

# **BRIGHTON & HOVE CITY COUNCIL**

## **LICENSING COMMITTEE 2003 (Licensing Act 2003 Functions)**

**4.00PM –THURSDAY 22 NOVEMBER 2007**

### **COUNCIL CHAMBER HOVE TOWN HALL**

#### **MINUTES**

Present: Councillor Simson (Chairman); Councillors Lynda Hyde (Deputy Chairman); Brian Pidgeon (Deputy Chairman), Councillors Cobb, Davey, Fryer, Hamilton, Hawkes, Lepper (OS), Marsh, Older, Smart, G. Theobald, Watkins and West.

#### **PART ONE**

#### **ACTION**

#### **23 PROCEDURAL BUSINESS**

##### **23A Declarations of Substitutes**

23.1 There were no declarations of substitutes.

##### **23B Declarations of Interest**

23.2 There were none.

##### **23C Exclusion of Press and Public**

23.3 The Committee considered whether the press and public should be excluded from the meeting during the consideration of any items contained in the agenda, having regard to the nature of the business to be transacted and the nature of the proceedings and the likelihood as to whether, if members of the press and public were present, there would be disclosure to them of confidential or exempt information as defined in Schedule 12A, Part 5A, Section 100A(4) or 100 1 of the Local Government Act 1972 (as amended).

23.4 **RESOLVED** – That the press and public be excluded from the meeting during the consideration of the item listed (Item 33), in Part Two of the agenda.

**24. Minutes of the Meeting held on 4 October 2007**

- 24.1 **RESOLVED** – That the Minutes of the meeting held on 4 October 2007 be approved and signed by the Chairmen as a correct record.

**25. CALLOVER**

- 25.1 **RESOLVED** – That all the items on the agenda be reserved for discussion.

**26. CHAIRMAN'S COMMUNICATIONS**

- 26.1 **RESOLVED** – There were no communications.

**27. PUBLIC QUESTIONS**

- 27.1 **RESOLVED** – There were none.

**28. STATEMENT OF LICENSING POLICY: LICENSING ACT 2003 CUMULATIVE IMPACT**

- 28.1 The Committee considered the report concerning the current position regarding cumulative impact proposals.

- 28.2 The Council as a Licensing Authority has a statutory duty to review its Statement of Licensing Policy every three years. Consultation for the review of the policy as a whole was undertaken and feedback relating to cumulative impact was inconclusive. During the initial consultation submissions supporting and not supporting the cumulative impact policy were received. The police submitted documentation in support of a revised smaller cumulative impact area. Secondary consultation was then undertaken. Legal opinion had been sought in relation to the cumulative impact proposals. The committee would be kept informed of the consultation and the matter would come back before the committee in due course.

- 28.3 **RESOLVED** – (1) That it be agreed that further work be carried out in relation to cumulative impact and the consultation process in line with the legal advice obtained.  
(2) That a further report regarding cumulative impact be received at a future meeting of the committee.

**29. SCHEDULE OF LICENSING APPEALS**

- 29.1 **RESOLVED** – That the schedule be noted.

**30. SCHEDULE OF LICENSING REVIEWS**

30.1 **RESOLVED** - That the schedule be noted.

**31. GAMBLING ACT 2005**

31.1 **RESOLVED** - That the schedule be noted.

**32. ITEMS TO GO FORWARD TO COUNCIL**

32.1 **RESOLVED** - That no items go forward to council.

The meeting concluded at 5.00 pm

Signed

Chairman

Dated this    day of

2008