



# Licensing (Scotland) Act 2005

## 2005 asp 16

### PART 3

#### PREMISES LICENCES

##### *Premises licence applications*

#### **20 Application for premises licence**

- (1) Any person, other than an individual under the age of 18, may apply to the appropriate Licensing Board for a premises licence in respect of any premises.
- (2) An application under subsection (1) must—
  - (a) contain a description of the subject premises, and
  - (b) be accompanied by—
    - (i) an operating plan for the subject premises,
    - (ii) a plan (referred to in this Act as a “layout plan”), in the prescribed form, of the subject premises, and
    - (iii) the certificates required by section 50(1).
- (3) An application under subsection (1) which complies with subsection (2) is referred to in this Act as a “premises licence application”.
- (4) An “operating plan” in relation to any premises is a document in the prescribed form containing—
  - (a) a description of the activities to be carried on in the premises,
  - (b) a statement of the times during which it is proposed that alcohol be sold on the premises,
  - (c) a statement as to whether the alcohol is to be sold for consumption on the premises, off the premises or both,
  - (d) a statement of the times at which any other activities in addition to the sale of alcohol are to be carried on in the premises,
  - (e) where alcohol is to be sold for consumption on the premises, a statement as to whether children or young persons are to be allowed entry to the premises and, if they are to be allowed entry, a statement of the terms on which they are allowed entry including, in particular—

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*Status: This is the original version (as it was originally enacted).*

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- (i) the ages of children or young persons to be allowed entry,
    - (ii) the times at which they are to be allowed entry, and
    - (iii) the parts of the premises to which they are to be allowed entry,
  - (f) information as to the proposed capacity of the premises,
  - (g) prescribed information about the individual who is to be the premises manager, and
  - (h) such other information in relation to the premises and the activities to be carried on there as may be prescribed.
- (5) Where alcohol is to be sold both for consumption on and for consumption off any premises, the operating plan for the premises may, under subsection (4)(b), state different times for—
- (a) the sale of alcohol for consumption on the premises, and
  - (b) the sale of alcohol for consumption off the premises.