

**London Borough of Redbridge
The Business and Planning Act 2020**

**TEMPORARY PAVEMENT TRADING LICENCE STANDARDS CONDITIONS FOR
THE CONSUMPTION OF FOOD AND DRINK OUTDOORS**

Where the London Borough of Redbridge sets a local condition that covers the same matter as set out in national conditions, then the locally set condition takes precedence over the national condition where there is reasonable justification to do so. A pavement licence may be granted by the London Borough of Redbridge Council subject to such conditions as it considers reasonable.

These local conditions are imposed on all premises licensed under the above legislation in the London Borough of Redbridge. The conditions may be updated where there is clear justification to do so. Premises may also have site specific licence conditions imposed following evidence raised during the consultation and these will be in addition to any published local conditions.

Where a pavement licence is deemed to be granted by a local authority under Section 3(9) of the above Act, it is deemed to be granted subject to any conditions which are published by the local authority before the day on which the application for the licence was made.

1. The removeable furniture can be placed on the highway only when the premises are open for business and in any event not before 6.00 a.m. until the end of the permitted hours specified on the licence.
2. Licensed premises shall ensure that uses conform with latest guidance on social distancing and any reasonable crowd management measures needed are maintained as a result of the licence being granted.
3. The licence holder shall ensure that the use of the licensed outside area does not create nuisance to neighbouring occupiers by generating anti-social behaviour and litter.

No-obstruction condition

4. The Licence holder shall ensure that anything done in pursuant to the licence or any activity of other persons which is enabled by the licence, must not have an effect preventing traffic, other than vehicular traffic, from -
 - 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);

- passing along the relevant highway, or
 - having normal access to premises adjoining the relevant highway,
- preventing any use of vehicles which is permitted by a pedestrian planning order or which is not prohibited by a traffic order,
 - preventing statutory undertakers having access to any apparatus of theirs under, in, on or over the highway, or 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.
 - Removable furniture must not cause an unacceptable obstruction to disabled people, older people and those with mobility needs.
 - The positioning of furniture shall not discourage pedestrians from using the footway.
 - The available route must be entirely clear and shall not pass through an area with tables and chairs.
 - Removable furniture shall be of reasonable substance such that it cannot easily be pushed or blown over by the wind, and thereby cause obstruction, unless measures have been taken to ensure it is kept in place.
5. Where outside seated smoking areas are provided there shall also be a designated seated no smoking area provided.
 6. There shall be 'no smoking' signage displayed in smoke-free zone.
 7. Licence holders shall provide a minimum 2M distance between non-smoking and smoking areas.
 8. The Pavement licence holder must ensure that the management team of the business to which the pavement licence is attached; register and successfully complete the nationally recognised counter terrorism training product referred to as ACT eLearning package within 10 days of the notification of the grant of the Pavement Licence OR can demonstrate that the ACT eLearning product has been successfully completed within the preceding 12 months and that all staff employed by or at the premises complete the ACT eLearning within a reasonable period not exceeding 3 months from the notification of the grant of the Pavement Licence. (ACT eLearning Certificates are provided on successful on-line completion)

9. The Pavement licence holder must ensure that existing CCTV systems are correctly working, are compliant with the Data Protection Act 1998, Information Commissioners requirements, and any other local CCTV Code of Conduct produced by the Police or Local Authority. Imagery must be retained for at least 28 days and images produced to a Police Officer or Local Authority Enforcement Officer upon reasonable request. Faults which render the CCTV system or parts of it inoperable should normally be rectified within 24 hours.

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.highfieldlearning.com/>

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