

ANGUS COUNCIL

CIVIC LICENSING COMMITTEE – 11 JANUARY 2024

RENEWAL OF CINEMA LICENCE

REPORT BY THE DIRECTOR OF LEGAL, GOVERNANCE AND CHANGE

ABSTRACT

The purpose of this report is to consider the request from Chalmers, Arbroath (Licence Number CL 1) to renew the cinema licence in respect of the property at 1 Queen's Drive, Arbroath, DD11 1QD.

1. RECOMMENDATION

It is recommended that the Committee: -

- (i) take account of the electrical inspection report in respect of the premises; and
- (ii) determine whether to renew the cinema licence for Chalmers.

2. BACKGROUND

Section 3 of the Cinemas Act 1985 allows the licensing authority to renew, for a period of 1 year, a cinema licence. In making an application for renewal, the applicant is required to submit a number of prescribed documents, including an Electrical Installation Conditions Report dated 19 December 2023. **A copy of that report has been sent to members.**

Members will note on page 2 of the report, Section K: Observations it makes reference to an attached defects sheet – see pages 3 and 4:

4.3 Consumer Units/Distribution Board: condition of enclosure(s) in terms of IP rating.

5.6 Final Circuits: Coordination between conductors and overload protective devices.

5.7 Final Circuits: Adequacy of protective devices: type and rated current for fault protection.

5.17 Final Circuits: Termination of cables at enclosures:

No basic insulation of a conductor visible outside enclosure

Connections of live conductors adequately enclosed

5.18 Final Circuits: condition of accessories including socket outlets, switches and joint boxes.

Each of these entries has been given the code "C2" which is noted in Section K as meaning "Potentially Dangerous – Urgent remedial action required". Similar defects were noted in an earlier EICR which had been provided by the applicant dated October 2022.

It is understood that no such remedial action has been undertaken by the applicant.

In terms of s4 of the Cinemas Act 1985, by Regulations (Cinematograph (Safety) Regulations 1955), the Secretary of State has created a number of requirements that must be complied with concerning safety in connection with the giving of film exhibitions. Regulations 20, 22 and 25 relate directly to electrical installations – copies of these regulations can be found at **APPENDIX 1** of the Report.

It is recommended that the Committee determine whether in light of the Electrical Installation Condition Report's observations and recommendations which remain outstanding, the application for the renewal of the cinema licence for Chalmers should be granted.

3. FINANCIAL IMPLICATIONS

There will be no financial implications arising directly from this report.

4. HUMAN RIGHTS IMPLICATIONS

There are no Human Rights issues arising directly from this report.

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