



THE FIRE PRECAUTIONS ACT 1975

THE FIRE PRECAUTIONS (ENTERTAINMENT PREMISES) ORDER 1997

Approved by Tynwald

19th March 1997

Coming into operation

12th May 1997

In exercise of the powers conferred on the Department of Home Affairs by section 1 of the Fire Precautions Act 1975(a), and of all other enabling powers, the following Order is hereby made:—

Citation and commencement

1. This Order may be cited as the Fire Precautions (Entertainment Premises) Order 1997 and, subject to section 1(6) of the Act, shall come into operation on the 12th May 1997.

Interpretation

2. (1) In this Order —

"the Act" means the Fire Precautions Act 1975;

"cinematograph exhibition" has the same meaning as in the Cinematograph Act 1977(b);

"entertainment" means any exhibition, performance, amusement, game, recreation or sport (other than a cinematograph exhibition or a performance of a play);

"music" does not include music played —

(i) for a purpose merely incidental to a use of premises not falling within Article 3(a), (b) or (d); or

(a) 1975 c.18 (b) 1977 c.6

- (ii) by the reproduction of programmes included in a programme service (within the meaning of Part 1 of the Broadcasting Act 1993(c);

"play" means —

- (i) any dramatic piece, whether involving improvisation or not, which is given wholly or in part by one or more persons actually present and performing, and in which the whole or a substantial part of what is done by the person or persons performing, whether by way of speech, singing, or acting, involves the playing of a role, or any part of such a piece, and
- (ii) any ballet given wholly or in part by one or more persons actually present and performing, whether or not it falls within paragraph (i) of this definition.

(2) A performance or other matter shall be treated for the purposes of this order as public if the public are admitted thereto, whether on payment or otherwise.

Designation of uses for purposes of fire certificates

3. The following uses of premises are designated for the purposes of section 1 of the Act —

- (a) use for the public performance of a play;
- (b) use for a public cinematograph exhibition;
- (c) use for public music or public dancing;
- (d) use for any public entertainment.

Exemption for churches and chapels

4. A fire certificate shall not be required for premises the main use of which is for the purpose of public religious worship.

Revocation

5. The Fire Precautions (Cinemas) Order 1981(d) is revoked.

MADE

14th Feb.

1997



Minister for Home Affairs

EXPLANATORY NOTE

(This note is not part of the Order.)

This Order designates certain uses of premises for the purposes of section 1 of the Fire Precautions Act 1975, which requires a fire certificate for premises put to a designated use. Apart from use for cinematograph exhibitions, which is already a designated use, the Order designates uses for which a theatre certificate is required under the Local Government Consolidation Act 1916 s.242, which is accordingly superseded. An exemption is made for churches and chapels.