

CANNOCK CHASE COUNCIL
MINUTES OF THE MEETING OF THE
LICENSING/PUBLIC PROTECTION COMMITTEE
MONDAY 20 FEBRUARY 2006
IN THE CIVIC CENTRE, BEECROFT ROAD, CANNOCK
PART 1

PRESENT: Councillors

Easton, R. (Chairman)
Butler, R.D. (Vice-Chairman)

Allen, F.W.C.	Davies, D.N.
Ansell, Mrs. P.A.	Grice, Mrs. D.
Ball, G.D.	Williams, B.
Daly, K.	

(Apologies for absence were received from Councillors L.W. Bullock and I.R. Carr)

22. Minutes of the Licensing Sub Committee

Consideration was given to the Minutes of the Licensing Sub Committee held on 9 December 2005 (Enclosure 3.1 – 3.2 of the Official Minutes of the Council).

RESOLVED:

That the Minutes of the meeting of the Sub Committee be noted.

23. Proposed Amendments to the Procedure for dealing with Matters not Governed by the Licensing Act 2003

Consideration was given to the amendments to the Procedure for dealing with Matters not Governed by the Licensing Act 2003 (Enclosure 4.1 – 4.2 of the Official Minutes of the Council).

It was necessary to amend the Procedure to allow for the applicant to present the application prior to any objectors making representations. The current Procedure allowed objectors to make representations before the applicant presented the application. In the interests of ensuring there was a 'fair trial' it was considered appropriate and indeed correct for the applicant to first present the application and make any representations

concerning the same, before objectors were afforded the opportunity to make representations in relation to it. Such an amendment would seek to ensure that neither party was prejudiced when presenting their respective arguments during the course of the proceedings.

The representative from Legal Services reported that, in addition to the amendments outlined in Enclosure 4.1 – 4.2, further amendments to the Procedure were required to allow any objectors and the applicant the opportunity to cross examine.

RESOLVED:

- (A) That the amendments to the Procedure for dealing with Matters not Governed by the Licensing Act 2003 be approved.
- (B) That the Head of Legal and Democratic Services be given delegated authority to make further amendments to the Procedure to allow any objectors and the applicant the opportunity to cross examine.

24. Exclusion of Public

RESOLVED:

That the public be excluded from the remainder of the meeting because of the likely disclosure of exempt information as defined in paragraph 7, Part I, Schedule 12A, Local Government Act 1972.

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25. **Hackney Carriage Driver's Licence**

The representative from the Head of Environmental Health reported that a representative of the applicant had advised that the applicant was unable to attend the meeting and would not be available until 27 February 2006.

Members then discussed whether to hear the application or defer consideration of the application to a future meeting of the Committee.

RESOLVED:

That consideration of the application be deferred to a meeting of the Licensing/Public Protection Committee on Monday, 6 March 2006.

CHAIRMAN