

LICENSING (GENERAL) SUB - COMMITTEE

MINUTES OF THE MEETING HELD ON 4 JULY, 2007

Present:

Councillors Mrs Blatchford, Cunio, Drake, Galton and Parnell

1. ELECTION OF CHAIR

RESOLVED that Councillor Parnell be elected Chair for the 2007/08 Municipal Year.

2. ELECTION OF VICE-CHAIR

RESOLVED that Councillor Galton be elected Vice-Chair for the 2007/08 Municipal Year.

3. MINUTES INCLUDING MATTERS ARISING

RESOLVED that the Minutes of the Licensing (General) Sub Committee meeting held on 7th March, 2007, be approved as a correct record.

4. APPLICATION FOR AMUSEMENTS WITH PRIZES PERMIT – CASH-IN AMUSEMENTS, 394 BITTERNE ROAD

The Sub-Committee considered the report of the Solicitor to the Council, to determine an application for the grant of an amusements with prizes permit under section 34 (5E) of the Gaming Act 1968 in respect of Cash-In Amusements, 394 Bitterne Road.

The applicants, Messrs. Durban and Graham were in attendance and, with the consent of the Chair, addressed the meeting.

RESOLVED that the licence be granted.

5. IMPLEMENTATION OF SMOKE FREE LEGISLATION IN SOUTHAMPTON

The Sub-Committee considered the report of the Head of Environmental Health and Consumer Protection seeking delegated powers for and approval of the proposed approach to the enforcement of the smoke free legislation under Part 1 of the Health Act 2006 and associated Regulations and Guidance.

RESOLVED:

- (i) that subject to the terms of reference being approved by Council on 18th July, 2007, authority be delegated to the Head of Environmental Health and Consumer Protection to authorise officers to enforce the smoke free legislation under Part 1 of the Health Act 2006 and associated Regulations and Guidance; and
- (ii) that the approach to enforcement as outlined in the report be approved.

6. APPLICATION FOR RENEWAL OF A SEX SHOP LICENCE – PRIVATE SHOP, 131 ABOVE BAR

The Sub-Committee considered the report of the Solicitor to the Council detailing an application for renewal of a Sex Shop licence in respect of Private Shop, 131 Above Bar, Southampton. (Copy of report circulated with agenda and appended to signed minutes).

RESOLVED:

- (i) that an application for renewal of a sex shop licence in respect of Private Shop, 131 Above Bar, Southampton be granted subject to the continuance of all the standard conditions, subject to written confirmation that the statutory notice had been displayed in accordance with the legislation and confirmation by Officers that the measurements of the letters in the shop signage were within the prescribed limits; and
- (ii) that the request for permission to open on the two Sundays preceding Christmas, namely 16th and 23rd December, 2007, be refused in order to reflect the permitted hours of opening as set out by the City Council's regulations of sex establishments.

REASON FOR DECISION

There was no compelling evidence presented to the Sub-Committee that would justify refusal of the application.

7. APPLICATION FOR RENEWAL OF A SEX SHOP LICENCE – HIDDEN DESIRES, 103 ST. MARY STREET

The Sub-Committee considered the report of the Solicitor to the Council detailing an application for renewal of a Sex Shop licence in respect of Hidden Desires, 103 St. Mary Street, Southampton. (Copy of report circulated with agenda and appended to signed minutes).

RESOLVED that an application for renewal of a sex shop licence in respect of Hidden Desires, 103 St. Mary Street, Southampton be granted subject to the continuance of all the standard conditions.

REASON FOR DECISION

There was no compelling evidence presented to the Sub-Committee that would justify refusal of the application.

8. APPLICATION FOR RENEWAL OF A SEX SHOP LICENCE – HIDDEN ASSETS, 439 MILLBROOK ROAD WEST

The Sub-Committee considered the report of the Solicitor to the Council detailing an application for renewal of a Sex Shop licence in respect of Hidden Assets, 439 Millbrook Road West, Southampton. (Copy of report circulated with agenda and appended to signed minutes).

Mr Smith, applicant and Miss Longman, objector were present and with the consent of the Chair, addressed the meeting.

RESOLVED that an application for renewal of a sex shop licence in respect of Hidden Assets, 439 Millbrook Road West, Southampton be granted subject to the continuance of all the standard conditions.

REASON FOR DECISION

There was no compelling evidence presented to the Sub-Committee that would justify refusal of the application.

9. APPLICATION FOR RENEWAL OF A SEX SHOP LICENCE – A TASTE OF AMSTERDAM, 437 MILLBROOK ROAD WEST

The Sub-Committee considered the report of the Solicitor to the Council detailing an application for renewal of a Sex Shop licence in respect of A Taste of Amsterdam, 437 Millbrook Road West, Southampton. (Copy of report circulated with agenda and appended to signed minutes).

Mr Castle, applicant and Miss Longman, objector, were present and with the consent of the Chair, addressed the meeting.

RESOLVED that an application for renewal of a sex shop licence in respect of A Taste of Amsterdam, 437 Millbrook Road West, Southampton be granted subject to the continuance of all the standard conditions.

REASON FOR DECISION

There was no compelling evidence presented to the Sub-Committee that would justify refusal of the application.

10. B-TECH QUALIFICATION FOR HACKNEY AND PRIVATE HIRE DRIVERS

The Sub-Committee considered the report of the Solicitor to the Council outlining proposals to require new drivers only to undertake a B-Tech Qualification for Private Hire and Hackney Carriage drivers.

RESOLVED:

- (i) that the adoption of the B-Tech qualification for new applicants be approved in principal;
- (ii) that the qualification be open to any existing drivers expressing an interest in taking part; and
- (ii) that officers be requested to make a further report setting out the relevant conditions after consultation with relevant bodies for approval in due course.