

**FURTHER CONDITIONS LIKELY TO BE ATTACHED
TO APPROVALS GRANTED UNDER SECTION 46A
OF THE MARRIAGE ACT 1949**



NOTES:

- (i) Except where the context demands otherwise the singular includes the plural and the masculine includes the feminine.
- (ii) Nothing in these conditions shall be construed as interfering with (i) the discretion of the approval holder or his representative regarding the admission of any person or (ii) the need to strictly comply with all relevant statutory requirements.
- (iii) These conditions are divided into four Parts as follows:
 - Part I - General
 - Part II - General conditions relating to management, conduct, etc.
 - Part III - Conditions in respect of fire and safety conditions.
 - Part IV - Other Safety Conditions and Conditions relating to sanitation and noise.
- (iv) In these conditions all references to a British Standard (BS) shall be deemed to refer to the current standard.

Disabled People

It is the policy of the Council that there should be access and facilities for disabled people at approved premises. Approval holders are therefore encouraged in the strongest possible terms to provide such facilities so as to enable the admission of disabled people. To this end Council Officers will be pleased to discuss and advise on the best ways to achieve this.

PART I - GENERAL

Definitions

- 1 In these conditions, unless the context otherwise requires:
 - 'Consent of the Council' means the consent of the Council in writing.
 - 'Approval holder' means the holder of an approval granted under Section 46A of the Marriage Act 1949.
 - 'Approved', 'accepted', or 'permitted' means approved, accepted or permitted by the Council in writing.
 - 'Approved arrangements' means the arrangements of the premises, fittings, installations and all other things in connections therewith as approved by the Council.
 - 'Council' means Southwark Council.

'Escape lighting' (safety lighting) means lighting, obtained from a source independent of the general supply for the building, provided to assist the public and staff to leave the premises without the aid of normal lighting.

'Fire Authority' means the Chief Fire Officer of the London Fire and Civil Defence Authority.

'Non-combustible' material means material which is deemed to be non-combustible when tested in accordance with the provisions of British Standard 476: Part 4 or such other material or combination of materials as the Council accepts as being non-combustible for the purpose of these conditions.

'Officer' means any person authorised in writing by the Council. (This may include officers of the London Fire and Civil Defence Authority).

'Premises' means any premises within the Council's area approved by the Council under Section 46A of the Marriage Act 1949.

PART II - GENERAL CONDITIONS RELATING TO MANAGEMENT, CONDUCT, ETC.

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| Responsibility of Approval Holder | 2 | The approval holder shall take all reasonable precautions for the safety of the public and, employees and except with the consent of the Council, shall retain control over all portions of the premises. |
| Conduct of Premises | 3 | (a) The approval holder shall maintain good order in the premises.

(b) The approval holder shall ensure that the public are not admitted to any part or parts of the premises other than those which have been approved by the Council for this activity. |
| Change of Use | 4 | No change of use of any portion of the premises from that approved by the Council shall be made until all necessary consents have been obtained from the Council. |
| Alterations | 5 | No alterations (including temporary alterations) shall be made to the premises without the prior written consent of the Council. This condition shall not require notice to be given in respect of routine maintenance works. |

Where works necessitate the premises being closed for a period of time, the premises shall not reopen for the purpose of the approval, until the approval holder has been notified in writing by the Council.

