

CYNGOR SIR POWYS COUNTY COUNCIL

PLANNING, TAXI LICENSING AND RIGHTS OF WAY COMMITTEE

REPORT AUTHOR: Senior Licensing Officer

SUBJECT: Registration of Acupuncture, Tattooing, Body Piercing and Electrolysis.

REPORT FOR: Decision

1. PURPOSE OF THE REPORT

- 1.1 For members to consider adopting the relevant provisions of The Local Government (Miscellaneous Provisions) Act 1982 that enables local authorities to register persons and premises providing acupuncture, tattooing, body- piercing and electrolysis.

2. CURRENT POSITION

- 2.1 The table below summarises the current position in Powys in respect of registration of these activities which was carried forward after LGR in 1996.

	Brecknockshire	Montgomeryshire	Radnorshire
Relevant Provisions adopted?	YES	YES	NO
Bylaws adopted?	YES	NO	NO
Persons Registered?	NO	YES	NO
Premises Registered?	YES	NO	NO

- 2.2 As can be seen there is no consistency Powys wide, the reason for not addressing this any sooner was because:
- a) We were waiting for up to date model standards, these have subsequently been produced by Welsh Government
 - b) A new regime for registering/licensing such activities is anticipated within a new Public Health (Wales) Act; unfortunately the timetable for this has slipped.
- 2.3 Rather than wait any longer for an anticipated new regime it has become long overdue to regularise the position Powys-wide and it is recommended that the authority proceeds with the existing legislation.
- 2.4 There would be no requirement for those operators with existing registrations to re-apply for registration. There are 65 current registrations across Breconshire and Montgomeryshire

3. PROPOSAL

- 3.1 It is therefore proposed that the authority adopts Sections 14 to 17 (inclusive) of Part VIII of The Local Government (Miscellaneous Provisions) Act 1982 to enable Powys wide registration of both persons and premises involved in offering to the public acupuncture, tattooing, body piercing and electrolysis.

4. NEXT STEPS

- 4.1 Should members be minded to move the proposals then they will need to refer them to Full Council to resolve to approve the relevant part of the Act, Following which the legislation states:

(6)A local authority shall publish notice that they have passed a resolution under this section in two consecutive weeks in a local newspaper circulating in their area.

(7)The first publication shall not be later than 28 days before the day specified in the resolution for the coming into force of the provisions specified in it in the local authority's area.

(8)The notice shall state which provisions are to come into force in that area.

(see section 13 attached)

5. DECISION

- 5.1 Members are requested to recommend Full Council to approve the adoption of sections 14 to 17 (inclusive) of the Local Government (Miscellaneous Provisions Act) 1982.
- 5.2 That this resolution shall apply to all the description of persons specified in subsection (1) of section 15 referred to above (acupuncture, tattooing, body-piercing and electrolysis)

Recommendation:	Reason for Recommendation:
For Decision	To recommend Full Council approve the adoption of sections 14 to 17 (inclusive) of the Local Government (Miscellaneous Provisions Act) 1982.

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Relevant Portfolio Member(s):	Councillor W John T Powell		
Relevant Local Member(s):	N/A		