

1976 No. 2068 (C.57) (S.170)

LICENSING (LIQUOR)

**The Licensing (Scotland) Act 1976
(Commencement No. 1) Order 1976**

Made - - - - 30th November 1976

In exercise of the powers conferred on me by section 141(2) of the Licensing (Scotland) Act 1976(a) and of all other powers enabling me in that behalf I hereby make the following order:—

Citation and Interpretation

1.—(1) This order may be cited as the Licensing (Scotland) Act 1976 (Commencement No. 1) Order 1976.

(2) The Interpretation Act 1889(b) shall apply for the interpretation of this order as it applies for the interpretation of an Act of Parliament.

(3) In this order:—

“the Act” means the Licensing (Scotland) Act 1976;

“the appointed day” means that day appointed by the Secretary of State as the day upon which in terms of section 141(2) of the Act any provisions of the Act may come into force.

(4) Except in so far as the context otherwise requires, any reference in this order to any provision of any enactment shall be construed as a reference to that provision as amended or extended by any enactment or instrument.

Appointed day

2. For those provisions of the Act listed in column 1 but subject to any restrictions specified in column 2 of the Schedule annexed to this order, the appointed day shall be 13th December 1976.

Bruce Millan,
One of Her Majesty's Principal
Secretaries of State.

New St. Andrew's House,
Edinburgh.
30th November 1976.

SCHEDULE

Column 1	Column 2
<i>Provisions of the Act</i>	<i>Restrictions in application</i>
Section 53(1)	none
Section 53(2)	Only to apply to permitted hours for days except Sundays
Section 53(3)	none
Section 53(4)	„
Section 54(1)	„
Section 54(3)	„
Section 54(4)	„
Section 54(5)	„
Sections 56-59	„
Section 67	„
Section 136(2)	Only for purpose of repeals of enactments in Schedule 8 hereinafter specified
Section 139	Only so far as necessary for the purposes of this order
Section 140(2)-(8)	none
Schedule 5	Only so far as the undernoted entries in column 1 of Schedule 5 are concerned, viz:
	Section 54(1)(a)
	Section 54(1)(b)
	Section 57(7)
	Section 57(8)
	Section 58(7)
	Section 58(8)
	Section 59(7)
Schedule 8:	
Licensing (Scotland) Act 1959(a)	Only to extent of repealing Sections 121 and 126 in column 3 of Schedule 8
Licensing (Scotland) Act 1962(b)	Only to extent of repealing Section 3(3) and Sections 4-8 in column 3 of Schedule 8.
(a) 1959 c. 51.	(b) 1962 c. 51.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order provides for the coming into force of those sections of the Licensing (Scotland) Act 1976 which specify the new hours during which alcoholic liquor may except in a public house on a Sunday be sold, supplied or consumed in licensed premises, licensed canteens and registered clubs, and the associated offences and penalties concerning non-adherence to such hours. It also repeals those provisions specifying the previous hours in the Licensing (Scotland) Acts 1959 and 1962

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