

MINUTES of the meeting of Regulatory Sub Committee held at The Council Chamber, Brockington, 35 Hafod Road, Hereford on Tuesday 4 September 2012 at 2.00 pm

Present: Councillor JW Hope MBE (Chairman)

Councillors: C Nicholls and FM Norman

40. ELECTION OF CHAIRMAN

Councillor JW Hope MBE was elected as Chairman for the Regulatory Sub-Committee hearing.

41. APOLOGIES FOR ABSENCE

No apologies for absence were received.

42. NAMED SUBSTITUTES (IF ANY)

There were no substitutes present at the hearing.

43. DECLARATIONS OF INTEREST

There were no declarations of interest made.

44. APPLICATION FOR A VARIATION TO THE LICENSED GAMING MACHINE PERMIT 'THE KING'S FEE, 49-53 COMMERCIAL ROAD, HEREFORD, HR1 2BJ.' (Pages 3 - 4)

The Licensing Officer presented the report and advised Members that it related to an application received by Wetherspoons PLC to increase the number of AWP gaming machines in The King's Fee from 4 to 5.

Prior to making their decision Members heard from Mr Jordan, the Area Manager for Wetherspoons who advised that the application was a commercial decision. He added that all of the machines were located within view of the bar and that under 18's were not permitted to use the machines. He explained the measures taken by staff to ensure that minors did not use the machines.

The Licensing Officer confirmed that the age restriction was printed on the machine as well as a contact number for gamaware, who offered guidance if people required assistance with a gambling addiction.

RESOLVED:

THAT the application for one additional AWP gaming machine (total of 5 machines) at the King's Fee, 49-53 Commercial Road, Hereford, HR1 2BJ' be approved.

45. APPLICATION FOR A REVIEW OF THE PREMISES LICENCE 'GWALIA STORES, 27-29 BROAD STREET, ROSS-ON-WYE, HR9 7ED.'

The Licensing Officer advised the Committee that a request had been received by the applicant's legal advisor to adjourn the review hearing as 10 clear days' notice of the hearing had not been received by his client.

RESOLVED

THAT the review of Gwalia Stores, 27-29 Broad Street, Ross-on-Wye, be adjourned until 18 September 2012.

The meeting ended at 2.50 pm

CHAIRMAN



HEREFORDSHIRE COUNCIL

**REGULATORY COMMITTEE DECISION NOTICE
(THE GAMBLING ACT 2005)**

PREMISES	The King's Fee
APPLICANT'S NAME	Wetherspoons PLC
APPLICATION TYPE	Variation of a Licensed Premises Gaming Machine Permit
PANEL MEMBERS	Councillor JW Hope MBE (Chairman) Councillor FM Norman Councillor C Nicholls
DATE OF MEETING	4 September 2012

Members of the Licensing Panel of the Council's Regulatory Committee considered the above application, full details of which appeared before the Members in their agenda and the background papers.

Prior to making their decision the Members heard from Mr Jordan, representing the applicant.

Having carefully considered those matters brought before them, the Committee were of the opinion that the application should be **granted with immediate effect**. In reaching their decision, the Members had full regard to both the provisions of the Gambling Act 2005 and the Council's Gambling Policy as well as the 'Guidance to Licensing Authorities 3rd Edition' issued by the Gambling Commission. The Members determined the application with a view to promoting the three licensing objectives, namely preventing gambling from being a source of crime or disorder, being associated with crime or disorder or being used to support crime; ensuring that gambling is conducted in a fair and open way; and protecting children and other vulnerable persons from being harmed or exploited by gambling.

APPEAL INFORMATION

Under Schedule 13 Section 21 (1), the applicant or any party making representation may appeal against the decision. Section 21 (2) states that such an appeal must be made to the Magistrates Court within a period of 21 days from the date that the applicant is notified in writing of the decision.

Should you wish to appeal this decision then it is recommended that you obtain your own legal advice or contact the Magistrates Court at Bath Street, Hereford.

