

CHESHIRE EAST COUNCIL

Minutes of a meeting of the **Licensing Committee**
held on Monday, 4th March, 2019 at Committee Suite 1,2 & 3, Westfields,
Middlewich Road, Sandbach CW11 1HZ

PRESENT

Councillor S Davies (Chairman)
Councillor D Bebbington (Vice-Chairman)

Councillors Rhoda Bailey, E Brooks, B Dooley, I Faseyi, A Harewood,
M Parsons, G Wait, M J Weatherill and J Wray

OFFICERS PRESENT

Kim Evans, Licensing Team Leader
Vicky Fox, Lawyer
Nick Kelly, Environmental Protection Team Leader
Aoife Ryan, Lawyer
Sarah Sutton, Environmental Health Officer
Julie Zientek, Democratic Services Officer

8 APOLOGIES FOR ABSENCE

Apologies were received from Councillors J Bratherton, B Burkhill, O
Hunter and M Warren.

9 DECLARATIONS OF INTEREST

There were no declarations of interest.

10 PUBLIC SPEAKING TIME/OPEN SESSION

There were no members of the public present.

11 MINUTES OF PREVIOUS MEETING

RESOLVED – That the minutes of the meeting held on 5 November 2018
be approved as a correct record and signed by the Chairman.

12 MINUTES OF LICENSING SUB-COMMITTEES

RESOLVED – That the minutes of the following meetings be received:

- Licensing Act Sub-Committee 22 November 2018
- General Licensing Sub-Committee 11 December 2018
- General Licensing Sub-Committee 14 February 2019

13 REVIEW OF THE SCRAP METAL DEALERS ACT 2013 FEES AND CHARGES FOR THE PERIOD 2019 TO 2022

The Committee considered a report regarding the proposed fees for applications for Scrap Metal Dealers licences for the three year period from 1 April 2019.

In accordance with the provisions of the Scrap Metal Dealers Act 2013, the Council was permitted to charge a fee for administering the statutory licensing for scrap metal dealers. Fees could only be set on a cost recovery basis and a review of the fees had to be undertaken in order to ensure that they reflected the cost of administering the licences.

RESOLVED – That the following fees be approved in relation to applications for Scrap Metal Dealers licences for the three year period from 1 April 2019:

- Site Licence Application – £225.00
- Collectors Licence Application - £194.00
- Replacement of a Licence - £15.00 (per licence)
- Additional Collectors Licences - £15.00 (per licence)

14 ANNUAL REVIEW OF THE MOBILE HOMES ACT 2013 - FEES AND CHARGES POLICY 2019-2020

The Committee considered a report regarding the proposed Regulatory Services and Health Mobile Homes Act 2013 Fees and Charges Policy 2019-20.

In accordance with the Mobile Homes Act 2013, the Council was permitted to charge a fee for administering the statutory licensing function for residential caravan sites. It was also permitted to set fees for other functions such as maintaining a register of site rules and transferring and amending licences.

The Council was only able to set fees on a 'cost recovery' basis, and as part of setting the fees it was required to have a Fees and Charges Policy in place for mobile home sites, which was reviewed annually in order to ensure that the fees reflected the cost of administering the licensing function.

RESOLVED - That the Regulatory Services and Health Mobile Homes Act 2013 Fees and Charges Policy 2019-20, as set out in Appendix 1 to the report, be approved.

15 REVISED STATEMENT OF LICENSING POLICY

The Committee considered a report regarding a draft revised Statement of Licensing Policy. The Licensing Act 2003 required licensing authorities to prepare and publish a statement of principles that they proposed to apply

in exercising their functions under the Act during the five year period to which the statement applied. The Council was now required to review its existing statement of Licensing Policy and publish a revised version.

RESOLVED

- (a) That the draft revised Statement of Licensing Policy, as set out in Appendix 1 to the report, be referred to Cabinet for consideration.
- (b) That Council be recommended to adopt the revised Statement of Licensing Policy.

The meeting commenced at 2.00 pm and concluded at 2.11 pm

Councillor S Davies (Chairman)