



HILLINGDON
LONDON



Licensing Committee

Date: WEDNESDAY, 18 JUNE
2014

Time: 10.00 AM

Venue: COMMITTEE ROOM 4 -
CIVIC CENTRE, HIGH
STREET, UXBRIDGE UB8
1UW

**Meeting
Details:** Members of the Public and
Press are welcome to attend
this meeting

Councillors on the Committee:

Dominic Gilham (Chairman)
David Yarrow (Vice-Chairman)
Lynne Allen (Labour Lead)
Roy Chamdal
Janet Gardner
David Horne
Judy Kelly
Carol Melvin
John Morse
Brian Stead

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Lloyd White
Head of Democratic Services
London Borough of Hillingdon,
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www.hillingdon.gov.uk



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Agenda

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Minutes

LICENSING COMMITTEE

17 April 2014

**Meeting held at Committee Room 4 - Civic Centre,
 High Street, Uxbridge UB8 1UW**

	<p>Committee Members Present: Councillors Dominic Gilham (Chairman) David Yarrow (Vice-Chairman) Lynne Allen (Labour Lead) Mike Bull Josephine Barrett Peter Kemp Carol Melvin Brian Stead a Janet Gardner</p> <p>Also Present: Ian Wares, Acting Sgt, Metropolitan Police Service</p> <p>LBH Officers Present: Stephanie Waterford, Licensing Services Manager Charlene Ellis, Licensing Officer Nicole Cameron, Legal Advisor Nadia Williams, Democratic Services Officer</p>
14.	<p>APOLOGIES FOR ABSENCE (<i>Agenda Item 1</i>)</p> <p>Apologies had been received from Councillor Judy Kelly.</p>
15.	<p>DECLARATIONS OF INTEREST IN MATTERS COMING BEFORE THIS MEETING (<i>Agenda Item 2</i>)</p> <p>There were no declarations of interest notified.</p>
16.	<p>TO AGREE THE MINUTES OF THE MEETING HELD ON 14 JANUARY 2014 (<i>Agenda Item 3</i>)</p> <p>The minutes of the meeting held on 14 January 2014 were agreed as a correct record.</p>
17.	<p>TO CONFIRM THAT ITEMS MARKED IN PART 1 WILL BE CONSIDERED IN PUBLIC (<i>Agenda Item 4</i>)</p> <p>It was confirmed that all items would be heard in Part 1.</p>
18.	<p>AMENDMENT TO LICENSING COMMITTEE DELEGATIONS (<i>Agenda Item 5</i>)</p> <p>Officers introduced the report and advised that the Committee was being asked to amend the Licensing Act 2003 under the Police Reform and Social Responsibility Act 2011, to delegate the power to suspend licences for non-payment of annual fees to the</p>

	<p>Deputy Chief Executive and Corporate Director of Residents Services . A function that was currently being undertaken by the Licensing Sub-Committees.</p> <p>Members indicated that initial reporting of the non-payment of fees to the Sub-Committees was the right way forward, as it had proved very helpful in sending out the message that the Council took non-payment of fees very seriously, to businesses that failed to make payment. The Committee agreed that it would now be appropriate to delegate the function to officers and noted that the Act allowed for officers to report any concerns about specific licences, to a Sub-Committee for a decision.</p> <p>Resolved - That the Licensing Committee approved the delegated powers to the Deputy Chief Executive and Corporate Director of Residents Services to suspend licences for non-payment of annual fees.</p>
19.	<p>PERSONAL LICENCES: GOVERNMENT RESPONSE TO THE CONSULTATION ON 'PERSONAL LICENCES; ENABLING TARGETED LOCAL ALTERNATIVES' (<i>Agenda Item 6</i>)</p> <p>In introducing the report, officers asked the Committee to note the outcome of the Government's consultation on Personal Licence: Enabling Targeted Local Alternatives, which ended on 7 November 2013. The proposal was for Licensing Authorities to abolish the requirement to renew a personal licence every ten years and in enabling the Licensing Authorities to develop their own more targeted alternatives to the personal licence system.</p> <p>It was noted that the Government Response to the consultation outlined their decision not to proceed with the proposal to abolish personal licences, due to lack of support.</p> <p>Members noted and welcomed the outcome.</p> <p>Resolved</p> <p>The Committee noted the report on Personal Licences: Government response to the Consultation on 'Personal Licences; Enabling Targeted Local Alternatives'.</p>
20.	<p>HOME OFFICE ALCOHOL STRATEGY (<i>Agenda Item 7</i>)</p> <p>Officers introduced the report and directed Members to note the statutory changes to the Home Office Alcohol Strategy in respect of modifications to the Mandatory Code of Practice, where businesses would be required by law, to comply with the licensing conditions of the Mandatory Code. It was noted that these changes were due to come into effect in May 2014.</p> <p>The Chairman asked officers to circulate confirmation to Members of the Committee once this came into effect in May 2014.</p> <p>Members welcomed the calculations attached to the report and noted that the calculations shown, appeared to have highlighted very low pricing and were therefore alarmed at the introduction of a minimum pricing. Officers advised that the introduction of minimum pricing was aimed at all alcohol retailers that offered heavily discounted alcohol products, particularly at smaller retailers such as off licences, as they were more likely to be ultra competitive with their pricing, due to the competition in cluster areas.</p>

