

Status: Point in time view as at 01/10/2021.

Changes to legislation: There are currently no known outstanding effects for the Licensing and Registration of Clubs (Amendment) Act (Northern Ireland) 2021. (See end of Document for details)

SCHEDULES

SCHEDULE 1

Section 45

Minor and consequential amendments

Licensing (Northern Ireland) Order 1996

1. The Licensing Order is amended as follows.

Commencement Information

I1 Sch. 1 para. 1 in operation at 27.8.2021, see [s. 47\(1\)\(d\)](#)

2.—(1) Article 2 (interpretation) is amended as follows.

(2) In paragraph (2)—

- (a) omit the definition of “children’s certificate”,
- (b) in the definition of “licensed premises”, in the full-out words at the end, after “Articles” insert “52C, 52D, 52E,”,
- (c) at the appropriate place insert—
 - ““major event order” means an order under Article 48A;”,
- (d) in the definition of “permitted hours”, after “44,” insert “44A”, and
- (e) in that definition, for “and 47” substitute “, 47 and 48A”.

(3) In paragraph (4), for “(l)” substitute “(m)”.

(4) After paragraph (10) insert—

“(11) In this Order (other than Part 4A and Article 77A(3)) any reference to a district commander for a police district includes a reference to any other member of the Police Service of Northern Ireland nominated by the district commander.”.

Commencement Information

I2 Sch. 1 para. 2 not in operation at Royal Assent, see [s. 47\(2\)](#)

I3 Sch. 1 para. 2(1)(2)(d)(4) in operation at 1.10.2021 by S.R. 2021/247, art. 2, [Sch.](#)

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3. In Article 5 (premises for which a licence may be granted), in paragraph (3)

- (a) for “Article 51(1)(b)” substitute “Articles 48B(2) to (6), 51(1)(b) and 52C(1)”;
- (b) for “(l)” substitute “(m)”, and
- (c) in sub-paragraph (b), at the beginning insert “except in the case of premises of a kind mentioned in Article 5(1)(m)”.

Commencement Information

I4 Sch. 1 para. 3 not in operation at Royal Assent, see [s. 47\(2\)](#)

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4. In Article 15(2)(e) (renewal of licence), for “(l)” substitute “(m)”.

Commencement Information

I5 Sch. 1 para. 4 not in operation at Royal Assent, see [s. 47\(2\)](#)

5. In Article 17(3) (renewal of licence: certain provisions not to apply), after “44” insert “, 44A”.

Commencement Information

I6 Sch. 1 para. 5 not in operation at Royal Assent, see [s. 47\(2\)](#)

I7 [Sch. 1 para. 5](#) in operation at 1.10.2021 by [S.R. 2021/247](#), art. 2, [Sch.](#)

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6. In Article 22(6)(c)(ii) (transfer of licence), for “(l)” substitute “(m)”.

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I8 Sch. 1 para. 6 not in operation at Royal Assent, see [s. 47\(2\)](#)

7.—(1) Article 34 (register of licences) is amended as follows.

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- (2) In paragraph (1)—
- (a) in sub-paragraph (f), after “44”, insert “, 44A”, and
 - (b) omit sub-paragraph (g).
- (3) In paragraph (4), for “Department” substitute “Department of Justice”.

Commencement Information

I9 Sch. 1 para. 7(1)(3) in operation at 27.8.2021, see [s. 47\(1\)\(d\)](#)

I10 Sch. 1 para. 7(2)(a) in operation at 1.10.2021 by [S.R. 2021/247](#), art. 2, [Sch.](#)

8. In Article 58(1)(b) (prohibition on young persons in premises which sell intoxicating liquor for consumption off the premises), at the end insert “in which intoxicating liquor is made available for purchase”.

Commencement Information

I11 Sch. 1 para. 8 not in operation at Royal Assent, see [s. 47\(2\)](#)

I12 Sch. 1 para. 8 in operation at 1.10.2021 by [S.R. 2021/247](#), art. 2, [Sch.](#)

9. In Article 69F (consideration of closure order by court of summary jurisdiction), in paragraph (2)—

- (a) in sub-paragraph (c), after “Article 44” insert “or 44A”, and
- (b) in sub-paragraph (c)(ii), after “Article 44(2)” insert “or Article 44A(3) or (4) (as the case may be)”.

Commencement Information

I13 Sch. 1 para. 9 not in operation at Royal Assent, see [s. 47\(2\)](#)

I14 Sch. 1 para. 9 in operation at 1.10.2021 by [S.R. 2021/247](#), art. 2, [Sch.](#)

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10. In Article 76D (young persons prohibited from certain pavement café areas), omit paragraphs (3) and (4).

Commencement Information

I15 Sch. 1 para. 10 not in operation at Royal Assent, see [s. 47\(2\)](#)

11. In Article 77A (conditions and licences for indoor arenas and outdoor stadia), in paragraph (3), after “the indoor arena” insert “or outdoor stadium”.

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I16 Sch. 1 para. 11 in operation at 27.8.2021, see [s. 47\(1\)\(d\)](#)

12. In Schedule 1 (application for certain orders at same time as application for licence), in paragraph 7—

- (a) after “44” insert “, 44A”,
- (b) omit “or for a children’s certificate”, and
- (c) omit “or, as the case may be, the children’s certificate”.

