

To: Chair & Members of the General
Licensing Sub Committee

The Arc
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Wednesday, 30 June 2021

Dear Councillor

GENERAL LICENSING SUB COMMITTEE

You are hereby summoned to attend a meeting of the General Licensing Sub Committee of the Bolsover District Council to be held at the Council Chamber, The Arc, Clowne on Thursday, 8th July, 2021 at 10:00 hours.

Whilst social distancing is in place Members and officers are required to adhere to the protocol for attending meetings in the Council Chamber. When attending in person you will be deemed to have accepted the following disclaimer as applying.

When attending this meeting in person, I confirm that I have read and understood the contents of each of the following risk assessments and agree to act in line with its content.

- Covid-19 ARC RTW RA001
- Working in Offices At The Arc During Covid-19 Pandemic Guidance – ARC – SSW001
- Meetings – EM001 - Committee and Council Meetings during the Covid-19 pandemic



We speak your language
Polish **Mówimy Twoim językiem**
Slovak **Rozprávame Vaším jazykom**
Chinese **我们会说你的语言**

If you require this agenda in **large print**
or another format please call us on **01246 217753**

If you require an adjustment to enable you to participate in or access the meeting please contact the Governance Team at least 72 hours before the meeting starts.

- ***These documents have been emailed to Members and are available on the Modern.Gov App library.***

Register of Members' Interests - Members are reminded that a Member must within 28 days of becoming aware of any changes to their Disclosable Pecuniary Interests provide written notification to the Authority's Monitoring Officer.

You will find the contents of the agenda itemised onwards.

Yours faithfully

A handwritten signature in black ink, reading "Sarah Steenberg". The signature is written in a cursive, flowing style with a large initial 'S'.

Solicitor to the Council & Monitoring Officer

**GENERAL LICENSING SUB COMMITTEE
AGENDA**

*Thursday, 8th July, 2021 at 10:00 hours taking place at the Council Chamber, The Arc,
Clowne*

Item No.		Page No.(s)
	<u>PART 1 OPEN ITEMS</u>	
1.	Apologies For Absence	
2.	Urgent Items of Business To note any urgent items of business which the Chairman has consented to being considered under the provisions of Section 100(B) 4(b) of the Local Government Act 1972.	
3.	Declarations of Interest Members should declare the existence and nature of any Disclosable Pecuniary Interest and Non Statutory Interest as defined by the Members' Code of Conduct in respect of: a) any business on the agenda b) any urgent additional items to be considered c) any matters arising out of those items and if appropriate, withdraw from the meeting at the relevant time.	
4.	Minutes To consider the minutes of the last meeting held on 20 th May 2021.	4 - 5
5.	Exclusion of the Public To move:- "That the public be excluded from the meeting during the discussion of the following items of business to avoid the disclosure to them of exempt information as defined in Paragraph 1, Part I of Schedule 12A to the Local Government Act 1972 (as amended by the Local Government (Access to Information) (Variation) Order 2006)".	
	<u>PART 2 EXEMPT ITEMS</u>	
6.	To determine an application made under the Scrap Metal Dealers Act 2013 which has received a representation	6 - 33

GENERAL LICENSING SUB COMMITTEE

Minutes of a meeting of the General Licensing Sub Committee of Bolsover District Council held in the Council Chamber on Thursday 20th May 2021 at 10:00 hours.

PRESENT:-

Members:-

Councillor Ray Heffer in the Chair

Councillors Andrew Joesbury (Vice-Chair), Rose Bowler, Paul Cooper, Maxine Dixon, Mary Dooley and David Downes.

Officers:- Kevin Shillitto (Solicitor), Charmaine Terry (Environmental Health Team Manager - Licensing), Sian Harpham (Licensing and Enforcement Officer) and Tom Scott (Governance Officer).

Also in attendance at the meeting was the taxi operator applicant for Minute Number GLSC726-20/21.

GLSC721-20/21 APOLOGIES FOR ABSENCE

Apologies for absence were received from Councillors Jane Bryson, Tracey Cannon, Steve Fritchley and Rita Turner.

GLSC722-20/21 URGENT ITEMS OF BUSINESS

There was no urgent business to be considered at the meeting.

GLSC723-20/21 DECLARATIONS OF INTEREST

There were no declarations made at the meeting.

GLSC724-20/21 MINUTES

Moved by Councillor Ray Heffer and seconded by Councillor Andrew Joesbury.

RESOLVED that the minutes of General Licensing Sub Committee on 22nd April 2021 be accepted as a correct record.

GLSC725-20/21 EXCLUSION OF PUBLIC

Moved by Councillor Ray Heffer and seconded by Councillor Andrew Joesbury.

RESOLVED that the public be excluded from the meeting during the discussion of the following item of business to avoid the disclosure to them of exempt information as defined in Paragraph 1, Part 1 of Schedule 12A to the Local Government Act 1972 (as amended by the Local Government (Access to Information) (Variation) Order 2006).

GENERAL LICENSING SUB COMMITTEE

GLSC726-20/21 TO CONSIDER AN APPLICATION FOR A PRIVATE HIRE OPERATOR WITH A BASE OUTSIDE THE BOLSOVER DISTRICT

The applicant attended the meeting for Committee to determine whether or not to accept an application for a Private Hire Operator with a base outside the Bolsover District.

The Licensing and Enforcement Officer presented the report.

The Taxi Applicant Hearing Procedure was followed.

The applicant, the Environmental Health Team Manager – Licensing and the Licensing and Enforcement Officer left the meeting whilst the Committee deliberated and returned for the announcement of the decision.

Moved by Councillor David Downes and seconded by Councillor Mary Dooley.

RESOLVED that the Sub Committee –

1. Rejects the application on the grounds that:
 - The legislation quoted in his letter is only a small section of that legislation, and there are other interpretations
 - If he commits an offence in our District, the Council can't prosecute him
 - Our taxi policy advises to not allow licences outside the District, and this is legal consensus nationally. Local police have also supported this being in our policy.

(Environmental Health Team Manager – Licensing/Licensing and Enforcement Officer
/Solicitor)

The meeting concluded at 1035 hours.

Agenda Item 6

By virtue of paragraph(s) 1 of Part 1 of Schedule 12A of the Local Government Act 1972.

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