

Licensing Committee

Agenda

Tuesday 12 October 2010

7.00 pm

COMMITTEE ROOM 1 - HAMMERSMITH TOWN HALL

MEMBERSHIP

Administration:	Opposition
Councillor Victoria Brocklebank-Fowler (Chairman) Councillor Joe Carlebach Councillor Adronie Alford Councillor Georgie Cooney Councillor Marcus Ginn Councillor Peter Graham Councillor Steve Hamilton Councillor Lucy Ivimy Councillor Alex Karmel Councillor Matt Thorley	Councillor Colin Aherne Councillor Michael Cartwright Councillor Wesley Harcourt Councillor Caroline Needham

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Members of the public are welcome to attend.

Date Issued: 04 October 2010

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<u>Item</u>		<u>Pages</u>
1.	MINUTES OF THE MEETING HELD ON THE 14TH JANUARY 2010 To approve as an accurate record, and the Chairman to sign, the minutes of the meeting of the Committee held on 14 January 2010.	1 - 5
2.	APOLOGIES FOR ABSENCE	
3.	DECLARATIONS OF INTEREST If a Councillor has any prejudicial or personal interest in a particular report he/she should declare the existence and nature of the interest at the commencement of the consideration of the item or as soon as it becomes apparent. At meetings where members of the public are allowed to be in attendance and speak, any Councillor with a prejudicial interest may also make representations, give evidence or answer questions about the matter. The Councillor must then withdraw immediately from the meeting before the matter is discussed and any vote taken, unless a dispensation has been obtained from the Standards Committee. Where members of the public are not allowed to be in attendance, then the Councillor with a prejudicial interest should withdraw from the meeting whilst the matter is under consideration, unless the disability has been removed by the Standards Committee.	
4.	REVIEW OF STATEMENT OF LICENSING POLICY 2010 This report seeks the Committee's approval for the Council's Statement of Licensing Policy 2010, which has been publicly consulted upon, prior to its submission to Council. Section 5 of the Licensing Act 2003 requires a licensing authority to prepare, consult and publish a Statement of Licensing Policy every three years, it was last reviewed in 2007 and the new policy must be published by January 2011. A draft revised Statement of Licensing Policy was sent out for consultation between the 8 th June 2010 to the 30 th August 2010. Issues which arose during consultation were recorded and taken into account during the review. This report outlines the review and consultation process, issues for consideration and the proposed amendments which were the subject of public consultation, and seeks the views of the committee. The draft	6 - 156

new statement is attached as Appendix 6.

Once approved, the Statement of Licensing Policy will supersede the 2007 policy and will be the key document which the Licensing Committee will use to assist in the determination of applications.

5. SEXUAL ESTABLISHMENT VENUES AND SEX ESTABLISHMENT LICENSING POLICY

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In April 2010, section 27 of the Policing and Crime Act 2009, amended Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982, by introducing a new type of sex establishment called a 'sexual entertainment venue'.

The new legislation offers the Council and local residents greater power to control the number and location of lap dancing clubs and similar venues in the borough. If the Council wishes to adopt the powers offered by the legislation it needs to resolve to do so.

A draft Sex Establishment Licensing Policy was sent out for a 12 week consultation which began on the 8th June 2010 and ended on the 30th August 2010.

This report seeks the Committee's recommendation that Council resolve to exercise these powers and to adopt the policy which reflects and set out the Council's position, attached as Appendix 5.

6. LICENSING LAW UPDATE

Legal Services will give a verbal update on the following

- a. Review of Appeals
- b. Case Law Update
- c. "Interested Parties"- effect of Policing and Crime Act 2008
- d. Licensing Act 2003- possible reforms.