**Standard Tier consultation to 18 March 2024**

**Following the consultation on the Terrorism (Protection of Premises) draft bill in 2023, this law, now referred to again as Martyn’s Law (after Martyn Hett, one of the victims of the Manchester Arena attack), was in the King’s speech and therefore will be coming to Parliament in 2024.**

The government committed to an additional consultation on the ‘standard tier’ of premises referenced in the legislation because so many responses in the 2023 consultation made it clear that the law was not drafted appropriately for that type of premises.

Standard tier premises refers to premises open to the public with a capacity of between 100-799 and therefore captures for instance the myriad community, village and church halls used by Making Music members for rehearsals, practises and performances.

The government has listened to what members and others said in the last consultation, and it seems to us that these new proposals are more suited to the nature of a range of smaller premises. However, we do have some outstanding questions, especially around the concept of responsible persons in volunteer-run premises. Very often you and many other hirers of such premises will be key holders and no-one from the hall on site when you meet or perform. Despite asking questions of the Home Office team, we are not entirely sure how that would work, though we – and other organisations – are making some assumptions, which, if correct, would be encouraging and workable.

Also, none of us have of course yet seen the new draft bill, only the consultation, so once the new draft goes to parliament, we will be doing more scrutinising, to understand its implications and especially the unintended consequences we fear.

Please do read the new proposals for yourselves and do respond to the consultation. It does include a number of places where you can write free text and therefore raise any issues you perceive, for instance on unintended consequences.

**Read the proposals here:** [**https://www.gov.uk/government/consultations/martyns-law-standard-tier-consultation**](https://www.gov.uk/government/consultations/martyns-law-standard-tier-consultation)

**Find more information here:** [**https://homeofficemedia.blog.gov.uk/2022/12/19/martyns-law-factsheet/**](https://homeofficemedia.blog.gov.uk/2022/12/19/martyns-law-factsheet/)

**And here:** [**https://www.protectuk.police.uk/martyns-law/martyns-law-overview-and-what-you-need-know**](https://www.protectuk.police.uk/martyns-law/martyns-law-overview-and-what-you-need-know)

**Share the consultation with any contacts running or managing a building of this capacity, or with your group’s venue(s) and encourage as many as possible to respond.**

**What has changed since the last consultation?**

Previously, we were concerned that spaces may close because they were required to complete quite complex standard risk assessment templates, train everyone likely to be in charge of a premises in anti-terrorism procedures, and put such training requirements on groups hiring their spaces, if the responsible building owner/manager was not on site (e.g. if you just have keys to run your rehearsal in the hall).

In other words, our concerns were twofold:

* That the availability of halls would reduce, as the bill’s requirements would be too onerous for mainly volunteer-run spaces
* That Making Music members would be expected to undergo training and be responsible by delegation for anti-terrorism measures in the spaces they were hiring

In this new version, we believe these concerns have been addressed TO SOME EXTENT:

* Building owners/managers are no longer expected to complete complex standard forms; instead, they are expected to outline measures which could be enacted in case of a suspected terrorist attack either outside or inside the premises, supported by guidance to do so. This, we gather from the wording in the consultation, would be expected to be similar to the Health & Safety or Fire Safety procedures building owners currently undertake.
* Building owners/managers would still be expected to make sure that their staff or volunteers and any groups hiring their space are informed of these measures, or rather the word ‘training’ is still used; but there will no longer be an obligation for a particular training course. It is simply expected that staff/volunteers (and presumably hirers – but there is no clarity on this) would be trained/informed in the hall’s procedures in case of a (terrorist) attack, in whatever way is suitable for the premises and their staff/volunteers/users.
* The new version also very much tones down what consequences there would be for non-compliance, especially at the lower end of size of premises.
* The Home Office are also now emphasising (this was not clear in version 1) that premises are not expected to rate the likelihood of terrorist attacks in their area; ‘all’ they will be expected to consider is how, if there was an attack nearby or on the premises, people could be kept as safe as possible (to minimise the impact of any such attack) and how they would be communicated with
* Expectations of procedures put in place would be ‘as far as reasonably practicable’ (wording used extensively in Health & Safety regulation) and for that you may take into consideration staffing (or not), financial impact etc.
* The cost for standard tier premises would be the time on staff/volunteers to write the procedures and communicate them with staff/volunteers/hirers. No physical measures would be expected nor purchase of specific equipment
* All guidance, information, resources, templates, webinars would be available free to standard tier owners/managers.

