

MINUTES OF A MEETING OF THE
DEVELOPMENT CONTROL
COMMITTEE HELD IN THE COUNCIL
CHAMBER, WALLFIELDS, HERTFORD
ON TUESDAY 22 NOVEMBER 2005
AT 7.30 PM

PRESENT: Councillor R Gilbert (Chairman).
Councillors M R Alexander, W Ashley,
A L Burlton, R N Copping, J Demonti,
Mrs M H Goldspink, M P A McMullen,
D A A Peek, P A Ruffles, S Rutland-Barsby,
G D Scrivener, J J Taylor, M Tindale,
A L Warman, M Wood.

OFFICERS IN ATTENDANCE:

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| Amanda Brodie | - Solicitor |
| Simon Drinkwater | - Director of Corporate Governance |
| Glyn Day | - Enforcement Officer |
| Neal Hodgson | - Director of Regulatory Services |
| Martin Ibrahim | - Senior Democratic Services Officer |
| George Robertson | - Head Of Legal Services |
| Alison Young | - Enforcement Manager |

ALSO PRESENT:

Jonathon Ashley-Norman - Barrister

451 APOLOGIES

Apologies for absence were submitted on behalf of
Councillors D R Atkins, K A Barnes, S A Bull, A F
Dearman, G L Francis, L O Haysey, J Hedley.

452 CHAIRMAN'S ANNOUNCEMENTS

The Chairman welcomed Jonathon Ashley-Norman, Barrister representing the Council to the meeting.

453 EXCLUSION OF PRESS AND PUBLIC

The Committee passed a resolution pursuant to Section 100(A)(4) of the Local Government Act 1972 to exclude the press and public during consideration of the business referred to in Minute 455 on the grounds that it involved the likely disclosure of exempt information as defined in paragraph 12 of Part 1 of Schedule 12A of the said Act.

RESOLVED ITEMSACTION454 MINUTES

RESOLVED – that the Minutes of the meeting held on 9 November 2005, be confirmed as a correct record and signed by the Chairman.

455 BISHOP'S STORTFORD FOOTBALL CLUB –
CONFISCATION PROCEEDINGS POST-CONVICTION

The Director of Corporate Governance submitted a report requesting the Committee to consider confiscation proceedings against Bishop's Stortford Football Club.

The Director detailed the background to the successful prosecution of the Football Club, Timelast Ltd (owner of the land at Dunmow Road) and Bradley Goodwin trading as Bishop's Stortford Football Club Members Parking Association, for the non-compliance with an Enforcement Notice. The Committee was also reminded of the various legal proceedings as now detailed in the report submitted.

Jonathon Ashley-Norman outlined the current position and the options the Council had. A hearing for sentencing the three defendants had been arranged for 22 December 2005. It was for the Council, as the prosecuting authority,

ACTION

to consider whether or not to commence confiscation proceedings against the defendants prior to conviction.

Mr Ashley-Norman advised the Committee that there were four options the Council could pursue. These options were outlined in the document tabled at the meeting.

Councillor D A A Peek moved, and Councillor A L Burlton seconded, a motion in support of pursuing option 2 in the first instance and option 4 if the Council's objectives were not met within three months. After being put to the meeting, and a vote taken, this motion was declared LOST.

The Committee Chairman moved that option 4 be pursued immediately. After being put to the meeting, and a vote taken, the motion was declared CARRIED.

The Committee requested that Officers provide Members with regular updates on proceedings.

The Chairman thanked Jonathon Ashley-Norman for his attendance at the meeting.

RESOLVED – that option 4, as identified in the document tabled at the meeting, be pursued.

DCG

The meeting closed at 8.02 pm

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| Chairman | |
| Date | |