STATUTORY INSTRUMENTS

1962 No. 75

LICENSING (LIQUOR)

The Licensing (Extended Hours Orders) Rules, 1962

Made - - - - 12*th January*, 1962
Coming into Operation 1*st February*, 1962

In exercise of the powers conferred on me by subsection (12) of section 9 of the Licensing Act, 1961(a), I hereby make the following Rules:—

1.—(1) Subject to the provisions of these Rules, the procedure on the consideration by licensing justices of an application for the making or renewal of an extended hours order shall be as nearly as may be the same respectively as the procedure followed by the justices on the consideration of an application for the grant or renewal of a justices' licence, and any provisions of the Licensing Acts, 1953 to 1961, relating to procedure shall apply accordingly with any necessary modifications.

(2) The foregoing paragraph shall have effect for regulating the procedure on the consideration of an application for the revocation of an extended hours order as it has effect for regulating the procedure on the consideration of opposition to the renewal of such an order.

(3) Notwithstanding anything in the foregoing paragraphs, subsection (3) of section 11 of the Licensing Act, 1953 (which provides that, subject to a power of adjournment, justices shall not entertain an objection to renewal unless notice of intention to oppose has been given) shall not apply to any application relating to an extended hours order except an application for renewal (without variation).

2.—(1) Licensing justices shall not hear an application for the revocation of an extended hours order unless the chief officer of police has given notice, not less than seven days before the day of the licensing sessions, to the holder of the justices' licence for the premises to which the order relates and to the clerk to the licensing justices.

(2) A notice under this Rule shall be in writing and shall state the ground on which the chief officer of police will rely in his application for the revocation of the order.

3.—(1) An extended hours order shall be in the form set out in Part I of the Schedule to these Rules or in a form to the like effect.

(2) An order by way of renewal (without variation) of an extended hours order may be endorsed on that order in the form set out in Part II of the said Schedule or in a form to the like effect.

4.—(1) In these Rules the expression "extended hours order" means an order under subsection (4) of section 9 of the Licensing Act, 1961, providing for extended hours in licensed premises providing entertainment.

(2) The Interpretation Act, 1889(b), shall apply to the interpretation of these Rules as it applies to the interpretation of an Act of Parliament.

(a) 9 & 10 Eliz. 2. c. 61. (b) 52 & 53 Vict. c. 63.

5. These Rules may be cited as the Licensing (Extended Hours Orders) Rules, 1962, and shall come into operation on 1st February, 1962.

R. A. Butler,
One of Her Majesty's Principal Secretaries of State.

Home Office,
Whitehall.
12th January, 1962.

SCHEDULE

PART I

LICENSING ACT, 1961

Order under section 9 (4) of the Licensing Act, 1961

At the licensing sessions held at on the day of , 19 , for the [division of in the county of] [[county] borough of].

The licensing justices for the said [division] [borough] hereby order that the permitted hours in the licensed premises known as shall be extended for the purposes of section 9 of the Licensing Act, 1961, as provided in the Schedule to this order.

SCHEDULE

[*Where applicable:* This order applies to the following parts of the premises—(*specify the parts or refer to a plan annexed to the order*).]

Day	Time to which permitted hours extended
[*Specify the weekdays and if the order is limited under section 9 (4) to a particular period or periods of the year specify the period(s).*]	

(Official seal or stamp of licensing justices or signature of majority of justices present)

PART II

LICENSING ACT, 1961

Renewal of order under section 9 (4) of the Licensing Act, 1961

(To be endorsed on the order)

At the licensing sessions held at on the day of , 19 , for the [division of in the county of] [[county] borough of].

The licensing justices for the said [division] [borough] hereby make an order by way of renewal of the order herein contained.

(Official seal or stamp of licensing justices or signature of majority of justices present)

EXPLANATORY NOTE

(This Note is not part of the Rules, but is intended to indicate their general purport.)

These Rules prescribe the procedure to be followed by licensing justices in the exercise of their powers under section 9 of the Licensing Act, 1961 (which enables them to extend the permitted hours on weekdays in licensed premises where musical or other entertainment is provided).