
STATUTORY INSTRUMENTS

2016 No. 790

The Pubs Code etc. Regulations 2016

PART 10

Miscellaneous

Flow monitoring devices

51.—(1) A pub-owning business must not subject a tied pub tenant to any detriment, or impose any liabilities on the tenant, as a result of any reading taken from a flow monitoring device, without additional evidence in connection with the purchase and stock of alcohol at the tied pub.

(2) A “flow monitoring device” means a device which is at the tied pub at the direction of the pub-owning business—

- (a) to measure the amount of alcohol⁽¹⁾ being sold by the tied pub tenant; and
- (b) for the purposes of verifying that the tenant does not sell alcohol at the tied pub in contravention of the terms of the tenancy or licence.

Commencement Information

11 Reg. 51 in force at 21.7.2016, see [reg. 1\(b\)](#)

⁽¹⁾ Section 68(9) of SBEEA 2015 defines “alcohol”.

Changes to legislation:

There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Pubs Code etc. Regulations 2016. 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 the whole Instrument associated Parts and Chapters:

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

- reg. 29(3)(d) inserted by [S.I. 2022/341 Sch. 2 para. 5\(3\)](#)
- reg. 29(5A) inserted by [S.I. 2022/341 Sch. 2 para. 5\(4\)](#)
- reg. 30(3) inserted by [S.I. 2022/341 Sch. 2 para. 6\(3\)](#)
- reg. 32A-32C inserted by [S.I. 2022/341 Sch. 2 para. 9](#)
- reg. 3333A substituted for reg. 33 by [S.I. 2022/341 Sch. 2 para. 10](#)
- reg. 39(4)(h) inserted by [S.I. 2022/341 Sch. 2 para. 14\(4\)](#)
- reg. 44(d) inserted by [S.I. 2022/341 Sch. 2 para. 15](#)
- reg. 45A inserted by [S.I. 2022/341 Sch. 2 para. 16](#)
- reg. 58(1)(b)(ba) substituted for reg. 58(1)(b) by [S.I. 2022/341 Sch. 2 para. 19](#)
- reg. 60(1)(c)(ii)(ia) substituted for reg. 60(1)(c)(ii) by [S.I. 2022/341 Sch. 2 para. 20](#)