



# Safety of Sports Grounds Act 1975

## 1975 CHAPTER 52

### 4 Amendment etc. of certificates.

- (1) The local authority may, in any case in which it appears appropriate to them to do so—
  - (a) amend a safety certificate by notice in writing to its holder; or
  - (b) replace a safety certificate.

[<sup>F1</sup>(1A) The local authority shall, if it appears to them that a safety certificate would require a person to contravene any provision of Part 3 of the [Fire \(Scotland\) Act 2005 \(asp 5\)](#) or regulations made by virtue of that Part, amend the safety certificate by notice in writing to its holder so as to remove the requirement.]

[<sup>F2</sup>(1A) The local authority shall, if it appears to them that a safety certificate would require a person to contravene any provision of the Regulatory Reform (Fire Safety) Order 2005 or regulations made under it, amend the safety certificate by notice in writing to its holder; but nothing in this subsection shall be taken to require the local authority to take any action unless they are aware of any such inconsistency between a safety certificate and the Order.]

- (2) A safety certificate may be amended or replaced either on the application of the holder or without such an application.
- (3) Section 2 above shall apply on the amendment or replacement of a safety certificate.
- (4) A notice under subsection (1)(a) [<sup>F3</sup>or (1A) ] above amending a general safety certificate shall specify the date on which the amendment to which it relates is to come into operation, and the date so specified may be a date later than the date of issue of the notice.
- (5) If the local authority receive an application for the transfer of a safety certificate from the holder to some other person, it shall be their duty to determine whether that person is a qualified person; and if they so determine, they may transfer the certificate to him.
- (6) An application under subsection (5) above may be made either by the holder of a safety certificate or by a person to whom it is proposed that it should be transferred.

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*Changes to legislation: There are currently no known outstanding effects for the Safety of Sports Grounds Act 1975, Section 4. (See end of Document for details)*

- (7) The local authority shall send a copy of an application for the transfer of a safety certificate for a [<sup>F4</sup>sports ground] to [<sup>F5</sup>the chief officer of police and [<sup>F6</sup>where the local authority is in [<sup>F7</sup>Wales,] Greater London or a metropolitan county, the fire authority or, in any other case,] the building authority for the area in which it] [<sup>F5</sup>—
- (a) the chief officer of police, and
  - (b) if the local authority are not the fire and rescue authority, the fire and rescue authority, and
  - (c) if the local authority are not the building authority, the building authority, for the area in which the sports ground] is situated.
- (8) The local authority shall consult [<sup>F8</sup>the chief officer of police and [<sup>F6</sup>where the local authority is in [<sup>F7</sup>Wales,] Greater London or a metropolitan county, the fire authority or, in any other case,] the building authority about ] [<sup>F8</sup>—
- (a) the chief officer of police, and
  - (b) if the local authority are not the fire and rescue authority, the fire and rescue authority, and
  - (c) if the local authority are not the building authority, the building authority, about ]
- any proposal to amend, replace or transfer a safety certificate.
- (9) The holder of a safety certificate may surrender it to the local authority, and it shall thereupon cease to have effect.
- (10) The local authority may cancel a safety certificate if the holder dies or (if a body corporate) is dissolved.

#### Textual Amendments

- F1** S. 4(1A) inserted (S.) (1.10.2006) by [Fire \(Scotland\) Act 2005 \(Consequential Modifications and Savings\) Order 2006 \(S.S.I. 2006/475\)](#), art. 1, [sch. 1 para. 7\(3\)\(a\)](#)
- F2** S. 4(1A) inserted (E.W.) (1.10.2006) by [The Regulatory Reform \(Fire Safety\) Order 2005 \(S.I. 2005/1541\)](#), [Sch. 2 para. 10\(3\)\(a\)](#) (with art. 49) (as amended by [The Regulatory Reform \(Fire Safety\) Subordinate Provisions Order 2006 \(S.I. 2006/484\)](#), [arts. 1\(1\), 2](#))
- F3** Words in s. 4(4) inserted (E.W.) (1.10.2006) by [The Regulatory Reform \(Fire Safety\) Order 2005 \(S.I. 2005/1541\)](#), [Sch. 2 para. 10\(3\)\(b\)](#) (with art. 49) (as amended by [The Regulatory Reform \(Fire Safety\) Subordinate Provisions Order 2006 \(S.I. 2006/484\)](#), [arts. 1\(1\), 2](#)); and words in s. 4(4) inserted (S.) (1.10.2006) by [Fire \(Scotland\) Act 2005 \(Consequential Modifications and Savings\) Order 2006 \(S.S.I. 2006/475\)](#), art. 1, [sch. 1 para. 7\(3\)\(b\)](#)
- F4** Words substituted by [Fire Safety and Safety of Places of Sport Act 1987 \(c. 27, SIF 45A\)](#), s. 19(1), [Sch. 2](#)
- F5** Words in s. 4(7) substituted (E.W.) (1.10.2004 except in relation to W.) by [Fire and Rescue Services Act 2004 \(c. 21\)](#), s. 61, [Sch. 1 para. 47\(2\)](#); S.I. 2004/2304, art. 2
- F6** Words inserted by [Local Government Act 1985 \(c. 51, SIF 81:1\)](#), d. 16, Sch. 8 para. 7(1)
- F7** Words in s. 4(7)(8) inserted (1.4.1996) by 1994 c. 19, s. 66(6), [Sch. 16 para. 47\(1\)\(b\)](#) (with ss. 54(5) (7), 55(5), [Sch. 17 para. 22\(1\), 23\(2\)](#)); S.I. 1996/396, arts. 4, [Sch. 2](#)
- F8** Words in s. 4(8) substituted (E.W.) (1.10.2004 except in relation to W.) by [Fire and Rescue Services Act 2004 \(c. 21\)](#), s. 61, [Sch. 1 para. 47\(3\)](#); S.I. 2004/2304, art. 2

#### Modifications etc. (not altering text)

- C1** S. 4(8) excluded (E.W.)(3.6.1991) by [Football Spectators Act 1989 \(c. 37, SIF 45A\)](#), s. 13(4)

**Status:**

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**Changes to legislation:**

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