

## **Licensing Act Committee**

**Minutes of meeting held in Court Room at Eastbourne Town Hall, Grove Road, BN21 4UG on 11 March 2019 at 6.00 pm**

### **Present:**

Councillor Troy Tester (Chair)

Councillors Pat Rodohan (Deputy-Chair), Colin Belsey, Sammy Choudhury, Janet Coles, Tony Freebody, Colin Murdoch, Robert Smart, Steve Wallis and Pat Hearn

### **Officers in attendance:**

Danielle Ball (Specialist Advisor - Licensing, Service Delivery), Ed Hele (Functional Lead (Quality Environment)) and Michele Wilkinson (Lawyer (Housing & Regulatory)) and Emily Horne (Committee Officer).

### **10 Minutes of the meeting held on 8 January 2018**

The minutes of the meeting held on 8 January 2018 were submitted and approved and the Chair was authorised to sign them as an accurate record.

### **11 Apologies for absence.**

An apology for absence was reported from Councillor Robinson. Absence was noted for Councillor Murray.

### **12 Declarations of Disclosable Pecuniary Interests (DPIs) by members as required under Section 31 of the Localism Act and of other interests as required by the Code of Conduct.**

There were none.

### **13 Questions by members of the public.**

There were none.

**14 Urgent items of business.**

There were none.

**15 Right to address the meeting/order of business.**

There were none.

**16 Review of Eastbourne Borough Council's Statement of Licensing Policy including the Cumulative Impact Policy, Licensing Act 2003**

The Committee considered the report of the Functional Lead – Quality Environment to review the Council's Statement of Licensing Policy and Cumulative Impact Assessment (CIP) and authorise the Senior Specialist Advisor to start an eight week consultation of the proposed new Statement of Licensing Policy including the Cumulative Impact Assessment.

In accordance with Section 182 guidance, Section 5, the Licensing Committee was required to prepare and publish a statement of its licensing policy at least every five years and regularly review the Cumulative Impact Assessment (CIP).

The effect of adopting the Cumulative Impact Assessment (CIP) within the Statement of Licensing Policy was to create a "rebuttable presumption" that applications for new premises licenses, club premises certificates or material variations would be refused unless the applicant could demonstrate that the operation of the premises would not add to the negative cumulative impact already experienced in the area. Further details were contained in the report.

Inspector Rachel Barrow, Sussex Police, addressed the Committee and made reference to her representation appended to the report, stating that Sussex Police were in full support of keeping the Cumulative Impact within the Statement of Licensing Policy.

In response to a question from the Committee asking if there had been any change in the data since the last review, Inspector Barrow confirmed that there had been an increase in drugs and violent crime and although most incidents had occurred in the town centre, not all were associated with licensed premises.

The Committee asked if enough had been done by the Authority in regard to enforcement action and council policies, and whether there was anything further that could be done to assist the Police. In response, Inspector Barrow said that priority was given to this area of work and they were recruiting front line officers and working in partnership with other agencies such as the Night Watch Scheme.

Councillor Wallis proposed a motion to accept the proposal. This was seconded by Councillor Freebody.

**RESOLVED: (Unanimous) that:**

(1) The Committee agrees the contents of the draft policy and assessment and authorise the Senior Specialist Advisor to start an 8 week consultation on the revised Policy and Assessment.

(2) That a further report is presented to the Committee following the results of the consultation with a final Policy to be agreed and recommended to Full Council unless there are only minor amendments and these can be made by the Functional Lead in consultation with the Chair before Full Council.

The meeting ended at 6.55 pm

Councillor Troy Tester (Chair)