

Record of Officer Decision

Interim Establishment of Licensing Sub-Committee

Decision Taker and Date Decision Taken:

Chief Executive, in consultation with the Leader of the Council and Group Leaders, on 22 May 2024.

Summary of Matter or Issue Requiring Decision:

At the Annual Council meeting on 16 May 2024 the decision was taken to adjourn the meeting and therefore the remainder of the business due to be considered. The Council was due to consider the establishment and appointment to Council Committees and Working Parties, this was not undertaken, and Committee meetings scheduled between 16 May 2024 and 20 June 2024 have, in the main, been rescheduled or cancelled. The exception being the Statutory Licensing Sub-Committee on 30 May 2024 which has business that needs to be transacted before the Adjourned Annual Council meeting on 20 June 2024. Therefore, the Chief Executive has exercised her delegated powers in accordance with Paragraph 1.19 of the Officer Scheme of Delegation to appoint the Statutory Licensing Sub-Committee to enable it to meet on 30 May 2024 to determine the business before them.

Decision Taken:

That

- 1) the Statutory Licensing Sub-Committee be established with the following Terms of Reference and held on 30 May 2024 at 9.30 am:

To consider and determine all matters in connection with licensing applications (including those set out in the Statement of Licensing Policy and Gambling Act Policy/Statement of Principles); and

- 2) the Head of Governance Support be authorised to empanel to Statutory Licensing Sub-Committee three elected and trained Councillors and therefore not politically balanced.

Summary of Reason(s) for Decision Taken:

The Statutory Licensing Sub-Committee considers new applications, applications to vary Premises Licences and applications for review of Premises Licences under the Licensing Act 2003 have to be heard within 20 working days after the completion of their 28 day statutory consultation period. Two applications have been received and are legally due to be heard before Adjourned Annual Council will meet on 20 June 2024.

A hearing is therefore needed to comply with our statutory responsibilities, which will be exceeded if there is a delay in the Statutory Licensing Sub-Committee being convened. This will potentially affect the interests of those businesses.

Summary of Alternatives or Options considered and rejected and Background Papers:

None

Details of any conflict of interest and dispensation granted to the Officer taking the

decision or by any Member of the Council in delegating responsibility for any specific express delegation:

None.

Implementation:

This decision will be implemented immediately.

A copy of this decision and any supporting documentation considered by the Officer taking this decision may also be available for inspection by the public at the Council's offices or posted upon payment of any copying and postage charges. Any member of the public wishing to take up either of these options is asked to please ring (01803) 207087 or email governance.support@torbay.gov.uk

Signed: _____ Date: _____
(enter officer's title)