**Key changes and important similarities between the new Pavement Licence and existing Tables & Chairs Licences**

The new Pavement Licence will run alongside the existing tables and chairs consent process.  Assuming no extension or modification by Government of the duration of the Business & Planning Act, Pavement Licences will cease at the end of September 2021, with a reversion to licences for occupying tables and chairs on the highway only being granted under the existing Highways Act 1980 provision.

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| **PAVEMENT LICENCES**  **(Business & Planning Act 2020)**  **22 July 2020 to 30 Sept 2021** | **PART VIIa TABLES & CHAIRS CONSENT**  **(Highways Act 1980)**  **Existing / Ongoing Provision** |
| 7 day consultation period. | 28 day consultation period. |
| 7 days to reach a decision. | 14 days to reach a decision. |
| Flexibility in duration.  A minimum of 3 months in the Act, but SCC local agreement to grant all licences until the 30th September 2021. | Can be any length but have tended to be for a fixed 12-month period. |
| Reduction in application fee (£100). | Previously cost £380 new and £148 for a renewal.  This has been accordingly reduced to £100. |
| No consultation of frontagers needed. | Separate consultation of frontagers’ impacted by the application – e.g. upstairs’ properties, etc. |
| Must be advertised to allow for objections. | Previously relied on passing footfall to know an application had been made. |
| New conditions, to specifically address pandemic related issues and will offer additional powers to revoke permission if needed. | Existing conditions were not specific to current pandemic issues.  Revised conditions will be attached to any new applications or renewals. |
| A 50% smoke free area to be provided – part of SCC’s local set of Conditions. | Designated smoking areas were not a feature of the conditions, but will be aligned. |
| Social distancing conditions. | Not previously required, but will be aligned. |
| SCC Licensing consultation – this team will assign greater focus on speedily assessing existing premises licences and / or advise whether modified or new licences may be required. | SCC Licencing consultation to continue, as before, over the longer duration. |
| Licensing changes mean premises can automatically be granted off-sales alcohol licences to use for customers sitting in any new tables and chairs areas. | An off-sales alcohol licence would need to be applied for to allow for any new areas for customers to drink in. |
| Health & Safety requirements mean businesses should ensure any new tables and chairs areas are Covid-safe for staff and customers. | Not previously required, but will be aligned. |
| Highways enforcement – obstruction of the highway action taken by Balfour Beatty as required. | Highways enforcement – obstruction of the highway action taken by Balfour Beatty as required under contract. |
| Licensing enforcement – no extension of services to that already covered under the Licencing Act 2003. | Licensing enforcement – provision and resource available under the Licensing Act 2003. |