



# Licensing Act 2003

## 2003 CHAPTER 17

### PART 5

#### PERMITTED TEMPORARY ACTIVITIES

*Rights of entry, production of notice, etc.*

#### **109 Duty to keep and produce temporary event notice**

- (1) This section applies whenever premises are being used for one or more licensable activities which are or are purported to be permitted temporary activities by virtue of this Part.
- (2) The premises user must either—
  - (a) secure that a copy of the temporary event notice is prominently displayed at the premises, or
  - (b) meet the requirements of subsection (3).
- (3) The requirements of this subsection are that the premises user must—
  - (a) secure that the temporary event notice is kept at the premises in—
    - (i) his custody, or
    - (ii) in the custody of a person who is present and working at the premises and whom he has nominated for the purposes of this section, and
  - (b) where the temporary event notice is in the custody of a person so nominated, secure that a notice specifying that fact and the position held at the premises by that person is prominently displayed at the premises.
- (4) The premises user commits an offence if he fails, without reasonable excuse, to comply with subsection (2).
- (5) Where—
  - (a) the temporary event notice is not displayed as mentioned in subsection (2)(a), and
  - (b) no notice is displayed as mentioned in subsection (3)(b),

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*Status: Point in time view as at 06/04/2006. This version of this provision has been superseded.*

*Changes to legislation: Licensing Act 2003, Section 109 is up to date with all changes known to be in force on or before 30 August 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)*

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a constable or authorised officer may require the premises user to produce the temporary event notice for examination.

- (6) Where a notice is displayed as mentioned in subsection (3)(b), a constable or authorised officer may require the person specified in that notice to produce the temporary event notice for examination.
- (7) An authorised officer exercising the power conferred by subsection (5) or (6) must, if so requested, produce evidence of his authority to exercise the power.
- (8) A person commits an offence if he fails, without reasonable excuse, to produce a temporary event notice in accordance with a requirement under subsection (5) or (6).
- (9) A person guilty of an offence under this section is liable on summary conviction to a fine not exceeding level 2 on the standard scale.
- (10) In this section “authorised officer” has the meaning given in section 108(5).

**Status:**

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