

14. External Providers (Adventure Activities Licensing Authority and Learning Outside The Classroom)

Adventure Activities Licensing Regulations

14.01 The law requires providers of specific adventure activities to young people under the age of 18 years pursuant to the Activity Centres (Young Persons' Safety) Act 1995 and the Adventure Activities Licensing Regulations 1996 to hold a licence.



Bracknell Forest Council does not have its own licence and therefore where activities are being organised by the Council establishments which come within scope they must be run through centres/ organisations who have the appropriate registration

This requirement affects establishments in a number of ways:

- Where activities are organised by external centres and fall within the scope of the licensing scheme the centre must be registered.
- **Schools are exempt from the licensing scheme provided they do not join with another school to provide activities that fall within the scope.**
- **However, schools that join together to provide activities that fall within scope must be licensed under the terms and conditions of the scheme.**

Full details of the licence requirements for providers and the information regarding specific remit of the regulations can be obtained from the Adventure Activities Licensing Authority, 44 Lambourne Crescent, Llanishen, Cardiff CF14 5GG, Tel: 029 2075 5715, website: www.aala.org.uk

It is the responsibility of party leaders to ensure that if pupils are paying for any activities that fall within the scope of the regulations the provider, whether voluntary or commercial centre or an individual paid as an instructor must hold a licence for the activity involved.

14.02 The Adventure Activities requiring a licence are divided into:

Climbing (on natural outdoor features)	Watersports (on most lakes, fast flowing rivers & the sea)	Trekking (in remote moorland or mountain areas)	Caving
Rock Climbing Abseiling Ice climbing Gorge walking Ghyll scrambling Sea level traversing	Open canoeing Kayaking Dragon boating Wave skiing Improvised rafting White water rafting Sailing Sailboarding Windsurfing	Hillwalking Mountaineering Fell running Orienteering Pony trekking Mountain biking Off-piste skiing	Caving Pot-holing Mine exploration

14.03 Persons Who are Required to Hold a Licence

The following provision requires a licence:

- Where the above services or facilities are provided in return for payment or
- Where local authority services or facilities are provided to pupils of an educational establishment; and
- Where facilities are provided by a person at or from more than one activity centre, and where those activity centres are being operated by that person at the same time through any period of 28 days or more. In this case a separate licence is required in respect of the facilities or service provided at or from each centre.

14.04 A person is not required to hold a licence in respect of facilities or services for adventure activities where those facilities or services are provided by a Voluntary Association

Meaning an association, club, society or organisation or other body, whether corporate or un-incorporate, which provided facilities or services to its members and is not a business or part of a business conducted for profit. The term “member” in relation to such an association, excludes a person who is made a member solely for the purpose of the sale, by the association of a course of instruction.

- The facilities or services can therefore be provided to its members;
- To the members of some other voluntary association pursuant to an agreement between associations or
- To persons who are not its members for the purpose only of encouraging interest in its activities or attracting new members; provided that such facilities shall not be provided, in respect of any one person, on more than three days in any period of twelve months.
- By an educational establishment to pupils of that establishment.
- To young persons who during their participation in the activities, are accompanied by an individual who is the parent or guardian or has parental responsibility for them within the meaning of the Children Act, or by an individual who has parental rights within the meaning of the Law Reform (parent and Child) (Scotland) Act 1986(b) in respect of them.
- Under the authority of a licence held by some other person.

Learning Outside the Classroom

14.05 The nationally recognised indicator of good quality educational provision the LOtC Quality Badge provides for the first time a national award combining the essential elements of provision - learning and safety - into ONE easily recognisable and trusted accreditation scheme for ALL types of learning outside the classroom provider organisation catering to children and young people throughout the UK. The scheme is managed and developed by the [Council for Learning Outside the Classroom](#)



The LOtC Quality Badge reduces the administration associated with learning outside the classroom, making it easier for teachers and other education providers to incorporate LOtC into the everyday curriculum. This increases the likelihood of children having the opportunity to have wider educational experiences which directly benefit their educational attainment and social and emotional development.