



Licensing Act 1964 (repealed)

CHAPTER 26

LICENSING ACT 1964 (REPEALED)

PART I

THE GENERAL LICENSING SYSTEM

Justices' licences and provisions as to licensing justices

- 1 Justices' licences.
- 2 Licensing justices and districts.

Grant of justices' licence

- 3 Grant of justices' licence.
- 4 New licences.
- 5 Removals.
- 6 Provisional grant of new licence or removal.
- 7 Renewals.
- 8 Transfers.
- 8A Approval of prospective licensees.
- 9 Persons and premises disqualified for holding or receiving justices' licence.

Interim authorities

- 9A Interim authorities.
- 9B Supplementary provisions relating to interim authorities.

Protection orders

- 10 Protection orders.
- 11 Supplementary provisions relating to protection orders.

Changes to legislation: There are currently no known outstanding effects for the Licensing Act 1964 (repealed). (See end of Document for details)

Old on-licences

- 12 Restricted power of licensing justices to refuse renewal or transfer of old on-licences.
- 13, 14 The General Licensing System
- 15 Special removals of old on-licences.
- 16—18 The General Licensing System

Control of licensing justices over structure of licensed premises

- 19 Power to require structural alterations on renewal of on-licence.
- 20 Consent required for certain alterations to on-licensed premises.

Revocation of justices licenses

- 20A Revocation.

Appeals

- 21 Appeals.
- 22 Procedural provisions as to appeals.
- 23 Powers of quarter sessions on appeals.
- 24 The General Licensing System
- 25 Award of costs of licensing justices out of local funds.

Duration of Licences

- 26 Duration of licences.
- 27 Effect on duration of opposition to grant of licence.

Clerk and chief executive to licensing justices and fees

- 28 Clerk and designated officer for licensing justices.
- 29 Fees chargeable in licensing matters.

Register of Licences

- 30 Register of licences.
- 31 Convictions, forfeitures and disqualifications to be entered in register.
- 32 Registration of owner, etc.
- 33 Notice of conviction of licence holder to be given to registered owner.
- 34 Inspection of register.
- 35 Duty of licensing justices to have regard to entries in register.

Miscellaneous

- 36 Proof of justices' licence and provisions as to forgery thereof.
- 37 Power to extend existing on-licence to additional types of liquor.
- 38 The General Licensing System

PART II

SALE AND SUPPLY OF INTOXICATING LIQUOR IN CLUB PREMISES

Conditions for supply of intoxicating liquor by clubs

- 39 Conditions for supply of intoxicating liquor by clubs.

Changes to legislation: There are currently no known outstanding effects for the Licensing Act 1964 (repealed). (See end of Document for details)

Registered clubs

- 40 Registration of clubs.
- 41 Qualifications for registration.
- 42 Modification of registration qualifications for certain clubs.
- 43 Disqualification for and refusal of registration certificate.
- 44 Objections to and cancellation of registration certificate.
- 45 Inspection of premises before first registration.
- 46 Rights of fire authorities in connection with registration of clubs.
- 47 Power to order disqualification of premises.
- 48 Notification of alteration in rules of registered club.
- 49 Sale of intoxicating liquor by registered clubs.
- 50 Appeal to quarter sessions.
- 51 Register of clubs.
- 52 Provisions as to different premises of same club.
- 53 Penalty for false statements.
- 54 Search warrants.

Licensing of club premises

- 55 Licensing of club premises.

Miners' welfare institutes

- 56 Application of Part II to miners' welfare institutes.

Supplemental

- 57 Applications to magistrates' court under Part II.
- 58 Interpretation of Part II.

PART III

PERMITTED HOURS

Prohibition of sale, et cetera etc. of intoxicating liquor outside permitted hours

- 59 Prohibition of sale, etc. of intoxicating liquor outside permitted hours.

General provisions as to permitted hours

- 60 Permitted hours in licensed premises.
- 61 Orders varying permitted hours.
- 62 Permitted hours in clubs.

Exceptions

- 63 Exceptions from prohibition of sale, etc. of intoxicating liquor outside permitted hours.

Restrictions on permitted hours in licensed premises

- 64 Seasonal licenses.
- 65 Six-day and early-closing licences.
- 66 Sunday closing in Wales and Monmouthshire.
- 67 Supplementary provisions for Welsh Sunday polls.