A Member suggested that enforcement officers should be given the authority to check invoices of purchase and questioned whether mandatory conditions would prevent supermarkets from discounting other free gifts.

The Legal Advisor advised that supermarkets would be required to take all discounts into account and to also include them in the minimum pricing.

A Member expressed concerns that some shops would resort to reducing their prices, if they found that the minimum pricing had highlighted that they had been selling at a higher price than the minimum price.

The Committee discussed and expressed concerns at the increase in the number of off licence shops and the increasing number of grocery shops, which were now also selling alcohol.

The Chairman added that officers would update the Committee on the effects of the statutory change in due course.

Resolved -

- **That the report on the Home Office Strategy be noted.**
- **Requested officers to notify Committee Members when the modifications to the Mandatory Code of Practice came into effect.**

21. **CLASSIFICATION OF FILMS IN CINEMAS** (*Agenda Item 8*)

In introducing the report, officers advised that at the meeting of the Licensing Committee held on 14 January 2014, Members requested officers to research the regulatory powers for the classification of films (in relation to the deregulatory changes to entertainment licensing for community film exhibition). The Committee was informed that details of the powers that were available to the Council, as the Licensing Authority under the Licensing Act 2003, were outlined in the report.

During discussion, Members ascertained that films without a British Board of Film Classification (BBFC) would first need to be viewed by the Council in order to assess the classification before they could be shown in the community. To this end therefore, the Committee indicated that it would be in order for the Council to adopt the BBFC.

Officers advised that in cases where the BBFC rating was considered to be inappropriate, these could be overridden by the Council and there were examples of local authorities that had done so. The Committee was informed however, that in order to classify a film for exhibition, local authorities were required to adopt a policy with a clear procedure in place and Hillingdon Council would need to develop such a policy.

The Committee noted that whilst it would be impossible to monitor and control the films that people watched on the internet and in their own homes, there would need to be a balance between being a sensitive authority and the issue of safeguarding children. Officers added that all public showing of films would require a licence and once the policy was in place, Licensing Service would write to all licence holders to inform them of the introduction of the policy.

The Legal Advisor advised that not all cinema showings and public non-classified showing would have to be classified by the Council; the policy would merely set out the procedure, should the Council be required to review a classification or classify a public

	<p>showing.</p> <p>Resolved - That the Committee noted that officers would begin work on a film classification policy and procedure for consideration by the Licensing Committee.</p>
22.	<p>VOTE OF THANKS (<i>Agenda Item</i>)</p> <p>On behalf of the Licensing Committee, the Chairman extended a vote of thanks to Councillors Josephine Barrett, Mike Bull and Peter Kemp for all the work they had done as Licensing and Licensing Sub-Committee Members and for Hillingdon residents, as they moved on to pastures new.</p>
	<p>The meeting, which commenced at 10.00 am, closed at 11.48 am.</p>

These are the minutes of the above meeting. For more information on any of the resolutions please contact Nadia Williams on 01895 277655. Circulation of these minutes is to Councillors, Officers, the Press and Members of the Public.

