



Licensing (Scotland) Act 2005

2005 asp 16

PART 1

CORE PROVISIONS

2 Meaning of “alcohol”

(1) In this Act, “alcohol”—

- (a) means spirits, wine, beer, cider or any other fermented, distilled or spirituous liquor, but
- (b) does not include—
 - (i) alcohol which is of a strength of 0.5% or less at the time of its sale,
 - (ii) perfume,
 - (iii) any flavouring essence recognised by the Commissioners of Customs and Excise as not being intended for consumption as or with dutiable alcoholic liquor,
 - ^{F1}(iv)
 - (v) alcohol which is, or is included in, a medicinal product,
 - (vi) denatured alcohol,
 - (vii) methyl alcohol,
 - (viii) naphtha, or
 - (ix) alcohol contained in liqueur confectionery.

(2) In this section—

“beer”, “cider”, “denatured alcohol”, “dutiable alcoholic liquor” and “wine” have the same meanings as in the Alcoholic Liquor Duties Act 1979 (c. 4), and “medicinal product” has the same meaning as in section 130 of the Medicines Act 1968 (c. 67).

Textual Amendments

- F1** S. 2(1)(b)(iv) repealed (15.5.2017) by [Air Weapons and Licensing \(Scotland\) Act 2015 \(asp 10\)](#), ss. 54, 88(2); S.S.I. 2017/119, art. 2, sch.

Changes to legislation: Licensing (Scotland) Act 2005, Section 2 is up to date with all changes known to be in force on or before 07 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

Commencement Information

II S. 2 in force at 1.5.2007 by [S.S.I. 2007/129](#), art. 3, [sch.](#)

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Changes and effects yet to be applied to :

- specified provision(s) Appointed Day(s) by [S.S.I. 2006/239 art. 2](#) (This S.S.I. is revoked on 25.5.2006 by S.S.I. 2006/286, art. 6)

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 33(1)(1A) substituted for s. 33(1)-(3) by [2015 asp 10 s. 49\(2\)\(a\)](#)
- s. 33(8)(za) inserted by [2015 asp 10 s. 49\(2\)\(c\)](#)
- s. 33(8A) inserted by [2015 asp 10 s. 49\(2\)\(d\)](#)
- s. 33A inserted by [2015 asp 10 s. 49\(4\)](#)
- s. 134ZA-134ZC inserted by [2015 asp 10 s. 61\(2\)](#)