Changes to legislation: There are currently no known outstanding effects for the Licensing Act 1964 (repealed). (See end of Document for details)

Restriction orders with respect to licensed premises and clubs

- 67A Restriction orders.
- 67B Restriction orders: appeals
- 67C Revocation or variation of restriction orders.
- 67D Duty to post notice of restriction order on premises.

Extension of permitted hours in licensed premises and clubs

- 68 Extension of permitted hours in restaurants, etc.
- 69 Application of paragraph (a) or (b) of s. 68(1).
- 70 Extended hours in restaurants, etc. providing entertainment.
- 71 Orders of licensing justices under s. 70.
- 72 Orders of magistrates' court under s. 70.
- 73 Supplementary provisions as to orders under s. 70.
- 74 Exemption orders.
- 75 Procedural provisions as to exemption orders outside metropolitan area.

Special hours certificates

- 76 Permitted hours where special hours certificate in force.
- 77 Special hours certificates for licensed premises.
- 77A Provisional grant of special hours certificates by licensing justices
- 78 Special hours certificates for clubs.
- 78ZA Provisional grant of Special Hours Certificates by Magistrates' Court
- 78A Limitations on special hours certificates.
- 79 Licensing authority's certificate of suitability of club premises for music and dancing.
- 80 Special hours certificates limited to particular days or parts of the year.
- 81 Revocation of special hours certificates.
- 81A Special hours certificates: further powers to impose limitations as to hours.
- 81AA Special hours certificates: exclusion of Sundays in case of disturbance etc.
- 81B Special hours certificates: appeals
- 82 Special hours certificate and extension or exemption orders in respect of same premises.
- 83 Supplementary provisions as to special hours certificates.

Millennium licensing hours

- 83A Permitted Hours

Parties organised for gain

- 84 Prohibition of consumption of intoxicating liquor outside general licensing hours at parties organised for gain.
- 85 Supplemental provisions as to parties organised for gain.

Miscellaneous

- 86 Permitted hours in off-sales department of on-licensed premises.
- 86A International ports.
- 87 International airports.
- 87A Power to vary permitted hours in on-licensed vineyard premises.
- 88 Saving as to Sunday observance.

Changes to legislation: There are currently no known outstanding effects for the Licensing Act 1964 (repealed). (See end of Document for details)

Supplementary provisions

- 89 Duty of licensee to post notice where permitted hours modified.
- 90 Opening during permitted hours not obligatory.
- 91 Procedure of licensing justices.
- 92 Meaning of the magistrates' court in relation to clubs, and procedure on applications to magistrates' courts.

PART IV

RESTAURANTS AND GUEST HOUSES

- 93 Provisions as to grant of certain licences for restaurants, guest houses, etc.
- 94 Conditions attached to Part IV licences for restaurants, guest houses, etc.
- 95 Permitted hours in premises for which restaurant or residential and restaurant licence is in force.
- 96 Requirement of sitting accommodation for residential licence or residential and restaurant licence.
- 97 Restrictions concerning justices' licences for restaurants and guest-houses, etc.
- 98 Grounds for refusing applications for Part IV licences.
- 99 Application for Part IV licence in place of other on-licence.
- 100 Power of court to disqualify for Part IV licences on conviction of certain offences.
- 101 Supplementary provisions as to disqualification orders.

PART V

- 102
- 103
- 104—
- 107

PART VI

NEW TOWNS

- 108 Committee to determine distribution of licensed premises in new town.
- 109 Formulation and submission to Minister of proposals by committee.
- 110 Objections to and confirmation of proposals and power to revoke or vary.
- 111 Grant of new licences and removals in new towns.
- 112 Restriction on grant or variation of justices' licence for premises in new towns.
- 113 Temporary licensed premises.
- 114 Membership of committee not to disqualify licensing justice.
- 115 Development corporation to provide services for, and pay expenses of, committee.
- 116 Effect of transfer of development corporation's property to Commission for the New Towns.
- 117 Meaning of "new town" and effect of revocation or variation of order designating site of proposed new town.

