



# Customer Toilets

## A guide sanitary provision in premises serving food and drink

The Local Government (Miscellaneous Provisions) Act 1976 (The Act) covers the provision of sanitary accommodation in relevant places, for example where food and drink are served. The Act does not give any details but allows local authorities to introduce a policy on the type and number of items of sanitary accommodation to be provided. On 23 January 2018 Council Executive agreed the following for sanitary accommodation:-

- That the standards of sanitary accommodation in places to which the Local Government (Miscellaneous Provisions) Act 1976 applies be those contained in British Standard BS6465-1:2006-1+A1:2009 Sanitary Installations. See Appendix 1 for the scale of provision, selection and installation of sanitary appliances.
- In establishments with less than 25 seats sanitary accommodation should where practicable be accessible without going through any kitchen area or the external air.
- The Director of Operational Services is authorised to agree suitable provision of sanitary accommodation in premises where it is impracticable to meet the adopted standard.

The minutes of the meeting and the supporting report is available at-

<https://moderngov.erewash.gov.uk/ieListDocuments.aspx?CId=104&MId=1646&Ver=4>

### Application to Business

This policy will not apply to businesses existing before this date. However if an existing business undergoes refurbishment or a new business opens, the number detailed in the British Standard will be required. If there are exceptional circumstances when full compliance with standard is not reasonably practicable a flexible approach may be required. In such cases, contact must be made with the Food Health and Safety Team (see below) well in advance so that options can be discussed and any variation to the standards in the policy agreed.

### Enforcement of Standards

An authorised officer of the Council can serve an improvement notice under the Act for the provision of sanitary accommodation in a relevant place.

### Small licensed premises

To ensure parity with other licenced premises whilst not disadvantaging small businesses the table below provides more clarity on sanitary provision in these premises. The numbers in the proposed standard are extracted on a pro-rata basis from Table 11.

Sanitary Appliance	Male customers	Female customers
WC	1 for up to 75 males	1 for up to 13 females 2 for up to 25 females; plus 1 for every additional 25 females
Urinal	1 for up to 50 males	-
Washbasin	1 per WC and urinal	1 per WC
Notes		
<ul style="list-style-type: none"> <li>Any variation to this provision can only be made with the prior agreement of Environment Health who will also consult other relevant agencies.</li> <li>Separate facilities for male and females are required (Disabled access facilities may be unisex with prior agreement of relevant agencies).</li> <li>These facilities can also be used by staff.</li> <li>If customer numbers exceed those above than the requirements in British Standard BS6465-1:2006 + A1:2009 Sanitary Installations Table 11 will apply.</li> </ul>		

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## Appendix 1. British Standard BS6465-1:2006-1+A1:2009 Sanitary Installations

**Table 10. Restaurants and other places where seating is provided for eating and drinking**

Sanitary Appliance	Facilities for Male Customers	Facilities for Female Customers
WC	2 for up to 150 males; plus 1 for every additional 250 males or part thereof 2 for up to 50 males if urinals are not provided	2 for up to 30 females; plus 1 for every additional 30 females up to 120, plus 1 for every additional 60 females or part thereof
Urinal	1 per 60 males or part thereof up to 120 males; plus one for every additional 100 males or part thereof	-
Washbasin	1 per WC plus 1 per 5 urinals or part thereof	1 per WC

- a) Minimum provision of sanitary appliances where seating is provided for eating and drinking should be in accordance with Table 10
- b) Where unisex toilets are provided, WCs should be in self-contained toilets with full height walls and doors.
- c) In the absence of more reliable information it should be assumed that the customers will be 50% male and 50% female.
- d) In the case of works or office canteens, the scale of provision, as stated in Table 10, may be reduced proportionally where there are readily accessible workplace facilities close to the canteen
- e) Establishments with up to 25 seats should provide as a minimum one wheelchair accessible unisex toilet, which may be used by both staff and customers.
- f) Sanitary facilities (with hand washing facilities) for staff, in establishments with more than 25 seats, should be in addition to and separate from sanitary facilities provided for customers. Attention is drawn to the Workplace (Health, Safety and Welfare) Regulations 1992.
- g) Sanitary conditions for disabled people should be provided in accordance with Clause 7
- h) All toilets in food business premises should be separated by a lobby from food eating or preparation areas
- i) The toilets for kitchen and serving staff should be conveniently situated in relation to the kitchen and the servery

**Table 11. Licenced pubs, bars, nightclubs etc.**

Sanitary Appliance	Facilities for Male Customers	Facilities for Female Customers
WC	2 for up to 150 males; plus 1 for every additional 200 males or part thereof 2 for up to 40 males if urinals are not provided	2 for up to 25 females; plus 1 for every additional 25 females or part thereof up to 200 females; plus 1 for every additional 35 females or part thereof
Urinal	1 for every 50 males up to 200 males; plus one for every additional 70 males or part thereof	-
Washbasin	1 per WC, plus 1 per 5 urinals or part thereof	1 plus 1 per 2 WCs or part thereof

Permission to reproduce extracts from British Standard BS6465-1:2006-1+A1:2009 Sanitary Installations is granted by BSI. British Standards can be obtained in PDF or hard copy formats from the BSI online shop: [www.bsigroup.com/Shop](http://www.bsigroup.com/Shop) or by contacting BSI Customer Services for hardcopies only: Tel: +44 (0)20 8996 9001, Email: [cservices@bsigroup.com](mailto:cservices@bsigroup.com).