

## **LICENSING AND SAFETY COMMITTEE**

**Wednesday, 26<sup>th</sup> February, 2014 at 6.00 p.m.**

**In a Conference Room at the Council House, Walsall**

### **Present**

Councillor Sears (Chairman)  
Councillor Clarke (Vice-Chairman)  
Councillor Anson  
Councillor Cook  
Councillor S. Fitzpatrick  
Councillor Harrison  
Councillor Murray  
Councillor Rochelle  
Councillor Worrall

#### **1562/14 Apologies**

Apologies for non-attendance were submitted on behalf of Councillors C. Bott, Douglas-Maul, Hussain and Sarohi.

#### **1563/14 Minutes**

##### **Resolved**

That the minutes of the meeting held on 15<sup>th</sup> January, 2014, a copy having previously been circulated to each Member of the Committee, be approved and signed by the Chairman as a correct record.

#### **1564/14 Declarations of Interest**

Councillor Worrall declared an interest in agenda item number 7 – Local Government (Miscellaneous Provisions) Act, 1982 – Street Trading Consent Application – Mr. Ricky Pilmore – Brickyard Road, Aldridge and took no part in the discussion or voting thereon.

#### **1565/14 Local Government (Access to Information) Act, 1985 (as amended)**

##### **Resolved**

That the public be excluded from the meeting during consideration of the items set out in the private agenda for the reason as set out therein and Section 100A of the Local Government Act, 1972.

1566/14      **Scrap Metal Dealers Act, 2013 – Implementation update and appeals procedure**

The report of the Regulatory Services Manager was submitted:-

(see annexed)

The Principal Licensing Officer (Mr. Knapper) enlarged upon the report for the benefit of the Committee and drew Members' attention to the salient points contained therein.

Councillor Cook asked if members of the public could advise Licensing Enforcement if they spotted unlicensed collectors operating in their area. Mr. Knapper replied that Licensing Enforcement or Trading Standards would be happy to hear from the public.

Councillor Clarke referred to Paragraph 5.2 of the report regarding the Executive Director – Neighbourhood Services being delegated with authority to exercise the functions, powers and responsibilities under the Act. He was concerned that this should be delegated to an Officer and not the Committee. The Legal representative (Mr. Patouchas) explained that as the Act had not been listed in the Schedules to the Local Authority (Functions and Responsibilities) (England) Regulations, 2000 it was an "executive function" and as such was dealt with by Officers.

Councillor Fitzpatrick asked if the Police were taking action against unlicensed scrap metal collectors. Mr. Knapper replied that Officers and the Police had carried out successful scrap metal days in December, 2013 and February 2014.

After further discussion it was

**Resolved**

That the report be noted.

## **Private Session**

### **Exclusion of public**

### **Resolved**

That during consideration of the remaining items on the agenda, the Committee considers that the items for consideration are exempt information for the reasons set out therein and Section 100A of the Local Government Act, 1972 and accordingly resolves to consider those items in private.

### **Summary of items considered in private session**

1567/14 **Local Government (Miscellaneous Provisions) Act, 1982 – Street Trading Licence Application - Darwall Street, Walsall**

The Committee considered the application and made a decision thereon.

1568/14 **Local Government (Miscellaneous Provisions) Act, 1982 – Street Trading Licence Application – Brickyard Road, Aldridge**

The Committee considered the application and made a decision thereon.

1569/14 **Application for a private hire vehicle licence - exceptional circumstances request**

The Committee considered the application and made a decision thereon.

1570/14 **Application for a private hire vehicle licence – exceptional circumstances request**

The Committee considered the application and made a decision thereon.

### **Termination of meeting**

There being no further business, the meeting terminated at 8.10 p.m.