SCOTTISH STATUTORY INSTRUMENTS

2007 No. 93

LICENSING (LIQUOR)

The Sale of Alcohol to Children and Young Persons (Scotland) Regulations 2007

Made	20th February 2007
Laid before the Scottish	
Parliament	21st February 2007
Coming into force	1st September 2009

The Scottish Ministers, in exercise of the powers conferred by sections 102(4)(c), 108(7)(c), 110(3) and 147(1) of the Licensing (Scotland) Act 2005(1) and of all other powers enabling them in that behalf, hereby make the following Regulations:

PROSPECTIVE

VALID FROM 01/09/2009

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Sale of Alcohol to Children and Young Persons (Scotland) Regulations 2007 and shall come into force [F1 at 5.00 a.m.] on 1st September 2009.

(2) In these Regulations, "the Act" means the Licensing (Scotland) Act 2005.

Textual Amendments

F1 Words in reg. 1(1) inserted (1.9.2007) by The Licensing (Miscellaneous Amendments) (Scotland) Regulations 2007 (S.S.I. 2007/313), regs. 1, **3**

Commencement Information

II Reg. 1 in force at 1.9.2009, see reg. 1(1)

Status: Point in time view as at 01/09/2007. This version of this Instrument contains provisions that are not valid for this point in time. Changes to legislation: There are currently no known outstanding effects for the The Sale of Alcohol to Children and Young Persons (Scotland) Regulations 2007. (See end of Document for details)

VALID FROM 01/09/2009

Prescribed documents

2.—(1) A document of the description specified in paragraph (2) is prescribed for the purposes of–

- (a) paragraph (c) of section 102(4) of the Act; and
- (b) paragraph (c) of section 108(7) of the Act.

(2) That description is a photographic identity card of a type approved by the British Retail Consortium for the purposes of its Proof of Age Standards Scheme.

Commencement Information

I2 Reg. 2 in force at 1.9.2009, see reg. 1(1)

VALID FROM 01/09/2009

Form and dimensions of notice

The notice required by section 110 of the Act to be displayed in premises must be

 (a) in the form set out in the Schedule; and

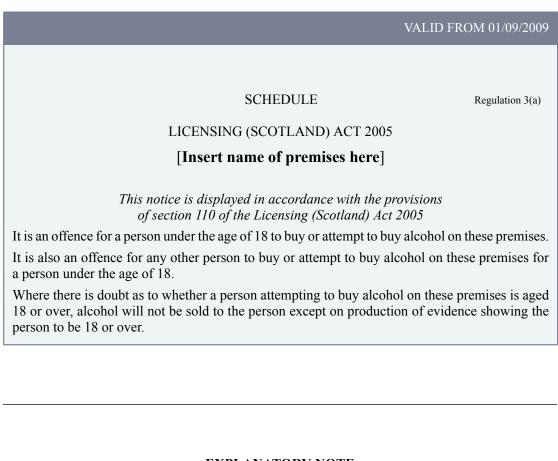
(b) of A4 size or larger.

Commencement Information

I3 Reg. 3 in force at 1.9.2009, see reg. 1(1)

St Andrew's House, Edinburgh *GEORGE LYON* Authorised to sign by the Scottish Ministers

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EXPLANATORY NOTE

(This note is not part of the Regulations)

Sections 102 and 108 of the Licensing (Scotland) Act 2005 create criminal offences in connection with the sale of alcohol to a person under 18 and the delivery of alcohol by or to such a person. Those sections provide a defence if the person charged with the offence has taken reasonable steps to establish the age of the person involved by looking at a passport or driving licence or another document prescribed for the purposes of those sections. Regulation 2 of these Regulations prescribes for those purposes a photographic identity card of a type approved by the British Retail Consortium for the purposes of its Proof of Age Standards Scheme. Further information about that Scheme may be obtained from the British Retail Consortium, 21 Dartmouth Street, London, SW1H 9BP (tel: 020 7854 8900) or on the Consortium's website at www.brc.org.uk.

Regulation 3 of, and the Schedule to, these Regulations prescribe the size and form of the notice to be displayed on licensed premises so as to provide statements as to offences in connection with the purchase of alcohol by, or the sale of alcohol to, a person under 18.

Status:

Point in time view as at 01/09/2007. This version of this Instrument contains provisions that are not valid for this point in time.

Changes to legislation:

There are currently no known outstanding effects for the The Sale of Alcohol to Children and Young Persons (Scotland) Regulations 2007.