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**Report to: Clackmannanshire Council**

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**Date of Meeting: 18<sup>th</sup> May 2017**

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**Subject: Appointments to Licensing Board**

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**Report by: Head of Resources and Governance**

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## **1.0 Purpose**

- 1.1. Under Standing Order 1.5 the Council must appoint no fewer than five and no greater than ten members to the Licensing Board. This report invites the Council to consider the appointment of members to the Board.

## **2.0 Recommendations**

- 2.1. It is recommended that the Council appoints eight (8) members to the Licensing Board.

## **3.0 Background Considerations**

- 3.1. At its first statutory meeting, under Standing Order 1.5, the Council must appoint no fewer than five and no greater than ten members to the Licensing Board. This is obligatory under Schedule 1 of the Licensing (Scotland) Act 2005. Additionally it should be noted that all members appointed must then undergo compulsory training before they can participate in making Board decisions.
- 3.2. There is no statutory obligation on the Council to maintain a political balance on the Licensing Board and the Licensing Board was not included within the considerations relating to Political Balance submitted by the Chief Executive.
- 3.3. By virtue of Schedule 1 paragraph 12(1) of the 2005 Act the quorum for the Board is half the membership or not less than three.
- 3.4. In August 2014 Council agreed to have eight (8) members on the Licensing Board. This was an increase from the previous membership of six (6) as there were occasions when the Board had struggled to find a quorum.
- 3.5. Members are therefore invited to consider the appointment of eight (8) members to the Licensing Board.

## **4.0 Sustainability Implications**

4.1. There are no sustainability implications for the Council.

## 5.0 Resource Implications

5.1 There are no budget or staffing implications as a result of this paper.

## 6.0 Exempt Reports

6.1. Is this report exempt? No

## 7.0 Declarations

7.1 The recommendations contained within this report support or implement our Corporate Priorities and Council policies.

## 8.0 Equalities Impact

8.1 Have you undertaken the required equalities impact assessment to ensure that no groups are adversely affected by the recommendations? N/A

## 9.0 Legality

9.1 It has been confirmed that in adopting the recommendations contained in this report, the Council is acting within its legal powers.

## 10.0 Appendices

10.1 None

## 11.0 Background Papers

11.1 None

### Author(s)

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### Approved by

NAME	DESIGNATION	SIGNATURE
Stephen Coulter	Head of Resources and Governance	Signed: S Coulter
Elaine McPherson	Chief Executive	Signed: E McPherson