were unable to attend but members will continue to be asked to sit in alphabetical order

He explained that in instances where a city member was unable to attend a meeting another city member would be approached and where a rural member was unable to attend, another rural member would be approached to act as a substitute. The selection of the next most appropriate councillor would be done on an alphabetical basis.

RESOLVED - That the licensing hearing procedure be adopted.

Meeting closed at 1910
Members of the public present 1