

---

## STATUTORY INSTRUMENTS

---

# 1996 No. 3158

## The Licensing (Northern Ireland) Order 1996

### PART III

#### PERMITTED HOURS

##### *The permitted hours*

#### [<sup>F1</sup>Orders under Article 44A: revocation, modification etc.]

**44B.**—(1) An order under Article 44A may be revoked or modified by a court of summary jurisdiction on the application of the holder of the licence.

(2) Where a court of summary jurisdiction is, in the case of premises in relation to which an order under Article 44A has been made, satisfied for the purposes of paragraph (3), the court may act under paragraph (4) in relation to the order.

(3) A court is satisfied for the purposes of this paragraph in the case of premises if, on a complaint made under Part 8 of the Magistrates' Courts (Northern Ireland) Order 1981, it is satisfied that, on a previous day specified in an order under Article 44A in relation to the premises—

- (a) the business carried on in the premises was conducted during the hours mentioned in paragraph (3) or (4) of Article 44A (as the case may be) or any period immediately following their termination in such a manner as to cause undue inconvenience to persons residing in the vicinity of the premises; or
  - (b) such hours caused undue inconvenience to persons residing in the vicinity of the premises; or
  - (c) in the case of a complaint made by the district commander for the police district in which the premises are situated, the specified part or parts of the premises were not used for the purposes mentioned in paragraph (3) or (5) of Article 44A (as the case may be).
- (4) The court may—
- (a) revoke the order under Article 44A that is referred to in paragraph (2) of this Article; or
  - (b) modify the order or, in relation to the order, the hours mentioned in paragraph (3) or (4) of Article 44A (as the case may be); or
  - (c) make the continuance of the order subject to such terms and conditions as the court thinks fit.]

**F1** Arts. 44A, 44B inserted (1.10.2021) by [Licensing and Registration of Clubs \(Amendment\) Act \(Northern Ireland\) 2021 \(c. 7\), ss. 3\(1\), 47\(2\)](#); S.R. 2021/247, art. 2, Sch.

**Changes to legislation:**

The Licensing (Northern Ireland) Order 1996, Section 44B is up to date with all changes known to be in force on or before 16 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

[View outstanding changes](#)

**Changes and effects yet to be applied to the whole Order associated Parts and Chapters:**

Whole provisions yet to be inserted into this Order (including any effects on those provisions):

- [art. 57B inserted by 2011 c. 18 \(N.I.\) s. 5](#)