[**COMPLETE THE SURVEY**](https://horizons.confirmit.eu/wix/p681841295338.aspx?l=9)

THIS NEXT SECTION IS ABOUT THE QUESTIONNAIRE.

WE HAVE REPRODUCED ALL THE QUESTIONS IN THIS WORD DOC SO THAT YOU CAN HAVE A LOOK AND POSSIBLY DRAFT ANY ANSWERS BEFORE STARTING ON THE SURVEY ITSELF

**Please note: you don’t have to answer every question, but do make sure you go through right to the very end and submit your response, otherwise it may end up not being counted.**

**Terrorism (Protection of Premises) Bill - Standard Tier Consultation**

**How do I fill out the questionnaire?**

1. Please use the online system wherever possible. If you are unable to use the online system, please send this questionnaire by email to [MartynsLaw@homeoffice.gov.uk](mailto:MartynsLaw@homeoffice.gov.uk) or by post to: Terrorism (Protection of Premises) Bill Consultation, Protect and Prepare 4th Floor NE, Peel Building, Homeland Security Group, Home Office, 2 Marsham Street, London, SW1P 4DF

2. Most questions can be answered by putting a cross  in the box next to or highlighting the answer that applies to you

3. Some questions will ask you to: cross or highlight one box only and some will ask you to: cross or highlight all boxes that apply

4. Some questions include space for you to answer in your own words to provide more detail about a particular subject. You will be asked to either: specify in the box below  or to: write your answer below 

5. Some questions may not apply to you, and you will be directed to the next one that does by following an arrow like this: → Go to QE

6. Further information is provided in boxes indicated by which includes additional information about the topic and in some cases instructions on who should answer the questions which follow. Please read these carefully.

7. Please try to answer every question that applies to you. If you cannot remember or do not know, please cross or highlight the relevant box where shown or leave the question blank.

• Throughout the questionnaire, there are references to paragraphs numbers. These relate to the paragraphs in [‘The Proposals’ which you can refer back to](https://mkmusic.sharepoint.com/:w:/s/Public/EUuKiCFCGXxGih4L89dzEYMBNgklZOp74o6qE33VE9gmsw).

|  |
| --- |
| **Section 1: Information about you and your organisation** |

**QA.**

Which of the following best describes you or your organisation?

Please cross or highlight one box only  and then go to the specified question.

1  I own or operate premises → Go to QB

2  I own or operate an event → Go to QB

3  I am responsible for security at premises or events → Go to QB

4  I work at a premises or event in scope, but do not own or operate it → Go to QE

5  I am a security consultant → Go to QB

6  I am an interested member of the public → Go to QG

98  Other → Go to QG

99  Don’t know → Go to QG

97  I prefer not to say → Go to QG

**QB.**

Do you own and/or operate any premises that would fall within the Standard Tier?

To be in scope for Standard Tier: • Premises and events must be accessible to the public. • Premises must be used for a purpose listed in the Bill (e.g. entertainment and leisure, retail, food and drink). • Have a capacity of 100-799 individuals.

Please cross or highlight one box only  and then go to the specified question

1  Yes → Read the following information box and then go to QC

2  No → Read the following information box and then go to QC

99  Don’t know → Read the information box below and then go to QC

3  I don’t own or operate any premises → Read the following information box and then go to QE

*If you own or operate multiple premises, please answer the questions in the rest of this survey by reference to one particular Standard Tier site. • This survey is about Standard Tier premises, but we still welcome your views even if you do not own or operate Standard Tier premises.*

**QC.**

IF YOU ANSWERED ‘YES’ AT QB: What is the estimated capacity of your Standard Tier premises based on capacity calculations you already have in place?

