



NOTICE OF MEETING

LICENSING SUB-COMMITTEE

TUESDAY, 22 JANUARY 2019 AT 2.30 PM

THE EXECUTIVE MEETING ROOM - THIRD FLOOR, THE GUILDHALL

Telephone enquiries to Democratic Services
Email: Democratic@Portsmouthcc.gov.uk

If any member of the public wishing to attend the meeting has access requirements, please notify the contact named above.

Committee Members Councillors David Fuller (Chair), Ian Lyon (Vice Chair), Dave Ashmore, Tom Coles, Jason Fazackarley, George Fielding, Hannah Hockaday, Leo Madden, Gemma New, Scott Payter-Harris, Steve Pitt, Darren Sanders, Ben Swann ,David Tompkins and Claire Udy.

The panel today consists of: Councillors Tom Coles, Scott Payter-Harris and Steve Pitt
The reserve member is Councillor Jason Fazackarley

(NB This agenda should be retained for future reference with the minutes of this meeting).

Please note that the agenda, minutes and non-exempt reports are available to view online on the Portsmouth City Council website: www.portsmouth.gov.uk

Licensing Sub Committee meetings are digitally recorded.

A G E N D A

- 1 **Appointment of Chairman**
- 2 **Declarations of Interest**
- 3 **Highways Act 1980 - Provision of Highway Amenities - Bangerz 'n' Brewz 60B Victoria Road South Southsea PO5 2BT (Pages 3 - 50)**

Purpose

That the Committee consider objections received in respect of the provision of highway amenities consisting of **tables and chairs** at Bangerz 'n' Brewz and so far as this relates to a new amenity application.

RECOMMENDED that the committee determine the matter.

Members of the public are now permitted to use both audio visual recording devices and social media during this meeting, on the understanding that it neither disrupts the meeting or records those stating explicitly that they do not wish to be recorded. Guidance on the use of devices at meetings open to the public is available on the Council's website and posters on the wall of the meeting's venue.

Agenda Item 3

REPORT TO: LICENSING SUB-COMMITTEE

22nd January 2019

REPORT BY: LICENSING MANAGER

REPORT AUTHOR: DEREK STONE

**Highways Act 1980 - Provision of Highway Amenities - Bangerz 'n' Brewz
60B Victoria Road South Southsea PO5 2BT**

1. PURPOSE OF REPORT

The purpose of this report is for the Committee to consider objections received in respect of the provision of highway amenities consisting of **tables and chairs** at Bangerz 'n' Brewz and so far as this relates to a new amenity application.

2. **RECOMMENDED** that the committee determine the matter.¹

3. THE PREMISES AND PROPOSED/PERMITTED AMENITY ACTIVITIES

Name and address of premises: Bangerz 'n' Brewz
60B Victoria Road South
Southsea
PO5 2BT

Amenity activities to include dates and timings:

Tables and chairs	Everyday	12:00	21:00
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A copy of the application under consideration is attached as **appendix A**. Please note the original application requested the amenity to run from 12:00 to 23:00 however the adopted Highway policy does not permit amenities to be in place after 21:00.

A copy of the plan is attached as **appendix B** together with the pictures of the proposed table, chairs and bench.

Relevant photographs are attached as **appendix C**. These photographs were taken whilst the premises were being renovated. They show kitchen appliances on the pavement and gives a good indication of how wide the pavement is, even with large kitchen appliances on the footpath.

The premises formerly traded as the Cottage Café and these premises held an Amenity Licence from May 2007 until May 2015 for two tables and four chairs outside the venue similar to this application. This authorisation that was subject to an annual renewal was not renewed in 2015 due to the premises being sold.

¹If however mindful of granting (or renewing) the permission, the committee MAY consider the imposition of further tailored conditions to ensure that the approval does not cause an unreasonable obstruction of the highway.

If mindful of revoking or refusing to renew the permission, the committee will give reasons as appropriate to the matter under consideration.

4. BACKGROUND INFORMATION AND LICENSING HISTORY

Bangerz 'n' Brewz is a ground floor café situated on the west side of Victoria Road South.

The pavement area outside Bangerz 'n' Brewz is narrow with a maximum width of 2.4m narrowing to 2.2m.

Local business either side of these premises are an antique shop 'Keepers of the Peculiar' and Victoriana on the corner of Victoria Road South and Marmion Road which is now vacant. There are residential flats above the shops.

A premises licence granted under the Licensing Act 2003 was granted on 9 October 2018. The licensable activities include the sale of alcohol from 12:00 until 22:00 every day.

The premises can open until 22:00.

The licence holder and the designated premises supervisor (DPS) for Bangerz 'n' Brewz Limited is the applicant James Stone.

5. REPRESENTATIONS RECEIVED

The representations received are attached as **appendix D**.

17 are signatures attached to a petition.

In summary, the main concerns appear to be:

- Pavement is too narrow
- Victoria Road South is a main road with fast traffic turning from and into Marmion Road.
- The tables and chairs when occupied would lead to unacceptable noise on a residential street.
- The consumption of alcohol on the street near residential properties.

The amenity policy has a clear expectation that a minimum of clearance width of between 1.8 and 2.0 metres must be maintained at all times. This has been achieved in the proposed amenity plan.

6. POLICY AND STATUTORY CONSIDERATIONS

Sections 115A to 115K of the Highways Act 1980 relate to the provision of amenities on the highway. The council **MAY** grant a person permission to provide facilities for recreation and refreshment and also to use objects or structures* on, in or over a highway for the purposes of:

- Resulting in the production of income
- Providing a centre for advice or information
- Advertising

**There is no definition of objects or structures which could include a multitude of*

different uses including tables, chairs, planters, parasols, barriers, food displays etc. Amenity permissions are subject to public consultation (by way of public notice on the premises and via the PCC web) for a period of 28 days. Any representations received must be considered.

Consultation also takes place with the Police and Fire authorities. The council's equality advisor and appropriate ward councillors are consulted together with the planning and highway authority. This consultation procedure (with the exception of the public notice) also applies to the "renewal" process each year.

Over 70 amenity permissions have been granted under delegated authority with the vast majority being for the use of tables and chairs on the highway and associated with established pubs and cafes etc.

Permissions are normally granted or renewed for a period of 12 months and are subject to the imposition of conditions together with the payment of reasonable fees.

The council requires all amenity permission holders to provide proof of third party public liability indemnity insurance to the value of £5,000,000.

The Highway Amenities policy ("the policy") was approved, following extensive consultation, by the full Licensing Committee on 13 January 2015 (minute 5/2015 refers) and is attached as **appendix E**.

The scheme of delegation was subsequently approved by full Council on 20 January 2015 (minute 9/2015 refers) with a proviso that any contested amenity application would stand referred to a panel consisting of 3 Licensing Committee members for final determination.

Underpinning the policy is an expectation that any amenities provided on the highway will make a..... **"positive contribution and will not cause an unreasonable obstruction".....** **and to protect the rights and safety of those persons using the highway".....** (page 2 of the policy refers).

