

AGENDA

Regulatory Sub Committee

Date: **Wednesday 19 October 2011**

Time: **10.00 am**

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

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

For any further information please contact:

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If you would like help to understand this document, or would like it in another format or language, please call Ricky Clarke, Democratic Services Officer on 01432 261885 or e-mail rclarke@herefordshire.gov.uk in advance of the meeting.

Agenda for the Meeting of the Regulatory Sub Committee

Membership

Councillor PL Bettington
Councillor JW Hope MBE
Councillor Brig P Jones CBE

GUIDANCE ON DECLARING PERSONAL AND PREJUDICIAL INTERESTS AT MEETINGS

What is a personal interest?

You have a personal interest in a matter if that matter affects the well-being or financial position of you, your relatives or people with whom you have a close personal association more than it would affect the majority of other people in the ward(s) to which the matter relates.

A personal interest can affect you, your relatives or people with whom you have a close personal association positively or negatively. If you or they would stand to lose by the decision, you should also declare it.

You also have a personal interest in a matter if it relates to any interests, which you must register.

What do I need to do if I have a personal interest?

You must declare it when you get to the item on the agenda headed "Declarations of Interest" or as soon as it becomes apparent to you. You may still speak and vote unless it is a prejudicial interest.

If a matter affects a body to which you have been appointed by the authority, or a body exercising functions of a public nature, you only need declare the interest if you are going to speak on the matter.

What is a prejudicial interest?

You have a prejudicial interest in a matter if;

- a) a member of the public, who knows the relevant facts, would reasonably think your personal interest is so significant that it is likely to prejudice your judgment of the public interest; and
- b) the matter affects your financial interests or relates to a licensing or regulatory matter; and
- c) the interest does not fall within one of the exempt categories at paragraph 10(2)(c) of the Code of Conduct.

What do I need to do if I have a prejudicial interest?

If you have a prejudicial interest you must withdraw from the meeting. However, under paragraph 12(2) of the Code of Conduct, if members of the public are allowed to make representations, give evidence or answer questions about that matter, you may also make representations as if you were a member of the public. However, you must withdraw from the meeting once you have made your representations and before any debate starts.

AGENDA

	Pages
1. ELECTION OF CHAIRMAN	
To elect a Chairman for the hearing.	
2. APOLOGIES FOR ABSENCE	
To receive apologies for absence.	
3. NAMED SUBSTITUTES (IF ANY)	
To receive details any details of Members nominated to attend the meeting in place of a Member of the Committee.	
4. DECLARATIONS OF INTEREST	
To receive any declarations of interest by Members in respect of items on the Agenda.	
5. APPLICATION FOR A FULL REVIEW OF A PREMISES LICENCE FOLLOWING AN EXPEDITED REVIEW 'NATALKA POLSKIE, 22 EIGN STREET, HEREFORD, HR4 0AB.'	1 - 4
To consider a Full Review of a premises licence following an Expedited Review in respect of: Natalka Polskie, 22 Eign Street, Hereford, HR4 0AB called by Charles Hill, Superintendent of the West Mercia Constabulary and represented by Mr James Mooney, Police Licensing Officer.	
Background Papers - Natalka Polskie - Application Form	5 - 10
Background Papers - Decision Notice - Natalka Polskie	11 - 12
EXCLUSION OF THE PUBLIC AND PRESS	
In the opinion of the Proper Officer, the following items will not be, or are likely not to be, open to the public and press at the time they are considered.	
RECOMMENDATION:	
that under section 100(A)(4) of the Local Government Act 1972, the public be excluded from the meeting for the following two items of business on the grounds that they involve 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.	
1 Information relating to any individual.	
2 Information which is likely to reveal the identity of an individual.	
6. REVIEW OF A DECISION OF THE TAXI & COUNTY TRANSPORT BADGE OFFICER PANEL	13 - 16
To review a decision of the Officer Panel in respect of a taxi driver.	
Appendix 1 - Witness Statement	17 - 18
Appendix 2 - Submission to Taxi Officer Panel	19 - 24
Appendix 3 - Scan of Letter	25 - 26

Appendix 4 - Decision Notice	27 - 28
Appendix 5 - Appeal Letters	29 - 32
Appendix 6 - Penalty Point Notification	33 - 34
Appendix 7 - Warning Letter	35 - 36
Appendix 8 - Copy of letter from client	37 - 38