

CONSTITUTION PART 3

A. RESPONSIBILITY FOR NON-EXECUTIVE OR COUNCIL FUNCTIONS

Existing Provision – Licensing

Council Body	Membership	Functions
Statutory Licensing Committee	15 Members of the Council	<ol style="list-style-type: none"> 1. To review and make recommendations to Council upon policies in relation to licensing matters under the Licensing Act 2003 and the Statement of Licensing Policy. 2. To discharge the Council's functions as a Licensing Authority under the Licensing Act 2003, within agreed policy. 3. To review and make recommendations to Council upon policies in relation to licensing matters under the Gambling Act 2005 and the Statement of Principles. 4. To discharge the Council's functions as a Licensing Authority under the Gambling Act 2005, within agreed policy. 5. To arrange for the discharge of any of the Licensing functions exercisable by the Committee by an Officer of the Licensing Authority subject to the limitations set out in section 10(4) of the Licensing Act 2003 and section 154 of the Gambling Act 2005. 6. To discharge any other function of the Council which relates to a matter which is a licensing function under the Licensing Act 2003 or the Gambling Act 2005, but which is not such a licensing function after consideration of a report from the committee within whose remit that other function falls.
Statutory Licensing Sub-Committee	<p>3 Members (plus Chair or Vice-Chair) of the Statutory Licensing Committee appointed by the Head of Legal and Democratic Services* on a rota basis. The quorum for meetings of this Sub-Committee shall be 3.</p> <p>*In appointing the Members of the Statutory Licensing Sub-Committee,</p>	To discharge all of the functions of the Statutory Licensing Committee except policy development and matters delegated to officers.

	<p>the Head of Legal and Democratic Services will identify a panel of 3 Members plus a Chair or Vice-Chair for each scheduled meeting at the start of the municipal year.</p>	
<p>General Licensing and Registration Committee</p>	<p>24 Members of the Council</p>	<ol style="list-style-type: none"> 1. To review and make recommendations to the Council where appropriate on policies in relation to the licensing and registration functions set out below. 2. Except where the matter is delegated to the Statutory Licensing Committee or the Highways Committee or to an officer: <ol style="list-style-type: none"> (a) To discharge the Council's licensing, registration and regulatory functions as set out in Section B of Schedule 1 to the 2000 Regulations, in relation to: <ul style="list-style-type: none"> • hackney carriages and private hire vehicles; • common land and town and village greens; • sex shops and sex cinemas; • market and street trading; (b) Power to make an order identifying a place as a designated public place for the purposes of police powers in relation to alcohol consumption. 3. The passing of a resolution that Schedule 2 to the Noise and Statutory Nuisance Act 1993 should apply in the Council's area.
<p>General Licensing Sub-Committees</p>	<p>3 Sub-Committees of 7 Members to sit with the Chair or Vice-Chair as a Panel of 8 Members</p>	<p>To discharge all of the functions of the General Licensing Committees except policy development and matters delegated to officers.</p>
<p>Area General Licensing and Registration Sub-Committee (North Durham) (comprising the former District Council areas of Derwentside and Chester-le-Street)</p>	<p>Each Sub-Committee shall comprise 8 Members of the General Licensing and Registration Committee. Where practicable, the majority of (but not all) Members on each Area Sub-</p>	<p>To discharge within their area those functions of the General Licensing and Registration Committee set out in paragraph 2 of the Committee's list of functions.</p> <p>The Sub-Committees may, in case of urgency, or at the request of the applicant deal with matters outside their geographical area.</p>

<p>Area General Licensing and Registration Sub-Committee (Central and East Durham) (comprising the former District Council areas of Durham City and Easington)</p> <p>Area General Licensing and Registration Sub-Committee (South and West Durham) (comprising the former District Council areas of Sedgefield, Teesdale and Wear Valley)</p>	<p>Committee shall be Members representing Electoral Divisions within the area concerned. The Head of Legal and Democratic Services will determine membership of the Sub-Committees to achieve this objective, where the agreement of the relevant political groups cannot be obtained. The quorum for meetings of these Sub-Committees shall be 5.</p>	
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