

**Changes to legislation:** The Licensing (Northern Ireland) Order 1996, SCHEDULE 10 is up to date with all changes known to be in force on or before 22 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

## SCHEDULES

### <sup>F1</sup>SCHEDULE 10

Articles 47, 85.

#### APPLICATIONS FOR EXTENSION LICENCES

**F1** Sch. 10 para. 1A inserted (6.4.2022 for specified purposes, 1.6.2022 in so far as not already in operation) by Licensing and Registration of Clubs (Amendment) Act (Northern Ireland) 2021 (c. 7), ss. 11(10)(a), 47(2); S.R. 2022/63, art. 2, Sch.; S.R. 2022/133, art. 2, Sch.

1. In this Schedule “licence” means an extension licence.

[<sup>F1A</sup> In this Schedule authorisation” means an authorisation under Article 52F [<sup>F2</sup>or 58B] .]

**F2** Words in Sch. 10 para. 1A inserted (6.4.2022) by Licensing and Registration of Clubs (Amendment) Act (Northern Ireland) 2021 (c. 7), ss. 14(5), 47(2); S.R. 2022/63, art. 2, Sch.

2. A person who intends to make an application for the grant of a licence [<sup>F3</sup>or authorisation] shall, not less than 2 weeks before the time when he wishes the application to be considered, serve notice of the application upon the clerk of petty sessions and at the same time serve a copy of the notice upon—

- (a) the sub-divisional commander of the police sub-division in which the premises to which the application relates are situated; and
- (b) the district council for the district in which the premises are situated.

**F3** Words in Sch. 10 para. 2 inserted (6.4.2022 for specified purposes, 1.6.2022 in so far as not already in operation) by Licensing and Registration of Clubs (Amendment) Act (Northern Ireland) 2021 (c. 7), ss. 11(10)(b), 47(2); S.R. 2022/63, art. 2, Sch.; S.R. 2022/133, art. 2, Sch.

3. The notice mentioned in paragraph 2 shall be in such form and shall contain such information as may be prescribed by magistrates' courts rules.

4. The sub-divisional commander mentioned in paragraph 2(a) and the district council mentioned in paragraph 2(b) may appear at the hearing of the application and object to the granting of the licence [<sup>F4</sup>or authorisation] .

**F4** Words in Sch. 10 para. 4 inserted (6.4.2022 for specified purposes, 1.6.2022 in so far as not already in operation) by Licensing and Registration of Clubs (Amendment) Act (Northern Ireland) 2021 (c. 7), ss. 11(10)(c), 47(2); S.R. 2022/63, art. 2, Sch.; S.R. 2022/133, art. 2, Sch.

5. A person intending to object under paragraph 4 shall, not later than such time as may be specified in the notice as the time when the applicant wishes the application to be considered, serve upon the applicant and the clerk of petty sessions notice of his intention to object, briefly stating his grounds for so doing.

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6. The court or, as the case may be, the clerk of petty sessions, may consider the application notwithstanding that the procedure set out in this Schedule has not been complied with if, having regard to the circumstances, it is reasonable to do so.

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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. 57B inserted by 2011 c. 18 \(N.I.\) s. 5](#)