Agenda Item 4

Minutes

LICENSING COMMITTEE

5 June 2014

Meeting held at Council Chamber - Civic Centre,
High Street, Uxbridge UB8 1UW



	<p>Committee Members Present: Councillors Dominic Gilham (Chairman), David Yarrow (Vice-Chairman), Roy Chamdal, Judy Kelly, Carol Melvin, Brian Stead, Lynne Allen (Labour Lead), Janet Gardner, David Horne and John Morse</p>
1.	<p>ELECTION OF CHAIRMAN (<i>Agenda Item 1</i>)</p> <p>RESOLVED: That Councillor Dominic Gilham be elected Chairman of the Licensing Committee for the 2014/2015 municipal year.</p>
2.	<p>ELECTION OF VICE-CHAIRMAN (<i>Agenda Item 2</i>)</p> <p>RESOLVED: That Councillor David Yarrow be elected Vice-Chairman of the Licensing Committee for the 2014/2015 municipal year.</p>
3.	<p>APPOINTMENT OF SUB-COMMITTEES (<i>Agenda Item 3</i>)</p> <p>RESOLVED: That the membership of the Licensing Sub-Committee North and Licensing Sub-Committee South be agreed for the 2014/2015 municipal year.</p>
	<p>The meeting, which commenced at 10.05 pm, closed at 10.10 pm.</p>

These are the minutes of the above meeting. For more information on any of the resolutions please contact Danielle Watson on Democratic Services Officer 01895 277488. Circulation of these minutes is to Councillors, Officers, the Press and Members of the Public.

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Agenda Item 6

LOCAL AUTHORITIES TO BE GIVEN MORE POWER TO CONTROL BETTING SHOPS

Committee	Licensing Committee
Officer Contact	Stephanie Waterford, Licensing Service Manager x7232
Papers with report	Appendix 1- DCMS - Gambling Protections and Controls April 2014
Ward(s) affected	All

SUMMARY

To inform the Committee of the Governments new plans to introduce more controls for Local Authorities to shape their High Streets.

RECOMMENDATION: That the Committee note the information

INFORMATION

The Department for Culture Media & Sport have proposed a reform to Planning Legislation to give Local Authorities more scope to refuse Betting Shop applications.

In the current system, Betting Shops are in the same use category as a bank or estate agent and can open without the need for Planning Permission. The Government proposes that changes to the use classes will give Local Authorities greater powers to scrutinise applications and refuse them where an area is already saturated with Betting Shops.

The Government is also tightening up controls on the advertising of gambling and calling on the trade to take a greater responsibility to protect users of gambling facilities.

For example, Government has set out plans for improved player protection measures on Fixed Odd's Betting Terminals (FOBT's). Proposals include;

- Requiring FOBT customers who wish to bet over £50 in one play, to pay over the counter before they can begin to play, meaning that they have to interact with trained staff.
- Implementing a screen on the machine at the start of play where the user is required to set limits on how much they wish to spend and the duration of the gambling session.
- Requiring larger operators to offer customer accounts and encourage take up so that players can track and monitor their spending via statements.
- Pop up warning messages at regular intervals with pauses in play to encourage players to be more aware of their gambling.
- Strengthening the voluntary self exclusion system so that players can make a single request to be banned from Betting Shops on a wider basis.

DCMS also have plans to strengthen education for 16-24 year olds to prevent underage children being exposed to gambling.

A full copy of the DCMS document is attached as Appendix 1.

BACKGROUND DOCUMENTS

The Gambling Act 2005

Licensing Committee – 18 June 2014

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Department
for Culture
Media & Sport

Gambling Protections and Controls

April 2014

Foreword



The 2005 Gambling Act was introduced by the then Government with the aim of liberalising the gambling market in Great Britain. Nearly seven years on from the Act's implementation, the gambling industry has developed in innovative ways, with new products now marketed and made available on a greater scale than ever before.

