

LICENSING & GAMBLING ACTS COMMITTEE

Minutes of a meeting of the Licensing & Gambling Acts Committee of the Bolsover District Council held in Committee Room 1, The Arc, Clowne on Monday, 29th April 2024 at 14:00 hours.

PRESENT:-

Members:-

Councillor Emma Stevenson in the Chair

Councillors David Bennett, Mary Dooley, Will Fletcher, Lucy King, Ashley Taylor and Rita Turner.

Officers:- Louise Arnold (Solicitor), Lindsay Delamore (Licensing and Enforcement Officer), Charmaine Terry (Team Manager – Licensing), Amy Bryan (Governance Manager) and Matthew Kerry (Governance and Civic Officer).

LGAC6-23/24 APOLOGIES FOR ABSENCE

Apologies for absence were received on behalf of Councillors Lisa Powell and Sally Renshaw.

LGAC7-23/24 URGENT ITEMS OF BUSINESS

There were no urgent items of business to be considered.

LGAC8-23/24 DECLARATIONS OF INTEREST

There were no declarations of interest made at the meeting.

LGAC9-23/24 MINUTES - LICENSING & GAMBLING ACTS COMMITTEE

Moved by Councillor Mary Dooley and Seconded by Councillor Rita Turner
RESOLVED that the minutes of a Licensing & Gambling Acts Committee held on 22nd February 2024 be approved as a true and correct record.

LGAC10-23/24 REVIEW OF THE COUNCIL'S POLICY UNDER THE LICENSING ACT 2003

Further to Minute LGAC5-23/24 of the previous meeting, the Committee considered a report which set out the responses to the consultation for the review of the draft revised Statement of Principles under the Licensing Act 2003, and to recommend a final draft for adoption by Council.

The report explained that the Licensing Act 2003 imposed a statutory requirement upon the Council, to prepare and publish a Statement of Principles, alternatively referred to as a 'Policy', every five years; this was due for renewal.

The proposed amendments to the Policy aimed to achieve the following:

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- Ensure the Policy is consistent with legislation and statutory guidance;
- Increase the clarity of the Policy;
- Improve the standards of premises in the district through the recommendation of more robust management practices;
- Provide clarity on delegations; and,
- Update local demographics.

A six-week public consultation had been published via Ask Derbyshire and publicised through the Council's website and social media platforms; a full list of stakeholders consulted was attached at Appendix 1 to the report. There had been no responses received to the consultation.

Following the consultation, minor amendments had been made to insert the dates the Policy would come in force and a list of persons consulted in the preparation of the Policy; a copy of the updated proposed Policy was attached to the report at Appendix 2.

A Member queried the use of only Metric measurements, which for those educated on Imperial would be difficult to follow. The Team Manager – Licensing stated they would investigate providing Imperial measurements, alongside Metric, in the future.

The Chair asked if the Action Counters Terrorism (ACT) e-learning training mentioned in the Policy was the same training as Prevent. It was confirmed as the same training. A Member asked if this training could be made mandatory. The Environmental Health Team Manager (Licensing) stated it would be the responsibility of premises owners to consider the possible risks on their sites. The Licensing Team would be producing an information pack with links to various resources, to encourage how important such training was.

The Legal Team Manager & Deputy Monitoring Officer noted that Martyn's Law was soon to be brought into legislation by the UK Government, which would provide specific requirements on premises. The Chair asked where the responsibility of monitoring would lie and why Martyn's Law had not been mentioned in the document. The Environmental Health Team Manager (Licensing) explained it was too early to mention it as the legislation was not yet complete, and that it was not yet confirmed which authority would be responsible for compliance. Minor changes could be made to the Policy, to include reference to Martyn's Law once it had received Royal Assent.

Moved by Councillor Emma Stevenson and Seconded by Councillor Mary Dooley

RESOLVED that: (1) the Licensing and Gambling Acts Committee notes the outcome of the consultation and approves the revised draft Statement of Principles under the Licensing Act 2003; and,

(2) the Licensing and Gambling Acts Committee refer the Policy to Council together with a recommendation that the draft Statement of Principles under the Licensing Act 2003 be adopted.

The meeting concluded at 14:16 hours.