



# Licensing (Scotland) Act 2005

2005 asp 16

## LICENSING (SCOTLAND) ACT 2005

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## SCHEDULE 1 — Licensing Boards

### *Membership*

- 1 (1) A Licensing Board is to consist of such number...

### *Election of members*

- 2 (1) Each council must, at their first meeting after each...

### *Disqualification from membership*

- 3 (1) A councillor is disqualified from election as, and from...

### *Tenure of office etc.*

- 4 (1) A member of a Licensing Board—

### *Removal of members from office*

- 5 The relevant council may remove a member from office if...

### *Convener*

- 6 (1) A Licensing Board must, at their first meeting after...

### *Removal of convener*

- 7 (1) The convener of a Licensing Board may be removed...

### *Administrative support*

- 8 (1) In relation to each Licensing Board, the relevant council...

### *Committees*

- 9 A Licensing Board may establish committees for or in connection...

### *Delegation of functions*

- 10 (1) A Licensing Board may authorise (whether generally or specifically)  
—...

### *Training of members*

- 11 (1) Each member of a Licensing Board must, no later...

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### *Proceedings*

12 (A1) A Licensing Board may determine that a meeting is...

### *Validity of proceedings*

13 The proceedings of a Licensing Board are not affected by—...

### *Transitional and transitory provision*

14 (1) Until the end of the day of the first...

## SCHEDULE 2 — Local Licensing Forums

### *Introductory*

1 In this schedule, “Forum” means a Local Licensing Forum established...

### *Membership*

2 (1) A Forum is to consist of such number (being...

### *Convener*

3 (1) At their first meeting in each calendar year, a...

### *Administrative support*

4 A council must provide each Forum established by them, or...

### *Meetings and proceedings*

5 (1) Each Forum must, in each calendar year, hold at...

## SCHEDULE 3 — Premises licences: mandatory conditions

### *Interpretation*

1 In this schedule, “the premises” means, in relation to any...

### *Compliance with the operating plan*

2 (1) Alcohol is to be sold on the premises only...

3 Any other activity to be carried on in the premises...

### *The premises manager*

4 (1) Alcohol is not to be sold on the premises...

### *Authorisation of sales of alcohol*

5 Every sale of alcohol made on the premises must be...

### *Training of staff*

6 (1) No person (other than a person who holds a...

6A (1) Alcohol must not be sold on the premises at...

6B (1) A package containing two or more alcoholic products (whether...



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#### *Pricing of alcohol*

- 7 Where the price at which any alcohol sold on the...
- 7A Where the price at which any alcohol sold on the...

#### *Irresponsible drinks promotions*

- 8 (1) An irresponsible drinks promotion must not be carried on...

#### *Provision of non-alcoholic drinks*

- 9 (1) The conditions specified in this paragraph apply only to...

#### *Age verification policy*

- 9A (1) There must be an age verification policy in relation...

#### *Payment of annual or recurring fees*

- 10 (1) The condition specified in sub-paragraph (2) applies only in...

#### *Notices – admission of persons under 18*

- 11 (1) The condition specified in this paragraph applies only in...

#### *Baby changing facilities*

- 12 (1) The condition specified in this paragraph applies only in...

#### *Display, or promotion of the sale, of alcohol for consumption off the premises*

- 13 (1) Subject to sub-paragraph (3), alcohol which is for sale...

### SCHEDULE 4 — Occasional licences: mandatory conditions

#### *Interpretation*

- 1 In this schedule, “the premises” means, in relation to any...

#### *Compliance with licence*

- 2 (1) Alcohol may be sold on the premises only in...
- 3 Any other activity to be carried on in the premises...

#### *Authorisation of sales of alcohol*

- 4 (1) The condition specified in sub-paragraph (2) applies only to...

#### *Voluntary organisations*

- 5 (1) The condition specified in sub-paragraph (2) applies only to...
- 5A (1) Alcohol must not be sold on the premises at...
- 5B (1) A package containing two or more alcoholic products (whether...

