



Children and Young Persons Act 1963

1963 CHAPTER 37

PART II

EMPLOYMENT OF CHILDREN AND YOUNG PERSONS

Entertainment

39 Supplementary provisions as to licences under section 37.

- (1) A licence under section 37 of this Act may be varied on the application of the person holding it by the local authority by whom it was granted or by any local authority in whose area [^{F1}any activity] to which it relates takes place.
- (2) The local authority by whom such a licence was granted and any local authority in whose area [^{F1}any activity] to which it relates takes place, may vary or revoke the licence if any condition subject to which it was granted is not observed or they are not satisfied as to the matters mentioned in subsection (4) of the said section 37, but shall, before doing so, give to the holder of the licence such notice (if any) of their intention as may be practicable in the circumstances.
- (3) Where a local authority grant such a licence authorising a child to [^{F2}do something] in the area of another local authority they shall send to that other authority such particulars as the Secretary of State may by regulations made by statutory instrument prescribe; and where a local authority vary or revoke such a licence which was granted by, or relates [^{F2}to an activity] in the area of, another local authority, they shall inform that other authority.
- (4) A local authority proposing to vary or revoke such a licence granted by another local authority shall, if practicable, consult that other authority.
- (5) The holder of such a licence shall keep such records as the Secretary of State may by regulations made by statutory instrument prescribe and shall on request produce them to an officer of the authority who granted the licence, at any time not later than six months after [^{F3}the occasion or last occasion] to which it relates.

Changes to legislation: There are currently no known outstanding effects for the Children and Young Persons Act 1963, Section 39. (See end of Document for details)

- (6) Where a local authority refuse an application for a licence under section 37 of this Act or revoke or, otherwise than on the application of the holder, vary such a licence they shall state their grounds for doing so in writing to the applicant or, as the case may be, the holder of the licence; and the applicant or holder may appeal to a magistrates' court or, in Scotland, the sheriff, against the refusal, revocation or variation, and against any condition subject to which the licence is granted or any approval is given, not being a condition which the local authority are required to impose.
- (7) Any statutory instrument made under this section shall be subject to annulment in pursuance of a resolution of either House of Parliament.

Textual Amendments

- F1** Words in s. 39(1)(2) substituted (4.8.1998) by S.I. 1998/276, reg. 14(1)(2)
F2 Words in s. 39(3) substituted (4.8.1998) by S.I. 1998/276, reg. 14(1)(3)(a)(b)
F3 Words in s. 39(5) substituted (4.8.1998) by S.I. 1998/276, reg. 14(1)(4)

Changes to legislation:

There are currently no known outstanding effects for the Children and Young Persons Act 1963, Section 39.