



Portsmouth
CITY COUNCIL

NOTICE OF MEETING

LICENSING POLICY COMMITTEE

FRIDAY 26 FEBRUARY 2010 AT 9.30AM

EXECUTIVE MEETING ROOM, 3RD FLOOR, THE GUILDHALL

Licensing Committee members:

Councillors Les Stevens (chair), David Fuller (vice-chair), Margaret Adair, Sarah Dinenage, Jason Fazackarley, Margaret Foster, Jacqui Hancock, Lee Mason, Linda Symes, April Windebank, Andy Fraser, Hugh Mason, Luke Stubbs, Malcolm Hey, Jim Patey

Standing deputies:

Councillors Mike Blake, Frank Jonas, Leo Madden, Eleanor Scott, Lynne Stagg

Telephone enquiries to Lucy Wingham, 023 9283 4662/ Karen Martin, 023 9283 4052

Email: lucy.wingham@portsmouthcc.gov.uk or karen.martin@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: Lucy Wingham or Karen Martin as listed above.

AGENDA

1. **Declaration of Members' Interests**
2. **Minutes of the Licensing Policy Committee meeting held on 25 November 2009**

The minutes of the Licensing Policy Committee meeting held on 25 November 2009 are attached.

RECOMMENDED that the minutes of the Licensing Policy Committee meeting held on 25 November 2009 be agreed and signed by the chair as a correct record.

3. **Minutes of the Licensing Sub Committee meetings held on 11 November, 18 November and 9 December 2009, and 13 January, 20 January and 27 January 2010**

The minutes of the Licensing Sub Committee meetings held on 11 November, 18 November and 9 December 2009, and 13 January, 20 January and 27 January 2010 are attached.

Recommended that the minutes of the Licensing Sub Committee meetings held on 11 November, 18 November and 9 December 2009, and 13 January, 20 January and 27 January 2010 be agreed and signed by the relevant chair of the meeting.

4. **Local Government (Miscellaneous Provisions) Act 1976
Appointment of Hackney Carriage Stand – King Henry 1st Street**

Purpose

The purpose of this report is for the committee to consider an objection made in response to the public consultation to appoint a hackney carriage stand in King Henry 1st Street and to determine whether or not to appoint that stand. The matter has been referred to the committee for determination at the request of the ward councillor acting on behalf of the objector.

RECOMMENDED that in accordance with section 63 of the Local Government (Miscellaneous Provisions) Act 1976, the committee appoint a hackney carriage stand on the north side of King Henry 1st Street outside of the University Park Building with taxis accessing the rank along Exchange Road and queuing in a westerly direction around the circle outside of King Henry 1st Building and onto the rank.

A report by the Licensing Manager is attached.

5. **Department for Culture, Media and Sport – Legislative Reform Order: Proposal to exempt small live music events from the Licensing Act 2003.**

Purpose

The purpose of this report is to notify the committee of a consultation document issued by the Department for Culture, Media and Sport (“DCMS”) relating to a proposal to exempt small live music events for audiences of not more than 100 people from the requirements of the Licensing Act 2003.

RECOMMENDED that the committee note the contents of the report, together with the views of the Head of Environment and Public Protection Service and consider what, if any, formal response should be made.

A report by the Licensing Manager is attached.

6. **Department for Culture, Media and Sport – Legislative Reform Order: Proposal to amend the Licensing Act 2003 (Personal Licence: relevant offences).**

Purpose

The purpose of this report is to notify the committee of a consultation document issued by the Department for Culture, Media and Sport (“DCMS”) relating to a proposal to amend the Licensing Act 2003 (“the Act”) to update the list of offences that are treated as relevant offences for the purpose of obtaining and holding a personal licence under Part 6 of the Act.

RECOMMENDED that the committee note the contents of the report and consider what, if any, formal response should be made.

A report by the Licensing Manager is attached.

7. **Department for Culture, Media and Sport – Proposal to clarify the definition of “entertainment facilities”.**

Purpose

The purpose of this report is to notify the committee of a consultation document issued by the Department for Culture, Media and Sport (“DCMS”) relating to a proposal to exclude the provision of musical instruments from the definition of entertainment facilities in the Licensing Act 2003 (“the Act”) and also to clarify that entertainment facilities are not separately licensable if they are used solely for the provision of incidental music.

RECOMMENDED that the committee note the contents of the report and consider what, if any, formal response should be made.

A report by the Licensing Manager is attached.