

LICENSING AND REGULATORY COMMITTEE

**MEETING HELD AT THE ASSEMBLY HALL - BOOTLE TOWN HALL,
TRINITY ROAD, BOOTLE, L20 7AE
ON MONDAY 13TH JUNE, 2022**

PRESENT: Councillor John Kelly (in the Chair)
Councillors Waterfield, Bradshaw, Corcoran,
D'Albuquerque, Hardman, Sonya Kelly, Morris,
Thomas, Anne Thompson and Lynne Thompson

34. APOLOGIES FOR ABSENCE

Apologies for absence were received from Councillors Friel, Lloyd-Johnson and O'Brien.

35. DECLARATIONS OF INTEREST

No declarations of any disclosable pecuniary interests or personal interests were received.

36. MINUTES

RESOLVED:

That the Minutes of the meeting held on 10 January 2022 be confirmed as a correct record.

37. FERNDALE ROAD, WATERLOO - RECEIPT OF PETITION

The Committee considered the report of the Head of Highways and Public Protection regarding the receipt of a petition from residents of Ferndale Road, in which they requested the introduction of Residents Privileged Parking on Ferndale Road, Waterloo.

RESOLVED: That

- (1) the receipt of the petition be noted; and
- (2) it be agreed that officers consult with Ward Members regarding the request and then a response be made to the lead petitioner.

38. LOCAL LICENSING: PERFORMANCE REPORT 2021/22

The Committee considered the report of the Head of Highways and Public Protection which outlined the work carried out during 2021/22 by the Local Licensing Unit.

RESOLVED: That

- (1) the report be noted; and
- (2) it be agreed that similar reports be submitted for consideration by this Committee on an annual basis.

39. ST LUKE'S CHURCH ROAD, FORMBY DEFINITIVE MAP MODIFICATION ORDER

The Committee received the report of the Head of Highways and Public Protection which reported the receipt of further correspondence regarding the Definitive Map Modification Orders, that related to several routes in the Ravenmeols area of Formby and considered the issues raised within the latest correspondence and sought authority to make a new, alternative Definitive Map Modification Order as a replacement to Order No.1 2021.

RESOLVED: That

- (1) the receipt of additional correspondence relating to the Definitive Map Modification Order No.1 – 2021 and its subsequent alternative be noted;
- (2) the making of new Modification Orders by the Chief Legal and Democratic Officer be authorised to add the following ways to the Definitive Rights of Way Map and Statement for the area:
 1. Albert Road, A-B on DC2165a – Restricted Byway,
 2. Alexandra Road, A-B on DC2166a – Restricted Byway,
 3. St. Luke's Church Road, Bushby's Lane to Alexandra Road, A-B on DC2167a – Restricted Byway,
 4. St. Luke's Church Road, Alexandra Road to Range Lane, A-B on DC2168a – Restricted Byway,
 5. St. Luke's Church Road, Range Lane to Altcar Footpath 5, A-B on DC2171 – Public Footpath,
 6. Cambridge Road, A-B on DC2169a – Restricted Byway,
 7. Range Lane, A-B on DC2170a – Restricted Byway,
 8. Two tracks connecting Albert Road to Alexandra Road, A-B on DC2126 and DC2127 – Public Footpaths,
 9. Extension of Albert Road to Shore, A-B on DC2124 – Public Footpath
 - 10.
- (3) the Chief Legal and Democratic Officer be authorised to give notice of the Authority's decision to the applicant and the landowners;
- (4) if following the making of the Orders no objections are received, the Chief Legal and Democratic Officer be authorised to confirm the Orders;
- (5) if following the making of the Orders, objections are received, a further report be submitted to the Licensing and Regulatory Committee to consider the objections raised;
- (6) in the event of authorising the making of new Definitive Map Modification Orders, the Chief Legal and Democratic Officer be authorised to refer the Definitive Map Modification Order No.1 – 2021 to the Secretary of State for the Environment, Food and Rural Affairs, alongside the new Orders, with the request to not confirm the Order;

and

- (7) the Council's decision to adopt a neutral stance during any determination of the Orders by the Secretary of State for the Environment, Food and Rural Affairs be reaffirmed.

40. TAXI AND PRIVATE HIRE LICENSING POLICY

The Committee considered the report of the Head of Highways and Public Protection which advised Members of consultation on proposed revised taxi and private hire licensing policy.

RESOLVED: That

- (1) the contents of the report be noted; and
- (2) the start of a consultation exercise on revised policy be agreed.

41. TAXI LICENSING PERFORMANCE REPORT

The Committee considered the report of the Head of Highways and Public Protection which outlined the progress of the Taxi Licensing service during 2021/22.

RESOLVED: That

- (1) the contents of the report be noted; and
- (2) it be agreed that similar reports be submitted for consideration by this Committee on an annual basis.

42. DETERMINATIONS MADE UNDER THE LICENSING ACT 2003 AND THE GAMBLING ACT 2005: PERIOD COVERING 1 DECEMBER 2021 TO 13 MAY 2022

The Committee considered the report of the Head of Highways and Public Protection updating on applications made under the Licensing Act, 2003 and the Gambling Act, 2005 which had been determined by Licensing Officers.

The report indicated that Sefton Council's Statement of Licensing Policy (issued under the Licensing Act 2003) and the Statement of Gambling Policy (issued under the Gambling Act 2005), both followed the recommended delegation of functions contained within the Guidance, issued under Section 182 of the Licensing Act 2003 and the Guidance issued under Section 25 of the Gambling Act 2005. Where there were no relevant representations to applications, then these matters would be dealt with by Officers in order to speed matters through the system. The Guidance also recommended that where powers had been delegated, the Committee would receive regular reports on decisions made by Officers in order to maintain an overview of the general licensing situation.

LICENSING AND REGULATORY COMMITTEE- MONDAY 13TH JUNE,
2022

The report indicated that during the period 1 December 2021 to 13 May 2022 the Head of Highways and Public Protection had received and determined the following numbers of applications:

Under the Licensing Act 2003:

- 126 Applications made under Premise Licences
- 50 Applications made under Personal Licences
- 117 Notifications of Temporary Event Notices
- 33 Notifications of Late Temporary Event Notices

Under the Gambling Act 2005:

- 1 Application made under Licensed Premises Gaming Permits
- 3 Notifications given for Licensed Premises Automatic Gaming

RESOLVED:

That the report and the fact that further update reports would be submitted as necessary, be noted.