

AGENDA

Regulatory Sub Committee

Date: **Tuesday 26 April 2011**

Time: **11.00 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 JW Hope MBE**
 Councillor Brig P Jones CBE
 Councillor JD Woodward

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. 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. HIGHWAYS ACT 1980, SECTION 119. PROPOSED PUBLIC PATH DIVERSION ORDER FOOTPATH ZC123 (PART) IN THE PARISH OF LEOMINSTER To consider an application for the diversion of part of footpath ZC123, Leominster Ward Affected: Leominster South	1 - 6
6. HIGHWAYS ACT 1980,SECTION 119, PROPOSED PUBLIC PATH DIVERSION ORDER FOOTPATH GR26 (PART) IN THE PARISH OF GOODRICH To consider an application to divert part of footpath GR26 at Goodrich. Ward affected: Kerne Bridge	7 - 12
7. APPLICATION FOR VARIATION OF A PREMISES LICENCE 'MALTHURST NORTHSIDE SERVICE STATION, HEREFORD ROAD, HOPE UNDER DINMORE HR6 0PJ.' - LICENSING ACT 2003 To consider an application for the variation of a premises licence in respect of the 'Malthurst Northside Service Station, Hereford Road, Hope under Dinmore, Ward affected: Hampton Court	13 - 18
Background Papers - Malthouse Northside - Application Form	19 - 40
Background Papers - Malthouse Northside - Police Representation	41 - 42
Background Papers - Malthouse Northside - Public Representation	43 - 44
Background Papers - Malthouse Northside - LACORS Guidance	45 - 50

<p>8. TO CONSIDER AN APPLICATION FOR THE GRANT OF A LICENSED PREMISES GAMING MACHINE PERMIT FOR 4 MACHINES, IN RESPECT OF 'THE DUKE'S HEAD, CORN SQUARE, LEOMINSTER</p> <p>To consider an application for the grant of a Licensed Premises Gaming Machine Permit for 4 machines, in respect of 'The Duke's Head, Corn Square, Leominster.</p> <p>Ward affected: Leominster South</p>	<p>51 - 54</p>
<p>Background Papers - Dukes Head - Application Form</p>	<p>55 - 60</p>
<p>Background Papers - Dukes Head - Code of Practice</p>	<p>61 - 64</p>
<p>9. PROCEDURAL ARRANGEMENTS</p> <p>To consider the procedural arrangements for the following matter.</p>	<p>65 - 66</p>
<p>EXCLUSION OF THE PUBLIC AND PRESS</p> <p>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.</p>	
<p>RECOMMENDATION:</p>	<p>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.</p>
<p>1 Information relating to any individual.</p>	
<p>2 Information which is likely to reveal the identity of an individual.</p>	
<p>10. TO CONSIDER A SUSPENSION NOTICE SERVED ON A HACKNEY CARRIAGE/PRIVATE HIRE DRIVER</p> <p>To review a suspension notice served on a driver.</p>	<p>67 - 70</p>
<p>Background Papers - Driver Suspension</p>	<p>71 - 72</p>
<p>Background Papers - Taxi Driver Letter</p>	<p>73 - 74</p>