

Report of the Chief Executive

Modernisation of Conditions to be Attached to Licences Issued for Premises Providing Massage, Special Treatments, Laser Treatments, Tanning and Sauna Services

1. Purpose of Report

To seek approval of the draft conditions to be attached to licences issued under Nottinghamshire County Council Act 1985 prior to public consultation.

2. Recommendation

The Committee is asked to RESOLVE that the draft conditions for licensable activities carried out under the Nottinghamshire County Council Act 1985 be approved for the purposes of public consultation.

3. Detail

The Committee is reminded that the licensable activities contained within this report relate solely to those delegated to the Nottinghamshire Borough Councils under the Nottinghamshire County Council Act 1985.

The Council has continued to work with other licensing authorities in Nottinghamshire, so that a consistent approach is taken to assist applicants for licences, and to promote a high level of safety standards for consumers.

The current conditions attached to such licences have been in need of modernisation for some time, and this report is the conclusion of the work undertaken by relevant teams across all of the Nottinghamshire authorities, to promote and update the conditions attached to such licences.

A Massage and/or Special Treatments Licence is required under Part IV of the Nottinghamshire County Council Act 1985, by any person carrying on a business to provide the following services:

- Full body and part body Massage
- Electric treatment
- Radiant heat, light or electric vapour treatment
- Sauna or other baths for therapeutic treatment
- UV tanning equipment including sunbeds and sun showers
- Laser and/or Intense Pulse Light (IPL) treatment using Class 3B and Class 4 Lasers

All local authorities in Nottinghamshire, including Broxtowe Borough Council, have reviewed the conditions applied to Massage and Special Treatment

Licences to ensure consistency across the County, and to ensure the minimum standards of safety and hygiene for clients and practitioners are promoted through the conditions attached to such licences.

The proposed draft conditions are attached at **Appendix 1**, and list the proposed conditions for the provision of the following licensable activities:

- Conditions for all Massage and Special Treatment Licences
- Conditions applicable to Establishments offering Sauna and/or Spa Pool Treatments
- Conditions applicable to Establishments offering the use of UV tanning equipment
- Conditions for the Use of Class 3B and Class 4 Lasers and Intense Light Systems

Guidance notes for applicants and practitioners of the above licensable activities has also been modernised to assist the trade, and can be found at **Appendix 2**. Appendix 3 shows a proposed timescale for consideration.

To give licence holders fair notice and opportunity to meet the new standards, the new standards will be introduced on 1 January 2025.

4. Financial Implications

The comments from the Head of Finance Services were as follows:

There are no additional financial implications for the Council at this stage with any costs being contained within existing budgets.

5. Legal Implications

The comments from the Monitoring Officer / Head of Legal Services were as follows:

The legal implications are set out in the report, these conditions derive from the Nottinghamshire County Council Act 1985 (Part IV). This is applicable to all the relevant licensing authorities in Nottinghamshire and is to ensure a high safety standard across the board and to ensure consistency.

6. Human Resources Implications

Not applicable

7. Union Comments

Not applicable

8. Climate Change Implications

The climate change implications are contained within the report.

9. Data Protection Compliance Implications

This report does not contain any OFFICIAL(SENSITIVE) information and there are no Data Protection issues in relation to this report.

10. Equality Impact Assessment

As there is no change to policy an equality impact assessment is not required.

11. Background Papers

There are no background papers.