



# Police Reform and Social Responsibility Act 2011

## 2011 CHAPTER 13

### PART 2

#### LICENSING

### CHAPTER 1

#### AMENDMENTS OF THE LICENSING ACT 2003

##### *Removing the vicinity test*

#### **105 Premises licences: who may make relevant representations**

- (1) The Licensing Act 2003 is amended as set out in subsections (2) to (9).
- (2) In section 13 (authorised persons, interested parties and responsible authorities)—
  - (a) in the title, omit “, interested parties”,
  - (b) in subsection (1), omit ““interested party”,”, and
  - (c) omit subsection (3).
- (3) In section 17(5) (application for premises licence)—
  - (a) in paragraph (a)(ii), for “interested parties” substitute “persons who live, or are involved in a business, in the relevant licensing authority’s area and who are”,
  - (b) after paragraph (a) insert—
    - “(aa) require the relevant licensing authority to advertise the application within the prescribed period—
      - (i) in the prescribed form, and

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*Status: This is the original version (as it was originally enacted).*

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- (ii) in a manner which is prescribed and is likely to bring the application to the attention of the persons who are likely to be affected by it; and”, and”
  - (c) in paragraph (c), for “interested parties and responsible authorities” substitute “responsible authorities and other persons”.
- (4) In section 18(7) (determination of application for premises licence)—
- (a) in paragraph (a), for “an interested party or responsible authority” substitute “a responsible authority or other person”, and
  - (b) in paragraph (c), for “an interested party (who is not also a responsible authority)” substitute “a person who is not a responsible authority”.
- (5) In section 31(6) (determination of application for provisional statement)—
- (a) in paragraph (a), for “an interested party or responsible authority” substitute “a responsible authority or other person”, and
  - (b) in paragraph (c), for “an interested party (who is not also a responsible authority)” substitute “a person who is not a responsible authority”.
- (6) In section 35(6) (determination of application to vary premises licence)—
- (a) in paragraph (a), for “an interested party or responsible authority” substitute “a responsible authority or other person”, and
  - (b) in paragraph (c), for “an interested party (who is not also a responsible authority)” substitute “a person who is not a responsible authority”.
- (7) In section 41B(2)(b)(ii) (determination of application for minor variation of premises licence), for “an interested party” substitute “any other person”.
- (8) In section 41D(6) (variation of premises licence: supply of alcohol from community premises), for paragraph (b) substitute—
- “(b) subsection (6)(c) were omitted.”.
- (9) In section 194 (index of defined expressions), omit the entry for the expression “interested party, in Part 3”.
- (10) In section 33 of the Policing and Crime Act 2009 (individual members of licensing authorities to be interested parties), omit subsection (1).
- (11) The amendments made by this section apply in relation to applications relating to premises licences that are made on or after the commencement of this section.