

Minutes of Licensing Committee

**Monday, 7 June 2021 at 10.00 am
at Council Chamber; Sandwell Council House, Oldbury**

Present: Councillor Allen (Chair)
Councillors Piper (Vice-Chair), Rouf (Vice-Chair), Chidley,
G Gill, S Gill, W Gill, Hadley, Z Hussain, R Jones and
S Singh

Also present: Tracy Hubball (Licensing Service Manager); Fiona Gee
(Licensing Supervisor); David Elliott (Solicitor)
Stephnie Hancock (Senior Democratic Services Officer);
Connor Robinson (Democratic Services Officer);
Gabrielle Evans (Democratic Services Officer)

1/21 **Apologies for Absence**

Apologies for absence were received from Councillors Fenton and
K Singh

2/21 **Declarations of Interest**

There were no declarations of interest made.

3/21 **Minutes**

Resolved that the minutes of the meeting held on 16
September 2019 were confirmed as a correct record.



Establishment of Licensing Sub Committees

Approval was sought to establish, and appoint members to, the Licensing Sub-Committees for the municipal year 2021/22.

Under the provisions of the Licensing Act 2003, the Licensing Committee could establish one or more Licensing Sub-Committees to assist in the discharge of the licensing functions under the Licensing Act, 2003. Further such functions of the Gambling Act, 2005 could also be discharged by those sub-committees.

The Council at its meeting on 25 May 2021 had appointed a Licensing Committee comprising 15 members, including one Chair and two vice-chairs. It was proposed that three Sub-Committees, consisting of five members, with a Chair/Vice Chair each sitting on a sub-committee, be appointed for 2021/22. However, in accordance with the provisions of the Act, Sub-Committees sitting to consider Licensing Act 2003/Gambling Act 2005 functions would consist of only three members.

The Director - Law and Governance and Monitoring Officer, in consultation with the Chair of the Licensing Committee, was authorised to select members from the Licensing Committee to serve on sub-committees as necessary to ensure a quorum should a named member not be available for a meeting or unable to consider a particular case due to a conflict of interest.

Approval was also sought to the terms of reference for the sub-committees.

Resolved:-

- (1) that the Terms of Reference for the Licensing Sub-Committees, as set out in Appendix 1, be approved;
- (2) that three Sub-Committees be established, to undertake those functions set out in the terms of reference referred to in (1) above, each comprising three members of the Licensing Committee when considering matters in relation to the Licensing Act 2003/Gambling Act 2005 and five members of the Licensing Committee when considering matters affecting applications for licences and licences previously granted under the terms of the Local Government (Miscellaneous Provisions) Act 1976;

- (3) that, in connection with (1) and (2) above, members be appointed to the Sub-Committees, as set out in Appendix 2;
- (4) that the Director of Law and Governance - Monitoring Officer, in consultation with the Chair of the Licensing Committee, be authorised to select members from the Licensing Committee as necessary to serve on Licensing Sub Committees to ensure a quorum should a named member not be available for a meeting or unable to consider a particular case due to a conflict of interest;
- (5) that the Director of Law and Governance - Monitoring Officer be authorised to make the necessary changes to the Council's Constitution in order to reflect the decisions of the Committee on the above recommendations.

5/21 Annual Report of the Licensing Committee for 2019/20 and 2020/21 Municipal Years

The Committee considered the proposed Annual Report of the Licensing Committee for the 2019/20 and 2020/21 municipal year.

Resolved that the Annual Report of the Licensing Committee for the 2019/20 and 2020/21 municipal years be approved and submitted to the next meeting of Full Council.

Meeting ended at 10.25 am

Contact: democratic_services@sandwell.gov.uk