IF YOU ANSWERED ‘NO’ OR ‘DON’T KNOW’ AT QB: What is the estimated capacity of your premises based on capacity calculations you already have in place?

If you own or operate multiple premises, please provide an answer based on your typical capacity size.

Please cross or highlight one box only  and then go to QD.

1  Less than 100

2  100-199

3  200-299

4  300-399

5  400-499

6  500-599

7  600-699

8  700-799

9  800 or more (i.e. Enhanced Tier premises)

99  Don’t know

11  Not calculated presently

12  I don’t own or operate any premises

**QD.**

IF YOU ANSWERED ‘YES’ AT QB: How many people work for you or your organisation (whether paid or not) at your chosen Standard Tier site (in relation to which you are answering this survey)?

IF YOU ANSWERED ‘NO’ OR ‘DON’T KNOW’ AT QB: How many people work for you or your organisation (whether paid or not)? If you own or operate multiple premises, please provide an answer based on your typical capacity size.

Please cross or highlight one box only  and then go to QE.

1  Zero

2  1-4

3  5-9

4  10-24

5  25-49

6  50-99

7  100-199

8  200-399

9  400-499

10  500 or more

11  I don’t own or operate any premises

99  Don’t know

**QE.**

Which of the following best describes the nature of your organisation?

Please cross or highlight one box only  and then go to QF.

1  Company

2  Sole trader

3  Partnership

4  Not for profit/ Not for profit

5  Local government

6  Unincorporated association

98  Other → Please specify in the box below 

99  Don’t know

97  Prefer not to say

BOX HERE FOR ADDITIONAL INFORMATION

**QF.**

In which of the following sectors do you or your organisation primarily operate?

Please cross or highlight one box only  and then go to QG.

1  Retail, e.g. stores or shopping centres

2  Hospitality and nightlife, e.g. bars, pubs, restaurants, cafés, nightclubs and other public clubs

3  Entertainment, e.g. theatres, cinemas, and concert halls and arenas/ 3  Entertainment, e.g. theatres, cinemas, and concert halls and arenas

4  Sports grounds

5  Recreation and leisure, e.g. public sports/leisure centres, ice rinks and gyms

6  Public libraries, museums and galleries

7  Public conference centres, exhibition halls and other venues for hire

8  Visitor attractions

9  Hotels, holiday parks and similar holiday accommodation

10  Places of worship

11  Healthcare

12  Education and childcare

13  Public transport, including trains stations, ports and airports

14  Public services and facilities

15  Village hall/community centre

98  Other sector

99  Don’t know

97  Not applicable

**QG.**

In which part of the UK are you based?

Please cross or highlight one box only  and then go to Section 2.

1  North East

2  North West

3  Yorkshire and the Humber

4  East Midlands

5  West Midlands

6  East of England

7  South East exc. London

8  London/ London

9  South West

10  Scotland

11  Wales

12  Northern Ireland

13  I’m not based in the UK

**Section 2: Your views on the proposed Standard Tier**

• *Thank you for your responses so far. The next section of this survey is about the proposed Standard Tier*

*• The current threat picture is complex, evolving, and enduring, with terrorists choosing to attack a broad range of locations. Martyn’s Law will ensure premises in the UK are better prepared for and protected from terrorist attacks, therefore reducing their impact.*

*• The UK Government’s view is that the Standard Tier will drive good preparedness outcomes. Those responsible for Standard Tier premises will be required to undertake simple yet effective activities designed to increase staff awareness of the right protocols and procedures to follow in the event of a suspected attack. The ultimate aim of this approach is to reduce harm to staff and the general public.*

**Q1.**

To what extent do you agree or disagree that those responsible for premises within the Standard Tier should have a legal obligation to be prepared for a terrorist attack?

Please cross or highlight one box only  and then go to the specified question.

1  Strongly agree → Go to the information above Q2

2  Agree → Go to the information above Q2

3  Neither agree nor disagree → Go to the information above Q2

4  Disagree → Go to Q1a

5  Strongly disagree → Go to Q1a

99  Don’t know → Go to the information above Q2

**Q1a.**

Which of the following best describes why you disagree that those responsible for premises within the Standard Tier should have a legal obligation to be prepared for a terrorist attack?

