

CHILDREN IN ENTERTAINMENT

BODY OF PERSONS CHILDREN AND YOUNG PEOPLE ACT 1963 SECTION 37 (3) (b)

Bury Local Authority Conditions for a Body of Persons Approval

1. All current and new members of staff in the "Body of Persons" whether paid or unpaid who have significant contact with the children must have an enhanced DBS check.
2. The "Body of Persons" must keep records on each child's performance as required by Schedule 3 of the Children (Performances and Activities) (England) Regulations 2014 and have them available for inspection when required by a member of the Local Authority.
3. For each and every new performance carried out under the "Body of Persons" approval, the details of the performance including the number of children involved, needs to be provided to the Local Authority at least 14 days prior to the performance taking place. This should be done using the Notification of a Performance under Body of Persons Approval form.
4. A child performing under the "Body of Persons" approval (unless they are under the care and supervision of their parent/guardian) must be supervised by a chaperone approved by the local authority as required by Regulation 15 of the Children (Performances and Activities) (England) Regulations 2014.
5. The "Body of Persons" must ensure that suitable arrangements are made for any child to get to or from the venue as required by Regulation 18 of the Children (Performances and Activities) (England) Regulations 2014.
6. The "Body of Persons" must have written child protection/safeguarding procedures which are reviewed annually. A copy of these procedures must be forwarded to Bury Local Authority with the "application for approval" form when an application is made for a "Body of Persons" approval.
7. The "Body of Persons" agrees to allow access to any authorised officer of Bury Local Authority to any venue where rehearsals or performances are taking place by that company/group at any time.
8. Mobile phones and any camera enabled devices are strictly prohibited in the dressing areas.
9. **Festivals/Competitions** - Each child **MUST** be supervised by their own parent/guardian OR an approved LA chaperone. Approved chaperones **MUST** oversee each of the dressing areas.

Limitations to the Exemption Provided by Approval

1. The exemption created by approval of the "body of persons" will only be valid in relation to children who are performing or rehearsing solely in productions for the "Body of Persons" and in respect of whom no payment is made either to the child or to any other person for any performances except for defraying expenses.
2. Children will need performance licences for any performances that the "Body of Persons" was contracted to make by organisations other than school, or if they received any payment.
3. Children performing overseas would still need an overseas performance licence.
4. The approval will not allow children to perform outside the hours permitted by the Children (Performances and Activities) (England) Regulations 2014, or for work that would otherwise be barred to them by virtue of the Children and Young Persons Act 1963 or the Children (Performances and Activities) (England) Regulations 2014.
5. No child will be able to perform or rehearse at any premises or venue used by the "Body of Persons" unless the LA has determined that the premises are suitable for child performances within the meaning of Regulation 17 of the Children (Performances and Activities) (England) Regulations 2014. This is in addition to any requirements under the Health and Safety at Work Act 1974 and associated Regulations.
6. The approval will not allow children to perform at any venue or location unless these are approved by the LA under Regulation 17 of the Children (Performances and Activities) (England) Regulations 2014, or if performing on location, to stay at lodgings unless these are approved by the LA under Regulation 16 of the Children (Performances and Activities) (England) Regulations 2014.
7. The approval will not allow children to take part in performances when they should be receiving education, unless that performance was wholly part of a school curriculum.
8. The approval will not permit the "Body of Persons" to use children in performances that may be dangerous or to train children for dangerous performances.

Failure to comply with any of the above criteria or the conditions/limitations of the approval is likely to result in the withdrawal of the "Body of Persons" status.