



Licensing and Enforcement Committee

Meeting: Tuesday, 11th December 2018 at 6.00 pm in the Civic Suite - North Warehouse, The Docks, Gloucester, GL1 2EP

Membership:	Cllrs. Brooker (Chair), Walford (Vice-Chair), Brazil, D. Brown, Gravells, Haigh, Hanman, Hansdot, Hyman, Lugg, Patel, Tracey and Williams
Contact:	Democratic and Electoral Services 01452 396126 democratic.services@gloucester.gov.uk

AGENDA

1.	APOLOGIES To receive any apologies for absence.
2.	DECLARATIONS OF INTEREST To receive from Members, declarations of the existence of any disclosable pecuniary, or non-pecuniary, interests and the nature of those interests in relation to any agenda item. Please see Agenda Notes.
3.	MINUTES (Pages 7 - 10) To approve as a correct record the minutes of the meeting held on 11 th September 2018.
4.	MINUTES OF LICENSING SUB-COMMITTEES Members are requested to indicate whether they wish to discuss the exempt minutes listed at agenda item 12. If so, it will be necessary to resolve to exclude the Press and Public (agenda item 11) prior to+ any discussion of the exempt minutes listed at agenda item 12. Should no Member wish to discuss the minutes, the Committee are invited to resolve to receive the exempt minutes without discussion.
5.	PUBLIC QUESTION TIME (15 MINUTES) To receive any questions from members of the public provided that a question does not relate to: <ul style="list-style-type: none"> • Matters which are the subject of current or pending legal proceedings, or • Matters relating to employees or former employees of the Council or comments in respect of individual Council Officers
6.	PETITIONS AND DEPUTATIONS (15 MINUTES, MAXIMUM 3 MINUTES PER PERSON)

	<p>To receive any petitions and deputations provided that no such petition or deputation is in relation to:</p> <ul style="list-style-type: none"> • Matters relating to individual Council Officers, or • Matters relating to current or pending legal proceedings
7.	<p>PROPOSED REVISED DRAFT CONDITIONS FOR HACKNEY CARRIAGE AND PRIVATE HIRE LICENSING (Pages 11 - 98)</p> <p>To consider the report of the Head of Place which presents the result of the consultation on the revised draft Policy Conditions (Rule Books) for Hackney Carriage and Private Hire Licensing and invites the Committee to consider the consultation responses and to agree and adopt a final version of the Policy Conditions (Rule Books) for Hackney Carriage and Private Hire Licensing.</p>
8.	<p>REVIEW OF FEES AND CHARGES FOR THE LICENSING OF ITEMS TO BE PLACED ON THE HIGHWAY (TABLES AND CHAIRS AND A BOARDS). (Pages 99 - 106)</p> <p>To consider the report of the Head of Place which invites the Committee to review the current arrangements for the licensing of items to be placed on the highway (tables and chairs and A boards).</p>
9.	<p>MEMBERS UPDATE REPORT (Pages 107 - 114)</p> <p>To consider the report of the Head of Place which outlines to Members details of key licensing activities carried out in the last quarter (July –September 2018), including applications and service requests received, details of any enforcement work, progress reports on the work plan and any changes to Licensing Law.</p>
10.	<p>DATE OF NEXT MEETING</p> <p>Tuesday, X at 6.30 p.m.</p>
11.	<p>EXCLUSION OF THE PRESS AND PUBLIC</p> <p>To consider the following resolution:-</p> <p>“That the press and public be excluded from the meeting during the following item of business on the grounds that it is likely, in view of the nature of proceeding, that if members of the press or public are present during consideration of this item there will be disclosure to them of exempt information as defined in Paragraphs 1, 2, 3 & 7 of Part 1 of Schedule12A of the Local Government Act 1972 as amended.”</p>
12.	<p>EXEMPT MINUTES OF THE LICENSING ENFORCEMENT SUB-COMMITTEE (Pages 115 - 128)</p> <p>To receive the exempt minutes of the following meetings of the Licensing Enforcement Sub-Committee:-</p> <p>5th September 2018 13th November 2018 (three cases)</p>

J.R. M. G. H. J.

Jon McGinty
Managing Director

Date of Publication: Monday, 3 December 2018

NOTES

Disclosable Pecuniary Interests

The duties to register, disclose and not to participate in respect of any matter in which a member has a Disclosable Pecuniary Interest are set out in Chapter 7 of the Localism Act 2011.

Disclosable pecuniary interests are defined in the Relevant Authorities (Disclosable Pecuniary Interests) Regulations 2012 as follows –

<u>Interest</u>	<u>Prescribed description</u>
Employment, office, trade, profession or vocation	Any employment, office, trade, profession or vocation carried on for profit or gain.
Sponsorship	Any payment or provision of any other financial benefit (other than from the Council) made or provided within the previous 12 months (up to and including the date of notification of the interest) in respect of any expenses incurred by you carrying out duties as a member, or towards your election expenses. This includes any payment or financial benefit from a trade union within the meaning of the Trade Union and Labour Relations (Consolidation) Act 1992.
Contracts	Any contract which is made between you, your spouse or civil partner or person with whom you are living as a spouse or civil partner (or a body in which you or they have a beneficial interest) and the Council (a) under which goods or services are to be provided or works are to be executed; and (b) which has not been fully discharged
Land	Any beneficial interest in land which is within the Council's area. For this purpose "land" includes an easement, servitude, interest or right in or over land which does not carry with it a right for you, your spouse, civil partner or person with whom you are living as a spouse or civil partner (alone or jointly with another) to occupy the land or to receive income.
Licences	Any licence (alone or jointly with others) to occupy land in the Council's area for a month or longer.
Corporate tenancies	Any tenancy where (to your knowledge) – (a) the landlord is the Council; and (b) the tenant is a body in which you, your spouse or civil partner or a person you are living with as a spouse or civil partner has a beneficial interest
Securities	Any beneficial interest in securities of a body where – (a) that body (to your knowledge) has a place of business or land in the Council's area and (b) either – i. The total nominal value of the securities exceeds £25,000 or one hundredth of the total issued share capital of that body; or ii. If the share capital of that body is of more than one class, the total nominal value of the shares of any one class in which you, your spouse or civil partner or person with

whom you are living as a spouse or civil partner has a beneficial interest exceeds one hundredth of the total issued share capital of that class.

For this purpose, “securities” means shares, debentures, debenture stock, loan stock, bonds, units of a collective investment scheme within the meaning of the Financial Services and Markets Act 2000 and other securities of any description, other than money deposited with a building society.

NOTE: the requirements in respect of the registration and disclosure of Disclosable Pecuniary Interests and withdrawing from participating in respect of any matter where you have a Disclosable Pecuniary Interest apply to your interests and those of your spouse or civil partner or person with whom you are living as a spouse or civil partner where you are aware of their interest.

Access to Information

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Any recording must take place in such a way as to ensure that the view of Councillors, Officers, the Public and Press is not obstructed. The use of flash photography and/or additional lighting will not be allowed unless this has been discussed and agreed in advance of the meeting.

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- You should proceed calmly; do not run and do not use the lifts;
- Do not stop to collect personal belongings;
- Once you are outside, please do not wait immediately next to the building; gather at the assembly point in the car park and await further instructions;
- Do not re-enter the building until told by a member of staff or the fire brigade that it is safe to do so.