



## 2014 CHAPTER 9

### *Renewal*

#### **Renewal of licence**

7.—(1) A person who holds a pavement café licence in respect of any premises may apply to the council in whose district the premises are situated for renewal of the licence.

(2) Sections 10 and 11 apply in relation to an application under this section.

(3) A council must grant an application for renewal of a pavement café licence which is made to it in accordance with this Act unless it considers that it ought to refuse the application on one or more of the grounds set out in section 4(2).

(4) Before deciding an application for renewal of a pavement café licence the council may consult such persons as it considers appropriate.

(5) In deciding an application for renewal of a pavement café licence, the council must take into account any representations relating to the application which are made by any person to the council within the period allowed for representations.

(6) Sections 5 and 6 (form, duration and conditions of licence) apply to a pavement café licence as renewed as they apply to a pavement café licence as initially granted.

(7) When renewing a pavement café licence, a council may vary the licence—

- (a) by varying the conditions (if any) specified in the licence under section 6(3);
- (b) by specifying new conditions under section 6(3);
- (c) by making a variation (within the meaning given by section 8(9)) of the area covered by the licence;

- (d) by exercising any power that the council has under section 17 to insert an alcohol condition in the licence;
  - (e) subject to subsection (9), by removing an alcohol condition from the licence.
- (8) The licence may be varied under subsection (7)(a) to (c) whether or not an application has been made under section 8 and whether or not the council has power under any other provision of this Act to make the variation concerned.
- (9) The licence may be varied under subsection (7)(e) only if an application under section 9 has been made and the council has decided in accordance with that section to remove the alcohol condition.
- (10) In this section “alcohol condition” has the same meaning as in section 17.