



Air Weapons and Licensing (Scotland) Act 2015

2015 asp 10

PART 3

CIVIC LICENSING

Public entertainment venues

74 Licensing of theatres etc.

- (1) In section 41 of the 1982 Act (public entertainment licences)—
 - (a) in subsection (2)(d), the words “the Theatres Act 1968, or” are repealed,
 - (b) after subsection (3) insert—

“(3A) In relation to a public entertainment licence which authorises the use of premises for the performance of plays, no condition may be attached to the licence as to the nature of the plays which may be performed, or the manner of performing plays, under the licence.

(3B) Subsection (3A) does not prevent a licensing authority from attaching, by virtue of section 3B or in accordance with subsection (3) or paragraph 5 of Schedule 1, any condition which they consider appropriate on the grounds of public safety.”.
- (2) In section 1 of the Theatres Act 1968 (“the 1968 Act”) (abolition of censorship of the theatre), subsection (2) is repealed.
- (3) Sections 12 to 14 of the 1968 Act (licensing of premises for public performances of plays) are repealed.
- (4) In section 15 of the 1968 Act (powers of entry and inspection)—
 - (a) in subsection (1)—
 - (i) the word “or” immediately following paragraph (a) is repealed,
 - (ii) paragraph (b) is repealed,

Changes to legislation: There are currently no known outstanding effects for the Air Weapons and Licensing (Scotland) Act 2015, Cross Heading: Public entertainment venues. (See end of Document for details)

- (iii) the words “or, in a case falling within paragraph (b) above, any police officer or authorised officer of the licensing authority” are repealed,
 - (iv) paragraph (ii) is repealed,
 - (b) subsections (2), (3), (5) and (6) are repealed.
- (5) In section 18 of the 1968 Act (interpretation), in subsection (1), the definition of “licensing authority” is repealed.
- (6) Schedule 1 to the 1968 Act (provision about licenses to perform plays) is repealed.

Commencement Information

- I1** S. 74(1) in force at 26.4.2019 by S.S.I. 2019/99, art. 2(1)(a) (with art. 3)
- I2** S. 74(2)-(6) in force at 27.1.2021 by S.S.I. 2019/99, art. 2(2) (with art. 3)

75 Restriction of exemption from requirement for public entertainment licence

In section 41(2) of the 1982 Act (places not requiring public entertainment licences), in paragraph (f), for the words from “licensed” where first occurring to “(asp 16)” substitute “ premises in respect of which a premises licence within the meaning of section 17 of the Licensing (Scotland) Act 2005 has effect ”.

Commencement Information

- I3** S. 75 in force at 1.11.2016 by S.S.I. 2016/307, art. 2, sch. (with art. 3)

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