



The following licence scheme conditions apply both to the licence holder and to any manager who has accepted responsibility under the licence

## 1 Professionalism and standard of conduct

<p><b>1.1</b></p>	<p><b>Reasonable and equitable standard of conduct</b></p> <p>Conduct business with regard to the property and the tenancy in a reasonable and equitable manner and in accordance with applicable standards of due diligence.</p>
<p><b>1.2</b></p>	<p><b>'Fit and Proper Person' declarations</b> – supply to Council declarations by all individuals involved in management of the property if asked</p> <p>Any person involved in, or becoming involved in the management of the property after the licence date must be a fit and proper person<sup>1</sup> and must supply the Council on demand<sup>2</sup> with a completed 'declaration in respect of a fit and proper person' form for each individual involved.</p>
<p><b>1.3</b></p>	<p><b>All agents to be members of Agent Redress or Client Money Protection schemes</b></p> <p>Where the licence holder or manager is a letting or property managing agent they must be a member of a statutory scheme such as the Lettings and Management Agent Redress Scheme or the Client Money Protection Scheme.</p>

## 2 Keeping the Council informed of changes

<p><b>2.1</b></p>	<p><b>Any changes in licence holder</b> – notify Council</p> <p>Notify the Council in writing<sup>3</sup> of any change to the name, address or any other contact details (including email address) of the licence holder, manager or any other person involved in the management of the property, within 14 days of that change.</p>
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## 3 Repair and maintenance

<p><b>3.1</b></p>	<p><b>Repair timescales</b> – prompt response to disrepair issues</p> <p>As far as is reasonably practicable keep within the following timescales in responding to information about disrepair and maintenance issues at the property:</p> <ul style="list-style-type: none"> <li>• Emergency repairs: 24 hours (affecting health or safety e.g. dangerous electrical fault, blocked W C, no hot water, etc.)</li> <li>• Urgent repairs: 5 working days (affecting material comfort e.g. no heating or fridge failure, serious roof leak, etc.)</li> <li>• Other non-urgent repairs: within a reasonable time period taking into account the extent and cost of the works required and any disruption for the occupiers.</li> </ul>
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<b>3.2</b>	<b>Facilities and equipment</b> - keep facilities and equipment in a safe condition and good repair Facilities and equipment must be kept in a safe condition and good working order.
<b>3.3</b>	<b>Asbestos and Legionella</b> – comply with legal requirements Comply with current statutory requirements relating to the identification of works necessary for the safe management of the following: <ul style="list-style-type: none"><li>• any asbestos containing materials<sup>4</sup>, and</li><li>• Legionella species risks<sup>5</sup>.</li></ul>
<b>3.4</b>	<b>Pest control</b> – use competent contractors Employ a competent pest control contractor to carry out appropriate treatments to any pest infestation.



## 4 Gas and electrical safety

<p><b>4.1</b></p>	<p><b>Gas safety certificate</b> – provide one annually</p> <p>If gas is supplied to the house, supply to the Council<sup>3</sup> annually for their inspection, a satisfactory and genuine gas safety certificate obtained in respect of the house within the last 12 months.</p>
<p><b>4.2</b></p>	<p><b>Carbon monoxide alarm</b> - install if there is a fixed combustion appliance, check on each new tenancy, supply declaration of condition if asked</p> <p>Install a carbon monoxide alarm in any room (includes a hall or landing) in the property which is used wholly or partly as living accommodation (includes bathroom or lavatory) and contains a fixed combustion appliance other than a gas cooker<sup>6</sup>, and keep any such alarm in proper working order. Check the alarms on the day the tenancy begins if it is a new tenancy and supply to the Council on demand<sup>2</sup> a declaration of the condition and positioning of any such alarms.</p>
<p><b>4.3</b></p>	<p><b>Electrical safety</b> – meet current regulation requirements, supply to Council declaration of safety if asked</p> <p>Meet current statutory requirements in relation to electrical installations in The Electrical Safety Standards in the Private Rented Sector (England) Regulations 2020 and ensure that every electrical installation<sup>7</sup> in the property is in proper working order and safe for continued use. Supply to the Council on demand<sup>2</sup> a declaration as to the safety of such installations within in 7 days of a request.</p>
<p><b>4.4</b></p>	<p><b>Electrical safety certificates</b> – send to the Council an electrical certificate if any faults shown followed by confirmation of rectification</p> <p>Supply to the Council on demand<sup>2</sup> a current (less than 5 years old) genuine electrical installation condition report within seven days in cases where the property would otherwise be exempt from the requirements of The Electrical Safety Standards in the Private Rented Sector (England) Regulations 2020.</p>
<p><b>4.5</b></p>	<p><b>Electrical appliance and furniture safety</b> - keep in safe condition, supply to Council declaration if asked</p> <p>Keep electrical appliances and furniture made available in the house in a safe condition and supply to the Council<sup>2</sup>, on demand<sup>1</sup> a written declaration verifying the safety of the appliances and furniture.</p>

