

Part 7 – Terms of Reference

LICENSING (GENERAL) COMMITTEE

Membership

The Licensing (General) Committee will consist of a pool of between 10 and 15 Members (unless otherwise provided by legislation) to be appointed at Council. From this pool, Licensing (General) Sub-Committees will be drawn and consist of not less than 3 Members.

The quorum will be half of the membership eligible to vote or the nearest whole number above a half. For sub-committees, the quorum will be 3 members.

Summary

1. The Licensing (General) Committee exercises all of the Council's functions under Part III of the London Local Authorities Act 1990 (the "1990 Act" in relation to street trading), together with the functions relating to licensing and registration as listed in section B of schedule 1 to the Local Authorities (Functions and Responsibilities) (England) Regulations 2000 (the "2000" Regulations) and as may be amended by law from time to time.
2. The Licensing (General) Committee may delegate any of its functions to one or more Licensing (General) Sub-Committees.
3. In undertaking its responsibilities the Committee is precluded from policy formulation, which is in the domain of the Council or the relevant portfolio holder.
4. No Committee or Sub-Committee Member shall consider applications affecting his/her Ward or in which he/she has a pecuniary interest as defined by the Council's Constitution, part 9: Member Code of Conduct

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5. All words and phrases used in these Terms of Reference will have the meaning given to them by the relevant Act or regulations made thereunder.

Powers

Licence Applications

- 6 Application for a licence, consent or certificate in respect of, sex entertainment venues, or any other activity regulated under the 1990 Act and/or 2000 Regulations and as may be amended by law from time to time, in circumstances where:

- 6.1.1 there is a relevant objection to the application; or

following receipt of a representation, the Strategic Director Neighbourhoods and Commercial feels that because of its nature, the application should be referred to the Licensing (General) Committee.

- 6.1.2 Application for a street trading licence in circumstances where there is an appeal against the Officer's decision to:

- (a) refuse an application; or
- (b) revoke a street trading licence.

7.

Delegation of Powers to Officers

- 7 The Strategic Director Neighbourhoods and Commercial is authorised to undertake all other functions under the 1990 Act and the 2000 Regulations and as may be amended by law from time to time. The Director is further authorised to delegate any of the above functions to appropriate Officers, as s/he thinks fit.