



Portsmouth
CITY COUNCIL

NOTICE OF MEETING

LICENSING POLICY COMMITTEE

FRIDAY 12 OCTOBER 2012 AT 9.30AM

EXECUTIVE MEETING ROOM, 3RD FLOOR, THE GUILDHALL

Licensing Committee members:

Councillors Les Stevens (chair), Peter Eddis (vice chair), David Fuller (deputy chair), Margaret Adair, Ken Ellcome, Jason Fazackarley, Ken Ferrett, Margaret Foster, Jacqui Hancock, Lee Mason, Eleanor Scott, Phil Smith, April Windebank and Neill Young.

Standing deputies:

Councillors Leo Madden, Hugh Mason, Robert New, Jim Patey, Sandra Stockdale and Steve Wemyss

Telephone enquiries to Jane Di Dino, 023 9283 4060

Email: jane.didino@portsmouthcc.gov.uk

(NB This agenda should be retained for future reference with the minutes of this meeting.)

Please note that the agenda, minutes and non-exempt reports are available to view online on the Portsmouth City Council website: www.portsmouth.gov.uk

Deputations by members of the public may be made on any item where a decision is going to be taken. The request needs to be made in writing to the relevant officer by 12 noon of the working day before the meeting, and must include the purpose of the deputation (eg. for or against the recommendations). Email requests are accepted. Contact: Jane Di Dino as listed above.

A G E N D A

1. **Apologies for Absence.**
2. **Declaration of Members' Interests.**
3. **Minutes of the Licensing Policy Committee meeting held on 24 February 2012.**

The minutes of the Licensing Policy Committee meeting held on 24 February 2012 are attached.

RECOMMENDED that the minutes of the Licensing Policy Committee meeting held on 24 February 2012 be agreed and signed by the chair as a correct record.

4. **Minutes of the Licensing Sub Committee meetings held on 14 December 2011, 18 January, 25 January, 14 March, 11 April, 1 June, 6 June, 22 June, 29 August, 5 September and 11 September 2012.**

The minutes of the Licensing Sub Committee meetings held on 14 December 2011, 18 January, 25 January, 14 March, 11 April, 1 June, 6 June, 22 June, 29 August, 5 September and 11 September 2012 are available to view on the council website and can be accessed via the link below:

<http://www.portsmouth.gov.uk/yourcouncil/8249.html>

RECOMMENDED that the minutes of the Licensing Sub Committee meetings held on 14 December 2011, 18 January, 25 January, 14 March, 11 April, 1 June, 6 June, 22 June, 29 August, 5 September and 11 September 2012 be agreed and signed by the relevant chair of the meeting.

5. **Sex Establishment Licensing – Consideration of responses to public consultation and determination of final policy in respect of sex establishments.**

Schedule 3 Local Government (Miscellaneous Provisions) Act 1982 as amended by section 27 of the Policing and Crime Act 2009.

Purpose

The purpose of this report is for the Licensing Committee to consider the responses received as a result of the public consultation in respect of the draft sex establishment policy and to determine the final policy for adoption by the Licensing Authority.

RECOMMENDATION

- a) That the Licensing Committee give consideration to the responses received following the public consultation on the proposed sex establishment licensing policy and**
- b) That having regard to the responses to the consultation and other relevant factors, the Licensing Committee consider the following options when determining the final policy for adoption by the Licensing Authority;**
 - Option 1 - The policy as currently drafted be adopted without amendment.**
 - Option 2 – The policy to be amended to include an additional paragraph, numbered 7.10a, as follows:**

Notwithstanding the provisions of paragraph 7.10 (relating to the numerical control on the number of sex establishments in a particular locality), the presumption to refuse shall not apply to:

- the renewal or variation of an existing sex establishment licence; or**
- the grant of a new sex establishment licence, whereby an application was made during the transitional period 1 November 2011 until 31 October 2012 to those premises that can demonstrate to the satisfaction of the Licensing Authority that during the 12 months prior to the commencement of the transitional period they have been regularly providing sexual entertainment that previously was only regulated under the Licensing Act 2003.”**

Option 3 – The policy to be amended so as to remove existing paragraph 7.10 from the final statement of licensing policy.

A report by the Licensing Manager is attached.