

At a meeting of the Licensing Committee held in The Conference Room, St Michael's Church, Workington on Thursday 16 November 2017 at 2.30 pm

Members

Councillor Angela Kendall (Chair)
Councillor Tony Annison
Councillor Len Davies
Councillor Peter Kendall
Councillor Bill Pegram

Councillor Christine Smith (Vice-Chair)
Councillor Peter Bales
Councillor Malcolm Grainger
Councillor Ron Munby

Apologies for absence were received from Councillor Hilary Harrington, Councillor Frank Johnston, Councillor Billy Miskelly, Councillor Jacqueline Mounsey, Councillor Stephen Stoddart, Councillor Janice Wood and Councillor Martin Wood

Staff Present

B Carlin, D Devine, D Fletcher and P Young

245. Minutes

The minutes of the Licensing Committee meetings held on 29 September 2016 and 5 December 2016 were signed as correct records.

The minutes of the Licensing Panel meetings held on 10 August 2016, 15 August 2016, 22 August 2016, 7 September 2016, 23 September 2016, 30 September 2016, 26 October 2016, 25 November 2016, 14 December 2016, 1 February 2017, 14 February 2017, 26 May 2017, 26 July 2017, 17 August 2017, 30 August 2017, 21 September 2017, 13 October 2017 and 27 October 2017 were agreed as correct records.

246. Declaration of Interests

None declared.

247. Questions

None received.

248. Application for Film Classification under The Licensing Act 2003

The Licensing and Compliance Officer submitted a report which sought Members to consider and determine an application to classify a film which had not been classified by the British Board of Film Classification (BBFC).

Section 3.5 of the report set out a timeline of notable events in the film.

Members viewed the film and, although noting that there were some violent scenes and use of strong language throughout, the majority considered the film

to be in line with the BBFCs guidelines for a certificate 15 – suitable only for 15 years and over.

Councillor T Annison moved that the film be given a classification of 15 – suitable only for 15 years and over. This was seconded by Councillor B Pegram.

A vote was taken on the motion – 5 voted in favour, 4 against and 0 abstentions. The motion was carried.

Decision

The Licensing Committee resolved that the following classification be given:

‘Definitive Therapy’ – certificate 15 – suitable only for 15 years and over

In reaching its decision, the Licensing Committee viewed the film and considered the information set out in the report by the Licensing and Compliance Officer. The Committee had regard to the British Board of Film Classification Guidelines.

The Licensing Committee had regard to the four licensing objectives under the Licensing Act 2003 and the Council’s Licensing Policy. In particular, the Committee considered as its overriding objective the protection of children from harm.

In addition, the Committee considered the Secretary of State’s revised guidance under section 182 of the Licensing Act 2003 specifically but not limited to paragraphs 2.22 (protection of children from harm), 10.59 to 10.60 (exhibition of films) and 14.55 (children and cinemas).

The Committee sought to balance the promotion of the licensing objectives while seeking to ensure the film reached the widest audience appropriate. The Committee found the film to contain violence, language and threat such that it was suitable only for an audience of 15 years and over.

Resolved

That the following classification be given:

‘Definitive Therapy’ – certificate 15 – suitable only for 15 years and over

The meeting closed at 4.05 pm