
STATUTORY INSTRUMENTS

1998 No. 1069

**The Activity Centres (Young Persons'
Safety) (Northern Ireland) Order 1998**

Adventure activities: licensing

3.—(1) The Department, after consultation with the Department of Economic Development, shall by order designate a person (“the licensing authority”) to exercise such functions as may be prescribed by regulations relating to the licensing of persons providing facilities for adventure activities.

(2) In this Article “facilities for adventure activities” means such facilities, for such sporting, recreational or outdoor activities, as may be prescribed by regulations; but the expression does not include—

- (a) facilities which are provided exclusively for persons who have attained the age of 18; or
- (b) facilities which do not consist of, or include some element of, instruction or leadership.

(3) Regulations may make provision as to—

- (a) the cases or circumstances in which persons providing facilities for adventure activities are, or are not, required to hold a licence;
- (b) any requirements relating to safety (whether applying to facilities for adventure activities or to other facilities) which must be satisfied by an applicant for a licence;
- (c) the conditions subject to which licences are granted (which may include conditions relating to inspection by the licensing authority and conditions imposing requirements of the kind referred to in sub-paragraph (b));
- (d) the variation of such conditions;
- (e) the renewal, variation, transfer and revocation of licences by the licensing authority;
- (f) the charging by the licensing authority of such fees in connection with licences as may be specified in the regulations;
- (g) the making of payments by the licensing authority into the Consolidated Fund;
- (h) the investigation by the licensing authority of complaints concerning licence-holders;
- (i) the exercise of functions of the licensing authority by persons authorised by it;
- (j) the keeping, and availability for inspection by the public, of a register of licences;
- (k) the bringing of appeals to the Department against such decisions of the licensing authority as may be specified in the regulations; and
- (l) the procedure to be followed on, and the orders which may be made on determination of, such appeals.

(4) In exercising its functions under regulations made under this Article the licensing authority shall have regard to any guidance given to it from time to time by the Agency; and before giving guidance under this paragraph the Agency shall consult such persons (if any) as the Agency considers it appropriate to consult.