We have already taken action to ensure regulation keeps pace with these developments. This Government has passed legislation extending the British system of gambling regulation to remote gambling operators based overseas. For the first time, all remote gambling operators wishing to transact with, or advertise to, British based consumers will require a Gambling Commission licence to do so, ensuring robust and consistent regulation.

But there is more to be done. In many local communities, concerns have been expressed about the clustering of betting shops on high streets.¹ These shops contain highly sophisticated gaming machines that now make up a greater proportion of revenue than over the counter betting.² In addition, we have seen significant growth in the scale of gambling advertising. The pervasive nature of such advertising means that both children and adults are exposed to a considerably greater amount of gambling advertising than ever before.³

The Government wants to give local communities a proper voice so their views are taken into account when plans for a new betting shop are submitted. Local planning authorities will in future be able to determine planning applications for new betting shops where there is a change of use. In addition, given the growth in marketing and promotion of virtual and electronic gambling, which present fewer opportunities for face to face interaction, I believe that new measures are necessary to ensure players are protected.

¹ Local Government Association, Rewiring Public Services, 2014

² Gambling Commission Industry Statistics, 2008 – 2013, Figure 8: Off Course Betting Sector Breakdown of GGY (£m).

³ Trends in Advertising Activity – Gambling, Ofcom 2013

Following a process of policy review, I am adopting a precautionary approach with targeted and proportionate action to protect players further when using high stake gaming machines on the high street. The measures set out in this document are intended to help customers stay in control. In line with the Government's Principles of Regulation, any new statutory regulations will be subject to an Impact Assessment which will assess the net cost to business and will be subject to independent scrutiny by the Regulatory Policy Committee. I expect changes to take effect from October 2014.

A handwritten signature in black ink, appearing to read 'Helen Grant', written in a cursive style.

Helen Grant MP
Minister for Sport, Tourism and Equalities

Planning and Localism

Some Local Authorities have expressed concerns about their ability to control the location and quantity of gambling premises and higher stake machines in their areas. In particular, a number of Local Authorities have raised concerns about the number of betting shops in their areas, and feel that they do not have the power to restrict new shops from opening.

Although the overall number of betting shops has remained relatively stable in recent years at around 9,000, local communities have expressed concern about a clustering of these shops in some areas⁴. It is important that the views of local communities are taken into account when a new betting shop is being considered, and it is right to give local residents an opportunity to make their voices heard.

As part of the Government's broader planning reform, a smaller planning use class containing betting shops will mean that in future where it is proposed to convert a bank, building society or estate agent into a betting shop, a planning application will be required. In addition, the Government will remove the ability for other premises such as restaurants and pubs to change use to a betting shop without planning permission. All changes of use to a betting shop will therefore require planning permission in future. The Department for Communities and Local Government will consult on the detail of these proposals as part of a wider consultation on change of use in summer 2014.

In addition, we want Local Authorities to feel empowered to protect their communities from the potentially harmful impacts that gambling can have by holding operators to their social responsibility commitments. The Government wants Local Authorities to make best use of the licensing and planning powers available to them.

We intend to promote new guidance to Local Authorities already being prepared by the Gambling Commission advising authorities how they can achieve this.

The Government intends to:

- Require a **planning application** for new betting shops where there is a change of use. This will return powers to local planning authorities, and enable them to consider the planning application in accordance with their local plan.
- Ensure betting shop operators set out how they plan to **comply with social responsibility codes** when applying for a gambling premises licence.

⁴ Local Government Association, Rewiring Public Services, 2014

Player Protection Measures

Gambling operators are already required to maintain certain standards of social responsibility. The Gambling Commission's Licence Conditions and Codes of Practice set out a number of social responsibility conditions which operators must comply with or face licence suspension, revocation or the imposition of a financial penalty.

However, it is clear that some people have encountered considerable problems with their gambling despite the obligations on operators to supervise their customers. A combination of high stakes and natural game volatility (where the player might be encouraged by the odd small win to put at risk high stakes) can generate significant losses in a short space of time⁵. We want players who use gaming machines to be in control of the choices they make. This is particularly important for users of category B2 gaming machines, where it is possible for individuals to place higher stakes.

