

# Information sheet on youth protection

for business people and event organisers

## Definitions according to Youth Protection Act (Jugendschutzgesetz – JuSchG)

**Children:** People, who are not yet 14 years old

**Adolescents:** People, who are 14 but not yet 18 years old

**Custodial Person:** The person, who alone or together with another person, is entitled to custody (usually the parents) according to the rules of the German Civil Law Code (Bürgerliches Gesetzbuch – BGB)

**Legal Guardian:** A person, who is at least 18 years old and permanently takes on childrearing responsibilities or temporarily due to an agreement with the custodial person

## Requirements to comply with according to the Youth Protection Act (JuSchG)

### Serving alcohol – § 9 JuSchG

- The following applies to **beer, wine, wine-like beverages, sparkling wine, mixtures of beer, wine and wine-like beverages as well as sparkling with non-alcoholic beverages**:
  - It is prohibited to serve these beverages to children and adolescents less than 16 years of age, unless a custodian accompanies the adolescents.
  - Children and adolescents under 16 years old may not be permitted the consumption these beverages in restaurants, retail sales outlets or otherwise in public, unless a custodian accompanies the adolescents.
- The following applies to **other alcoholic beverages or foods, which contain other alcoholic drinks in not only minor amounts and so-called “alcopops”**:
  - It is prohibited to give these beverages to children and adolescents.
  - Children and adolescents may not be permitted the consumption these beverages in restaurants, retail outlets or otherwise in public.

### The presence of children and adolescents at events and in restaurants – §§ 4 to 8 JuSchG

- Restaurants:
  - Children and adolescents under 16 years of age are only permitted to be in restaurants between 5:00 PM and 11:00 PM, if they are having a meal or a beverage. Otherwise, a custodial person or legal guardian must accompany them.
  - Adolescents at least 16 years old are permitted to stay in a restaurant until 12:00 AM/midnight unaccompanied, after this time only in the company of a custodial person or legal guardian.
  - People under 18 years of age are not permitted to enter nightclubs or bars.
- Public Dance Events (i.e. Disco):
  - Children and adolescents under 16 years old may only attend public dance events in accompaniment of a custodial person or legal guardian.
  - Children and adolescents as of 16 years old may attend public dance events only until 12:00 AM/ midnight without the accompaniment of a custodial person or legal guardian.

- **Gambling Halls:** The presence of children and adolescents is not permitted.
- **Games with a chance to win prizes at Folk Festivals, marksmen’s fairs, markets and similar events:** Children and adolescents may only participate if the prizes are of low value.

**Smoking in public and the sale of Tobacco Products – § 10 JuSchG:**

- It is prohibited to sale tobacco products as well as nicotine-free products such as electronic cigarettes or electronic shishas to children and adolescents.
- Children and adolescents are not permitted to smoke in restaurants, retail outlets or otherwise in public.

## Who is responsible for compliance with Youth Protection Act? Responsibilities of the business person/event organiser

Business people and event organisers as well as their agents (i.e. employees) are responsible for compliance with the youth protection act.

- **Duty to inspect:** According to § 2 JuSchG the event organiser/business person is obliged to check the age of the guests in the case of doubt. They must also inform their employees about this duty to inspect.
- **Announcement:** According to § 3 JuSchG the event organiser/business person is obliged to announce which rules apply to their business and/or event with a clearly visible and easy to read notice. At public film screenings the age classifications of films or the provider identification must be made known with a clearly visible and easy to read notice.

## Questions?

Business people and event organisers can contact the Department of Business Matters (Abteilung Gewerbeangelegenheiten) at the Public Order Office (Ordnungsamt) with questions regarding youth protection:

<p><b>Contact</b></p> <p>Ordnungsamt (Public Order Office)          Abteilung Gewerbeangelegenheiten          (Department of Business Matters)          Theaterstraße 11 - 15, 01067 Dresden          Telephone +49 (0) 351 488 5811          E-Mail <a href="mailto:gewerbeangelegenheiten@dresden.de">gewerbeangelegenheiten@dresden.de</a></p>	<p><b>Office Hours</b></p> <p>Monday: 9 AM - 12 PM          Tuesday: 9 AM - 12 PM, 1 PM - 5 PM          Wednesday: Closed          Thursday: 9 AM - 12 PM, 1 PM - 5 PM          Friday: Closed</p>
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