

THE MINUTES OF THE MEETING
OF THE DISTRICT COUNCIL OF EASINGTON
HELD ON THURSDAY 7 JUNE 2007

Present: Councillors Mrs M Baird, B Bates,
S Bishop, Mrs G Bleasdale, B Burn,
A Burnip, R Burnip, P J Campbell,
A Collinson, Mrs E M Connor, R Crute,
R Davison, Mrs S Forster, Mrs J Freak,
J Haggan, H High, A J Holmes,
G Johnson, D Maddison, Mrs S Mason,
K McGonnell, D Milsom, D Myers,
C Patching, G Patterson, G Pinkney,
B Quinn, M Routledge, F Shaw,
Mrs B A Sloan, T Unsworth and
P G Ward

1 ELECTION OF CHAIR

In the absence of both the Chair and Vice Chair of the Council, the Head of Democratic Services and Administration sought nominations for a Chair for the meeting.

RESOLVED that Councillor D Myers be elected to Chair the meeting.

2 THE MINUTES OF THE ANNUAL MEETING OF THE DISTRICT COUNCIL OF EASINGTON held on 17 May 2007, a copy of which had been circulated to each Member, were confirmed.

3 DELEGATION OF FUNCTIONS, RESPONSIBILITIES AND LEGAL PROCEDURES FOR IMPLEMENTING THE GAMBLING ACT 2005

Consideration was given to the report in relation to the Gambling Act 2005, a copy of which had been circulated to each Member.

The Principal Environmental Health Officer (Licensing) explained that the report sought approval to amend the Council's Constitution to include the proposed Scheme of Delegation in respect of functions under the Gambling Act 2005, sought approval to designate the Licensing Committee as the body responsible for the setting of fees for applications under the Act and outlined the procedure to be followed at hearings.

In December 2006 the Council approved a report setting out the Council's policy for delivering the new controls to be introduced under the Gambling Act 2005. The Act was to become operational on 1 September 2007 and would integrate and replace existing laws in relation to licensing regimes concerning gaming and betting. The main effect of the Act was to transfer the current responsibilities for gambling and betting premises from the Magistrates Court to local authorities, and applications could be submitted to the Council from 21 May 2007.

The Council would be required to carry out functions under the Act with a view to promoting the licensing objectives of preventing gambling being a source of crime and disorder, ensuring that gambling was conducted in a fair and open way and

protecting children and other vulnerable persons from being harmed or exploited by gambling.

With regard to the setting of fees under Section 212 of the Act the Government had prescribed maximum fees for premises licences and licensing authorities would be able to set their own fees with the maximum fee related to the recovery of costs of administration and enforcement. The Council could decide to delegate the determination of fees and charges to a Committee or an Officer.

Regulations regarding procedures to be followed at hearings in respect of contentious applications had been published and were very similar to the Licensing Act Regulations except that there were no timescales identified within which hearings must be called.

The Licensing Committee may arrange for the discharge of certain functions by its sub-committees or by an officer of the licensing authority and it was proposed to delegate these to the Licensing Sub-Committee already in existence. Details of the functions to be delegated to the Sub-Committee and the proposed delegation of functions to the Director of Community Services and at Officer level were set out in the Appendices to the report.

RESOLVED that:-

- (a) the function for setting fees for premises licenses be delegated to the Licensing Committee and the terms of reference be amended to take account of this and other matters within the report, as detailed at Appendix 1;
- (b) the Council's Scheme of Delegation be updated as set out in Appendix 2 and the Constitution be amended accordingly;
- (c) the procedure to be followed at hearings of the Licensing Sub-Committee as set out in Appendix 3, be approved.

4 SETTING THE LEVEL OF FEES FOR APPLICATIONS FOR LICENCES UNDER THE GAMBLING ACT 2005

Consideration was given to the report in relation to fees for applications for licences under the Gambling Act 2005, a copy of which had been circulated to each Member.

The Principal Environmental Health Officer (Licensing) reported that each licensing authority must set the level of fees to be charged for applications made in its area for the various types of premises licences and the level of fee may not exceed the maximum prescribed by the Government in regulations. The report gave details of the maximum permitted fees in Appendix 1, and Appendix 2 set out the suggested fee levels for gambling act licences in the District.

It was proposed to monitor the cost of delivering the service during the twelve months following the receipt of the first applications and this would enable a more accurate level of fees to be developed for the year 2008/2009. A further report would be submitted following this review.