Members may also wish to take into consideration the following further policy extracts:

- **"amenities must be carefully managed"**
- **"especially at risk are people with impaired vision or other disabilities"**
- **"there should be adequate thoroughfare for pedestrians including wheelchair users and people with assistance dogs"** (page 2 refers).
- **"A minimum clearance width of between 1.8 and 2 metres must be maintained"** (page 4 refers).

Each case will however be considered on merit.

7. HUMAN RIGHTS

The Human Rights Act 1998 applies to the consideration of this matter.

The committee are reminded that the applicant (or amenity permission holder) is entitled to a fair hearing and any decision(s) should be reasonable, proportionate and in the public

interest.

There is no statutory right of appeal to the Magistrates' against either a decision to refuse to grant, to refuse to renew or to revoke an existing highway amenity permission nor is there any appeal against condition(s) imposed.

The council has a duty to maintain the highway and to protect the public right to the use of the highway. Should a person (or business) continue to place amenities on the highway **after** a refusal or revocation decision, they are likely to be investigated and reported for an offence of obstruction of the highway contrary to section 137 of the Highways Act 1980.

Equally, members could instruct officers to take such action in individual circumstances.

8. APPENDICES

- A.** Copy of amenity application
- B.** Copy of plan and proposed furniture
- C.** Relevant photographs
- D.** Representations received
- E.** Adopted Highway Amenity Policy

THE COMMITTEE IS REQUESTED TO DETERMINE THE MATTER



For Licensing Manager
And on behalf of Head of Service

Appendix A



Portsmouth
Application for a permit to place tables and chairs
on the pavement or road
Highways Act 1980, Section 115B /115E

For help contact
Licensing@portsmouthcc.gov.uk
Telephone: 023 9283 4073

* required information

Section 1 of 9

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference This is the unique reference for this application generated by the system.

Your reference You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

Yes No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Applicant Details

* First name

* Family name

* E-mail

Main telephone number

Other telephone number

Include country code.

Indicate here if you would prefer not to be contacted by telephone

Are you:

Applying as a business or organisation, including as a sole trader

Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means you are applying so you can be employed, or for some other personal reason, such as following a hobby.

Applicant Business

* Is your business registered in the UK with Companies House? Yes No

* Registration number

* Business name

* VAT number

* Legal status

If your business is registered, use its registered name.

Put "none" if you are not registered for VAT.

Continued from previous page...

* Your position in the business

Home country

The country where the headquarters of your business is located.

Registered Address

Address registered with Companies House.

* Building number or name

* Street

District

* City or town

County or administrative area

* Postcode

* Country

Section 2 of 9

TYPE OF APPLICATION

Type of application : New Renewal

Section 3 of 9

PREMISES FOR WHICH PERMISSION IS REQUIRED

* Name of premises/
trading name

Premises Address

Is the address the same as (or similar to) the address given in section one?

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

Yes No

* Building number or name

* Street

District

* City or town

County or administrative area

* Postcode

* Country

Continued from previous page...

Contact Details

Are the contact details the same as (or similar to) those given in section one? If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

Yes No

E-mail

* Main telephone number

Other telephone number

Further Details

* Type of business (e.g. pub, restaurant, café)

Section 4 of 9

OWNERSHIP OF THE PREMISES

* In what capacity do you occupy the premises?

- Freehold
 Leasehold
 Tenant
 Other

* Give details of the lease, tenancy or other arrangement

10 Year Lease from October 2018, estate agent details: Holloway Iliffe & Mitchell, T: 023 9237 7800, E: info@hi-m.co.uk, A: 10 Acorn Business Park, Northarbour Road, Portsmouth, Hampshire, PO6 3TH.

Give Details Of The (Freehold) Owner Of The Premises

* Name of owner

Owner's Address

* Building number or name

* Street

District

* City or town

County or administrative area

* Postcode

* Country

Continued from previous page...

Contact Details

E-mail

* Main telephone number

Other telephone number

Further Details

* Has the owner given consent for this application? Yes No

Section 5 of 9

OCCUPATION OF THE PAVEMENT / FOOTWAY

* Describe the area where you wish to place tables and chairs (a detailed plan must be attached with your application)

Give the dimensions of the area you wish to occupy in metres

* Length

* Width

* Give the total width of the pavement or footway at this location

OPENING TIMES

State the days and times you propose to place tables and chairs on the pavement

* Day or days

* From

* To

* Do you plan to place tables and chairs on the pavement all year round? Yes No

Section 6 of 9

DETAILS OF FURNITURE

Provide details of all the furniture and other equipment you propose to place on the pavement. Check for local guidance notes and conditions - your responses may have to provide very specific information and you may be required to attach drawings or photographs with your application

Tables

* Number

* Description (e.g. dimensions, type, material, colour supported by technical details, as appropriate)

Continued from previous page...

IKEA TÄRNÖ Table, outdoor
Black/grey-brown stained

Materials

Table top: Solid acacia, Acrylic stain
Leg/ Rail/ Support: Steel, Polyester powder coating
Feet: Polypropylene plastic

Assembled size

Length:
45 cm
Width:
44 cm
Height:
70 cm

Chairs

* Number

* Description (e.g. dimensions, type, material, colour supplier/technical details, as appropriate)

IKEA TÄRNÖ Chair, outdoor
Foldable black/grey-brown stained

Materials

Seat/ Back: Solid acacia, Acrylic stain
Leg/ Seat rail/ Support: Steel, Polyester powder coating
Feet: Polypropylene plastic

Assembled size

Width:
39 cm
Depth:
40 cm
Height:
79 cm

Litter Bins

Number

Parasols/Umbrellas

Number

Planters

Number

Space Heaters

Number

Lighting

Number

Continued from previous page...

Barriers/Balustrades

Number

Other furniture or equipment

Description (e.g. dimensions, type, material, colour supplier/technical details, as appropriate)

1 x Customer Waiting Bench made of wood and steel
200cm L
30cm W
45cm H

Further Details

* Where will these items be stored when not in use?

All furniture will be stored inside of the shop when not in use.

* Arrangements for clearing and cleaning the pavement at the end of the day

We will take full responsibility of cleaning the furniture and the pavement on a daily basis to prevent any impact to the public.

Section 7 of 9

PUBLIC LIABILITY INSURANCE

You must have a suitable level of public liability insurance to cover this activity – check local requirements.

* Do you have public liability insurance?

Yes No

Provide details of the policy

* Insurance company

* Policy number

* Period of cover

* Amount of cover (£m)

Section 8 of 9

ADDITIONAL DETAILS

Provide any additional information which is required or relevant to your application (check for local guidance notes and conditions which may provide details of specific requirements in your area)

We will put all our effort in making sure the outdoor seating area is always clean and tidy, all furniture provided are made of durable strong material and they are the correct and suitable size. So that there will be minimum impact to the public, but also providing maximum service to the customers.

