



# Licensed Premises (Exclusion of Certain Persons) Act 1980

## 1980 CHAPTER 32

### 1 Exclusion orders.

- (1) Where a court by or before which a person is convicted of an offence committed on licensed premises is satisfied that in committing that offence he resorted to violence or offered or threatened to resort to violence, the court may, subject to subsection (2) below, make an order (in this Act referred to as an “exclusion order”) prohibiting him from entering those premises or any other specified premises, without the express consent of the licensee of the premises or his servant or agent.
- (2) An exclusion order may be made either—
  - (a) in addition to any sentence which is imposed in respect of the offence of which the person is convicted; or
  - <sup>F1</sup>(b) where the offence was committed in England and Wales, notwithstanding the provisions of [<sup>F2</sup>sections 79, 80 and 82 of the Sentencing Code] (cases in which absolute and conditional discharges may be made, and their effect), in addition to an order discharging him absolutely or conditionally;
  - (c) where the offence was committed in Scotland, notwithstanding the provisions of [<sup>F3</sup>sections 228, 246(2) and (3) and 247 of the Criminal Procedure (Scotland) Act 1995] (cases in which probation orders and absolute discharges may be made, and their effect), in addition to a probation order or an order discharging him absolutely;but not otherwise.
- (3) An exclusion order shall have effect for such period, not less than three months or more than two years, as is specified in the order, unless it is terminated under section 2(2) below.

#### Textual Amendments

- F1** S. 1(2)(b) substituted (E.W.) (1.10.1992) by [Criminal Justice Act 1991 \(c. 53, SIF 39:1\)](#), s. 100, [Sch. 11 para. 23](#); [S.I. 1992/333, art.2\(2\)](#), [Sch. 2](#).

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**Changes to legislation:** *Licensed Premises (Exclusion of Certain Persons) Act 1980, Section 1 is up to date with all changes known to be in force on or before 06 September 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

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- F2** Words in s. 1(2)(b) substituted (1.12.2020) by Sentencing Act 2020 (c. 17), s. 416(1), **Sch. 24 para. 42** (with Sch. 24 para. 447, Sch. 27); S.I. 2020/1236, reg. 2
- F3** Words in s. 1(2)(c) substituted (1.4.1996) by 1995 c. 40, ss. 5, 7(2), **Sch. 4 para. 29**

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**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

- Act repealed by [2006 c. 38 Sch. 5](#)