

## Medway Pavement Licence local conditions

These conditions are published under Part 1, Section 5(2) of the Business and Planning Act 2020

1. The site must not exceed the width of the premises frontage and must be positioned within the area specified on the licence.
2. The furniture used must not cause any damage to the highway or impede surface water drainage.
3. The furniture must not impede access to or egress from any premises.
4. There are to be no permanent fences, enclosures, fixtures, fittings or furniture.
5. No barbecues, fire pits, gas heaters or naked flames are permitted.
6. All customers must be seated, with no vertical drinking.
7. The licensee must ensure patrons behave in a civil manner and minimise any disturbance to local residents.
8. No live music, singing, recorded music, or other amplified sound is permitted in the licensed area.
9. Public Liability Insurance of at least £5m must be maintained and evidence must be provided to the local authority upon request.
10. The licence holder must comply with all reasonable requests from an officer of the local authority, highways authority (where this is not the local authority) or emergency services.
11. Artificial lighting associated with the licence may only be used during the permitted licence hours and must not cause disturbance/nuisance to occupiers of other properties.
12. A record detailing the date, time and nature of, and resolution to, all incidents of crime or antisocial behaviour occurring within the licensed area must be kept and made available to police and authorised officers from the local authority upon request.
13. Every table, chair and item of temporary street furniture shall be positioned so that it does not impede the surface water drainage of the highway.
14. No items shall be sited as to obstruct access to any premises unless the consent of the occupier of those premises has been obtained. No items shall be sited in

such a way that they obstruct any fire exits, dry risers or any other places of equipment that requires access by emergency services.

15. A minimum continuous unobstructed footway width of at least 1.6 metres (not including kerbs) must be maintained at all times.
16. No tables, chairs and temporary street furniture, shall be left on the highway longer than the permitted hours specified on the Pavement Licence. Tables, chairs and temporary street furniture shall be taken inside and stored during the hours outside of licensed hours.
17. All tables, Chairs and temporary furniture shall be separated from the remaining highway using disability compliant barriers. Barriers MUST:
  - a. Be between 1000mm and 1200mm in height
  - b. Have a continuous tapping rail (150mm to 200mm deep) or panel edge either on the ground or up to a maximum height of 200mm above the ground.
  - c. Have a colour contrast to ensure they are highly visible.
  - d. Be continuous around the area of tables, Chairs and temporary street furniture except for the access point
  - e. Be removed from the highway outside the licensed hours.
18. No tables, chairs, temporary street furniture, including barriers shall remain on the highway pursuant to this permission after the period of the pavement licence has expired.
19. The licensee shall be responsible for keeping the designated area in a clean and tidy condition at all times and shall ensure that any associated debris is removed at the end of each day and make good any damage caused to the surface area.
20. No apparatus such as power cables or water pipes shall be allowed to be laid across or suspended above the highway for the purposes of providing services to outside areas on or off the highway.
21. No wastewater or other substances shall be discharged on to the highway or highway drainage system.
22. Where furniture to be put on the relevant highway consists of seating for use by persons for the purpose of consuming food or drink, the licence holder must ensure:
  - a. Smoking of tobacco is not permitted within the licensed area.

- b. No advertising, other than the premises name and/or logo is permitted on items within the licensed area, including parasols, barriers, tables and chairs.