Changes to legislation: There are currently no known outstanding effects for the Licensing Act 1964 (repealed). (See end of Document for details)

PART VII

LICENSING PLANNING AREAS

- 118 Licensing planning areas.
- 119 Licensing planning committees.
- 120 Variation and abolition of licensing planning areas.
- 121 Submission and confirmation of proposals.
- 122 Planning removals.
- 123 Limitations on power to grant or vary licences in licensing planning areas.
- 124 Extinguishment of licences in licensing planning areas.
- 125 Old on-licences in licensing planning areas.
- 126 Temporary premises.
- 127, 128 Licensing Planning Areas
- 129 Regulations.
- 130 Membership of licensing planning committee not to disqualify licensing justice.
- 131 Licensing Planning Areas

PART VIII

SUSPENSION OF LICENCES BY REASON OF WAR CIRCUMSTANCES

- 132 Suspension of licence where business discontinued owing to war circumstances.
- 133 Restoration to full force of licence in suspense.
- 134 Extinguishment of licence in suspense when suspension no longer justified.
- 135 Extinguishment of licence in suspense on grounds of conduct or fitness.
- 136 Suspension of Licences by reason of War Circumstances
- 137 Discontinuance of business taking place during proceedings for renewal.
- 138 Transfer of licence in suspense to owner of licensed premises.
- 139 Appeals to quarter sessions.
- 140 Rules, etc.

PART IX

SUSPENSION OF LICENCES BY REASON OF COMPULSORY ACQUISITION, ETC.

- 141 Suspension of justices' licence where licensed premises compulsorily acquired or temporary premises cease to be available.
- 142 Restoration to full force of licence in suspense.
- 143 Extinguishment of licence in suspense when suspension no longer justified.
- 144 Extinguishment of licence in suspense on other grounds.
- 145 Transfer of licence in suspense.
- 146 Appeals to quarter sessions.
- 147 Rules, etc.

PART X

SEAMEN'S CANTEENS

*Changes to legislation: There are currently no known outstanding effects
for the Licensing Act 1964 (repealed). (See end of Document for details)*

Canteen licences

- 148 Licences for seamen's canteens authorising the holding of retailer's on-licences.
- 149 Grant of canteen licences.
- 150 Provisional canteen licences.
- 150A Variation of description of intoxicating liquor authorised to be sold.
- 151 Renewal of canteen licences.
- 152 Transfer of canteen licences.
- 153 Alterations to canteen premises.
- 153A Revocation of canteen licences.
- 154 Rights of appeal.

Sale and supply of intoxicating liquor in licensed canteens

- 155 Prohibition of sale, etc. of intoxicating liquor in canteens outside permitted hours.
- 156 Permitted hours in licensed canteen.
- 156A Restriction orders.
- 157 Prohibition of sale or supply of intoxicating liquor in canteens for consumption off the premises.

Supplementary

- 158 Seamen's Canteens
- 159 Seamen's Canteens

PART XI

GENERAL PROVISIONS REGULATING SALE, ETC., POSSESSION AND DELIVERY OF INTOXICATING LIQUOR

- 160 Selling liquor without licence.
- 161 Selling liquor in breach of conditions of licence.
- 162 Keeping on premises of liquor of kind not authorised by licence.
- 163 Delivery from vehicles, etc.
- 164 Penalty for breach of terms of off-licence.
- 165 General Provisions Regulating Sale, , Possession and Delivery of Intoxicating Liquor
- 166 Restriction on credit sales.
- 167 Saving for liqueur chocolates.

PART XII

PROTECTION OF PERSONS UNDER EIGHTEEN AND OTHER PROVISIONS AS TO CONDUCT OF LICENSED PREMISES AND LICENSED CANTEENS.

Persons under eighteen

- 168 Children prohibited from bars.
- 168A Children's certificates.
- 169A Sale of intoxicating liquor to a person under 18.
- 169B Allowing the sale of intoxicating liquor to a person under 18.
- 169C Purchase of intoxicating liquor by or for a person under 18.
- 169D Exception to the section 169A-C offences.
- 169E Consumption of intoxicating liquor by a person under 18.
- 169F Delivery of intoxicating liquor to a person under 18.

