

## **REPORT OF THE REGULATORY COMMITTEE**

### **Meeting Held on 3rd February, 2004**

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**Membership:**

**Councillors:** R.I. Matthews (Chairman), Brig. P. Jones CBE (Vice-Chairman) Mrs. S.P.A. Daniels, G.W. Davis, D.J. Fleet, J.W. Hope, T.W. Hunt, G. Lucas, J.W. Newman, R. Preece, D.C. Taylor, P.G. Turpin.

#### **THE LICENSING ACT 2003**

1. Preparations are being made and licensing policies are being put in place for the transfer of liquor and other such licensing from the Magistrates' Court to the Council. Guidance is still awaited from the Government on when this will take place. The views of the Partner Authorities (Hereford & Worcester Combined Fire Authority and West Mercia Constabulary) have been taken into account in preparing the policies. The views of other interested parties have also been taken into account. A series of training events will take place during the next few weeks for Members of the Committee and for Officers.

#### **RECENT APPEALS FROM REGULATORY COMMITTEE REGARDING APPLICATIONS TO VARY OPENING HOURS FOR PUBLIC ENTERTAINMENT LICENSES**

2. The Committee was notified of the outcome of successful appeals which had been lodged by Time Nightclub, Commercial Road Hereford and King Charles II public house, Broad St, Ross-on-Wye. The Committee had previously refused to vary the opening hours of the Public Entertainments Licences for these premises because of the concerns it had about possible noise and nuisance arising for local residents during the early hours of the morning. The Magistrates' Court had upheld the appeals and had awarded costs against the Council.

#### **FOOTPATHS ED5 (PART) & ED6 (PART) IN THE PARISH OF EARDISLAND**

3. The Committee has been made aware of serious erosion to part of Public Footpaths ED5 and ED6 in Eardisland where the paths follow the bank of the River Arrow. In three sections the paths had been 'lost' into the river. This has prevented public access along these sections of the paths and led to local demand for the Council, as Highway Authority, to take action to restore public access to the riverside route.
4. There are a number of complications surrounding possible restoration regarding land ownership, costs and the fact that further erosion is likely in the future. The Committee has therefore decided to carry out a site inspection with a view to giving further consideration to all the aspects regarding the footpaths, at its next meeting which will be held in March, 2004.

**R.I. MATTHEWS**  
**CHAIRMAN**  
**REGULATORY COMMITTEE**

**BACKGROUND PAPERS - Agenda papers from the meetings of the Regulatory Committee held on 3rd February, 2004.**