
Changes to legislation: Licensing Act 2003, Paragraph 2A is up to date with all changes known to be in force on or before 19 April 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. (See end of Document for details) View outstanding changes

SCHEDULES

SCHEDULE 2

PROVISION OF LATE NIGHT REFRESHMENT

[^{F1}Exempt supplies: designated areas, descriptions of premises and times

Textual Amendments

F1 Sch. 2 para. 2A and cross-heading inserted (1.10.2015) by [Deregulation Act 2015 \(c. 20\)](#), **ss. 71(3), 115(7)**; [S.I. 2015/1732](#), art. 2(h)

- 2A (1) The supply of hot food or hot drink is an exempt supply for the purposes of paragraph 1(1) if it takes place—
- (a) on or from premises which are wholly situated in an area designated by the relevant licensing authority;
 - (b) on or from premises which are of a description designated by the relevant licensing authority; or
 - (c) during a period (beginning no earlier than 11.00 p.m. and ending no later than 5.00 a.m.) designated by the relevant licensing authority.
- (2) A licensing authority may designate a description of premises under sub-paragraph (1)(b) only if the description is one that is prescribed by regulations.
- (3) A designation under sub-paragraph (1) may be varied or revoked by the licensing authority that made it.
- (4) A licensing authority that makes, varies or revokes a designation under sub-paragraph (1) must publish the designation, variation or revocation.
- (5) In sub-paragraph (1) references to the “relevant licensing authority”, in relation to a supply of hot food or hot drink, are references to—
- (a) the licensing authority in whose area the premises on or from which the food or drink is supplied are situated, or
 - (b) where those premises are situated in the areas of two or more licensing authorities, any of those authorities.]

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

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

- Pt. 5A inserted by [2015 c. 20 s. 67\(2\)](#)Sch. 17
- s. 2(1A) inserted by [2015 c. 20 s. 67\(1\)](#)
- s. 10(4)(e) and word inserted by [2011 c. 13 s. 121\(3\)\(b\)](#)
- s. 140(2)(e) inserted by [2015 c. 20 s. 67\(4\)\(b\)](#)
- s. 141(2)(e) inserted by [2015 c. 20 s. 67\(5\)\(b\)](#)
- s. 143(2)(e) inserted by [2015 c. 20 s. 67\(6\)\(b\)](#)
- s. 144(2)(e) inserted by [2015 c. 20 s. 67\(7\)\(b\)](#)
- s. 147A(4)(c) inserted by [2015 c. 20 s. 67\(8\)\(b\)](#)
- s. 153(4)(d) inserted by [2015 c. 20 s. 67\(9\)\(b\)](#)
- s. 197(3)(cza) inserted by [2015 c. 20 s. 67\(12\)\(a\)](#)
- s. 197A197B inserted by [2011 c. 13 s. 121\(2\)](#)