



# Licensing (Scotland) Act 2005

## 2005 asp 16

### PART 4

#### OCCASIONAL LICENCES

#### 57 Notification of application to chief constable and Licensing Standards Officer

- (1) Where a Licensing Board receives an occasional licence application, the Board must give notice of it, together with a copy of the application, to—
- (a) the [<sup>F1</sup>chief constable], and
  - (b) any Licensing Standards Officer for the area in which the subject premises are situated.

<sup>F2</sup>(2) .....

- (3) A Licensing Standards Officer may, within 21 days of receipt of a notice under subsection (1)(b), prepare and submit to the Licensing Board a report setting out the Officer's comments on the application.

[<sup>F3</sup>(3A) If a Licensing Standards Officer intends to prepare and submit a report but is, for a reason relating to coronavirus, unable to do so within the period mentioned in subsection (3)—

- (a) the Officer must, within that period, make the Licensing Board aware of that situation, and
- (b) if the Officer submits a report after the end of that period, the Board may take the report into account if the Board considers it reasonable to do so.]

[<sup>F4</sup>(4) Subsection (5) applies where the Licensing Board is satisfied that the application requires to be dealt with quickly.

- (5) [<sup>F5</sup>Subsection (3) has] effect in relation to the application as if the [<sup>F6</sup>reference] to the period of 21 days were [<sup>F7</sup>a reference] to such shorter period of not less than 24 hours as the Board may determine.]

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**Changes to legislation:** Licensing (Scotland) Act 2005, Section 57 is up to date with all changes known to be in force on or before 01 June 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

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### Textual Amendments

- F1** Words in s. 57(1)(a) substituted (1.4.2013) by [Police and Fire Reform \(Scotland\) Act 2012 \(asp 8\)](#), s. 129(2), [sch. 7 para. 29\(2\)](#), [\(3\)](#); S.S.I. 2013/51, art. 2 (with transitional provisions and savings in S.S.I. 2013/121)
- F2** S. 57(2) repealed (1.11.2011) by [Criminal Justice and Licensing \(Scotland\) Act 2010 \(asp 13\)](#), s. 206(1), [Sch. 6 para. 9](#); S.S.I. 2011/354, art. 2, sch.
- F3** S. 57(3A) inserted (temp.) (7.4.2020) by virtue of [Coronavirus \(Scotland\) Act 2020 \(asp 7\)](#), s. 17(1), [sch. 5 para. 5\(3\)](#) (with ss. 11-13)
- F4** S. 57(4)(5) added (1.10.2011) by [Criminal Justice and Licensing \(Scotland\) Act 2010 \(asp 13\)](#), [ss. 189\(2\)](#), 206(1); S.S.I. 2011/178, art. 2, Sch.
- F5** Words in s. 57(5) substituted (15.5.2017) by [Air Weapons and Licensing \(Scotland\) Act 2015 \(asp 10\)](#), s. 88(2), [sch. 2 para. 4\(7\)\(a\)](#); S.S.I. 2017/119, art. 2, sch.
- F6** Word in s. 57(5) substituted (15.5.2017) by [Air Weapons and Licensing \(Scotland\) Act 2015 \(asp 10\)](#), s. 88(2), [sch. 2 para. 4\(7\)\(b\)](#); S.S.I. 2017/119, art. 2, sch.
- F7** Words in s. 57(5) substituted (15.5.2017) by [Air Weapons and Licensing \(Scotland\) Act 2015 \(asp 10\)](#), s. 88(2), [sch. 2 para. 4\(7\)\(c\)](#); S.S.I. 2017/119, art. 2, sch.

### Commencement Information

- I1** S. 57 in force at 1.2.2008 by S.S.I. 2007/472, art. 2, [sch. 1](#)

**Changes to legislation:**

Licensing (Scotland) Act 2005, Section 57 is up to date with all changes known to be in force on or before 01 June 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.

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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\(2\)](#)