

**CITY OF NEWCASTLE UPON TYNE**

Public Health & Environmental Protection  
Regeneration Directorate  
The Licensing Office  
Newington Road East  
Newcastle upon Tyne  
NE6 5BD

**PUBLIC HEALTH ACTS AMENDMENT ACT 1907, SECTION 94****PLEASURE BOATS : CONDITIONS OF LICENCE**

1. The number of passengers to be carried for hire at any one time shall not exceed ( ) and the licensee shall, before permitting the boat to be used for carrying passengers for hire, cause to be indicated in a conspicuous part of the boat the name of the licensee and the number of persons the boat is licensed to carry either by painted notice or by fixing a Local Authority Licence Plate.
- 1A. The number of crew whilst carrying passengers shall not be less than two nor greater than three.
2. The boat and any engine shall be maintained in a safe, sound, clean and stable condition and the equipment thereto shall be complete and in good repair.
3. No person shall be permitted to bathe from the boat except where the boat has been chartered for sub-aqua activities and during all such commissions a qualified diving master must be present.
4. The licensee shall not tout, importune or solicit the public in any noisy or annoying manner in connection with the use of the boat for carrying passengers for hire.
5. No playing of musical instruments, radios or amplified music or other similar attractions shall be permitted on or in connection with the boat except where a portable radio is used for receiving local weather forecasts and safety information, providing the volume of such a radio should not cause a nuisance or disturbance to other passengers or pleasure boat users.
6. The boat shall not be used for the carrying of passengers for hire later than sunset or before sunrise on any day except where the boat is equipped with the correct navigation lights prescribed by the Collision Regulations 1989 and listed in Statutory Instrument 1989 No. 1798, appropriate to the vessel's length, an illuminated compass, handheld or fixed search light, and a suitable audible warning device.
7. No drunken or disorderly person shall be suffered to embark.
8. (a) Save where the boat is licensed by or under any regulation of the Department of Transport, no person shall be employed in connection with the charge or navigation of the boat at any time when carrying passengers for hire other than a boatman duly licensed by the Council and having the appropriate boatman's licence issued by the Department of Transport.

- (b) The boatman shall be fully conversant with the Port of Tyne Authority's Code of Byelaws and the Merchant Shipping (Distress Signals and Prevention of Collision) Regulations 1989.
9. The boat shall at all times when carrying passengers for hire on the Tyne be properly furnished with all apparatus for safe navigation and with proper life saving apparatus including:-
- (a) A minimum of two lifebuoys plus additional lifebuoys to ensure sufficient for 1 lifebuoy for every 2 persons carried. The additional lifebuoys may be replaced by an inflatable life-raft of sufficient capacity.
  - (b) One Department of Transport approved life-jacket per person, if vessel over 12 metres in length.
  - (c) A minimum of two fire extinguishers or the number appropriate to the size of boat, of type AFFF to BS 5423, (or equivalent) each not less than 1.75 ltrs. Capacity.
  - (d) One bucket with lanyard attached.
  - (e) One anchor with 30 metres of rope.
  - (f) A minimum of two bilge pumps, one of which should be capable of manual operation.
  - (g) Heaving line 18 metres in length.
  - (h) Three oars and rowlocks (depending upon size of craft) up to five metres.
  - (i) One boat hook.
  - (j) Engine tool box – spanners, screwdrivers, pliers, clips etc.
  - (k) First aid box containing a selection of plasters, bandages, dressings.
  - (l) Navigation lights appropriate to the vessels length.
  - (m) Suitable audible warning device.
10. The boat shall at all times when carrying passengers for hire and proceeding to sea be properly furnished with all apparatus for safe navigation and with proper life saving apparatus including:-
- (a) A minimum of two life-buoys plus additional lifebuoys to ensure sufficient for 1 lifebuoy for every 2 persons carried. The additional lifebuoys may be replaced by an inflatable life-raft of sufficient capacity.
  - (b) One Department of Transport approved life-jacket per person.
  - (c) A minimum of two fire extinguishers or the number appropriate to the size of boat of Type BS5423 (or equivalent), not less than 1.75 ltrs. capacity.
  - (d) One bucket with lanyard attached.

- (e) One anchor with 10 metres chain and 50 metres rope.
  - (f) A minimum of two bilge pumps, one of which should be capable of manual operation.
  - (g) One magnetic compass.
  - (h) Three Department of Transport approved handheld red hand flares.  
Three Department of Transport approved red parachute flares.
  - (i) Two Department of Transport approved daylight distress smoke floats.
  - (j) Tow rope.
  - (k) Heaving line 30 metres in length.
  - (l) Three oars and rowlocks (depending upon size of craft).
  - (m) One boat hook.
  - (n) Engine tool box – spanners, screwdrivers, pliers, clips etc.
  - (o) First aid box containing a selection of plasters, bandages, dressings as per Merchant shipping (Medical Stores) (Amdt) 1988 Scale V.
  - (p) One signalling torch.
  - (q) Navigation lights appropriate to vessels length.
  - (r) Suitable audible warning device.
11. The boat shall be fitted with VHF Radio Telephone operating at least on Channels, 16, 12 and 67 for which a licence is required from the Radio Surveyor at the Department of Trade and Industry.
12. All engines used in the boat shall be properly silenced.
13. The licensee shall take out and maintain throughout the period of the licence a policy of insurance to be produced to and approved by the Council complying with the 1974 Athens Conviction and in accordance with the provisions of Statutory Instrument – The Carriage of Passengers and their Luggage by Sea (United Kingdom Carriers) Order 1987 (SI 1987 No. 855), covering third party liability and passenger liability in the sum of at least £80,000 per passenger or as adopted in this country.
14. The certificate from a Marine Surveyor in respect of the boat must be obtained at such intervals as determined by the Marine Surveyor, any such interval shall not exceed five years and the certificate to be produced when required by the Council.
15. The Council reserves the right to inspect the boat at any reasonable time and/or to have it removed from the water, where the officer has reason to believe that an inspection of the boat by a Marine Surveyor is warranted. Should the Marine Surveyor indicate that the vessel is in sound condition then slipping and surveying costs rest with the Licensing Authority.

16. The boat to be made available for an annual floating inspection by the relevant enforcement officers.
17. Wheelchair bound persons must be supervised by sufficient able bodied responsible adults or crew members.
18. People under the age of 16 must be supervised by sufficient able bodied responsible adults or crew members.
19. THIS LICENCE MAY BE SUSPENDED OR REVOKED AT ANY TIME BY THE COUNCIL WHENEVER IT SHALL DEEM SUCH SUSPENSION OR REVOCATION NECESSARY OR DESIRABLE IN THE INTEREST OF THE PUBLIC.

**DECLARATION** (To be signed by all applicants)

I/We confirm that I/We have read and understand the above conditions which will apply to a pleasure boat licence which may be granted.

Signed ..... Date .....