PART III - RULES IN RESPECT OF FIRE AND SAFETY CONDITIONS

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| Maintenance | 6 | The approved arrangements shall be maintained at all times in good order, repair and condition. |
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Overcrowding	7	Overcrowding shall not be permitted in any part of the premises.
Maintenance of means of escape	8	<p>(a) All exit routes shall be maintained with non slip and even floor/steps surfaces and be free of trip hazards at all times. Such exit routes shall be unobstructed and available for immediate use at all times.</p> <p>(b) All exit doors shall be available for immediate use, without use of a key or similar fastening, the whole time the public are in the premises. Only fastenings that have been approved by the Council in writing may be provided on such doors.</p> <p>(c) All fire doors shall be maintained effectively self-closing, and not wedged open.</p> <p>(d) Any removable security fastenings approved by the Council shall be removed from the doors prior to opening to the public. All such fastenings shall be kept in a position approved by the Council during the whole time the premises are in use.</p>
Curtains, decorations etc.	9	<p>(a) Where approval is given for curtains to be used, the curtains shall where necessary be periodically resprayed to maintain their fire resistance. Curtains shall be arranged so as not to obstruct EXIT notices and/or fire extinguishers or other fire fighting equipment.</p> <p>(b) Curtains where permitted across doors shall be in two halves, on a free running rail to enable them to be parted easily. Such curtains shall have a clearance of at least 75mm between the bottom of the curtain and the floor.</p>
Fire Alarms	10	Any Fire alarm system shall be checked monthly to ensure it is fully operational. In addition the system shall be serviced yearly by a qualified engineer and all results recorded in a log book to be retained on the premises.
Fire Fighting Equipment	11	<p>(a) All fire extinguishers and fire fighting equipment shall be checked yearly by a competent person and the test date recorded on the equipment, or in the case of hose reels and sprinkler systems the test results shall be recorded in a log book retained on the premises.</p> <p>(b) Any extinguisher discharge shall be replaced or recharged immediately.</p>
Outbreaks of Fire	12	The Fire Brigade shall be called to any outbreak of fire, however slight. Suitable notices shall be displayed indicating how the Brigade can be summoned.
Cleansing of Ventilation Ductwork	13	The ventilation system(s) shall be maintained in a clean condition and full working order.

PART IV - OTHER SAFETY CONDITIONS AND CONDITIONS RELATING TO SANITATION AND NOISE

- Sanitation** 14 The approval holder shall ensure that adequate sanitary accommodation is available in the premises for the free use of both staff and members of the public and in particular shall:
- (a) maintain each sanitary convenience in clean and efficient order;
 - (b) ensure that any room which contains a sanitary convenience is suitably and sufficiently lighted and ventilated and is kept clean.
 - (c) ensure that in the sanitary accommodation provided there are installed and maintained suitable and sufficient wash-hand basins and that each basin is provided with an adequate supply of hot and cold water or of hot water at a suitably controlled temperature; together with an adequate supply of soap and suitable hand drying facilities.
 - (d) the premises are so constructed with the adequate provision of efficient drains, suitable wall, floor and ceiling finishes etc. so that satisfactory sanitation can be maintained.
- Lighting** 15 All lighting (including escape lighting) shall be maintained in full working order.
- Electrical Installation** 16 The electrical installations for the premises and any equipment used therein shall be maintained in a safe working condition as prescribed by the Electricity at Work Regulations 1989, and the current edition of the Regulations for Electrical Installations issued by the Institute of Electrical Engineers.
- Electrical** 17 Unless the Council decide otherwise an inspection certificate, as prescribed in the current edition of the Regulations for Electrical Installations issued by the Institute of Electrical Engineers, for the electrical installation associated with the approved premises shall be submitted to the Council at least once every five years or such other time specified on the certificate. The certificate shall be signed by a qualified engineer.
- Escape Lighting** 18 The escape lighting installation shall be tested every six months by a qualified engineer and a certificate for each test submitted to the Council.
- Heating** 19
- (a) The heating system and/or appliance used within the premises shall be fully maintained in good working order for use where required. Any guards required by the Council shall be securely held in position.
 - (b) Portable heating appliances shall not be used without the Council's written consent.

- (c) No alterations/additions to the approved heating system shall be made without the written consent of the Council.

Electrical, Gas and Mechanical Ventilation systems Certificates

- 20 No alterations shall be made to any part of the electrical, gas or mechanical ventilation systems without the written consent of the Council.

Gas and Electricity Meters

- 21 (a) Gas and electricity mains intake enclosures shall not be used for any other purpose (eg. storage).
- (b) Where meters are not in an enclosure the meters shall not be obstructed and shall be available for immediate access.

Paraffin and Mineral Oil

- 22 Paraffin or other mineral oil shall not be used in any lamp, stove or other appliance in the approved premises except with the prior written consent of the Council.

'No Smoking' Notices

- 23 If notices prohibiting smoking are exhibited the prohibition shall be strictly enforced.

Noise and Vibration

- 24 (a) that the approval holder shall ensure that no noise shall emanate from approved premises or vibration be transmitted through the structure of the approved premises which gives rise to a nuisance to the occupiers of premises in the vicinity of the approved premises.
- (b) Without prejudice to the generality of this condition the approval holder shall ensure that no form of loudspeaker or sound amplification equipment is sited on or near the exterior of the approved premises or in or near any foyer, doorway, window or opening to those premises.

NOTE:

The approval holder must ensure that appropriate measures are taken to prevent any nuisance which may be caused by the operation or use of ventilation or other equipment.