Changes to legislation: There are currently no known outstanding effects for the Licensing Act 1964 (repealed). (See end of Document for details)

- 169G Sending a person under 18 to obtain intoxicating liquor.
- 169H Penalty for offences.
- 169I Enforcement role for weights and measures authorities in relation to certain offences
- 169 Serving or delivering intoxicating liquor to or for consumption by persons under 18.
- 170 Persons under 18 not to be employed in bars.
- 170A Employment in bars under approved training schemes
- 171 Exclusion from sections 168 to 170 of bars while in regular use for service of table meals.
- 171A Prohibition of unsupervised off-sales by persons under 18.

Preservation of order

- 172 Licence holder not to permit drunkenness, etc.
- 172A Other persons in authority not to permit drunkenness etc.
- 173 Procuring drink for drunken person.
- 174 Power to exclude drunkards, etc., from licensed premises.
- 175 Prostitutes not to be allowed to assemble on licensed premises.
- 176 Permitting licensed premises to be a brothel.
- 177 Gaming on licensed premises.

Offences in relation to constables

- 178 Offences in relation to constables.

Application to seamen's canteens and occasional licences

- 179 Application of Part XII to seamen's canteens and premises for which occasional licence is in force.

PART XIII

MISCELLANEOUS

Closure of certain licensed premises due to disorder or disturbance.

- 179A Closure order
- 179B Consideration of closure order by certain justices
- 179C Extensions of closure order
- 179D Cancellation of closure order
- 179E Revocation of justices' licence etc. after closure order
- 179F Procedural requirements
- 179G Rights of appeal
- 179H Enforcement
- 179I Exemption from liability for certain damages
- 179J Offences by body corporate
- 179K Interpretation of sections 179A to 179K

Other

- 180 Consent to grant of occasional licence.
- 181 Miscellaneous
- 181A Sales to or by persons under 18 of intoxicating liquor on wholesale premises.

Changes to legislation: There are currently no known outstanding effects for the Licensing Act 1964 (repealed). (See end of Document for details)

- 182 Relaxation, with respect to licensed premises, of law relating to music and dancing licences and billiards.
- 183 Name of holder of licence, etc., to be affixed to licensed premises.
- 184 Communication between licensed premises and places of public resort.
- 185 Licence or exemption order to be produced on demand.
- 186 Right of constables to enter premises.
- 187 Search warrant.
- 188 Closing of licensed premises in case of riot.
- 189 Temporary licence pending appeal against conviction.
- 190 Magistrates' courts, etc. not to sit in licensed premises.
- 191 Procedure for amending certain rules of clubs established before 3rd August 1961.

PART XIV

SUPPLEMENTAL

- 192 Jurisdiction of justices.
- 192A Power of justices at licensing sessions to act in divisions.
- 193 Disqualification of justices.
- 193A Power of clerk to licensing justices to grant unopposed renewals of justices' licences and canteen licences.
- 193AA Power of clerk to licensing justices to grant certain transfers etc.
- 193B Power of licensing justices to award costs.
- 194 Prosecution of offences and disposal of forfeited goods.
- 195 Application of s. 194 to offences under Licensing Act 1872 and Licensing Act 1902.
- 196 Proof of sale or consumption of intoxicating liquor.
- 196A Extension to certain proceedings under this Act of section 97 of the Magistrates' Courts Act 1980.
- 197 Service of notices, etc.
- 198 Orders, rules and regulations.
- 199 Exemptions and savings.
- 200 Meaning of "licensed premises" in this Act and s. 12 of Licensing Act 1872.
- 201 Interpretation of other expressions.
- 202 Application to Isles of Scilly.
- 203 †Amendments, transitional provisions and repeals.
- 204 Short title, commencement and extent.

SCHEDULES

SCHEDULE 1 — Constitution and Procedure of Licensing Justices

Part I — LICENSING COMMITTEES

- 1 Constitution and Procedure of Licensing Justices
 - 2 Constitution and Procedure of Licensing Justices
 - 2A Constitution and Procedure of Licensing Justices
 - 3 Constitution and Procedure of Licensing Justices
 - 4 Constitution and Procedure of Licensing Justices
 - 5 Constitution and Procedure of Licensing Justices
 - 6 Constitution and Procedure of Licensing Justices
- ###### Part II — LICENSING SESSIONS
- 7 Constitution and Procedure of Licensing Justices

Changes to legislation: There are currently no known outstanding effects for the Licensing Act 1964 (repealed). (See end of Document for details)

- 8 Constitution and Procedure of Licensing Justices
- 9 Constitution and Procedure of Licensing Justices
- 10 Constitution and Procedure of Licensing Justices
- 11 Constitution and Procedure of Licensing Justices

SCHEDULE 2 — Applications for Justices’ Licences

- 1 Applications for Justices’ Licences
- 2 Applications for Justices’ Licences
- 3 Applications for Justices’ Licences
- 4 Applications for Justices’ Licences
- 5 Applications for Justices’ Licences
- 6 Applications for Justices’ Licences
- 7 Applications for Justices’ Licences
- 8 Applications for Justices’ Licences
- 9 Applications for Justices’ Licences

SCHEDULES 3 and 4 — . . .

