

COUNCIL MEETING – 24TH FEBRUARY 2011

**Extract from the Minutes of the Constitution Committee Meeting on
27th January 2011**

43 LICENSING COMMITTEE TERMS OF REFERENCE AND DELEGATIONS

The Committee considered proposed changes to the Licensing Committee terms of reference and licensing delegations within the Constitution.

On 10th January 2011 the Licensing Committee considered a report in relation to the amendment of the licensing delegations which referred to the need to clarify those functions which stand referred to the General Licensing Sub-Committee and those which stand referred to the Licensing Act Sub-Committee. The Committee resolved to recommend to the Constitution Committee the amendments to the Constitution set out within paragraph 10.2 of the report to the Constitution Committee.

The Licensing Committee also considered a report in relation to the licensing of 'sexual entertainment venues.' Having considered the report, the Licensing Committee resolved, subject to the decision of Council on the principle of adoption of the relevant legislation, to recommend to the Constitution Committee the amendments to the Constitution set out within parts 1B and 2B of Appendix A to the report.

RESOLVED

That

- (1) Council be recommended to approve the following amendments to the Constitution in relation to licensing delegations:
 - (a) references to the Licensing Sub-Committee within paragraph 25.3 of the Officer Management Arrangements within Part III of the Constitution be amended to "the General Licensing Sub-Committee";
 - (b) references to the Licensing Sub-Committee within paragraph 25.4 of the Officer Management Arrangements within Part III of the Constitution be amended to "the Licensing Act Sub-Committee";
 - (c) references to the Licensing Sub-Committee within sub-paragraphs (i) to (iii), (v) and (vi) in relation to the General Licensing Functions at pages 160 and 161 of the Constitution be amended to "the General Licensing Sub-Committee";
 - (d) references to the Licensing Sub-Committee within sub-paragraphs (ii) to (xi) in relation to licensing functions under the Licensing Act 2003 and Gambling Act 2005 at page 161 of the Constitution be amended to "the Licensing Act Sub-Committee"; and

- (2) subject to the decision of Council in relation to the adoption of the amendments to Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982 made by section 27 of the Policing and Crime Act 2009, Council be recommended to approve the amendments to the Constitution in relation to the Licensing Committee's terms of reference and officer delegations as set out within parts 1B and 2B of Appendix A to the report (relating to the exercise of functions in relation to the licensing of sexual entertainment venues).