## 5 Fire safety

<p><b>5.1</b></p>	<p><b>Smoke alarms</b> – install one on each floor and keep in working order</p> <p>Install a smoke alarm on each storey of the house on which there is a room used wholly or partly as living accommodation and keep any such alarm in proper working order.</p>
<p><b>5.2</b></p>	<p><b>Smoke alarms</b> – check smoke alarms at start of tenancy, supply a declaration on their condition and position if asked.</p> <p>Check smoke alarms whenever there is a new tenancy on the day the tenancy begins and supply to the Council on demand<sup>2</sup> a declaration of the condition and positioning of any such alarms.</p>



## 6 Energy performance

**Energy Performance Certificate** – supply copy to Council if asked

- 6.1** Where applicable supply to the Council on demand<sup>2</sup>, a current and genuine Energy Performance Certificate (EPC) in accordance with the Energy Performance of Buildings (Certificates and Inspections) (England and Wales) Regulations 2012.



## 7 Amenity standards

<p><b>7.1</b></p>	<p><b>Access to facilities</b> – 24 hour access to all property facilities</p> <p>Provide all tenants with 24hour direct access to all toilet, personal washing and cooking facilities and equipment.</p>
<p><b>7.2</b></p>	<p><b>Sharing of bedrooms</b> – no obligate sharing of bedrooms</p> <p>Ensure that there is no obligate sharing of bedrooms.</p>
<p><b>7.3</b></p>	<p><b>Names of all occupants</b> – supply names of all occupants to Council, if asked</p> <p>Supply to the Council on demand a list of all occupants</p>

## 8 Tenancy agreements

<p><b>8.1</b></p>	<p><b>Written tenancy</b> – give all occupants a written statement of tenancy terms</p> <p>Supply to the occupiers of the house a written statement of the terms on which they occupy it.</p>
<p><b>8.2</b></p>	<p><b>Clear tenancy conditions</b> – do not mislead tenants about conditions</p> <p>Do not mislead prospective or existing tenants regarding the use, occupation, condition or the contents of the property which forms part of tenancy or agreement to occupy the property.</p>
<p><b>8.3</b></p>	<p><b>Make tenants aware of their rights and obligations</b></p> <p>Make tenants aware of their rights and obligations and of the licence holder or manager’s legal obligations when a tenancy is brought to an end or where the licence holder or manager seeks possession of the dwelling-house.</p>
<p><b>8.4</b></p>	<p><b>Avoid unfair terms in tenancy agreement</b></p> <p>The tenancy agreement should be free from both unfair terms and prohibited fees.</p>
<p><b>8.5</b></p>	<p><b>Tenancy clause on anti-social behaviour</b> – tenancy agreement to include anti-social behaviour clauses</p> <p>Issue new tenants with a tenancy or written agreement that include clauses that will allow the licence holder to take reasonable steps to tackle anti-social behaviour.</p>

## 9 Setting up and ending tenancies

<p><b>9.1</b></p>	<p><b>Inventories</b> – agree an inventory with the tenant at the beginning of each tenancy</p> <p>Arrange for an inventory of contents and condition to be signed by both parties at the beginning of the tenancy (or as soon as practicable afterwards) and give tenants the opportunity both to carry out a joint inventory inspection at the outset and to discuss the inventory at</p>
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	the end of the tenancy.
<b>9.2</b>	<p><b>Deposit protection schemes – use one</b></p> <p>Comply with all statutory obligations regarding tenancy deposit protection if a deposit is taken.</p>
<b>9.3</b>	<p><b>New tenant references – request reference for new tenants, supply copy to Council if asked</b></p> <p>Require a reference for each new person wishing to occupy the property. The reference request should include questions about anti-social behaviour<sup>8</sup>, acting in a way that may cause a nuisance to neighbours, and any problems in respect of non- payment of rent. References should be retained for a minimum of 6 months from the issuing of the licence and supplied to the Council on demand<sup>2</sup>.</p>
<b>9.4</b>	<p><b>Past tenant references – provide reference for past tenant if asked</b></p> <p>Provide, on request from other landlords, an honest, factual and accurate written reference relating to existing or past occupiers.</p>
<b>9.5</b>	<p><b>Contact details – make details available to each households and display at property</b></p> <p>Make available to tenants the licence holder or manager’s name, address, any telephone contact number or email address.</p>
<b>9.6</b>	<p><b>Fire precaution information for tenants – give copy to all new tenants and supply copy if asked.</b></p> <p>Provide written details of fire evacuation procedures to tenants and other occupiers. Ensure that all tenants and occupiers are aware of fire and fault indications of any fire alarm system, are adequately familiar with controls (e.g. resetting) and of measures to avoid false alarms. Supply these details to the Council on demand<sup>2</sup>.</p>

