

# **CHESHIRE EAST COUNCIL**

Minutes of a meeting of the **Licensing Committee**  
held on Monday, 6th March, 2017 at Committee Suite 1,2 & 3, Westfields,  
Middlewich Road, Sandbach CW11 1HZ

## **PRESENT**

Councillor W S Davies (Chairman)

Councillors Rhoda Bailey, E Brooks, C Chapman, B Dooley, I Faseyi,  
A Harewood, M Parsons, L Smetham, G Wait, M Warren and J Wray

## **OFFICERS PRESENT**

Kim Evans, Licensing Team Leader

Peter Jones, Lawyer

Nick Kelly, Environmental Protection Team Leader

Jennifer Knight, Senior Licensing Officer

Hamish Roscoe, Senior Enforcement Officer (Environmental Protection)

Julie Zientek, Democratic Services Officer

## **8 APOLOGIES FOR ABSENCE**

Apologies were received from Councillors D Bebbington, T Dean and E Wardlaw.

## **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 7 November 2016 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:

(a) Licensing Act Sub-Committee meetings held on:

14 December 2016

9 January 2017

(b) General Licensing Sub-Committee meetings held on:

28 October 2016  
1 December 2016  
16 December 2016  
27 January 2017

**13 ADOPTION OF THE PROCEDURE FOR HEARINGS IN ACCORDANCE WITH THE SCRAP METAL DEALERS ACT 2013**

The Committee considered a report regarding a proposed procedure for hearings in accordance with the Scrap Metal Dealers Act 2013.

If the Council was minded to refuse an application for a Scrap Metal Dealers Licence, the applicant had a right of appeal to the General Licensing Sub-Committee. In order for the hearing to be heard in a fair manner, the Council must have agreed the procedure for such hearings.

RESOLVED –That the procedure for undertaking appeal hearings in accordance with the Scrap Metal Dealers Act 2013, as set out in Appendix 1 to the report, be approved.

**14 ANNUAL REVIEW OF THE MOBILE HOMES ACT 2013 (FEES AND CHARGES POLICY)**

The Committee considered a report regarding the proposed Regulatory Services and Health Mobile Homes Act 2013 Fees and Charges Policy 2017-18.

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 homes, 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 2017-18, as set out in Appendix 1 to the report, be approved.

**15 REVIEW OF TAXI LICENSING FEES AND CHARGES FOR THE FINANCIAL YEAR 2017/2018**

The Committee considered a report regarding a review of taxi licensing fees and charges for the financial year 2017/2018.

On 7 November 2016, the Committee had determined to vary the Council's fees in relation to Hackney Carriage and Private Hire Licensing. In accordance with the relevant legislative provisions, the required notices had been published in several local papers, and notices had been placed at the Council's principal office and at the Customer Contact Centres.

The Licensing Team Leader reported that no objections had been received.

RESOLVED –That it be noted that the taxi licensing fees and charges as set out in Appendix A to the report will come into effect on 1 April 2017.

**16 DESIGNATION OF STREETS WITHIN THE BOROUGH FOR THE PURPOSES OF STREET TRADING**

The Committee considered a report regarding proposed amendments to the current designation of streets for the purposes of regulating street trading.

The Licensing Team had consulted between 15 September 2016 and 27 October 2016 and no relevant consultation responses had been received.

Following publication of the statutory notices, the Committee would be required to consider any objections received and determine whether or not to pass a resolution changing the street trading designations.

RESOLVED

- (a) That it be confirmed that the Council intends to designate the streets identified in Appendix A to the report for the purposes of Street Trading.
- (b) That the Licensing Team Leader be authorised to follow any necessary statutory procedures, including the publication of the required notices.

The meeting commenced at 2.00 pm and concluded at 2.18 pm

Councillor W S Davies (Chairman)