

MINUTES OF: LICENSING COMMITTEE

Date of Meeting: Tuesday 30th August 2005

**PRESENT: Councillor Huntbach (in the Chair)
Councillors Atkinson, A Barnes, D Barnes, L Barnes,
Entwistle, Forshaw, Graham, Neal, Nicholass, J Pawson,
Starkey (substitute for Sandiford), H Steen and Unsworth**

**IN ATTENDANCE: Mr N Walsh – Gaming Board For Great Britain
Mr C Fairbrother, Licensing Manager
Mr D Hamill, Licensing Enforcement Officer
Mrs E Newsome, Administrative Assistant**

ALSO PRESENT: 7 Members of the Public

APOLOGIES: Councillor Eaton, Sandiford

MINUTES

Resolved:

That the Minutes of the meeting of the Licensing Committee held on the 26th May 2005 be signed by the Chair as a correct record.

DECLARATIONS OF INTEREST

No declarations of interest were made at the meeting.

PRESENTATION BY MR N WALSH – REGIONAL INSPECTOR, GAMING BOARD FOR GREAT BRITAIN

The Chair welcomed Mr Walsh to the meeting.

Mr Walsh proceeded to highlight the main aspects of the Gambling Act 2005. The Committee was advised that the Act was due to be implemented in 2007 and would see the regulation of all forms of gambling within the United Kingdom.

Mr Walsh outlined the main considerations for Licensing Authorities under the Act and detailed the powers of the new Gambling Commission which would oversee the implementation and operation of the Gambling Act.

The Chair thanked Mr Walsh for his attendance at the meeting.

HACKNEY CARRIAGE FARES WITHIN ROSSENDALE

The Committee gave consideration to a request from trade representatives, to a proposed increase in hackney carriage fares.

The Committee was advised that an increase in operating costs, such as fuel and vehicle insurance had prompted the request.

The Licensing Enforcement Officer advised that they had received further communications from trade representatives who opposed any increases.

The Licensing Manager put alternative proposals to the Committee.

Resolved:

1. That the report be noted
2. That the Hackney Carriage fares be increased as follows:

First 1609 metres (1 mile)	£2.30
-------------------------------	-------

Subsequent 402.25 Metres (quarter of a mile)	43p
---	-----

3. That the Licensing Manager be granted delegated authority to complete the statutory legal procedures and implement the agreed increases.

LEGAL ADOPTION OF STREET TRADING IN THE BOROUGH OF ROSSENDALE

The Licensing Enforcement Officer reported on the proposals for the regulation of street trading with the Borough of Rossendale. Further to the meeting of the Licensing Sub-committee on 25th January 2005, Members were advised of the consultation process required prior to implementation of any such scheme.

Resolved:

1. That the Licensing Committee resolve, in principle, to adopt Schedule 4 of the Local Government Act (Miscellaneous Provisions) Act 1982.
2. That the Licensing Manager be authorised to:
 - undertake public consultation and advertisement of the Council's intention
 - serve notice on the Chief Officer of Police and Highways Authorities
 - after consultation with elected Members and stakeholders, to provisionally designate streets as prohibited streets, consent streets and licence streets.
3. That a report be submitted to a future meeting of this Committee in respect of proposals to implement Street Trading provisions.

EXCLUSION OF THE PUBLIC AND PRESS

Resolved:

That in accordance with Section 100A(4) of the Local Government Act 1972, the public and press be excluded from the meeting during consideration of the following items as it was likely, in view of the nature of the business to be

transacted, that if members of the public were present there would be disclosure to them of exempt information relating to:

Any particular applicant for, or recipient or former recipient of, any service provided by the authority (Paragraph 4 of Part 1 of Schedule 12A to the Act)

APPLICATION FOR HACKNEY CARRIAGE VEHICLE LICENCE MR A.H.

The Chair welcomed the applicant and his representative to the meeting. The Licensing Enforcement Officer then presented a report detailing the circumstances leading to the application for the hackney carriage vehicle licence

The Committee proceeded to deal with the matter. Mr A.H., his representative, the Licensing Manager and the Licensing Enforcement Officer then retired from the meeting to enable the Committee to determine the application.

Resolved:

That the Hackney Carriage Vehicle licence for Mr A.H. be refused, as the vehicle, for which the license is requested, does not comply with the Council's Licensing Policy in respect of vehicle age limits.

(The meeting commenced at 6.30pm and closed at 8.45pm)