

Pleasure Boat/Vessel Licence

Application Guidance Notes

The Council issue Pleasure Boat licences under Section 94 of the Public Health Acts Amendment Act 1907. These notes have been compiled to assist applicants who wish to apply to license a boat/vessel through the Council as a licensed Pleasure Boat.

The Council may grant upon such terms and conditions as they may think fit licences for Pleasure Boats and Pleasure Vessels to be let for hire or to be used for carrying passengers for hire and may charge such annual fee as appears to them to be appropriate.

The Authority will only issue such licences following a full assessment of the boat/vessel by a professionally qualified surveyor appointed from the Council's list by the applicant, and who shall conduct the assessment using the Maritime & Coastguard Agency (MCA) and the Association of Inland Navigation Authorities (AINA) 'sound practice, safer waters' Inland Waters Small Passenger Boat Code.

A list of authorised assessors is attached. (Assessment charges and all other charges resulting from the assessment are the sole responsibility of the applicant and should be agreed with the surveyor prior to him undertaking a survey.)

All boats/vessels must:

- a) be deemed safe and fit for the purpose by a professional Council approved assessor.
- b) be categorised by the assessor. The assessor will also determine the number of passengers which may safely be carried. (The decision of the assessor is final)
- c) be insured to cover all third party risks and all persons who are part of the vessels compliment from time to time, to a level which is reasonable for claims which may arise and in any case is not less than £2 million.
- d) pay the appropriate licence fee according to the current, attached, scale of charges.
- e) display at all times, once licensed, whilst the boat/vessel is being used for hire and reward, the Council's Licence Plate in a prominent position, to be easily seen by all passengers and to the satisfaction of the Council's Authorised Officer.

All licences are issued for a maximum period of one year and shall normally expire on the last day of the last full month during that period. At any time during the period the licence is in force the Council may suspend or revoke a licence in the interest of public safety.

Area of Operation

New Forest District Council can only issue pleasure boat licences to vessels operating in Category A, B, C & D waters. This applies to the following areas:

- Southampton (A, B & C) – Within a line from Calshot Castle to Hook Beacon;
- Beaulieu (A, B, & C) – Within Beaulieu river not eastward of a north/south line through Needs Ore Point;
- Keyhaven Lake (A, B, & C) – Within a line drawn due north from Hurst Point low light to Keyhaven Marshes;
- The Solent (D) – Inside the IOW within an area bounded by lines drawn between the church spire, West Wittering, to Trinity Church, Bembridge, to the eastward and the Needles and Hurst Point to the westward.

Method of Application

1. After reading and agreeing to abide by the licence conditions, complete the application form.
2. Choose an assessor from the list supplied, agree details of the assessment with the assessor and note any necessary details on the application form.
3. Send the application form and a copy of the insurance certificate along with a cheque for the appropriate amount to the Council.
4. Submit the boat/vessel for assessment. Do not forget to take the **original** insurance certificate with you. (If the original insurance certificate is not supplied at the time of assessment or if there is any form of problem with it the assessor will fail the boat/vessel.)
5. The assessor will undertake the assessment of the boat/vessel. For all applicants he will complete a verification certificate (Pass or Fail) and send it to the Council.
6. The Council will match your application with the verification certificate and issue the licence or, in the case of assessment failure, return the application, minus the fee, to the applicant.

Applicants granted a licence must comply with all the conditions attached to the licence from time to time.

Every person who acts in contravention of Section 94 of the Public Health Acts Amendment Act 1907, shall, for each offence, be liable on summary conviction to a penalty not exceeding level 3 on the standard scale.

Any person deeming himself aggrieved by the withholding, suspension or revocation of any licence may appeal to a Magistrates' Court held following the expiration of two clear days after such withholding, suspension or revocation; provided that the person so aggrieved shall give twenty-four hours written notice and the ground thereof, to the clerk, and the court shall have power to make such order as they think fit, and to award costs; such costs to be recoverable summarily as a civil debt.