

Licensing Committee: 30 November 2021

Report of the Head of Shared Regulatory Services
Authorisation of Officers and Delegations

1. Background

1.1 The Council Constitution identifies the Licensing Committee as having responsibility for the Licensing Act 2003 and the Gambling Act 2005. As a result of changes in post designation within Council and Shared Regulatory Services there is a need to update officer authorisations and delegations to ensure that officers have the appropriate formal authorisation to act of the Council's behalf. The Committee is requested to delegate the appropriate powers to officers.

2 Delegation of Authority

2.1 In the interests of effective performance it is proposed to delegate the responsibility for authorising officers to administer the requirements of the Licensing Act 2003 and Gambling Act 2005, and the instituting of legal proceedings under those Acts to the following officers:

- Assistant Director - Street Scene
- Head of Shared Regulatory Services
- Operational Manager - Neighbourhood Services.

2.2 It is proposed that, where appropriate, the aforementioned officers be authorised to approve and refuse Temporary Event Notices; to issue, refuse, suspend Licences, registrations, certificates, permits and notices, to institute legal proceedings, to implement the relevant provisions in respect of offences or other requirements; pursuant to any of the rules, regulations and/or Orders made under the Licensing Act 2003 and the Gambling Act 2005 as amended. The legislation sets out those circumstances where officers may not undertake decisions.

2. Achievability

2.1 The recommendations can be achieved. These authorisations and appointments enable the officers to undertake their statutory duties.

3. Legal Implications

- 3.1 The authorisations and appointments proposed will ensure that the aforementioned officers have an appropriate authorisation to carry out the relevant regulatory functions.

4. Financial Implications.

- 4.1 There are no direct financial implications arising from the recommendations of this report, for which delegated authority is to be exercised appropriately and within the existing budget.

5. Recommendations

- 5.1 It is recommended that the Committee exercise its delegated authority to authorise the Assistant Director (Street Scene), the Head of Shared Regulatory Services and the Operational Manager (Neighbourhood Services) to act under, and to authorise officers to administer, the requirements of the Licensing Act 2003 and Gambling Act 2005 as identified in paragraph 2.2 above and to institute any necessary legal proceedings.

Dave Holland
Head of Shared Regulatory Services

2 November 2021

This report has been prepared in accordance with procedures approved by the Corporate Managers.

Background papers: None