

LICENSING AND SAFETY COMMITTEE

Thursday, 26th May, 2011 at 6 pm
in Committee Room 2, The Council House, Dudley

PRESENT: -

Councillor Ryder (Chairman)
Councillor Mrs Dunn (Vice Chairman)
Councillors Mrs Aston, Barlow, A. Finch, K.Finch, Taylor and J Woodall.

Officers: -

Principal Solicitor, Licensing Officer and Mr J Jablonski (all Directorate of Corporate Resources) and the Food and Occupational Safety Manager and Principal Environmental Health Officer (Directorate of the Urban Environment)

1 APOLOGIES FOR ABSENCE

Apologies for absence from the meeting were submitted on behalf of Councillors Mrs Ameson, Mottram and Mrs Roberts

2 DECLARATIONS OF INTEREST

No member made a declaration of interest in accordance with the Members' Code of Conduct.

3 MINUTES

RESOLVED

That the minutes of the Special Meeting of the Committee held on 23rd February, 2011, be approved as a correct record and signed.

4 APPOINTMENT OF SUB COMMITTEES

A report of the Director of Corporate Resources was submitted on the appointment of four Licensing Sub-Committees for the municipal year 2011/12 arising from a decision made at the meeting of Annual Council held on 19th May, 2011.

Appendix 1 to the report submitted set out the functions allocated to the Committee which it was proposed be delegated to the Sub-Committees. Details of the proposed membership of Licensing Sub-Committees for 2011/12 were attached as Appendix 2 to the report submitted and updated at the meeting.

Arising from consideration of this matter it was noted that training for new members appointed to the Committee would be arranged in due course.

RESOLVED

- (1) That four Licensing Sub-Committees, numbered 1 to 4, be established to deal with all licensing functions requiring member determination in accordance with the functions allocated to the Licensing and Safety Committee as set out in Appendix 1 to the report submitted.
- (2) That the membership of the Sub-Committees for 2011/12, as set out in Appendix 2 to the report submitted and updated at the meeting, be as follows;-

Sub-Committee 1 –
Councillors Ryder *, Mrs Billingham and K.Finch

Sub-Committee 2 –
Councillors J Woodall *, Mrs Ameson and Mrs Aston

Sub-Committee 3 –
Councillors Mrs Dunn *, Barlow and Mottram

Sub-Committee 4 –
Councillors A Taylor *, A Finch and Mrs Roberts

with those members whose name appears with an asterisk acting as the Chairman of the respective Sub-Committee.
- (3) That the substitution arrangements set out in the Council's Procedure rules be noted and be applied to Licensing Sub-Committees subject to an eligibility requirement that any named substitute must be;-
 - (a) appointed to the Licensing and Safety Committee;
 - (b) otherwise eligible to serve on any given occasion; and
 - (c) notified to the Director of Corporate Resources prior to the commencement of the meeting in question and that Democratic Services be responsible for arranging substitutes for Sub-Committees.

5

WOODSETTON AND UPPER GORNAL (ALCOHOL CONSUMPTION IN DESIGNATED PUBLIC PLACE) ORDER 2011

A report of the Director of Corporate Resources was submitted on a proposal that an Order be made making Woodsetton and Upper Gornal a designated public place where the consumption of alcohol would be prohibited other than within the curtilage of licensed premises.

Attached at Appendix 2 to the report submitted was a copy of a plan showing the proposed Area to be designated. Attached at Appendix 1 to the report submitted was a report from West Midlands Police summarising the problems with the excess consumption of alcohol and associated problems in Woodsetton and Upper Gornal.

The Licensing Officer in her presentation of the report referred to the Appendices indicated above and to the Police incident logs referred to in paragraph 5 of the report which the Chairman and Vice-Chairman of this Committee had agreed to inspect prior to this meeting.

Arising from the presentation given the Chairman indicated that the Vice-Chairman and himself had inspected the Police incident logs prior to the meeting and both had been satisfied as to the evidence contained therein.

It was also reported that Ward Members supported the proposals.

Arising from the consideration given to this matter it was

RESOLVED

That approval be given to the introduction, in principle, of a Designation Order for Woodsetton and Upper Gornal, as shown on the plan attached at Appendix 2 to the report submitted, the effect of which if introduced, will prohibit the consumption of alcohol within the designated area other than within the curtilage of licensed premises, and that the Director of Corporate Resources be authorised to undertake the necessary consultations and publish a notice in a local newspaper in accordance with the procedure for the making of an Order, as outlined in the report submitted.

6

COSELEY (ALCOHOL CONSUMPTION IN DESIGNATED PUBLIC PLACE) ORDER 2011

A report of the Director of Corporate Resources was submitted on a proposal that an Order be made making Coseley a designated public place where the consumption of alcohol would be prohibited other than within the curtilage of licensed premises.

Attached at Appendix 2 to the report submitted was a copy of a plan showing the proposed Area to be designated. Attached at Appendix 1 to the report submitted was a report from West Midlands Police summarising the problems with the excess consumption of alcohol and associated problems in Coseley.

The Licensing Officer in her presentation of the report referred to the Appendices indicated above and to the Police incident logs referred to in paragraph 5 of the report which the Chairman and Vice-Chairman of this Committee had agreed to inspect prior to this meeting.

Arising from the presentation given the Chairman indicated that the Vice-Chairman and himself had inspected the Police incident logs prior to the meeting and both had been satisfied as to the evidence contained therein.

It was also reported that Ward Members supported the proposals .

Arising from the consideration given to this matter it was

RESOLVED

That approval be given to the introduction, in principle, of a Designation Order for Coseley, as shown on the plan attached at Appendix 2 to the report submitted, the effect of which if introduced, will prohibit the consumption of alcohol within the designated area other than within the curtilage of licensed premises, and that the Director of Corporate Resources be authorised to undertake the necessary consultations and publish a notice in a local newspaper in accordance with the procedure for the making of an Order, as outlined in the report submitted.

7

HEALTH AND SAFETY ENFORCEMENT SERVICE PLAN 2011-12

A report of the Director of Urban Environment was submitted on the Health and Safety Service plan 2011-12, including a review of achievements of the service in 2010-11.

The Food and Occupational Safety Manager in her presentation of the report, highlighted various aspects contained within the report, in particular the key achievements of the health and safety enforcement service in 2010-11 and the key delivery priorities in the Service Plan for 2011-12.

The Manager also referred to the content of paragraph 11 of the report updating the Committee on previous information given in respect of the Primary Authority Scheme and to future proposed changes to health and safety regulation referred to in paragraph 12 of the report.

Following questions on the content of the report it was

RESOLVED

8

That the information contained in the report submitted, on the Health and Safety Service Plan, 2011-12, be endorsed; that the achievements of the service in 2010-11 be noted and that the Food and Occupational Safety Manager and her team be thanked for the work achieved as outlined in the report submitted.

COMMENTS MADE BY THE CHAIRMAN

Arising from comments made by the Chairman, it was

RESOLVED

That letters of thanks be sent to those Members no longer serving on the Committee for the work undertaken in the previous municipal year.

The meeting ended at 6.20 pm.

CHAIRMAN