Guidance on Review Applications

# General

At any stage, following the grant of a premises licence or club premises certificate, a responsible authority, or any other person, may ask the licensing authority to review the licence or certificate because of a matter arising at the premises in connection with any of the four licensing objectives.

The proceedings set out in the 2003 Act for reviewing a premises licences and club premises certificates represent a key protection of the community where problems associated with the licensing objectives occur.

# What are the Licensing Objectives?

* **The prevention of crime and disorder**

*(Examples relevant to this objective are illegal drugs, sex related activities, violent behaviour, anti-social behaviour, drunkenness, drug dealing, underage selling, however, guidance issued under Section 182 of the Act states that beyond the immediate area surrounding the premises are matters for the personal responsibility of individuals under the law)*

* **Public safety**

*(Examples relevant to this objective are lack of adequate lighting, unauthorised alterations to property and so on)*

* **The prevention of public nuisance**

*(Examples relevant to this objective are noise nuisance, noxious smells, anti-social behaviour, litter in the vicinity and so on)*

* **The protection of children from harm**

*(Examples relevant to this objective are underage selling, sexual activities, access to premises, drugs use and so on)*

# Applying

Any application for a review must relate to a particular premises in respect of which there is a premises licence or club premises certificate and must be relevant to the promotion of one or more of the licensing objectives.

The application form can be found on our website, details of which are at the end of this document.

Completed applications form should be submitted to the Licensing Service alongside any supporting evidence.

# What happens next?

When a licensing authority receive an application for a review there will be a 28-day consultation period beginning on the day after the review application was submitted. This is to allow for any representations to be made by any other person, or Responsible Authority, following the review being lodged.

Following the 28-day period, a hearing must be arranged. All parties will be invited to attend the hearing and the application for review will be determined.

The outcome of the hearing could be one of the following options:

* 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

# Useful contact information/links:

The Licensing Service receive applications and respond to queries by email. You can contact a member of the team at [licensing@oldham.gov.uk](mailto:licensing@oldham.gov.uk)

The Licensing Service provides all their application forms and guidance on the Council website. These can be found at [www.oldham.gov.uk/licensing](http://www.oldham.gov.uk/licensing).

The Licensing Act 2003 can be found online at <https://www.legislation.gov.uk/ukpga/2003/17/contents>

Statutory Guidance can be found online at <https://www.gov.uk/government/publications/explanatory-memorandum-revised-guidance-issued-under-s-182-of-licensing-act-2003>