

REDDITCH BOROUGH COUNCIL

RECORD OF DECISION TAKEN UNDER URGENCY PROCEDURES

SUBJECT: BUSINESS AND PLANNING ACT 2020

BRIEF STATEMENT OF SUBJECT MATTER:

The Business and Planning Bill, to promote economic recovery, was introduced in Parliament on 25 June with the intention that it would receive Royal Assent by 1 July 2020. Sections 1 to 10 of the Act introduce a regime of pavement licences for premises serving food and drink to seat and serve customers outdoors through temporary changes to Planning procedures and alcohol licensing. These will be issued by district councils, so that Worcestershire Regulatory Services [WRS] will manage the regime on behalf of the Council.

Even though the word "licence" is used throughout sections 1 to 10 of the 2020 Act, this is self-standing legislation and there is no provision in the Act that puts this matter within the remit of licensing committees.

WRS have worked at pace to draft a policy and procedure for the operation of the new legislation in Worcestershire, including local conditions and the application and fee process.

This document is appended to this decision, for adoption by the Council.

These measures intended to last until 30 September 2021.

DECISION:

To RESOLVE to

- (1) DELEGATE the Council's functions in sections 1 to 10 of the Business and Planning Act 2020 to Worcestershire Regulatory Services [WRS];**
- (2) ADOPT the appended policy and procedure for implementation by WRS; and**
- (3) AUTHORISE the Head of Legal, Democratic and Property Services to make any necessary amendments to the Service Level Agreement and other documents Governing the Council's relationship with Worcestershire Regulatory Services, to reflect decisions at (1) and (2).**

(Council / Executive decision)

FOUNDATIONS FOR URGENCY:

It is necessary to be ready to begin considering applications immediately the legislation receives Royal Assent, expected to be as early as 1 July 2020.

DECISION APPROVED BY:

(Deputy) CHIEF EXECUTIVE

EXECUTIVE DIRECTOR FINANCE & RESOURCES
(if financial implications)

.....
(Signature) (Sue Hanley / Kevin Dicks - (D)CX)

.....
(Signature) (Jayne Pickering)

Date: 1 July 2020

PROPOSED ACTION SUPPORTED (amend as appropriate)

..... (Signature) (Signature) (Signature) (Signature) (Signature)
(Block Capitals)	(Block Capitals)	(Block Capitals)	(Block Capitals)	(Block Capitals)
MAYOR *	PF HOLDER	LEADER / LABOUR Group	LEADER / LDR CONSERVATIVE Group	CHAIR O&S Committee
Date:	Date:	Date:	Date:	Date:

Notes:

* In addition to the Executive decision above regarding the matter under consideration, the Mayor is signing to agree both that the Executive decision proposed is reasonable in all the circumstances and to it being treated as a matter of urgency. This is to ensure that the call-in procedures as set out in Part 8 of the Constitution shall not apply where an Executive decision being taken is urgent.