



# Business and Planning Act 2020

## 2020 CHAPTER 16

### PART 1

#### CONSUMPTION OF FOOD AND DRINK OUTDOORS

##### *Pavement licences*

#### **1 Pavement licences**

- (1) A person whose use or proposed use of any premises in England is or includes relevant use may apply to the appropriate local authority for a licence under this section (a “pavement licence”) in respect of those premises.
- (2) A pavement licence in respect of any premises is a licence for the licence-holder to put removable furniture on part of a relevant highway adjacent to the premises for either or both of the purposes in subsection (3).
- (3) The purposes are—
  - (a) use of the furniture by the licence-holder to sell or serve food or drink supplied from, or in connection with relevant use of, the premises;
  - (b) use of the furniture by other persons for the purpose of consuming food or drink supplied from, or in connection with relevant use of, the premises.
- (4) In this group of sections “relevant use”, in relation to premises, means either or both of the following—
  - (a) use as a public house, wine bar or other drinking establishment;
  - (b) other use for the sale of food or drink for consumption on or off the premises.
- (5) In this group of sections “relevant highway” means a highway—
  - (a) to which Part 7A of the Highways Act 1980 applies, and
  - (b) which is not over Crown land or maintained by Network Rail.
- (6) In subsection (1) “appropriate local authority” means the local authority in whose area the premises referred to in that subsection are situated.

**Status:**

Point in time view as at 19/08/2020.

**Changes to legislation:**

There are currently no known outstanding effects for the Business and Planning Act 2020, Section 1.