1988 No. 202 (C. 7)

LICENSING

The Licensing (1987 Order) (Commencement No. 3) Order (Northern Ireland) 1988

Made . . . . . 7th June 1988

The Department of Health and Social Services, in exercise of the powers conferred on it by Article 1(2) of the Licensing (Northern Ireland) Order 1987(**a**), paragraph 2(1) of Schedule 1 to the Northern Ireland Act 1974(**b**) and of all other powers enabling it in that behalf, hereby makes the following order:

Citation and interpretation

1.—(1) This order may be cited as the Licensing (1987 Order) (Commencement No. 3) Order (Northern Ireland) 1988.

(2) In this order "the Order" means the Licensing (Northern Ireland) Order 1987 and "the Act" means the Licensing Act (Northern Ireland) 1971(**c**).

Appointed day

2. Subject to Articles 3 and 4 the day appointed for the coming into operation of the provisions of the Order not yet in operation is 1st July 1988.

Appointed day for Article 7 of the Order

3.—(1) Subject to paragraphs (2) and (3) the appointed day for the coming into operation of Article 7 of the Order, so far as it relates to premises mentioned in section 45(7) of the Act in respect of which on or after 1st July 1988 a court grants a licence or declares such a licence to be final is 1st July 1988.

(2) The appointed day for the amendment made by Article 7(1) of the Order to section 29(1) of the Act so far as it relates to the making of an application by a person applying for the renewal of a licence for premises mentioned in section 45(7) of the Act, for an order under section 29 of the Act is 1st July 1988 and, so far as it relates to a court by such order specifying any part of those premises as being suitable for functions is 1st October 1988.

(3) Except as provided by paragraph (1), the appointed day for the coming into operation of Article 7(2) (amendment of provisions of the Act relating to extension licences) is 1st October 1988.

(a) S.I. 1987/1277 (N.I. 13)
(b) 1974 c. 28
(c) 1971 c. 13 (N.I.)

Appointed day for Article 9(2) and (3) of the Order

4.—(1) Subject to paragraphs (2) and (3), the appointed day for the coming into operation of Article 9(2) and (3) of the Order is 1st October 1988.

(2) The appointed day for Article 9(2) and (3) of the Order so far as it relates to premises mentioned in section 45(7)(*c*) of the Act is 1st July 1988 and so far as it relates to premises mentioned in section 45(7)(*a*) and (*b*) of the Act in respect of which on or after 1st July 1988 a court grants a licence or declares such a licence to be final is 1st July 1988.

(3) For the purpose of enabling an application to be made under section 45 of the Act (additional permitted hours) by a person who is the holder of a licence immediately before 1st July 1988 for premises which are or include premises to which section 45(7)(*a*) or (*b*) of the Act applies, the appointed day is 1st July 1988.

Sealed with the Official Seal of the Department of Health and Social Services on 7th June 1988.

(L.S.) *R. McMurray*
Assistant Secretary

EXPLANATORY NOTE

(This note is not part of the Order.)

This order brings into operation the remaining provisions of the Licensing (Northern Ireland) Order 1987 which amend the Licensing Act (Northern Ireland) 1971.

The provisions brought in relate to the provision of accommodation in certain public houses (Article 4); notice of applications for licences etc., and imposition of certain conditions on such applications (Article 5); occasional licences (Article 6); extension licences (Article 7); additional hours in public houses, hotels and restaurants (Article 9(2) and (3)); provisions for suspension of licences (Article 12) and other miscellaneous amendments (Article 13).

NOTE AS TO EARLIER COMMENCEMENT ORDERS

(This note is not part of the Order.)

Provision	Date of Commencement	S.R. No.
Articles 1 and 2, 4(1)(*a*)(i) and (ii), 5(1)(*a*), (*c*), (*d*), (4)(*a*), (5)(*a*) (partially), (5)(*b*), 8, 9(1), 10, 11, 12 (partially), 13(1)(*b*), (3), (5)(*a*), (5)(*b*)(i) (partially), (5)(*b*)(ii), (6)(*a*)(i) (partially), (6)(*a*)(ii), (6)(*a*)(iv), (6)(*a*)(vi), (6)(*a*)(vii), (6)(*a*)(viii) (partially), (6)(*b*), (7) and (8), 14, 15 (partially) and the Schedule (partially).	1.10.87	1987/365 (C. 13)
Article 3	1.2.88	1988/2 (C. 2)