

**HEREFORDSHIRE COUNCIL**

**REGULATORY COMMITTEE DECISION NOTICE  
(THE LICENSING ACT 2003)**

<b>PREMISES</b>	Re-rack
<b>APPLICANT'S NAME</b>	Mr. and Mrs. Bedford
<b>APPLICATION TYPE</b>	Variation
<b>PANEL MEMBERS</b>	Councillor R.I. Matthews (Chairman) Councillor T.W. Hunt Councillor P.G. Turpin
<b>DATE OF MEETING</b>	6th June, 2006

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.

It was noted that the application notice was served upon the Licensing authority on 11th April, 2006, when the applicant delivered the papers by hand. The applicant confirmed that she subsequently posted copies of the application to the other responsible authorities. The Police did not receive their copy of the document until 19th April, 2006.

All parties were content for this irregularity to be put aside and for the matter to be heard by the sub-committee. The Chairman noted that he had to consider the legal position and had to come to a determination as to whether the application could be heard in such circumstances. The Legal Practice manager advised the Sub-Committee of regulation 27 of the 'Premises Licence and Club Premises Certificates Regulations 2005' which stated that a copy of the application SHALL be given to the licensing authority and the other responsible authorities on the same day. He noted that the requirement to give this notice on the same day was mandatory and failure to do so could not be corrected under Regulation 41.

The application was **REJECTED**.