



# Gambling Act 2005

## 2005 CHAPTER 19

### PART 8

#### PREMISES LICENCES

##### *Review*

#### **201** Review

- (1) This section applies where a licensing authority—
  - (a) have granted an application for a review of a premises licence under section 199, or
  - (b) have given notice under section 200 of their intention to hold a review of a premises licence.
- (2) As soon as is reasonably practicable after the expiry of any period for representations prescribed under section 197(6) or 200(5), the licensing authority shall review the premises licence.
- (3) The purpose of the review shall be to consider whether to take action of a kind specified in section 202(1) in relation to the licence.
- (4) In conducting a review of a premises licence a licensing authority shall hold a hearing unless—
  - (a) the applicant for the review (if there is one), and each person who has made representations about the review under section 197(6) or 200(5), have consented to the conduct of the review without a hearing, or
  - (b) the licensing authority think that each representation made about the review in accordance with section 197(6) or 200(5)—
    - (i) is frivolous,
    - (ii) is vexatious, or
    - (iii) will certainly not influence the review.

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*Status: This is the original version (as it was originally enacted).*

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- (5) In considering whether to take action of a kind specified in section 202(1) the licensing authority shall have regard (in addition to the matters specified in section 153) to—
- (a) any representations made in accordance with section 197(6) or 200(5),
  - (b) any representations made at the hearing of the review (if there is one), and
  - (c) in the case of a review held in response to an application under section 197, the grounds specified in the application for the review (apart from any in relation to which the application was rejected under section 198(3)).