



Applying for a Review of a Premises Licence or Club Premises Certificate

Status of this Leaflet

This is not statutory guidance and does not form any part of the Licensing Authority's Policy (which is available separately). The leaflet does not replace the Act or any statutory guidance issued under it, so reference should always be made to that before submitting applications.

General

The review provisions of the Licensing Act 2003 were included to ensure that there is an appropriate element of balance under the new licensing regime. The provision for reviews of premises licences and club premises certificates allows residents and businesses in the vicinity of such premises, together with responsible authorities, to voice their concerns should they feel that the premises are causing problems.

This procedure is also a consequence of the fact that Premise Licences and Club Premises Certificates are not renewed and therefore no objection can be raised at renewal stage.

An application may be made for a review at any time.

The authority may only refuse to deal with an application if it is not relevant to the licensing objectives or it is made by an interested party and the authority considers it frivolous, vexatious or repetitious.

Requirements for a Review:

- Six completed application forms (The Licensing Authority will forward copies to all Responsible Bodies except the Police to whom you need to serve direct – see address below)

You will need to bring or post your application forms, supporting documentation and copies to the Licensing Office at the address overleaf. The Police Copy is to be forwarded to: The Chief Officer of Police, Oldham Divisional HQ, PO Box 5, George Street, Oldham, OL1 1LR. Once we receive your application it will be checked to ensure that it is complete and copies will be sent to the Responsible Authorities.

The authority will then advertise the application for a period of 28 consecutive days on the premises commencing the day after the application was received. This is to

allow for any further issues to be raised by interested parties residing or trading in the vicinity of the premises.

A hearing will be called at which all parties may put their case forward.

Action following a Review

At such a review hearing the authority may take any of the following steps which they consider to be necessary in order to promote the licensing objectives:-

- Modify the conditions of the licence
- Exclude a licensable activity from the scope of the licence
- Remove the designated premises supervisor
- Suspend the licence for a period not exceeding 3 months
- Revoke the licence

For further information contact Oldham Council's Licensing Section

In person or in writing to:	Licensing Section Oldham MBC Sir Robert Peacock House, Vulcan Street, Oldham OL1 4LA 9:00 to 15:00 Mondays 9:00 to 16:00 Tuesday to Friday
By phone:	0161 770 4730 or 4731 9:00 to 17:00 Monday to Friday
Fax:	0161 770 4481
E-mail:	env.licensing@oldham.gov.uk
Website	www.tradingstandards.gov.uk/oldham

**Any advice given in this guidance is not to be taken as legal advice.
Independent legal advice should be sought on any points of law.**