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## STATUTORY INSTRUMENTS

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# 1992 No. 235

## The Tourism (Northern Ireland) Order 1992

### PART IV

#### REGULATION OF TOURIST ACCOMMODATION

##### **Revocation of certificate on inspection other than statutory inspection**

**16.**—(1) The Board may, in addition to any statutory inspection, cause a certified tourist establishment to be inspected by an officer of the Board at any time.

(2) Where on an inspection of a certified tourist establishment under this Article it appears to an officer of the Board that—

- (a) the establishment does not meet the criteria prescribed under Article 12(5) in relation to the statutory category specified in the certificate in force in relation to that establishment; or
- (b) any condition subject to which that certificate was issued has not been complied with,

the Board shall issue and serve on the proprietor of that establishment a notice revoking that certificate.

(3) A notice under paragraph (2)—

- (a) shall be in the prescribed form;
- (b) shall specify—
  - (i) in a case to which sub#paragraph ( a ) of paragraph (2) applies, the criteria with which the establishment does not comply and the reasons why it does not comply with those criteria;
  - (ii) in a case to which sub#paragraph ( b ) of that paragraph applies, the condition which has not been complied with;

(c) shall specify the date (not being less than 30 days from the date on which the notice is served) on which the certificate shall be revoked;

(d) shall draw the proprietor's attention to the effect of Articles 14, 18 and 19.

(4) A notice under paragraph (2) shall, unless rescinded under Article 18 or quashed under Article 19, have effect to revoke a certificate on the date specified in the notice in accordance with paragraph (3)( c ) notwithstanding that on that date a review of the issue of that notice is pending under Article 18 or an appeal against that notice is pending under Article 19.

[<sup>F1</sup>(5) Where on an inspection of a certified tourist establishment under this Article it appears to an officer of the Board appropriate to do so, the officer may by notice served on the proprietor of the establishment amend or add to any conditions subject to which the certificate in respect of the establishment has been issued.

(6) Where such a notice is served the certificate shall have effect as from the time of service as if it had been issued subject to the amended or additional conditions.]

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**Changes to legislation:** *The Tourism (Northern Ireland) Order 1992, Section 16 is up to date with all changes known to be in force on or before 23 August 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

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**F1** Art. 16(5)(6) inserted (11.4.2011) by Tourism (Amendment) Act (Northern Ireland) 2011 (c. 3), **ss. 3(2), 6(4)**; S.R. 2011/106, **art. 2**

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

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

- [art. 11\(1\)\(c\)\(iv\)](#) inserted by [2011 c. 3 \(N.I.\) s. 4\(1\)](#)