



Horsham
District
Council

HIGHWAYS ACT 1980

TABLES AND CHAIRS TERMS AND CONDITONS

1. Any permission is personal to the Licensee.
2. Self supporting screens are to be placed around any tables and chairs placed on the highway, the screens, tables and chairs and other objects shall be of such a design to be approved by the Council and shall be kept in good repair and condition at the Licensee's expense.
3. The Licensee shall make no claim or charge against the Council in the event of the chairs or tables and other objects being lost, stolen or damaged in any way from whatsoever cause.
4. 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 erection, maintenance or use of the chairs and tables and other objects and for this purpose shall take out at the Licensee's expense a policy of insurance approved by Council in the sum of at least **£10 million pounds** in the respect of any one event and shall produce the current receipts for premium payments and confirmation of the annual renewals of the policy.
5. The area is to be used solely for the purpose of consuming refreshments.
6. The chairs and tables and other objects shall be free standing. No fixtures shall be made to, or excavations of any kind made in the surface of the highway which shall be left entirely undisturbed.
7. There shall at all times be adequately spaced and unobstructed gangway maintained between the tables and chairs.
8. Patrons must not be allowed to move or relocate chairs or tables from their permitted position.
9. The business operators of The Premises must actively manage and supervise the external seating area at all times to ensure that there is no obstruction to the highway or antisocial behaviour.
10. Only Patrons purchasing food and drink from the Premises may be permitted to use the tables and chairs.

11. No charge shall be made by the Licensee for the use of the chairs and tables and other objects.
12. No waste from the Licensee's operation shall be disposed of in the permanent litter bins provided by the Council.
13. The external seating area must be kept free of refuse, regularly cleaned and tables should be cleared and cleaned regularly. If possible waste receptacles should be provided, and emptied at regular intervals.
14. The Licensee shall remove the chairs and tables and other objects from the highway immediately if required to do so as to permit the use of or works in the highway by:
 - (a) the Council, the County Council, the Police, fire and ambulance services, any statutory undertaker or telecommunications code operator or;
 - (b) builders' vehicles, hearses and furniture removal vans.

and to cease using the area when this is required for an alternative use.

15. The Licensee shall not use the supplies of services in the Council's bollards.
16. **Without prejudice to Condition 14 the Licensee shall remove all tables, chairs and other associated items from the highway when the premises are closed or no later than 10pm which ever is the earliest (unless otherwise stated on your licence)** and store the same securely when the premises are closed. When all items are fully removed the business operators must ensure that the external seating area is left clean and tidy at the end of each trading day.
17. **No alcohol shall be consumed in any outside area not covered by a Premises Licence or Temporary Event Notice.**
18. The Licensee shall be responsible for any rates, taxes and other outgoings which may be charged.
19. All permits are renewed on an annual basis and are subject to a fee.

The Licensee's attention is drawn to Section 115K of the Highways Act 1980 (failure to comply with terms of permission).