

Time commenced 7:02 pm
Time finished 7:59 pm

**GENERAL LICENSING COMMITTEE
4 OCTOBER 2012**

Present: Councillor Jackson (in the Chair)
Councillors Atwal, Barker, Harwood, Keith, J Khan, MacDonald, Pegg, Poulter,
Redfern, Sandhu, Skelton, L Winter Whitby

11/12 Apologies for Absence

An apology for absence was received from Councillors F Winter.

12/12 Late Items to be introduced by the Chair

There were no late items.

13/12 Declarations of Interest

There were no declarations of interest.

14/12 Minutes

The minutes of the meeting held on 30 August 2012 were agreed as a correct record and signed by the Chair.

15/12 Consultation Policy – Licensing Team

The Committee considered a report which stated that effective consultation enabled the Licensing Team to make informed decisions on policy and services. It improved accountability to citizens, stakeholders and partners. The Licensing Team was committed to carrying out consultation that was targeted at and was easily accessible to those with a clear interest in a policy, service or issue.

A formally approved policy would ensure that all parties were aware of the methods in which the Licensing Team would undertake consultation when appropriate. The policy would ensure that all consultation:

- met quality standards
- was compliant with statutory guidance
- was economical and effective
- maximised participation
- was not susceptible to legal challenge
- could be used safely to inform decisions
- was trusted and got the buy-in of consultees
- met our equality and diversity responsibilities

Resolved to approve the Consultation Policy – Licensing Team subject to changing the words ‘statutory guidance’ to read ‘corporate policy’ in the final sentence of paragraph 2.2 of the policy.

16/12 Request for exemption from the Permanent Residential Mobile Home Site Licensing Conditions for Additional Height Fencing

The Committee considered a report which stated that local authorities various types of caravan sites under the provisions of the Caravan Sites and Control of Development Act 1960. No land could be used as a permanent residential caravan site unless it was licensed. The site licence was issued as a one off. The local authority could attach conditions to the licence which were based on ‘model conditions’ issued by the Department for Communities and Local Government which represented good practice. The current conditions applicable to Mobile Home Sites in Derby were approved by Council on 18 November 2009. A request had been received from a resident at Alvaston Home Park for an exemption from compliance with a specific provision of the site licence conditions which would enable them to erect a 2 meter boundary fence at the rear of their mobile home.

On behalf of the resident Councillor Tittley attended the meeting and addressed the Committee.

Resolved

- 1. To approve the request for exemption.**
- 2. To instruct the Director of Environmental and Regulatory Services to write to the applicant to make clear that applying the exemption remains subject to the site owners consent being obtained by the applicant before the fence is erected.**

17/12 Exclusion of the Press and Public

Resolved to exclude the press and public during consideration of the following item under Section 100(A) of the Local Government Act 1972, on the grounds that it involved the likely disclosure of exempt information as defined in paragraph 1 of Part 1 of Schedule 12A of the Act and that the public interest in maintaining the exemption outweighs the public interest in disclosing the information.

18/12 Request for exemption from the Permanent Residential Mobile Home Site Conditions for Summerhouse

The Committee considered a report which stated that local authorities various types of caravan sites under the provisions of the Caravan Sites and Control of Development Act 1960. No land could be used as a permanent residential caravan site unless it was licensed. The site licence was issued as a one off. The local authority could attach conditions to the licence which were based on ‘model conditions’ issued by the Department for Communities and Local Government which represented good practice. The current conditions applicable to Mobile Home Sites in Derby were approved by Council on 18

November 2009. A request had been received from a resident at Alvaston Home Park for an exemption from compliance with a specific provision of the site licence conditions which would enable them to retain a wooden summerhouse erected adjacent to their mobile home.

Resolved to reject the request for exemption.

MINUTES END