

Pavement Licence

Standard Conditions

1. This licence permits only the specified number and type of furniture as shown on the face of the licence.
2. This consent exclude A Boards, patio heaters, gazebos and any other furniture that are not specified on this licence.
3. This licence permits the business to only place the approved furniture on the highway in order to sell or serve food or drink and/or allow it to be used by people for consumption of food or drink supplied from, or in connection with the use of the premises. This licence does not permit the use of the furniture for any other purpose at any time.
4. The Licensee shall clearly display their copy of the licence at all times and shall present it for inspection when required to do so by an Authorised Officer of the Council or by a Police Officer. Failure to do so may result in the revocation of the licence by the Council.
5. All street furniture should be removed from the highway by 10pm.
6. Any items left on the highways outside of the permitted hours may be removed/stored by the Council. The licence holder will be liable for any costs incurred as a consequence.
7. The furniture must be sited so as to ensure that they do not extend further than the boundaries agreed and leave a minimum foot path clearance of 2 metres or 3 meters in accordance with the guidance.
8. The Licensee must maintain a public liability and third-party insurance to the value of at least £5 million.
9. The licensee shall be responsible for cleaning the area of the public highway used under consent at the end of each day. The licensee shall provide mobile litter bins and cigarette bins, of such dimensions as the Council may specify, on the public highway, in such positions and for such time periods as the Council may specify. This waste will be treated as commercial waste and is to be disposed of appropriately by the licensee.
10. The licensee shall remove the furniture from the public highway immediately if requested to do so by the Council, its agents, contractors or licensees, the police or by a statutory undertaker. The applicant shall not reposition the furniture on the public highway until notified by the Council, the Statutory Undertaker, or the Police, that he/she may do so.
11. This Licence does not grant exclusive right to use the public highway and the Council may revoke this consent at any time upon giving the licensee notice in writing. Upon revocation of the Licence the applicant shall remove the furniture from the public highway and, in default, the Council may remove the furniture and recover from the applicant its costs in so doing and no compensation payable.
12. Any Notice given to the licensee shall be deemed to have been sufficiently served if addressed to the licensee and sent by post or left at the premises.
13. The footway must not be obstructed by patrons standing on the public highway adjacent to the tables and chairs or any furniture and the kerb.
14. Cutlery and glassware must only be present in any outside area when in use by a customer. Cutlery and glassware must not be left unattended.
15. The use of tables, chairs, benches or other street furniture shall be monitored throughout trading. This will be to ensure no cutlery, vessels, bottles or condiments are left unattended.
16. All emergency routes to the premises and access to adjoining building is to be left unobstructed at all times.
17. Premises not licensed under the Licensing Act 2003 to sell alcohol must not permit the consumption of alcohol in the area covered by this licence.
18. Premises that are so licensed (i.e. to provide alcohol) must not permit the consumption of alcohol in the permitted area outside of the hours permitted for the sale of alcohol on the Licensing Act 2003 licence.
19. Clear routes of access along the highway must be maintained, taking into account the needs of disabled people, and the recommended minimum footway widths and distances required for access by mobility impaired and visually impaired people as set out in Section 3.1 of [Inclusive Mobility](#).
20. The licensee shall ensure that there are clearly designated 'smoking' and 'non-smoking' areas.
21. There shall be 'no smoking' signage displayed in designated 'smoke-free' zones in accordance with The Smoke-free (Signs) Regulations 2012.
22. No ash trays or similar receptacles are to be provided or permitted to be left on furniture where smoke-free seating is identified.
23. Licence holders must ensure a minimum 2M distance between non-smoking and smoking areas, wherever possible

STANDARD INFORMATIVE This licence is without prejudice to, and shall not be construed as derogating from any of the rights, powers and duties of the Council's pursuance of any of its statutory functions or in any capacity.