

---

*Changes to legislation: There are currently no known outstanding effects for the Welfare of Animals Act (Northern Ireland) 2011, PART 1. (See end of Document for details)*

---

## SCHEDULES

### SCHEDULE 2

#### REGULATIONS UNDER SECTION 12

#### **PART 1**

#### LICENCES FOR THE PURPOSES OF SECTION 12

##### *Introductory*

**1** This Part has effect in relation to regulations under section 12(7) about licences for the purposes of section 12.

##### *Licensing authority*

**2** Regulations shall provide for the licensing authority to be—

- (a) a council; or
- (b) the Department.

**3** Where the licensing authority is a council, regulations may require the council to have regard in carrying out its functions under the regulations to such guidance as may be issued by the Department.

##### *Period of licence*

**4** Regulations may, in particular—

- (a) make provision about the period for which licences are to be granted;
- (b) make provision, in connection with the death of the holder of a licence, for the continuation in force of the licence for such period and subject to such conditions as the regulations may provide.

**5** Regulations may not provide for licences to be granted for a period of more than 3 years.

##### *Exercise of licensing functions*

**6** Regulations may, in particular—

---

*Changes to legislation: There are currently no known outstanding effects for the Welfare of Animals Act (Northern Ireland) 2011, PART 1. (See end of Document for details)*

---

- (a) require a licensing authority not to grant a licence unless satisfied as to a matter specified in the regulations;
- (b) require a licensing authority to have regard, in deciding whether to grant a licence, to a matter specified in the regulations.

**7** Regulations must make provision requiring a licensing authority not to grant a licence authorising the carrying on of an activity on specific premises unless the premises have been inspected as the regulations may provide.

#### *Grant of licence subject to conditions*

**8.—(1)** Regulations may, in particular, make provision for the grant of a licence subject to conditions.

- (2) Provision of the kind mentioned in sub-paragraph (1) may—
  - (a) enable a licensing authority to attach conditions to a licence;
  - (b) require a licensing authority to attach to a licence conditions specified in the regulations.

#### *Breach of licence condition*

**9.—(1)** Regulations may provide for breach of a condition of a licence to be an offence.

(2) Regulations may provide that an offence of breach of condition of a licence is to be treated as a relevant offence for the purposes of section 22.

(3) Regulations may apply a relevant post-conviction power in relation to conviction for an offence of breach of condition of a licence.

#### *Appeals*

**10** Regulations may, in particular, make provision for appeals in relation to decisions of a licensing authority under the regulations.

#### *Fees*

**11** Regulations may include provision for fees or other charges in relation to the carrying out of functions of the licensing authority under the regulations.

**Changes to legislation:**

There are currently no known outstanding effects for the Welfare of Animals Act (Northern Ireland) 2011, PART 1.