



## Part B: Identification of the Premises and the Highway

Please confirm the address of the Premises in respect of which a Pavement Licence is being sought and attach a 1:1250 scale location plan showing the premises and the relevant part of the highway for which a Pavement Licence is being sought, with these being shown by a red line :

MCDONALD'S RESTAURANT, 248/250 HIGH STREET WEST, SUNDERLAND, TYNE & WEAR, SR1 3DE

Please provide evidence of right to occupy the Premises, such as under a freehold, or leasehold interest :

SEE 'OFFICIAL COPY OF REGISTER OF TITLE' ATTACHED.

Please confirm the dimensions of the proposed Pavement Licence area : 88 SQM

Please tick one box only to confirm the duration for which a Pavement Licence is being sought :

- The statutory minimum period of three months; or
- The statutory maximum period of up to and including the 30<sup>th</sup> September, 2021; or
- A Pavement Licence is sought having the following duration  
\_\_\_\_\_ : the duration sought must be at least three months long and must end on the 30<sup>th</sup> September, 2021.

Please confirm whether you currently have an existing street café licence granted under the Highways Act 1980 and its expiry date:

YES - EXISTING LICENCE EXPIRES 08/01/2021

Please confirm if there is an outstanding application with the Council for a "pavement licence", "street café licence", or "tables and chairs licence" under the Highways Act 1980 which is yet to be determined and, if so, please confirm the date of the submitted application :

N/A

## Part C: The Proposed Use of the Highway

Please tick the boxes which apply to confirm the purposes for which the Pavement Licence is to be used :

- To use furniture to sell, or serve food, or drink supplied from, or in connection with relevant use of the Premises; and / or
- To use the furniture by other persons for the purpose of consuming food, or drink supplied from, or in connection with relevant use of the Premises.

Operating Period : the proposed hours and days of the week that it is proposed to put removable furniture on the highway under the Pavement Licence :	Monday : 08:00 TO 20:00	Friday : 08:00 TO 20:00
	Tuesday : 08:00 TO 20:00	Saturday : 08:00 TO 20:00
	Wednesday : 08:00 TO 20:00	Sunday : 08:00 TO 20:00
	Thursday : 08:00 TO 20:00	NOTE - ALL TIMES HAVE BEEN AMENDED TO 09:00 TO 18:00

How many tables and chairs do you propose to place on the highway under the sought Pavement Licence? : 11 TABLES AND 22 CHAIRS.

Please describe the type of furniture you propose to place on the highway. You may attach photographs, or provide extracts from a brochure :

11 NO. TABLES, 22 NO. CHAIRS, 11 NO. FABRIC BARRIERS, 1 NO. MOBILE ORDERING UNIT WITH OVERHEAD PARASOL, 1 NO. FEATHER POLE FLAG AND 1 NO. A-FRAME. SEE ATTACHED DRAWING: SGD317-287-500 REV B AND ASSOCIATED SPECIFICATIONS.

Where will the Pavement Licence furniture and other items be stored outside the Operating Period? :

INSIDE THE RESTAURANT

Please show how the furniture will be sited on the highway under the Pavement Licence area by using a 1:100 plan :

SEE ATTACHED PLAN

Please indicate on the plan where tables and chairs etc. come within the proximity of premises, adjacent building, lighting columns, or trees.

SEE ATTACHED PLAN

How will the boundary of the Pavement Licence area be defined?

**FABRIC BARRIERS**

Please provide details of the barriers, or other fencing to be used as a boundary :

SEE ATTACHED SPECIFICATION.

Please describe how you intend to mitigate any noise, or disturbance from customers using the proposed Pavement Licence area to the occupiers of nearby commercial and domestic properties :

N/A – COMMERCIAL AREA.

Please provide photographic evidence to show that a Notice of Application for a Pavement Licence has been fixed to the Premises :

SEE ATTACHED PHOTOS.

Please confirm the date when your Application Fee was paid to the Council :

**Part D : Details of Public Liability Insurance that will apply to the intended pavement licence**

Name of Insurance Company : GOLDEN ARCHES INSURANCE DAC

Policy Number : 2021000000

Start date of Policy : JANUARY 2021

Expiry Date of Policy: 31 DECEMBER 2021

Amount insured under the Policy : this must be no less than £5 million. A Pavement Licence will not be issued without valid public liability insurance cover being in place : 5,000,000

Please provide a copy of the Policy : SEE ATTACHED

## **Indemnity**

In the event that a Pavement Licence is issued to the Applicant(s), the Applicant(s) will indemnify Sunderland City Council against all proceedings, actions, claims, demands, or costs whatsoever, (including, but not limited to personal injury), or for loss, or damage to property arising out of, or incidental to, or in connection with the right granted by the Pavement Licence which is not attributable to the negligence of the Council.

**Please provide any further additional information in support of your Application for a Pavement Licence :**

**Read and complete the declaration on the next page and also refer to the checklist on the last page prior to submitting the application form.**

## Declaration :

I, the Applicant, or We, the Applicants, certify and understand that, :-

1. All information contained in this Application Form for a Pavement Licence is correct and is not false, or misleading;
2. It is understood that Conditions may be attached to any Pavement Licence that is issued by the Council;
3. Any Conditions that apply to the Pavement Licence will be consented to and complied with;
4. If granted a Pavement Licence and the Council considers that there has been a breach of any Condition of the Licence the Council may : (a) revoke the Pavement Licence; or (b) serve a notice requiring the taking of such steps to remedy the breach as specified in the notice within the stated time. If the breach is not remedied following the service of the notice, the Council may : (a) revoke the notice; or (b) take the steps itself identified in the notice to remedy the breach and the Council can recover the costs of doing so against the Licence-holder(s);
5. If granted a Pavement Licence it may also be revoked if the Council considers that : (a) if 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 it was granted; (b) as a result of the Pavement Licence : (i) there is a risk to public health, or safety; (ii) anti-social behaviour, or public nuisance is being caused, or risks being caused; or (iii) the highway is being obstructed, (other than by anything done pursuant to the Licence); (c) anything material stated by the Licence-holder(s) in their Application Form was false, or misleading; or (d) on the day that the Licence-holder(s) submitted their Application Form to the Council they did not comply with the Notice of Application duties;
6. The duration of a Pavement Licence granted by the Council during the determination period will be valid until the date as determined by the Council; and
7. The duration of a Pavement Licence deemed to be granted by the Council will be valid for a year starting with the first day after the determination period, subject to a statutory maximum date of the 30<sup>th</sup> September, 2021.

**Signed by the Applicant(s), or authorised signature on behalf of the Applicant(s) :      Dated : 16/12/2020**

**Print Name  
(AGENT)**

**Please see next page for the Checklist of requirements**