



Licensing Act 2003

2003 CHAPTER 17

PART 3

PREMISES LICENCES

Grant of premises licence

16 Applicant for premises licence

- (1) The following persons may apply for a premises licence—
- (a) a person who carries on, or proposes to carry on, a business which involves the use of the premises for the licensable activities to which the application relates,
 - (b) a person who makes the application pursuant to—
 - (i) any statutory function discharged by that person which relates to those licensable activities, or
 - (ii) any function discharged by that person by virtue of Her Majesty's prerogative,
 - (c) a recognised club,
 - (d) a charity,
 - (e) the proprietor of an educational institution,
 - (f) a health service body,
 - (g) a person who is registered under Part 2 of the Care Standards Act 2000 (c. 14) in respect of an independent hospital,
 - (h) the chief officer of police of a police force in England and Wales,
 - (i) a person of such other description as may be prescribed.
- (2) But an individual may not apply for a premises licence unless he is aged 18 or over.
- (3) In this section—
“charity” has the same meaning as in section 96(1) of the Charities Act 1993 (c. 10);

Status: This is the original version (as it was originally enacted).

“educational institution” means—

- (a) a school, or an institution within the further or higher education sector, within the meaning of section 4 of the Education Act 1996 (c. 56), or
- (b) a college (including any institution in the nature of a college), school, hall or other institution of a university, in circumstances where the university receives financial support under section 65 of the Further and Higher Education Act 1992 (c. 13);

“health service body” means—

- (a) an NHS trust established by virtue of section 5 of the National Health Service and Community Care Act 1990 (c. 19),
- (b) a Primary Care Trust established by virtue of section 16A of the National Health Service Act 1977 (c. 49), or
- (c) a Local Health Board established by virtue of section 16BA of that Act;

“independent hospital” has the same meaning as in section 2(2) of the Care Standards Act 2000 (c. 14);

“proprietor”—

- (a) in relation to a school within the meaning of section 4 of the Education Act 1996, has the same meaning as in section 579(1) of that Act, and
- (b) in relation to an educational institution other than such a school, means the governing body of that institution within the meaning of section 90(1) of the Further and Higher Education Act 1992; and

“statutory function” means a function conferred by or under any enactment.