Section 9 of 9

PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

Grant of new permit £127.00 PLUS ADDITIONAL FEE AS SET OUT BELOW: a) highway area up to 5 m2 £244.00 b) highway

Continued from previous page...

area between 5 m2 and 10 m2 £483.00 c) highway area between 10 m2 and 15 m2 £728.00 d) highway area between 15 m2 and 20 m2 £966.00 e) highway area greater than 20 m2 £1207.00 Annual permit renewal use above schedule

* Fee amount (£)

DECLARATION

* I am aware of the provisions of The Highways Act 1980. The details contained in the application form and any attached documentation are correct to the best of my knowledge and belief.

Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

* Full name

* Capacity

* Date / /
dd mm yyyy

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/ability-to-place-tables-and-chairs-in-the-road/portsmouth/apply-1> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

OFFICE USE ONLY

Applicant reference number

Fee paid

Payment provider reference

ELMS Payment Reference

Payment status

Payment authorisation code

Payment authorisation date

Date and time submitted

Approval deadline

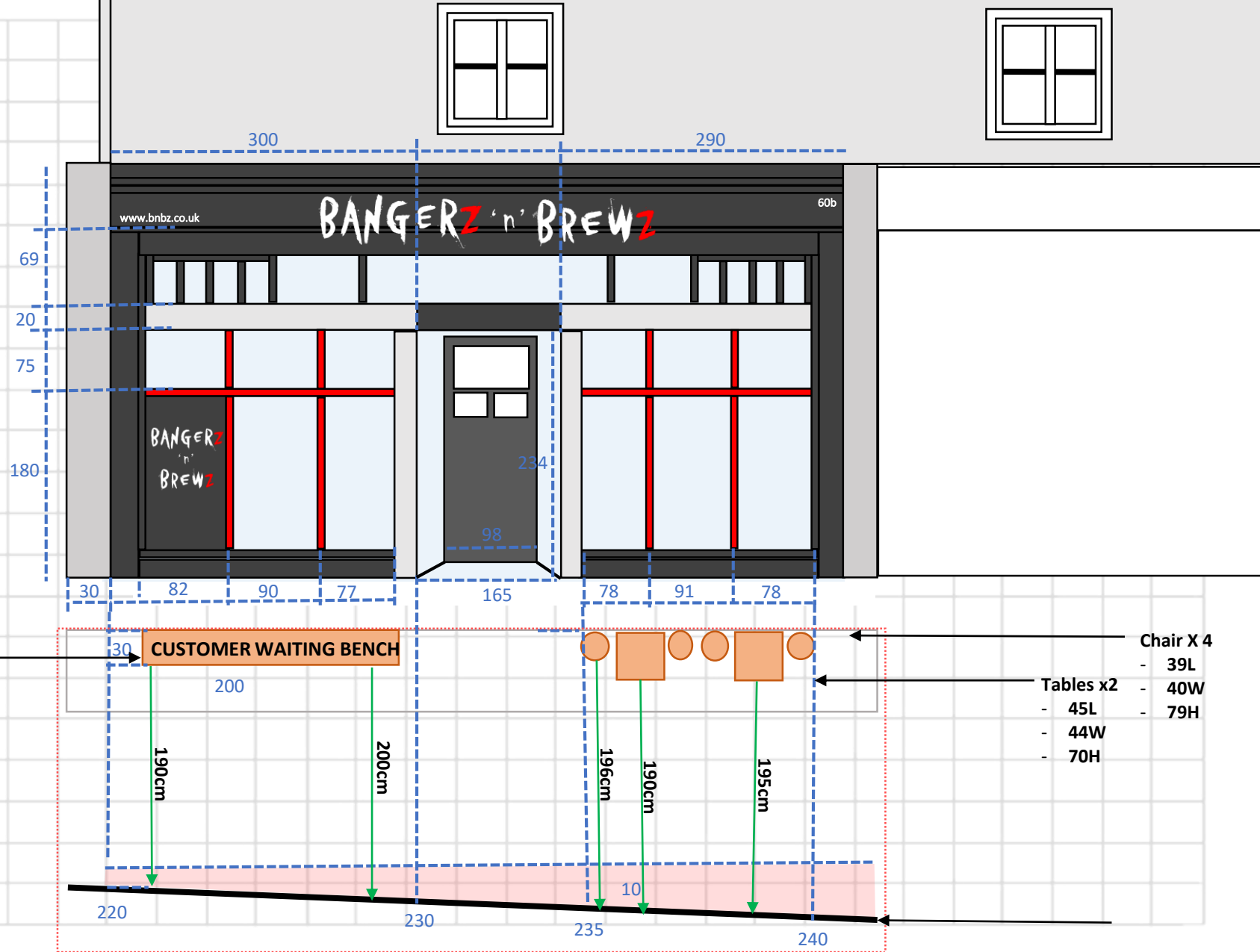
Error message

Is Digitally signed

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Appendix B

Front Plan



Customer Waiting Bench

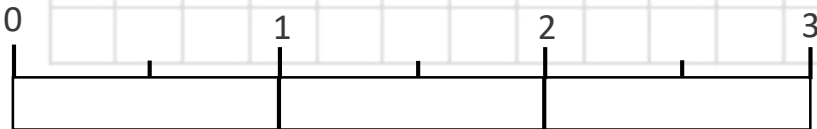
- 200L
- 30W
- 45H

Chair X 4

- 39L
- 40W
- 79H

Tables x2

- 45L
- 44W
- 70H



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Appendix B

1. Bangerz 'n' Brewz proposed outdoor table and chairs



2. Bangerz 'n' Brewz proposed outdoor customer waiting bench



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Appendix C











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Catherine Jones,
87c Marmion Road,
Southsea,
Hampshire,
PO5 2AX

Licensing Office,
Portsmouth City Council,
Civic Offices,
Guildhall Square,
Portsmouth,
PO1 2AL

Saturday 3rd November 2018

Dear Sir or Madam,

I am writing to you with regard to the Highway Amenities application made by James Stone of Bangerz 'n' Brewz (60B Victoria Road South, Southsea, PO5 2BT). The application states that under the Highways Act 1980, the owner would like to place tables and chairs on the street outside the said premises.


I would like to oppose this application on the grounds of the noise pollution and disruption it will cause to myself and my neighbours. Although my property is listed as being on Marmion Road, the entrance to it is actually off of an alleyway by 60D Victoria Road South, which is directly behind 60B Victoria Road South.

As I am sure you can understand I would not have purchased the property had I known that a bar/ restaurant would be opening so close to it, as such a business is likely to cause a lot of noise late at night, particularly if it is likely to be spilling out on to the street. I think this would be especially disruptive in summer months, when I have no option but to keep the windows open for ventilation.

Being situated on the main route between Palmerston Road and Albert Road where there are many bars, I have had to put up with many incidents of antisocial behaviour since living at the property - including having my car vandalised and broken into (it is often parked on Victoria Road South), as well as incidents of bottles being dumped in the alleyway and fly tipping. I feel this behaviour is only likely to increase if there is a bar directly outside the entrance.

I hope you can understand the concerns of myself and my neighbours, and will take this into account when considering the application.

Kind Regards,


Catherine Jones

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Amenity Licence - 17 objections

Objection to application for street furniture licence on the pavement outside 60B Victoria Rd South.



