



# Licensing (Scotland) Act 1976 (repealed)

## 1976 CHAPTER 66

### PART VIII

#### MISCELLANEOUS, TRANSITIONAL & GENERAL

#### 138 Exemptions and savings.

- (1) Nothing in this Act shall make unlawful—
- (a) trafficking in alcoholic liquor in a canteen held under the authority of a Secretary of State;
  - (b) trafficking in alcoholic liquor in a theatre erected before 1st January 1904;
  - (c) trafficking, with passengers in an aircraft, or, subject to section 93 of this Act, in a vessel or railway passenger vehicle, in alcoholic liquor for consumption on board the aircraft or vessel or in the railway passenger vehicle, if the aircraft or vessel is employed for the carriage of passengers and is being flown or navigated from a place in the United Kingdom to another such place or from and to the same place in the United Kingdom on the same day, or, as the case may be, if the railway passenger vehicle is a vehicle in which passengers can be supplied with food.
- (2) Nothing in this Act shall—
- (a) affect the right of any person to carry on his business during the pendency of an appeal against the refusal of a licensing board to renew his licence;
  - (b) save as expressly provided in this Act, prohibit the sale of alcoholic liquor by a wholesaler; or
  - (c) affect any penalties recoverable by or on behalf of the Commissioners, or any laws relating to excise.

**Status:**

Point in time view as at 01/02/1991. This version of this provision has been superseded.

**Changes to legislation:**

There are currently no known outstanding effects for the Licensing (Scotland) Act 1976 (repealed), Section 138.