

**TO: ALL MEMBERS OF THE DERBY CITY COUNCIL**

You are summoned to attend an extraordinary meeting of the Derby City Council in the Council Chamber at the Council House, Derby on Wednesday 17 March 2010 at 6.00 pm.

**A G E N D A**

1. To receive apologies.
2. To receive Declarations of Interest.
3. To consider the following minutes and recommendations of the General Licensing Committee dated 10 February 2010 requiring the approval of the Council.

**DOCUMENT 3**

**24/09 Licensing Act Minor Variations**

**DOCUMENT 3A**

To recommend Council to adopt the Minor Variation Procedure and delegate decision making powers under the procedure to the Assistant Director Environmental Health and Trading Standards.

**Motion:**

1. **To approve the minutes and recommendations of the General Licensing Committee dated 10 February 2010.**
2. **To amend the Appendix to Part 3 of the Constitutions (Scheme of Delegations – first of Statutory Functions) by the addition of the following to the section on Licensing and Registration Functions:**

<b>Function</b>	<b>Responsible Body</b>	<b>Responsible Officer</b>
<b>14A(4) Power to determine applications under the Minor Variations Procedure, Licensing Act 2003.</b>		<b>Assistant Director Environmental Health and Trading Standards.</b>

4. To consider a report of the Director of Corporate and Adult Services concerning Members' Allowances – Recommendations of the Independent Remuneration Panel for 2010/11

**DOCUMENT 4**

**Motion:**

1. **To make representations to the Department for Communities and Local Government, and the Local Government Association, supporting the recommendations of the Councillors Commission for national guidelines with a range of allowance bands covering different types of local authority.**
  2. **To agree that, in the current economic climate, the moratorium on the implementation of the recommendations in the Panel's Fifteenth Report should continue for a further twelve months**
  3. **To index Basic and Special Responsibility Allowances by the average salary award for local government employees for 2010/11.**
  4. **To amend the Members Allowances Scheme from 1 April 2010 accordingly.**
  5. To consider a report of the Director of Corporate and Adult Services concerning Urgent Non-Executive Decisions made by the Chief Executive.
- DOCUMENT 5**

**Motion – To note the report.**

6. To consider the following notices of motion:

**NOTICE OF MOTION DEFERRED FROM THE JANUARY 2010 MEETING**

- (1) Councillor Hussain to move, Councillor Williamson to second:

“Council notes the three bin recycling system has reduced the amount of waste going to landfill.

But Council is concerned that the current policy prohibiting ‘side waste’ is causing a major problem in the city’s high density neighbourhoods.

Council recognises that there are many larger households in these areas and the current policy had led to a massive increase in fly-tipping of household waste.

Council is alarmed that the introduction of the policy prohibiting side waste has had a negative impact on community relations and property prices in the areas affected. Council believes that urgent action is required to address the fly-tipping epidemic that the no ‘side waste’ policy has generated.

Council therefore instructs the chief executive to draw up proposals for the next council cabinet meeting to ensure that 'side waste' is collected in future."

#### **NOTICE OF MOTION SUBMITTED FOR THIS MEETING**

- (2) Councillor Latham to move, Councillor Hickson to second:

"Council strongly recommends that from dissolution of Parliament until the date of the general election, its political groups stand down any members who are also Parliamentary candidates from positions for which they receive a special responsibility allowance."



Director of Corporate and Adult Services  
and Deputy Chief Executive

The Council House  
Derby DE1 2FS  
9 March 2010



MINUTES OF GENERAL LICENSING COMMITTEE REQUIRING THE APPROVAL OF COUNCIL
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**GENERAL LICENSING COMMITTEE  
10 FEBRUARY 2010**

Present: Councillor Redfern (Chair)  
Councillors Baxter, Berry, Hird, Hussain, Leeming, Poulter, Rawson,  
Skelton, Tuplin and Winter

**24/09 Licensing Act Minor Variations**

The Committee considered a report from the Director of Environmental Services on Licensing Act Minor Variations. The Minor Variation Procedure was introduced on 29 July 2009. The purpose of the procedure was to allow operators to make small changes to their Premises Licence or Club Premises Certificate and to allow community centres to make an application to dis-apply the usual mandatory conditions that relate to Personal Licence holders and Designated Premises Supervisors. In relation to Premises Licences and Club Premises Certificates, only changes that would not undermine the licensing objectives would be permitted.

It was reported that following the previous meeting of the Committee, officers had sought clarification on the definition of minor changes to structure. It was noted that minor changes to structure would not adversely impact on the four licensing objectives. They would not increase the capacity for drinking, not affect access between the public part of the premises and the rest of the premises and not impact on noise reduction controls.

Members agreed that following Government recommendation the decision making process be delegated to the Assistant Director of Environmental Health and Trading Standards.

**Resolved:**

1. ...
2. **To recommend Council to adopt the Minor Variation Procedure and delegate decision making powers under the procedure to the Assistant Director Environmental Health and Trading Standards.**