STATUTORY INSTRUMENTS

2026 No. 1078

LICENCES AND LICENSING

The Licensing Act 2003 (Applications of Potential Strategic Importance to Greater London etc and Consequential Amendment) Regulations 2026

Made - - - -	*12th October 2026*
Laid before Parliament	*13th October 2026*
Coming into force - -	*3rd November 2026*

The Secretary of State makes these Regulations in exercise of the powers conferred by sections 17A(5) and (6), 18(9A), 25B(5) and (8), 34A(5) and (6), 35(8), 41ZA(7) and (10), 54 and 197(2) of the Licensing Act 2003(**a**).

Citation, commencement, extent and application

1.—(1) These Regulations may be cited as the Licensing Act 2003 (Applications of Potential Strategic Importance to Greater London etc and Consequential Amendment) Regulations 2026.

(2) These Regulations come into force on 3rd November 2026.

(3) These Regulations extend to England and Wales.

(4) These Regulations apply in England only.

Interpretation

2. In these Regulations—

"the Act" means the Licensing Act 2003;

"GLA" means the Greater London Authority;

"the Premises Regulations" means the Licensing Act 2003 (Premises licences and club premises certificates) Regulations 2005(**b**).

(**a**) 2003 c. 17. Sections 17A, 25B, 34A and 41ZA were inserted, and sections 18, 35 and 54 were amended, by section 51 of, and Schedule 26 to, the English Devolution and Community Empowerment Act 2026 (c. 23).

(**b**) S.I. 2005/42. Regulation 21A was inserted by S.I. 2009/3159, regulation 26B was inserted by S.I. 2012/955 and regulation 27 was substituted by S.I. 2009/3159.

Potential strategic importance to Greater London

3.—(1) For the purposes of section 17A(3) of the Act, "application of potential strategic importance to Greater London" means a relevant licence application(**a**) which falls within any of the following—

(a) the Fee Band for the premises(**b**) to which the application relates is Fee Band D or E;

(b) the application proposes the use of the premises for any licensable activities(**c**) after 11pm on any day and the Fee Band for the premises to which the application relates is Fee Band B or C;

(c) the maximum number of persons the applicant proposes should, during the times when the licence authorises licensable activities to take place on the premises, be allowed on the premises at the same time is more than 5,000;

(d) the application is for a licence which is to have effect for a limited period of less than three months;

(e) the application is for a licence which includes the provision of regulated entertainment(**d**) in the form of the performance of live music and the Fee Band for the premises to which the application relates is Fee Band B or C.

(2) For the purposes of section 34A(3) of the Act, "application to vary of potential strategic importance to Greater London" means a relevant application(**e**) which falls within any of the following—

(a) the Fee Band for the premises to which the application relates is Fee Band D or E;

(b) the application proposes the use of the premises for any licensable activities after 11pm on any day and the Fee Band for the premises to which the application relates is Fee Band B or C;

(c) the maximum number of persons the applicant proposes should, during the times when the licence authorises licensable activities to take place on the premises, be allowed on the premises at the same time is more than 5,000;

(d) the application is for a variation of a licence which is to have effect for a limited period of less than three months;

(e) the application is for a variation of a licence which includes the provision of regulated entertainment in the form of the performance of live music and the Fee Band for the premises to which the application relates is Fee Band B or C.

(3) In this regulation, the "Fee Band" for a premises is the band determined for the premises under regulation 3 of, and Schedule 1 to, the Licensing Act 2003 (Fees) Regulations 2005(**f**).

Notice to GLA in relation to certain applications

4.—(1) A notice given to GLA under section 17A(1) or 34A(1) of the Act must be accompanied by a copy of the application to which the notice relates, together with any other plan, document or information which accompanied the application when it was submitted.

(2) A notice given to GLA in accordance with regulation 27 of the Premises Regulations in relation to an application is to be treated as satisfying the requirements of paragraph (1) for the same application.

(**a**) See section 17A(2) of the Licensing Act 2003 for the definition of "relevant licence application".
(**b**) See section 193(1) of the Licensing Act 2003 for the definition of "premises".
(**c**) See section 1 of the Licensing Act 2003 for the definition of "licensable activities".
(**d**) See Schedule 1 to the Licensing Act 2003 for what constitutes the provision of regulated entertainment.
(**e**) See section 34A(2) of the Licensing Act 2003 for the definition of "relevant application".
(**f**) S.I. 2005/79 to which there are amendments not relevant to this instrument.

Notice to interested parties: GLA's determination

5.—(1) A notice given to an interested party(**a**) under section 17A(3) or 34A(3) of the Act must—

(a) be given within the period of 10 working days(**b**) starting with the day after the day on which a valid notice was given to GLA,

(b) identify the application to which the notice relates,

(c) state that GLA considers the application is an application of potential strategic importance to Greater London or, as the case may be, an application to vary of potential strategic importance to Greater London and give the reasons for the determination, and

(d) summarise the effect of section 25B or, as the case may be, 41ZA of the Act.