We the undersigned object to this application on the following grounds

1. The pavement is too narrow – given that Victoria Rd South is a main road with fast traffic, traffic turning to and from Marmion Rd, considerable pedestrian footfall and near to a 'blind' corner. It would be unsafe.
2. The chairs and tables when occupied would lead to unacceptable noise on what is a residential street. Our bedroom windows look on to the street. Even relatively quiet conversations would be a major disturbance particularly on summer evenings.
3. Some of us have a particular objection to the consumption of alcohol and were disappointed that an alcohol licence was granted to the premises. It is unacceptable to have people drinking on the street near our homes particularly given the hours that have been granted to the licensee. (12 – 3pm and 5- 10pm)

Name (print)	Address	Signature
ASMA BEGUM	5 ST VINCENT ROAD, S/SEA PO5 2QR	[REDACTED]
RUKIA KHANAM	91 VICTORIA ROAD SOUTH, S/SEA PO5 2BU	[REDACTED]
ABDUL NAYEEM	91 VICTORIA RD SOUTH PO5 2BU	[REDACTED]
ZAINAL CHOWDHURY	5 ST VINCENT ROAD S/SEA PO5 2QR	[REDACTED]
Mohammed Chowdhury	5 St Vincent Road PO5 2QR	[REDACTED]
SADIKA BEGUM	93 Victoria Road ^{south} Southsea	[REDACTED]
Khoyrun Nessa	93 Victoria Road ^{south} Southsea	[REDACTED]

G. MOHAMMED ALI 93 VICTORIA RD [REDACTED]

SUREH

State	Address	the (Unit)



Objection to application for street furniture licence on the pavement outside 60B Victoria Rd South.

We the undersigned object to this application on the following grounds

1. The pavement is too narrow – given that Victoria Rd South is a main road with fast traffic, traffic turning to and from Marmion Rd, considerable pedestrian footfall and near to a 'blind' corner. It would be unsafe.
2. The chairs and tables when occupied would lead to unacceptable noise on what is a residential street. Our bedroom windows look on to the street. Even relatively quiet conversations would be a major disturbance particularly on summer evenings.
3. Some of us have a particular objection to the consumption of alcohol and were disappointed that an alcohol licence was granted to the premises. It is unacceptable to have people drinking on the street near our homes particularly given the hours that have been granted to the licensee. (12 – 3pm and 5- 10pm)

Name (print)	Address	Signature
SALLY TAYLOR	95 VICTORIA RD SOUTHSEA PO5 2BU	[Redacted]
THOMAS McNALLY.	95 VICTORIA ROAD SOUTHSEA PO5 2BU.	[Redacted]
TERENCE SMYTH	99 VICTORIA ROAD SOUTH, SOUTHSEA PO5 2BU	[Redacted]
Joseph Wain	101c Victoria road South PO5 2BU.	[Redacted]
Melissa Botelho	101c Vic Rd, S. Se. PO5 2BU.	[Redacted]
Carol CAROL PHILLIPS	3 SE. VINCENT RD.	[Redacted]
COUNCILLOR JUDITH SMYTH	99 VICTORIA RD SOUTH	[Redacted]

SUE SMITH	97 VICTORIA ROAD SOUTH	[REDACTED]
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We don't feel licencing was advertised well.
 How was this advertised? The only planning
 application I have seen is for awnings.

MICHAEL K SMITH 97 VICTORIA
 RD SOUTH [REDACTED]

Signature	Address	Name (Print)
[Faint Signature]	97 VICTORIA ROAD SOUTH	[Faint Name]
[Faint Signature]	[Faint Address]	[Faint Name]
[Faint Signature]	[Faint Address]	[Faint Name]
[Faint Signature]	[Faint Address]	[Faint Name]
[Faint Signature]	[Faint Address]	[Faint Name]
[Faint Signature]	[Faint Address]	[Faint Name]
[Faint Signature]	[Faint Address]	[Faint Name]
[Faint Signature]	[Faint Address]	[Faint Name]
[Faint Signature]	[Faint Address]	[Faint Name]
[Faint Signature]	[Faint Address]	[Faint Name]

Appendix D

Stone, Derek

From: Parkinson, Ian
Sent: 12 October 2018 10:21
To: Maidment, Hazel
Subject: RE: AMENITY ON THE HIGHWAY LICENCE - BANGERZ 'N' BREWZ 60B VICTORIA ROAD SOUTH SOUTHSEA PO5 2BT - UNIFORM REF: 18/03712/AMENIT

Good morning Hazel,

Although the pavement tapers slightly the area to be covered by the licence is quite modest and the furniture to be used would be acceptable visually. In these circumstances there would be no objection in planning terms to the granting of a licence.

Kind regards,

Ian Parkinson
Principal Planning Officer
Projects Team

Working days - Wednesday, Thursday and Friday

From: Maidment, Hazel
Sent: 09 October 2018 10:42
To: Bastow, Denise; Coghlan, Rebecca; Crowder, Matthew; Evans, David (LEI); Fire; Gilchrist, Gregor; Grant, Stacey; HPS Land (Housing and Property Services); Lennard, Lynne; Love, Michelle; Parkinson, Ian; Perryman, Gina; Shepherd, Tracey; Turton, Pam; Upton-Brown, Claire; Walker, Emma (Police); Mason, Hugh (Cllr); Smyth, Judith (Cllr); Tompkins, David (Cllr)
Subject: AMENITY ON THE HIGHWAY LICENCE - BANGERZ 'N' BREWZ 60B VICTORIA ROAD SOUTH SOUTHSEA PO5 2BT - UNIFORM REF: 18/03712/AMENIT

I am writing to advise you that I have received a new application from the proprietor of the above premises for permission to provide highway amenities outside the premises.

The amenities consist of tables, chairs and a bench and are to be placed on the highway from 12:00 until 21:00 everyday. I have attached a plan of the proposed site and photographs of furniture for your information.

May I have any comments you may wish to make on this application by written reply containing the reasons for your objections or recommendations. If I do not hear from you by 6 November 2018 I will assume you have no adverse comments to make and I will issue the licence for a one year period.

Thank you.

Hazel Maidment
Licensing Assistant
Directorate of Culture and City Development
City Development - Licensing
Portsmouth City Council

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Appendix D

Stone, Derek

From: Shepherd, Tracey
Sent: 10 October 2018 12:36
To: Maidment, Hazel
Cc: Darlow, Paul; Perryman, Gina; Neves, John; Prabhakaran, Deepu
Subject: RE: AMENITY ON THE HIGHWAY LICENCE - BANGERZ 'N' BREWZ 60B VICTORIA ROAD SOUTH SOUTHSEA PO5 2BT - UNIFORM REF: 18/03712/AMENIT

Dear All.

As the proposed plan of the amenity licence identifies a minimum footway width of 1.9mtrs for pedestrian movements within the area, I do not see any reason for this licence to be refused. I am mindful that the proposed amenities are located within Victoria Road South which is classified as a 'B' class road. Classified roads carry large volumes of traffic and heavy goods vehicles through the area. With possible restrictions on the footway pedestrians may find they need to step into the carriageway. The site should be monitored to ensure the terms of the amenity licence are adhered to and the possibility of a pedestrian collision due to the nature of the road avoided.

