



## **Public Health Acts Amendment Act 1907**

### **Licensing of Pleasure Boats**

### **Conditions Attached to Licences for Pleasure Boats and Vessels Let For Hire**

Boat Licences are required for all pleasure boats and vessels carrying 12 or fewer passengers for hire to the public on Ullswater. Each pleasure boat or vessel must comply with both the General Conditions and the conditions specific to that particular type of pleasure boat or vessel set out below.

#### **General Conditions**

1. The maximum number of persons to be carried on any pleasure boat or vessel shall not exceed the number permitted in the licence applying to such pleasure boat or vessel.
2. An identification number and/or name of the pleasure boat or vessel along with the telephone number of the Boat Operator shall be permanently affixed in a conspicuous position on the pleasure boat or vessel in figures/letters not less than 25mm in height and 20mm in breadth.
3. All pleasure boats or vessels hereby licensed (except paddleboards and sailboards) shall have sufficient built-in buoyancy to maintain the boat or vessel and passengers afloat in the event of capsize or accidental holing.
4. All pleasure boats or vessels hereby licensed shall be insured at all times when in use against third party risks.
5. No pleasure boat or vessel hereby licensed shall be let for hire in weather conditions which may pose a threat to the safety of the user.
6. No pleasure boat or vessel hereby licensed shall be hired to any person or persons apparently under the influence of alcohol or drugs.
7. Suitable buoyancy aids or life-jackets complying with the relevant British and European Standards or approved by the Department for Business, Energy and Industrial Strategy must be issued to every person hiring a pleasure boat or vessel sufficient in number for the hirer and all passengers. Every effort is to be made to ensure that a properly adjusted buoyancy aid or life-jacket be worn at all times by members of the public when on the water including posting suitable notices and information at the point of hire bringing this requirement to the public's attention.
8. Persons hiring pleasure boats or vessels and their passengers are not permitted to swim or dive from any pleasure boat or vessel and the Boat Operator shall draw this to the attention of the hirer and their passengers, including posting suitable notices and information at the point of hire.

9. The Council's boat inspector will issue and adhere to each pleasure boat or vessel a sticker to confirm the boat has passed the annual inspection which must not be removed during the term of the licence. If the sticker becomes detached for any reason from a pleasure boat or vessel, it may not be used for hire to the public until the boat inspector has re-inspected and attached a replacement sticker, this to be done at the expense of the Boat Operator.
10. If any change occurs in the ownership or any particulars of the pleasure boats or vessels hereby licensed during the period of the licence, notice of such change shall be given immediately to the Licensing Section, Eden District Council, Town Hall, Penrith, Cumbria, CA11 7QF.

## **Conditions Specific to Different Types of Pleasure Boat or Vessel**

### **1. Mechanically Propelled Boats or Vessels ("Motor Boats")**

- 1.1 No motor boat hereby licensed shall be hired to any person or persons under the age of sixteen years.
- 1.2 A plaque stating the maximum number of persons permitted to be carried in the form of "Licensed to carry ..... persons" together with the licence holder's name shall be prominently displayed on the motor boat.
- 1.3 Every motor boat under 4.8 metres in overall length hereby licensed shall carry the following equipment:
  - 1.3.1 one lifebuoy of a type approved by the Department for Business, Energy and Industrial Strategy or complying with the relevant European Standard of a size not less than 610mm in diameter with a buoyant line of at least 10 metres attached with a minimum breaking strain of 115 kilos;
  - 1.3.2 one baler or receptacle capable of displacing at least 1.2 litres of water, such baler to be secured to the boat by a nylon line or lanyard, and
  - 1.3.3 one dry powder (or suitable alternative) fire extinguisher, which shall be regularly serviced and inspected in accordance with the manufacturer's directions, of not less than 1.4 kilos capacity with directions for use in accordance with the manufacturer's instructions prominently displayed thereon.
- 1.4 Every motor boat over 4.8 metres in overall length hereby licensed shall carry the following equipment:
  - 1.4.1 two lifebuoys of a type approved by the Department for Business, Energy and Industrial Strategy or complying with the relevant European Standard of a size of not less than 610mm in diameter with a buoyant line of at least 10 metres attached with a minimum breaking strain of 115 kilos;
  - 1.4.2 one baler or bucket capable of displacing at least 1.2 litres of water, such baler to be secured to the boat by a nylon line or lanyard, or a manual bilge pump, and

- 1.4.3 two dry powder (or suitable alternative) fire extinguishers, which shall be regularly serviced and inspected in accordance with the manufacturer's directions, or not less than 1.4 kilos capacity each with directions for use in accordance with the manufacturer's instructions prominently displayed thereon.
- 1.5 In the case of motor boats hereby licensed which have an exposed propeller shaft, such boats shall be fitted with a suitable shaft cover to the satisfaction of the Council's boat inspector.

