

Statutory Licensing Committee

Agenda and Reports

For consideration on

**Wednesday, 17th January
2007**

In the Council Chamber, Town Hall, Chorley
Commencing on the rise of the Licensing and Safety
Committee



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Chief Executive's Office

Please ask for: Gordon Banks
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Date: 8 January 2007

Chief Executive: Donna Hall



Town Hall
Market Street
Chorley
Lancashire
PR7 1DP

Dear Councillor

Statutory Licensing Committee - Wednesday, 17th January 2007

You are invited to attend a meeting of the Statutory Licensing Committee to be held in the Council Chamber, Town Hall, Chorley on Wednesday, 17th January 2007 commencing on the rise of the Licensing and Safety Committee

AGENDA

1. **Apologies for absence**

2. **Declarations of Any Interests**

Members of the Committee are reminded of their responsibility to declare any personal interest in respect of matters contained in this agenda in accordance with the provisions of the Local Government Act 2000, the Council's Constitution and the Members Code of Conduct. If the personal interest is a prejudicial interest, then the individual Member should not participate in a discussion on the matter and must withdraw from the Council Chamber and not seek to influence a decision on the matter.

3. **Minutes (Pages 1 - 2)**

To confirm as a correct record the Minutes of the meeting of the Statutory Licensing Committee held on 22 November 2006 (enclosed)

4. **Gambling Act 2005 -Delegation of the Setting of Fees for Licenses (Pages 3 - 4)**

Report of Director of Customer, Democratic, and Legal Services (enclosed)

5. **Licensing Act 2003 - Licenses Issued From 2 November 2006 to 22 December 2006 (Pages 5 - 6)**

Report of Director of Customer, Democratic and Legal Services (enclosed)

6. **Any other item(s) that the Chair decides is/are urgent**

Yours sincerely

A handwritten signature in black ink, appearing to read "Gordon Banks".

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Chief Executive

Distribution

1. Agenda and reports to all Members of the Statutory Licensing Committee (Councillor Mrs Iris Smith (Chair), Councillor Edward Smith (Vice-Chair), Councillors Thomas Bedford, Henry Counce, Magda Cullens, David Dickinson, Doreen Dickinson, Anthony Gee, Daniel Gee, Keith Iddon, Hasina Khan, Margaret Lees, Marion Lowe, Thomas McGowan, Ralph Snape, John Walker and Mrs Stella Walsh) for attendance.
2. Agenda and reports to Rosaleen Brown (Legal Services), Howard Bee (Licensing Manager), Gordon Bankes (Democratic Services Officer), Janet Brereton and Keith Ogden for attendance.

This information can be made available to you in larger print or on audio tape, or translated into your own language. Please telephone 01257 515118 to access this service.

આ માહિતીનો અનુવાદ આપની પોતાની ભાષામાં કરી શકાય છે. આ સેવા સરળતાથી મેળવવા માટે કૃપા કરી, આ નંબર પર ફોન કરો: 01257 515822

ان معلومات کا ترجمہ آپ کی اپنی زبان میں بھی کیا جاسکتا ہے۔ یہ خدمت استعمال کرنے کیلئے براہ مہربانی اس نمبر پر ٹیلیفون

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Statutory Licensing Committee

Wednesday, 22 November 2006

Present: Councillor Mrs Iris Smith (Chair) Councillors Thomas Bedford, Henry Caunce, Magda Cullens, David Dickinson, Doreen Dickinson, Anthony Gee, Keith Iddon, Hasina Khan, Margaret Lees, Marion Lowe, Thomas McGowan, Ralph Snape, John Walker and Mrs Stella Walsh

06.SL.25 APOLOGIES FOR ABSENCE

Apologies for absence were submitted on behalf of Councillor Edward Smith (Vice Chair) and Councillor Daniel Gee.

06.SL.26 DECLARATIONS OF ANY INTERESTS

No declarations of interest were received.

06.SL.27 MINUTES

RESOLVED – That the Minutes of the meeting of the Statutory Licensing Committee held on 11 October 2006 be received as a correct record and signed by the Chairman.

06.SL.28 LICENSING ACT 2003 - LICENCES ISSUED FROM 23 SEPTEMBER 2006 TO 1 NOVEMBER 2006

The Committee received a report of the Director of Customer, Democratic and Legal Services on the various licences and permits issued and the registrations effected under the Licensing Act 2003.

RESOLVED – That the report be noted.

06.SL.29 THE GAMBLING ACT 2005 - APPROVAL OF LICENSING POLICY

Further to Minute 06.SL.17, 19 July 2006 the Committee received a report of the Director of Customer, Democratic and Legal Services requesting the Committee to approve the draft statement of gambling policy and consultation responses prior to the draft version of the policy being presented to the Council for approval.

The report provided further and updated information following the release of regulations and commencement orders by the Government.

The report set out the timetable for implementation indicating that consultation had taken place between 24 July and 13 October 2006. Attached to the report was the analysis of the responses from the consultation.