RESOLVED that:-

- (a) the level of fees to be charged in respect of the Gambling Act 2005 as set out in Appendix 2 to the report, be agreed;
- (b) the fees be reviewed in twelve months and reassessed in light of information and experience of the new gambling regime, with a further report to be submitted at the end of this review to consider future levels.

5 **PROPOSED TEMPORARY ROAD CLOSURE ORDER FOR THE PREVENTION OF OBSTRUCTION OF CEMETERY ROAD (PART) WOODLANDS AVENUE, FRONT STREET B1279 (PART) AND SIDE STREET LEADING UP TO BLACK LANE, WHEATLEY HILL ON SATURDAY 30 JUNE 2007**

The Head of Democratic Services and Administration reported that the Council had been asked by Wheatley Hill Community Regeneration Partnership to make an Order under Section 21 of the Town Police Clauses Act 1847 to close the roads specified on Saturday 30 June 2007 between the hours of 9.15 and 11.15 am.

RESOLVED that:-

- (a) the Council hereby make an Order under Section 21 of the Town Police Clauses Act 1847 for the purposes of preventing an obstruction at Cemetery Road (part) Woodlands Avenue, Front Street B1279 (part) and side street leading to Black Lane on Saturday 30 June 2007 between 9.15 am and 11.15 am as shown on the plan on display outside the Council Chamber;
- (b) authority be granted to undertake the necessary procedures to bring the Order into effect.

6 **PROPOSED TEMPORARY ROAD CLOSURE ORDER FOR THE PREVENTION OF OBSTRUCTION FROM SHOTTON COMMUNITY CENTRE ONTO BRIDGE ROAD, FRIAR STREET, POTTO STREET AND STATION ROAD LEADING TO SHOTTON COMMUNITY PARK, SHOTTON COLLIERY ON SATURDAY 7 JULY 2007**

The Head of Democratic Services and Administration reported that the Council had been asked by Shotton Community Festival to make an Order under Section 21 of the Town Police Clauses Act 1847 to close the roads specified on Saturday 7 July 2007 between the hours of 10.30 am and 11.30 am.

RESOLVED that:-

- (a) the Council hereby make an Order under Section 21 of the Town Police Clauses Act 1847 for the purposes of preventing an obstruction at Bridge Road, Friar Street, Potto Street and Station Road on Saturday 7 July 2007 between 10.30 am and 11.30 am as shown on the plan on display outside the Council Chamber;
- (b) authority be granted to undertake the necessary procedures to bring the Order into effect.

Prior to consideration of the following item of business, Councillors Mrs M Baird, B Burn, Mrs G Bleasdale, P J Campbell, J Haggan, Mrs S Forster and Mrs S Mason declared personal but not prejudicial interests.

7 PROPOSED TEMPORARY ROAD CLOSURE ORDER FOR THE PREVENTION OF OBSTRUCTION OF NORTH TERRACE, SOUTH CRESCENT, CHURCH STREET, SOUTH TERRACE, NORTH RAILWAY STREET, SIDE STREET BETWEEN 17 AND 18 NORTH TERRACE AND GEORGE ELMY LIFEBOAT WAY, SEAHAM ON SUNDAY 29 JULY 2007

The Head of Democratic Services and Administration reported that the Council had been asked by Seaham Town Council to make an Order under Section 21 of the Town Police Clauses Act 1847 to close the roads specified on Sunday 29 July 2007 between the hours of 8.00 am and 6.00 pm.

RESOLVED that:-

- (a) the Council hereby make an Order under Section 21 of the Town Police Clauses Act 1847 for the purposes of preventing an obstruction at North Terrace, South Crescent, Church Street (part), South Terrace (part), North Railway Street (part), side street between 17 and 18 North Terrace and George Elmy Lifeboat Way (part) on Sunday 29 July 2007 between 8.00 am and 6.00 pm, as shown on the plan on display outside the Council Chamber;
- (b) authority be granted to undertake the necessary procedures to bring the Order into effect.

8 TO SEAL DOCUMENTS

RESOLVED that the action taken in affixing the Common Seal to the following documents, be endorsed:-

- 19534 Transfer of Part of Registered Title(s) made between EDC (1) and David John Everett Liddell (2) relating to 137 Westmorland Rise, Peterlee
- 19535 Transfer of Part of Registered Title(s) made between EDC (1) and Hilary Lee (2) relating to 11 Dixon Rise, Horden
- 19536 Transfer of Part of Registered Title(s) made between EDC (1) and Steven Mackie and Valerie Mackie (2) relating to 5 Herton Close, Peterlee
- 19537 Transfer of Part of Registered Title(s) made between EDC (1) and Peter Graham and Eric Sidney Armstrong (2) relating to 14 Burns Terrace, Shotton
- 19538 Transfer of Part of Registered Title(s) made between EDC (1) and Peter Graham and Eric Sidney Armstrong (2) relating to 6 Burns Terrace, Shotton
- 19539 Transfer of Part of Registered Title(s) made between EDC (1) and Peter Graham and Eric Sidney Armstrong (2) relating to 15 Moore Terrace, Shotton
- 19540 Transfer of Part of Registered Title(s) made between EDC (1) and Peter Graham and Eric Sidney Armstrong (2) relating to 15 Burns Terrace, Shotton

