



Licensing Act 1964

1964 CHAPTER 26

PART III

PERMITTED HOURS

Special hours certificates

79 Licensing authority's certificate of suitability of club premises for music and dancing

- (1) If, on an application by the secretary of a club with regard to any premises in respect of which the club is or proposes to be registered and which are situated in any area which is subject to statutory regulations for music and dancing, the licensing authority under those regulations are satisfied that the premises (whether or not they are kept or intended to be kept for dancing, music or other public entertainment of the like kind) in all other respects fulfil the authority's requirements for the grant of a music and dancing licence, the authority may grant a certificate for the premises under this section.
- (2) The authority may grant a certificate under this section on such terms, and subject to such conditions or restrictions, as they think fit; and, subject to the following provisions of this section, the certificate shall remain in force for such period as may be specified therein.
- (3) The authority may, on the application of the secretary of the club, from time to time renew a certificate granted under this section; and subsections (1) and (2) of this section shall apply to the renewal as they apply to the grant of a certificate.
- (4) The authority may, on the application of the secretary of the club, waive or modify any condition or restriction subject to which a certificate has been granted or renewed under this section.
- (5) If, while a certificate under this section is in force, it appears to the authority—
 - (a) that any condition or restriction subject to which the certificate was granted or last renewed, as the case may be, has not been complied with or, in the

Status: This is the original version (as it was originally enacted).

case of a condition or restriction that has been modified under subsection (4) of this section, that the condition or restriction as so modified has not been complied with, and

- (b) that the condition or restriction has not been waived under that subsection, the authority may give the secretary of the club notice in writing that they propose to revoke the certificate, specifying the ground upon which they propose to revoke it, and shall give him an opportunity of being heard by a person appointed by the authority for the purpose.
- (6) The authority may, not less than seven days after the giving of a notice under subsection (5) of this section and, if the secretary avails himself of the opportunity of being heard, after considering the report of the person appointed to hear the secretary, revoke the certificate.
- (7) Where the licensing justices are the licensing authority under the statutory regulations for music and dancing, the preceding provisions of this section shall have effect with the omission in subsection (5) of the words " by a person appointed by the authority for the purpose " and with the substitution in subsection (6) for the words " after considering the report of the person appointed to hear the secretary " of the words " after hearing the secretary ".