

Option 2 Recommendations – New and separate Sub-Committee

That the Licensing and Safety Committee agrees to:

- a) note the options set out in paragraph 4.1 of the report.
- b) the establishment of the 1982 Act Hearing Panels, as Sub-Committees of the Licensing and Safety Committee comprising of 3 Councillors, to consider and determine applications for sexual entertainment venues, where there have been relevant representations received in relation to an application or where conditions have been proposed by officers but not accepted by the applicant.
- c) the following terms of reference for 1982 Act Hearing Panels:

“To determine any applications under Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982 where relevant representations have been received or where conditions have been proposed by officers but not accepted by the applicant”;

- d) the following membership of 1982 Act Hearing Panels:

Panel A Baker (Conservative)	Etheridge (Conservative)	Hicks (Conservative)
Panel B Diane Chambers (Conservative)	Adrian Gulvin (Conservative)	Harriott (Labour)
Panel C Carr (Conservative)	Hicks (Conservative)	Kearney (Liberal Democrat)
Panel D Diane Chambers (Conservative)	Shaw (Labour)	Kearney (Liberal Democrat)
Panel E Diane Chambers (Conservative)	Kemp (Conservative)	Rodberg (Conservative)
Panel F Carr (Conservative)	Kemp (Conservative)	Colman (Labour)

Note1: The Licensing and Safety Committee is asked to waive the requirements of political balance in relation to the 1982 Act Hearing Panels.

Note 2: Panels will be convened in the order listed as applications arise. In the event of a Panel Member not being available or otherwise unable to sit on a Panel then other Members of the Licensing and

Safety Committee will be approached to substitute on a rotational basis in alphabetical order.

- e) Note 2 above applying to Licensing Hearing Panels established under the Licensing Act 2003.
- f) Request that the Monitoring Officer, under her existing delegated authority, amends the Constitution:
 - i) to make suitable amendments to the Members Licensing Code of Good Practice to reflect the establishment of 1982 Act Hearing Panels
 - ii) to reflect the terms of reference set out at (c) above
 - iii) to revise the council rules in respect of substitution arrangements:

“18.9 Rules 18.2, 18.3 and 18.6 are waived in respect of Licensing Hearing Panels and 1982 Act Hearing Panels, provided always that only members of the Licensing and Safety Committee may act as substitutes on Licensing Hearing Panels and 1982 Act Hearing Panels.”
- g) Request that the Independent Remuneration Panel be requested to recommend to Council to agree a change to the Members' Allowance Scheme so that an allowance, along similar lines to the Licensing Hearing Panels, is introduced for 1982 Act Hearing Panels.