I would also like to recommend that the business 'fences off' the amenity area from the remaining footway. Customers within such areas tend to 'spread' themselves out and there is the opportunity for them to spread themselves across the footway. With seating areas adjacent to/contained within pedestrian footways it is beneficial if the property were to erect removable barriers along the perimeter of the agreed amenity area. This will provide a contrast for visually impaired pedestrians so that they are aware of an obstruction within the area. It will also provide a tap rail for any visually impaired pedestrian utilising a cane to detect obstructions within their path. The added benefit of a barrier along the perimeter of the area is that this will prevent users of the facilities spilling out onto the surrounding footway, therefore decreasing the available footway width for passing pedestrians.

Can it also be made known to the proprietor of the premises that any 'A' frame sign boards that they wish to utilise for advertising purposes **MUST** be contained within the amenity area. They will not be permitted on the highway outside of the agreed area due to the risk they impose on vulnerable pedestrians within the area.

I would just like to remind the premises that they need to leave 1.8mtr wide clearance between the amenities and any street furniture/front face of kerb for pedestrian access along the existing footway. I would also recommend that as this is a new application, the area is monitored to ensure compliance with the terms of the licence. Should the 1.8mtr wide footway clearance be compromised, consideration should be given to revoking the licence.

Gina and PFI Team - Do you agree with these comments? Are there any additional comments you would wish to make?

Many thanks and kind regards,

Tracey

Mrs Tracey Shepherd (Senior IEng, FIHE)

Senior Road Safety Engineer
Network Management Team.

Portsmouth City Council
Civic Offices
Guildhall Square
Portsmouth
Hampshire PO1 2NE

From: Maidment, Hazel

Sent: 09 October 2018 10:42

To: Bastow, Denise; Coghlan, Rebecca; Crowder, Matthew; Evans, David (LEI); Fire; Gilchrist, Gregor; Grant, Stacey; HPS Land (Housing and Property Services); Lennard, Lynne; Love, Michelle; Parkinson, Ian; Perryman, Gina; Shepherd, Tracey; Turton, Pam; Upton-Brown, Claire; Walker, Emma (Police); Mason, Hugh (Cllr); Smyth, Judith (Cllr); Tompkins, David (Cllr)

Subject: AMENITY ON THE HIGHWAY LICENCE - BANGERZ 'N' BREWZ 60B VICTORIA ROAD SOUTH SOUTHSEA PO5 2BT - UNIFORM REF: 18/03712/AMENIT

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May I have any comments you may wish to make on this application by written reply containing the reasons for your objections or recommendations. If I do not hear from you by 6 November 2018 I will assume you have no adverse comments to make and I will issue the licence for a one year period.

Thank you.

Hazel Maidment
Licensing Assistant
Directorate of Culture and City Development
City Development - Licensing
Portsmouth City Council
Civic Offices
Guildhall Square
Portsmouth
PO1 2AL



Amenities on the Highway

Appendix E

Policy Guidelines, Application Process and Conditions

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Introduction & Overview

Portsmouth City Council (“the Council”) supports and encourages the use of amenities on the highway and recognises that their provision can make a positive contribution to the street scene by:

- providing facilities for people who visit, work or live in Portsmouth
- aiding the local economy and by maximising the use of public space

This policy is intended to help businesses understand where the placing of objects or structures on the highway might be permitted. However, the Council will require that any amenity permissions are maintained to a high standard and that robust enforcement action will be taken to ensure that obstruction to the highway is kept to a minimum.

The policy has been written after extensive internal consultation and with the views of individual councillors, the Police and Portsmouth Disability Forum. The policy will be reviewed every 3 years.

In order to ensure that any application to place objects or structures on the highway makes a **positive contribution and does not cause an unreasonable obstruction** to the area in question (and to protect rights and safety of those persons using the highway); the Council has adopted requirements that must be met by any applicant.

The Council is of the view that the provision of highway amenities must be carefully managed to ensure that the public are not put in danger of injury or worse. Especially at risk are people with impaired vision or other disabilities, children or people pushing prams and older people.

Additionally, amenities need to be sited where they do not impede rights of access, block vehicular sight lines or obstruct fire paths and emergency access routes and there should be adequate thoroughfare for pedestrians including wheelchair users and people with assistance dogs.

Amenities must not be permanent structures and must be removed during periods outside the scope of the permission.

Amenities (particularly tables, chairs and parasols) **MUST** be of good quality and design and positively enhance the street scene and public space.

The Licensing Service of the Council will administer the amenity scheme in consultation with the highway authority (and after taking advice from other specialist council staff) and will arrange for any contested applications to be referred to a panel of the Licensing Committee for final adjudication.

Any proposals that might require planning permission will ordinarily need to be approved by the Planning Authority prior to the submission of an amenity application.

Any unauthorised highway use constituting an unreasonable obstruction will be investigated

And finally, each application will be considered on its merits.

Legal Considerations

The area for any amenity permission must be a highway as defined by Section 115A of the Highways Act 1980 ("the Act), namely:-

- A highway in relation to which a pedestrian planning order is in force;
- A bridleway;
- A footpath (including a walkway as defined in Section 35(2) of the Act);
- A footway;
- A subway constructed under Section 69 of the Act;
- A footbridge constructed under Section 70 of the Act;
- A highway whose use by vehicular traffic is prohibited by a traffic order but whose use by other traffic is not prohibited or restricted or regulated by such an order; and
- To a local Act walkway.

The Council **may** grant permission to place objects or structures on the highway in accordance with Section 115E of the Act.

These objects or structures are termed "amenities" and although no strict statutory definition is given, could include such things as, but not limited to:

- Tables, chairs and parasols;
- Goods, for example fruit and vegetables or flowers outside a shop premises;
- Planters;
- Barriers, screens or enclosures to contain tables, chairs and/or outside designated smoking areas etc;
- "A" Boards or other advertising boards.

It is important to note that any person who, without lawful authority or excuse, in any way wilfully obstructs the free passage along a highway commits offence(s) contrary to section 137 of the Act.

This policy is NOT concerned with objects, furniture or goods etc placed on a private forecourt which forms part of a building curtilage; or if the land is considered private where the public have access only with the implied or express permission of the land owner.

In cases where there is any doubt about the ownership or responsibility in relation to a "highway" please contact the Licensing Service/City Helpdesk or seek your own legal advice prior to making any amenity application.

