

GENERAL PURPOSES AND LICENSING COMMITTEE

Minutes of the meeting held at 7.00 pm on 11 July 2012

Present:

Councillor Tony Owen (Chairman)
Councillor Russell Mellor (Vice-Chairman)
Councillors Nicholas Bennett J.P., John Canvin,
Roger Charsley, Roxhannah Fawthrop, John Getgood,
Will Harmer, Gordon Norrie, Ian F. Payne,
Charles Rideout, Diane Smith, Tim Stevens and
Pauline Tunnicliffe

21 APOLOGIES FOR ABSENCE AND NOTIFICATION OF SUBSTITUTE MEMBERS

Councillor Julian Grainger apologised for arriving after the conclusion of the meeting at 7.08pm.

22 DECLARATIONS OF INTEREST

There were no declarations of interest.

23 CONFIRMATION OF MINUTES OF THE MEETING HELD ON 29TH MAY 2012 AND MATTERS ARISING

RESOLVED that the minutes of the meeting held on 29th May 2012 be confirmed as a correct record.

24 QUESTIONS FROM MEMBERS OF THE PUBLIC ATTENDING THE MEETING

No questions had been received.

25 REVISIONS TO LICENSING POLICY FOLLOWING THE IMPLEMENTATION OF THE POLICE REFORM AND SOCIAL RESPONSIBILITY ACT 2011

Report ES12103

The Licensing Act 2003 had been amended by the Police Reform and Social Responsibility Act 2011 and the Secretary of State's guidance had been amended to reflect this. The Council's Statement of Licensing Policy therefore needed to be revised and a draft Statement had been prepared for public consultation.

RESOLVED that

(1) The proposed changes to the Statement of Licensing Policy, attached as an appendix to the report, be approved.

(2) Statutory consultation be undertaken on the basis of the draft Statement.

(3) Following a period of consultation, a further report be made to the Committee to consider any representations before referring the Statement of Licensing Policy to full Council for approval.

26 CHANGES TO THE LICENSING ACT 2003. THE LICENSING AUTHORITY AS A RESPONSIBLE AUTHORITY
Report ES12076

The Committee received a report advising them of changes to the Licensing Act 2003 and seeking agreement for the Director of Environmental Services to be authorised on behalf of the Licensing Authority to take executive action as a “Responsible Authority” and for the service of “Closure Notices” for the unauthorised sale of alcohol.

RESOLVED that

(1) The changes made to the Act and the action being taken to implement these changes be noted.

(2) Authority be delegated to the Director of Environmental Services to act on behalf of the Licensing Authority as a “Responsible Authority.”

(3) Authority be delegated to the Director of Environmental Services to serve “Closure Notices” for the “Unauthorised Sale of Alcohol.”

27 APPOINTMENTS TO OUTSIDE BODIES
Report RES12124

The Committee received a report advising them of appointments that were due to be made to the following outside bodies – the William Mosyer Charity, St Mary Cray, the Oxleas NHS Foundation Trust Council of Governors and the Diocese of Rochester Board of Education. Mr John Esler was proposed for the William Mosyer Charity. The previous nominee for Oxleas, Cllr Diane Smith, had found that she had a potential conflict of interest, so more time was needed to find a suitable alternative nominee. Further clarification of the duties relating to the Diocese of Rochester was being sought before making a nomination.

RESOLVED THAT

(1) Mr John Esler be appointed to the William Mosyer Charity, St Mary Cray, for the remainder of the four year term of office ending in May 2014.

(2) The appointment to the Oxleas NHS Foundation Trust Council of Governors for the remainder of the three year period ending in May 2015 be deferred for further consideration of nominees.

(3) The appointment to the Diocese of Rochester Board of Education for the three year period expiring on 31st December 2014 be deferred for further consideration of the duties involved.

28 FINANCIAL REGULATIONS
Report Res12127

At its meeting on 6th June 2012, the Audit Sub-Committee had reviewed amended Financial Regulations and referred these to this Committee for onward referral to full Council. The main changes were that the old section "Financial Procedures Part One" had been deleted as much of it duplicated issues covered elsewhere in the Regulations, a new section covering authorisation limits for orders and payments had been introduced, and the document had been updated to reflect various changes in the organisation since the last review in 2009.

RESOLVED that the updated Financial Regulations be approved for referral to full Council.

29 AUDIT SUB-COMMITTEE: MINUTES OF THE MEETING HELD ON 6TH JUNE 2012, EXCLUDING EXEMPT INFORMATION

The Committee received the minutes of the meeting of the Audit Sub-Committee meeting held on 6th June 2012 (excluding exempt information).

30 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 item of business referred to 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.

**The following summary
refers to matters
involving exempt information**

31 AUDIT SUB-COMMITTEE: EXEMPT MINUTES - 6TH JUNE 2012

The Committee received the exempt minutes of the Audit Sub-Committee meeting held on 6th June 2012.

The Meeting ended at 7.01 pm

Chairman