

**MINUTES OF A MEETING OF THE
LICENSING COMMITTEE
HELD AT NELSON TOWN HALL
ON 23RD OCTOBER, 2018**

PRESENT –

Councillor K. Turner – Chairman (In the Chair)

Councillors

*Nawaz Ahmed
Nadeem Ahmed (Substitute)
P. A. McCormick
B. Newman
J. Purcell
M. Sakib
K. E. Shore
G. Waugh
S. Wicks*

Officers in attendance

<i>D. A. Talbot</i>	<i>Solicitor, Burnley Borough Council</i>
<i>M. Armfield</i>	<i>Licensing Enforcement Officer</i>
<i>A. Smith</i>	<i>Licensing Officer</i>
<i>J. Allen</i>	<i>Taxi Licensing Manager</i>
<i>L. Rowland</i>	<i>Committee Administrator</i>

(Apologies for absence were received from Councillors L. Crossley and D. Lord.)



6. DECLARATION OF INTERESTS

Members were reminded of the legal requirements concerning the declaration of interests.

7. MINUTES

RESOLVED

That the Minutes of the meeting held on 10th October, 2018 be approved as a correct record and signed by the Chairman.

8. GAMBLING ACT 2005 STATEMENT OF POLICY CONSULTATION

It was reported that, under the provisions of section 349 of the Gambling Act 2005, Pendle was obliged to have in place a Statement of Policy for its gambling functions. A draft report on the Council's Gambling Statement of Policy was agreed at the Committee's 22nd August meeting, where it was also agreed that the draft Policy be distributed for a six week consultation period.

Licensing Committee (23.10.2018)

The Statement set out the approach that the Council, as the Licensing Authority, would have for dealing with all the gambling related tasks it undertook. The Gambling Statement had to be renewed every 3 years and to be in place by January 2019.

The Planning, Building Control and Licensing Services Manager submitted a report which detailed the consultation responses. The Committee was asked to consider any amendments to the draft Policy and consider making a recommendation to Council that the Policy be adopted.

RESOLVED

- (1) That the changes to the Policy as outlined in the 'Action Taken' section of appendix 2 to the report be accepted and the amended Policy be agreed.
- (2) That Council be recommended to adopt the Policy.

REASON

To ensure that Pendle has an up to date Gambling Statement of Policy to comply with the Gambling Act 2005.

9. RESULTS OF A SPOT CHECK

The Planning, Building Control and Licensing Services Manager reported that a joint spot check on licensed vehicles was carried out during the day of Wednesday 3rd October, 2018 at Norfolk Street Garage with the Police and the Driver and Vehicle Standards Agency (DVSA).

Twenty vehicles had been tested, with eleven taken off the road for mechanical faults and one issued with a defect notice. A list of the vehicles tested was submitted to the meeting.

It was proposed that operators/drivers be requested to carry out daily checks of their vehicles and that these be recorded in a register that would be made available for inspection by Council officers on request.

RESOLVED

That the Planning, Building Control and Licensing Services Manager be asked to –

- (1) carry out a consultation with members of the taxi trade on a proposal to introduce a requirement for daily vehicle checks to be carried out and logged in a register to be made available for inspection by Council officers on request;
- (2) report the results of the consultation to a future meeting of this Committee.

REASON

To seek the views of the taxi trade on a proposal to help identify vehicle faults at an early stage.

10. EXCLUSION OF PUBLIC AND PRESS

RESOLVED

That in pursuance of the power contained in Section 100(A)(4) of the Local Government Act 1972 (as amended) the public and press be excluded from the meeting during consideration of the next item of business on the grounds that if a member of the public and press were present during consideration of the item, there would be disclosure to them of exempt information relating to the financial or business affairs of a particular person.

11. INTERVIEWS

(1) Report of MS

The Planning, Building Control and Licensing Services Manager submitted a report in respect of MS.

RESOLVED

That no further action be taken.

(2) Report of JA

The Planning, Building Control and Licensing Services Manager submitted a report in respect of JA.

RESOLVED

That JA be issued with a caution.

(3) Report of MAC

The Planning, Building Control and Licensing Services Manager submitted a report in respect of MAC.

RESOLVED

That no further action be taken.

(4) Report of MAC

The Planning, Building Control and Licensing Services Manager submitted a report in respect of MAC.

RESOLVED

That no further action be taken.

Chairman _____