

Standard Conditions attached to all Pavement Licenses issued  
by the London Borough of Croydon under the Business and  
Planning Act 2020

1. The licence applies only to the premises specified in the licence and only to the named licence holder. It is not portable or transferrable. A pavement licence may be surrendered at any time by giving notice of surrender to the Council at [licensing@croydon.gov.uk](mailto:licensing@croydon.gov.uk)
2. Any changes to the licence holders' contact details to be notified to the Council immediately at [licensing@croydon.gov.uk](mailto:licensing@croydon.gov.uk).
3. The licence holder must use, or propose to use, those specified premises for, or including, a relevant use. For this purpose a relevant use, in relation to premises, means either or both: (a) use as a public house, wine bar or other drinking establishment; (b) other use for the sale of food or drink for consumption on or off the premises.
4. The licence only authorises the placement of removable furniture on part of a relevant highway adjacent to the premises for either or both of two defined purposes. These are the use of that furniture: (a) to sell or serve food or drink supplied from, or in connection with the relevant use of the premises and/or (b) by other persons for the purpose of consuming food or drink supplied from, or in connection with relevant use of the premises.
5. The type of removable furniture which may, subject to the terms of this licence, be placed on part of a relevant highway for the purposes of this licence is as specified in the Act and is as follows:
  - (a) counters or stalls for selling or serving food or drink,
  - (b) tables, counters or shelves on which food or drink can be placed,
  - (c) chairs, benches or other forms of seating, and
  - (d) umbrellas, barriers, heaters and other articles used in connection with the outdoor consumption of food or drink.
6. Any furniture placed on a part of relevant highway for the purposes of this licence must be within the area permitted by the licence, must be safe and suitable for the proposed purpose and use and may only remain on the highway during the hours of permitted operation. No permanent fixed structure may be placed on the highway and all furniture must be stored away at the end of use for the day. Licence holders are required to make appropriate arrangements for the safe storage of the furniture when not in use or permitted to be in use.
7. The licence does not add to or alter any entitlements the premises may or may not have to serve food or beverages and licence holders must ensure that they are appropriately authorised to undertake any additional matters

which fall outside the authorisation of the pavement licence. Such entitlements will still need to be sought in the normal way by the relevant planning, licensing or other registration regime.

8. The grant of a pavement licence will not extend the permitted hours conditioned on any planning permission and/or specified on a premises licence for the premises to which it relates.
9. Nothing done by the licence holder pursuant to the licence may have the effect of:
  - (a) preventing traffic, other than vehicular traffic, from—
    - (i) entering the relevant highway at a place where such traffic could otherwise enter it (ignoring any pedestrian planning order or traffic order made in relation to the highway),
    - (ii) passing along the relevant highway, or
    - (iii) having normal access to premises adjoining the relevant highway,
  - (b) preventing any use of vehicles which is permitted by a pedestrian planning order or which is not prohibited by a traffic order,
  - (c) preventing statutory undertakers having access to any apparatus of theirs under, in, on or over the highway, or
  - (d) preventing the operator of an electronic communications code network having access to any electronic communications apparatus kept installed for the purposes of that network under, in, on or over the highway.
10. The licence holder shall ensure that all persons present within the defined area permitted by their Pavement Licence maintain social distancing and any reasonable crowd management measures needed as a result, in line with Government guidance on social distancing in effect at the relevant time.
11. The licence holder shall ensure that all persons present within the defined area permitted by their Pavement Licence will conduct themselves in a manner which does not lead to noise nuisance or give rise to anti social behaviour or cause litter or other debris to be left on the public highway.
12. The licensed area must be kept litter free and clean, including regular emptying of bins or ash trays. Where necessary wash down the area after use.
13. The licence holder shall ensure that, where the 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 make reasonable provision for seating where smoking is not permitted.
14. Clear routes of access along the highway must be maintained to take account of users of the highway and particular regard must be had to the needs of mobility impaired and visually impaired people. Recommended minimum footway widths and distances required for access by mobility impaired and visually impaired people are set out in Section 3.1 of [Inclusive Mobility](#). Accordingly (subject to condition 15), the licence holder shall ensure that at all times furniture is placed on the public highway by virtue of their

Pavement Licence, that that furniture is kept within the measurements (length and width) permitted by that premises licence and that at all times, on Croydon Council maintained roads, a minimum distance of two (2) metres is maintained from the edge of the licensed area or any item of furniture within it to the kerb, any cycle lane or to any item of existing street furniture, such as a lamppost, a cycle rack, a tree or a phone box and on Transport for London maintained roads, the minimum distance shall be **2.8** metres.

15. In addition, the licence holder shall ensure that, if their premises is near to a bus stop or pedestrian crossing, a minimum distance of 3 metres shall be maintained from the edge of the licensed area or any item of furniture within it to the closest part of that bus stop structure or the kerb of the pedestrian crossing if there is no other existing street furniture in between.
16. Unless otherwise agreed or unless shorter hours are specified as part of any planning or licensing permission for the operation of the relevant premises, the commencement hour on this licence for placing furniture on the public highway shall be 8am, Monday to Sunday and the terminal hour 10pm, Monday to Sunday.
17. The Licence holder shall have in place and maintain appropriate Public Liability Insurance to a value of £1M in relation to the use of part of a relevant highway permitted by this licence.
18. Any furniture placed on the highway pursuant to this licence must be removed upon reasonable request of an authorised Council officer or Police Officer.
19. A copy of the licence is to be displayed in the premises window.
20. The Licence expires on 30 September 2022.

**Please note:**

If a local authority considers that a licence holder has breached a condition of a licence, it may either revoke the licence or serve a notice on the licence-holder requiring the taking of such steps to remedy the breach as are specified in the notice within such time as is so specified. If a licence-holder on whom a notice is served fails to comply with the notice, the local authority may revoke the licence, or take the steps itself and recover the costs of doing so from the licence-holder.

The Council may also revoke the licence if it considers that—

- (a) some or all of the part of the relevant highway to which the licence relates has become unsuitable for any purpose in relation to which the licence was granted or deemed to be granted,*
- (b) as a result of the licence—*
  - (i) there is a risk to public health or safety, or*
  - (ii) anti-social behaviour or public nuisance is being caused or risks being caused,*
  - (iii) the highway is being obstructed (other than by anything done by the licence-holder pursuant to the licence),*
- (c) anything material stated by the licence-holder in their application was false or misleading, or*
- (d) the licence-holder did not comply with the duty to fix the notice to the premises and secure that it remained in place during the public consultation period.*