

# AGENDA

## Regulatory Sub Committee

Date: **Tuesday 28 June 2011**

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Time: **10.00 am**

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Place: **Room 22A The Council Chamber, Brockington, 35  
Hafod Road, Hereford**

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Notes: Please note the **time, date** and **venue** of the meeting.

For any further information please contact:

**Pete Martens Committee Manager**

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If you would like help to understand this document, or would like it in another format, please call Pete Martens Committee Manager on 01432 261885 or e-mail [pmartens@herefordshire.gov.uk](mailto:pmartens@herefordshire.gov.uk) in advance of the meeting.

# Agenda for the Meeting of the Regulatory Sub Committee

**Membership**            **Councillor JW Hope MBE**  
                                 **Councillor CM Bartrum**  
                                 **Councillor AJ Hempton-Smith**

## **GUIDANCE ON DECLARING PERSONAL AND PREJUDICIAL INTERESTS AT MEETINGS**

The Council's Members' Code of Conduct requires Councillors to declare against an Agenda item(s) the nature of an interest and whether the interest is personal or prejudicial. Councillors have to decide first whether or not they have a personal interest in the matter under discussion. They will then have to decide whether that personal interest is also prejudicial.

A personal interest is an interest that affects the Councillor more than most other people in the area. People in the area include those who live, work or have property in the area of the Council. Councillors will also have a personal interest if their partner, relative or a close friend, or an organisation that they or the member works for, is affected more than other people in the area. If they do have a personal interest, they must declare it but can stay and take part and vote in the meeting.

Whether an interest is prejudicial is a matter of judgement for each Councillor. What Councillors have to do is ask themselves whether a member of the public – if he or she knew all the facts – would think that the Councillor's interest was so important that their decision would be affected by it. If a Councillor has a prejudicial interest then they must declare what that interest is. A Councillor who has declared a prejudicial interest at a meeting may nevertheless be able to address that meeting, but only in circumstances where an ordinary member of the public would be also allowed to speak. In such circumstances, the Councillor concerned will have the same opportunity to address the meeting and on the same terms. However, a Councillor exercising their ability to speak in these circumstances must leave the meeting immediately after they have spoken.

## AGENDA

		Pages
1.	<b>ELECTION OF CHAIRMAN</b> To elect a Chairman for the hearing.	
2.	<b>APOLOGIES FOR ABSENCE</b> To receive apologies for absence.	
3.	<b>NAMED SUBSTITUTES (IF ANY)</b> To receive details any details of Members nominated to attend the meeting in place of a Member of the Committee.	
4.	<b>DECLARATIONS OF INTEREST</b> To receive any declarations of interest by Members in respect of items on the Agenda.	
5.	<b>HIGHWAYS ACT 1980, SECTION 119. PROPOSED PUBLIC PATH DIVERSION ORDER FOOTPATH MB16 (PART) AND MB18 (PART) IN THE PARISH OF MUCH BIRCH</b>  To consider an application under the Highways Act 1980, section 119, to make a public path diversion order to divert part of footpaths MB16 and MB18 in the parish of Much Birch.  Ward Affected Pontrilas	1 - 6
6.	<b>HIGHWAYS ACT 1980, SECTION 119. PROPOSED PUBLIC PATH DIVERSION ORDER FOOTPATH ET2 (PART) IN THE PARISH OF ELTON</b>  To consider an application under the Highways Act 1980, section 119, to make a public path diversion order to divert part of footpath ET2 in the parish of Elton.  Ward Affected Mortimer	7 - 12
7.	<b>HIGHWAYS ACT 1980, SECTION 119. PROPOSED PUBLIC PATH DIVERSION ORDER RESTRICTED BYWAY LG49 (PART) IN THE PARISH OF LLANGARRON</b>  To consider an application under the Highways Act 1980, section 119, to make a public path diversion order to divert part of restricted byway LG49 in the parish of Llangarron.  Ward Affected Llangarron	13 - 18
8.	<b>APPLICATION TO RE-INSTATE AN EXPIRED HACKNEY CARRIAGE VEHICLE LICENCE OUTSIDE STANDARD CONDITION 11.5</b>  To decide whether to reinstate a hackney carriage vehicle licence.	19 - 28

<b>9. APPLICATION FOR VARIATION OF PREMISES LICENCE 'SHOOTER'S BAR. GRAFTON HOUSE, LEOMINSTER, HR6 8DE.'</b>	29 - 34
To consider an application for variation of the premises licence in respect of 'Shooter's Bar, Grafton House, Leominster, HR6 8DE	
<b>Background Papers - Shooters Bar - Application Form</b>	35 - 58
<b>Background Papers - Shooters Bar - Representations</b>	59 - 68
<b>Background Papers - Shooters Bar - Police Representation</b>	69 - 74
<b>Background Papers - Shooters Bar - Police Email</b>	75 - 76
<b>Background Papers - Shooters Bar - EHO Representation</b>	77 - 78
<b>10. EXCLUSION OF PUBLIC AND PRESS</b>	
In the opinion of the Proper Officer, the following item will not be, or is likely not to be, open to the public and press at the time it is considered.	
<b>RECOMMENDATION:</b>	<b>that under section 100(A)(4) of the Local Government Act 1972, the public be excluded from the meeting for the following item of business on the grounds that it involves the likely disclosure of exempt information as defined in Schedule 12(A) of the Act, as indicated below and it is considered that the public interest in maintaining the exemption outweighs the public interest in disclosing the information.</b>
<b>1</b>	<b>Information relating to any individual.</b>
<b>2</b>	<b>Information which is likely to reveal the identity of an individual.</b>
<b>3</b>	<b>Information relating to the financial or business affairs of any particular person</b>
<b>11. APPLICATION FOR A MOTOR SALVAGE OPERATORS LICENCE</b>	79 - 88
To determine an application for a Motor Salvage Operators Licence.	