

Gloucester City Council

Meeting:	Licensing and Enforcement Committee	Date:	21st March 2017
Subject:	To set up a new Licensing and Enforcement Sub-Committee		
Report Of:	Head of Public Protection		
Wards Affected:	All		
Key Decision:	No	Budget/Policy Framework:	No
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Appendices:	None		

FOR GENERAL RELEASE

1.0 Purpose of Report

- 1.1 This report asks members of the Licensing and Enforcement Committee to set up a Licensing and Enforcement Sub-Committee. To determine reports on individual vehicle applications that are outside of the Council's agreed policy criteria rather than the matter being heard by the full Licensing and Enforcement Committee.

2.0 Recommendations

- 2.1 Licensing and Enforcement Committee is asked to **RESOLVE** that

The Licensing and Enforcement Committee delegates and empowers the set-up of a Licensing and Enforcement Sub-Committee to determine reports on individual vehicles that are outside of the Council's agreed Policy criteria on an ad-hoc basis as and when needed.

3.0 Background and Key Issues

- 3.1 The current process on determining a report on a vehicle that is outside of the Council's agreed policy criteria goes before the Licensing and Enforcement full Committee.
- 3.2 Following a report that went before the Licensing and Enforcement Committee in August 2016 members asked if a Licensing and Enforcement Sub-Committee could determine an individual vehicle application that is outside of the Council's agreed age criteria.
- 3.3 Under Gloucester City Council's Constitution Part 3 – Responsibility for Functions it states:-

The Licensing and Enforcement Committee shall be empowered to set up a sub-committee or sub-committee to discharge functions and act in accordance with powers delegated by the Committee.

- 3.4 As the constitution allows for this to happen, Members of the Licensing and Enforcement Committee can give the power to a Licensing and Enforcement Sub-Committee to determine these reports.

4.0 Asset Based Community Development (ABCD) Considerations

- 4.1 As this is an internal decision then there will not be any ABCD considerations.

5.0 Alternative Options Considered

- 5.1 If members decide not to empower and delegate the function to the Licensing and Enforcement Sub-Committee on determining reports on vehicles that are outside of the Council's agreed policy then the decision will remain with the Licensing and Enforcement full Committee.

6.0 Reasons for Recommendations

- 6.1 Other decisions on the Fit and Proper status, disciplinary matters and officer refusals of applications are all determined by the Licensing and Enforcement Sub-Committees.
- 6.2 This will bring the decision to determine individual reports on vehicle criteria in line with the other responsibility for functions of the Licensing and Enforcement Sub-Committee.
- 6.3 Further advantages include savings and efficiencies, as only a small panel of members would be required and reports can be considered quicker.

7.0 Future Work and Conclusions

- 7.1 Members are referred to the options at 2.1 of this report.

8.0 Financial Implications

- 8.1 There are no financial implications relating to this report.

(Financial Services have been consulted in the preparation this report.)

9.0 Legal Implications

- 9.1 Gloucester City Council's Constitution allows the Licensing and Enforcement Committee to set up a sub-committee or sub-committees to discharge functions to act in accordance with powers delegated by the Committee.
- 9.2 With this in mind the Licensing and Enforcement Committee could delegate its function to a Licensing and Enforcement Sub-Committee to determine any reports on vehicles that are outside of the Councils agreed policy.

(One Legal have been consulted in the preparation this report.)

10.0 Risk & Opportunity Management Implications

10.1 There are no risk management implications for this report.

11.0 People Impact Assessment (PIA):

11.1 The screen stage considered risks to customers in the areas of gender, disability, age, ethnicity, religion, sexual orientation or community cohesion.

12.0 Other Corporate Implications

Community Safety

12.1 None

Sustainability

12.2 None

Staffing & Trade Union

12.3 None

Background Documents:

Gloucester City Council Constitution