



Category (b)

**PUBLIC HEALTH ACTS AMENDMENT ACT 1907
LICENSING OF PLEASURE BOATS
CONDITIONS ATTACHED TO LICENCES FOR MECHANICALLY PROPELLED
BOATS OR VESSELS (“MOTOR BOATS”) LET FOR HIRE**

The following conditions are attached to Licences For Mechanically Propelled Boats or Vessels (Motor Boats) Let for Hire issued by the Head of the Environmental Health and Trading Standards on behalf of Herefordshire Council (the ‘**Licensing authority**’).

All conditions must be complied with fully and to the satisfaction of the licensing authority. Failure to comply with any condition is failure to comply with the licence and may result in prosecution and revocation of the licence.

Clarification or further information regarding these conditions may be obtained from the Licensing Unit on (01432) 260105.

1. The maximum number of persons permitted to be carried on any motor boat to which this licence applies shall not exceed the number specified in the licence applying to such boat.
2. An identification number and/or name of the motor boat shall be permanently affixed in a conspicuous position to the hull of the boat in figures/letters not less than one inch (25mm) in height and three quarters of an inch (20mm) in breadth.
3. A notice stating the maximum number of persons permitted to be carried in the form of “Licensed to carry persons” together with the licence holder’s name shall also be prominently displayed on the motor boat.
4. All motor boats hereby licensed shall be kept in good, sound and safe condition to the satisfaction of the Council’s Boat Inspector.
5. All motor boats hereby licensed shall have sufficient built-in buoyancy to maintain the boat and passengers afloat in the event of a capsize or accidental holing.
6. All motor boats hereby licensed shall be insured at all times when in use against third party risks.

7. No motor boat hereby licensed shall be let for hire in rough weather conditions which may pose a threat to the safety of those on board.
8. No motor boat hereby licensed shall be hired to any person or persons under the age of 16 years.
9. No motor boat hereby licensed shall be hired to any person or persons apparently under the influence of alcohol or drugs.
10. All engines in the motor boat hereby licensed must be sufficiently silenced and properly suppressed to meet required standards.
11. A suitable buoyancy aid or life-jacket complying with the relevant European standard shall be formally offered to all person hiring motor boats. Suitable notices and verbal information for the purpose of bringing this facility to the attention of all persons shall be provided at the point of hire. As far as is reasonably practicable, the licence-holder shall insist that children under the age of 16 years and all non-swimmers shall wear a buoyancy aid or life-jacket.
12. Every motor boat under 16 feet (5 metres) in overall length hereby licensed shall carry the following equipment:
 - a) one lifebuoy of a type approved by the Department of Trade and Industry of a size not less than 24 inches (610mm) in diameter with a buoyant line of at least 33 feet (10 metres) attached with a minimum breaking strain of 250lbs (115 Kilos);
 - b) one bailer or receptacle capable of displacing at least 2 pints (1.2 Litres) of water, such bailer to be secured to the dinghy by a nylon line or lanyard; and
 - c) one dry powder (or suitable alternative) fire extinguisher, which shall be regularly serviced and inspected in accordance with the manufacturer's directions, of not less than 1.4kilos (3lbs) capacity with directions for use in accordance with the manufacturer's instructions prominently displayed thereon.
13. Every motor boat over 16 feet (5 metres) in overall length hereby licensed shall carry the following equipment:
 - a) two lifebuoys of a type approved by the Department of Trade and Industry of a size of not less than 610mm (24 inches) in diameter with a buoyant line of at least 33 feet (10 metres) attached with a minimum breaking strain of 250lbs (115 kilos);
 - b) one bailer or bucket capable of displacing at least 1.2 litres (2 pints) of water, such bailer to be secured to the boat by a nylon line or lanyard, or a manual bilge pump; and
 - c) two dry powder (or suitable alternative) fire extinguishers, which shall be regularly serviced and inspected in accordance with the manufacturer's directions, or not less than 1.4 kilos (3 lbs) capacity each with directions for

use in accordance with the manufacturer's instructions prominently displayed thereon.

14. In the case of motor boats hereby licensed which have an exposed propeller shaft such boats shall be fitted with a suitable shaft cover to the satisfaction of the Council's Boat Inspector.
15. The licence-holder must demonstrate that a suitable and sufficient risk assessment of this activity has been carried out and that the significant findings of that assessment have been acted upon.
16. The licence-holder must demonstrate that a suitable and sufficient system is in place and is operated to ensure that proper records are kept which show how many motor boats have been hired out at any time, the expected time of return and the emergency procedures to be implemented on the failure of a motor boat to return.
17. A comprehensive first aid kit shall be available at the point of hire at all times.
18. No person shall be permitted to navigate or be in charge of any pleasure boat hereby licensed unless that person is duly licensed for such a purpose under the Act.
19. If any change occurs in the ownership or any particulars of the pleasure boats hereby licensed during the period of the licence, notice of such change shall be given immediately to the Licensing Section, Environmental Health and Trading Standards, PO Box 233, Hereford HR1 2ZF