



Regulatory Subcommittee

14:00 to 15:15

11 March 2019

Present: Councillors Malik (chair), Brociek-Coulton, Fullman, Raby (sub for Henderson) and Stutely (sub for Bradford)

Apologies: Councillors Bradford and Henderson

1. Declarations of Interest

There were no declarations of interest.

2. Highways act 1980: application for licence to place tables and chairs on the highway - Mindoro, 1 Westlegate, Norwich, NR1 3LT.

Shaun Rignall, the manager of Mindoro attended for this item.

The environmental protection, licensing and markets manager presented the report.

In response to a member question Mr Rignall confirmed that there would be barriers, bordering the seating area. The environmental protection, licensing and markets manager advised that Norwich City Council's standard conditions applied to the application which dictated that the licensed area be mainly enclosed by barriers. In response to a member question the environmental protection, licensing and markets manager confirmed that the Norwich Access Group had been consulted on the tables and chairs application and no response had been received from them.

Mr O' Leary addressed the committee. He objected to the application because he was concerned there was not enough space for partially sighted people to pass by on the pavement. Guide dogs were trained to use the pavement and he was concerned that the tables and chairs would lead to the bunching up of pedestrians on the pavement. It was noted that the application was made on a road which was pedestrianised and opposite to the tables and chairs there were no other barriers on the pavement. Officers in the highways department had been consulted and confirmed they had no objection on highways grounds to the proposed application.

The committee considered highway safety and the view of the transport planner, and the pedestrianisation of the area and considered that the application would not lead to any highway safety issues

RESOLVED, unanimously to:

- (1) grant the application; and
- (2) to ask the highways department to review the tables and chairs after one month to ensure condition 15 was satisfied.

3*. EXCLUSION OF THE PUBLIC

RESOLVED to exclude the public from the meeting during consideration of items 4* and 5* below on the grounds contained in paragraphs 1 and 3 of Part 1 of Schedule 12(A) of the Local Government Act 1972, as amended.

4*. Suspension/revocation of Norwich City Council private hire drivers licence no. 18/01969/PHDRIV - (Paragraphs 1 and 3)

(The licence holder and the environmental protection, licensing and markets manager were admitted to the meeting. The applicant produced his DVLA licence for inspection by the committee. A copy of the report was provided to the applicant at the meeting.)

The environmental protection, licensing and markets manager presented the report.

The licence holder explained the circumstances of the conviction against him which he did not refute and confirmed he had no outstanding charges or offences to answer to.

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

The subcommittee considered the circumstances surrounding the licence holder's conviction and noted that one of its primary roles was to protect the public.

RESOLVED, unanimously, to revoke Norwich City Council private hire drivers licence no. 18/01969/PHDRIV.

(The applicant and the environmental protection, licensing and markets manager were admitted to the meeting. The legal advisor informed the applicant of the subcommittee's decision and listed the reasons for this decision as minuted above. The legal advisor advised the applicant that he would receive written notification of the subcommittee's decision and of his right to appeal to the Magistrates' court within 21 days of receipt of the written notification. The applicant and the environmental protection, licensing and markets manager then left the meeting.)

5*. Application to grant private hire drivers licence – application ref: 18/01776/PHDRIV (Paragraphs 1 and 3)

RESOLVED, unanimously, to adjourn application for grant private hire drivers licence – application ref: 18/01776/PHDRIV to the next meeting of the regulatory subcommittee.

CHAIR