

LICENSING COMMITTEE

Tuesday, 25 September 2012

PRESENT: Councillor Malpas (Chair); Councillor Hill (Deputy Chairman);
Councillors Eales, Ford, Patel, Sargeant, Strachan and Wire

1. APOLOGIES

Apologies were received from Councillor Malpas – Councillor Hill took the Chair and Councillor Beardsworth.

2. MINUTES

With the addition of Councillor Hill to the apologies, the minutes of the meeting held on 31st July 2012 were agreed and signed by the Chair.

3. DEPUTATIONS / PUBLIC ADDRESSES

There were none.

4. DECLARATIONS OF INTEREST

There were none.

5. MATTERS OF URGENCY WHICH BY REASON OF SPECIAL CIRCUMSTANCES THE CHAIR IS OF THE OPINION SHOULD BE CONSIDERED

There were none.

6. STREET TRADING CONSENTS

The Senior Licensing Officer (SLO) submitted a report confirming the designation of two additional sites in Gladstone Road and Bedford Road as Street Consent Sites .It was also decided to include roads and streets that have been adopted within the Borough of Northampton since 6 October 2005 as prohibited.

Committee formally agreed to publish a notice of intention to designate the two additional sites on 31st July 2012. A notice was published and no representations from members of public were received. There were representations from the Police expressing concerns that no advertisement or equipment should cover or damage any street furniture. This was agreed as a condition.

Councillor Penny Flavell being the Ward Councillor for Rushmills. had also been consulted and raised no objections. Similarly Councillor Gareth Eales, being the Ward Councillor for Spencer raised no objections.

RESOLVED:

That with effect from 1st November 2012.

- (i) the existing street trading regulations for the Borough be updated to allow the Council to designate additional street trading consents as set out in the Notice attached
- (ii) the roads and streets in the Borough that did not exist in 6 October 2005 be designated as prohibited streets
- (iii) A condition be introduced to apply to all street trading consents that no advertisement or equipment should cover or damage any street furniture.

7. DEREGULATION OF LIVE MUSIC

The Senior Licensing Officer presented a report on the deregulation of live music which comes into force on the 1st October 2012.

When it comes into effect, it will:

- remove the licensing requirement for unamplified live music taking place between 8am and 11pm in all venues, subject to the right of a licensing authority to impose conditions about live music following a review of a premises licence or club premises certificate relating to premises authorised to supply alcohol for consumption on the premises
- remove the licensing requirement for amplified live music taking place between 8am and 11pm before audiences of no more than 200 persons on premises authorised to supply alcohol for consumption on the premises, subject to the right of a licensing authority to impose conditions about live music following a review of a premises licence or club premises certificate . As a result of consultation the numbers of persons had been reduced from 5000 in the original proposals to 200.
- remove the licensing requirement for amplified live music taking place between 8am and 11pm before audiences of no more than 200 persons in workplaces not otherwise licensed under the 2003 Act (or licensed only for the provision of late night refreshment)
- remove the licensing requirement for the provision of entertainment facilities
- widen the licensing exemption for live music integral to a performance of Morris dancing or dancing of a similar type, so that the exemption applies to live or recorded music instead of unamplified live music.

Members were advised that this deregulation meant that any conditions currently imposed on live music in these circumstances will be removed. This could lead to an increase in reviews. Any review would then still have powers to impose conditions.

RESOLVED:- That the report be noted.

The meeting concluded at 6:16 pm