

GENERAL PURPOSES AND LICENSING COMMITTEE

Minutes of the meeting held on 27 September 2010

Present:

Councillor Tony Owen (Chairman)
Councillor Stephen Wells (Vice-Chairman)
Councillors Nicholas Bennett J.P., John Canvin,
Roger Charsley, Robert Evans, Roxy Fawthrop,
Simon Fawthrop, John Getgood, Will Harmer,
Ian F. Payne, Diane Smith, Harry Stranger,
Pauline Tunnicliffe and Michael Turner

Also Present:

50 APOLOGIES FOR ABSENCE AND NOTIFICATION OF ALTERNATE MEMBERS

Apologies for absence were received from Councillor Charles Rideout and Councillor Tim Stevens. Councillors Robert Evans and Simon Fawthrop attended as their alternates.

51 DECLARATIONS OF INTEREST

No declarations of interest were received.

52 CONFIRMATION OF MINUTES OF THE MEETING HELD ON 28 JULY 2010

RESOLVED that the minutes of the meeting held on 28th July 2010 be agreed.

53 MATTERS OUTSTANDING FROM PREVIOUS MEETINGS

Councillor Nicholas Bennett reported that decisions from two Employment Tribunal cases had been received and that as a result of this the Committee could now consider the report that had been requested following the Appeal Sub-Committee in February 2010.

54 QUESTIONS FROM MEMBERS OF THE PUBLIC ATTENDING THE MEETING

No questions were received.

55 AUDIT OF FINANCIAL STATEMENTS 2009/10

The Committee considered a report detailing the conclusions and significant issues arising from the work carried out in relation to the audit of the 2009/10 accounts.

Mr Stuart Brown and Ms Janet Dawson from PricewaterhouseCoopers attended the meeting and confirmed that the report presented reflected their views.

RESOLVED that the external auditor's report be noted and the Chairman be authorised to sign the letter of representation for 2009/10 on behalf of the Council.

56 LICENSING OF SEX ESTABLISHMENTS - NUMBER IN THE RELEVANT LOCALITY, STANDARD CONDITIONS AND FEES

The Committee considered a report setting out a policy for determining the number of sex establishments in the 'relevant locality', standard licensing conditions and fees for sex establishments. At the General Purposes and Licensing meeting on 28th July 2010, Members agreed to recommend to Council the adoption of the provision relating to the Licensing of Sex Entertainment Venues under the Local Government (Miscellaneous Provisions) Act 1982 as amended by section 27 of the Policing and Crime Act 2009.

A Member highlighted that the legal information at the beginning of the report needed to be updated to reflect that the 1982 Act had been amended by the section 27 of the Policing and Crime Act 2009.

Councillor Simon Fawthrop asked what changes to legislation had been made since 1982 and the Head of Food Safety, Occupational Safety and Licensing outlined the legislative changes that had been made, and confirmed that the most recent legislation was similar to the legislation that had been in effect in 1982.

RESOLVED that (1) the Policy for determining the number of sex establishments be approved; (2) Standard Licensing Conditions be approved; (3) Fees for Sex establishments be approved; and (4) the matter be referred to the Executive and Full Council for adoption with effect from 1 January 2011.

57 REVISED STANDARD CONDITIONS FOR ANIMAL WELFARE LICENCES

The Committee considered a report seeking approval of revised standard conditions for animal welfare with effect from 1 January 2011.

A Member highlighted that Christmas Tree Farm sold animals and questioned whether it would have to conform to these conditions. The Head of Food Safety, Occupational Safety and Licensing confirmed that the Farm did have a license and would fall within these standard conditions.

RESOLVED that (1) the standard conditions/guidance for use in relation to riding establishments, pet shops, dangerous wild animals, animal boarding establishments (home boarding), animal boarding establishments (cats), animal boarding establishments (dogs) and breeding establishments be approved; and (2) that matter be referred to the Executive and Full Council for approval and adoption with effect from 1 January 2011.

58 LICENSING ACT 2003 - NUMBER OF APPLICATIONS MADE, GRANTED OR REFUSED APRIL 2009 TO MARCH 2010

At the General Purposes and Licensing meeting on 14th July 2010 Councillor Nicholas Bennett requested information on the number of applications made, granted and refused under the Licensing Act 2003. The Committee considered a report outlining this information.

RESOLVED that the report be noted.

59 AUDIT SUB-COMMITTEE: MINUTES OF THE MEETING HELD ON 10 JUNE 2010, EXCLUDING EXEMPT INFORMATION

RESOLVED that the minutes from the Audit Sub-Committee held on 10th June 2010, excluding exempt information be noted.

60 RIGHTS OF WAY SUB-COMMITTEE: MINUTES OF THE MEETING HELD ON 1 SEPTEMBER 2010

The Chairman highlighted that since the publication of this agenda, minor amendments had been made to the minutes of this meeting. The most up to date minutes were available on the Bromley Council website under Rights of Way Sub-Committee.

RESOLVED that the minutes from the Rights of Way Sub-Committee held on 1 September 2010 be noted.

61 APPEALS SUB-COMMITTEE: MINUTES OF THE MEETING HELD ON 26 JULY 2010, EXCLUDING EXEMPT INFORMATION

RESOLVED that the minutes from the Appeals Sub-Committee held on 26th July 2010, excluding exempt information be noted.

62 APPEALS SUB-COMMITTEE: MINUTES OF THE MEETING HELD ON 2 SEPTEMBER 2010, EXCLUDING EXEMPT INFORMATION

RESOLVED that the minutes from the Appeals Sub-Committee held on 2nd September 2010, excluding exempt information be noted

63 LOCAL GOVERNMENT ACT 1972 AS AMENDED BY THE LOCAL GOVERNMENT (ACCESS TO INFORMATION) (VARIATION) ORDER 2006 AND THE FREEDOM OF INFORMATION ACT 2000

RESOLVED that the Press and public be excluded during consideration of the items of business listed below as it is likely in view of the nature of the business to be transacted or the nature of the proceedings that if members of the Press and public were present there would be disclosure to them of exempt information.

64 AUDIT SUB-COMMITTEE: EXEMPT MINUTES - 10 JUNE 2010

RESOLVED that the exempt minutes from the Audit Sub Committee held on 10 June 2010 be noted.

65 APPEALS SUB-COMMITTEE: EXEMPT MINUTES - 26 JULY 2010

RESOLVED that the exempt minutes from the Appeals Sub Committee held on 26 July 2010 be noted.

66 APPEALS SUB-COMMITTEE: EXEMPT MINUTES - 2 SEPTEMBER 2010

RESOLVED that the exempt minutes from the Appeals Sub Committee held on 2 September 2010 be noted and that at the next meeting the Committee receive a report addressing the concerns that have previously been raised by Members.

The Meeting ended at 7.42 pm

Chairman