

Legislation	Types of premises	Type of restriction	Embedded Conditions	Notes
LICENSING ACT 1964				
s.59, 60, 63, 67A, 68, 70, 74, 76, 77, 78A, 80, 81A, 81AA LA 1964	On-licences.	Permitted hours	<p>Alcohol shall not be sold or supplied except during permitted hours. In this condition, permitted hours means:</p> <p>a. On weekdays, other than Christmas Day, Good Friday or New Year's Eve, 11 a.m. to 11 p.m.</p> <p>b. On Sundays, other than Christmas Day or New Year's Eve, 12 noon to 10.30 p.m.</p> <p>c. On Good Friday, 12 noon to 10.30 p.m.</p> <p>d. On Christmas Day, 12 noon to 3 p.m. and 7 p.m. to 10.30 p.m.</p> <p>e. On New Year's Eve, except on a Sunday, 11 a.m. to 11 p.m.</p> <p>f. On New Year's Eve on a Sunday, 12 noon to 10.30 p.m</p> <p>g. On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day, which would be 11.00 a.m. if New Year's Day falls on a weekday or 12 noon if a Sunday.</p> <p>The above restrictions do not prohibit:</p> <p>(a) during the first twenty minutes after the above hours, the taking of the alcohol from the premises unless the alcohol is supplied or taken in an open vessel;</p> <p>(b) consumption of the alcohol on the premises or the taking of sale or supply of alcohol to any person residing in the licensed premises;</p> <p>(c) the ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;</p>	<p>1. Section 60(4) of the 1964 Act permits licensing justices to modify permitted hours within particular districts. Where hours have been so modified in any particular district, those hours should take precedence.</p> <p>2. Where the permitted hours are restricted by condition, the permitted hours are varied accordingly: s. 60(7) LA 1964. The permitted hours as varied by condition should be carried into the new licence or certificate.</p> <p>3. Where a restriction order is in place under s. 67A, the restricted hours would take precedence.</p> <p>4. Where a supper hours certificate is in place under s. 68, add (depending on whether one or both of the extensions in square brackets have been granted): "Alcohol may be sold or supplied [for one hour following the hours set out above] [and on Christmas day, between 3 p.m. and 7 p.m.] to persons taking table meals in the premises in a part of the premises usually set apart for the service of such persons and for consumption by such a person in that part of the premises as an ancillary to his meal. For other purposes or in other parts of the premises the hours set out above shall continue to apply."</p>

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			<p>(d) the sale of alcohol to a trader or club for the purposes of the trade or club;</p> <p>(e) the sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty's naval, military or air forces;</p> <p>(f) the taking of alcohol from the premises by a person residing there; or</p> <p>(g) the supply of alcohol for consumption on the premises to any private friends of a person residing there who are bona fide entertained by him at his own expense, or the consumption of alcohol by persons so supplied; or</p> <p>(h) the supply of alcohol for consumption on the premises to persons employed there for the purposes of the business carried on by the holder of the licence, or the consumption of liquor so supplied, if the liquor is supplied at the expense of their employer or of the person carrying on or charge of the business on the premises.</p>	<p>5. Where an extended hours order is in place under s. 70, add the following condition: "Alcohol may be sold or supplied until 1 a.m. in the morning following weekdays and 12.30 a.m. in the morning following Sundays to persons taking table meals in the premises in a part of the premises usually set apart for the service of such persons and for consumption by that person in that part of the premises as an ancillary to his meal. The alcohol must be sold or supplied at a time before</p> <p>a) the provision of entertainment by persons present and performing or</p> <p>b) the provision of substantial refreshment, has ended. For other purposes or in other parts of the premises the hours set out above shall continue to apply. This condition does not authorise any sale or supply to any person admitted to the premises either after midnight or less than half an hour before the entertainment is due to end, except in accordance with [the supper hours] condition number xyz above."</p>

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				<p>6. Where there is a general order of exemption granted by justices under s. 74 LA 1964, the permitted hours should be varied accordingly.</p> <p>7. Where a special hours certificate is in force on all or certain days, replace the permitted hours condition for those days with the following:</p> <p>“(1) Subject to the following paragraphs, the permitted hours on weekdays shall extend until two o’clock in the morning following <i>[three o’clock in the metropolis₁]</i> <i>[or, if an earlier hour is specified in the special hours certificate, that hour]</i>, except that—</p> <p>(a) the permitted hours shall end at midnight . . . on any day on which music and dancing is not (<i>or, in the case of casino premises, gaming facilities are not</i>) provided after midnight; and</p> <p>(b) on any day that music and dancing end (<i>or, in the case of casino premises, gaming ends</i>) between midnight and two o’clock in the morning <i>[three o’clock in the metropolis]</i>, the permitted hours shall end when the music and dancing end or, as the case may be, when the gaming ends;</p> <p>(2) In relation to the morning on which summer time begins, paragraph (1) of this condition shall have effect</p>

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				<p>— (a) with the substitution of references to three o'clock in the morning <i>[four o'clock in the metropolis]</i> for references to two o'clock in the morning <i>[three o'clock in the metropolis]</i> <i>[or one hour following the hour actually specified in the certificate where the certificate currently requires closure between 1 a.m. and 2 a.m.]</i></p> <p>(3) Except on Sundays immediately before bank holidays, the permitted hours on Sundays shall extend until thirty minutes past midnight in the morning following <i>[or, if an earlier hour is specified in the special hours certificate, that hour]</i>, except that—</p> <p>(a) the permitted hours shall end at midnight on any Sunday on which music and dancing is not (<i>or, in the case of casino premises, gaming facilities are not</i>) provided after midnight;</p> <p>(b) where music and dancing end (<i>or, in the case of casino premises, gaming ends</i>) between midnight on any Sunday and thirty minutes past midnight, the permitted hours on that Sunday shall end when the music and dancing end or, as the case may be, when the gaming ends.</p>

