

# AGENDA

## Regulatory Sub Committee

Date: **Tuesday 27 March 2012**

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Time: **10.00 am**

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Place: **Meeting Room 22a, 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:

**Ricky Clarke, Democratic Services Officer**

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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](mailto:rclarke@herefordshire.gov.uk) in advance of the meeting.

# Agenda for the Meeting of the Regulatory Sub Committee

## Membership

Councillor BA Durkin  
Councillor JW Hope MBE  
Councillor RC Hunt

### 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.	<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>APPLICATION FOR A PUBLIC PATH DIVERSION ORDER - FOOTPATH LR12</b> To consider an application under the Highways Act 1980, Section 119, to make a Public Path Diversion order to divert part of footpath LR12 in the Parish of Ledbury.	1 - 4
<b>Background Papers - Footpath R21 - LR12 Plan</b>		5 - 6
6.	<b>APPLICATION FOR A PUBLIC PATH DIVERSION ORDER - BRIDLEWAY GW33</b> To consider an application under the Highways Act 1980, section 119, to make a public path diversion order to divert part of bridleway GW33 in the parish of Garway.	7 - 10
<b>Background Papers - Bridleway GW33 - D355 Plan</b>		11 - 12
7.	<b>REPRESENTATION AGAINST INTERIM STEPS 'THE NAGS HEAD, CANON PYON, HEREFORD, HR4 8NY.'</b> To consider a representation made by MFG Solicitors on behalf of 'Stephen Bengree, The Nags Head, Canon Pyon, Hereford, HR4 8NY, the premises licence holder, against the interim steps imposed on 1 March 2012 following the expedited licence review of the premises licence.	13 - 16
<b>Background Papers - The Nags Head - Representation</b>		17 - 20
8.	<b>REVIEW OF PREMISES LICENCE FOLLOWING AN EXPEDITED REVIEW 'THE NAGS HEAD, CANON PYON, HEREFORD, HR4 8NY.'</b> To consider a review of a premises licence following an Expedited/Summary Licence Review in respect of 'The Nags Head, Canon Pyon, Hereford, HR4 8NY.  Updated report contains reference to the representation against Interim Steps received on 26 March 2012.	21 - 24
<b>Background Papers - The Nags Head - Application Form</b>		25 - 30
<b>Background Papers - The Nags Head - Witness Statements</b>		31 - 48