

**FOR PUBLICATION**

**PET SHOP LICENCE CONDITIONS AND ANIMAL BOARDING LICENCE  
CONDITIONS (A270)**

---

<b>MEETING:</b>	<b>APPEALS AND REGULATORY COMMITTEE</b>
<b>DATE:</b>	<b>21 October 2015</b>
<b>REPORT BY:</b>	<b>ENVIRONMENTAL HEALTH MANAGER</b>
<b>WARDS:</b>	<b>ALL</b>
<b>COMMUNITY FORUMS:</b>	<b>ALL</b>

---

**FOR PUBLICATION**

Background Papers - All relevant files and licence registers may be inspected at the Environmental Health Department, Town Hall, Chesterfield

---

**1.0 PURPOSE OF REPORT**

- 1.1 To request approval to new pet shop licence conditions.
- 1.2 To request approval of new animal boarding licence conditions in domestic premises.

**2.0 BACKGROUND**

- 2.1 Under the Animal Boarding Establishments Act 1963 (the Act) local authorities licence premises for the boarding of dogs and cats. This licensable activity is defined in the Act as “the keeping by any person of a boarding establishment for animals shall, subject to the following provisions of this section, be construed as references to the carrying on by him at premises of any nature (including a private dwelling) of a business of providing accommodation for other people’s animals”.

Animals are further defined as cats and dogs for the purposes of the Act.

- 2.2 Historically, Chesterfield Borough Council only licensed kennels and catteries. Home Boarding was introduced in 2014 which has then highlighted other businesses boarding animals by way of day boarding in a domestic setting, a new conception in recent times that is on the increase. The Council has decided that these businesses also fall under the above 'Act' and in line with other Councils have decided to include them in the licensing regime. Licensing of such premises is solely to ensure that the premises satisfy basic standards relating to the health, welfare, and safety of animals boarded.
- 2.3 The Council first looked at introducing a new licence with conditions for doggy day care but on further investigation it was thought that this could duplicate cost to small businesses who may look after dogs during the day and then home board at night. The conditions are the same so the decision was made to make one licence for all those boarding in a domestic setting.
- 2.4 The council currently licence 10 establishments (catteries and kennels) and 10 home boarding of dogs since its introduction in January 2014.
- 2.5 For your information home boarding is where an individual's dog is taken into another person's home where it is looked after and treated as if it is that persons own pet. Animal boarding in a domestic setting will be same concept. Any business that this does not apply to and deemed to be in a commercial setting by an authorised officer will fall under the dog boarding establishments category (Appendix 6). It is suggested that the fees for the new animal boarding in domestic premises will be the same as currently in force for home boarding, which is a £155 annual fee. Please note the fee for animal boarding establishments (Kennels & Catteries) is currently £310.
- 2.6 In September 2013 The Chartered Institute of Environmental Health brought out model conditions for pet vending licensing. Whilst most Councils decided to either adopt these model conditions or not, Chesterfield Borough Council has decided to merge them with its own existing pet shop licensing conditions. This decision was made due to thorough comparison between the two and where in some instances there were excellent points in the model conditions but also there were good points in CBCs that were not covered in CIEH's model conditions. By carrying out the comparison and merging the best of both new

conditions have been developed, which have the advantage of guidance now attached for pet shop owners.

### **3.0 CONSIDERATIONS**

3.1 The following factors have been considered in the preparation of this report:

- A) Legal and Human Rights Issues – there are legal requirements in respect of the discharge of the Council's statutory duties.

### **4.0 RECOMMENDATIONS**

4.1 It is recommended that the Committee notes the contents of this report and after consideration:

- i) Agrees to the new animal boarding conditions in domestic premises (Appendix 5) which will replace existing home boarding conditions (Appendix 4). This will include all businesses day boarding a dog in a domestic premise as if it is in its own home setting. Those businesses that do not fall into the domestic premises category will fall under CBCs existing animal boarding establishments conditions (Appendix 6)
- ii) Agrees to the merge of CIEHs pet vending model conditions (Appendix 1) with CBCs existing pet shop conditions (Appendix 2) to form new improved pet shop licensing conditions (Appendix 3).

RUSSELL SINCLAIR  
ENVIRONMENT HEALTH MANAGER