



NOTTINGHAMSHIRE COUNTY COUNCIL ACT 1951 – PART VII

ESTABLISHMENTS FOR MASSAGE OR SPECIAL TREATMENT

BYELAWS

Made by the Mayor, Aldermen and Burgesses of the Borough of Worksop, acting by the Council, with respect to establishments for massage or special treatment in the Borough of Worksop.

DEFINITIONS

1. Throughout these byelaws the following words and expressions shall, unless the context otherwise requires, have the meanings hereafter assigned to them, that is to say:

“The Council” means the Mayor, Aldermen and Burgesses of the Borough of Worksop, acting by the Council.

“Licence holder” means a person authorised to carry on an establishment under a licence issued by the Council under Part VII of the Nottinghamshire County Council Act, 1951, or a person who shall have lodged a certificate under Section 170 (1) of the said Act.

“Establishment” means and includes any premises in the borough used or represented as being or intended to be used for the reception or treatment of persons requiring massage or special treatment.

“Massage or Special Treatment” means and includes:- (a) massage; or (b) electric treatment, physiotherapy or radiant heat, light, electric vapour or other baths for therapeutic purposes; or (c) other similar treatment.

“Inspector” (a) in relation to an establishment with respect to which a certificate shall have been lodged under Section 170 (1) of the Nottinghamshire County Council Act, 1951 means the Medical Officer of Health of the Borough of Worksop or a qualified medical practitioner in the employment of the Council ; and (b) in relation to any other establishment to which these byelaws apply means and includes any officer of or other person duly authorised by the Council pursuant to Section 165 of the Act.

FEES OR CHARGES

2. A Licence holder shall (a) fix a scale of all fees or charges for massage or special treatment given at the establishment, and (b) at all times exhibit a notice giving full particulars of such scale of fees or charges in a conspicuous position in each part of the establishment in which payment is made and also in each part of the establishment in which massage or special treatment is given so that such notices can be read by persons receiving such treatment. No greater fee or charge than that specified in the scale or scales of fees or charges shall be demanded or received by such licence holder.
3. A licence holder shall within seven days after the date on which notification shall have been given to him by the Council of the grant of new licence to him furnish the Council with a copy of his scale of fees or charges and shall not thereafter substitute therefor any other fees or charges without first giving notice in writing to the Council of all alterations proposed to be made and making the necessary corrections in the scale exhibited in accordance with these byelaws. Provided that in any

case in which a licence holder shall have been the holder of a licence before the date on which these byelaws shall have come into force such copy shall be furnished within fourteen days after such date.

ADVERTISEMENTS

4. A licence holder shall keep in the establishment, arranged or filed in order of date, a copy of each advertisement or circular issued by him or on his behalf relative to the establishment or the massage or special treatment carried on or proposed to be carried on thereat for a period of six months from the date of the issue of such advertisement or circular, which said copies shall be open to inspection by an inspector and shall be produced on demand for such inspection.

CONDUCT OF BUSINESS

5. A licence holder shall not do, suffer or permit in the establishment, any act of an indecent or disorderly character and shall take all necessary steps to exclude from the establishment a customer or any other person who has committed such an act in the establishment. The licence holder shall not employ or permit or suffer to be in or upon the establishment any person who is of known immoral character and shall cause all persons in his employ engaged in the establishment to be decently and properly attired, and he shall not permit or suffer the door of any room or place in the establishment for the time being in use for the giving of massage or special treatment to be locked during the period that the person receiving massage or special treatment is therein.

RECORDS

6. A licence holder shall keep at the establishment a record in the manner prescribed by the Council, giving (a) the name, age, private address, and qualification of every person employed at the establishment and the terms of remuneration of such person ; and (b) particulars of every case of massage or special treatment, specifying the nature of the massage or special treatment given, and giving the name and address of the medical practitioner (if any) by whom or at whose instance such massage or special treatment was prescribed, the name of the person giving such massage or special treatment, the sex of the person receiving such massage or special treatment and the date and the time of such massage or special treatment. Such record shall be open to inspection by an inspector and shall be produced on demand for such inspection.
7. A licence holder shall not make, or cause to be made, any false entry in any record required to be kept in pursuance of these byelaws.

CONDITION OF PREMISES

8. A licence holder shall cause any room in the establishment used for the giving of massage or special treatment to be adequately ventilated and provide and maintain therein suitable and sufficient means of lighting either natural or artificial.
9. A licence holder shall provide or cause to be provided in the establishment sufficient sanitary conveniences and adequate personal washing facilities with hot and cold running water for employees and persons resorting to the establishment for treatment.
10. A licence holder shall cause the establishment to be kept clean.
11. A licence holder shall cause all overalls and all instruments towels materials furniture and equipment used in the establishment to be kept clean.
12. Every person while employed on the premises shall keep his hands and his clothes clean.

MANAGER

13. A manager or other person directly or indirectly responsible for the management of an establishment shall be under the same obligation as the licence holder to comply with and secure the observance of these byelaws.

THE COMMON SEAL of the Mayor Aldermen and Burgesses of the
Borough of Worksop was hereunto affixed this 12 day of July 1967
In the presence of:-

C F Cooley
Mayor

Russell C Pharaoh
Town Clerk

The Secretary of State this day confirmed the foregoing byelaws and fixed
the date on which they are to come into operation as the first day of October 1967

N Cairncross
An Assistant Under Secretary of State

Whitehall
16 September 1967

NOTES

PENALTIES

1. Every person who, inter alia, acts in contravention of the provisions of any of the foregoing byelaws shall be liable on summary conviction to a penalty not exceeding £5 and to a daily penalty not exceeding £2 (See Section 166 of the Act).

EXHIBITION OF BYELAWS

2. A copy of these byelaws must be exhibited in such part of the establishment as shall be approved by the Council (See Section 164(4) of the Act).

SAVING FOR CERTAIN ESTABLISHMENTS

3. The above-mentioned byelaws do not apply, inter alia, to any premises being an establishment for massage or special treatment merely by reason of face or scalp massage being administered in those premises (See Section 171 of the Act; and see also Sections 169 and 170 relative to establishments carried on by medical practitioners and member of the Chartered Society of Physiotherapy).