(2) In this regulation a "valid notice" means a notice given in accordance with regulation 4 above or regulation 27 of the Premises Regulations and such a notice is not valid until all the documents which must accompany the notice have been provided.

Advertisement of GLA's determination

6.—(1) A London licensing authority(**c**) must advertise a notice received under section 17A(3) or 34A(3) of the Act—

(a) for a period of not less than five consecutive working days ending not later than the end of the last day of the consultation period;

(b) by publishing the information set out in paragraph (2).

(2) The information published under paragraph (1) must—

(a) identify the application to which the determination relates,

(b) state that GLA considers the application is an application of potential strategic importance to Greater London or, as the case may be, an application to vary of potential strategic importance to Greater London and include the reasons given by GLA in its notice under section 17A(3) or, as the case may be, 34A(3) of the Act, and

(c) summarise the effect of section 25B or, as the case may be, 41ZA of the Act.

(3) In this regulation the "consultation period" means the period during which a relevant application or, as the case may be, a relevant licence application must be advertised under regulation 26B of the Premises Regulations.

Notice to GLA of hearing in relation to PSI application

7.—(1) The information to be given to GLA under section 18(9A) or 35(8) of the Act is a notice—

(a) stating the date on, and time and place at, which the hearing is to be held,

(b) stating—

(i) the rights of a party to the hearing provided for in regulations 15 and 16 of the Licensing Act 2003 (Hearings) Regulations 2005(**d**),

(ii) the consequences if a party to the hearing under those Regulations does not attend or is not represented at the hearing,

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(**a**) See section 17A(7) or, as the case may be, 34A(7) of the Licensing Act 2003 for the definition of "interested party".
(**b**) See section 193(1) of the Licensing Act 2003 for the definition of "working day".
(**c**) See section 3(1A) of the Licensing Act 2003 for the definition of "London licensing authority". Section 3(1A) was inserted by section 51 of, and Schedule 26 to, the English Devolution and Community Empowerment Act 2026 (c. 23).
(**d**) S.I. 2005/44.

(iii) the procedure to be followed at the hearing,

(iv) any particular points on which the licensing authority considers that it will want clarification at the hearing from a party to the hearing, and

(c) setting out the relevant representations(**a**) which have been made.

(2) A notice under paragraph (1) must be given no later than 10 working days before the day or the first day on which the hearing is to be held.

(3) A notice given to GLA in accordance with regulation 6 of the Licensing Act 2003 (Hearings) Regulations 2005 in relation to a hearing is to be treated as satisfying the requirements of paragraph (1) for the same hearing.

Consequential amendment of the Licensing Act 2003 (Hearings) Regulations 2005

8.—(1) The Licensing Act 2003 (Hearings) Regulations 2005(**b**) are amended as follows.

(2) In regulation 2, after paragraph (1) insert—

"(1A) In these Regulations, a reference to a party includes the Greater London Authority if a London licensing authority has given specified information to the Greater London Authority, in relation to the hearing, under section 18(9A) or 35(8) of the Act.".

Notice to GLA following hearing

9. Within the period of five working days starting with the day after the last day of a hearing held in relation to an application of potential strategic importance to Greater London or an application to vary of potential strategic importance to Greater London, the London licensing authority must—

(a) give a statement to GLA setting out the details of any determination made at the hearing in relation to the application and the reasons for its determination;

(b) send to GLA a copy of the record of proceedings of the hearing and, if available, a copy of any recording of the hearing;

(c) send to GLA a copy of any notice given to the applicant under section 23 or 36 of the Act;

(d) send to GLA a copy of any officer's report given to members of the committee of the authority at the hearing;

(e) send to GLA a copy of any other document given to the committee at the hearing.

Time limit for Mayor of London's call in

10.—(1) Subject to paragraph (2), for the purposes of section 25B(5) or 41ZA(7) of the Act, the specified period in relation to an application is 20 working days starting with the day on which GLA receives the notice under section 25B(2) or, as the case may be, 41ZA(2) of the Act relating to that application.

(2) If a hearing was held in relation to the application, the specified period in relation to the application is 20 working days starting with the day on which the London licensing authority has complied with regulation 9.

(**a**) See section 18(6) or, as the case may be, 35(5) of the Licensing Act 2003 for the definition of "relevant representations".
(**b**) S.I. 2005/44 amended by S.I. 2005/78 and 2007/2502. There are other amending instruments, but none is relevant to this instrument.

Notice to interested parties: Mayor of London's decision

11. A notice given under section 25B(6) or 41ZA(8) of the Act must—

(a) be given no later than five working days after the day on which the Mayor of London makes a decision under section 25B(5) or, as the case may be, 41ZA(7) of the Act,

(b) identify the application to which the notice relates, and

(c) set out the Mayor of London's decision.

Advertisement of Mayor of London's decision

12.—(1) On receipt of a notice under section 25B(6) or 41ZA(8) of the Act, a London licensing authority must advertise the decision of the Mayor of London by publishing the information set out in paragraph (2).