Design considerations:

Requirements, Standards and Layout

Before any amenity use on the highway is proposed or granted, the following issues will need to be considered:

- **Space** – is there enough room for the proposed use?
- **Environment** – is the immediate environment suitable? Is it a conservation area? Will air quality affect people using the amenity? Are the amenities suitable for the area and fit for purpose?
- **Other Needs** – how will other highway users and usage be affected? Will neighbours be affected? Is the proposal in an area deemed a "special policy area" due to say the cumulative night time economy?
- **Is planning consent required** for any advertisements on parasols or barriers and screens? Applicants would need to make separate application or consult with the City Development Officer

Space

The size of the amenity area will depend on the type of usage and the actual space available. Each case will be determined on its own merits with the overriding principle being that public safety is paramount. There must always be sufficient room for pedestrians and others to safely use the footpath, taking into account fixed items like street light columns, waste bins, post boxes, parking meters and other street furniture. Access to fire hydrants must also be maintained.

A minimum clearance width of between 1.8 and 2 metres must be maintained between the outer edge of any amenity and the edge of any vehicular trafficked edged or other defined carriageway. This is to allow safe movement for pedestrians, wheelchairs, mobility scooters, prams and visually or physically impaired people. For pedestrian and/or shared service areas, any amenity must be sited so as to provide sufficient width (using the above clearance guidelines if applicable) for all users to pass freely.

Additional width may be required in areas where there is a high volume of pedestrian traffic or where there are a number of permanent obstructions such as trees or other street furniture.

The extent of the amenity area **must be clearly defined**. The Council will require the use of metal studs or similar set into the ground to delineate the area, where appropriate - particularly for tables, chairs and barriers.

Means of Enclosure

In relation to the placing of tables and chairs on the highway, the Council will expect (in most cases) that the amenity area will be enclosed to demarcate the recognised area in order to:

- contain the tables and chairs so that the area is distinguishable to other pavement users;
- prevent “drifting” of the furniture or barriers outside of the authorised area; and
- to assist blind and visually impaired pedestrians.

Other uses for such enclosures may also include delineating areas for patrons who wish to smoke or to control queues of customers waiting to gain access to the premises.

Barriers or similar structures must have solid horizontal bars/elements at appropriate height(s) above ground level so as to be detectable by a stick (“tapping rail”).

Barriers must be a contrasting colour to any furniture and/or pavement to aid visual identification.

The height of any barrier must not exceed 1.5 metres unless otherwise authorised by the Council.

The means of enclosure must be removed from the highway when outside of the times authorised by the permission. The enclosure will therefore need to be lightweight in construction and portable but sufficiently robust so as to prevent them blowing over in high winds or from being pushed over by people.

The design of any barrier(s) should complement the character of the surrounding area and the Council may require the enclosure to be of a specific design in order to maintain continuity along the street frontage.

Where any permission is granted so as to allow patrons from pubs and clubs etc to smoke outside, that amenity area will need to be closely managed by the licence holder to ensure that patrons using the area do not overspill or exceed the recognised area. Receptacles for smoking litter will need to be provided.

Furniture Design

Tables and chairs should be of a high quality and robust. They should be separate and of a design to allow use by disabled or wheelchair users and their design, materials and colour should complement the area they are used in. Care must be taken in ensuring that the feet or resting points of tables and chairs do not create pressure points which could damage the road or footpath surface. (Repairs to such surfaces will be at the permit holder’s expense) White plastic or garden furniture/wooden benches would not normally be considered appropriate.

Different criteria may apply to conservation areas where furniture should preserve or enhance the character and appearance of the area.

Planters must be light enough to be removed on a daily basis but stable enough to resist movement due to extreme weather conditions and must not be allowed to become litter receptacles. They should not extend beyond the amenity area or stain the paving or road surface. They should be well maintained with a vibrant array of bedding plants or flowers. They should be of a contrasting colour to the surrounding area so they do not become a tripping hazard to people with a visual impairment.

Parasols must not extend beyond the amenity area and their lowest point should be 2 metres from the ground. They must be secured at the base so as not to blow over or away in winds

and, as with tables and chairs, must be robust and high quality. Advertisements will only be permitted on them at the discretion of the Council and planning consent may be required.

Within reason, all furniture and parasols should be neutral or light in colour.

Planning consent may also be required for canopies, awnings or blinds, which are attached to buildings.

If patio heaters of any sort are proposed, the application must be accompanied by a full description of the type of heater together with a detailed risk assessment to include energy efficiency and an environmental impact statement. It is the responsibility of the applicant to notify his/her insurers of the use of such equipment and approved in accordance with the terms of the policy of public liability insurance.

Environmental Implications and Other Considerations

The amenity area must be kept clean and litter free at all times. Evidence of a scheduled cleaning record shall be provided upon request. Persons must also ensure that litter straying into neighbouring areas is removed. Ashtrays or similar receptacles must be provided in amenity areas where smoking takes place.

Serious consideration should be given to the division of amenity areas, where space permits, into smoking and non-smoking sections, with each section clearly marked.

External public address systems will not be permitted. The playing of live or recorded music may also be subject to statutory control and you should make your own enquiries accordingly.

Applicants will need to address and control any potential nuisance(s) caused by their patrons. Inappropriate behaviour may lead to a formal notice being given to require an improvement.

It is vitally important that the needs of other persons are fully considered. This includes neighbours, nearby residents, passers-by, emergency services, deliveries, utility companies requiring access to manholes, gas and water mains, access to hydrants by the fire service together with refuse collections. Market and event vehicles must be also be considered.

The council, as the local licensing authority, encourages applicants to consider their operating schedules when providing outside eating/drinking and/or designated smoking areas.

The Licensing Act 2003 provides a regime for the control of the sale or supply of alcohol, regulated entertainment and late night refreshment. Whilst the consumption of alcohol is not a licensable activity, licensees should be alive to the need to seek advice and apply for variations to incorporate "additional" areas where a licensable activity is likely to take place.

Although licensing law is not the primary mechanism for dealing with the general control of persons away from licensed premises; licensees do have a duty of care for the behaviour of persons immediately outside or adjacent to their premises. Licensees should be alert to the prevention of public nuisance(s) which, unless satisfactorily controlled, could lead to a review of an existing authorisation by responsible authorities or other persons.

No "goods" such as foodstuffs, clothing, shoes or any products associated with a retail premises shall be permitted on the highway within the designated precinct areas.

Safety

It is the responsibility of the applicant/amenity holder to ensure that any equipment complies with all relevant legislation and statutory requirements whether this be food hygiene, health & safety, food safety and alcohol sales requirements where applicable.

Holders will be responsible for securing insurance cover and for indemnifying the Council against public liability claims from members of the public arising from the provision of any amenity on the highway.

Any damage to Council property caused as a result of the provision of the amenity, will be repaired by the Council with all costs recharged to the business in question.

“A” Boards or Advertising Boards

The previous policy of the Council was to refuse outright the recognised use of “A Boards” and other advertising structures as amenities on the highway. This was because of historical evidence of wilful obstruction to the highway together with a "creeping culture" of A boards appearing on the highway without lawful permission. Organisations such as the The RNIB favour a complete ban on the use and proliferation of A boards.

However, attractive and well positioned A boards may help to promote local businesses and traders. The Council has now decided to permit and recognise the lawful use of A boards in low risk areas and away from any identified "stress" areas. This reflects also on the decision made by the County Council in 2012 to permit individual consideration of A board licensing.

