

DRAFT LICENSING (No. 13) (JERSEY) REGULATIONS 199

**Lodged au Greffe on 22nd June 1999
by the Tourism Committee**



STATES OF JERSEY

STATES GREFFE

Explanatory Note

The effect of these Regulations would be to allow holders of Taverner's Licences, Residential Licences, Restaurant Licences, Comprehensive Licences, Club Licences and Entertainment Licences to keep their premises open throughout the night of 31st December, 1999, on the occasion of the Millennium.

This extension of hours will apply to licensees who notify the Judicial Greffier in writing before 30th September, 1999, that they wish it to do so. The Judicial Greffier will in December, 1999, publish a list of the licensed premises to which the extended hours will apply.

Centeniers, and officers of the States of Jersey Police Force who are of or above the rank of Inspector, will in any event have power to close any licensed premises during the extended hours on reasonable grounds in the interests of public order. Before such a power is exercised however, there must be consultation between the two forces.

Licensing (Jersey) Law 1974

LICENSING (No. 13) (JERSEY) REGULATIONS 1999

(Promulgated on the day of 199)

STATES OF JERSEY

The day of 199

THE STATES, in pursuance of Article 92 of the Licensing (Jersey) Law 1974,¹ as amended (hereinafter referred to as “the Law”), have made the following Regulations -

1. After Article 88 of the Law,² but before Part XIII of the Law, there shall be inserted the following Part -

“PART XIII

THE MILLENNIUM

ARTICLE 88A

Extension of permitted hours for the Millennium

(1) On the occasion of the Millennium, the whole of the period between 09.00 hours on Friday, the thirty-first day of December 1999 and 09.00 hours on Saturday, the first day of January 2000 shall be permitted hours for any licence of the first, second, third, fourth, fifth or seventh category in respect of which the condition in paragraph (2) of this Article is fulfilled.

¹ Recueil des Lois, Volume 1973-1974, page 317.

² Recueil des Lois, Volume 1973-1974, page 315.

(2) The condition to which paragraph (1) of this Article refers is that the holder of the licence shall have notified the Judicial Greffier in writing, before the thirtieth day of September 1999, that he wishes that paragraph to apply in respect of his licence.

(3) The Judicial Greffier shall publish in the Jersey Gazette, on two days in the month of December 1999 that are not less than seven days apart (the second day being not later than the twenty-first day of December 1999), a list of the holders of licences who have notified him in accordance with paragraph (2) of this Article and of the premises in respect of which such notification has been given.

(4) Paragraph (1) of this Article applies notwithstanding any other Article in this Law.

(5) Where paragraph (1) of this Article applies in respect of a licence, no restriction in respect of the licence, or in respect of any premises to which it relates, specified in paragraph (8) of this Article shall apply during the period by which the permitted hours for the licence are extended under paragraph (1) of this Article.

(6) However, if it appears on reasonable grounds to -

- (a) a Centenier of a parish in which any licensed premises in respect of which paragraph (1) of this Article applies are situated; or
- (b) any officer of the States of Jersey Police Force of or above the rank of Inspector,

that in the interests of public order the extension under that paragraph of the permitted hours in respect of that licence should cease to apply to it, he may inform the holder of the licence accordingly, and paragraph (1) of this Article shall thereupon cease to apply in respect of that licence.

(7) Before a Centenier exercises a power under paragraph (6) of this Article he shall consult an officer of the

States of Jersey Police Force of or above the rank of Inspector, and before an officer of the States of Jersey Police Force exercises such a power he shall consult a Centenier of the parish in which the licensed premises are situated.

(8) The restrictions to which paragraph (5) of this Article refers are as follows -

- (a) a restriction imposed by or under any of the following provisions of this Law, namely paragraphs (10) and (10A) of Article 6, paragraph (1) of Article 35, paragraph (1) of Article 42A and Article 91 of this Law, as far as that restriction relates to the hours during which a person who is otherwise entitled to do so may enter or be on licensed premises or consume liquor on licensed premises; and
- (b) a restriction imposed under any of the following provisions of this Law, namely paragraph (1) of Article 30, paragraph (1) of Article 38, Article 45, paragraph (1) of Article 50, paragraph (2) of Article 53, Article 54, paragraph (1) of Article 60, Article 62, paragraph (2) of Article 73 and Article 74.”.

2. These Regulations may be cited as the Licensing (No. 13) (Jersey) Regulations 1999 and shall come into force on the day following promulgation.