Please cross or highlight one box only  and then go to the information above Q2.

1  I believe it is only for the Government to be prepared to reduce the impact of terrorism

2  I don’t believe the obligation should be legal

3  I believe only larger premises should have a legal obligation

4  I don’t believe that premises of any size should have a legal obligation

5  I don’t believe that there should be any responsibility for premises to be prepared for a terrorist attack

98  Other → Please specify in the box below 

99  Don’t know

BOX HERE FOR ADDITIONAL INFORMATION

*As outlined in paragraph 18, we (the UK Home Office) have revised the requirements in the Standard Tier. Those responsible for Standard Tier premises will be required to have in place reasonably practicable procedures to follow in the event of an attack. We have also removed the requirement for specific terrorism protection training. Instead, training or instruction will be what is sufficient and appropriate to ensure procedures are effectively in place in light of their circumstances and that staff are aware of the actions to take and protocols to follow in the event of an attack. Guidance will assist those responsible for standard duty premises.*

**Q2.**

To what extent do you agree or disagree that ‘the revised requirements for the Standard Tier are more appropriate for the broad spectrum of premises in scope, as outlined at paragraph 18 (e.g. village halls to a 799-seater theatre), than the previous requirements outlined in the Draft May 2023 Bill’ (key changes outlined at paragraphs 40 and 41)?

Please cross or highlight one box only  and then go to the specified question.

1  Strongly agree → Go to Q2a

2  Agree → Go to Q2a

3  Neither agree nor disagree → Go to Q3

4  Disagree → Go to Q2b

5  Strongly disagree → Go to Q2b

99  Don’t know → Go to Q3

**Q2a.**

Why do you agree that the revised requirements are more appropriate than the previous requirements?

Please cross or highlight all boxes that apply  and then go to Q3.

1  I think the proposed changes make the Standard Tier clearer

2  I think the proposed changes remove unnecessary administrative burden for small premises

3  I think the proposed changes are more appropriate for the broad spectrum of organisations in scope

4  I think the proposed changes will be more proportionate for businesses

98  Other → Please specify in the box below 

99  Don’t know

BOX HERE FOR ADDITIONAL INFORMATION

**Q2b.**

Why do you disagree that the revised requirements are more appropriate than the previous requirements?

Please cross or highlight all boxes that apply  and then go to Q3.

1  I don’t think the proposed changes make the Standard Tier clearer

2  I don’t think the proposed changes go far enough to remove unnecessary burdens for small premises

3  I don’t think the proposed changes are more appropriate for the broad spectrum of organisations in scope

4  I don’t think the proposed changes will be more proportionate for businesses

98  Other → Please specify in the box below 

99  Don’t know

BOX HERE FOR ADDITIONAL INFO

**Q3.**

How successful, if at all, do you think the revised Standard Tier requirements will be at improving feelings of safety for staff and visitors at premises within the Standard Tier?

Please cross or highlight one box only  and then go to the specified question.

1  Very successful → Go to Q4

2  Moderately successful → Go to Q4

3  Slightly successful → Go to Q3a

4  Not at all successful → Go to Q3a

99  Don’t know → Go to Q4

**Q3a.**

Why do you think the Standard Tier requirements will not be or will only be slightly successful at improving feelings of safety for staff and visitors at premises within the Standard Tier?

Please cross or highlight one box only  and then go to Q4.

1  Premises already do the things that the Standard Tier would now require

2  I don’t think the revised requirements will have any positive impact

3  I think other things are required to improve feelings of safety for staff and visitors

98  Other → Please specify in the box below 

99  Don’t know

BOX HERE FOR ADDITIONAL INFORMATION

**Q4.**

How easy or difficult do you think it will be for those responsible for Standard Tier premises to take forward the revised requirements (outlined in paragraph 18)?

Please cross or highlight one box only  and then go to the specified question.

