

Parish of St Helier

Infrastructure

Town Hall, PO Box 50,
St Helier, Jersey, JE4 8PA
Tel: +44 (0) 1534 811811
infrastructure@posh.gov.je
www.sthelier.je



Customary (Choses Publiques) (Jersey) Law 1993

Application for a permit to occupy a “Choses Publiques”

1 Applicant NAME and ADDRESS:

<input type="text"/>	Contact:	<input type="text"/>
<input type="text"/>	Telephone:	<input type="text"/>
<input type="text"/>	Mobile:	<input type="text"/>
<input type="text"/>	Post Code:	<input type="text"/>
	Email:	<input type="text"/>

2 ADDRESS of land for which a ‘Choses Publiques’ permit is sought:

<input type="text"/>	
<input type="text"/>	
<input type="text"/>	
<input type="text"/>	Post Code: <input type="text"/>

3 Agent NAME and ADDRESS:

<input type="text"/>	Contact:	<input type="text"/>
<input type="text"/>	Telephone:	<input type="text"/>
<input type="text"/>	Mobile:	<input type="text"/>
<input type="text"/>	Post Code:	<input type="text"/>
	Email:	<input type="text"/>

4 Description of proposal for Choses Publiques area:

This would be in operation from: am/pm to am/pm

This would be in operation from: Day to Day

5 Declaration by the APPLICANT:

I hereby apply to the Connétable of the Parish of St Helier for a permit pursuant to Article 2 of the **Customary Law (Choses Publiques) (Jersey) Law 1993** for permission to occupy the land designated on the attached plan. I confirm that I will abide by any conditions and code of conduct imposed on the Choses Publiques.

Signature:

Print Name:

Date:

This form is to be returned to the Parish with a non-refundable application fee. If the application is approved a further fee will be payable to the Parish for rental of the Choses Publiques area.

Please refer to back page for details of information to be submitted with this application

IMPORTANT NOTES:

Please submit the following information with your application form:

- A location plan, preferably at 1:200 scale with dimensions, showing:
 - the property, building line, kerb line and points of access;
 - proposed area, with key dimensions;
 - layout of al fresco with own furniture and details of barriers to be used to delineate the area;
 - identify nearby street furniture;
- Applicant is to submit evidence of consultation refer to “Consultation Requirements” section below.
- Photographs showing the proposed furniture you are looking to use in the area are to be submitted.
- Your non-refundable application fee of **£ 60** (The application fee does not guarantee a successful application).

CONSULTATION REQUIREMENTS:

- The Parish will require the applicant and/or Agent to consult with adjacent neighbours.
- The applicant **must** provide evidence that they have consulted with their neighbours. Consultation must include all premises within a 50m radius of the application site and must extend to neighbours above your premises, including landlord consent. The Parish will require copies of the signed consultation letters which must state addresses. The consultation letter must include a plan of the area that you are applying to ensure your neighbours have a clear understanding of your request.

Permits issued in accordance with the Customary Law (Choses Publiques) (Jersey) Law 1993:

1. The permit will expire on 31st December but may be withdrawn by the Connétable
 - a) at any time, by giving 30 days’ written notice accordingly to the holder of the permit;
 - b) without notice, if, in the opinion of the Connétable, an emergency has arisen, or is likely to arise, which requires the immediate withdrawal of the permit.
2. Conditions may be imposed on the permit including relating to:
 - a) hours of use
 - b) location of tables and chairs including provision of weighted posts and chains/ropes/ to delineate the area or other barriers/screens as may be requested by the Parish
 - c) removal of litter and cleaning of area
 - d) limitations on advertising
 - e) requirement to obtain change of use from the Planning Department
 - f) responsibility for compliance with conditions, behaviour of customers and observance of code of good conduct.
3. A rental fee will be charged for the permit and applied towards the cost of maintenance of the by-roads of the Parish.
4. A non-refundable application fee is payable towards Parish administration time to process your application. The non-refundable application fee does not guarantee a successful application.
5. A person who contravenes or fails to comply with a condition imposed in a permit under this Article shall be guilty of an offence and liable to a fine not exceeding £500.
6. Abridgment of public right of access to an area of land does not apply to:
 - a) a police officer, an officer of the Impôts or an immigration officer, acting in the course of the officer’s duty;
 - b) a member of the fire, ambulance or other emergency service, acting in the course of the member’s duty;
 - c) a person lawfully exercising any power conferred by any enactment or lawfully discharging any function or duty on behalf of a Minister or a parochial authority; or
 - d) a vehicle or animal which is in the charge of any of the above-mentioned persons.