



# Alcohol etc. (Scotland) Act 2010

## 2010 asp 18

### PART 1

#### ALCOHOL LICENSING

##### *Sale of alcohol to under 21s*

#### **9 Presumption against prohibition on off-sales to under 21s**

In section 6 of the 2005 Act (statements of licensing policy), after subsection (3) insert—

“(3A) A Licensing Board may not, in a licensing policy statement or supplementary licensing policy statement, indicate an intention to introduce (by means of the imposition of conditions on the granting of premises licences or the variation of conditions in premises licences) a prohibition on the sale of alcohol for consumption off licensed premises to persons aged 18 or over but under 21 which applies to—

- (a) all premises in its area which are licensed to sell alcohol for consumption off the premises, or
- (b) premises licensed as mentioned in paragraph (a)—
  - (i) in a particular part of its area, or
  - (ii) of a particular description.”.