1  Very easy → Go to Q5

2  Easy → Go to Q5

3  Neither difficult nor easy → Go to Q5

4  Difficult → Go to Q4a

5  Very difficult → Go to Q4a

99  Don’t know → Go to Q5

**Q4a.**

Why do you think the revised requirements will be difficult for those responsible for Standard Tier premises to take forward?

Please cross or highlight all boxes that apply  and then go to Q5.

1  The requirements are too complicated to implement

2  The requirements are too burdensome (in terms of time/effort) to implement

3  The requirements are too costly to implement

98  Other → Please specify in the box below 

99  Don’t know

BOX HERE FOR ADDITIONAL INFORMATION

**Q5.**

What unintended consequences, if any, do you think could result from taking forward the revised Standard Tier requirements?

Please write your answer below  OR cross or highlight one box only  and go to the next information box.

BOX HERE FOR FREE TEXT

1  I don’t think there will be any unintended consequences

99  Don’t know

*Information in this box relates to Q6, Q6a and Q7.*

*• Q6 should only be answered by Standard Tier premises operators/owners excluding consultants – this applies if you answered with option 1, 2 or 3 at QA and option 1 at QB. Please read the following information and then answer Q6.*

*• All others should read the information in this box and then go to Q7.*

*• Following on from Impact Assessment detail in paragraphs 42-45, below is a summary of the costs of the Standard Tier of Martyn’s Law:*

*• The Standard Tier has an estimated total cost of between £387 million and £1.63 billion with a central estimate of £860 million (PV/Present Value) over the full appraisal period of 10 years. This is an economic cost from working hours being taken up to complete counter-terrorism planning and training, with no financial burden on sites. For an individual site, it is estimated to cost between £160 and £525 per year, with a central estimate of £310 per year. This is likely an upper estimate, with the addition of a reasonably practicable test meaning that some sites will face reduced costs. For more information, you can read Annex A.*

**Q6.**

How concerned, if at all, are you that the cost of meeting the Standard Tier requirements will affect your organisation’s financial ability to continue operating?

Please cross or highlight one box only  and then go to the specified question.

1  Not at all concerned → Go to Q7

2  Slightly concerned → Go to Q7

3  Somewhat concerned → Go to 6a

4  Very concerned → Go to Q6a

5  Extremely concerned → Go to Q6a

99  Don’t know → Go to Q7

**Q6a.**

You indicated that you're concerned about your organisation’s ability to meet the cost of Standard Tier requirements. Please help us understand your concerns by providing detail below.

Please write your answer below  and then go to Q7.

BOX HERE FOR FREE TEXT

99  Don’t know

**Q7.**

Given this cost assessment, how would you think any costs of the Standard Tier should be met?

Please cross or highlight one box only  and then go to the information above Q8.

1  All the cost should be met by the customers of the premises where possible

2  Most of the cost should be met by customers of the premises

3  The costs should be shared equally by the premises owner/operator and the customers of the premises

4  Most of the cost should be absorbed by the premises owner/operator and only a minimum passed on to the customers

5  All of the cost should be absorbed by the premises owner/operator and none should be met by the customers of the premises

99  Don’t know

*As outlined in paragraphs 29-32, the training expected as a result of the proposals is now limited to that which forms part of ensuring that there are effective procedural measures to reduce the risk of harm in the event of a terrorist attack. Workers must have sufficient awareness of what they need to do in the event of an attack, i.e. the procedure to be followed, for such measures to be in place. Organisations should ensure training is right for their specific needs and relevant to the roles of specific staff.*

**Q8.**

Do you think the new approach to training places more or less burden on Standard Tier organisations compared to the previous approach (as outlined in paragraphs 40 and 41)? By “burden”, we mean any burden including financial, time, effort or other.

Please cross or highlight one box only  and then go to the specified question.

1  Much more burden with the new approach → Go to Q8a

2  More → Go to Q8a

3  About the same → Go to the information above Q9

4  Less → Go to the information above Q9

5  Much less burden with the new approach → Go to the information above Q9

99  Don’t know → Go to the information above Q9

**Q8a.**

Why do you think there is more burden on Standard Tier organisations with the new approach compared to the previous approach? Please provide detail below.

