

PRIVATE SECURITY INDUSTRY ACT 2001

EXPLANATORY NOTES

COMMENTARY

Part II

General

Door supervisors etc for public houses, clubs and comparable venues

Section 9: Licence conditions

40. *Subsection (1)* spells out some of the types of conditions that can be prescribed by the Secretary of State in regulations under section 8(5). These relate to training, registration and insurance; the manner in which activities are to be carried out; the production and display of the licence; information that the licensee is to provide to the Authority from time to time. The Secretary of State may prescribe any other conditions he thinks fit.
41. *Subsection (2)* permits conditions to include obligations for the licensee to meet requirements or directions stipulated by the Authority. *Subsection (3)* makes clear that references in *subsection (1)* to “licensees” include persons themselves engaging in door supervisor or wheelclamping activity, as well as their employers. *Subsection (4)* creates an offence of contravening the conditions of a licence. The penalty for the offence is, on conviction in a magistrates’ court, up to 6 months imprisonment or a fine not exceeding level 5 on the standard scale, or both. *Subsection (5)* provides a defence of due diligence.