



Violent Crime Reduction Act 2006

2006 CHAPTER 38

PART 1

ALCOHOL-RELATED VIOLENCE AND DISORDER

CHAPTER 1

DRINKING BANNING ORDERS

Orders made on application

5 Variation or discharge of orders under s. 3 or 4

- (1) This section applies to a drinking banning order made under section 3 or 4.
- (2) The following persons may apply to the court which made the order for it to be varied or discharged by a further order—
 - (a) the subject;
 - (b) the relevant authority on whose application the order was made.
- (3) In the case of an order under section 3 made by a magistrates' court, the reference in subsection (2) to the court which made the order includes a reference to a relevant local court.
- (4) An application under subsection (2) to a magistrates' court has to be made by complaint.
- (5) The order may not be varied so as to extend the specified period to more than two years.
- (6) The order may not be discharged unless—
 - (a) it is discharged from a time after the end of the period that is half the duration of the specified period; or

Status: This is the original version (as it was originally enacted).

- (b) the relevant authority on whose application the order was made has consented to its earlier discharge.