



Regulatory Subcommittee

14:05 to 14:30

13 August 2018

Present: Councillors Malik (chair), Ackroyd, Ryan and Stewart

Apologies: Councillor Thomas (Va)

1. Declarations of Interest

There were no declarations of interest.

2. Highways Act 1980 – Application to Place Tables and Chairs on the Highway – Cocina, Samson & Hercules House, 15 Tombland, Norwich

(The applicant, attended the meeting for this item.)

The environmental protection, licensing and markets manager presented the report and highlighted the amended plan of the seating area which had addressed the previous concerns raised by the council's highways officers. He referred to extra conditions which had been considered at the previous hearing and said that these points had been addressed in the amended plan. The only outstanding point not covered by the standard conditions was the inclusion of a parasol within the application.

He advised members that all objections to the proposal had now been withdrawn with the exception of the objection received from the Maids Head as set out on page 27 of the agenda papers. The original objection from the food and safety team had been withdrawn. The environmental protection, licensing and markets manager confirmed that they had reviewed the revised plan and considered any hazards were addressed within premise owner's health and safety assessment.

In response to member questions the applicant said the business had no current plans to place tables and chairs in their outside area, the area being applied for would be enclosed and used as a distinct area for dining. It would be contained by barriers which were a fixed size. The hours of the application had been reduced to 10pm to match the licence of the pub next door. At night all tables, chairs, barriers and the parasol would be brought inside.

The legal advisor to the committee clarified that paragraph 7 points (a) and (c) relating to a parasol were not part of the standard conditions but additions to it. This included amending conditions 9 to 15 to include 1 parasol/umbrella and an additional

condition ensuring that the parasol did not overhang any part of the public highway outside of the s115 HA 1980 licensed seating area.

(The applicant and the environmental protection, licensing and markets manager left the meeting at this point.)

RESOLVED, unanimously, to grant the application to place tables and chairs on the highway – Cocina, Samson & Hercules House, 15 Tombland, Norwich, under the Highways Act, 1980 with standard licence conditions 9 and 15 amended to include reference to 1 parasol and any barriers and a further condition to state that the parasol shall not overhang any part of the public highway which is outside the s115 Highways Act 1980 licensed seating area.

(The applicant and environmental protection, licensing and markets manager were readmitted to the meeting and the applicant informed of the resolution above.)

CHAIR