



Licensing Act 2003

2003 CHAPTER 17

PART 6

PERSONAL LICENCES

Conviction of licence holder for relevant offence

131 Court's duty to notify licensing authority of convictions

- (1) This section applies where a person who holds a personal licence ("the relevant person") is convicted, by or before a court in England and Wales, of a relevant offence in a case where—
 - (a) the relevant person has given notice under section 128 (notification of personal licence), or
 - (b) the court is, for any other reason, aware of the existence of that personal licence.
- (2) The appropriate officer of the court must (as soon as reasonably practicable)—
 - (a) send to the relevant licensing authority a notice specifying—
 - (i) the name and address of the relevant person,
 - (ii) the nature and date of the conviction, and
 - (iii) any sentence passed in respect of it, including any order made under section 129, and send a copy of the notice to the relevant person.
- (3) Where, on an appeal against the relevant person's conviction for the relevant offence or against the sentence imposed on him for that offence, his conviction is quashed or a new sentence is substituted for that sentence, the court which determines the appeal must (as soon as reasonably practicable) arrange—
 - (a) for notice of the quashing of the conviction or the substituting of the sentence to be sent to the relevant licensing authority, and
 - (b) for a copy of the notice to be sent to the relevant person.

Status: This is the original version (as it was originally enacted).

- (4) Where the case is referred to the Court of Appeal under section 36 of the Criminal Justice Act 1988 (c. 33) (review of lenient sentence), the court must cause—
- (a) notice of any action it takes under subsection (1) of that section to be sent to the relevant licensing authority, and
 - (b) a copy of the notice to be sent to the relevant person.
- (5) For the purposes of subsection (2) “the appropriate officer” is—
- (a) in the case of a magistrates' court, the clerk of the court, and
 - (b) in the case of the Crown Court, the appropriate officer;
- and section 141 of the Magistrates' Courts Act 1980 (c. 43) (meaning of “clerk of a magistrates' court”) applies in relation to this subsection as it applies in relation to that section.