.

SCHEDULE 5 — Requirements to be Complied With by Club’s Application for Registration Certificate

- 1 Requirements to be Complied With by Club’s Application for Registration Certificate
- 2 Requirements to be Complied With by Club’s Application for Registration Certificate
- 3 Requirements to be Complied With by Club’s Application for Registration Certificate
- 4 Requirements to be Complied With by Club’s Application for Registration Certificate
- 5 Requirements to be Complied With by Club’s Application for Registration Certificate
- 6 Requirements to be Complied With by Club’s Application for Registration Certificate
- 7 Requirements to be Complied With by Club’s Application for Registration Certificate
- 8 Requirements to be Complied With by Club’s Application for Registration Certificate

SCHEDULE 6 — Procedure on Applications and Complaints relating to Registration Certificates

Part I — ISSUE, RENEWAL AND SURRENDER OF REGISTRATION CERTIFICATES

Applications, et cetera

- 1 Procedure on Applications and Complaints relating to Registration Certificates
- 2 Procedure on Applications and Complaints relating to Registration Certificates
- 3 Procedure on Applications and Complaints relating to Registration Certificates
- 4 Procedure on Applications and Complaints relating to Registration Certificates

*Changes to legislation: There are currently no known outstanding effects
for the Licensing Act 1964 (repealed). (See end of Document for details)*

5 Procedure on Applications and Complaints relating to Registration
Certificates

Objections, et cetera

6 Procedure on Applications and Complaints relating to Registration
Certificates

7 Procedure on Applications and Complaints relating to Registration
Certificates

8 Procedure on Applications and Complaints relating to Registration
Certificates

9 Procedure on Applications and Complaints relating to Registration
Certificates

10 Procedure on Applications and Complaints relating to Registration
Certificates

11 Procedure on Applications and Complaints relating to Registration
Certificates

12 Procedure on Applications and Complaints relating to Registration
Certificates

Part II — COMPLAINT FOR CANCELLATION OR VARIATION OF
REGISTRATION CERTIFICATE

13 Procedure on Applications and Complaints relating to Registration
Certificates

14 Procedure on Applications and Complaints relating to Registration
Certificates

15 Procedure on Applications and Complaints relating to Registration
Certificates

Part III — GENERAL

16 Procedure on Applications and Complaints relating to Registration
Certificates

17 Procedure on Applications and Complaints relating to Registration
Certificates

18 Procedure on Applications and Complaints relating to Registration
Certificates

SCHEDULE 7 — Provisions as to Club Rules

Management of club

1 Provisions as to Club Rules

General meetings

2 Provisions as to Club Rules

Membership

3 Provisions as to Club Rules

Meaning of “elective committee”

4 Provisions as to Club Rules

SCHEDULE 8 — Polls in Wales and Monmouthshire

... Polls in Wales and Monmouthshire

Changes to legislation: There are currently no known outstanding effects for the Licensing Act 1964 (repealed). (See end of Document for details)

- Polls in Wales and Monmouthshire
- Polls in Wales and Monmouthshire
- Polls in Wales and Monmouthshire
- Polls in Wales and Monmouthshire
- (1) Polls in Wales and Monmouthshire
- Polls in Wales and Monmouthshire
- () Polls in Wales and Monmouthshire
 - POLLS IN WALES AND MONMOUTHSHIRE

POLLS IN WALES AND MONMOUTHSHIRE

.....

POLLS IN WALES AND MONMOUTHSHIRE

.....
.....

Polls in Wales and Monmouthshire
Polls in Wales and Monmouthshire

Polls in Wales and Monmouthshire
Polls in Wales and Monmouthshire
Polls in Wales and Monmouthshire
Polls in Wales and Monmouthshire
Polls in Wales and Monmouthshire
Polls in Wales and Monmouthshire

POLLS IN WALES AND MONMOUTHSHIRE

.....

