



Civic Government (Scotland) Act 1982

1982 CHAPTER 45

PART I

LICENSING—GENERAL PROVISIONS

[^{F1}3A Mandatory licence conditions

- (1) The Scottish Ministers may by order made by statutory instrument prescribe conditions to which licences granted by licensing authorities under this Act are to be subject.
- (2) Different conditions may be prescribed under subsection (1)—
 - (a) in respect of different licences, or different types of licence,
 - (b) otherwise for different purposes, circumstances or cases.
- (3) No order may be made under subsection (1) unless a draft of the statutory instrument containing the order has been laid before and approved by resolution of the Scottish Parliament.
- (4) Subsection (1) does not affect any other power of the Scottish Ministers under this Act or any other enactment to prescribe conditions—
 - (a) to which licences granted by licensing authorities under this Act are to be subject, or
 - (b) to be imposed by licensing authorities in granting or renewing licences under this Act.
- (5) The following conditions are referred to in this Part and Part 2 of this Act as “mandatory conditions”—
 - (a) conditions prescribed under subsection (1),
 - (b) conditions prescribed under any power referred to in subsection (4), and
 - (c) conditions imposed, or required to be imposed, by any provision of this Part or Part 2 of this Act.
- (6) In this section and section 3B, references to licences granted by licensing authorities include references to—

Status: Point in time view as at 20/12/2017.

Changes to legislation: Civic Government (Scotland) Act 1982, Section 3A is up to date with all changes known to be in force on or before 30 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)

- (a) licences renewed by licensing authorities, and
- (b) licences deemed by virtue of section 3(4) to be granted or renewed by licensing authorities.]

Textual Amendments

F1 Ss. 3A, 3B inserted (28.3.2011) by [Criminal Justice and Licensing \(Scotland\) Act 2010 \(asp 13\)](#), **ss. 172(3), 206(1)**; S.S.I. 2011/178, art. 2, sch. (with sch.)

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