

BRECKLAND COUNCIL

Report of: Assistant Director (Commissioning)

To: General Purposes Committee 19 September 2012

(Author: Fiona Inston – Licensing and Business Support Manager)

Subject: Pavement Licensing Policy

Purpose: This report provides an opportunity to implement a pavement licensing policy to deal with current issues with table and chairs and to formalise the enforcement regime associated

Recommendation(s):

It is recommended that Members:

(1) Approve the policy attached in appendix one of this report

1.0 BACKGROUND

- 1.1 The Licensing Team in Environmental Health enforce the requirements regarding table and chairs under Section 115 of the Highways Act 1980.
- 1.2 A process is in place to deal with tables and chairs but there appears to be no formal arrangements or a policy in place to deal with matters such as renewal applications or enforcement. Therefore it is intended to implement the policy attached with the report to provide clarification and transparency on the teams approach to deal with such matters.
- 1.3 A draft policy entitled “Draft Pavement Licensing Policy” has been included in Appendix one of this report

OPTIONS

- 2.1 The options with this report is to approve the “Draft Pavement Licensing Policy”

3.0 REASONS FOR RECOMMENDATIONS

3.1 The proposed recommendation gives greater clarity of the standards expected of all businesses with tables and chairs operating in the Breckland area and to ensure a fair and consistent approach is implemented.

2.0 IMPLICATIONS

3.1 Carbon Footprint & Environmental Issues

The proposed conditions attached to will help reduce the environmental impact of businesses who display tables and chairs, particularly reducing the risk of obstruction or danger and preventing nuisance or annoyance.

3.2 Constitution & Legal

The legalisation to support this policy is Section 115 of the Highways Act 1980

3.3 Contracts

None

3.4 Corporate Plan

This proposal supports the following corporate priorities:

- To have pride in Breckland
- To support our local economy

3.5 Crime and Disorder

None

3.6 Equality and Diversity & Human Rights

There are no direct equality or diversity implications arising from this report.

3.7 Financial

There are no financial implications of this report.

3.8 Risk Management

The proposal has been developed to ensure greater regulation of tables and Should issues arise then a further report will be brought back to Members for consideration on a review of the policy.

3.9 Staffing

None. The scheme will be operated using existing staff resources.

3.10 Stakeholders / Consultation

Not application. On all renewal applications the Planning department and Highways department will be consulted.

3.11 Other

None

4 WARDS/COMMUNITIES AFFECTED

All

Background papers:-

Not relevant to this report

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Appendices attached to this report:

Appendix 1: "Draft Pavement Licensing Policy" dated September 2012