POLLS IN WALES AND MONMOUTHSHIRE

.....

SCHEDULE 8A — Procedure for Making, Varying or Revoking Restriction Orders
Part I — APPLICATIONS TO LICENSING JUSTICES

Notice of application

- 1 Procedure for Making, Varying or Revoking Restriction Orders

Objections to applications for variation or revocation

- 2 Procedure for Making, Varying or Revoking Restriction Orders

Evidence

- 3 Procedure for Making, Varying or Revoking Restriction Orders

Changes to legislation: There are currently no known outstanding effects for the Licensing Act 1964 (repealed). (See end of Document for details)

Part II — APPLICATIONS TO MAGISTRATES' COURTS

Notice of application

- 4 Procedure for Making, Varying or Revoking Restriction Orders

Objections to applications for variation or revocation

- 5 Procedure for Making, Varying or Revoking Restriction Orders

SCHEDULE 8B — ...

Millennium licensing hours

- 1 ...

Millennium restriction orders

- 2 ...

Applications for Millennium restriction orders: licensing justices

- 3 ...

Applications for Millennium restriction orders: magistrates' courts

- 4 ...

Millennium restriction orders: appeals

- 5 ...

Duty to post notice of Millennium restriction order on premises

- 6 ...

SCHEDULE 9 — ...

.....

SCHEDULE 10 — Committee for New Town

- 1 Committee for New Town
- 2 Committee for New Town
- 3 Committee for New Town
- 4 Committee for New Town
- 5 Committee for New Town
- 6 Committee for New Town
- 7 Committee for New Town

SCHEDULE 11 — Licensing Planning Committees

General provisions

- 1 Licensing Planning Committees
- 2 Licensing Planning Committees
- 3 Licensing Planning Committees
- 4 Licensing Planning Committees
- 5 Licensing Planning Committees

Changes to legislation: There are currently no known outstanding effects for the Licensing Act 1964 (repealed). (See end of Document for details)

- 6 Licensing Planning Committees
- 7 Licensing Planning Committees
- 8 Licensing Planning Committees
- 9 Licensing Planning Committees
- 10 Licensing Planning Committees
- 11—16 Licensing Planning Committees

SCHEDULE 12 — Applications for Grant and Transfer of Canteen Licences

Applications for grant of licences

- 1 Applications for Grant and Transfer of Canteen Licences
- 2 Applications for Grant and Transfer of Canteen Licences

Applications for transfers and confirmation of transfers

- 3 Applications for Grant and Transfer of Canteen Licences
- 4 Applications for Grant and Transfer of Canteen Licences
- 5 Applications for Grant and Transfer of Canteen Licences

General

- 6 Applications for Grant and Transfer of Canteen Licences

SCHEDULE 12A — Children’s Certificates: Supplementary Provisions

Applications

- 1 Children’s Certificates: Supplementary Provisions
- 2 Children’s Certificates: Supplementary Provisions

Refusal

- 3 Children’s Certificates: Supplementary Provisions

Conditions

- 4 Children’s Certificates: Supplementary Provisions

When operational

- 5 Children’s Certificates: Supplementary Provisions

Duration

- 6 Children’s Certificates: Supplementary Provisions
- 7 Children’s Certificates: Supplementary Provisions
- 8 Children’s Certificates: Supplementary Provisions
- 9 Children’s Certificates: Supplementary Provisions

Appeals

- 10 Children’s Certificates: Supplementary Provisions
- 11 Children’s Certificates: Supplementary Provisions

SCHEDULE 13 — . . .

.....

Changes to legislation: There are currently no known outstanding effects
for the Licensing Act 1964 (repealed). (See end of Document for details)

SCHEDULE 14 — Transitional Provisions

- 1 Transitional Provisions
- 2 Transitional Provisions
- 3 Transitional Provisions
- 4 Transitional Provisions
- 5 Transitional Provisions
- 6 Transitional Provisions
- 7 Transitional Provisions
- 8 Transitional Provisions

SCHEDULE 15 — . . .

.

Changes to legislation:

There are currently no known outstanding effects for the Licensing Act 1964 (repealed).