

Pavement Licence conditions (Permanent)

(Issued under the Levelling-Up and Regeneration Act 2023)

1. A pavement licence is a licence granted by the local authority, or deemed to have been granted, which allows the licence-holder to place removable furniture over certain highways adjacent to the premises in relation to which the application was made, for certain purposes. The Levelling Up and Regeneration Act 2023 makes permanent the provisions set out in the Business and Planning Act (BPA) 2020 that streamlined the process to allow businesses to secure these licences quickly.
2. The Royal Borough of Greenwich has adopted to issue licences for a 1 year period and charge the maximum fee allowable under the LURA provisions; £350 for renewal and £500 for new licenses.
3. The issuing of a Pavement Licence does not imply exclusive right to the area of public highway. The licence holder must be aware that Royal Borough of Greenwich and emergency services will potentially need to gain access at various times (including emergencies) for maintenance, installation, special events, improvements or any other reasonable cause. This may mean that the licensed area will need to cease operating and/or be removed for a period of time. In this case there would be no compensation for loss of business.
4. The Royal Borough of Greenwich requires evidence that the licence holder has Public Liability Insurance, with a minimum level of indemnity of £5 million. (This must indemnify The Royal Borough of Greenwich against all claims for injury, damage or loss to users of the public highway, arising from the use of the highway for the permitted purpose)
5. Unobstructed pedestrian footpath clearance of two (2) metres must be maintained at all times.
6. Tables and chairs must not be placed in position outside of permitted times. When the licence is not in use, all tables and chairs and other furniture must be stored securely inside premises away from the highway.
7. Emergency routes to the premises and adjacent buildings must not be obstructed by tables, chairs or any other permissible furniture, which should not extend beyond the width of the licensed area.

8. The licensee must ensure that the area operates in a safe and orderly manner, ensuring that any safety risk or nuisance to customers, other users of the public highway or any adjacent land or premises, is minimised.
9. The licence holder is not permitted to make any fixtures, or excavations of any kind, to the surface of the highway.
10. The Licensee of premises not licensed under the Licensing Act 2003 or any modification or re-enactment thereof, must not allow the consumption of alcoholic liquor within licensed area.
11. Smoke-free areas. Clear 'smoking' and 'non-smoking' areas, with 'no smoking' signage displayed in designated 'smoke-free' zones in accordance with Smoke-free (signs) regulations 2012. No ash trays or similar receptacles to be provided or permitted to be left on furniture where smoke-free seating is identified. All Licence holders should provide a minimum two (2) metre distance between non-smoking and smoking areas.
12. The responsible person (Applicant) **must** ensure that **ALL** Personal Licence Holders, those with delegated authority, and staff employed by or contracted to the relevant licensed premises; register and successfully the complete nationally recognised counter terrorism training product referred to as ACT eLearning package within 10 days of the Pavement Licence application being made **OR** can demonstrate that the ACT eLearning product has been successfully completed by those employed or contracted to the relevant licensed within the preceding 12 month period of the pavement licence being granted (ACT eLearning Certificates are provided on successful on-line completion).

Guidance: To obtain further ACT eLearning information (FAQ)

visit <http://www.NaCTSO.GOV.UK> or to register as a business or individual for ACT eLearning visit <https://ct.highfieldelearning.com/>

13. The responsible person **must** ensure that existing CCTV systems are correctly working, benefits from a maintenance contract whereby any outage or loss of capability will be resolved within a maximum period of 24 hours, be compliant with the Data Protection Act 1998, Information Commissioners requirements, and any other CCTV Code of Conduct referred to in the Premise Licence. Imagery must be retained for a at least one (1) calendar month and images produced upon reasonable request by a Police Officer or Local Authority Enforcement Officer.
14. The licensee is responsible for ensuring that the conditions of the licence and any other necessary permissions and regulations are adhered to. The Licence holder is

to use the highway solely for the licence in line with the provisions of the licence and for no other purpose whatsoever.

- 15. The licence does not allow the use of loudspeakers, amplification or other similar equipment.
- 16. The licensee and any staff associated with the business must ensure that any threat or use of violence, or racist, sexist or obscene language or behaviour is prohibited, whether or not it is directed at any particular individual or group including any member of Royal Borough of Greenwich staff.
- 17. It is the responsibility of the licensee to ensure that any waste, noise or anti-social behaviour associated with the business is managed responsibly without causing any nuisance to residents, businesses, and users of the public highway.
- 18. A copy of the licence must be displayed in a prominent position at all times during the permitted hours of trading
- 19. The Royal Borough of Greenwich reserves the right to revoke, with immediate effect, this licence at any time if any of the above conditions are breached.

I have read and agree with the terms and conditions set out by the Royal Borough of Greenwich

Name of business owner or agent

Signature of business owner or agent

Date