This relaxation is subject to clear guidelines to ensure compliance with the law and to ensure the safety and convenience of the public, particularly the visually impaired and wheelchair users.

Stress Areas

A boards can cause significant obstruction if positioned poorly - particularly to those persons with mobility and visual impairment problems. They can also be used as weapons for crime and vandalism purposes.

Accordingly, the council has identified certain "stress areas" where the presumption will be to not grant amenity permissions for A Boards whatsoever. In all other cases, each application will be considered on merit.

The stress areas are currently identified as:

- Any highway within the prescribed cumulative impact special policy area relating to the night time economy for the city centre and Guildhall Walk to include.¹ :
 - Alec Rose Lane
 - Cambridge Road
 - Commercial Road

¹ *Adopted statement of licensing policy for period January 2011 until January 2016*

- Guildhall Square
 - Guildhall Walk
 - Hampshire Terrace
 - King Henry 1st Street
 - Stanhope Road
 - St Michaels Road
 - White Swan Road
 - Willis Road
 - Wiltshire Street
- Albert Road
 - Commercial Road, Crasswell Street (from Commercial Road to Paradise Street) Arundel Street, Palmerston Road and Cosham High Street Precinct environs²
 - Cosham High Street from Wayte Street south to the Train Station
 - Edinburgh Road
 - London Road, Kingston Road and Fratton Road
 - Marmion Road
 - Osborne Road
 - Palmerston Road south to the junction with Clarence Parade
 - Station Road
 - Within 5 metres of any significant road junction on recognised arterial routes (in order to prevent blocked vision for motorists, cyclists, pedestrians and visually impaired persons) and to include:
 - Albert Road
 - Copnor Road
 - Eastney Road
 - Highland Road
 - Milton Road
 - Northern Parade
 - Victoria Road North
 - Victoria Road South

Compliance and Enforcement

Any advertising structure that creates a nuisance, breach of advertising legislation or presents a danger are likely to be removed immediately by the Council. This may involve the serving of a formal notice requesting removal before seeking a court order for removal and disposal where necessary. However, “A Boards” or other advertising structures that constitute an “immediate danger” will be removed from the highway and either returned to the owner, if possible, or kept and later destroyed.

Any “A Boards” or other advertising structures removed and stored by the Council will be kept for 28 days before being disposed of. The Council may seek to recharge any expenses incurred in removing and storing “A Boards” or other advertising structures to the owner.

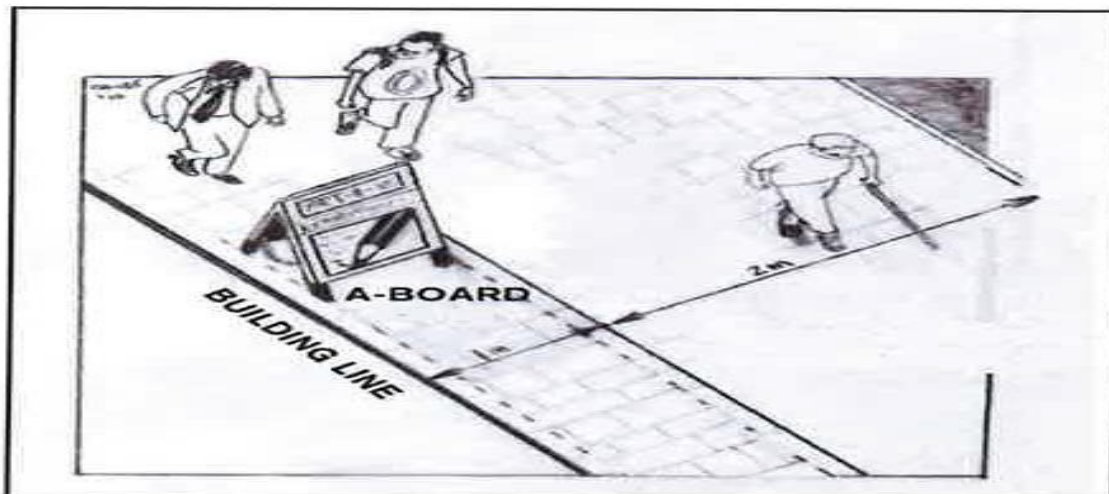
A Board Design/Size/Style Requirements

² Commercial Road means from the ABC roundabout south to the Train Station. **NOTE,** the City Centre or Town Management team MAY consider an application for A board permission in the middle of a designated precinct area provided a minimum of 2 metres clearance each side is maintained.

- ✓ Must be of a standard size normally (600x1100 mm) and a maximum of 1.1 metres high
- ✓ Must be of a quality construction – wood preferred for most locations but not to exclude other good quality materials such as stainless steel.
- ✓ **Flag, rotating, swinging or storm board signs will NOT be permitted**
- ✓ **A boards made of glass or mainly of glass construction will NOT be permitted**
- ✓ Should be professionally designed and well maintained with sign writing/printed or painted material (not normally hand written except for well presented "chalk boards")
- ✓ Should be temporary in nature and removable
- ✓ A maximum of one "A Board" per business
- ✓ Should be colour contrasting to differentiate between the business frontage and the pavement

Location of "A" Boards or other advertising structures

- ✓ Must be placed against the building line while maintaining a minimum of 2 metres "unobstructed zone". Additional width may be required in areas where there is a high volume of pedestrian traffic or where there are a number of permanent obstructions such as trees or street furniture (such as bus stops, benches, cycle stands, litter bins etc.)



- ✓ Must be placed outside own business
- ✓ Must not cause a visual obstruction to pedestrians or drivers
- ✓ Must be removed when the premises are closed or when weather conditions such as high winds could make the boards unstable
- ✓ Must not be fixed to street furniture to include lighting columns, traffic lights, bollards, safety barriers, seats or any other fixed items

Other considerations

All businesses are legally liable for any claims from damage or injury, caused by displaying “A Boards” or other advertising structures on the highway. Compliance with these guidelines will not negate the need to obtain Public Liability insurance cover of £5 million for any such claims.

In the event of an emergency, or to allow access to pipes and cables, “A Boards” may need to be removed to get access to the highway.

General Information

- Any permission will normally be issued for a period of 12 months from the date of first grant or for such shorter trial period as may be prescribed.
- Any permission for placing amenities on the highway may be subject to general or specific conditions.
- Hours of use will vary according to location and type of amenity permission. Generally speaking goods, produce etc outside shops must be removed from the highway at the premises closing times and tables, chairs. A boards etc. will not be permitted on the highway after 2100 hours daily.
- Permissions may be transferred and or varied after consideration and subject to payment of any prescribed fees.

Fees and Charges

Fees are determined having regard to the proposed type of amenity (whether goods on the highway or tables and chairs etc) and the proposed size of the amenity area.

The fees for amenity permissions are reviewed by the council on a regular basis. The fee MUST accompany any application. The link to the current fees is shown below:

<https://www.portsmouth.gov.uk/ext/documents-external/lic-general-licensing-fees---january-2016.pdf>

NOTE: If your application is subsequently refused, you will be refunded the additional area fee but the initial application fee will be retained.