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				<p>(4) On Sundays immediately before bank holidays, the permitted hours shall extend until 2 a.m. in the morning following [<i>3 a.m. in the metropolis</i>], except that—</p> <p>(a) the permitted hours shall end at midnight on any Sunday on which music and dancing is not (<i>or, in the case of casino premises, gaming facilities are not</i>) provided after midnight;</p> <p>(b) where music and dancing end (<i>or, in the case of casino premises, gaming ends</i>) between midnight on any Sunday and 2 a.m. [<i>3 a.m. in the metropolis</i>], the permitted hours on that Sunday shall end when the music and dancing end or, as the case may be, when the gaming ends.</p> <p>For casino premises:</p> <p>(5) The sale of alcohol must be ancillary to the use of the premises for gaming facilities and substantial refreshment.</p> <p>For other premises</p> <p>(6) The sale of alcohol must be ancillary to the use of the premises for music and dancing and substantial refreshment.</p>

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s. 60, 63, 86 LA 1964	Off-licences and off-sales departments of on-licensed premises.	Permitted hours	<p>Alcohol shall not be sold or supplied except during permitted hours. In this condition, permitted hours means:</p> <p>a. On weekdays, other than Christmas Day, 8 a.m. to 11 p.m.</p> <p>b. On Sundays, other than Christmas Day, 10 a.m. to 10.30 p.m.</p> <p>c. On Christmas Day, 12 noon to 3 p.m. and 7 p.m. to 10.30 p.m.</p> <p>d. On Good Friday, 8 a.m. to 10.30 p.m. The above restrictions do not prohibit:</p> <p>(a) during the first twenty minutes after the above hours, the taking of the alcohol from the premises, unless the alcohol is supplied or taken in an open vessel;</p> <p>(b) the ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;</p> <p>(c) the sale of alcohol to a trader or club for the purposes of the trade or club;</p> <p>(d) the sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty's naval, military or air forces;</p>	See notes 1-2.

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S.87A LA 1964	On-licensed vineyards	Permitted hours		10. Licensing justices may by order vary permitted hours of on-licensed vineyards Check to see if this applies to premises, and adjust conditions accordingly.

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S. 95 LA 1964	Restaurant licence. Restaurant and residential licence.	Permitted hours.	Alcohol may be sold or supplied: (1) On weekdays, other than Christmas Day, Good Friday or New Year's Eve from 11am to 12pm. (2) On Sundays, other than Christmas Day or New Year's Eve, and on Good Friday: 12 noon to 11:30pm (3) On Christmas Day: 12 noon to 11:30pm; (4) On New Year's Eve, except on a Sunday, 11 a.m. to midnight; (5) On New Year's Eve on a Sunday, 12 noon to 11.30 p.m. (6) On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day, which would be 11.00 a.m. if New Year's Day falls on a weekday or 12 noon if a Sunday.	11. The s. 95 relaxation does not apply to residential licences under Part IV LA 1964.
S 94(1) LA 1964	Restaurant holding Part IV "restaurant" licence	On-sales	Alcohol shall not be sold or supplied: (a) unless the premises have been structurally and bona fide used, or intended to be used, for the purposes of habitually providing the customary main meal at midday or in the evening, or both, for the accommodation of persons frequenting the premises; (b) on the premises otherwise than to persons taking table meals there and for consumption by such a person as an ancillary to his meal.	14. Condition (b) effectively represents a prohibition on off-sales in premises currently holding Part IV "restaurant" licences.

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S94(3)	All premises holding Part IV “restaurant and residential” licences	On-sales	<p>Alcohol shall not be sold or supplied:</p> <p>(a) unless the premises have been structurally and bona fide used, or intended to be used, for the purposes of habitually providing the customary main meal at midday or in the evening, or both, for the accommodation of persons frequenting the premises; and unless the premises are bona fide used, or intended to be used, for the purposes of habitually providing for reward board and lodging, including breakfast and one other at least of the customary main meals;</p> <p>(b) on the premises otherwise than to persons taking table meals there and for consumption by such a person as an ancillary to his meal, or to persons residing there or their private friends bona fide entertained by them at their own expense, and for consumption by such a person or his private friend so entertained by him either on the premises or with a meal supplied at but to be consumed off the premises.</p>	15. Condition (b) effectively represents a prohibition on off-sales of alcohol to persons using the premises for the purpose only of taking a table meal. But the prohibition does not apply to persons residing at the premises or their private friends.

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S94(2) LA194	Hotel/Guest House holding "Residential" Part IV licence	On-sales	<p>Alcohol shall not be sold or supplied:</p> <p>(a) unless the premises are bona fide used, or intended to be used, for the purposes of habitually providing for reward board and lodging, including breakfast and one other at least of the customary main meals;</p> <p>(b) on the premises otherwise than to persons residing there or their private friends bona fide entertained by them at their own expense, and for consumption by such a person or his private friend so entertained by him either on the premises or with a meal supplied at but to be consumed off the premises.</p>	

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S. 94(5) LA 1964	All premises holding Part IV licences	On-sales	Alcohol shall not be sold or supplied unless suitable beverages other than alcohol (including drinking water) are equally available for consumption with or otherwise as an ancillary to meals served in the premises.	

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S.164 LA 1964	Off-licence	Consumption	Alcohol shall not be sold in an open container or be consumed in the licensed premises.	16. S 164 also makes it an offence to consume in adjoining premises belonging to the licensee and on the highway, but these are not restrictions on "the use of the premises" within Sch 8 para 6(8).