

**BUSINESS AND PLANNING ACT 2020****PAVEMENT LICENCE****STANDARD CONDITIONS**

The following standard conditions will apply to a Pavement Licence granted by Wirral Council.

Additional conditions may also be applied and attached to individual licences.

1. Tables and chairs must be set out in accordance with the Government's guidance that is in force at the particular time, in respect of social distancing.
2. The Licence Holder shall ensure that at all times customers are instructed, reminded and encouraged to comply with social distance guidelines.
3. The Licence Holder shall ensure that the premises operates in accordance with Government's guidance applicable at the relevant time, in relation to COVID-19 in respect of operating the Licence Holder's type of business.
4. The Licence is issued to permit the placement of furniture on the highway in accordance with the plan attached to this licence, provided that such items are displayed and sited exactly as defined in this licence.
5. The Licence Holder shall ensure that any furniture is at all times safe and suitable for its purpose, clean, tidy and maintained to a high standard.
6. The Licence Holder must not make or permit to be made any alterations or additions to the Permitted Area without the prior consent in writing of the Council.
7. The Licence Holder shall ensure that no exposed cabling is laid across the highway.
8. The Licence Holder shall ensure that emergency access routes are kept clear and unobstructed at all times.
9. The Licence Holder shall ensure that no anti-social activities/behaviour takes place within the Permitted Area.
10. This Pavement Licence must be kept on the premises at all times so that it can be inspected by an Authorised Officer.
11. No items are authorised to be attached or affixed to any highway structure, street furniture, post or column.
12. The Licence Holder must manage waste generated by their business to ensure that the Licensed Area and at least 5 metres beyond remains free from litter. The Licence Holder shall ensure that regular collections of windblown and discarded litter take place in the immediate vicinity of the Permitted Area and at least 5 metres surrounding it even if it is not directly related to the business.

13. The granting of a Pavement Licence does not imply any permission to excavate, mark, alter or damage the highway in any way. The Licence Holder will be liable for the costs of any repairs undertaken by the Council as a result of any damage arising from the use of the Permitted Area.
14. The Licence Holder shall ensure that all items are immediately removed from the Permitted Area if the Council, a statutory undertaker or other authorised organisation have need to undertake works on, under or adjacent to the highway, at any time and for any period, without the Council being liable for any losses claims demands costs or expenses whatsoever.
15. The Licence Holder shall be liable for and shall indemnify and keep indemnified the Council against any losses claims demands proceedings damages costs charges and expenses whatsoever arising under any statute or at common law in respect of personal injury to or death of any person whomsoever or loss of or damage to any property whatsoever which arises out of or is connected with this Licence.
16. The Licence Holder shall at all times maintain in force such policies of public liability insurance as shall provide full insurance and indemnity against the Licence Holder's liability in the sum of at least £5,000,000 (Five Million Pounds) in respect of any one occurrence or series of occurrences arising out of one event. A copy of such policy of insurance must be available for inspection as and when required by the Council.
17. The Licence Holder shall ensure that neither smoking or vaping takes place within the permitted area.