

## **NOTTINGHAM CITY COUNCIL**

### **REGULATORY AND APPEALS COMMITTEE**

#### **MINUTES**

of meeting held on **30 JUNE 2008** at the

Council House from 10.08 am to 10.52 am

Councillor Cresswell (Chair)  
Councillor Grocock  
Councillor Ibrahim  
Councillor James  
Councillor A Khan  
Councillor Liversidge  
Councillor Munir  
Councillor Packer  
Councillor Smith  
Councillor Wildgust  
Councillor Davie  
Councillor Spencer  
Councillor Foster

Indicates present at meeting

#### **Officers in attendance**

Mr P Milton	-	Head of Cultural Services	)	Culture and Community
Ms Z Mayes	-	Licensing	)	
Ms A Barrett	-	Legal Services	)	Resources
Ms P Rohrbach	-	Committee Administration	)	

#### **22 APPOINTMENT OF VICE-CHAIR**

**RESOLVED** that Councillor Grocock be appointed Vice-Chair of the Committee for the 2008/09 municipal year.

#### **23 APOLOGIES FOR ABSENCE**

Apologies for absence were received from Councillors Davie (on other Council business) and Smith.

#### **24 DECLARATIONS OF INTERESTS**

No declarations of interests were made.

**25 MINUTES**

**RESOLVED**

- (1) that the minutes of the last meeting held on 25 February 2008, copies of which had been circulated, be confirmed and signed by the Chair.
- (2) that, further to minute 20, it be noted that the concerns over the Bridlesmith Gate street trading consent were under investigation by officers and may be submitted to the Committee at a future meeting.

**26 APPLICATION FOR RENEWAL OF THE SEX ESTABLISHMENT LICENCE - 165 ALFRETON ROAD, NOTTINGHAM, NG7 3JR**

Consideration was given to a report of the Corporate Director of Community and Culture, copies of which had been circulated, regarding an application for the renewal of a sex establishment licence for 165 Alfreton Road, Radford, together with an objection from Councillor Bull and from New Deal Communities (NDC).

The applicant, Mr J Foster, accepted the Committee's invitation to attend the meeting and was accompanied by Mr R Barca, Solicitor, who presented the case on his behalf.

Mr Foster and Mr Barca, having made their submissions and been available for questioning, withdrew from the meeting during the Committee's deliberations.

In reaching its decision, the Committee had regard to the following:-

- (a) the legislative framework for the granting of Sex Establishment Licenses and the City Council Standard Conditions to be attached to such licenses;
- (b) duties imposed on the Council by Section 17 of the Crime and Disorder Act 1998 and the Human Rights Act 1998;
- (c) submissions made by Mr Foster and Mr Barca regarding the application;
- (d) correspondence from Councillor Bull and NDC.

**RESOLVED that, as the Committee was satisfied that the character of the locality in which the premises was situated had not substantially changed since the licence had been granted, and that no substantive evidence had been put forward to show that the presence of the premises was having a negative impact on regeneration in the locality or was otherwise inappropriate to the character of the locality or use of other premises in the locality:-**

- (1) the application to renew the Sex Establishment Licence issued to Mr J Foster, trading at 165 Alfreton Road, Radford be granted;
- (2) the Committee did not impose further conditions to the renewed licence, but requested:-
  - (a) that a neon door sign be removed;
  - (b) that the shop be repainted in a different colour.