

LICENSING AND GAMBLING ACTS COMMITTEE

Minutes of a meeting of the Licensing and Gambling Acts Committee of South Norfolk District Council held on 20 September 2022 at 10:30am.

Committee Members Present: Councillors: Y Bendle (Chairman), D Burrill, J Easter, J Halls, T Holden and N Legg

Apologies: P Hardy, W Kemp, J Savage, T Spruce and J Wilby

Officers in Attendance: The Food, Safety and Licensing Team Manager (L Chant), the Senior Environmental Health Officer (P Skitt) and the Democratic Services Officer (J Hammond)

9 CHAIRMAN'S ANNOUNCEMENT

The Chairman invited members and officers to stand for a minute's silence to reflect on the passing of Her Majesty Queen Elizabeth II.

10 APOLOGIES FOR ABSENCE

Apologies for absence were received from Cllrs J Savage, T Spruce and J Wilby.

11 DECLARATIONS OF INTEREST

No declarations of interests were received.

12 MINUTES

The minutes of the meeting of the Licensing and Gambling Acts Committee held on 24 November 2021 were confirmed as a correct record.

13 THE ADOPTION OF UPDATED AND CONSOLIDATED MODEL BYELAWS FOR THE PURPOSES OF REGISTRATION OF A RANGE OF SKIN PIERCING TREATMENTS UNDER RELEVANT LEGISLATION

The Food, Safety and Licensing Team Manager introduced the report which proposed the registration of businesses (persons and premises) which provided cosmetic piercing or semi-permanent skin colouring, as well as the adoption of model byelaws which applied to tattooing, semi-permanent skin colouring, cosmetic piercing, electrolysis businesses and the practice of acupuncture.

Members were advised that whilst the current byelaws provided for the regulation of persons and premises where ear-piercing and electrolysis, tattooing or acupuncture were carried out. They did not include the regulation or registration of persons or businesses providing cosmetic piercing or semi-permanent skin colouring. The Food, Safety and Licensing Team Manager explained that there had been significant commercial growth and interest from the public in obtaining such treatments since the Local Government (Miscellaneous Provisions) Act 1982 was first enacted and the current South Norfolk Council Byelaws originally created.

The Food, Safety and Licensing Team Manager informed the Committee that proposed model byelaws provided a clear approach for regulation and understanding by businesses, along with the regulation of cleanliness, hygiene and infection control within these businesses. Implementation of the Local Government Act 2003 would require that persons carrying out the business of semi-permanent skin colouring and cosmetic piercing, as well as the premises where the business was carried out, to register with South Norfolk Council. He added that South Norfolk Council was the only District Council within Norfolk not to have updated their byelaws.

Members queried whether the Council was proactive in looking for unregistered practitioners operating within the district. The Food, Safety and Licensing Team Manager confirmed that part of the work of the new apprentices was to actively investigate potentially unregistered practitioners, as well as assess existing registered practitioners.

In response to a query relating to fillers, Botox and similar procedures. officers advised that at present, these treatments were not included in the proposed model byelaws as legislation did not currently allow for Local Authorities to regulate the treatments. Officers added that Government was reviewing the legislation, given the increased popularity of the treatments.

One member noted that with regard to the business of tattooing, the current byelaws excluded medical practitioners from the requirement of being registered with the Council. They queried why this exclusion had not been carried over in the proposed model byelaws. The Food, Safety and Licensing Team Manager explained that the exclusionary wording was not replicated in the proposed model byelaws as it had now been incorporated into the Government legislation.

After further discussion, it was unanimously

RESOLVED

To RECOMMEND to Council that it:

1. Adopts the byelaws at Appendix 1, in accordance with its powers in Part VIII of the Local Government (Miscellaneous Provisions) Act 1982
2. Implements the powers contained in Part 8, Chapter 1, Section 120 of the Local Government Act 2003
3. Authorise the Director of Place to affix the Council's Common Seal to the byelaws shown at Appendix 1, to adopt the byelaws and make application to the Secretary of State for confirmation of these byelaws
4. Revoke existing legacy byelaws at Appendix 2 upon the adoption of the consolidated byelaws at Appendix 1

(The meeting concluded at 11:06am)

Chairman