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- 19541 Transfer of Part of Registered Title(s) made between EDC (1) and Peter Graham and Eric Sidney Armstrong (2) relating to 10 Grange Close, Peterlee
- 19542 Deed of Release made between Villiers Street Heritage Homes Ltd (1) and EDC (2) relating to land on the Northern and Eastern Sides of Dalden Grove, Seaham
- 19543 Release of part of the land from a registered charge relating to Plot 15 High Croft, Thornley
- 19544 Release of part of the land from a registered charge relating to Plot 23 High Croft, Thornley
- 19545 Release of part of the land from a registered charge relating to Plot 24 High Croft, Thornley
- 19546 Release of part of the land from a registered charge relating to Plot 25 High Croft, Thornley
- 19547 Release of part of the land from a registered charge relating to Plot 27 High Croft, Thornley
- 19548 Release of part of the land from a registered charge relating to Plot 28 High Croft, Thornley
- 19549 Release of part of the land from a registered charge relating to Plot 30 High Croft, Thornley
- 19550 Release of part of the land from a registered charge relating to Plot 34 High Croft, Thornley
- 19551 Release of part of the land from a registered charge relating to Plot 104 High Croft, Thornley
- 19552 Transfer of Part of Registered Title(s) made between EDC (1) and William Helm and Sybil Ray Helm relating to 23 Burns Terrace, Shotton
- 19553 Transfer of Part of Registered Title(s) made between EDC (1) and Peter Graham and Eric Sidney Armstrong (2) relating to 34 South Crescent, Horden
- 19554 Transfer of Part of Registered Title(s) made between EDC (1) and Bruce Kennedy and Sian Louise Kennedy relating to 13 Wedgewood Road, Seaham
- 19555 Transfer of Part of Registered Title(s) made between EDC (1) and Darren Horseman and Emma Louise Davison relating to 18 Burns Terrace, Shotton
- 19556 Transfer of Part of Registered Title(s) made between EDC (1) and Linda Maggie Golightly and Frank Golightly (2) relating to 1 Passfield Square, Easington Village

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- 19557 Transfer of Part of Registered Title(s) made between EDC (1) and Darren Horseman and Emma Louise Davison (2) relating to 18 Burns Terrace, Shotton Colliery
- 19558 Transfer of Part of Registered Title(s) made between EDC (1) and Kathryn Green (2) relating to 9 Beverley Way, Peterlee
- 19559 Transfer of Part of Registered Title(s) made between EDC (1) and Zoe Jayne Speckman (2) relating to 21 Beverley Way, Peterlee
- 19560 Transfer of Part of Registered Title(s) made between EDC (1) and Alan Thomas Richard Briggs and Elaine Margaret Briggs (2) relating to 69 Hessewelle Crescent, Haswell Plough
- 19561 Transfer of Part of Registered Title(s) made between EDC (1) and Tracy Ann Welsh (2) relating to 1 Washington Square, Easington Village
- 19562 Transfer of Part of Registered Title(s) made between EDC (1) and Anthony Fitches and Collette Million (2) relating to 7 Ashton Rise, Peterlee
- 19563 Transfer of Part of Registered Title(s) made between EDC (1) and Alan Anderson (2) relating to 58 Luke Terrace, Wheatley Hill
- 19564 Transfer of Part of Registered Title(s) made between EDC (1) and Jacqueline Menzies (2) relating to 136 Oakerside Drive, Peterlee
- 19565 Release of part of the land from a registered charge relating to Plot 26 High Croft, Thornley
- 19566 Cancellation of Entries relating to a registered charge relating to 19 Dean Close, Peterlee, Title Number DU93648
- 19567 Transfer of Part of Registered Title(s) made between EDC (1) and Helen Louise Gwyn (2) relating to 14 Harrison Close, Peterlee
- 19568 Transfer of Part of Registered Title(s) made between EDC (1) and Anthony George Carpenter and Brenda Carpenter (2) relating to 102 Johnson Estate, Wheatley Hill

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15 June 2007