

## ANNEX B

### Registration and Licensing Committee

To discharge with delegated authority the following functions:-

(a) those below:-

<b>Power/Function</b>	<b>Legislation</b>
1. Power to issue licences authorising the use of land as a caravan site ("site licences").	Section 3(3) of the Caravan Sites and Control of Development Act 1960
2. Power to licence the use of moveable dwellings and camping sites	Section 269(1) of the Public Health Act 1936
3. Power to licence hackney carriages and private hire vehicles	(a) as to hackney carriages, the Town Police Clauses Act 1847 (10 & 11 Vict. c.89), as extended by section 171 of the Public Health Act 1875 (38 & 39 Vict. c.55), and section 15 of the Transport Act 1985 (c.67) and sections 47, 57, 58, 60 and 79 of the Local Government (Miscellaneous Provisions) Act 1976 (b) as to private hire vehicles, sections 48, 57, 58, 60 and 79 of the Local Government (Miscellaneous Provisions) Act 1976
4. Power to licence drivers of hackney carriages and private hire vehicles	Sections 51, 53, 54, 59, 61 and 79 of the Local Government (Miscellaneous Provisions) Act 1976
5. Power to licence operators of hackney carriages and private hire vehicles	Sections 55 to 58, 62 and 79 of the Local Government (Miscellaneous Provisions) Act 1976
6. Power to issue entertainments licences	Section 12 of the Children and Young Persons Act 1933 (c.12)
7. Power to licence sex shops and sex cinemas	The Local Government (Miscellaneous Provisions) Act 1982, Section 2 and Schedule 3
8. Power to licence performances of hypnotism	The Hypnotism Act 1952
9. Power to licence premises for acupuncture, tattooing, ear-piercing and electrolysis	Section 13 to 17 of the Local Government (Miscellaneous Provisions) Act 1982
10. Power to licence pleasure boats and pleasure vessels	Section 94 of the Public Health Acts Amendment Act 1907
11. Power to licence market and street trading	Part III of, and Schedule 4 to, the Local Government (Miscellaneous Provisions) Act 1982
12. Duty to keep list of persons entitled to sell non-medicinal poisons	Section 3(1)(b)(ii), 5, 6 and 11 of the Poisons Act 1972

<b>13.</b> Power to licence dealers in game and the killing and selling of game	Sections 5, 6, 17, 18 and 21 to 23 of the Game Act 1831 (c.32); Sections 2 to 16 of the Game Licensing Act 1860 (c.90), Section 4 of the Customs and Inland Revenue Act 1883 (c.10), Sections 12(3) and 27 of the Local Government Act 1894 (c.73), and Section 213 of the Local Government Act 1972
<b>14.</b> Power of register and licence premises for the preparation of food	Section 19 of the Food Safety Act 1990
<b>15.</b> Power to licence scrap yards	Section 1 of the Scrap Metal Dealers Act 1964
<b>16.</b> Power to licence premises for the breeding of dogs	Section 1 of the Breeding of Dogs Act 1973 (c.60) and Section 1 of the Breeding and Sale of Dogs (Welfare) Act 1999
<b>17.</b> Power to licence pet shops and other establishments where animals are bred or kept for the purposes of carrying on a business	Section 1 of the Pet Animals Act 1951 (c.35); Section 1 of the Animal Boarding Establishments Act 1963 (c.43); the Riding Establishments Acts 1964 and 1970 (1964 c.70 and 1970 c.70); Section 1 of the Breeding of Dogs Act 1973 (c.60) and Sections 1 and 8 of the Breeding and Sale of Dogs (Welfare) Act 1999
<b>18.</b> Power to register animal trainers and exhibitors	Section 1 of the Performing Animals (Regulation) Act 1925
<b>19.</b> Power to licence zoos	Section 1 of the Zoo Licensing Act 1981 (c.37)
<b>20.</b> Power to licence dangerous wild animals	Section 1 of the Dangerous Wild Animals Act 1976
<b>21.</b> Power to enforce regulations in relation to animal by products	Regulation 49 of the Animal by-products (Wales) Regulations 2006 (SI 1292 W127)
<b>22.</b> Power to licence the employment of children	Part II of the Children and Young Persons Act 1933 (c.33), byelaws made under that Part, and Part II of the Children and Young Persons Act 1963
<b>23.</b> Power to approve premises for the solemnisation of marriages (and the registration of civil partnerships)	Section 46A of the Marriage Act 1949 (c.76) and Section 6A of the Civil Partnership Act 2004 (C33) and the Marriages and Civil Partnerships (Approved Premises) Regulations 2005 (SI 2005/3168)
<b>24.</b> Power to register common land or town or village greens, except where the power is exercisable solely for the purpose of giving effect to:- (a) an exchange of lands effected by an order under section 19(3) of, or paragraph 6(4) of Schedule 3 to, the Acquisition of Land Act 1981 (c.67) (b) an order under Section 147 of the Inclosure Act 1845 (c.8 & 9 Vict. c.118)	Regulation 6 of the Commons Registration (New Land) Regulations 1969 (S.I. 1969/1843)

