

**MINUTES of the meeting of Regulatory Sub Committee held at Committee Room 1 - The Shire Hall, St. Peter's Square, Hereford, HR1 2HX on Thursday 15 December 2016 at 2.00 pm**

**Present:** Councillors: PA Andrews, DW Greenow and AR Round

**Officers:** Fred Spriggs and Tim Thorne

**54. ELECTION OF CHAIRMAN**

Councillor DW Greenow was elected as chairman for the regulatory sub-committee hearing.

**55. APOLOGIES FOR ABSENCE**

No apologies for absence were received.

**56. NAMED SUBSTITUTES (IF ANY)**

There were no substitutes present at the hearing.

**57. DECLARATIONS OF INTEREST**

There were no declarations of interest made.

**58. REVIEW OF A PREMISES LICENCE FOLLOWING THE EXPEDITED/SUMMARY LICENCE REVIEW IN RESPECT OF: SUPERSAM, 141-143 EIGN STREET, HEREFORD, HR4 0AJ - LICENSING ACT 2003**

The meeting was adjourned for 10 minutes to allow for the arrival of the interpreter.

Members of the regulatory sub committee of the council's regulatory committee considered the above report, details of which appeared before the Members in their agenda and the background papers.

Prior to making their decision the Members heard from Inspector Nick Semper representing West Mercia Police who reminded the committee that they would be hearing evidence which may be used in any potential future prosecution of the premises licence holder.

**RESOLVED**

- a) That under Regulation 14 of the Licensing Act 2003 that the meeting be closed to members of the public and press.
- b) The committee have considered the likely impact on the financial personal circumstances of the premises licence holder but given the seriousness of the criminal activity it is considered that only revocation of the licence in these circumstances is warranted, appropriate and

proportionate to prevent the undermining of the crime and prevention objective.

- c) The committee have also considered the interim steps and having regard to the evidence presented to committee consider that the suspension of the licence should remain in place pending the outcome of any appeal.

**59. REVIEW OF A PREMISES LICENCE FOLLOWING THE EXPEDITED/SUMMARY LICENCE REVIEW IN RESPECT OF: MILA, 102-104 BELMONT ROAD, HEREFORD, HR2 7JS - LICENSING ACT 2003**

Members of the regulatory sub committee of the council's regulatory committee considered the above report, details of which appeared before the Members in their agenda and the background papers.

Prior to making their decision the Members heard from Inspector Nick Semper representing West Mercia Police who reminded the committee that they would be hearing evidence which may be used in any potential future prosecution of the premises licence holder.

**RESOLVED:**

- a) That under Regulation 14 of the Licensing Act 2003 that the meeting be closed to members of the public and press.
- b) The committee have considered the likely impact on the financial personal circumstances of the premises licence holder but given the seriousness of the criminal activity it is considered that only revocation of the licence in these circumstances is warranted, appropriate and proportionate to prevent the undermining of the crime and prevention objective.
- c) The committee have also considered the interim steps and having regard to the evidence presented to committee consider that the suspension of the licence should remain in place pending the outcome of any appeal.

**60. EXCLUSION OF THE PUBLIC AND PRESS**

Under section 100(A)(4) of the Local Government Act 1972, the public was 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.

- 1 Information relating to any individual.
- 2 Information which is likely to reveal the identity of an individual.

**61. APPLICATION TO RE-INSTATE AN EXPIRED HACKNEY CARRIAGE VEHICLE LICENCE H196 OUTSIDE STANDARD CONDITION 11.5**

The applicant had given apologies to the committee due to sickness. The committee agreed that the application would be deferred to the next committee meeting.

**RESOLVED**

**That the application be deferred to the next meeting of the regulatory sub committee.**

**62. APPLICATION TO DEVIATE FROM STANDARD HACKNEY CARRIAGE VEHICLE LICENCE CONDITION 10.1(C)**

With the agreement of the applicant, it was agreed that the application would be deferred until the next meeting.

**RESOLVED**

**That the application be deferred to the next meeting of the regulatory sub committee.**

The meeting ended at 5.38 pm