
DRAFT STATUTORY INSTRUMENTS

2016 No.

The Pubs Code etc. Regulations 2016

PART 3

**Duties of pub-owning businesses in their dealings
with their tied pub tenants: rent proposals**

Contents of the rent proposal

- 16.**—(1) A rent proposal provided under regulation 15 must contain—
- (a) a proposal for, or information about the change in, the rent, or money payable in lieu of rent, which is to be paid under the tenancy or licence (“the initial or revised rent”);
 - (b) where a new tenancy or licence is proposed, any other terms of the tenancy or licence being proposed;
 - (c) the information specified in Schedule 2; and
 - (d) any other information which—
 - (i) the tenant requires to understand or negotiate the initial or revised rent in an informed manner; and
 - (ii) the pub-owning business would reasonably be expected to give to the tenant.
- (2) A pub-owning business is not required to comply with paragraph (1)(c) in respect of any information in Schedule 2—
- (a) which—
 - (i) has already been provided to a tied pub tenant in connection with the tenancy or licence; and
 - (ii) has not changed materially since it was provided; or
 - (b) which is not reasonably available to the pub-owning business.
- (3) The pub-owning business must prepare the rent proposal in accordance with the RICS guidance, and the rent proposal, when provided, must be accompanied by written confirmation, from a member or fellow of the RICS, that the proposal has been so prepared.