The timetable provided the following:

- 19 December 2006 – Full Council to approve Policy Statement
- 21 December 2006 – 2 January 2007 – Publish Policy Statement

- 30 April 2007 – First appointed day. Transition commenced and Licensing Authority starts receiving application for gambling licences
- 1 September 2007 – Second appointed day. Full implementation of Gambling Act 2005.

RESOLVED – That in accordance with Section 39 of the Gambling Act 2005 the responses to the consultation on the draft statement of gambling policy be noted and any amendments to the draft prior to final version be placed before Full Council on 19 December 2006 for approval.

Chair

Report of	Meeting	Date
Director of Customer, Democratic and Legal Services	Statutory Licensing Committee	17 January 2007

GAMBLING ACT 2005 – DELEGATION OF THE SETTING OF FEES FOR LICENSES

PURPOSE OF REPORT

- To notify Committee Members of proposed delegation of Gambling Act 2005 Fees.

CORPORATE PRIORITIES

- There are no corporate priorities directly affected by this report.

RISK ISSUES

- The issue raised and recommendations made in this report involve risk considerations in the following categories:

Strategy		Information	
Reputation		Regulatory/Legal	
Financial	✓	Operational	✓
People		Other	

- The Gambling Act 2005 fees are required to be set by the 30 April 2007. This is the date which the authority will start to accept Gambling Act applications.

BACKGROUND

- Members may be aware at a previous meeting on 16 May 2006 the Council resolved to amend the Constitution that all the Councils functions under the Gambling act 2005 to the Statutory Licensing Committee in accordance with section 154 Gambling Act except:
 - The approval of a Statement of Licensing Policy under section 349 of the act.
 - Resolving whether to issue any Casino Licence in the Borough of Chorley Under section 166 of the Act.
 - The setting of fees for licences.
- Responsibility for setting fees under the Gambling Act 2005 falls to the Full Council. Section 154 (2)(b) allows Full Council to delegate responsibility to the appropriate Committee or an individual person.
- It is to be recommended at full Council on 23 January 2007 that the setting of the Gambling Act 2005 fees be delegated to the Statutory Licensing Committee.

COMMENTS OF THE DIRECTOR OF HUMAN RESOURCES

8. Not Applicable.

COMMENTS OF THE DIRECTOR OF FINANCE

9.

RECOMMENDATION(S)

10. For Members to note this report.

ANDREW DOCHERTY
 DIRECTOR OF CUSTOMER, DEMOCRATIC AND LEGAL
 SERVICES

There are no background papers to this report.

Report Author	Ext	Date	Doc ID
Howard Bee	5665	January 07	



Report of	Meeting	Date
Director of Customer, Democratic and Legal Services	Statutory Licensing Committee	17/1/2007

LICENSING ACT 2003 - LICENCES ISSUED FROM 2 NOVEMBER 2006 TO 22 DECEMBER 2006

1. PURPOSE OF REPORT

To inform the Committee of the various licences issued and the registrations effected for the above period.

2. CORPORATE PRIORITIES

There are no specific implications for corporate policies arising from this report.

3. RISK ISSUES

The issue raised and recommendations made in this report involve risk considerations in the following categories:

Strategy		Information	✓
Reputation		Regulatory/Legal	
Financial		Operational	
People		Other	

This report is for information only.

4. The table below shows the number of licences/registrations issued during this period.

Number of	New	Variations	Change of Address	Transfer of Premises Licence	Change of DPS
Personal Licences	21	0	2	0	0
Premises Licences with alcohol	0	3	2	8	16
Premises Licences without alcohol	1	0	0	2	0
Club with alcohol	0	0	0	0	0
Club without alcohol	0	0	0	0	0
Temporary Event Notice with alcohol	31	0	0	0	0
Temporary Event Notice without alcohol	3	0	0	0	0
Interim Authority Notice	0	0	0	0	0

Continued....



5. GAMING MACHINE SECTION 34 (5E) PERMIT

There have been 16 new Gaming Machine Permits and no renewal Gaming Machine Permits issued during this period.

Enforcement visits for period from 02 November 2006 to 22 December 2006

6. Visits were made to the following premises:
 Blue Anchor, Bretherton, following complaint, no evidence of breaches of licence conditions.
 Black Horse, Pall Mall following complaint of excessive noise, no evidence of excessive noise or breach of licence conditions at time of visit.
 Sharjus restaurant, Adlington following complaint of illegal taxi operation, no evidence of any illegal activity.

Joint Operations

7. No joint operations took place during this period

Report compiled 22 December 2006
 Keith Ogden
 Licensing Enforcement Officer

COMMENTS OF DIRECTOR OF FINANCE

8. Not applicable.

COMMENTS OF THE DIRECTOR OF HUMAN RESOURCES.

9. Not applicable.

RECOMMENDATION(S)

10. Members are asked to note the report

ANDREW DOCHERTY LLP SOLICITOR
 DIRECTOR OF CUSTOMER, DEMOCRATIC AND LEGAL SERVICES

Background Papers			
Document	Date	File	Place of Inspection
Various applications	Various dates	Various files	Licensing Section Legal Services Chorley

Report Author	Ext	Date	Doc ID
Jayne Day	5161	2 January 2007	LEGREP0201JM01