

Minutes of: LICENSING AND SAFETY COMMITTEE

Date of Meeting: 14th November 2024

Present: Councillor I Rizvi (in the Chair)
Councillors N Bayley, R Bernstein, A Booth, R Brown, J Grimshaw,
B Ibrahim, G Marsden, G McGill and D Quinn

Also in attendance: M Bridge- Licensing Unit Manager
M Cunliffe – Democratic Services
R Thorpe– Legal Advisor
C Smith- Head of Public Protection

Public Attendance: One member of the public was present at the meeting.

LSP.1 APOLOGIES FOR ABSENCE

Apologies for absence were submitted by Councillors J Hook, J Rydeheard and from B Thomson- Assistant Director of Operations Strategy.

Councillor R Bernstein acted as a substitute representative for Councillor Rydeheard.

LSP.2 DECLARATIONS OF INTEREST

There were no declarations of interest.

LSP.3 MINUTES OF THE PREVIOUS MEETING

Delegated decision:

That the Minutes of the last meeting held on the 3rd October 2024 be approved as a correct record and signed by the Chair.

LSP.4 PUBLIC QUESTION TIME

No questions had been pre submitted to the meeting or was asked by the member of the public in attendance at the meeting.

LSP.5 OPERATIONAL REPORT

The Executive Director (Operations) submitted a report advising Members on operational issues within the Licensing Service.

The report set out updates in respect of the following issues:

The Licensing Service had dealt with a number of compliance and enforcement matters between the 23rd September and the 3rd November 2024.

Week of Action

Multi agency visits took place with Greater Manchester Police, Immigration, Trading Standards and Licensing Officers together with a tobacco dog on the 15th October. Nine premises were visited across the borough, and illicit tobacco or illegal vapes were found in seven of the

premises. 127 packets of hand rolling tobacco, 697 packets of cigarettes, (13040 sticks) and 707 vapes were seized, with a street value of £19,000.

Further multi agency visits with the same partners with the exception of the tobacco dog, took place in the late afternoon into the evening of the 18th October. They visited a skip hire yard, 3 car washes, 1 off licence and 4 takeaways. The off licence was warned for various breaches of the licence conditions, 1 takeaway had potential fire and housing issues, 1 takeaway had a breach of its licence conditions, and an illegal worker was found in another takeaway. Follow up action would take place.

Unlicensed Street Trader

An unlicensed street trader seen selling ice cream in the borough earlier this year, despite receiving a previous written warning, has accepted a caution for the offence. This will now be marked on his record.

Delegated decision:

It was agreed that the report be noted.

LSP.6 URGENT BUSINESS

No urgent business was reported at the meeting.

LSP.7 EXCLUSION OF PRESS AND PUBLIC

Delegated decision:

That in accordance with Section 100(A)(4) of the Local Government Act 1972, the press and public be excluded from the meeting during consideration of the following items of business since it involved the likely disclosure of information relating to individuals who hold Licences granted by the Authority or Applicants for Licences provided by the Authority.

LSP.8 APPLICATION FOR PUBLIC / PRIVATE HIRE DRIVER LICENCE

13/2024

The Executive Director (Operations) submitted a report relating to Applicant 13/2024, who was in attendance at the meeting alongside a family member and legal representative. The Chair made introductions and along with the Legal Advisor outlined the procedure to be followed and clarified that all those present had read the report. The report, which was accepted by the applicant and presented by the Licensing Unit Manager, set out the reasons for the applicant being before the Committee.

On the 31st January 2024, the applicant submitted a fresh application to become a Private hire Driver and has completed all the required pre-requisites

This applicant was before members for consideration to be given as to his suitability to be a private hire driver in Bury.

Delegated decision:

The Committee carefully considered the report, oral representations by the applicant, family member and legal representative along with written references circulated to the committee at the meeting.

Taking into account the Council's Conviction Policy and Guidelines and in accordance with the Local Government (Miscellaneous Provisions) Act 1976, and the statutory guidance issued by the Secretary of State under section 177 of the Policing and Crime Act 2017, the Committee resolved **to refuse the application**.

The reason(s) for the Committee's decision were as follows:

- The applicant was not a fit and proper person to hold a licence.

COUNCILLOR IRIZVI
Chair

(Note: The meeting started at 7.00pm and ended at 8.25pm)