



# Police Reform and Social Responsibility Act 2011

## 2011 CHAPTER 13

### PART 2

#### LICENSING

#### CHAPTER 1

##### AMENDMENTS OF THE LICENSING ACT 2003

##### *Reducing the evidential burden on licensing authorities*

#### **109 Reducing the burden: premises licences**

- (1) The Licensing Act 2003 is amended as set out in subsections (2) to (14).
- (2) In section 18 (determination of application for premises licence)—
  - (a) in subsection (3)(b), for “necessary” substitute “appropriate”, and
  - (b) in subsection (4)(a)(i), for “necessary” substitute “appropriate”.
- (3) In section 22(2) (prohibited conditions: plays), for “necessary” substitute “appropriate”.
- (4) In section 25A(6) (grant of premises licence: supply of alcohol from community premises), for “necessary” substitute “appropriate”.
- (5) In section 31 (determination of application for provisional statement)—
  - (a) in subsection (3)(b), for “necessary” substitute “appropriate”, and
  - (b) in subsection (3)(c)(ii), for “necessary” substitute “appropriate”.
- (6) In section 35(3)(b) (determination of application to vary premises licence), for “necessary” substitute “appropriate”.

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*Status: This is the original version (as it was originally enacted).*

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- (7) In section 39(3)(b) (determination of application to vary premises licence to specify premises supervisor), for “necessary” substitute “appropriate”.
- (8) In section 41D(5) (variation of premises licence: supply of alcohol from community premises), for “necessary” substitute “appropriate”.
- (9) In section 44(5)(b) (determination of transfer application), for “necessary” substitute “appropriate”.
- (10) In section 48(3)(b) (cancellation of interim authority notice following police objections), for “necessary” substitute “appropriate”.
- (11) In section 52(3) (determination of application for review of premises licence), for “necessary” substitute “appropriate”.
- (12) In section 53B(8)(a) (supplementary provision about review of premises licence), for “necessary” substitute “appropriate”.
- (13) In section 53C(2)(b) (review of premises licence following review notice), for “necessary” substitute “appropriate”.
- (14) In section 177(5) (dancing and live music in certain small premises), for “necessary” substitute “appropriate”.
- (15) The amendments made by this section (other than subsection (10)) apply in relation to applications relating to premises licences that are made on or after the commencement of this section.
- (16) The amendment made by subsection (10) of this section applies in relation to interim authority notices that are given on or after the commencement of this section.