Commencement Information

I17 Sch. 1 para. 12 not in operation at Royal Assent, see [s. 47\(2\)](#)

I18 [Sch. 1 para. 12\(a\)](#) in operation at 1.10.2021 by [S.R. 2021/247](#), [art. 2](#), [Sch.](#)

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13. In Schedule 9 (certain applications to court)—

- (a) in the title, omit “or 59”,
- (b) in paragraph 1, omit “or 59”, and
- (c) in paragraph 4, omit paragraph (d).

Commencement Information

I19 Sch. 1 para. 13 not in operation at Royal Assent, see [s. 47\(2\)](#)

Registration of Clubs (Northern Ireland) Order 1996

14. The Registration of Clubs Order is amended as follows.

Commencement Information

I20 Sch. 1 para. 14 in operation at 27.8.2021, see [s. 47\(1\)\(d\)](#)

15.—(1) Article 2 (interpretation) is amended as follows.

- (2) In paragraph (2), omit the definition of “children’s certificate”.
- (3) After paragraph (4) insert—

“(5) In this Order (other than Part 4A) any reference to a district commander for a police district includes a reference to any other member

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of the Police Service of Northern Ireland nominated by the district commander.”.

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- I21** Sch. 1 para. 15 not in operation at Royal Assent, see [s. 47\(2\)](#)
I22 Sch. 1 para. 15(1)(3) in operation at 1.10.2021 by S.R. 2021/247, art. 2, [Sch.](#)

16. In Article 16(5) (alteration of register of clubs), for “Department” substitute “Department of Justice”.

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- I23** Sch. 1 para. 16 in operation at 27.8.2021, see [s. 47\(1\)\(d\)](#)

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17. In Article 32(5) (prohibition on young persons from bars: exception where meal being eaten), in sub-paragraph (a), after “a meal” insert “consisting of at least a main course and”.

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- I24** Sch. 1 para. 17 not in operation at Royal Assent, see [s. 47\(2\)](#)

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18. In Article 52(1) (modifications of Schedules), for “, 4 and 5” substitute “and 4”.

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- I25** Sch. 1 para. 18 not in operation at Royal Assent, see [s. 47\(2\)](#)

19. In Schedule 1 (provisions to be included in club rules), after paragraph 13 (day membership at sporting clubs) insert—

“**13A.** But paragraph 13 entitles a person to use facilities of the club on the day in question only if the person also engages in sporting activities of the club on that day; and paragraph 14 applies subject to this paragraph.”.

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- I26** Sch. 1 para. 19 not in operation at Royal Assent, see [s. 47\(2\)](#)
I27 [Sch. 1 para. 19](#) in operation at 1.10.2021 by [S.R. 2021/247](#), art. 2, [Sch.](#)

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20. In Schedule 2 (applications for grant of registration), omit paragraph 5.

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- I28** Sch. 1 para. 20 not in operation at Royal Assent, see [s. 47\(2\)](#)

SCHEDULE 2

Section 46

Repeals

Commencement Information

- I29** Sch. 2 not in operation at Royal Assent, see [s. 47\(2\)](#)
I30 [Sch. 2](#) in operation at 1.10.2021 for specified purposes by [S.R. 2021/247](#), art. 2, [Sch.](#)

Short Title	Extent of Repeal
Licensing (Northern Ireland) Order 1996	<p>In Article 2(2)—</p> <p>(a) the definition of “children’s certificate”, and</p> <p>(b) in the definition of “intoxicating liquor”, sub-paragraph (a) and, in the full-out words beneath sub-paragraph (e), “(a)”.</p> <p>In Article 30(7), the words “, Easter Day or Good Friday”.</p> <p>Article 34(1)(g).</p> <p>In Article 42(1)(a), the words “Good Friday or”.</p> <p>Article 42(1)(b) and the following “and”.</p>

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Short Title	Extent of Repeal
	In Article 42(2)(b), the words “or Easter Day”.
	In Article 44(6)(a), the words “Easter Day or Good Friday,”.
	In Article 45(1), the words “other than premises to which an order under Article 44 applies”.
	In Article 45(3)(a), the words “, Easter Day or Good Friday”.
	In Article 47(6)(a), the words “Easter Day or Good Friday,”.
	In Article 50(1), the words “or Easter Day”.
	Article 58(5)(b) and the following “and”.
	Article 58(7), (8) and (9).
	In Article 58(10)(a), the words “or (7)”.
	In Article 58(11), the words “or (8)”.
	Article 59.
	Article 60(5)(a).
	Article 76D(3) and (4).
	In Schedule 1, in paragraph 7, the words “or for a children’s certificate” and “or, as the case may be, the children’s certificate”.
	In Schedule 9—
	(a) in the title, the words “or 59”,
	(b) in paragraph 1, the words “or 59”, and
	(c) paragraph 4(d).
Registration of Clubs (Northern Ireland) Order 1996	In Article 2(2), the definition of “children’s certificate”.
	In Article 24(1)(a), the words “Good Friday or”.

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Short Title	Extent of Repeal
	Article 24(1)(b) and the following “and”.
	In Article 24(1)(c), “Sunday or”.
	In Article 24(2)(a)(i), the words “Good Friday or”.
	Article 24(2)(a)(ii).
	Article 24(2)(b) and the following “and”.
	Article 25(b) and the preceding “or”.
	In Article 26(3), the words “, Easter Day or Good Friday”.
	Article 32(4)(b) and the following “and”.
	Article 32(6), (7) and (8).
	In Article 32(9)(a), the words “or (6)”.
	In Article 32(9)(b), the words “or (8)”.
	In Article 32(10), the words “or (7)”.
	In Article 32(11), the words “or (7)”.
	Article 33.
	In Schedule 2, paragraph 5.
	Schedule 5.

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