

Public Document Pack



TRAFFORD
COUNCIL

AGENDA PAPERS MARKED 'TO FOLLOW' FOR LICENSING COMMITTEE MEETING

Date: Wednesday, 22 May 2013

Time: 7.30 pm or at the rising of the Annual Meeting of Council

Place: Council Chamber, Trafford Town Hall, Talbot Road, Stretford M32 0TH

A G E N D A	PART I	Pages
(a) APPOINTMENT OF PUBLIC PROTECTION SUB-COMMITTEE AND DELEGATION OF OFFICERS (Pages 1 - 2) To appoint the membership of the following Sub-Committee and agree the terms of reference:- (a) Public Protection Sub-Committee		1 - 2
(b) APPOINTMENT OF LICENSING SUB-COMMITTEE AND DELEGATION TO OFFICERS (Pages 3 - 6) To appoint the membership of the following Sub-Committee and agree the terms of reference:- (b) Licensing Sub-Committee		3 - 6

THERESA GRANT

Chief Executive

Membership of the Committee

Councillors C. Candish (Chairman), B. Sharp (Vice-Chairman), D. Bunting, B. Rigby, N. Taylor, E.H. Malik, M. Freeman, P. Gratrix, D. Jarman, P. Myers, J. Smith, Mrs. J. Wilkinson, E.W. Stennett, P. Lally and Mrs. J. Reilly

Further Information

For help, advice and information about this meeting please contact:

Ruth Worsley, Democratic Services Officer - 0161 912 2798

Licensing Committee - Wednesday, 22 May 2013

Tel: 0161 912 2798

Email: natalie.owen@trafford.gov.uk

This agenda was issued on **Tuesday, 21 May 2013** by the Legal and Democratic Services Section, Trafford Council, Quay West, Trafford Wharf Road, Trafford Park, Manchester, M17 1HH.

TRAFFORD COUNCIL

MEMBERSHIP OF SUB-COMMITTEES 2013/14

SUB-COMMITTEE	NO. OF MEMBERS
PUBLIC PROTECTION	9
COUNCILLORS	
Dan Bunting	
Chris Candish CH	
Mike Freeman	
David Jarman OS	
Patrick Myers	
Bernard Sharp V-CH	
John Smith	
Neil Taylor	
Mrs Jacki Wilkinson	
TOTAL	9

[5 Substitutes: Cllr. P. Lally, Cllr. E. Malik, Cllr. Mrs J. Reilly, Cllr. B. Rigby, Cllr. W. Stennett]

PUBLIC PROTECTION SUB-COMMITTEE

Terms of Reference

1. To exercise powers in relation to the following functions as specified in Schedule 1 to the Local Authorities (Functions and Responsibilities) (England) Regulations 2000:
 - (i) all licensing and registration functions except those relating to town and country planning, the regulation of the use of the highway and Safety at Sports Grounds.
 - (ii) functions under any 'relevant statutory provision' within the meaning of Part I of the Health and Safety at Work Act 1974, to the extent that those functions are discharged otherwise than in the Council's capacity as employer; and
 - (iii) associated functions under any local Act.
2. Membership of the Public Protection Sub-Committee shall comprise 9 Members (5:3:1) with up to 5 substitute Members being allowed (3:2:0). The substitute Members for the Public Protection Sub-Committee can only be nominated from the membership of the Licensing Committee.

Delegation

In exercising the power and duties assigned to them in their terms of reference, the Public Protection Sub-Committee shall have delegated power to resolve and to act on behalf of and in the name of the Council.

TRAFFORD COUNCIL

SUB-COMMITTEES 2013/14

LICENSING SUB-COMMITTEE	5
CHAIRMAN	

CHAIRMAN	ORDER OF PRIORITY	
Cllr. Chris Candish	1	Chairman of Licensing
Cllr. Bernard Sharp V-CH	2	Vice-Chairman of Licensing
Cllr. David Jarman OS	3	Opposition Spokesperson
Cllr. Brian Rigby	4	Member of Licensing
Cllr. Patrick Myers	5	Member of Licensing

TOTAL	5
--------------	---

Note: the order of priority is applicable when more than one chairman is a member of the same Sub-Committee.

LICENSING SUB-COMMITTEE

Terms of Reference

1. To exercise the Licensing Sub-Committee's functions under the Licensing Act 2003 regarding consideration of contested applications and reviews.
2. To establish one or more Sub-Committees under Section 10 (1) of the Licensing Act 2003 consisting of three members of the Licensing Committee for the discharge of functions exercisable by the Committee under the Licensing Act 2003. The functions to be exercised by the Sub Committees include the functions set out at Agenda Item 4, Appendix 1.
3. To establish one or more Sub-Committees under Section 154 of the Gambling Act 2005 consisting of three members of the Licensing Committee for the discharge of functions exercisable by the Committee under the Gambling Act 2005. The functions to be exercised by the Sub-Committees include the functions set out at Agenda Item 4, Appendix 2.
4. Sub-Committees shall be appointed as follows:-
 - (a) one Member to be taken from the list of proposed Chairmen – see above;
 - (b) the other two Members to be drawn from membership of the Licensing Committee, and may include Members from the list of Chairmen;
 - (c) the membership of the Sub-Committees to reflect the political balance of the Council where possible;
 - (d) subject to the above, membership of the Sub-Committees to be determined by the Head of Legal and Democratic Services in consultation with the Chairman of the Licensing Committee;
 - (e) where possible a Sub-Committee will not consider applications relating to premises located in the wards represented by its members.
5. Licensing Act Sub-Committees shall be chaired in accordance with the protocol set out at above.

Delegation

In exercising the power and duties assigned to them in their terms of reference, the Licensing Sub-Committee shall have delegated power to resolve and to act on behalf of and in the name of the Council.

This page is intentionally left blank