

**GARRY SEAL**

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**Community Protection Services**

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# Licensing Act 2003- Aims



- To modernise alcohol and public entertainment law
- Provide a single system of licensing
- Licensing authority control
- Proportionate regulation
- Fixed licensing hours abolished

# Licensing Act 2003 - Aims



- Promote cultural activity and family friendly environment
- Increased investment in local economy
- Self regulation

# When does the new system start?



- **7<sup>th</sup> February 2005**

First appointed day

Applications can be made

- **24<sup>th</sup> November 2005**

Second appointed day

Licensing Act 2003 in force

# What needs licensing?



- Sale of alcohol by retail  
off licences, pubs, shops, restaurants
- Supply of alcohol by or on behalf of a club to  
a club member
- Regulated entertainment  
plays, music, dancing, films
- Late night refreshment  
provision of hot food or drink between  
11pm and 5am

# Licensing Act 2003



- Personal Licence
- Premises Licence
- Club Premises Certificate
- Temporary Event Notice (TEN)

# Responsible Authorities



- Police, Fire Authority, Planning, Child Protection Team, Environmental Health, Trading Standards, Local Enforcement Agency for health and safety at work (Council or HSE)
- Must be notified of an application by the applicant
- Can object to an application for a premises licence or club premises certificate

# Interested Parties



- Bodies or individuals who are entitled to make objections regarding an application for a premises licence or club premises certificate
- Person living in the vicinity of the premises  
A body representing persons living in that vicinity e.g. a residents' association  
Person involved in a business in the vicinity of the premises  
A body representing persons involved in such businesses e.g. a trade association



# Licence Reviews



- Triggered by responsible authorities and/or residents
- Evidence needed to show licensing objectives are not met
- Requests for a review will be rejected if
  - not related to licensing objectives
  - grounds are frivolous, vexatious or repetitive

# Licence Review May Result In :-



- Licence conditions being modified
- Exclusion of a licensable activity
- Suspension of the licence for up to 3 months
- Licence being revoked