
SCOTTISH STATUTORY INSTRUMENTS

2007 No. 128

**The Licensing (Appointed Day and
Transitional Provisions) (Scotland) Order 2007**

Citation, commencement and interpretation

1.—(1) This Order may be cited as the Licensing (Appointed Day and Transitional Provisions) (Scotland) Order 2007 and shall come into force on 1st May 2007.

(2) In this Order—

“the Act” means the Licensing (Scotland) Act 2005;

“the 1976 Act” means the Licensing (Scotland) Act 1976(1).

Statements of licensing policy – appointed day

2. 30th November 2007 is appointed as the day for the beginning of the period of 3 years referred to in section 6(7)(a) of the Act.

Licensing Boards

3.—(1) Following the election of members to a Licensing Board under paragraph 2 of schedule 1 to the Act, the Board so constituted is to be responsible for discharging as regards its area the functions of a licensing board under the 1976 Act as well as the functions assigned to it under the Act.

(2) So far as may be necessary for the purposes of paragraph (1), any reference in the 1976 Act to a licensing board is to be read as if it were a reference to a Licensing Board constituted as described in that paragraph.

Licensing Board proceedings

4. The prohibition in paragraph 11(3) of schedule 1 to the Act is not to apply to proceedings of a Licensing Board under any enactment other than the Act.

Local Licensing Forums

5.—(1) The requirement in paragraph 2(3) of schedule 2 to the Act for at least one of the members of each Local Licensing Forum to be a Licensing Standards Officer is not to apply until 1st September 2009.

(2) The requirement in paragraph 5(1) of schedule 2 to the Act for each Local Licensing Forum to hold at least 4 meetings in each calendar year is not to apply in respect of 2007.

Test purchasing of alcohol

6. The restriction in article 4 of the Licensing (Scotland) Act 2005 (Commencement No. 2 and Transitional Provisions) Order 2006(2) (under which only the chief constable of the Fife police force

(1) 1976 c. 66.

(2) S.S.I. 2006/286.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

may authorise a child or young person for the purposes referred to in section 105(2) of the Act) is to cease to have effect.

St Andrew's House,
Edinburgh
27th February 2007

GEORGE LYON
Authorised to sign by the Scottish Ministers