

Offers Invited

Sidmouth Deckchair Concession

The Esplanade & Connaught Gardens, Sidmouth



- **Concession rights to offer for hire 250 Deckchairs on The Esplanade and Connaught Gardens, Sidmouth**
- **3 season concession agreement available**
- **Offers invited to be submitted by 12 noon on 30 June 2017**

01395 517416

property@eastdevon.gov.uk

Location

Situated on the stunning Jurassic Coast Sidmouth is a popular seaside resort and attracting visitors all year round.

The town is located approximately 15 miles south east of Exeter and road access into the town is primarily via the A3052 which connects to the M5 motorway at junction 30. Exeter Airport is around 11 miles to the north west of the town and provides a range of domestic and international flights.

Concession

A three season concession is offered for the right to offer for hire the Council's stock of 250 deckchairs. The concession may be operated between 9 am and sunset between 1 April and 30th September in each year of the concession.

Terms of Agreement

In the event of a successful offer, the following terms will apply to the agreement for the concession:-

1. The agreement shall be in the form of a licence and no relationship of landlord and tenant shall be created
2. The operator shall ensure that all of the deckchairs provided by the Council, are available for hire each day of the season at all reasonable hours, except during inclement weather or at such other times when in the opinion of an authorised officer it is unreasonable to do so.
3. The operator shall make a reasonable charge for the hire of deckchairs and to display the charges at such places as the Council may approve in writing.
4. The operator is to be responsible for the payment of all outgoings including non-domestic rates and VAT.
5. The operator is to indemnify the Council against all claims, costs, liabilities or expenses which may arise as a result of the operation of the concession and shall take out and maintain public liability insurance for a minimum of £5,000,000 for any one claim.
6. The concession rights will not be transferable and no assignment, subletting or parting with the rights in any way will be permitted.

7. The operator shall maintain all deckchairs in a condition that is satisfactory to the Council (fair wear and tear excepted) and at the end of each season to replace or properly repair any lost or damaged chairs to make up the number provided by the Council.
8. The operator shall not cause a nuisance, annoyance or inconvenience to the Council, adjoining landowners or members of the public.
9. The operator shall not solicit or tout and shall not use any megaphone, loudspeaker or other noise producing instrument or apparatus for or in conjunction with the advertising of the concession.
10. At the end of the concession the operator shall ensure the site is vacated and that any damage caused to the site is made good to the satisfaction of the Council.
11. If the operator fails to comply with the terms of the agreement then the Council may give notice to determine the agreement.
12. The operator shall provide deckchairs during the band concerts in Connaught Gardens on Sunday evenings and the licensee shall not hire out any deckchair in any part of Connaught Gardens on such occasions during the period from one hour before the scheduled commencement of any such concert to the end of such concert.

Further Information

Further information may be obtained from Property Services Tel: 01395 517416 or email property@eastdevon.gov.uk

Offer Submission

Offers should be submitted by email to property@eastdevon.gov.uk or by post to Property Services, East Devon District Council, Knowle, Sidmouth EX10 8HL to arrive no later than 12 noon on Friday 30 June 2017.

The offer should state the proposed licence fee for the remaining 2017 season and the proposed fee for seasons 2018 and 2019.

The Council shall not be bound to accept the highest or any offer submitted and all parties will be advised of the outcome in writing within 7 days of the closing date.

East Devon District Council as lessors give notice that:

- (i) the particulars are set out as a general outline only for the guidance of intended purchasers or lessees, and do not constitute, nor constitute part of an offer or contract;
- (ii) all descriptions, dimensions, reference to condition and necessary permissions for use and occupation, and other details are given without responsibility and any intending purchasers or tenants should not rely on them as statements or representations of fact but must satisfy themselves by inspection or otherwise as to the correctness of each of them;
- (iii) no person in the employment of East Devon District Council has any authority to make or give any representation or warranty whatever in relation to this property.