



Licensing Act 1964

1964 CHAPTER 26

PART VIII

SUSPENSION OF LICENCES BY REASON OF WAR CIRCUMSTANCES

136 Extinguishment of old on-licence in suspense on reference to compensation authority

- (1) Subject to section 125 of this Act, where licensing justices are of opinion, with reference to an old on-licence which is in suspense at the time of their general annual licensing meeting, that, if the licence had then been in force for all purposes and an application for its renewal had been made at that meeting, the question of renewal would have required consideration on grounds other than those on which they could have refused it, they shall refer to the compensation authority the question of the extinguishment of the licence together with their report thereon.
- (2) The compensation authority shall consider any report made to them under this section and may extinguish the licence to which any such report relates, but shall not to do so without giving an opportunity to be heard—
 - (a) to the persons interested in the licensed premises ; and
 - (b) unless it appears to the compensation authority unnecessary, to any other persons appearing to them to be interested, including the licensing justices.
- (3) On the extinguishment of an old on-licence under this section the like compensation shall be paid as would have been payable if the compensation authority had refused to renew the licence; and sections 14, 17(6) and 38 of this Act shall apply with the requisite modifications in relation to the extinguishment of old on-licences under this section as they apply in relation to the refusal of the renewal of such licences by the compensation authority.