

## *Hairdressers and barbers*

### **21 Hairdressers and barbers**

(1) As from the appointed day no person shall carry on the business of a hairdresser or barber on any premises in a borough unless he is registered in respect of those premises by the borough council under this section:

Provided that for the purposes of this section a person shall not be deemed to carry on the business of a hairdresser or barber on any premises solely by reason that he visits those premises only--

- (a) by prior appointment with a customer who resides at or is an inmate of those premises; and
- (b) for the purpose of attending to that customer.

(2) Any person who makes an application in that behalf and furnishes the borough council with particulars of his name and residence and of the premises of the borough in respect of which he desires to be registered shall be registered in respect of those premises by the borough council, and on so registering any person the borough council shall issue to him a certificate of registration:

Provided that nothing in this section shall require a borough council to issue a certificate of registration in respect of any premises in a case where planning permission for the use of the premises for the carrying on of the business of a hairdresser or barber is required in pursuance of the provisions of the Act of 1962 and has not been granted.

(3) If any person carries on business on contravention of subsection (1) of this section, he shall be liable on summary conviction to a fine not exceeding [level 3 on the standard scale] and a daily fine not exceeding five pounds.

(4) A person registered under this section shall keep a copy of his certificate of registration and of any byelaws made (or having effect as if made) by the borough council under section 77 of the Act of 1961 prominently displayed in the premises in respect of which he is registered, and, if he fails to do so, he shall be liable on summary conviction to a fine not exceeding [level 2 on the standard scale] and a daily fine not exceeding [50p].

(5) Where an offence punishable under this section which has been committed by a body corporate is proved to have been committed with the consent or connivance of, or to be attributable to any neglect on the part of, any director, manager, secretary or other similar officer of the body corporate, or any person purporting to act in such capacity, he as well as the body corporate shall be deemed to be guilty of that offence.

(6) Section 287, section 288 and section 341 of the Act of 1936 (which relate respectively to powers of entry, penalties for obstruction and the application of the Act to Crown property) shall have effect as if this section were contained in that Act.

(7)

(a) In this section "the appointed day" in relation to a borough means such day as may be fixed by resolution of the borough council, subject to and in accordance with the provisions of this subsection.

(b) The borough council shall cause to be published in a local newspaper circulating in the borough notice--

- (i) of the passing of any such resolution and of the day fixed thereby; and
- (ii) of the general effect of the provisions of subsections (1) to (6) of this section;

and the day so fixed shall not be earlier than the expiration of one month from the date of publication of the said notice.

(8) Either--

- (i) a copy of such newspaper containing any such notice; or
- (ii) a photostatic or other reproduction certified by the town clerk of the borough to be a true reproduction of a page, or part of a page, of any such newspaper bearing the date of its publication and containing any such notice;

shall be evidence of the publication of the notice and of the date of publication.

### **NOTES**

Royal Assent: 14 July 1967: (no specific commencement provision).

Sub-s (3): first-mentioned maximum fine increased by the Greater London Council (General Powers) Act 1983, s 3, Schedule, and converted to a level on the standard scale by the Criminal Justice Act 1982, ss 37, 46.

Sub-s (4): first-mentioned maximum fine increased by the Greater London Council (General Powers) Act 1983, s 3, Schedule, and converted to a level on the standard scale by the Criminal Justice Act 1982, ss 37, 46; second amendment in square brackets made by the Decimal Currency Act 1969, s 10(1).