

A G E N D A

Regulatory Committee

Date: **Tuesday, 15th July, 2008**

Time: **2.00 p.m.**

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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Herefordshire Council

AGENDA

for the Meeting of the Regulatory Committee

To: Councillor P Jones CBE (Chairman)
Councillor JW Hope MBE (Vice-Chairman)

Councillors CM Bartrum, DJ Benjamin, ME Cooper, PGH Cutter, SPA Daniels,
JHR Goodwin, R Mills, A Seldon and DC Taylor

Pages

1. APOLOGIES FOR ABSENCE

To receive apologies for absence.

2. NAMED SUBSTITUTES (IF ANY)

To receive details any details of Members nominated to attend the meeting in place of a Member of the Committee.

3. DECLARATIONS OF INTEREST

To receive any declarations of interest by Members in respect of items on the Agenda.

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 and leave the meeting room.

4. MINUTES

To approve and sign the Minutes of the meeting held on 17 June 2008.

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| 5. | HIGHWAYS ACT 1980, SECTION 119. PROPOSED PUBLIC PATH DIVERSION ORDER BRIDLEPATH CO1 AND FOOTPATHS CO1A AND CO4 IN THE PARISH OF COLLINGTON; FOOTPATHS ER3 AND ER26 IN THE PARISH OF EDWYN RALPH | 5 - 8 |
| | To consider an application under the Highways Act 1980, section 119, to make a public path order to divert parts of bridlepath CO1 and footpaths CO1A and CO4 in the parish of Collington and parts of footpaths ER3 and ER26 in the parish of Edwyn Ralph. | |
| 6. | HIGHWAYS ACT 1980, SECTION 119. PROPOSED PUBLIC PATH DIVERSION ORDER FOOTPATH GW3 (PART) IN THE PARISH OF GARWAY | 9 - 10 |
| | To consider an application under the Highways Act 1980, section 119, to make a public path diversion order to divert part of footpath GW3 in the parish of Garway. | |
| 7. | REVIEW OF HACKNEY CARRIAGE AND PRIVATE HIRE VEHICLES THAT HAVE BEEN MODIFIED: LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1976, TOWN POLICE CLAUSES ACT 1847 | 11 - 18 |
| | To review hackney carriage and private hire vehicles conditions for converted vehicles to ensure they are safe and fit for the use as a licensed vehicle and to bring the conditions into line with the current procedures being used under provisions of section 68 of the Local Government (Miscellaneous Provisions Act 1976). | |
| 8. | APPLICATION FORM LTI – LONDON CABS FOR APPROVAL AS A WHEELCHAIR ACCESS VEHICLES MANUFACTURER - LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1976, TOWN POLICE CLAUSES ACT 1847 | 19 - 22 |
| | To consider approving LTI – London Cabs as an approved manufacturer of wheelchair access vehicles to be used as licensed vehicles in Herefordshire. | |
| 9. | HOME BOARDING STABLISHMENTS - IMPLEMENTING CONDITIONS FOR DOG HOME BOARDING ESTABLISHMENTS - ANIMAL BOARDING ESTABLISHMENTS ACT 1963 | 23 - 38 |
| | To consider implementing licence conditions for Home Boarding Establishments. | |
| 10. | PROCEDURAL ARRANGEMENTS | 39 - 40 |
| | To note the procedural arrangements for the meeting. | |
| 11. | APPLICATIONS TO GRANT OF PRIVATE HIRE VEHICLE LICENCE OUTSIDE STANDARD CONDITION 4.1C BY VICTOR TIMOTIN | 41 - 42 |
| | To consider an application to deviate from private hire vehicle licence standard condition number 4.1c. | |

12. **APPLICATIONS TO RE-INSTATE AN EXPIRED HACKNEY CARRIAGE VEHICLE LICENCE OUTSIDE STANDARD CONDITION 1.1 BY MR MOHAMMED SAYYAB** 43 - 44

To consider an application to re-instate an expired hackney carriage vehicle licence outside standard condition 1.1.

13. **APPLICATION TO RE-INSTATE AN EXPIRED HACKNEY CARRIAGE VEHICLE LICENCE OUTSIDE STANDARD CONDITION 9.5 BY NICHOLAS JAMES MADDY** 45 - 46

To consider an application made by Mr Maddy to deviate from standard licensing condition number 9.5.

14. **APPLICATION TO RE-INSTATE AN EXPIRED HACKNEY CARRIAGE VEHICLE LICENCE OUTSIDE STANDARD CONDITION 9.5 BY NICHOLAS JAMES MADDY** 47 - 48

To consider an application made by Mr Maddy to deviate from standard licensing condition number 9.5.

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 items of business on the grounds that it involves the likely disclosure of exempt information as defined in Schedule 12(A) of the Act.

15. **DUAL (HACKNEY CARRIAGE & PRIVATE HIRE) DRIVER LICENCE - TO DETERMINE MATTERS REGARDING A DUAL DRIVERS LICENCE - LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1976** 49 - 52

To consider matters regarding an application for a hackney carriage/private hire driver's licence.

16. **DUAL (HACKNEY CARRIAGE & PRIVATE HIRE) DRIVER LICENCE - TO DETERMINE MATTERS REGARDING A DUAL DRIVERS LICENCE - LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1976** 53 - 56

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17. **DUAL (HACKNEY CARRIAGE & PRIVATE HIRE) DRIVER LICENCE - TO DETERMINE MATTERS REGARDING A DUAL DRIVERS LICENCE - LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1976** 57 - 60

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