

WAVERLEY BOROUGH COUNCIL

MINUTES OF THE MEETING OF THE LICENSING AND
REGULATORY COMMITTEE – 15 DECEMBER 2011

SUBMITTED TO THE COUNCIL MEETING – 21 FEBRUARY 2011

(To be read in conjunction with the Agenda for the Meeting)

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| * Cllr Elizabeth Cable (Chairman) | * Cllr Tony Gordon-Smith |
| Cllr Simon Inchbald (Vice-Chairman) | * Cllr Lynn Graffham |
| * Cllr Gillian Beel | * Cllr Peter Isherwood |
| * Cllr Maurice Byham | * Cllr Carole King |
| * Cllr Patricia Ellis | * Cllr Bryn Morgan |
| * Cllr Jenny Else | * Cllr Brett Vorley |

*Present

22. MINUTES (Agenda Item 1)

The Minutes of the Meeting held on 29 September 2011 were confirmed and signed.

23. APOLOGIES FOR ABSENCE (Agenda Item 2)

Apologies for absence had been received from Cllrs Patricia Ellis and Simon Inchbald. Cllr Nick Williams attended as a substitute.

24. DISCLOSURE OF INTERESTS (Agenda Item 3)

Cllrs Maurice Byham, Elizabeth Cable, Lynn Graffham, Peter Isherwood and Bryn Morgan declared personal interests in Agenda Item 6 as Members of the Church of England.

PART I – RECOMMENDATIONS TO THE COUNCIL

There were no matters falling within the category.

PARTS II AND III - MATTERS OF REPORT

Background Papers

The background papers relating to the following items in Parts II and III are as specified in the Agenda for the meeting of the Licensing and Regulatory Committee.

PART II – Matters reported in detail for the information of the Council

There were no matters falling within the category.

PART III – Brief summaries of other matters dealt with

25. PUBLIC CONSULTATION AND DRAFT POLICY FOR SEXUAL ENTERTAINMENT VENUES (Appendix A)

25.1 The Committee received a report that informed members that Section 27 of the Policing and Crime Act 2009 had amended Schedule 3 to introduce a new category of sex establishment called "Sexual Entertainment Venue", which if adopted by a local authority, required premises who provided "relevant entertainment", such as lap dancing, to obtain a Sex Establishment Licence from the Council. This new category would be a way of strengthening local authority control over such establishments and officers had drawn up a draft policy for the licensing of sex establishments.

25.2 The legislation allowed for a local authority to determine the number of sex establishments it considered appropriate for the locality, and that number could be nil. However, should this be the recommendation members were aware that careful and detailed consideration would be needed to justify that decision.

25.3 Following full consideration and having taken legal advice, it was agreed that should the Committee be minded to recommend a nil number of premises as appropriate for Waverley, a definitive set of possible reasons would be required and requested that officers discuss the reasons with Surrey Police in the light of their representation.

25.4 The Committee therefore

RESOLVED that officers meet with Surrey Police to discuss reasons should the Committee be minded to recommend a nil number, and return to the next meeting of the Committee with a further report.

26. MINUTES OF THE MEETING OF THE LICENSING (GENERAL PURPOSES) SUB-COMMITTEE (Appendix C)

RESOLVED that the Minutes of the Meeting held on 28 July 2011 be noted.

The meeting commenced at 10.00 a.m. and concluded at 11.28 a.m.

Chairman