



Sunbeds (Regulation) Act 2010

2010 CHAPTER 20

2 Duty to prevent sunbed use by children

- (1) A person who carries on a sunbed business (“P”) must secure—
 - (a) that no person aged under 18 uses on relevant premises a sunbed to which the business relates;
 - (b) that no offer is made by P or on P’s behalf to make a sunbed to which the business relates available for use on relevant premises by a person aged under 18;
 - (c) that no person aged under 18 is at any time present, otherwise than in the course of providing services to P for the purposes of the business, in a restricted zone.
- (2) In this section “relevant premises” means premises which—
 - (a) are occupied by P or are to any extent under P’s management or control, and
 - (b) are not domestic premises.
- (3) Subsections (4) and (5) have effect for determining what is for the purposes of subsection (1)(c) a “restricted zone”.
- (4) If a sunbed to which the business relates is in a wholly or partly enclosed space on relevant premises that is reserved for users of that sunbed, every part of that space is a restricted zone.
- (5) If a sunbed to which the business relates is in a room on relevant premises, but not in a space falling within subsection (4), every part of that room is a restricted zone.
- (6) If P fails to comply with subsection (1), P commits an offence and is liable on summary conviction to a fine not exceeding £20,000.
- (7) It is a defence for a person (“D”) charged with an offence under this section to show that D took all reasonable precautions and exercised all due diligence to avoid committing it.
- (8) This section is subject to section 3 (exemption for medical treatment).