
EXPLANATORY NOTE

(This note is not part of the Order)

This Order requires local authorities to attach mandatory conditions to knife dealers' licences granted or renewed under section 27C of the Civic Government (Scotland) Act 1982.

Article 3 specifies the mandatory conditions that must be attached to all knife dealers' licences granted or renewed by a local authority. These are the identity of the customer and the means by which the customer's identity was verified; proof that the customer was at least eighteen years of age at the time of the transaction and the means by which the customer's age was established or an explanation why it was considered unnecessary for proof of age to be established; and a full description of the article which was sold, hired, offered or exposed for sale or hire, lent or given to the customer. The records must be kept for 3 years.

Article 4 requires local authorities to attach additional mandatory conditions to a licence where the dealer is carrying on a business in swords. These are that a knife dealer must take all reasonable steps to establish from the customer and confirm the intended use of any sword; and that the knife dealer must make and retain records for a period of at least 3 years on the enquiries made of the customer as to the intended use of the sword.