

**LICENSING COMMITTEE**  
**Wednesday, 23<sup>rd</sup> September 2013**

**PRESENT:** Councillor Wright (*in the Chair*), Councillors Davies, Gee, F. Hussain, I Hussain, Humphrys, Oldfield, D. Pearson, and Solkar.

**RESOLUTIONS**

**24. Welcome and Apologies**

The Chair welcomed those present and apologies from Councillors, Brookfield, Khonat, Tapp and Walsh.

**25. Minutes of the meeting held on 16<sup>th</sup> July 2013.**

**RESOLVED** - That the Minutes of the meeting held on 16<sup>th</sup> July 2013 be received and signed as a correct record.

**26. Declarations of Interest in items on this agenda**

There were no declarations of interest made.

**27. Scrap Metal Dealers Act 2013.**

The Committee received a report outlining the impending changes to the regulatory regime for Scrap Metal which will be implemented through the provisions of the Scrap Metal Dealers Act 2013 and the increased duties and powers which it gives the Council.

The Council currently regulates the Scrap Metal Dealers within the borough under the provisions of the Scrap Metal Dealers Act 1964 and the Vehicle Crime Act 2001 and the Motor Vehicle Salvage Operators Regulations 2002. Under the regime dealers must register with the Council however no fee was payable. The Government has considered that reform was needed to tackle the issue due to a rise in the level of metal thefts driven by rising prices for commodity prices.

The main aims of the act were to raise the standards within the scrap metal industry by replacing overlapping for metal vehicle salvage and scrap metal with one regulatory regime, and by giving the councils the responsibility for the licensing and enforcement of the Act in conjunction with the police. The act will repeal the 1964 Act and sections of the Vehicle Crime Act 2001.

The Committee received a detailed explanation of the act and the implications for councils. In preparation for the implementation of the new powers and duties the public protection service have been making arrangements for dealing with applications, including writing to all

existing dealers, informing them that they must re-apply for a license in the transitional window of the 1<sup>st</sup> to 15<sup>th</sup> October and the need for a criminal disclosure certificate. The Committee draft policy was submitted for the Committees consideration.

**Resolved-**

That the Committee note the implications of the new legislation covering the Scrap Metal Dealers Act 2013 and the increased duties and powers which it gives to the Council.

**28 Review of the Councils Statement of Licensing Policy.**

The Committee received a report of the informing them of the review of the Councils Statement of Licensing Policy. The council were required to review and approve a statement of Licensing Policy and approve or make amendments to the draft Policy prior to its adoption by the Council. Before determining its policy for each five year period the Licensing Authority must consult with a number of bodies and individuals and the consultation period commenced on 1<sup>st</sup> September and would run until 30<sup>th</sup> December 2013.

The policy had been revised to take account of legislative changes and where revisions were made the licensing authority must publish a statement of the revisions or a revised licensing statement. The Council's Policy had last been reviewed in 2011.

**Resolved-**

That the statement of the Councils Licensing Policy be agreed for submission to the Council Forum for approval.

**29. Exclusion of Press and Public.**

It was resolved that the press and public be excluded from the meeting during consideration of the following items by virtue of Paragraph 3 of Part 1 of Schedule 12A of the Local Government Act 1972.

**30. Minutes of the Licensing Sub-Committees.**

**Resolved-**

That the minutes of the General Licensing Sub-Committees and Licensing Act Sub-Committee be submitted to the next meeting of the committee.

Signed.....  
Chair of the meeting at which the Minutes were signed

Date.....