

**LICENSING AND REGULATORY COMMITTEE**

**MEETING HELD AT THE TOWN HALL, SOUTHPORT  
ON 19 MARCH 2018**

PRESENT: Councillor John Kelly (in the Chair)  
Councillor Bradshaw (Vice-Chair)

Councillors Jo Barton, Burns, Dodd, Friel, Gannon,  
Keith, McGinnity, Page, Preece, Anne Thompson  
and Tweed

**1. APOLOGIES FOR ABSENCE**

Apologies for absence were received from Councillors Bliss and Marianne Welsh.

**2. DECLARATIONS OF INTEREST**

In accordance with Paragraph 9 of the Council's Code of Conduct, the following declarations of personal interest were made:

<b><u>Member</u></b>	<b><u>Minute No.</u></b>	<b><u>Nature of Interest</u></b>
Councillor Page	5. Gores Lane, Formby – Objection to Proposed Traffic Regulation Order	Personal - is a resident of Gores Lane, Formby. Remained in the room, took part in the consideration of this item and voted thereon.
Councillor Burns	6. Green Lane, Maghull – Receipt of Objection to Traffic Regulation Order	Personal – had been involved in previous discussions on the Traffic Regulation Order as a Ward Councillor for Park Ward. Remained in the room, took part in the consideration of this item and voted thereon.

**3. MINUTES OF THE MEETING HELD ON 8 JANUARY 2018**

RESOLVED:

That the Minutes of the meeting held on 8 January 2018 be confirmed as a correct record.

**4. TRANSFER OF AREA COMMITTEE RESPONSIBILITIES TO  
LICENSING AND REGULATORY COMMITTEE**

The Committee considered the report of the Head of Regulation and Compliance on the transfer of functions to the Licensing and Regulatory Committee following the cessation of Area Committees.

RESOLVED: That

- (1) the transfer of functions to the Licensing and Regulatory Committee following the cessation of Area Committees, as set out in the Appendix attached to the report, be noted; and
- (2) it be noted that Regulation and Compliance Officers will make a presentation to the first meeting of the Licensing and Regulatory Committee in the new Municipal Year to avail current and new Members of these changes.

**5. GORES LANE, FORMBY - OBJECTION TO PROPOSED  
TRAFFIC REGULATION ORDER**

The Committee considered the report of the Head of Locality Services – Commissioned on the receipt of nine objections and a 65 signature petition, against a proposal to introduce waiting restrictions on Gores Lane, Formby.

Prior to consideration of the report the Committee was addressed by Mr Steven Stuart, on behalf of petitioners, objecting to the proposal for double yellow lines on Gores Lane and Halsall Lane.

RESOLVED: That

- (1) the objections be noted;
- (2) the 'No waiting at any time' waiting restriction be progressed in a reduced form, on the southwest side of Halsall Lane, from the existing double yellow lines on the corner of Page Court, to the centreline of Long Lane; and

- (3) the objectors be advised accordingly.

**6. GREEN LANE MAGHULL - RECEIPT OF OBJECTION TO  
TRAFFIC REGULATION ORDER**

The Committee considered the report of the Head of Locality Services – Commissioned on the receipt of one objection, against a proposal to introduce waiting restrictions on the Green Lane service road, Maghull.

RESOLVED: That

- (1) the objection be noted;
- (2) the time limit for the proposed ‘Limited Waiting’ Traffic Regulation Order on the Green Lane service road be increased to 3 hours (no return within 1 hour); and
- (3) the objector be advised accordingly.

**7. ROSEMARY LANE, FORMBY - RECEIPT OF OBJECTION**

The Committee considered the report of the Head of Locality Services – Commissioned on the receipt of one objection, against a proposal to introduce waiting restrictions on Rosemary Lane, Formby.

RESOLVED: That

- (1) the objection be noted;
- (2) the ‘Daytime’ waiting restriction be progressed on the southerly side of Rosemary Lane, as originally advertised; and
- (3) the objector be advised accordingly.

**8. STUART ROAD / MYERS ROAD EAST, CROSBY - OBJECTIONS  
TO TRAFFIC REGULATION ORDER**

The Committee considered the report of the Head of Locality Services – Commissioned on the receipt of a number of objections, against a proposal to introduce waiting restrictions on the corner of Stuart Road and Myers Road East, Crosby.

RESOLVED: That

- (1) the objections be noted and overruled for the reasons described in the report;
- (2) the proposed 'No waiting at any time' restrictions be implemented as originally advertised; and
- (3) the objectors be advised accordingly.

## **9. CHANGES TO LICENSED VEHICLE CONDITIONS**

The Committee considered the report of the Head of Regulation and Compliance on the suggested amendments to the current licensed vehicle conditions.

The report indicated that the widespread availability of mobile phone apps, information on websites and fare estimators in vehicles meant passengers could obtain pricing information by a variety of means.

