

Licensing Committee

Mon 7 Apr
2014
7.00 pm

Committee Room 2
Town Hall
Redditch

REDDITCH BOROUGH COUNCIL

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Access to Information - Your Rights

The Local Government (Access to Information) Act 1985 widened the rights of press and public to attend Local Authority meetings and to see certain documents. Recently the Freedom of Information Act 2000, has further broadened these rights, and limited exemptions under the 1985 Act.

Your main rights are set out below:-

- Automatic right to attend all Council and Committee meetings unless the business would disclose confidential or “exempt” information.
- Automatic right to inspect agenda and public reports at least five days before the date of the meeting.
- Automatic right to inspect minutes of the Council and its Committees (or summaries of business undertaken in private) for up to six years following a meeting.
- Automatic right to inspect lists of background papers used in the preparation of public reports.
- Access, upon request, to the background papers on which reports are based for a period of up to four years from the date of the meeting.
- Access to a public register stating the names and addresses and electoral areas of all Councillors with details of the membership of all Committees etc.
- A reasonable number of copies of agenda and reports relating to items to be considered in public must be made available to the public attending meetings of the Council and its Committees etc.
- Access to a list specifying those powers which the Council has delegated to its Officers indicating also the titles of the Officers concerned.
- Access to a summary of the rights of the public to attend meetings of the Council and its Committees etc. and to inspect and copy documents.
- In addition, the public now has a right to be present when the Council determines “Key Decisions” unless the business would disclose confidential or “exempt” information.
- Unless otherwise stated, all items of business before the Executive Committee are Key Decisions.
- (Copies of Agenda Lists are published in advance of the meetings on the Council’s Website:
www.redditchbc.gov.uk

If you have any queries on this Agenda or any of the decisions taken or wish to exercise any of the above rights of access to information, please contact

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LICENSING COMMITTEE

Agenda

Membership:

| | | |
|--------|-------------------------|----------------|
| Cllrs: | Phil Mould (Chair) | Andrew Fry |
| | Alan Mason (Vice-Chair) | Pattie Hill |
| | Joe Baker | Gay Hopkins |
| | Roger Bennett | Wanda King |
| | Michael Braley | Brenda Quinney |
| | Michael Chalk | |

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| <p>1. Apologies</p> | <p>To receive the apologies of any Member who is unable to attend this meeting.</p> |
| <p>2. Declarations of Interest</p> | <p>To invite Councillors to declare any Disclosable Pecuniary Interests or Other Disclosable Interests they may have in items on the agenda, and to confirm the nature of those interests.</p> |
| <p>3. Minutes (Pages 1 - 6)</p> | <p>To confirm as a correct record the minutes of the meeting of the Licensing Committee held on 11th November 2013. (Minutes attached)</p> |
| <p>4. Scrap Metal Dealers Act 2013 - Update on Implementation (Pages 7 - 10) Head of Regulatory Services</p> | <p>To consider a report that provides Members with an update on the local implementation of the Scrap Metal Dealers Act 2013. All Wards</p> |
| <p>5. Licensing Act 2003 - Review of Statement of Licensing Policy (Pages 11 - 50) Head of Regulatory Services</p> | <p>To consider the draft revised Statement of Licensing Policy and to approve the draft policy for the purpose of consultation with all relevant parties. All Wards</p> |
| <p>6. Home Office Consultation on Locally Set Fees under the Licensing Act 2003 (Pages 51 - 110) Head of Regulatory Services</p> | <p>To consider the consultation response from Worcestershire Regulatory Services officers, as detailed at Appendix 2, to the Home Office eight week consultation on the implementation of locally set fees under the Licensing Act 2003. All Wards</p> |

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| <p>7. Regulation of Face to Face Direct Debit Charitable Street Collections</p> <p>(Pages 111 - 132)</p> <p>Head of Regulatory Services</p> | <p>To receive an update report on the progress to date towards an agreement with representatives of the Public Fundraising Regulatory Association with a view to establish an agreement to regulate the working days and areas of charity street fundraisers in Redditch Town Centre.</p> |
| <p>8. Licensing Committee Work Programme 2013/2014</p> <p>(Pages 133 - 134)</p> | <p>To consider the Committee's Work Programme for the current municipal year 2013/2014.</p> |
| <p>9. Exclusion of the Public</p> | <p>Should it be necessary, in the opinion of the Chief Executive, to consider excluding the public from the meeting in relation to any items of business on the grounds that exempt information is likely to be divulged, it may be necessary to move the following resolution:</p> <p>“that, under S.100 I of the Local Government Act 1972, as amended by the Local Government (Access to Information) (Variation) Order 2006, the public be excluded from the meeting for the following matter(s) on the grounds that it/they involve(s) the likely disclosure of exempt information as defined in the relevant paragraphs (<i>to be specified</i>) of Part 1 of Schedule 12 (A) of the said Act, as amended.”</p> <p>These paragraphs are as follows:</p> <p>Subject to the “public interest” test, information relating to:</p> <ul style="list-style-type: none"> • Para 1 – <u>any individual</u>; • Para 2 – the <u>identity of any individual</u>; • Para 3 – <u>financial or business affairs</u>; • Para 4 – <u>labour relations matters</u>; • Para 5 – <u>legal professional privilege</u>; • Para 6 – <u>a notice, order or direction</u>; • Para 7 – the <u>prevention, investigation or prosecution of crime</u>; <p>may need to be considered as ‘exempt’.</p> |