Guidance Notes for Notification of Interest: Licensing Act 2003 Section 178

General Information

Any person with a legal interest in a property may give notice to the licensing authority of their interest, in order to be kept informed of any licensing |applications in respect of that property.

A legal interest is defined as:

- the freeholder or leaseholder of the premises;

- a legal mortgagee in respect of the premises; or

- a person in occupation of the premises.

There is no legal requirement for persons with these property interests to give notice to the licensing authority - it is entirely at their discretion as to whether to make use of this provision.

Once received, the authority will record your interest in the premises, endorse the notice and return it to you. You will then be formally notified of any subsequent applications relating to licences under the Licensing Act 2003, in respect of the premises indicated. This may include new applications, variations of existing licences, transfers, reviews, or notification if the licence lapses or is surrendered.

The notice of interest is valid for 12 months from the date of receipt. After this time, if you still wish to be kept informed of any applications or changes made for licences in respect of the premises, you may submit a new notice.

When completing your application:

The Contact name (where not previously given or where it differs from the notifier) and address for correspondence associated with this notification - this refers to the address which we use to correspond with you about this notification and if a change is made to the register.

Elmbridge
Borough Council

Will Tacit Consent (automatic approval if the Council does not decide on your application in time) apply?

Yes. This means that you will be able to act as though your application is granted if you have not heard from the local authority by the end of the target completion period.

Appeals

A right of appeal does not apply to notifications of interest.