

REPORT OF THE REGULATORY COMMITTEE

Meetings held on 9th August and 26th September, 2006

Membership:

Councillors: R.I. Matthews (Chairman), Brig. P. Jones, CBE (Vice-Chairman), H Bramer, Mrs. S.P.A. Daniels, G.W. Davis, D.J. Fleet, J.W. Hope, T.W. Hunt, G Lucas, J.W. Newman, R. Preece, P.G. Turpin.

COMMITTEE MEMBERSHIP

1. The Committee has welcomed Councillors H Bramer and G Lucas as new members of the Committee and thanked Councillors JGS Guthrie and DC Taylor for their sterling service upon it.

HIGHWAYS ACT 1980 SECTION 119 PROPOSED PUBLIC PATH DIVERSION ORDER – FOOTPATH CG3 (PART) IN THE PARISH OF CODDINGTON

2. The Committee has granted approval for the following Public Path Diversion Orders which are acceptable under the provisions of the Act and for which there has been consultation with interested parties, the local parish councils and the local Ward Councillors:-
 - (a) Footpath ESG22 in the Parish of Stretton Grandison;
 - (b) Footpath VV 59 in the Parish of Llanveynoe;
 - (c) Footpath LW10 in the Parish of Llanwarne; and
 - (d) Footpath BD8 in the Parish of Bredwardine

PRIVATE HIRE VEHICLE CONDITIONS ATTACHED TO A SPECIALIST PRIVATE HIRE VEHICLE (FIRE ENGINE) LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1976

3. The Committee has approved an application for a Specialist Private Hire Vehicle Licence, with appropriate licensing conditions, in respect of a de-commissioned Fire Engine.

THE GAMBLING ACT 2005

4. A draft licensing statement of principles and the consultation process for the implementation of the Gambling Act 2005 have been considered. Section 349 of the Act requires all licensing authorities to prepare and publish a statement of the principles that they proposed to apply in exercising their functions under the Act during the three-year period to which the policy applied. The main aims of the Act 2005 are to:
 - prevent gambling being a source of crime or disorder;
 - ensure that gambling is conducted in a fair and open way; and
 - protect children and the vulnerable from being harmed or exploited by gambling.

The types of licences that will be covered by the Act, the premises involved and the impact of the work on the Licensing Section were noted. It was also noted that although the implementation date had been postponed until April, 2007, there was much preparatory work to be done in the meantime and that the Council's Policy needed to be in place by the beginning of January, 2007. A Seminar about the Act had been held in October for Members.

APPLICATIONS FOR DUAL HACKNEY CARRIAGE AND PRIVATE HIRE DRIVERS LICENCES – LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1976

5. Seven applications for the renewal or grant of Hackney Carriage/Private Hire drivers licences were referred to the Committee in accordance with the Council's terms and conditions and the advice on the interpretation of spent convictions and medical requirements. The applicants and their representatives gave details of the grounds for their applications and they provided the Committee with the circumstances giving rise to their offences or health situations. Having considered all the facts put forward by the Licensing Manager, the applicants and their representatives, the Committee decided that the Licensing Manager should be authorised to grant three applications because it considered that the applicants were fit and proper persons under the meaning of the Local Government (Miscellaneous Provisions) Act 1976. The Committee refused one application because they did not consider that the applicant fulfilled the requirements and the three remaining applications were deferred in the absence of the applicants.

**R.I. MATTHEWS
CHAIRMAN
REGULATORY COMMITTEE**

BACKGROUND PAPERS

- Agenda papers from the meetings of the Regulatory Committee held on 9th August and 26th September, 2006.