

Model Licence Conditions for Catteries

Licensing Committee

Date: 17th September 2015

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Wards: All

Locality Affected: All

Parishes Affected: All

1. Purpose and Reasons

- 1.1 To review the licence conditions for catteries under the Animal Boarding Establishments Act 1963.

2. Recommendations

That Committee:

- 2.1 Agree for consultation to be carried out on the proposed revised conditions for Catteries with licensed establishments within the District and relevant organisations.
- 2.2 For the results of the consultation exercise to be brought back to Committee with a view to adopting the conditions.

3. Detail

- 3.1 Local authorities in England, Scotland and Wales issue licences to proprietors of Kennels, Catteries and Home Boarders under the Animal Boarding Establishments Act 1963.
- 3.2 There are currently 5 catteries licensed with Swindon Borough Council.
- 3.3 Although the Licensing Authority use a set of model conditions to assist with their inspections (**Appendix 1**); it appears that these were never formally adopted by the Licensing Committee.
- 3.4 The Chartered Institute of Environmental Health (CIEH) has worked in partnership with Cats Protection, the Pet Care Trade Association, the British Veterinary Association (BVA), Corporation of London, Daisy Bank Kennels & Cattery, Dogs Trust, Epping Forest DC, International Cat Care (Formerly Feline Advisory Bureau), Kennel Design (David & Kay Key), and the Royal Society for the Prevention of Cruelty to Animals to produce a new set of model conditions and guidance for catteries.
- 3.5 A copy of the new model conditions and guidance for catteries is attached as **Appendix 2** of this Report.
- 3.6 The new model licence conditions and guidance bring the previous model licence conditions up to date, reflecting changes in the law and the industry and progress in animal husbandry.

Further information on the subject of this report can be obtained from Kathryn Ashton, 01793 466113, KAshton@swindon.gov.uk.

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4. Alternative Options

- 4.1 The Council could decide not to adopt the conditions; however, this would mean that there would be no consistent guidelines when undertaking inspections of proposed and existing establishments and attaching appropriate conditions.

5. Implications, Diversity Impact Assessment and Risk Management

Financial and Procurement Implications

- 5.1 There are no direct financial implications arising from the report. All future consultation will be undertaken within existing budget.
- 5.2 Licensees can appeal to the Magistrates Court, where they are aggrieved by any condition subject to which such a licence is proposed to be granted (section 4 Pet Animals Act 1951)

Legal and Human Rights Implications

- 5.3 Legal and Human Rights considerations have been taken fully into account in compiling this report. It is considered that the recommendations of this report are compatible with Convention Rights. The Council is required to comply with the statutory provisions referred to in the report. All other legal and human rights implications have been considered in the preparation of this report.

All Other Implications (including Staff, Sustainability, Health, Rural, Crime and Disorder)

Diversity Impact Assessment

- 5.4 A DIA has not been undertaken at this stage as no model conditions have been consulted upon.

6. Consultees

- 6.1 The Board Director, Resources (Section 151 Officer) and Director of Law and Democratic Services (Monitoring Officer) are consulted in respect of all reports.
- 6.2 All Licensed boarding establishments within the Borough

7. Background Papers

- 7.1 Animal Boarding Establishments Act 1963
- 7.2 Animal Welfare Act 2006

8. Appendices

- 8.1 Appendix 1 Model conditions for Catteries
- 8.2 Appendix 2 CIEH Model Licence Conditions and Guidance for Cat Boarding

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