

To: The Licensing Committee Secretariat
City Chambers
Glasgow, G2 1DU

CASE 12

CIVIC GOVERNMENT (SCOTLAND) ACT 1982
APPLICATION FOR A PUBLIC ENTERTAINMENT LICENCE (SUNBEDS)
REPORT TO LICENSING AND REGULATORY COMMITTEE

Ref: PEL00950	Date Application Received: 20 August 2024	
Type of Application	- Renewal	Duration: 3 Years

A Premises: Address - 85 Lochend Road, Glasgow

Applicant - Heatwave

Proposal - Sunbed Parlour

B Location of Premises:

Situated on the North footway of Lochend Road, 15 Yards West of the junction with Auchingill Road, Glasgow

C Description of Premises:

One storey commercial premises consisting of - reception area, 4 cubicles with sunbeds/stands, one storeroom, sectioned off hairdressing and treatment area and a washroom/toilet.

Date of Inspection: 26 August 2024

D Nearest House/ Metres Distant: 30 yards East of Premises.

Noise Sensitive Premises*

57 Lochend Road, Glasgow

Type of House: Two storey flats

E Previous use of Premises for similar purposes: Yes

F Noise

Complaints:- None

Action Taken:-

G Concerns/Complaints: None

H Conditions:

1. The Licence holder shall be not less than 21 years of age.
2. The Licence permits the use of the Premises specified therein as a place for the carrying on of a business, which provides tanning, as defined in the Licence. The Licence must be exhibited in the Premises in such a manner as to be easily read by the public.
3. The Licence holder or, in the absence of the Licence holder, a person authorised by them, must be in charge of the premises during licensed activities and must not be engaged in duties which might prevent the exercising of general supervision of the premises.
4. The Licence holder shall ensure that appropriate training is provided to all staff on a regular basis commensurate with their duties including:
 - (a) The requirements of the Public Health etc (Scotland) Act 2008 (Sunbed) Regulations 2009
 - (b) Instruction in the control, use and operation of ultra violet equipment
 - (c) Health and Safety operations for the safe use of the ultra violet equipment
 - (i) Cleaning and disinfection process for the sunbeds.
 - (ii) User's compliance with exposure times.
 - (iii) Identification of skin type.
 - (iv) Disputes about skin-type, how are they resolved.
 - (v) Changing of defective bulbs.
 - (vi) Procedures after retubing of sunbeds.
 - (vii) Manufacturers' operation instructions
5. The Licence holder shall maintain records of all staff training.
6. The Licence holder shall require all customers to complete a health questionnaire, copies of which shall be kept by the Licence holder.
7. The Licence holder shall advise all customers of a suitable exposure regime, taking into account skin type, previous exposure and any other information (including the increased risks information listed in Schedule 1 of the Public Health etc (Scotland) Act 2008 (Sunbed) Regulations 2009) provided by the customer and records of such advice shall be kept.
8. The Licence holder shall maintain records of each session including:
 - (a) The identity of the customer and the means by which the customer's identity was verified.
 - (b) The steps taken to establish that the customer was at least 18 years of age (including any proof of age i.e.
 - A passport;
 - A European Union photo-card driving licence; or
 - A photographic identity card bearing the national proof of Age Standards Scheme (PASS) hologramor identity sought or the means by which the customer's age was verified or the reasons why such verification was not sought because it was unnecessary).
 - (c) Customer confirmation that they have been provided with the information required under Regulation 3 of the Public Health etc (Scotland) Act 2008 (Sunbed) Regulations 2009.
 - (d) The date of exposure and the exposure received.
9. The Licence holder shall maintain a record of all refused uses of sunbeds detailing the following information:
 - (a) The date of the refusal
 - (b) Details of the refusal
 - (c) The name and age of the customer (if known)
 - (d) The reason for refusal i.e. age, under influence of drugs/alcohol.

10. The Licence holder shall display in a prominent place clearly visible to members of the public, signage at all times which must:
 - (a) Be at least of A3 size and on which the lettering must be black of at least 20 millimetres in size and be printed on a yellow background; and
 - (b) Contain the following wording:

HEALTH WARNING – Sunbed use may damage your skin and will increase your risk of skin cancer.
11. The Licence holder shall provide all customers, each time they propose to use a sunbed, with health information as prescribed in Regulation 3 of Public Health etc (Scotland) Act 2008 (Sunbed) Regulations 2009. Such information shall be provided at least A5 in size and be printed in black letters, which are easily read, on a yellow background.
12. The Licence holder shall conduct regular risk assessments to identify potential hazards, persons at risk including maintenance staff, controls required in order to minimize risk and maintain records of such risk assessments.
13. The Licence holder shall ensure that all staff exposure to ultra violet radiation is minimised as much as is reasonably practical.
14. Electrical systems at the premises shall comply with the current legislation and with the Institute of Electrical Engineers Wiring Regulations (BS7671: 2018) applicable at the time of the installation or any subsequent replacement or renewal. Electrical systems shall include both fixed installations and electrical equipment. The Council may at any time require the Licence holder, within a reasonable period of time, to effect such remedial works as may be necessary to ensure that the said installations comply with the current legislation and regulations.
15. The licence holder shall ensure that the accommodation, facilities and equipment (including sunbeds/tan stands) within the premises are maintained in good repair and in a good state of cleanliness appropriate to the activities undertaken. Records of bulb/tube replacement and maintenance require to be kept for the sunbeds/tan stands
16. The Licence holder shall ensure that the premises are effectively ventilated to prevent build-up of heat.
17. The Licence holder shall provide, free of charge to customers, suitable eye protection which complies with BS EN 170 2002 and shall ensure, as far is reasonably practicable that customers use this eye protection when using the sunbed equipment.
18. The Licence holder shall hold all relevant information from the manufacturer or supplier on the correct operation of the UV Tanning Equipment, including the correct lamps to use and the maintenance regime.
19. The Licence holder shall ensure that effective measures are in place to provide immediate assistance to customers using UV Tanning Equipment. Emergency cut-off procedures, how staff are alerted, provision of medical /first aid assistance.
20. All records referred to in these conditions shall be kept by the Licence holder for a period of 3 years.

I Observations on Proposals: No adverse comments.

Inspecting Officer: William McJimpsey

Group: Environmental Health **Date:** 12 September 2024

ASSISTANT GROUP MANAGER	DATE ISSUED
	12 September 2024