



Minutes of the Licensing Committee

6 June 2013

-: Present :-

Councillor Addis (Chairman)

Councillors Amil, Barnby, Brooksbank, Doggett, Faulkner (A), Hytche, Pentney and Stocks

19. Election of Chairman/woman

Councillor Addis was elected Chairman for the 2013/2014 Municipal Year.

20. Apologies

Apologies for absence were received from Councillors Butt, Cowell, Ellery and Bent.

21. Appointment of Vice-Chairman/woman

Councillor Pentney was elected Vice-Chairwoman for the 2013/2014 Municipal Year.

22. Minutes

The Minutes of the meeting of the Licensing Committee held on 31 January 2013 were confirmed as a correct record and signed by the Chairman.

23. Hackney Carriage Tariff Increase

The Committee considered a report as requested from the Torbay Licensed Taxi Association to increase the applicable fare tariff in respect of all Hackney Carriages in Torbay.

Resolved:

- i) that the appropriate Public Notices be placed to advertise the requested increase in the Hackney Carriage Fare Scale, as set out in the email from the Torbay Licensed Taxi Association set out in Appendix 1 to the submitted report;
- ii) that any responses to the Public Notice be considered by the Licensing Sub-Committee; and
- iii) in the event that no objections are received, the new tariff would take effect from the 15 July 2013.

24. Decisions taken in relation to Licensing Act 2003 applications under delegated powers

The Committee noted the report which set out the details of the decisions taken by the Executive Head, Community Safety, in relation to the Licensing Act 2003 applications, using delegated powers.

25. Decisions taken in relation to Gambling Act 2005 applications under delegated powers

Members noted the report which set out the details of the decisions taken in relation to the Gambling Act 2005, taken by the Executive Head, Community Safety, in relation to the Gambling Act 2005 applications, using their delegated powers.

26. Establishment of Licensing Sub-Committee

The Committee considered a report in relation to the establishment of a Licensing Sub-Committee which would be able to deal with all matters in connection with licensing application. It was noted that the Licensing Act 2003 provided for the establishment of one or more sub-committees (Section 9 (1)), consisting of 3 members of the Committee.

Resolved:

- (i) that a sub-committee of the Licensing Committee be established to comprise of three Members of the Licensing Committee;
- (ii) that the terms of reference of the sub-committee be 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 the Hackney Carriage (Taxi) and Private Hire Policy; and
- (iii) that the Licensing Sub-Committee be exempt from the rules of Committee proportionality, as defined in the Local Government and Housing Act 1989 and supporting regulations; and
- (iv) that the Governance Support Manager (in consultation with the Chairman), be authorised to empanel Members of the Licensing Committee to serve on the Licensing Sub-Committee as and when required.

Chairman