Application Process - Guidance

Procedure for applying for a highway amenity permission under section 115 (E-K) of the Highways Act 1980

The application process involves both statutory and non-statutory procedures and requirements. Applicants must have regard to the guidance contained in this policy document as failure to supply the relevant information may mean that your application will be rejected.

- An amenity on the highway permission can be applied for at any time.
- You are advised to read this policy carefully and ensure you fully understand the requirements before you proceed with an application.
- Complete in full the application form enclosed with this guidance. Tell us if you are applying as a person, in partnership or on behalf of a company.
- Attach a plan* and representative colour photographic images of any objects or structures to be utilised showing the dimensions and extent of the amenities/structures to be placed on the highway and:-
 - i) Indicate the position in relation to your own premises;
 - ii) The position in relation to any other premises; and
 - iii) The position of nearby street furniture etc, such as lamp columns, trees, fire hydrants, post boxes, litter bins and dropped kerbs.

***NB. The Council will supply applicants with an A3 template to enable the production of a scale drawing showing the position of the proposed amenities in relation to those matters indicated in i - iii above.**

- Provide evidence of Public Liability Insurance Cover to the sum of £5 million should a permission be granted or renewed.
- On receipt of your application the proposals will be checked against the policy guidelines. Further details may be needed and obtained from you at this stage.
- You will be required to display a notice for 28 consecutive days which must be clearly visible on the outside of your premises outlining your proposals and inviting representations from any interested parties. This notice will be supplied to you by the council. We will visit your premises to ensure the notice is displayed satisfactorily. It is your responsibility to ensure that the notice is continuously displayed for 28 days. Failure to do so may lead to the consultation process starting afresh.
- The Council may consult with other bodies which may include, but is not limited to:-
 - ✓ Ward Councillors
 - ✓ The Highway Authority
 - ✓ Police
 - ✓ Fire and Rescue Service
 - ✓ Development Service

- ✓ PFI Contract Manager
- ✓ Traffic and Road Safety Service
- ✓ City Centre Manager
- ✓ Visitor and Tourism Manager
- ✓ Local residents and/or businesses where appropriate
- ✓ Access & Equality advisor
- ✓ Disability Groups

A period of 28 days will be allowed for consultation with the above bodies.

- You will be advised if there are any objections to your application or it fails to meet the requirements of the policy. It may be possible to revise your application to negate any objections and to enable your application to be approved by licensing staff.
- If objections are not withdrawn in respect of the application and/or amendments are not appropriate then the application will be referred to a panel of councillors convened from the Council's Licensing Committee for final determination.
- You will have a right of attendance at the committee hearing and may be represented. The committee will normally make their decision at the end of the hearing and this will be communicated in writing to you. In some cases they may adjourn making a final decision for a day or two in order to consider further technical advice.

Right of Appeal

There is no right of appeal against a decision of the Council to refuse to grant or to suspend, refuse to renew or to revoke an existing permission. Likewise, there is no appeal against any conditions imposed.

Planning Consent

It will not normally be necessary to obtain planning permission for amenities on the highway provided that the main existing premises have appropriate planning consent for the use of the premises.

However, planning permission, listed building consent or conservation area consent may be required if there is any change to the building frontage or signage. Permanent structures on the highway will not be permitted.

A fee will be payable should planning permission be required, the level of which will be dependent upon the nature of the application. Further advice can be obtained on the Council's planning web pages at <https://www.portsmouth.gov.uk/ext/development-and-planning/planning/pre-application-planning-advice.aspx>

If your proposal requires planning permission you will normally be expected to have planning permission in place prior to making an application for an amenity licence. Advertising on the highway will generally require advertisement consent.

Contact Details

Licensing Service
Portsmouth City Council
Civic Offices
Guildhall Square
Portsmouth
PO1 2AL

Telephone: 023 9283 4572
Fax: 023 9283 4811
Email: Licensing@portsmouthcc.gov.uk
Website: www.portsmouth.gov.uk

References

- Local Government (Miscellaneous Provisions) Act 1982
- Highways Act 1980
- Equality Act 2010
- Local Authorities (Functions and Responsibilities) (Amendment No 3) (England) Regulations 2004
- RNIB - A boards - "quick wins for local authorities"
- RNIB - Street Space
- RNIB - Street Furniture
- Guide Dogs - The Streets Ahead Survey
- NFBUK - Access for blind people in towns
- Hampshire County Council - A Board policy

Standard Conditions

1. The holder shall provide Third Party Liability Insurance to the amount of £5,000,000 to indemnify the Council against all claims for damage or injury arising out of the use of the highway and shall provide the City Council with a copy of the certificate of insurance on request.
2. Adequate provisions shall be provided for the disposal of litter.
3. Any damage sustained to the highway resulting from the amenities being placed on the highway in accordance with this permission shall be repaired at the expense of the holder to the requirements and satisfaction of the Council.
4. The amenities must be kept strictly within the designated area marked out by the Council and must not encroach on the adjoining or adjacent businesses or properties, or restrict the public thoroughfare to any extent where it would become a nuisance.
5. No additions or alterations to the highway amenities shall be made without the prior written consent of the Council by way of a variation application.
6. The maximum height of any barrier shall not exceed 1.5 metres.
7. In areas where street illumination is sparse, the amenities shall be adequately illuminated.

8. When the establishment for which the permission was granted is closed for business, the amenities shall be removed from the highway, unless previously agreed by the council.
9. Any authorised officer of the Council may require the holder to comply with any order or directive to prevent a breach of these conditions and/or the special conditions shown below.
10. The Council reserves the right to require the removal of amenities to allow for:
 - maintenance
 - emergencies
 - public events; exhibitions and markets
 - access
 - any other reasonable cause

As much notice as possible will be given but there will be occasions when this will be unavoidably minimal.

11. Items displayed or used in the designated area should be of sufficient solidity or properly secured to prevent them falling or being blown onto the highway.
12. The holder of the amenity permission shall prominently display the prescribed amenity approval notice from the frontage of the premises in order to be plainly visible to the public. This notice MUST be returned to the council in the event of a permission being suspended, revoked or not renewed.

Special Conditions (These conditions may be attached as and when considered necessary).

- a. The sale of alcohol from the premises shall be in compliance with an authorisation granted by Portsmouth City Council, as the Licensing Authority, in accordance with the Licensing Act 2003.
- b. All amenities (tables and chairs etc) shall be removed from the highway as indicated on the licence, unless previously agreed by Portsmouth City Council.
- c. Signs shall be displayed advising that drinks are not permitted to be taken outside the amenity area.
- d. The furniture design shall be approved by the Council.
- e. The amenity area shall be maintained in a clean and litter free condition at all times.
- f. The amenity floor area shall be cleaned twice weekly using a detergent to the satisfaction of the Council.
- g. No recorded or live music shall be played into the designated amenity area.
- h. The holder is required to keep tables, chairs, benches etc in good decorative order.

Licensing Service
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You can get this
Portsmouth City
Council information
in large print, Braille,
audio or in another
language by calling
023 9283 4572.



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