## **2. Sailing Dinghies**

- 2.1 No sailing dinghies hereby licensed shall be hired to any person or persons under the age of fourteen years.
- 2.2 A plaque stating the maximum number of persons permitted to be carried in the form of "Licensed to carry ..... persons" measuring at least 152mm by 76mm (in black or red letters on a white background) together with the licence holder's name shall also be prominently displayed.
- 2.3 Every sailing dinghy hereby licensed shall carry the following equipment:
  - 2.3.1 one baler or receptacle capable of displacing at least 1.2 litres of water, such baler to be secured to the dinghy by a nylon line or lanyard (provided that, where a sailing dinghy is designed to self-drain, no baler need be carried), and
  - 2.3.2 two metres of marine quality rope of not less than 1cm diameter secured to the bow of the dinghy.

## **3. Rowing Boats, Rowing Dinghies and Canadian Canoes**

- 3.1 No Rowing Boat, Rowing Dinghy or Canadian Canoe hereby licensed shall be hired to any person or persons under the age of fourteen years.
- 3.2 A plaque of at least 152mm in width by 75mm in depth shall be affixed in a prominent position in every Rowing Boat, Rowing Dinghy and Canadian Canoe hereby licensed bearing the following wording in black or red letters on a white background - "DANGER - DO NOT STAND UP, CHANGE PLACES OR SWIM FROM BOAT" or similar wording that conveys the same message or intended meaning.
- 3.3 A plaque stating the maximum number of persons permitted to be carried in the form of "Licensed to carry ..... persons" together with the licence-holder's name shall also be prominently displayed.
- 3.4 Every Rowing Boat and Rowing Dinghy hereby licensed shall carry the following equipment:
  - 3.4.1 one lifebuoy of a type approved by the Department for Business, Energy and Industrial Strategy or complying with the relevant European Standard of a size not less than 610mm in diameter with a buoyant line of at least 10 metres attached with a minimum breaking strain of 115 kilos;

- 3.4.2 one baler or receptacle capable of displacing at least 1.2 litres of water, such baler to be secured to the boat by a nylon line or lanyard, and
  - 3.4.3 two metres of marine quality rope not less than 1cm in diameter secured to the bow of the boat.
- 3.5 Every Rowing Boat and Rowing Dinghy hereby licensed shall be fitted with rubber bow protectors and oars with rowlocks of the “pin” type or, alternatively, with oars of a type capable of being secured to the boat by some other means to the satisfaction of the Council’s boat inspector.

#### **4. Kayak-type Canoes**

- 4.1 No Kayak-type Canoe hereby licensed shall be hired to any person or persons under the age of fourteen years.

#### **5. Sea Cycles and Water Bikes**

- 5.1 The aggregate weight of persons permitted to be carried on any sea cycle, water bike or similar craft hereby licensed shall not exceed 249.5 kilograms on any sea cycle. That single person’s weight shall not exceed 127 kilograms on any water bike.
- 5.2 A notice stating the maximum number of persons permitted to be carried in the form of “Licensed to carry ..... persons - total maximum permitted weight 249.5 kilograms” (sea cycles) or “Licensed to carry one person - maximum permitted weight 127 kilograms” (water bike) shall be prominently displayed on the craft so as to be visible to those boarding it.
- 5.3 A plaque of at least 152mm in width by 76mm in height shall be affixed in a prominent position in every craft hereby licensed bearing the following wording in black or red letters on white background -“DANGER - DO NOT STAND UP, CHANGE PLACES OR SWIM FROM CRAFT” or similar wording that conveys the same message or intended meaning.
- 5.4 No person apparently under 1.22 metres tall may act as a rider with the pedals in either model.

#### **6. Sailboards and Paddleboards**

- 6.1 No Sailboard or Paddleboard hereby licensed shall be hired to any person or persons under the age of fourteen.
- 6.2 A properly fitting wetsuit must be issued to every person hiring a Sailboard or Paddleboard and every effort should be made to ensure that the wetsuit be worn at all times by members of the public when on the water including suitable notices and information at the point of hire bringing this requirement to their attention.
- 6.3 A leash or lanyard with an ankle strap shall be attached to each paddleboard hereby licensed to enable the user to attach themselves to the paddleboard so as to be able to retrieve the paddleboard in the event of them falling into the water.