

BRIGHTON & HOVE CITY COUNCIL

LICENSING COMMITTEE (LICENSING ACT 2003 FUNCTIONS)

3.00pm 29 JUNE 2023

COUNCIL CHAMBER, HOVE TOWN HALL, NORTON ROAD, HOVE,
BN3 3BQ - HTH/CC

DECISION LIST

Part One

7 CONSTITUTIONAL MATTERS – LICENSING COMMITTEES

RESOLVED:

1. That the committee's terms of reference, as set out in Appendix A to this report, were noted;
2. That the Committee established the Licensing Panel as a sub-committee (the membership of such Licensing Panel shall consist of three Members from the trained Members on the Licensing Committee, who will be able to sit on a panel and substitute for any designated Member of the Panel) to deal with licensing applications in accordance with the Terms of Reference are set out at Appendix A to this report.
3. That the Committee agreed to disapply the proportionality rules so far as a Licensing Panel is concerned in accordance with the Local Government (Committees and Political Groups) Regulations 1990;
4. That the establishment of an Urgency Sub-Committee consisting of the Chair of the Committee and two other Members (nominated in accordance with the scheme for the allocation of seats for committees), to exercise its powers in relation to matters of urgency, on which it is necessary to make a decision before the next ordinary meeting of the Committee be approved.

8 ANNUAL REPORT OF THE LICENSING AUTHORITY 2022/23

RESOLVED:

1. That the committee noted the contents of this report.
2. That officers should continue to monitor trends of applications and illegal activity to inform future policy.

9 REVIEW OF CUMULATIVE IMPACT POLICY - CUMULATIVE IMPACT ASSESSMENT (PRE-CONSULTATION)

RESOLVED:

Committee agreed:

1. To authorise officers to initiate consultation regarding a review of the cumulative impact policy, including the following proposals to consult on (please note, more detail and background on these proposals is contained in section 3 and the appendices of this report):
2. To authorise officers to initiate a consultation exercise to include the draft CIA and evidence in support of maintaining it.
3. That officers to report back to October 2023 committee with the final version of the CIA, following consultation.

10 FUTURE LICENSING PANEL HEARING ARRANGEMENTS

RESOLVED:

1. That Committee noted the ongoing risk of fluctuation in relation to Covid infection rates as well as the additional benefits of holding virtual meetings in terms of enabling participation in the Licensing process and recommends that Licensing Panels continue to meet virtually until March 2024. This does not preclude holding a panel hearing in person where the individual circumstances of an application may warrant it.
2. That Committee delegated authority to the Executive Director - Governance, People & Resources after consultation with the Chair and group spokespersons to determine arrangements for Licensing Panel hearings until the next Licensing Committee in March 2024.
3. That the Committee recommended that in exercising this authority the above officer takes into account all relevant factors including latest public health and government guidance, the situation with other council meetings and the need to ensure fair and transparent procedures in accordance with the Hearings Regulations 2005.