(2) The information published under paragraph (1) must—

(a) identify the application to which the Mayor of London's decision relates, and

(b) set out the Mayor of London's decision.

(3) The authority must ensure the advertisement continues to be published until the licence to which it relates—

(a) is revoked,

(b) is surrendered, or

(c) in relation to a licence granted for a limited period, the period has ended.

Notice to GLA: intervening decision

13. A notice given to GLA under section 41ZC(2)(b) of the Act(**a**) must—

(a) be given no later than three working days after the day on which the London licensing authority makes the intervening decision(**b**),

(b) identify the application to which the notice relates, and

(c) set out the intervening decision to which the notice relates.

Giving of notices under these Regulations

14.—(1) Any notice or information under section 17A(1), 17A(3), 18(9A), 23(2A), 25B(2), 25B(6), 34A(1), 34A(3), 35(8), 41ZA(2), 41ZA(8) and 41ZC(2) of the Act(**c**) must be transmitted by electronic means in a form capable of being accessed, reproduced and stored by the recipient and legible in all material respects.

(2) In this regulation "legible in all material respects" means that the information contained in the notice is available to the recipient to no lesser extent than it would be if given by means of a document in written form.

Transitional provision

15. These Regulations do not apply in relation to a relevant licence application or relevant application which was made to a London licensing authority before the date on which these Regulations came into force.

(**a**) Section 41ZC was inserted by section 51 of, and Schedule 26 to, the English Devolution and Community Empowerment Act 2026 (c. 23).

(**b**) See section 41ZC(3) of the Licensing Act 2003 for the definition of "intervening decision".

(**c**) Sections 17A, 25B, 34A, 41ZA and 41ZC were inserted, and sections 18, 23 and 35 were amended, by section 51 of, and Schedule 26 to, the English Devolution and Community Empowerment Act 2026 (c. 23).

Review

16.—(1) The Secretary of State must from time to time—

(a) carry out a review of the operation and effect of these Regulations,

(b) set out the conclusions of the review in a report, and

(c) publish the report.

(2) The report must in particular—

(a) set out the objectives intended to be achieved by the functions of the Mayor of London in relation to an application of potential strategic importance to Greater London or an application to vary of potential strategic importance to Greater London under the Act, and

(b) assess the extent to which the objectives are achieved.

(3) The first report under this regulation must be published before the end of the period of two years beginning with the day on which these Regulations come into force.

(4) Subsequent reports under this regulation are to be published at intervals not exceeding five years.

Signed by authority of the Secretary of State for Housing, Communities and Local Government

Jim McMahon
Minister for Local Government, Devolution and Regional Growth
Ministry of Housing, Communities and Local Government

12th October 2026

EXPLANATORY NOTE

(This note is not part of the Regulations)

Section 51 of, and Schedule 26 to, the English Devolution and Community Empowerment Act 2026 (c. 23) amended the Licensing Act 2003 (c. 17) by inserting powers enabling the Mayor of London to call in and determine certain licensing applications of potential strategic importance to Greater London. These Regulations supplement those provisions.

Regulation 3 sets out the types of applications which are of potential strategic importance to Greater London ("PSI applications").

Regulation 4 specifies requirements in relation to notices to be given to the Greater London Authority in relation to certain licensing applications received by London licensing authorities.

Regulation 5 specifies requirements in relation to notices to be given to interested parties where the Greater London Authority determines a licensing application is a PSI application.

Regulation 6 specifies requirements in relation to the advertisement of the Greater London Authority's determination that a licensing application is a PSI application.

Regulation 7 specifies requirements in relation to notices to be given to the Greater London Authority where a London licensing authority has decided to hold a hearing in relation to a PSI application.

Regulation 8 makes a consequential amendment to the Licensing Act 2003 (Hearings) Regulations 2005 (S.I. 2005/44) to provide that the Greater London Authority is a party to hearings for the purposes of those Regulations.

Regulation 9 specifies the information which a London licensing authority must send to the Greater London Authority following the conclusion of such hearings.

Regulation 10 provides that the Mayor of London has 20 working days in which to decide and give notice as to whether a PSI application is to be called in for the Mayor's determination.

Regulation 11 specifies requirements in relation to the notice giving the Mayor of London's decision in respect of a PSI application.

Regulation 12 specifies requirements in relation to the advertisement of the Mayor of London's decision in relation to a PSI application.

Regulation 13 specifies requirements in relation to the notice given to the Greater London Authority where a London licensing authority has made an intervening decision.

Regulation 14 provides that certain notices under the Licensing Act 2003 must be transmitted by electronic means.

Regulation 15 provides that these Regulations do not apply to a licensing application made to a London licensing authority before these Regulations come into force.

Regulation 16 provides for the Regulations to be reviewed by the Secretary of State.

A full impact assessment has not been produced for this instrument as no, or no significant, impact on private, voluntary or the public sector is foreseen.

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