## 10 Tenants’ entitlement to peaceful enjoyment of their home

<b>10.1</b>	<p><b>Obligation to allow tenant peaceful enjoyment</b></p> <p>Do not, and do not cause anyone else to:</p> <ul style="list-style-type: none"> <li>• Unlawfully deprive any residential occupier(s) of their occupation of the property or any part of the property, or attempt to do so,</li> <li>• Carry out acts likely to interfere with the peace or comfort of the residential occupier(s) or members of his household, or</li> <li>• Persistently withdraw or withhold services reasonably required for the occupation of the property in question as a residence.</li> </ul>
<b>10.2</b>	<p><b>Access to property - need to give tenant 24 hours’ notice</b></p> <p>Make prior arrangement with the tenant and give at least 24 hours’ notice (except in emergencies) of access to the property by the landlord or their representative for inspection, repairs, monitoring or any other reason.</p>

## 11 Relations with neighbours and dealing with anti-social behaviour<sup>8</sup>



<p><b>11.1</b></p>	<p><b>Anti-social behaviour<sup>8</sup> by tenants</b> – take steps to address any tenant anti-social behaviour</p> <p>Take all reasonable and practicable steps to prevent or reduce anti-social behaviour<sup>8</sup> by persons occupying or visiting the house.</p>
<p><b>11.2</b></p>	<p><b>Illegal activity</b> – take steps to deal with any illegal activity at the property</p> <p>Take all reasonable steps to ensure that the property is not used for illegal or immoral purposes.</p>
<p><b>11.3</b></p>	<p><b>Property appearance</b> - keep property external appearance in reasonable condition and free of graffiti and fly posters</p> <p>Take all reasonable steps to keep the external appearance of the property in a reasonable condition taking into account its age of the property, character and locality and keep the exterior of the property free from graffiti and fly posters.</p>
<p><b>11.4</b></p>	<p><b>Monitor for anti-social behaviour</b> – make quarterly inspections to assess anti-social behaviour</p> <p>Arrange inspections of the property on a regular basis to assess if there is evidence of anti-social behaviour<sup>8</sup>; this should be at least quarterly, but more frequently if anti-social behaviour has been established.</p>
<p><b>11.5</b></p>	<p><b>Contact details for neighbours</b> – give neighbours contact details for any complaints about anti-social behaviour from the property</p> <p>Provide the occupants of adjoining properties direct contact details such as a telephone number to enable them to inform the licence holder of problems such as complaints about the behaviour of the tenants or their visitors.</p>

## Notes

1 Fit and Proper person definition: see Housing Act 2004 s66, this can be found at <https://www.legislation.gov.uk/ukpga/2004/34/section/66>



## Bedminster and Brislington West Selective Licensing Scheme Conditions

- 2 Any reference to 'on demand' means the Council requires that the document(s) or information is supplied to the Council within 28 days unless stated otherwise.
- 3 Postal address: (Private Housing Team)(100TS) or (Licensing Team) (100TS), Bristol City Council, PO Box 3399, Bristol, BS1 9NE.
- 4 [Managing asbestos in buildings](#): A brief guide Health and Safety Executive.
- 5 Legionnaires' disease [A brief guide for duty holder](#)s Health and Safety Executive.
- 6 This means a fixed apparatus where fuel of any type is burned to generate heat. Typically, these appliances are powered by gas, oil, coal, wood, etc., for example, gas or oil boilers, or log-burning stoves. A non-functioning purely decorative fireplace would not constitute a fixed combustion appliance
- 7 Regulation 2(1) of the Building Regulations: "electrical installation" means fixed electrical cables or fixed electrical equipment located on the consumer's side of the electricity supply meter.
- 8 Anti-social behaviour: Behaviour that causes or is likely to cause harassment, alarm or distress to one or more persons not of the same household (this includes noise nuisance).