<b>25.</b> Power to register variation of rights of common	Regulation 29 of the Commons Registration General Regulations 1966 (S.I. 1966/1471)
<b>26.</b> Power to licence persons to collect for charitable collections	Section 68 of the Charities Act 1992
<b>27.</b> Power to grant consent for the operation of a loudspeaker	Schedule 2 to the Noise and Statutory Nuisance Act 1993
<b>28.</b> Duty to register the movement of pigs	Regulation 21(3) and (4) of the Pigs (Records Identification and Movement) (Wales) Order 2004 (S.I. 2004/996 (W104))
<b>29.</b> Power to enforce Regulations in relation to the movement of pigs	Regulation 27(1) of the Pigs (Records Identification and Movement) (Wales) Order 2004/996 (W104)
<b>30.</b> Power to issue a licence to move cattle from a market	Article 5(2) of the Cattle Identification Regulations 1998 (SI 1998/871)
<b>31.</b> Power to sanction use of parts of buildings for storage of celluloid	Section 1 of the Celluloid and Cinematograph Film Act 1922
<b>32.</b> Duty to enforce and execute Regulations (EC) No. 852/2004 and 853/2004 in relation to food business operators as further specified in Regulation 5 of the Food (Hygiene) (Wales) Regulations 2006	Regulation 5 of the Food (Hygiene) (Wales) Regulations 2006
<b>33.</b> Functions under any of the “relevant statutory provisions” within the meaning of Part I (health, safety and welfare in connection with work, and control of dangerous substances) of the Health and Safety at Work etc. Act 1974, to the extent that those functions are discharged otherwise than in the authority’s capacity as an employer	Part I of the Health and Safety at Work etc. Act 1974
<b>34.</b> Functions relating to sea fisheries	Sections 1, 2, 10 and 19 of the Sea Fisheries Regulation Act 1966
<b>35.</b> Power to grant a street works licence	Section 50 of the New Roads and Street Works Act 1991 (c.22)
<b>36.</b> Powers in respect of the Registration of Motor Salvage Operators	Vehicles (Crime) Act 2001 – Part 1

The provisions of the Local Authorities Executive Arrangements (Functions and Responsibilities) (Wales) Regulations 2007 apply to the above (and to the Local Act provision in paragraph (b) below), in particular the following:-

- (i) Imposing any condition, limitation or other restriction on an approval, consent, licence, permission or registration granted;

- (ii) Determining any other terms to which any such approval, consent, licence, permission or registration is subject;
  - (iii) Determining whether, and in what manner, to enforce:-
    - (a) any failure to comply with an approval, consent, licence, permission or registration granted as in (i) above
    - (b) any failure to comply with a condition, limitation, term to which any such approval, consent, licence, permission, or registration is subject; or
    - (c) any other contravention in relation to a matter with regard to the function of determining an application for approval, consent, licence, permission or registration.
  - (iv) Amending, modifying or varying any such approval, consent, licence, permission or registration as in (i) or (ii) above, or any condition, limitation, restriction or term to which it is subject; or revoking any such approval, consent, licence, permission or registration;
  - (v) Determining whether a charge should be made for any approval, consent, licence, permit or registration; and where a charge is made for any such approval, consent, licence, permit or registration, the amount of the charge.
- (b) Functions below (*pursuant to Schedule 2 of the above Regulations*)
- obtaining of particulars of persons interested in land under Section 16 of the Local Government (Miscellaneous Provisions) Act 1976;
  - any local Act functions delegated by the Council, other than a function specified or referred to in Schedule 1 of the 2007 Regulations.
- (c) Institute or defend any legal proceedings, including those of Tribunals, Arbitrations and forums involving dispute resolutions in relation to the functions of the Committee;
- (d) Recommending to Council an Order under Section 13(2) of the Criminal Justice and Police Act 2001 (designated public place for purposes of

police powers in relation to alcohol consumption) (this being a Schedule 1 function);

- (e) Determination of the Health and Safety Enforcement Plan;
- (f) The Committee may discharge any functions delegated to officers which relate to the functions of the Committee.