

**BRIDGEND COUNTY BOROUGH COUNCIL**

**LICENSING COMMITTEE**

**17 OCTOBER 2008**

**REPORT OF THE ASSISTANT CHIEF EXECUTIVE LEGAL AND  
REGULATORY SERVICES**

**LICENSING SUB-COMMITTEES**

**1. Purpose of Report**

- 1.1 To outline proposals for the composition of Licensing Sub-Committees in order to discharge the functions of the Licensing Act 2003 and the Gambling Act 2005.

**2. Background**

- 2.1 At their meeting on 21 May 2008, Council approved the size and terms of reference of the Licensing Committee and the appointment of the Chairperson and Vice-Chairperson.
- 2.2 On 29 May 2008, the Licensing Committee approved the formation of two Licensing Sub-Committees of seven Members known as Licensing Sub-Committee A and B, with fixed membership. The Chairperson and Vice-Chairperson of the Licensing Committee act as Chairperson of Licensing Sub-Committees A and B respectively.
- 2.3 Section 9 of the Licensing Act 2003 and Section 154 of the Gambling Act 2005 devolve responsibility for the discharge of the majority of functions of those Acts to the Licensing Committee. Section 9 of the Licensing Act 2003 further allows for the Licensing Committee to establish one or more sub-committees of three members of the Committee to determine applications.
- 2.4 Meetings of these sub-committees will be called on an ad hoc basis and are dependent on the number of contentious applications received.
- 2.5 It is recommended that two such sub-committees are established and that the structure is as follows:
- 2.5.1 First Sub-Committee: Chairperson of the Licensing Committee together with two Members from the Committee attending on a rota basis.

2.5.2 Second Sub-Committee: Vice Chairperson of the Licensing Sub-Committee together with two Members from the Committee attending on a rota basis

### **3. Financial Implications**

3.1 There are no financial implications to the proposals.

### **4. Legal Implications**

4.1 The proposals are required to effectively discharge the functions of the authority under the Licensing Act 2003 and Gambling Act 2005.

### **5. Recommendations**

5.1 The Committee is recommended to:

5.2 Approve the formation of two Licensing Sub-Committees to discharge the functions of the Licensing Act 2003 and the Gambling Act 2005.

5.3 Approve that the first Sub-Committee consist of the Chairperson of the Licensing Committee together with two Members drawn from the Committee selected on a rota basis.

5.4 Approve that the second Sub-Committee consist of the Vice Chairperson of the Licensing Committee together with two Members drawn from the Committee selected on a rota basis.

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Date: 10 October 2008

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Background documents:

Council Constitution  
Council Scheme of Delegation of Functions  
Licensing Act 2003 and statutory guidance  
Gambling Act 2005 and statutory guidance  
Council 21 May 2008  
Licensing Committee 29 May 2008