



Minutes

Name of meeting	REGULATORY COMMITTEE
Date and time	MONDAY, 10 DECEMBER 2012 COMMENCING AT 4.00 PM
Venue	COUNCIL CHAMBER, COUNTY HALL, NEWPORT, ISLE OF WIGHT
Present	Cllrs Richard Hollis (Chairman), Reg Barry, George Cameron, Paul Fuller, John Hobart, Susan Scoccia, Arthur Taylor, David Williams
Officers Present	Marie Bartlett, Amanda Gregory, Chris Mathews, Bill Murphy, Justin Thorne, Kevin Winchcombe
Apologies	Cllrs Jonathan Bacon, Vanessa Churchman, Julie Jones-Evans, Margaret Webster, Jerry White

9. [Minutes](#)

RESOLVED :

THAT the Minutes of the meeting held on [19 November 2012](#) be confirmed.

10. [Declarations of Interest](#)

Councillor Susan Scoccia declared a personal interest in minute 11(a) as she regularly used a taxi company.

Councillor George Cameron declared a personal interest in minute 11(b) as he held a gambling licence at the Conservative Club, Freshwater

11. **Reports of the Head of Planning and Regulatory Services**

(a) [Code of Practice for Members Dealing with Planning and Licensing Matters](#)

Members were reminded that following the introduction of a new Committee structure in May 2012 a Regulatory Committee was established which would consider both Licensing and Planning matters.

There had been no major changes to the codes of practice already in place, although it was felt that by bringing them in line with each other it

would assist in the good governance of both the licensing and planning functions.

The main changes from the previous codes were outlined and members were advised there would be no financial or budget implications.

RESOLVED :

THAT the Codes of practice be approved.

(b) [Determination of the Table of Fares in respect of Hackney Carriages](#)

Members were reminded that at a meeting of the Licensing and General Purposes Committee held in November 2008, it was decided that a fare review should be carried out annually.

The Committee was told that contact had been made with all hackney carriage and private hire proprietors and their opinion sought on the current table of fares. A full response detailing the calculation process and the figures used was provided to all proprietors, who were asked to ensure that all their drivers had sight of the information.

To date there had been no public consultation, but if the committee decided that the table of fares should be amended, a public consultation would be carried out in accordance with the Act.

RESOLVED :

- (i) THAT the current calculation method using AA figures amended to reflect local costs to calculate the Table of fares continue to be used.
- (ii) THAT the table of fares as outlined in appendix 8 (attached to and forming part of these minutes) be modified and public consultation be carried out on the proposed amendments by way of formal notice for a period of 14 days in the County Press as required by legislation. If no objections remain outstanding then the fares shall come into effect. If objections were received then the matter be brought back to the Regulatory Committee for consideration.

(c) [To approve the revised Policy Statement of Principles under Section 349 of the Gambling Act 2005. For adoption by Full Council](#)

Under Section 349 of the Gambling Act 2005, a licensing authority was required to determine and publish its policy, with respect to the exercise of its licensing functions every three years. The previous policy ran from January 2010 to January 2013.

A 28 day consultation period commenced on 8 October 2012 and only two responses were received, both indicating that Cowes and East

Cowes were not mentioned in the draft policy. That had now been amended.

RESOLVED TO RECOMMEND TO FULL COUNCIL :

THAT the draft revised Policy Statement of Licensing principles be approved.

(d) [Changes to Licensing Legislation](#)

The Committee was advised of the changes that had been made to the Licensing Act 2003 by the Police Reform and Social responsibility Act 2011 and the Live Music Act 2012.

Members raised concerns regarding the number of late Temporary Event Notices that could be submitted, which put additional pressure on the Licensing Authority's resources.

Live music would no longer be considered a licensable activity in some cases and therefore conditions that currently applied to live music would no longer apply. However, conditions could be imposed following a review of a licence for issues that related to noise.

RESOLVED :

THAT the report be noted.

CHAIRMAN