

## STATUTORY INSTRUMENTS

# 1991 No. 1462

## The Cinemas (Northern Ireland) Order 1991

### Control of exhibitions

#### Grant, renewal and transfer of licence or consent

5.—(1) An applicant for the grant, renewal or transfer of a licence in respect of any premises shall give to—

- (a) the district council,
- <sup>F1</sup>(b) the [<sup>F2</sup>Fire and Rescue Service Board] , and
- (c) the appropriate sub-divisional commander,

not less than 28 days' notice of his intention to make the application.

(2) The district council may in such cases as it thinks fit, after consulting with<sup>F1</sup>the [<sup>F2</sup>Fire and Rescue Service Board] and the appropriate sub-divisional commander, grant an application for the grant, renewal or transfer of a licence notwithstanding the fact that the applicant has failed to give notice in accordance with paragraph (1).

(3) In considering any application for the grant, renewal or transfer of a licence, the district council shall have regard to any observations submitted to it<sup>F1</sup> by the [<sup>F2</sup>Fire and Rescue Service Board] or by the appropriate sub-divisional commander.

(4) Unless revoked under Article 14, a licence shall remain in force for one year or for such shorter period as the district council on the grant of the licence may determine.

(5) A district council may transfer any licence granted by it to such other person as it thinks fit.

(6) Where, before the date of expiry of a licence, an application has been made for its renewal or transfer, the licence shall be deemed to remain in force or, as the case may require, to have effect with any necessary modifications until the determination of the application by the district council or the withdrawal of the application.

(7) There shall be paid in respect of the grant, renewal or transfer of a licence such fees as may be fixed by the district council not exceeding—

- (a) in the case of a grant or renewal for one year,<sup>F3</sup> £600.00];
- (b) in the case of a grant or renewal for any less period,<sup>F3</sup> £200.00] for each month for which the licence is granted or renewed but so that the aggregate of the fees payable in any year does not exceed<sup>F3</sup> £600.00]; or
- (c) in the case of a transfer,<sup>F3</sup> £120.00].

(8) The Department may by order amend paragraph (7) so as to vary any sum specified in that paragraph or so as to provide that any sum payable under that paragraph shall cease to be so payable.

(9) An order under paragraph (8) shall be subject to negative resolution.

**F1** prosp. rep by 1991 NI 12

**F2** Words in art. 5 substituted (1.7.2006) by Fire and Rescue Services (Northern Ireland) Order 2006 (S.I. 2006/1254 (N.I. 9)), arts. 1(3), 63(1), **Sch. 3 para. 17** (with arts. 49, 62); S.R. 2006/257, **art. 2(b)(d)**

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**Changes to legislation:** There are currently no known outstanding effects for the The Cinemas (Northern Ireland) Order 1991, Section 5. (See end of Document for details)

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**F3** SR 1992/168

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There are currently no known outstanding effects for the The Cinemas (Northern Ireland) Order 1991, Section 5.