

# REPORT FOR DECISION

**MEETING:** LICENSING AND SAFETY PANEL

**DATE:** 3<sup>rd</sup> SEPTEMBER 2013

**SUBJECT:** CONDITIONS IN RESPECT OF PET SHOP LICENCES

**REPORT FROM:** ASSISTANT DIRECTOR (LOCALITIES)

**CONTACT OFFICER:** M BRIDGE

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**TYPE OF DECISION:** COUNCIL

**FREEDOM OF  
INFORMATION/STATUS:** This paper is within the public domain

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**SUMMARY:** Through the Council Constitution the determination of conditions to be attached to licences is reserved to the Licensing and Safety Panel. This report requests Panel approval of new conditions in respect of pet shop licences. The conditions have been drafted by the Chartered Institute of Environmental Health and a number of partner organisations including the British Veterinary Association

**OPTIONS &  
RECOMMENDED  
OPTION:** The recommendation is for Members to approve the conditions in the format requested as shown in Schedules A- I inclusive within the attached document. With the conditions being applied by officers in an appropriate and proportionate manner in consideration of individual premises.  
Alternatively, Members may amend or reject all or any of the proposed conditions.

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## IMPLICATIONS:

### Corporate Aims/Policy Framework:

Do the proposals accord with the Policy Framework? Yes ☒ No ☐

### Financial Implications and Risk Considerations:

There are no specific risks arising from the report other than the potential costs/ risks associated with legal challenges.

### Statement by Director of Finance and E-Government:

The proposed changes are not anticipated to result in any significant change to resource requirements.

### Equality/Diversity implications:

None. Agreed conditions will be applied to all appropriate licence holders equally.

### Considered by Monitoring Officer:

Yes ☒ No ☐

### Are there any legal implications?

Yes. licences are regarded as possessions under the Human Rights Act 1998. Any conditions adopted and applied must be reasonable and proportionate.

### Staffing/ICT/Property:

N/A

### Wards Affected:

All equally

### Scrutiny Interest:

Internal

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## TRACKING/PROCESS

## DIRECTOR:

Chief Executive/ Management Board	Executive Member/Chair	Ward Members	Partners
Scrutiny Commission	Executive	Committee	Council

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## 1.0 BACKGROUND

- 1.1 Local Councils may grant licences to the proprietors of pet shops under the provisions of the Pet Animals Act 1951.
- 1.2 Before granting a licence the Council must be satisfied that the animals are kept in accommodation that is suitable; that they are supplied with food &

drink and that they are adequately protected from disease and fire. In granting a licence the Council may attach conditions.

## **2.0 Issues**

- 2.1 The Chartered Institute of Environmental Health has published the model licence conditions on behalf of a national working group. The working group was made up of representatives of various professional and trade organisations whose logos appear on the front cover of the attached document. The Model Conditions set out in this document are the working group's recommendations for the basic minimum standards considered necessary to ensure the health, safety and welfare of animals in pet shops. If accepted Council Officers will consider the advice contained in this document before applying and enforcing licence conditions in an , appropriate and proportional manner.
- 2.2 Key objectives in developing these model licensing conditions have been to encourage improved conditions in pet shops licensing and a consistency of approach across local authorities which minimise the risk of transmission of disease from animals to humans, alongside the need to protect animals from cruelty and ill-treatment and to encourage good standards of animal husbandry in pet vending.
- 2.3 The Council has existing conditions relating to pet shops and other animal licensing activity. Approval of these new proposed conditions will replace the existing conditions giving more specific control in respect of certain species in pet shop licensing with no detriment to existing controls.

## **3.0 CONCLUSION**

- 3.1 Members are asked to approve the conditions as attached at Appendix A.

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### **List of Background Papers:-**

Model Conditions for Pet Vending Licensing 2013

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### **Appendix A**



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