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STATUTORY RULES OF NORTHERN IRELAND

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**2021 No. 339**

**The Magistrates' Courts (Licensing)  
(Amendment) Rules (Northern Ireland) 2021**

**Citation and Commencement**

1. These Rules may be cited as the Magistrates' Courts (Licensing) (Amendment) Rules (Northern Ireland) 2021 and shall come into operation on 4th January 2022.

**Amendment to the Magistrates' Courts (Licensing) Rules (Northern Ireland) 1997**

2. The Magistrates' Courts (Licensing) Rules (Northern Ireland) 1997(1) are amended as follows:

(1) In Rule 4—

- (a) in paragraph (2), after “Article 44 (for an order for additional permitted hours)” insert “or under Article 44A (for an order for further additional permitted hours),”;
- (b) after “16,”, insert “16A,”;
- (c) after paragraph (2), insert—

“(2A) Where on such application the applicant intends also to make an application under Article 44 or Article 44A, a copy of the pages of the newspapers bearing the notices referred to in paragraph 2A of Schedule 9, endorsed with the date on which they were published, shall be lodged with the clerk of petty sessions a reasonable time before the hearing of the application.”

(2) In Rule 5(4), after sub-paragraph (b) insert—

“(ba) for an order under Article 44A(2) other than on renewal;”.

(3) In the title to Part VIII, after “hours” insert “and further additional permitted hours”.

(4) In rule 11—

- (a) in paragraph (1), after “2” insert “, 2A”;
- (b) after paragraph (2), insert-

“(2A) A copy of the pages of the newspapers bearing the notices referred to in paragraph 2A of Schedule 9, endorsed with the date on which they were published, shall be lodged with the clerk of petty sessions a reasonable time before the hearing of the application.”

(5) After rule 11, insert—

**“Applications for further additional permitted hours where an order under Article 44 applies**

**11A.**—(1) Notice of an application for an order for further additional permitted hours, in accordance with Article 44A and paragraphs 2, 2A and 3 of Schedule 9, shall be in Form 16A.

(2) A copy of the pages of the newspapers bearing the notices referred to in paragraph 2A of Schedule 9, endorsed with the date on which they were published, shall be lodged with the clerk of petty sessions a reasonable time before the hearing of the application.

(3) Notice of intention to object to the making of an order for further additional permitted hours in accordance with paragraphs 4 and 5 of Schedule 9, shall be in Form 21.”.

(6) In the Schedule—

(a) in Form 16—

(i) in note 3, omit “Easter Day or Good Friday”;

(ii) in note 5, after “performing.” insert “An Article 44 order may not continue to be used for the provision of entertainment or refreshment after the latest time that intoxicating liquor may be consumed on the premises.”;

(b) after Form 16, insert the form in the Schedule to these Rules;

(c) in Form 18, in note 5, omit “Easter Day or Good Friday”;

(d) in Form 21—

(i) in the title, after “(order for additional permitted hours)]” insert “[Article 44A (order for further additional permitted hours)]”;

(ii) after “(order for additional permitted hours)]”, insert “[an order under Article 44A of the Licensing (Northern Ireland) Order 1996 (order for further additional permitted hours)]”; and

(iii) after note 3(b), insert—

“(ba) in the case of an application under Article 44A, any of the grounds mentioned in Article 44A(5) and (7);”.

*Nigel Broderick  
Ciaran McQuillan  
Cathy Hughes  
Eoghan McKenna*

Dated 29th November 2021

In exercise of the powers conferred by Article 13 of the Magistrates’ Courts (Northern Ireland) Order 1981, I allow these Rules.

Sealed with the Official Seal of the Department of Justice on 9th December 2021



*Naomi R Long*  
Minister of Justice