

# ITEM 4

Time commenced – 6.00pm  
Time finished – 6.21pm

## **GENERAL LICENSING COMMITTEE WEDNESDAY 11 FEBRUARY 2009**

Present: Councillor Redfern (Chair)  
Councillors Baxter, Berry, Hussain, Lowe, Poulter,  
Rawson, Skelton, Williams

### **14/08 Apologies**

Apologies for absence were received from Councillors Banwait, Hird, Leeming and Winter.

### **15/08 Late items introduced by the Chair**

There were no late items.

### **16/08 Declarations of Interest**

There were no declarations of interest.

### **17/08 Minutes of the Previous Meeting**

The minutes of the meeting held on 15 October 2008 were approved as a correct record and signed by the Chair.

### **18/08 Revised Conditions for Licensing Pet Shops and Animals Boarding Establishments**

The Committee considered a report from the Director of Environmental Services on Revised Conditions for Licensing Pet Shops and Animals Boarding Establishments. A pet shop was the carrying on at any premises of any nature (including a private dwelling) the business of selling animals. There were exemptions for a person who was selling pedigree animals bred by them and those to be used for breeding. A boarding establishment was providing accommodation for other people's animals at any premises (including a private dwelling). There were exemptions for people whose main activity was not the boarding of animals.

#### **Resolved:**

- 1. To approve the revised conditions set out in the report for the licensing of pet shops under the Pet Animals Act 1951 as amended and the licensing of boarding establishments for dogs and cats under the Animal Boarding Establishments Act 1963.**
- 2. To approve the implementation of the revised conditions as set out in the report from 1 January 2010.**
- 3. To recommend full Council to approve the revised conditions.**

## **19/08      Amendments to the Permanent Residential Mobile Home Site Licensing Conditions (Caravan Site and Control of Development Act 1960)**

The Committee considered a report from the Director of Environmental Services on Amendments to the Permanent Residential Mobile Home Site Licensing Conditions (Caravan Site and Control of Development Act 1960). Under the provisions of the Act, no occupier of land would be allowed to permit land to be used as a permanent residential caravan site unless he/she was the holder of a site licence. The site licence would be issued as a 'one-off' not on a yearly basis. The Local Authority can attach any conditions to the licence that were felt necessary or desirable in the interest of persons living in the caravans. These conditions would apply to the site and its amenities, but not to the physical condition of the caravans themselves. Caravans were included within the definition of a house and housing legislation applied to them.

Members of the Committee raised concerns that the operators, tenants and owner/occupiers had not been consulted over the amendments to the licensing conditions and it was suggested that there was a standard consultation carried out so they could be given an opportunity to comment.

Members noted that at point 10.2 of the conditions it should state 'Fireworks shall only be allowed on site at the discretion of the site operator'.

### **Resolved;**

- 1. To consult the operators, tenants and owner/occupiers over the amendments to the conditions.**
- 2. To note the amendment to condition 10.2 of the report.**

## **20/08      Changes to Licensing Premises Offering Adult Entertainment**

The Commission considered a report from the Director of Environmental Services on Changes to Licensing Premises Offering Adult Entertainment. The DCMS have finished consultation on this subject and are proposing amendments to Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982 to bring the licensing of lap dancing clubs, pole dancing clubs and other similar venues under the regime of the 1982 Act. This is due to receive Royal Assent later in the year. The 1982 Act is currently used to regulate establishments such as sex shops and sex cinemas.

**Resolved:**

- 1. To note the report.**
- 2. To agree a Cross Party Working Group (Councillors Berry, Redfern and Winter) to consider the proposed changes once they have received Royal Assent and report back any recommendations to Committee.**

MINUTES END