

# LICENSING ACT COMMITTEE

## Chairmen of Licensing Act Sub-Committees

21 June 2012

### Report of the Licensing Manager

#### PURPOSE OF REPORT

To enable the Committee to make arrangements for the chairing of Licensing Act Sub-Committees during the forthcoming municipal year.

**This report is public**

- (1) That the Committee appoints for the new municipal year a number of members to chair the ad hoc sub-committees established to hear individual applications under the Licensing Act 2003 and the Gambling Act 2005.

#### 1.0 Introduction

- 1.1 The procedure for establishing sub-committees to deal with hearings under the Licensing Act 2003 was agreed at the Committee's meeting on the 14th February 2005. As Members are aware, each sub-committee must comprise three members of the Committee, and is convened by the Head of Governance, as and when required, from the fifteen members.
- 1.2 It was further agreed in 2005 that the then chairman and vice-chairman and three other named members be appointed as chairmen of the sub-committees, and that each ad hoc sub-committee would include one of these members who would act as the chairman.
- 1.3 This arrangement has continued, although in some municipal years, the Committee has nominated four rather than five chairmen.
- 1.4 For Members' information, there were five chairmen nominated for 2011/12, namely Councillors Joyce Taylor, Helen Helme, Mike Greenall, Roger Sherlock and Malcolm Thomas, all of whom remain members of the Committee.
- 1.5 It is always difficult to estimate in advance the workload of the sub-committees. In 2011/12, sub-committees met on seven occasions.

#### 2.0 Proposal Details

- 2.1 The Committee is now requested to consider the arrangements for the municipal year 2012/13, and to decide how many and which members to appoint to chair the sub-committees.

#### 3.0 Details of Consultation

- 3.1 None

#### **4.0 Options and Options Analysis (including risk assessment)**

4.1 There is a need for the Committee to appoint sub-committee chairmen. Having four or five chairmen has worked well in previous years, but it is for the Committee to determine how many to appoint.

#### **5.0 Conclusion**

5.1 The Committee is recommended to appoint a number of its members to chair the sub-committee hearings.

### **CONCLUSION OF IMPACT ASSESSMENT**

**(including Diversity, Human Rights, Community Safety, Sustainability and Rural Proofing)**

None.

### **FINANCIAL IMPLICATIONS**

The Independent Remuneration Panel (IRP) last year made provision for special responsibility allowances to be paid to the Chairman and other Licensing Act Sub-Committee Chairmen. The IRP's calculations were based on the Committee Chairman and two other Sub-Committee Chairmen receiving allowances. Dependent upon the number of Sub-Committee Chairmen appointed, there could be up to four allowances paid (at £435 each) and this could be met from within the Members' Allowances budget. However, the fact that a Member is only entitled to receive one special responsibility allowance means that there is leeway within the budgetary provision.

### **LEGAL IMPLICATIONS**

The proposal is in accordance with the provisions of the Licensing Act 2003, which provides for the establishment of one or more sub-committees consisting of three members of the Committee, but makes no further provision as to how this should be arranged.

### **BACKGROUND PAPERS**

None

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