For these reasons, the Government is adopting a precautionary approach to high stake gaming machines on the high street. Our measures are justified on a proportionate, targeted basis to help people remain in control of their gambling. At the heart of our approach are measures designed to give players better information, and to provide break points and pauses for thought to help people stay in control.

The Government intends to:

- **Require those accessing higher stakes (over £50) to use account-based play or load cash over the counter.** Requiring better interaction between customer and operator for those engaged in high stake play improves opportunities for more effective provision of information and interventions.

To support this measure Government wants:

- All larger betting shop operators to offer **account based play**. This will allow account holders to track and monitor their own play via statements, and enable targeted interventions in accordance with operators' licence conditions.

There are significant advantages to this approach. Account based play allows players access to up-to-date and accurate information which can reduce biased or irrational gambling-related decisions and help people maintain control⁶. The Government considers account summaries or activity statements may be a particularly effective way of giving clear

⁵ Gambling Commission formal advice to the Secretary of State for Culture, Media & Sport, 2013

⁶ Cashless and card-based technologies in gambling: A review of the literature, Gambling Commission, 2008

and accurate information regarding game play and patterns of net expenditure. We expect larger gambling operators to encourage take up among their customers.

Making payments over the counter rather than on to the machine directly can provide opportunities for intervention which may give players a reality check⁷. This approach emphasises consumer control which is particularly important given that some experts believe that a lack of control may be a determinant of problem gambling⁸. The Government also considers that pre-commitment (where players are required to make a decision about how much, or how long, they are willing to spend before beginning play) can be effective in helping customers to make clear and well-informed decisions about their gambling before they begin play, rather than when frustrated, disappointed, excited or chasing their losses.

The betting industry introduced new player protection measures on gaming machines from 1 March 2014. These measures include suspensions in play if voluntary limits are reached and alerts that tell players when they've been playing for 30 minutes or when £250 has been spent. While a step in the right direction, the Government believes measures which protect players and enhance supervision should be toughened and made mandatory.

The Gambling Commission is undertaking a review of its licence conditions and codes of practice with a view to:

- **Requiring** all players of fixed odds betting terminals to be presented with a choice to set limits before play.
- Ensuring **regular warning messages and pauses in play** on gaming machines in betting shops to prompt players to actively consider their behaviour, and help them to remain in control.
- Working with industry to oversee the introduction of an **advanced system of voluntary self-exclusion**. This will allow customers to make a single request to exclude themselves from betting shops on a wider basis than is currently possible.

The Government fully supports the Gambling Commission in its review of licence conditions and codes of practice. It is anticipated that changes brought forward as a result of the Gambling Commission's review of licence conditions and codes of practice will be implemented from autumn 2014. The Government will prepare the necessary impact assessment and regulatory measures to implement these changes. We expect changes to take effect from October 2014.

^{7,8} Cashless and card-based technologies in gambling: A review of the literature, Gambling Commission, 2008

Gambling Advertising

The codes which govern gambling advertising are now applied across a much changed gambling landscape with the availability and promotion of new products which were not anticipated when the codes were devised. It is timely that the codes are re-examined to ensure that existing controls keep pace with developments in the market, provide adequate protection – especially to children and the vulnerable – and remain consistent with public expectations about gambling advertising.

There is some evidence that gambling advertising may maintain or exacerbate already existing gambling problems.⁹ The Government wants the industry and its regulators to carefully reconsider whether the tone, content and volume of gambling adverts is appropriate for general audiences and meets societal expectations, especially where adverts offer financial inducements or encourage ‘in play’ and other instantly accessible online gambling.

