

PERMISSION TO PLACE OBJECTS OR STRUCTURES

ON A HIGHWAY - STANDARD CONDITIONS

1. The area on which objects or structures may be placed will be defined and no object or structure shall be placed on any part of the highway outside that area.
2. Termination shall be by one month's notice in writing by either side unless the licensee breaches or fails to observe conditions in which case the Council may revoke the permission forthwith without notice.
3. Limitation upon period that structures may be placed on the highway.
4. The objects or structures shall not be used for any purpose other than for providing refreshment for the benefit of the public.
5. The permit holder shall ensure that all persons using the area are seated at all times on the seats provided.
6. No nuisance or annoyance shall be caused to any adjoining premises.
7. The objects or structures shall be of good and sufficient quality and shall be kept in good and sufficient state of repair.
8. The area shall be kept clean and tidy and shall be cleansed and washed if necessary on each occasion at the end of each permitted period. Failure to do so could result in the Council carrying out such works in default without notice and recharging the full cost thereof to the permit holder.
9. Any permit issued is personal to the permit holder and cannot be assigned or transferred.
10. The permit holder shall be responsible for all accidents, claims, damages, injuries, loss or liability occasioned by reason of:-
 - (a) placing of the objects or structures on the highway or any defects therein.
 - (b) the acts or defaults of the permit holder or his servants, contractors, agents or workmen arising out of the grant of this permit.
 - (c) the causing of any nuisance.
11. The permit holder shall indemnify and save harmless to the Council and its officers and servants from and against any claim in respect of injury, damage or loss arising out of the grant of this permit (unless the injury, damage or loss is attributable to the negligence of the Council or its officers or servants) and for this purpose shall take out at his own expense a policy of insurance in the joint names of the permit holder and the Council in the sum of ,5 million (Five million pounds) at least and shall produce to the Environmental Health Section or other proper officer for the time being of the Council the receipt for the current premium whenever called upon to do so.

12. In the event of emergency the Council may ask the permit holder to remove the objects or structures or may itself remove them from the permitted area for such period or periods as it deems necessary without liability for any injury, damage or loss arising therefrom.
13. Any permit approved does not convey approval to place any other object or structure on the highway or obviate the necessity to obtain any planning permission or street trading consent or any other statutory approval.

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