
DRAFT STATUTORY INSTRUMENTS

2013 No.

The Licensing Act 2003 (Descriptions of Entertainment) (Amendment) Order 2013

Amendment to descriptions of entertainment

2.—(1) Paragraph 2 of Schedule 1 to the 2003 Act (descriptions of entertainment) is amended as follows.

(2) In sub-paragraph (1), for the words from “the entertainment takes place” to the end substitute “the following conditions are satisfied (so far as relevant)”.

(3) After that sub-paragraph insert—

“(1A) The first condition is that the entertainment—

- (a) takes place in the presence of an audience, and
- (b) is provided for the purpose, or for purposes which include the purpose, of entertaining that audience.

(1B) The second condition is relevant only to a performance of a play, and is that one or more of the following applies—

- (a) the audience consists of more than 500 persons;
- (b) the entertainment takes place before 8am on any day;
- (c) the entertainment takes place after 11pm on any day.

(1C) The third condition is relevant only to an indoor sporting event, and is that one or more of the following applies—

- (a) the audience consists of more than 1000 persons;
- (b) the entertainment takes place before 8am on any day;
- (c) the entertainment takes place after 11pm on any day.

(1D) The fourth condition is relevant only to a performance of dance, and is that one or more of the following applies—

- (a) the audience consists of more than 500 persons;
- (b) the entertainment takes place before 8am on any day;
- (c) the entertainment takes place after 11pm on any day;
- (d) the entertainment is relevant entertainment within the meaning of paragraph 2A of Schedule 3 to the Local Government (Miscellaneous Provisions) Act 1982 (meaning of “sexual entertainment venue”).

(1E) So much of any entertainment of a description specified in paragraphs (a) to (h) of sub-paragraph (1) as does not satisfy the conditions in sub-paragraphs (1A) to (1D) (so far as relevant) is not to be regarded as falling within sub-paragraph (1).⁽¹⁾

(4) In sub-paragraph (2), for “in sub-paragraph (1)” substitute “in this paragraph”.

(1) 1982 c. 30; paragraph 2A was added by section 27(1) and (3) of the Policing and Crime Act 2009 (c. 26).

Draft Legislation: This is a draft item of legislation. This draft has since been made as a UK Statutory Instrument: The Licensing Act 2003 (Descriptions of Entertainment) (Amendment) Order 2013 No. 1578