The Government has initiated the following work:

- The Remote Gambling Association will make recommendations to Government on any changes needed to the industry voluntary code, including on the suitability of the **9pm watershed arrangements**.
- The Committee of Advertising Practice and the Broadcast Committee of Advertising Practice will evaluate the latest evidence in relation to gambling advertising and problem gambling to consider **what regulatory implications** arise as a result.
- The Advertising Standards Authority will report on the proportionality, robustness and consistency of its **enforcement action** on the gambling rules.
- The Gambling Commission will ensure that its current review of licence conditions and codes of practice (which includes a focus **on free bets and bonuses**) ensures that all gambling advertising continues to comply with the licensing objectives of the Gambling Act 2005.

This work will be complete by the end of 2014. The Government retains powers under the Gambling Act 2005 to make regulations about gambling advertising.

⁹ Gambling Advertising: A Critical Research Review, Report Prepared by Per Binde for the Responsible Gambling Trust, 2014

Education

The young are confronted with more opportunities to gamble than ever before. These opportunities arise through online gambling and are increasingly marketed online and via social media, as well as bricks and mortar outlets found on the high street. In addition, young people are offered social gambling on social network internet sites and mobile devices, which offer activities similar to gambling where significant amounts of time or money can be spent (although money or money's worth cannot be won).

We know that problem gambling – whilst relatively low in the UK – is highest amongst the 16-24 age group and therefore we must do more to help younger people prepare and educate themselves around how to engage with such activities in a socially responsible way. And we look to the industry to do more to protect those under age from exposure to gambling promotions.

The Government will:

- Establish a £2 million programme funded by industry to promote responsible gambling, launching in the summer of 2014.
- Work with the industry to explore how a **Think 25** initiative could help prevent under age access to gambling products across the gambling landscape.



Department
for Culture
Media & Sport

100 Parliament Street
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WORLD CUP RELAXATION ORDER

Committee	Licensing Committee
Officer Contact	Stephanie Waterford, Licensing Service Manager x7232
Papers with report	Appendix 1: SI 2014 1294
Ward(s) affected	All

SUMMARY

To inform the Committee of the recent legislation introduced by Government to relax the licensing hours for the duration of the World Cup Tournament.

RECOMMENDATION

That the Committee note the information

INFORMATION

The Government has introduced legislation which will extend Premises Licences and Club Premises Certificates for a maximum of 4 hours after the kick-off time. The latest kick-off time is at 9pm, meaning that the extension will end at 1am the following morning.

Normal licensing hours will resume at the end of the tournament on 14th July 2014.

If premises wish to trade any later during the World Cup Tournament, they can apply for a Temporary Event Notice which will be subject to the usual consultation with the Police and Environmental Protection.

A full copy of the Statutory Instrument document is attached as Appendix 1.

BACKGROUND DOCUMENTS

The Licensing Act 2003
Guidance issued under S182 of the Licensing Act 2003

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2014 No. 1294

LICENCES AND LICENSING, ENGLAND

**The Licensing Act 2003 (FIFA World Cup Licensing Hours)
Order 2014**

Made - - - - - *20th May 2014*

Coming into force - - - - - *12th June 2014*

The Secretary of State, in exercise of the powers conferred by sections 172(1) and (3) and 197(2) of the Licensing Act 2003(a), makes the following Order.

The Secretary of State considers that the celebration period in relation to which this Order is made marks an occasion of exceptional national significance.

The Secretary of State has consulted in accordance with section 172(4) of the Licensing Act 2003.

In accordance with section 197(4) of the Licensing Act 2003 a draft of this instrument has been laid before Parliament and approved by a resolution of each House of Parliament.

Citation, commencement, application and interpretation

1. This Order may be cited as the Licensing Act 2003 (FIFA World Cup Licensing Hours) Order 2014 and comes into force on 12th June 2014.

2. This Order applies only in relation to England.

3. In this Order—

- (a) the “celebration period” means the period beginning on 12th June 2014 and ending on 14th July 2014;
- (b) the “specified relaxation period” means the parts of the celebration period set out in article 4; and
- (c) the “tournament” means the external tournament known as the 2014 FIFA (Fédération Internationale de Football Association) World Cup in Brazil.

Specified times

4. For the purposes of article 5, the “specified times” are—

- (a) the period beginning at 11pm on 14th June 2014 and ending at 1am on 15th June 2014 (in relation to the tournament match between the Men’s Senior England Football Team and the Men’s Senior Italy Football Team);

(a) 2003 c.17.

