

CITY OF NOTTINGHAM

LICENSING COMMITTEE

MINUTES

of meeting held on **14 NOVEMBER 2005** at the
Council House from 10.05 am to 11.40 am

Councillor Cresswell (Chair)
Councillor Grocock
Councillor Charlesworth
Councillor Clarke-Smith
Councillor Cobb
Councillor Heppell
Councillor Ibrahim
Councillor James
Councillor G Khan
Councillor Marshall
Councillor Morris
Councillor Packer
Councillor Smith
Councillor Stapleton
Councillor Wilson

indicates present at meeting

6 APOLOGIES FOR ABSENCE

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

7 DECLARATIONS OF INTERESTS

No declarations of interests were made.

8 MINUTES

RESOLVED that the minutes of the last meeting held on 23 May 2005, copies of which had been circulated, be confirmed and signed by the Chair.

9 AMENDMENT TO TABLE OF DELEGATED FUNCTIONS (“A” DELEGATIONS) LICENSING ACT 2003

Further to minute 4(3) dated 7 February 2005 and minute 3 dated 23 May 2005, consideration was given to a report of the Corporate Director of City Development, copies of which had been circulated, regarding an amendment

to the Table of Designated Functions in respect of licence applications for premises within the saturation zone.

RESOLVED that the Table of Delegated Functions be amended to read as follows:-

(1) Representation in respect of cumulative impact as shown below:-

Matter to be dealt with	Full Licensing Committee	Licensing Panel Decision	Officer Decision
Application for premises licence/club premises certificate	Representation relating to Cumulative Impact other than in a designated saturation zone	Representation made	No representation made
Application for provisional statement	Representation relating to Cumulative Impact other than in a designated saturation zone	Representation made	No representation made
Application to vary premises licence/club premises certificate	Representation relating to Cumulative Impact other than in a designated saturation zone	Representation made	No representation made

(2) The wording used in respect of matters of representation that did not require the Authority to engage with the determination process under the Act:-

Matter to be dealt with	Full Licensing Committee	Licensing Panel Decision	Officer Decision
Decision on whether a complaint or objection, or an application to review a licence/certificate			All cases

is irrelevant, repetitive, frivolous, vexatious, etc			
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- (3) The wording used in respect of matters where a representation was made by the Local Authority in its capacity as a consultee and it was not the relevant authority considering the application:-

Matter to be dealt with	Full Licensing Committee	Licensing Panel Decision	Officer Decision
Decision to object where the Local Authority is a consultee and is not the relevant authority considering the application		All cases	

10 URGENT ITEM – APPLICATIONS FOR GAMING IN PREMISES LICENSED FOR ALCOHOL

The Chair of the meeting was of the opinion that this item, although not included on the agenda, should be considered as a matter of urgency in view that as delegations for new powers needed to be agreed before the commencement date of 24 November 2005 and there was no alternative suitable meeting prior to that date.

Consideration was given to a report of the Corporate Director of City Development, copies of which had been circulated, outlining changes to the approval process for gaming machines, low stake gaming, and permits to play certain games and lotteries for prizes commercially, within specified money limits, in premises licensed for the supply of alcohol for consumption on the premises in accordance with the Licensing Act 2003.

RESOLVED

- (1) **that the Service Manager, Food and Licensing, Licensing Officer, and Senior Assistant Licensing Officer be authorised to:-**
- (a) **grant, renew, and refuse amusement with prize permits in accordance with the Gaming Act 1968, section 34 and Schedule 9 and the Lotteries and Amusements Act 1976, section 16 for premises licensed for the sale of alcohol;**

- (b) to make, revoke, and vary orders in accordance with section 6 of the Gaming Act for premises licensed for the sale of alcohol authorising games of equal chance gaming (e.g. bingo, bridge) where no levy for taking part or on stakes or winnings is made other than where it is requested that conditions or restrictions be imposed in relation to high stake gaming.**
- (2) that the delegation granted under (1) (a) above shall not apply to new applications for more than two amusement with prize machines;**
- (3) that any applications which fall to be determined which are outside of the delegations granted above shall be referred to a licensing panel for determination;**
- (4) that it be noted that a review of the Nottingham City Council Statement of Licensing Policy would be carried out early in 2006.**