



# Licensing (Scotland) Act 2005

## 2005 asp 16

### LICENSING (SCOTLAND) ACT 2005

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*Status: Point in time view as at 01/10/2011.*

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*Conviction of licence holder for relevant or foreign offence*

- 80 Duty to notify court of personal licence
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125 Special provisions for certain clubs

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126 Vessels, vehicles and moveable structures

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### *Membership*

1 (1) A Licensing Board is to consist of such number...

### *Election of members*

2 (1) Each council must, at their first meeting after each...

### *Disqualification from membership*

3 (1) A councillor is disqualified from election as, and from...

### *Tenure of office etc.*

4 (1) A member of a Licensing Board—

### *Removal of members from office*

5 The relevant council may remove a member from office if...

### *Convener*

6 (1) A Licensing Board must, at their first meeting after...

### *Removal of convener*

7 (1) The convener of a Licensing Board may be removed...

### *Administrative support*

8 (1) In relation to each Licensing Board, the relevant council...

### *Committees*

9 A Licensing Board may establish committees for or in connection...

### *Delegation of functions*

10 (1) A Licensing Board may authorise (whether generally or specifically)  
—...

### *Training of members*

11 (1) Each member of a Licensing Board must, no later...

### *Proceedings*

12 (1) The quorum for a meeting of a Licensing Board...

### *Validity of proceedings*

13 The proceedings of a Licensing Board are not affected by—...

### *Transitional and transitory provision*

14 (1) Until the end of the day of the first...

SCHEDULE 2 — Local Licensing Forums

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### *Introductory*

- 1 In this schedule, “Forum” means a Local Licensing Forum established...

### *Membership*

- 2 (1) A Forum is to consist of such number (being...

### *Convener*

- 3 (1) At their first meeting in each calendar year, a...

### *Administrative support*

- 4 A council must provide each Forum established by them, or...

### *Meetings and proceedings*

- 5 (1) Each Forum must, in each calendar year, hold at...

## SCHEDULE 3 — Premises licences: mandatory conditions

### *Interpretation*

- 1 In this schedule, “the premises” means, in relation to any...

### *Compliance with the operating plan*

- 2 (1) Alcohol is to be sold on the premises only...  
3 Any other activity to be carried on in the premises...

### *The premises manager*

- 4 (1) Alcohol is not to be sold on the premises...

### *Authorisation of sales of alcohol*

- 5 Every sale of alcohol made on the premises must be...

### *Training of staff*

- 6 (1) No person (other than a person who holds a...  
6B (1) A package containing two or more alcoholic products (whether...

### *Pricing of alcohol*

- 7 Where the price at which any alcohol sold on the...  
7A Where the price at which any alcohol sold on the...

### *Irresponsible drinks promotions*

- 8 (1) An irresponsible drinks promotion must not be carried on...

### *Provision of non-alcoholic drinks*

- 9 (1) The conditions specified in this paragraph apply only to...

### *Age verification policy*

- 9A (1) There must be an age verification policy in relation...



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*Payment of annual or recurring fees*

- 10 (1) The condition specified in sub-paragraph (2) applies only in...

*Notices – admission of persons under 18*

- 11 (1) The condition specified in this paragraph applies only in...

*Baby changing facilities*

- 12 (1) The condition specified in this paragraph applies only in...

*Display, or promotion of the sale, of alcohol for consumption off the premises*

- 13 (1) Subject to sub-paragraph (3), alcohol which is for sale...

SCHEDULE 4 — Occasional licences: mandatory conditions

*Interpretation*

- 1 In this schedule, “the premises” means, in relation to any...

*Compliance with licence*

- 2 (1) Alcohol may be sold on the premises only in...  
3 Any other activity to be carried on in the premises...

*Authorisation of sales of alcohol*

- 4 (1) The condition specified in sub-paragraph (2) applies only to...

*Voluntary organisations*

- 5 (1) The condition specified in sub-paragraph (2) applies only to...  
5B (1) A package containing two or more alcoholic products (whether...

*Pricing of alcohol*

- 6 Where the price at which any alcohol sold on the...  
6A Where the price at which any alcohol sold on the...

*Irresponsible drinks promotions*

- 7 (1) An irresponsible drinks promotion must not be carried on...

*Provision of non-alcoholic drinks*

- 8 (1) The conditions specified in this paragraph apply only to...

*Age verification policy*

- 9 (1) There must be an age verification policy in relation...

SCHEDULE 5 — Appeals

- Part 1 — APPEALS TO THE SHERIFF PRINCIPAL  
Part 2 — APPEALS TO THE SHERIFF

SCHEDULE 6 — Modification of enactments

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*Children and Young Persons Act 1963 (c. 37)*

- 1 In section 37(2)(b)(ii) (restriction on persons under 16 taking part...

*Countryside (Scotland) Act 1967 (c. 86)*

- 2 In section 78(1) (interpretation) of the Countryside (Scotland) Act 1967,...

*New Towns (Scotland) Act 1968 (c. 16)*

- 3 (1) The New Towns (Scotland) Act 1968 is amended as...

*Water (Scotland) Act 1980 (c. 45)*

- 4 In section 50(1)(b) (power to require supply by meter to...

*Local Government, Planning and Land Act 1980 (c. 65)*

- 5 In section 146 (disposal of land by urban development corporation)...

*Civic Government (Scotland) Act 1982 (c. 45)*

- 6 (1) The Civic Government (Scotland) Act 1982 is amended as...

*Criminal Law (Consolidation) (Scotland) Act 1995 (c. 39)*

- 7 (1) The Criminal Law (Consolidation) (Scotland) Act 1995 is amended...

*Crime and Punishment (Scotland) Act 1997 (c. 48)*

- 8 (1) Section 61 (confiscation of alcohol from persons under 18)...

*Scottish Public Services Ombudsman Act 2002 (asp 11)*

- 9 In paragraph 10 of Part 1 of schedule 2 (authorities...

*Freedom of Information (Scotland) Act 2002 (asp 13)*

- 10 In paragraph 23 of Part 3 of schedule 1 (local...

SCHEDULE 7 — Repeals

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