

HINCKLEY AND BOSWORTH BOROUGH COUNCIL  
LICENSING COMMITTEE  
25 NOVEMBER 2009 AT 6.30 P.M.

PRESENT: MRS. S. FRANCKS - CHAIRMAN  
Mr. C.G. JOYCE - VICE-CHAIRMAN

Mr P.R. Batty, Mr J.C. Bown, Mr M.B. Cartwright, Mr D.M. Gould, Mrs A. Hall, Mr P.A.S. Hall, Mr R. Mayne, Mr K. Morrell, Mr L.J.P. O'Shea, Mrs. S. Sprason, Mr B.E. Sutton and Ms B.M. Witherford.

Officers in attendance: Mr. Mark Brymer, Mr S Merry, Mrs. P.I. Pitt and Mr. M. Rice.

284 APOLOGIES AND SUBSTITUTIONS

Apologies for absence were submitted on behalf of Messrs. S.L. Bray, K. Nichols and A.J. Smith and the following substitutions authorised in accordance with Council Procedure Rule 4.3:-

Mrs Hall for Mr Smith  
Ms Witherford for Mr Bray

285 MINUTES (L8)

On the motion of Mr. Sutton, seconded by Mrs Sprason it was

RESOLVED - the minutes of the meeting held on 17 August 2009 be confirmed and signed by the Chairman.

286 DECLARATIONS OF INTEREST

No interests were declared at this stage.

287 GAMBLING ACT 2005 – STATEMENT OF PRINCIPLES (L9)

Prior to adoption by Council on 15 December 2009 the draft Gambling Policy was presented to the Committee for endorsement. This had been produced in accordance with LACORS guidance and the contents were generally in line with other authorities' Statement of Principles.

On the motion of Mr O'Shea, seconded by Mr Batty it was

RECOMMENDED – the Gambling Policy (Statement of Principles) be endorsed for onward submission to Council for adoption.

288 DELEGATION OF FUNCTIONS UNDER THE CRIMINAL JUSTICE AND POLICE ACT 2001 – CLOSURE NOTICES AND CLOSURE ORDERS (L10)

Members were requested to consider making a recommendation to Council that officers be granted delegated authority in respect of additional

enforcement functions under the above legislation. If agreed Council would be requested to amend the terms of the Constitution, accordingly.

Mr Gould entered the meeting at 6.44pm.

The Principal Licensing Officer indicated that Closure Notice Powers would be a useful mechanism and, if used, would assist in ensuring that premises operated in accordance with the conditions of their licence.

It was moved by Mr Batty, seconded by Mr O'Shea and

RECOMMENDED – (i) the Council delegate its functions under Sections 19 – 28 of the Criminal Justice and Police Act 2001 to the Principal Licensing Officer and Licensing Officer; and

(ii) the Council amends the Constitution (Responsibilities for Functions) to take account of the above recommendation by adding to the delegated powers of the Principal Licensing Officer and Licensing to serve closure notices and apply for closure orders under sections 19 and 20 of the Criminal Justice and Police Act 2001.

(The meeting closed at 6.48 p.m.)