Please write your answer below  OR cross or highlight one box only  and then go to the information above Q9.

BOX HERE FOR FREE TEXT

99  Don’t know

*• Q9 should only be answered by Standard Tier premises operators/owners or those who are security consultants or are responsible for security at premises or events – this applies if you answered with option 3 or 5 at QA or option 1 at QB. Please read the following information box and then answer Q9. • All others should go to Q10*

*Standard Tier requirements will focus on procedures to be enacted in the event of an attack as set out at paragraph 22. These surround evacuation, invacuation, securing the premises and communicating with individuals on the premises. Security partners advise that consideration of these activities, in the event of an attack, will lead to the most relevant and effective actions to save lives. These procedures focus on activities that will help to keep people away from danger.*

**Q9.**

We'd like to hear about any other procedures that could be utilised in Standard Tier premises were a terrorist attack to occur further to the above (i.e. other than evacuation, invacuation, lockdown and communications procedures). Please type them in the space below.

Please write your answer below  and then go to Q10.

BOX HERE FOR FREE TEXT

99  Don’t know

**Q10.**

Do you think the Standard Tier procedures in Martyn’s Law place more or less burden on Standard Tier premises compared to procedures for Health & Safety and Fire Safety? By “burden”, we mean any burden including financial, time, effort or other.

Please cross or highlight one box only  and then go to the specified question.

1  Much more burden in Martyn’s Law than for Health & Safety and Fire Safety → Go to Q10a

2  More → Go to Q10a

3  About the same → Go to Q10b

4  Less → Go to Q10c

5  Much less burden in Martyn’s Law than for Health & Safety and Fire Safety → Go to Q10c

99  Don’t know → Go to the information above Q11

**Q10a.**

Why do you say that the Standard Tier procedures in Martyn’s Law will place more burden on Standard Tier premises compared to procedures for Health & Safety and Fire Safety? Please provide detail below.

Please write your answer below  OR cross or highlight one box only  and then go to the information above Q11.

BOX HERE FOR FREE TEXT

99  Don’t know

**Q10b.**

Why do you say that the Standard Tier procedures in Martyn’s Law will place about the same burden on Standard Tier premises compared to procedures for Health & Safety and Fire Safety? Please provide detail below.

Please write your answer below  and then go to the information above Q11.

BOX HERE FOR FREE TEXT

99  Don’t know

**Q10c.**

Why do you say that the Standard Tier procedures in Martyn’s Law will place less burden on Standard Tier premises compared to procedures for Health & Safety and Fire Safety? Please provide detail below.

Please write your answer below  and then go to the information above Q11.

BOX HERE FOR FREE TEXT

99  Don’t know

*Q11 and Q12 should only be answered by Standard Tier premises operators/owners – this applies if you answered with option 1 at QB and any of options 2-8 at QC. • All others should go to the information box after Q12a.*

**Q11.**

If volunteers work at your premises, who is responsible for planning Health & Safety and Fire Safety policies and procedures?

Please cross or highlight one box only  and then go to Q12.

1  Only paid employees are responsible

2  Volunteers are responsible in the same way as paid employees

3  Volunteers are responsible but not in the same way as paid employees

97  Not applicable – there are no volunteers working at my premises

99  Don’t know

**Q12.**

If volunteers work at your premises, what arrangements do you make for training on Health & Safety and Fire Safety?

Please cross or highlight one box only  and then go to the specified question.

1  Only paid employees complete mandatory training → Go to the information box after Q12a

2  Volunteers are trained in the same manner as paid employees → Go to the information box after Q12a

3  Volunteers undertake different training from paid employees → Go to Q12a

97  Not applicable – there are no volunteers working at my premises → Go to the information box after Q12a

99  Don’t know → Go to the information box after Q12a

**Q12a.**

How does training on Health & Safety and Fire Safety for volunteers differ, if at all, from that for paid employees? Please provide detail below.

Please write your answer below  OR cross or highlight one box only  and then go to the information box below.

BOX HERE FOR FREE TEXT

99  Don’t know

*• Thank you for responding to the consultation survey. You have answered all questions.*