

NOTICE OF MEETING

LICENSING COMMITTEE

MONDAY, 8 JULY 2024 AT 11.00 AM

**THE EXECUTIVE MEETING ROOM - THIRD FLOOR, THE GUILDHALL,
PORTSMOUTH**

Telephone enquiries to Allison Harper - Tel: 023 9268 8014

Email: Democratic@portsmouthcc.gov.uk

If any member of the public wishing to attend the meeting has access requirements, please notify the contact named above.

Licensing Committee Members:

Councillors Emily Strudwick (Chair), Ian Holder (Vice-Chair), Richard Adair, Yinka Adeniran, Dave Ashmore, Stuart Brown, Tom Coles, Raymond Dent, Chris Dike, Rajah Ghosh, Lee Hunt, Abdul Kadir, George Madgwick, Hugh Mason and Benedict Swann

Standing Deputies

Councillors Russell Simpson, Charlotte Gerada, Steve Pitt, Mary Vallely, George Fielding, Derek North, Lee Tindall, Gerald Vernon-Jackson CBE, Simon Boshier, Hannah Brent and Spencer Gardner

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

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AGENDA

1 Apologies for Absence

2 Declarations of Members' Interests

3 Minutes of the Previous Meeting held on 27 November 2023 (Pages 5 - 10)

RECOMMENDED that the minutes of the Licensing Committee meeting held on 27 November 2023 be approved as a correct record.

4 Pavement Licences - Business and Planning Act 2020 and Levelling-up and Regeneration Act 2023 (Pages 11 - 46)

Purpose of Report

The purpose of this report is threefold:

- To provide an update on the pavement licensing regime which was introduced on a temporary basis during the pandemic under the Business and Planning Act 2020 and has now been made permanent under the Levelling-up and Regeneration Act 2023.
- To approve the relevant fees payable for new and renewal applications and to delegate decision making to the Head of Service; and
- To recommend to Council the delegation of this function to the Licensing Committee and the associated delegations as set out in the recommendations below.

RECOMMENDATIONS

a) That the Licensing Committee note the changes to the pavement licensing regime as set out in the Levelling-up and Regeneration Act 2023;

b) That the Licensing Committee approve the relevant fees payable for new and renewal applications as follows:

| | |
|------------------------------|-------------|
| New applications: | £500 |
| Renewal applications: | £350 |

c) That the Licensing Committee recommends to Council the delegation of this function to the Licensing Committee together with:

- **Delegation to the Head of Service to undertake the administration of all pavement licensing matters pursuant to the Business and Planning Act 2020 as amended by the Levelling-up and**

Regeneration Act 2023. To include the power to grant, renew, refuse or revoke pavement licences, including confiscation of unauthorised furniture on the highway, and subject to such standard and special conditions as considered appropriate.

- **Delegation to the Head of Service to recommend to the Licensing Committee, from time to time, such fees and/or other reasonable expenses/charges to recover the costs of administration and compliance with pavement licensing requirements. (Subject to the maximum cap applied by the Secretary of State for fees that may be charged).**
- **Delegation to the Head of Service to refund such fee(s) for unsuccessful applications as considered appropriate on individual merit.**
- **Delegation to the Head of Service to establish, amend, vary and/or substitute any necessary application forms, guidance notes, processes, and other necessary documentation commensurate with these proposals.**

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