The report also indicated that modern vehicle manufacturers were no longer supplying spare wheels in many vehicles and had replaced this with tyre repair kits and inflators.

RESOLVED: That

- (1) the need for tariff cards to be carried in all vehicles be removed if clear pricing information is available by other means; and
- (2) the requirement for all licensed vehicles to carry a spare wheel be removed if the vehicle is fitted with a manufacturer's tyre repair kit.

## **10. PROPOSED CHANGES TO THE ANIMAL LICENSING REGIMES**

The Committee considered the report of the Head of Regulation and Compliance that informed Members of the proposed changes to be made to the animal licensing regime, currently before both Houses of Parliament.

RESOLVED: That

- (1) the report be noted; and
- (2) it be noted that further reports will be brought to the Licensing and Regulatory Committee to update Members on the progress of this draft statutory instrument.

## **11. DRIVER MEDICALS**

The Committee considered the report of the Head of Regulation and Compliance that sought the approval of Members for changes to the conduct of Driver Medicals.

The report indicated that since the Council introduced a full Group 2 Medical as a requirement on 11 September 2017, drivers had struggled to obtain these medicals from their own GP's.

RESOLVED: That

- (1) the requirement for all driver medicals to be conducted by the driver's own GP be removed; and
- (2) any GP be approved to conduct a driver medical providing the Doctor has access to the driver's medical records.

## **12. RENAMING OF PART OF ALLENGATE TO NEVILLE HYMUS WAY**

The Committee considered the report of the Head of Locality Services – Commissioned that sought the approval of Members to proceed with the statutory advertising of a proposal to rename part of a passageway, known as Allengate, where it commences from Moor Lane into the continuation of Allengate Car Park, Crosby to Neville Hymus Way.

RESOLVED: That

- (1) authority be granted for the Head of Regulation and Compliance, in conjunction with the Head of Locality Services - Commissioned to proceed to make an Order pursuant to s18 of the Public Health Act 1925, to rename part of a passageway, known as Allengate, where it commences from Moor Lane into the continuation of Allengate Car Park, Crosby to Neville Hymus Way as shown upon plan No DC1759 and subject to there being no objections during the statutory advertising period; and
- (2) if any objections are received during the statutory advertising period, then the matter be referred to the Magistrates Court.

**13. RENAMING OF PELHAM DRIVE TO GEORGE MASTERS WAY**

The Committee considered the report of the Head of Locality Services – Commissioned that sought the approval of Members to proceed with the statutory advertising of a proposal to rename Pelham Drive where it commences from Bridle Road, Bootle to the TA Centre to George Masters Way.

RESOLVED: That

- (1) authority be granted for the Head of Regulation and Compliance, in conjunction with the Head of Locality Services – Commissioned to proceed to make an Order pursuant to s18 of the Public Health Act 1925, to rename Pelham Drive, commencing from its junction with Bridle Road, Bootle to, George Masters Way, as shown upon plan No DC790 and subject to there being no objections during the statutory advertising period; and
- (2) if any objections are received during the statutory advertising period, then the matter be referred to the Magistrates Court.

**14. DETERMINATIONS MADE UNDER THE LICENSING ACT 2003  
AND THE GAMBLING ACT 2005: PERIOD COVERING 25  
NOVEMBER 2017 TO 23 FEBRUARY 2018**

The Committee considered the report of the Head of Regulation and Compliance 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 are 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.

The report indicated that during the period 25 November 2017 to 23 February 2018 the Head of Regulation and Compliance had received and determined the following numbers of applications:

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Under the Licensing Act 2003:

- 80 Applications made under Premise Licences
- 40 Applications made under Personal Licences
- 57 Notifications of Temporary Event Notices
- 30 Notifications of Late Temporary Event Notices

Under the Gambling Act 2005:

- 2 Applications made under Licensed Premises Gaming Permits
- 3 Notifications given for Licensed Premises Automatic Gaming
- 2 Applications made under Club Machine Permits
- 1 Application made under Club Gaming Permits

Details of the determinations were indicated in annexes 1 and 2 of the report.

RESOLVED:

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

**15. ANNUAL LICENSING AND REGULATORY COMMITTEE  
TRAINING SESSION**

RESOLVED: That

- (1) it be noted that the Annual Licensing and Regulatory Committee training session will be held on Monday 18 June 2018, 4.00 p.m. to 6.00 p.m., Bootle Town Hall, prior to the meeting of the Licensing and Regulatory Committee at 6.30 pm;
- (2) it be noted that the session will include a briefing by the Manager, Highways Management on Traffic Regulation Orders in addition to the usual briefing and update on the Licensing Act 2003 and Gambling Act 2005; and
- (3) all Members of the Licensing and Regulatory Committee be requested to attend the training session.