STATUTORY INSTRUMENTS

2005 No. 44

LICENCES AND LICENSING

The Licensing Act 2003 (Hearings) Regulations 2005

Made	12th January 2005
Laid before Parliament	13th January 2005
Coming into force	7th February 2005

THE LICENSING ACT 2003 (HEARINGS) REGULATIONS 2005

- 1. Citation and commencement
- 2. Interpretation
- 3. Scope
- 4. Period of time within which hearing to be held
- 5. Hearings to be held under the provisions listed in column...
- 6. Notice of hearing
- 7. Information to accompany notice of hearing
- 8. Action following receipt of notice of hearing
- 9. Right to dispense with hearing if all parties agree
- 10. Withdrawal of representations
- 11. Power to extend time etc.
- 12. (1) Subject to regulation 13, an authority may—
- 13. An authority may not exercise its powers under regulations 11...
- 14. Hearing to be public
- 15. Right of attendance, assistance and representation
- 16. Representations and supporting information
- 17. Members of the authority may ask any question of any...
- 18. In considering any representations or notice made by a party...
- 19. The authority shall disregard any information given by a party...
- 20. Failure of parties to attend the hearing
- 21. Procedure at hearing
- 22. At the beginning of the hearing, the authority shall explain...
- 23. A hearing shall take the form of a discussion led...
- 24. The authority must allow the parties an equal maximum period...
- 25. The authority may require any person attending the hearing who...
- 26. Determination of applications
- 27. Where a hearing has been dispensed with in accordance with...
- 28. Notification of determination
- 29. Where the authority notifies a party of its determination, the...

- 30. Record of proceedings
- 31. Irregularities
- 32. In any case of such an irregularity, the authority shall,...
- 33. Clerical mistakes in any document recording a determination of the...
- 34. Notices Signature

SCHEDULE 1 —

SCHEDULE 2 —

SCHEDULE 3 —

SCHEDULE 4 — Meaning of "determination"

- The determination of the authority is the outcome of its...
- 1. the relevant representations as defined in section 18(6), in accordance...
- 2. the relevant representations as defined in section 31(5), in accordance...
- 3. the relevant representations as defined in section 35(5), in accordance...
- 4. a notice given under section 37(5), in accordance with section...
- 5. a notice given under section 42(6), in accordance with section...
- 6. a notice given under section 48(2), in accordance with section...
- 7. an application made in accordance with section 51 and any...
- 8. the relevant representations as defined in section 72(7), in accordance...
- 9. the relevant representations as defined in section 85(5), in accordance...
- 10. an application made in accordance with section 87 and any...
- 11. a notice given under section 104(2), in accordance with section...
- 12. a notice given under section 120(5), in accordance with section...
- 13. a notice given under section 121(3), in accordance with section...
- 14. a notice given under section 124(3), in accordance with section...
- 15. the matters referred to in section 167(5)(a), in accordance with...
- 16. the notice given under paragraph 3(2) or (3) of Schedule...
- 17. the notice given under paragraph 15(2) or (3) of Schedule...18. the notice given under paragraph 25(2) of Schedule 8, in...

Explanatory Note

Changes to legislation:

There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Licensing Act 2003 (Hearings) Regulations 2005. Any changes that have already been made by the team appear in the content and are referenced with annotations. View outstanding changes

Changes and effects yet to be applied to :

- Instrument excl by S.I. 2007/173 reg 3
- Sch. 1 entry 15A words inserted by S.I. 2012/2551 reg. 10
- schs 23 am by S.I. 2007/2502 reg 3
- Sch. 2 entry 15A words inserted by S.I. 2012/2551 reg. 11
- Sch. 3 entry 15 words inserted by S.I. 2012/2551 reg. 12
- Regulations applied (with modifications) by 2003 c. 17, s. 172K(4)-(6) (as inserted) (temp.) by 2020 c. 16 s. 11(2)
- regs 23 am by S.I. 2007/2502 reg 3
- reg. 5 substituted by S.I. 2012/2551 reg. 7
- reg 6 am by S.I. 2005/78 reg 2
- reg 6 am by S.I. 2007/2502 reg 3
- reg. 6(1) words substituted by S.I. 2021/356 reg. 8(4)(a)
- reg 8 am by S.I. 2007/2502 reg 3
- reg. 12(2) words inserted by S.I. 2021/356 reg. 8(5)(a)
- reg. 12(3) words inserted by S.I. 2021/356 reg. 8(5)(c)
- reg. 20(4) words substituted by S.I. 2021/356 reg. 8(6)(a)
- reg 26 am by S.I. 2007/2502 reg 3
- reg. 26(2) words inserted by S.I. 2012/2551 reg. 8(a)
- reg. 28(1) words substituted by S.I. 2012/2551 reg. 9(a)
- reg. 34(2) words substituted by S.I. 2014/2341 reg. 2(2)(a)

Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

- Sch. 4 para. 15A words inserted by S.I. 2012/2551 reg. 13
- reg. 2(2A) inserted by S.I. 2021/356 reg. 8(2)
- reg. 4(1) reg. 4 renumbered as reg. 4(1) by S.I. 2021/356 reg. 8(3)(a)
- reg. 4(1) words substituted by S.I. 2021/356 reg. 8(3)(b)
- reg. 4(2)(2A) inserted by S.I. 2021/356 reg. 8(3)(c)
- reg. 6(1A) inserted by S.I. 2021/356 reg. 8(4)(b)
- reg. 12(2A) inserted by S.I. 2021/356 reg. 8(5)(b)
- reg. 12(3A) inserted by S.I. 2021/356 reg. 8(5)(d)
- reg. 20(4A) inserted by S.I. 2021/356 reg. 8(6)(b)
- reg. 26(3) added by S.I. 2012/2551 reg. 8(b)
- reg. 28(3) added by S.I. 2012/2551 reg. 9(b)
- reg. 34(4) added by S.I. 2014/2341 reg. 2(2)(b)