



# Air Weapons and Licensing (Scotland) Act 2015

2015 asp 10

## PART 2

### ALCOHOL LICENSING

#### *Fit and proper person test*

#### **47 Personal licence holders: procedure on receipt of notice of conviction**

- (1) The 2005 Act is amended as follows.
- (2) In section 83 (procedure where Licensing Board receive notice of conviction)—
  - (a) after subsection (8), insert—

“(8A) Subsection (8) is subject to subsection (9A).”
  - (b) after subsection (9), insert—

“(9A) Where, at the hearing, the Licensing Board are satisfied that, having regard to the licensing objectives, the licence holder is not a fit and proper person to be the holder of a personal licence, the Board must make an order revoking the licence.”
  - (c) in subsection (10), after “(9)” insert “ or (9A) ”.
- (3) In Part 2 of schedule 5 (appeals to the sheriff), in the entry in the left-hand column relating to a decision to make an order under section 83(9), 84(7) or 86(3), for “83(9)” substitute “ 83(9) or (9A) ”.

#### **Commencement Information**

**11** S. 47 in force at 15.5.2017 by S.S.I. 2017/119, art. 2, sch. (with arts. 3, 4)

**Changes to legislation:**

There are currently no known outstanding effects for the Air Weapons and Licensing (Scotland) Act 2015, Section 47.