#### *Pricing of alcohol*

- 6 Where the price at which any alcohol sold on the...
- 6A Where the price at which any alcohol sold on the...

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*Age verification policy*

- 9 (1) There must be an age verification policy in relation...

SCHEDULE 5 — Appeals

Part 1 — APPEALS TO THE SHERIFF PRINCIPAL

Part 2 — APPEALS TO THE SHERIFF

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*Children and Young Persons Act 1963 (c. 37)*

- 1 In section 37(2)(b)(ii) (restriction on persons under 16 taking part...

*Countryside (Scotland) Act 1967 (c. 86)*

- 2 In section 78(1) (interpretation) of the Countryside (Scotland) Act 1967,...

*New Towns (Scotland) Act 1968 (c. 16)*

- 3 (1) The New Towns (Scotland) Act 1968 is amended as...

*Water (Scotland) Act 1980 (c. 45)*

- 4 In section 50(1)(b) (power to require supply by meter to...

*Local Government, Planning and Land Act 1980 (c. 65)*

- 5 In section 146 (disposal of land by urban development corporation)...

*Civic Government (Scotland) Act 1982 (c. 45)*

- 6 (1) The Civic Government (Scotland) Act 1982 is amended as...

*Criminal Law (Consolidation) (Scotland) Act 1995 (c. 39)*

- 7 (1) The Criminal Law (Consolidation) (Scotland) Act 1995 is amended...

*Crime and Punishment (Scotland) Act 1997 (c. 48)*

- 8 (1) Section 61 (confiscation of alcohol from persons under 18)...

*Scottish Public Services Ombudsman Act 2002 (asp 11)*

- 9 In paragraph 10 of Part 1 of schedule 2 (authorities...

*Freedom of Information (Scotland) Act 2002 (asp 13)*

- 10 In paragraph 23 of Part 3 of schedule 1 (local...

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## SCHEDULE 7 — Repeals

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**Changes and effects yet to be applied to :**

- s. 28(2) word substituted by [2015 asp 10 Sch. 2 para. 4\(2\)](#)
- s. 33 title substituted by [2015 asp 10 s. 49\(3\)](#)
- s. 33(4) words inserted by [2015 asp 10 s. 49\(2\)\(b\)](#)
- s. 34 repealed by [2015 asp 10 s. 49\(5\)](#)
- s. 35(1) words repealed by [2015 asp 10 Sch. 2 para. 4\(4\)](#)
- s. 35(3)(b) words repealed by [2015 asp 10 Sch. 2 para. 4\(4\)](#)
- s. 49(1)(c) words repealed by [2015 asp 10 Sch. 2 para. 4\(6\)](#)
- s. 129(4) repealed by [2015 asp 10 s. 52](#)
- Sch. 5 Pt. 1 words inserted by [2015 asp 10 s. 49\(6\)\(b\)](#)
- Sch. 5 Pt. 1 words inserted by [2015 asp 10 s. 49\(6\)\(c\)](#)
- Sch. 5 Pt. 1 words repealed by [2015 asp 10 s. 49\(6\)\(a\)](#)
- specified provision(s) Appointed Day(s) by [S.S.I. 2006/239 art. 2](#) (This S.S.I. is revoked on 25.5.2006 by S.S.I. 2006/286, art. 6)

**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 33(1)(1A) substituted for s. 33(1)-(3) by [2015 asp 10 s. 49\(2\)\(a\)](#)
- s. 33(8)(za) inserted by [2015 asp 10 s. 49\(2\)\(c\)](#)
- s. 33(8A) inserted by [2015 asp 10 s. 49\(2\)\(d\)](#)
- s. 33A inserted by [2015 asp 10 s. 49\(4\)](#)
- s. 134ZA-134ZC inserted by [2015 asp 10 s. 61\(2\)](#)