

SOUTH CAMBRIDGESHIRE DISTRICT COUNCIL

Minutes of a meeting of the Licensing Committee held on
Thursday, 21 October 2010 at 10.45 a.m.

PRESENT: Councillor Cicely Murfitt – Chairman
Councillor John F Williams – Vice-Chairman

Councillors: Val Barrett Nigel Cathcart
Sally Hatton Liz Heazell
Janet Lockwood Mervyn Loynes
Raymond Matthews David McCraith
Charles Nightingale Alex Riley

Officers: Myles Bebbington Licensing Officer
Gary Duthie Senior Lawyer
Maggie Jennings Democratic Services Officer

Apologies for absence were received from Councillor Richard Barrett, Trisha Bear, Roger Hall and Sue Ellington, Environmental Services Portfolio Holder.

8. DECLARATIONS OF INTEREST

None.

9. MINUTES OF PREVIOUS MEETING

The Chairman was authorised to sign the minutes of the meeting held on 6 September 2010 as a correct record.

10. ADOPTION OF S27 POLICING AND CRIME ACT 2009

The Licensing Officer explained to Members that on 6 April 2010 the s27 Policing and Crime Act 2009 relating to sexual entertainment venues came into effect and although it was not mandatory for local authorities to adopt, it would however, require a consultation process if adoption subsequently occurred after 6 April 2011.

The provisions of the Act introduce a new category of sex establishment called a sexual entertainment venue into the existing legislation. The venues are defined to include live performances or a live display of nudity. Adoption of s.27 enabled the Council to regulate such venues.

The Licensing Committee, having taken a vote, **RECOMMENDS** to the Leader of the Council on 11 November 2010 and subsequently to full council on 25 November 2011, the adoption of Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982 as amended by s27 of the Policing and Crime Act 2009 to apply in the district of South Cambridgeshire.

Councillor Nigel Cathcart abstained from voting.

11. DRAFT SEX ESTABLISHMENT LICENSING POLICY

The Licensing Officer sought the approval of the draft Sex Establishment Licensing Policy for Sex Establishments licensed under Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982 incorporating amendments made under s27 of the

Policing and Crime Act 2009 in order to proceed with a consultation process.

The Licensing Committee considered the draft Sex Establishments Policy included in the agenda papers and as a result of the ensuing discussion made the following changes:

- Para 2.2 Include 'Premises where private entertainment booths are provided' in the list containing the forms of entertainment
- Para 3.3 Re-word the first bullet point to read *Book shops sales of sexual material*
- Para 3.3 re-word the second bullet point to read *Sexual Health Clinics*
- Para 5 First sentence to read ... rural area comprising *103 parishes*, in which...
- Para 5.3 Second sentence be re-worded: In general the authority would discourage applications for areas it considers to be inappropriate, having regard to the character of the relevant locality
- Para 5.9 Add the words '*including the impact on the local amenity*' to the end of the first sentence
- Para 7 Add *Equality and Diversity Officer* and on the advice of the Equality and Diversity Officer, also add appropriate *men's groups* to the list of consultees
- Page 16/17/19 paras 4, 9 and 22. Amend the grammar from *he/his* to *he/she* or *their*
- Page 17 para 11. Substitute *expect* for *except*
- Page 18 para 19. Last sentence to read: *People over the age of 18 but under the age of 21 will be required to show proof of their age*

The Licensing Committee also removed *Faith Groups* from the list of consultees.

The Licensing Committee **APPROVED** the draft Sex Establishment Licensing Policy, subject to the above amendments, in order to commence a consultation process.

12. DRAFT STREET TRADING POLICY

The Licensing Officer informed Members that the Council had no clear guidance on Street Trading in the district and was therefore requesting approval from the Licensing Committee to commence a consultation process on the draft Street Trading Policy as detailed in the agenda papers.

As a result of consideration of the draft policy, the Licensing Committee requested the following amendments:

- Para 4.1 An additional bullet point entitled *Markets and Fairs operating under separate authorisations*
- Page 10(b) Bold/Capitalise the word *unless*
- Page 11 Substitute *Licesning* with *Licensing*

The Licensing Committee **APPROVED**, subject to the above amendments, the draft Street Trading Licensing Policy in order to commence a consultation process.

The Meeting ended at 12.25 p.m.
