

Revised recommendations circulated on 16.03.15

For General Release

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| REPORT TO: | Cabinet 16 March 2015 |
| AGENDA ITEM: | Addendum to item 8 |
| SUBJECT: | Private Rented Sector Licensing Consultation |
| LEAD OFFICER: | Jo Negrini, Executive Director – Place |
| CABINET MEMBER: | Councillor Alison Butler, Deputy Leader (Statutory) – Homes and Regeneration |
| WARDS: | All wards |
| KEY DECISION REFERENCE NO.: 4/15/CAB This is a Key Decision as defined in the Council’s Constitution. The decision may be implemented from 1300 hours on the expiry of 5 working days after it is made, unless the decision is referred to the Scrutiny & Strategic Overview Committee by the requisite number of Councillors. | |

The Leader of the Council has delegated to the Cabinet the power to make the decisions set out in the recommendations below:

1. REVISED RECOMMENDATIONS

The Cabinet is recommended to:

- 1.1. Consider the outcome of the public consultation **APPENDIX 1 (PRINTED SEPARATELY)** on the proposal that the whole borough be designated as subject to selective licensing as detailed in **Section 4** of the report and **Background Papers 1 to 9**;
- 1.2. Consider the Council’s public sector equalities duty and the equalities analysis carried out in respect of the proposals in this report at **APPENDIX 2 (PRINTED SEPARATELY)**;
- 1.3. Agree:
 - 1.3.1 That the second set of general conditions in s.80 of the Housing Act 2004, are satisfied. Namely:
 - (a) that the area is experiencing a significant and persistent problem caused by anti-social behaviour;
 - (b) that some or all of the private sector landlords who have let premises in the area (whether under leases or licences) are failing to take action to combat the problem that it would be appropriate for them to take; and
 - (c) that making a designation will, when combined with other measures taken

in the area by the local housing authority, or by other persons together with the local housing authority, lead to a reduction in, or the elimination of, the problem.

1.3.2 That the Council have considered whether there are any other courses of action available to the Council, (of whatever nature) that might provide an effective method of achieving the objective or objectives that the designation would be intended to achieve, namely dealing with the significant and persistent problems of anti-social behaviour identified in the report; and

1.3.3 That the Council consider that making the designation will significantly assist them to achieve the objective or objectives (whether or not they take any other course of action as well).

1.4 Agree that, as proposed in Option 1 put forward during the public consultation, the whole borough be designated as subject to selective licensing to come into force on 1st October 2015;,

1.5 Approve the draft selective licensing scheme included in **APPENDIX 3 (PRINTED SEPARATELY)** amended as proposed in response to the consultation as detailed in the report;

1.6 Agree that, subject to 1.3, the Executive Director – Place, in consultation with the Council Solicitor and Monitoring Officer and the Cabinet Member for Homes and Regeneration, be given delegated authority to take any further steps necessary to implement the designation and the selective licensing scheme, including approving any final amendments to the draft selective licensing scheme included in **APPENDIX 3 (PRINTED SEPARATELY)**.