

Committee Agenda



**Epping Forest
District Council**

Licensing Sub-Committee Thursday, 11th January, 2007

Place: Civic Offices, High Street, Epping

Time: 10.00 am

Democratic Services Officer: A Hendry (Direct Line 01992 564246)
Email: ahendry@eppingforestdc.gov.uk

Members:

Councillors Mrs R Gadsby, P House, R Morgan and K Wright

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 Paragraph Number | Information |
|-----------------------|---------------------------|--------------------------------|--------------------|
| 6 | Hackney Carriage Driver's | 1 | |

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| | Licence – Mr P Smith | |
| 7 | Hackney Carriage Driver's Licence – Mr R Bernstein | 1 |
| 8 | Hackney Carriage Driver's Licence – Mr M Deacon | 1 |

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 PROVISION) ACT 1976 -
APPLICATION FOR A HACKNEY CARRIAGE DRIVER'S LICENCE - MR P SMITH
(Pages 11 - 16)**

Decision Required:

To consider an application for a Hackney Carriage Drivers' Licence from Mr P Smith.

The above-mentioned application for a Hackney Carriage Drivers Licence has been received. The application cannot be determined under delegated authority rules because the applicant's CRB check has revealed offences that do not allow officers to grant this licence under delegated authority. Further details will be given at the meeting.

7. LOCAL GOVERNMENT (MISCELLANEOUS PROVISION) ACT 1976 - APPLICATION FOR A HACKNEY CARRIAGE DRIVER'S LICENCE - MR R BERNSTEIN (Pages 17 - 20)

Decision Required:

To consider an application for a Hackney Carriage Drivers' Licence from Mr R Bernstein.

The above-mentioned application for a Hackney Carriage Driver's Licence has been received. The application cannot be determined under delegated authority rules because the applicant's DVLA licence has revealed offences that do not allow officers to grant this licence under delegated authority. Further details will be given at the meeting.

8. LOCAL GOVERNMENT (MISCELLANEOUS PROVISION) ACT 1976 - APPLICATION FOR A HACKNEY CARRIAGE DRIVER'S LICENCE - MR M DEACON (Pages 21 - 22)

Decision Required:

To consider an application for a Hackney Carriage Drivers' Licence from Mr M Deacon.

The above-mentioned application for a Hackney Carriage Drivers Licence has been received. The application cannot be determined under delegated authority rules because the applicant's DVLA licence has revealed offences that do not allow officers to grant this licence under delegated authority. Further details will be given at the meeting.

9. LICENSING ACT 2003 - APPLICATION TO VARY A PREMISES LICENCE - ROCKYS, QUEENS ROAD, BUCKHURST HILL (Pages 23 - 38)

Decision Required:

To consider an application to vary a premises licence for Rockys (formerly Blue Mondays) Queens Road, Buckhurst Hill.

An application to vary a Premises Licence for the above premises has been received. Representations concerning the variation have been received from the responsible authorities for Environmental Protection, Planning and the Police.

10. LICENSING ACT 2003 - APPLICATION TO VARY A PREMISES LICENCE - THE BLACK DEER, POUNDFIELD ROAD, LOUGHTON (Pages 39 - 62)

Decision Required:

To consider an application to vary a premises licence for The Black Deer, Poundfield Road, Loughton.

An application to vary a Premises Licence for the above premises has been received. Representations concerning the variation have been received from the responsible authorities for Environmental Protection and Planning. Representations concerning the variation have also been received from 9 interested parties.