**Appendix 3**

**Standard Pavement Licence Conditions**

1. This permission is personal to the Licensee and is not transferable**.**
2. The agreed design and layout shall not be altered unless the Council has consented in writing to such alteration.
3. The tables, chairs and other objects shall always be kept in good repair and condition, at the Licensee’s expense.
4. The furniture shall be free-standing and the Licensee shall make no fixtures to or excavations of any kind in the surface of the highway.
5. The Licensee shall make no claim or charge against the Council in the event of the chairs or tables or other objects being lost, stolen or damaged in any way from whatever cause.
6. The Licensee shall indemnify the Council against all actions, proceedings, claims, demands and liability which may at any time be taken, made or incurred in consequence of the use of the chairs and tables and other objects and for this purpose must take out at the Licensee’s expense a policy of insurance approved by the Council in the sum of at least £5 million in respect of any one event and must produce to the Council on request the current receipts for premium payments and confirmation of the annual renewals of the policy.
7. The Licensee shall be responsible for the cost of repairing or making good any damage to the highway or other Council owned property arising from the use of the area.
8. The area so permitted to be used must be used solely for the purpose of consuming refreshments and no form of entertainment whether acoustic or amplified shall be provided in the said area or the area immediately surrounding it.
9. An unimpeded pedestrian route of at least 1.5 metres must be maintained at all times, for people wishing to use the footway.
10. The Licensee shall make no charge for the use of the chairs and tables and other objects.
11. Waste from the Licensee’s operations must not be disposed of in the permanent litter bins provided by the Council.
12. Refuse and litter deposited on the highway in the vicinity of the chairs and tables and other objects must be removed by the Licensee at the Licensee’s expense at frequent intervals and the area immediately surrounding it must be kept clean and tidy.
13. The pavement licence area shall not be open before **9.00 a.m**. and shall close no later than **10.00 p.m.**
14. The Licensee shall remove the tables, chairs and other objects from the highway outside the Trading Hours and immediately if required to do so as to permit works in or the use of the highway by:-
* The Council, the Police, Fire and Ambulance Services, any Statutory Undertaker or Telecommunications Code Operator or
* Builder’s vehicles, hearses and furniture removal vans.
1. The Licensee shall provide a waiter/waitress service to the Open Air Café using suitably trained staff.
2. All glasses and bottles shall be transported to and from the Open Air Café in wire mesh type baskets or such other baskets as may be approved by the Council and all hot liquids shall be transported to and from the Open Air Café area in shatter proof sealed jugs or high-sided solid trays approved by the Council.