
MINUTES OF THE MEETING OF THE LICENSING (GENERAL PURPOSES)**SUB-COMMITTEE HELD ON 12 NOVEMBER 2012 AT THE COUNCIL OFFICES, WEELEY**

Present: Councillors V E Guglielmi (Chairman), Fawcett (Vice-Chairman), Casey, De-Vaux Balbirnie, Platt, Powell, Pugh and Skeels

Also Present: Councillor McWilliams

In Attendance: Streets and Seafronts Manager (Ian Taylor), Legal Services Manager (Mike Gibson-Davies), Assistant Licensing Officer (Emma King) and Democratic Services Officer (Elizabeth Ridout)

Also in Attendance: Trainee Legal Executive (Charlotte Parker) and Legal Support Officer (Rachel Tappenden)

16. APOLOGIES FOR ABSENCE AND SUBSTITUTIONS

There were none.

17. MINUTES OF THE LAST MEETING

The minutes of the meeting of the Sub-Committee held on 3 July 2012 were approved as a correct record and signed by the Chairman.

18. MATTERS ARISING FROM THE ABOVE-MENTIONED MINUTES

There were none.

19. QUESTIONS PURSUANT TO COUNCIL PROCEDURE RULE 15.3

There were none.

20. HACKNEY CARRIAGE/PRIVATE HIRE LICENCES

The Sub-Committee noted the contents of a report on the number of drivers, vehicles and operators licensed by the Council as at 3 July 2012 and 1 November 2012, which was submitted for information only.

21. APPLICATION FOR THE RENEWAL OF A SEX ESTABLISHMENT LICENCE – PRIVATE SHOP, 28 ROSEMARY ROAD, CLACTON-ON-SEA

The Sub-Committee considered an application from Darker Enterprises Limited for the renewal of a licence to run a sex establishment at 28 Rosemary Road, Clacton-on-Sea.

It was reported that the Applicant had proposed that trading would continue to take place from 10.00 a.m. to 7.00 p.m. on Mondays to Saturdays, 10.00 a.m. to 4.00 p.m. on Sundays, and 10.00 a.m. to 8.00 p.m. on Mondays to Saturdays from 10 December to 22 December 2012 inclusive and not at all on Sundays.

The Sub-Committee was advised that the premises complied with the current conditions imposed, as set out in Appendix 'A' to item A.2 of the Report of the Head of Public Experience.

It was further reported that consultation papers had been sent to Essex Police and the local Ward Councillors and that at the time of the meeting, no comments, objections or observations had been received from either. Residents in the neighbourhood considered likely to be affected by the application had been consulted and no representations had been received.

Members were informed that the application had been displayed on the premises in the prescribed manner and that a public notice had been placed in a local newspaper to comply with the law.

The Sub-Committee had before it, as set out in Appendix 'B' of the afore-mentioned report, those grounds which were material to the determination of such an application as set out in the Local Government (Miscellaneous Provisions) Act 1982.

The Sub-Committee was advised that the Applicant had been invited to send representatives to attend the meeting. However, confirmation had been received that the Applicant would not attend, or be represented, but it was requested that the Sub-Committee consider the application in their absence, if possible.

It was moved by Councillor De-Vaux Balbirnie, seconded by Councillor Platt and:

RESOLVED that the application for the renewal of a Sex Establishment Licence for one year, in respect of Private Shop, 28 Rosemary Road, Clacton-on-Sea, be granted subject to the conditions as set out in Appendix 'A' to item A.2 of the Report of the Head of Public Experience.

22. ANY OTHER ITEMS WHICH THE CHAIRMAN DECIDES ARE URGENT

There were none.

23. EXCLUSION OF PRESS AND PUBLIC

It was moved by Councillor Powell, seconded by Councillor Platt and:

RESOLVED that under Section 100A(4) of the Local Government Act 1972, the press and public be excluded from the meeting for the items of business to be considered below on the grounds that they involved the likely disclosure of exempt information as defined in Paragraph 1 of Part 1 of Schedule 12A of the Act:-

- (a) Special minutes of the meeting of the Sub-Committee held on 3 July 2012
- (b) Report of Head of Public Experience
 - B.1 - Applications for the Renewal and Grant of Hackney Carriage and Private Hire Drivers' Licences
 - B.2 - Review of a Hackney Carriage Driver's Licence

24. SPECIAL MINUTES

The special minutes of the meeting of the Sub-Committee held on 3 July 2012 were approved as a correct record and signed by the Chairman.