

APPENDIX B

Proposed Selby Animal Licensing Policy 2020

Consultation Responses

A total of 24 responses to the consultation were received

The following questions were asked via an online consultation response form:

Do you agree that applicants should be required to produce a recent DBS to show no relevant convictions?	Yes - 19 No - 5
Do you agree that applicants are required to have knowledge, experience, compliance history and the ability to comply with licence conditions and safeguard the welfare of animals in their care?	Yes - 24 No - 0
Do you agree that applicants are required to make suitable management and training arrangements to safeguard and protect any staff and/or members of the public who may be affected by the licensable activity?	Yes - 21 No - 3

Do you have any other comments about this policy? – Please see additional comments and responses as below

Comment	Response
Must be enforced as breeding animals for profit only has really become a worry.	No Response required
<p>It is overbearing and not required. When we were inspected as a boarder for dogs, we were asked about points 2 and 3 and provided evidence to support that. In relation to point 1 why should I prove that I don't have a conviction?</p> <p>If you want to know if I do have one the onus and cost should be on yourselves. I currently receive 13 pounds per day to board a dog, any further cost incurred makes it pointless to continue (perhaps this is the desired result) to force all people out of business to make no premises or people suitable so you don't have to manage it.</p> <p>All it will do is make people take dogs unlicensed and avoid all the costs and red tape.</p>	<p>Point 2 relates to the following question: Do you agree that applicants are required to have knowledge, experience, compliance history and the ability to comply with licence conditions and safeguard the welfare of animals in their care?</p> <p>Point 3 relates to the following question: Do you agree that applicants are required to make suitable management and training arrangements to safeguard and protect any staff and/or members of the public who may be affected by the licensable activity?</p> <p>Response: No response required to points 2 and 3.</p> <p>Point 1 relates to the following question: Do you agree that applicants should be required to produce a recent DBS to show no relevant convictions?</p>

	<p>Response: The Guidance states that the licence holder must be the named person who is not disqualified from holding a licence in accordance with the requirements of regulation 11 and schedule 8 (persons who may not apply for a licence) the proposed policy requires a basic DBS dated within 3 months. The cost of this currently is £23. The basic DBS will enable the Council the compliance with our duties to ensure that the individual has not been disqualified from holding a licence. The application requirement can be found in section 5 of the proposed policy.</p>
They should have relevant qualifications and keep up with training on new legislation.	Qualifications or a number of years of experience / skills is a minimum requirement for each licence.
Yes, this needs doing	No response required
I have read all of the draft policy; I am in favour of anything that helps to stop Breeders & puppy farmers, so the DBS is a good idea. Thank you	No response required
In regard to question 3 . Of course, we agree and have management and training arrangements in place to safeguard staff and members of the public attending the kennels and cattery. However, the question is ambiguous and could be turned around where members of the public / neighbours could complain about licensable activities affecting their lifestyle but with a hidden agenda. The question should be re - written with "members of the public on the kennels/ cattery premises".	<p>Point 3 relates to the following question: Do you agree that applicants are required to make suitable management and training arrangements to safeguard and protect any staff and/or members of the public who may be affected by the licensable activity? Response: The management training requirements should cover all areas of the business. Section 6.3 of the policy states -To this extent, the Council would expect applicants and licence holders whose activities involve contact with children or vulnerable persons to: - - Have a written safeguarding policy and provide training for staff; and -Have a procedure for vetting staff who have unsupervised contact with young/vulnerable persons</p>
Can licence holders be kept on a register that is available for public	There is not requirement in the legislation for a local authority to publish

<p>viewing? We have neighbours who have a boarding / care business though they can't look after their own chickens and have a heap of dog poo in the corner of the garden. It would be good to be able to check they are operating with a licence and have been checked.</p>	<p>a list on their website. This information can be given upon request to the licensing authority. When the licensing software can provide this up to date information it will be added to the website.</p>
<p>You might need to list or further define relevant convictions. I believe a license is required to breed kittens now, effective from 6th April this year so you might want to include that within the puppy clause above.</p>	<p>Lucy's Law came into effect on the 6 April 2020, making anyone wanting to get a new puppy or kitten in England must now buy direct from a breeder, or consider adopting from a rescue centre. Offences involving danger or suffering caused to Animals, in our list of relevant convictions would cover this.</p>
<p>I think that any person licenced to care for animals should be subjected to unannounced spot checks to make sure that they are actually caring for the animals in accordance with regulations.</p>	<p>Guidance and the proposed policy state that unannounced inspections can be carried out and should be used in the case of complaints or other information that suggests licence conditions are not being complied with or that the welfare of the animals involved in a licensed activity is at risk.</p>
<p>I would like to see the breeding for profit license rolled out wider to encourage people to neuter cats.</p>	<p>The legislation (as below) is wide and already covers all licensing activities (including the sale of any animal with the end result of that animal being a pet). The legislation states under schedule 1, part 1 as part of the business test that the local authority must take into account in determining whether an activity is being carried on in the course of a business are: a) makes any sale by, or otherwise carries on, the activity with a view to making a profit, or b) earns any commission or fee from that activity. Anything additional to this would have come from central government.</p>
<p>Policy Review Response:</p> <ol style="list-style-type: none"> 1. As regards licences are there plans to include dog walkers as there are a significant number of them and it seems pretty much unregulated? 2. Where can we see 'star ratings'? 	<p>No, Dog walking is not covered by the Animal Welfare (Licensing of Activities Involving Animals) (England) Regulations 2018. Star ratings can be checked with the</p>

<p>for businesses? Do we have them for pubs and should they not be displayed prominently?</p> <p>3. Will Brexit affect any licensing laws?</p> <p>4. Can we have a simple way for people to view the ratings and also a simple way of reporting an issue with a licensed premise?</p>	<p>Licensing Team. The star rating is also on the licence which needs to be on display in the premises. Some businesses may choose to show the star rating on their website.</p> <p>The star rating determines the length of time that a licence is issued for.</p> <p>Not known at this time</p> <p>As above, see number 2</p> <p>As with all licensing regimes the first contact should be the licensing team for reporting issues licensing@selby.gov.uk or the main council telephone number.</p>
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