- (b) the period of four hours beginning at 8pm on 19th June 2014 (in relation to the tournament match between the Men’s Senior England Football Team and the Men’s Senior Uruguay Football Team);
- (c) the period of four hours beginning at 9pm on 28th June 2014, provided that the Men’s Senior England Football Team play in the tournament match which begins at 9pm on 28th June 2014;
- (d) the period of four hours beginning at 9pm on 29th June 2014, provided that the Men’s Senior England Football Team play in the tournament match which begins at 9pm on 29th June 2014;
- (e) the period of four hours beginning at 9pm on 4th July 2014, provided that the Men’s Senior England Football Team play in the tournament match which begins at 9pm on 4th July 2014;
- (f) the period of four hours beginning at 9pm on 5th July 2014, provided that the Men’s Senior England Football Team play in the tournament match which begins at 9pm on 5th July 2014;
- (g) the period of four hours beginning at 9pm on 8th July 2014, provided that the Men’s Senior England Football Team play in the tournament match which begins at 9pm on 8th July 2014;
- (h) the period of four hours beginning at 9pm on 9th July 2014, provided that the Men’s Senior England Football Team play in the tournament match which begins at 9pm on 9th July 2014;
- (i) the period of four hours beginning at 9pm on 12th July 2014, provided that the Men’s Senior England Football Team play in the tournament match which begins at 9pm on 12th July 2014; and
- (j) the period of four hours beginning at 8pm on 13th July 2014, provided that the Men’s Senior England Football Team play in the tournament match which begins at 8pm on 13th July 2014.

Licensing hours

5. Subject to articles 7 and 8, premises licences and club premises certificates to which article 6 applies have effect (to the extent that it is not already the case) during the specified relaxation period as if the specified times were included in the opening hours^(a).

6. This article applies to premises licences and club premises certificates by virtue of which the opening hours immediately precede or continue into the specified times.

7. The opening hours are not to be treated by virtue of article 5 as including the specified times insofar as they relate to the use of premises for—

- (a) the sale by retail of alcohol for consumption off the premises;
- (b) the supply of alcohol by or on behalf of a club to, or to the order of, a member of the club for consumption off the premises; or
- (c) the provision of regulated entertainment.

8. In relation to the use of premises for the provision of late night refreshment, the opening hours are only to be treated by virtue of article 5 as including the specified times if the premises may also be used at those times for—

- (a) the sale by retail of alcohol for consumption on the premises; or
- (b) the supply of alcohol by or on behalf of a club to, or to the order of, a member of the club for consumption on the premises.

(a) The definition of “opening hours” is contained in section 172(5) of the Licensing Act 2003.

EXPLANATORY NOTE

(This note is not part of the Order)

This Order is made under section 172 of the Licensing Act 2003, and marks the occasion of the participation of the Men's Senior England Football Team in the 2014 FIFA World Cup ("the tournament") which begins on 12th June 2014.

This Order provides for premises licences and club premises certificates to have effect during the specified times (to the extent that this is not already the case) as if the specified times were included in the opening hours under the licence or certificate. The specified times are set out in Article 4. The specified times in respect of the matches set out in Article 4(c) to (j) will only apply if the Men's Senior England Football Team qualify to play in the match in relation to which the specified times are set out.

This Order only applies to licences and certificates which authorise licensable activities to be carried on up to or after the beginning of the period of the specified times.

This Order does not apply to—

- (a) the sale by retail of alcohol for consumption off the premises,
- (b) the supply of alcohol by or on behalf of a club to, or to the order of, a member of the club for consumption off the premises, or
- (c) the provision of regulated entertainment.

This Order permits premises to be used for the provision of late night refreshment at the specified times only if at those times the premises may also be used for the sale or supply of alcohol for consumption on the premises.

This Order applies only in relation to England.

A full regulatory impact of the effect that this instrument will have on the costs of business and the voluntary sector is annexed to the Explanatory Memorandum which is available alongside the instrument on www.legislation.gov.uk.

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