

Committee Agenda



Epping Forest District Council

Licensing Sub-Committee Thursday, 6th April, 2006

Place: Civic Offices, High Street, Epping
Room: Council Chamber
Time: 10.00 am
Democratic Services Officer: A Hendry (Direct Line 01992 564246)
Email: ahendry@eppingforestdc.gov.uk

Members:

Councillors P McMillan, T Richardson, Mrs M Sartin and Councillor Mrs P Smith

PLEASE NOTE THE START TIME OF THE MEETING

1. ELECTION OF CHAIRMAN

Under the terms of reference for the Licensing Committee each Sub-Committee is required to elect a Chairman on an ad hoc basis for the duration of the meeting.

2. APOLOGIES FOR ABSENCE

3. DECLARATIONS OF INTEREST

(Head of Research and Democratic Services) To declare interests in any item on this agenda.

4. PROCEDURE FOR THE CONDUCT OF BUSINESS (Pages 5 - 10)

5. EXCLUSION OF PUBLIC AND PRESS

Exclusion: To consider whether, under Section 100(A)(4) of the Local Government Act 1972, the public and press should be excluded from the meeting for the items of business set out below on grounds that they will involve the likely disclosure of exempt information as defined in the following paragraph(s) of Part 1 of Schedule 12A of the Act (as amended) or are confidential under Section 100(A)(2):

| Agenda Item No | Subject | Exempt Information Paragraph Number |
|-----------------------|--------------------------|--|
| 6 | Hackney Carriage Drivers | 4 |

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|---|----------------------------------|--------------------|-------|---|
| | Licence Application – Mr J Young | | | |
| 7 | Private Exemption – Mr Sibley | Hire Application – | Plate | 4 |
| 8 | Private Exemption – Mr Lucas | Hire Application – | Plate | 4 |

The Local Government (Access to Information) (Variation) Order 2006, which came into effect on 1 March 2006, requires the Council to consider whether maintaining the exemption listed above outweighs the potential public interest in disclosing the information. Any member who considers that this test should be applied to any currently exempted matter on this agenda should contact the proper officer at least 24 hours prior to the meeting.

Confidential Items Commencement: Paragraph 9 of the Council Procedure Rules contained in the Constitution require:

- (1) All business of the Council requiring to be transacted in the presence of the press and public to be completed by 10.00 p.m. at the latest.
- (2) At the time appointed under (1) above, the Chairman shall permit the completion of debate on any item still under consideration, and at his or her discretion, any other remaining business whereupon the Council shall proceed to exclude the public and press.
- (3) Any public business remaining to be dealt with shall be deferred until after the completion of the private part of the meeting, including items submitted for report rather than decision.

Background Papers: Paragraph 8 of the Access to Information Procedure Rules of the Constitution define background papers as being documents relating to the subject matter of the report which in the Proper Officer's opinion:

- (a) disclose any facts or matters on which the report or an important part of the report is based; and
- (b) have been relied on to a material extent in preparing the report and does not include published works or those which disclose exempt or confidential information (as defined in Rule 10) and in respect of executive reports, the advice of any political advisor.

Inspection of background papers may be arranged by contacting the officer responsible for the item.

6. LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1976 APPLICATION FOR A HACKNEY CARRIAGE DRIVER'S LICENCE (Pages 11 - 12)

Recommendation:

To consider an application for a Hackney Carriage Driver's Licence from Mr J Young.

- 6.1 (Head of Environmental Services) An application for a Hackney Carriage Driver's Licence was received from Mr Young.
- 6.2 Paragraph e(iii) of the delegated authority criteria prevents officers granting the licence in accordance with the Delegated Authority Rules.
- 6.3 Officers will report the details of the relevant offences verbally.
- 6.4 A copy of Mr Young's appeal form is attached.

7. LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1976 PRIVATE HIRE VEHICLE LICENCE - EXEMPTION TO DISPLAY PLATE (Pages 13 - 14)

Recommendation:

To consider an application made by Mr Sibley for an exemption to display a Private Hire Vehicle Licence plate.

- 7.1 (Head of Environmental Services) An application has been made by Mr Sibley for an exemption from the requirement to display a licence plate on the outside of his vehicle.
- 7.2 Mr Sibley has supplied reasons for his request, which is attached.

8. LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1976 PRIVATE HIRE VEHICLE LICENCE - EXEMPTION TO DISPLAY PLATE (Pages 15 - 16)

Recommendation:

To consider an application made by Mr Lucas for an exemption to display a Private Hire Vehicle Licence plate.

- 8.1 (Head of Environmental Services) An application has been made by Mr Lucas for an exemption from the requirements to display a licence plate on the outside of his vehicle.
- 8.2 Mr Lucas has supplied reasons for his request, which is attached.

9. LICENSING ACT 2003 - APPLICATION TO VARY PREMISES LICENCE - MINX, 126 HIGH ROAD, LOUGHTON (Pages 17 - 48)

Decision Required:

To consider an application to vary a premise licence at the Minx, 126 High Road, Loughton.

The application is outlined in the operating schedule attached. Representations have been received from the police, the responsible authority for environmental control and 12 interested parties.

10. LICENSING ACT 2003 - APPLICATION TO VARY PREMISE LICENCE - THE GEORGE AND DRAGON, HIGH STREET, EPPING (Pages 49 - 74)

Decision Required:

To consider an application to vary a premises licence for the George and Dragon, Epping.

The application is outlined in the operating schedule attached. A representation from the responsible authority for environmental control and 76 representations from interested parties have also been received (attached).