

**EXECUTIVE NOTE TO
THE LICENSING (TRAINING OF STAFF) (SCOTLAND) REGULATIONS 2007**

SSI 2007 No.397

The above instrument was made in exercise of the powers conferred by section 147(1) of, and paragraph 6 of schedule 3 to, the Licensing (Scotland) Act 2005. Schedule 3 will be brought fully into force by the date of commencement of these Regulations. The instrument is subject to negative resolution procedure.

Policy Objectives

These Regulations prescribe the training requirements for all staff working in licensed premises selling or serving alcohol (unless the person is simply serving alcohol on off-sales premises) . The process that has been established will ensure that all staff are trained to a standard that will enable them to implement their responsibilities and duties under the Act, without placing a disproportionate demand on the licensed trade

Consultation

These Regulations are based on the recommendations of the Training Advisory Group established by the Scottish Executive in May 2006. The Group's role was to consider and develop the detail regarding training under the Licensing (Scotland) Act 2005, based on the national training framework developed by the National Licensing Forum. The Training Advisory Group was chaired by Jack Law, the Chief Executive of Alcohol Focus Scotland, and consisted of representatives from; Licensing Boards, the main licensed trade associations and awarding bodies in Scotland. The full list of bodies represented on the Group is: -

- Alcohol Focus Scotland
- Scottish Qualifications Authority;
- Servewise;
- British Institute of Innkeeping
- Edinburgh Licensing Board;
- Association of Chief Police Officers in Scotland;
- Scottish Licensed Trade Association
- Scottish Beer and Pub Association;
- Scottish Retail Consortium
- British Entertainment and Dance Association;
- Scottish Grocers Federation
- British Hospitality Association
- Coal Industry Social Welfare Organisation
- British Inland Waterways
- South Ayrshire Council
- South Ayrshire Licensing Board
- City & Guilds Scotland
- City & Guilds

The Scottish Executive undertook a public consultation on a draft of these Regulations between October and December 2006.

Financial Effects

The instrument has no financial effects on the Scottish Executive, or local government. The Regulations permit the licensed trade to provide their own training in-house by a personal licence holder which will result in a minimal cost to the trade. Where training is provided by a professional training provider costs will be determined by individual providers and competition in the market should keep costs low. Until such time as training courses compliant with these Regulations are developed, it is not possible to predict accurately the cost that might be incurred.

Criminal Justice Directorate
Scottish Executive
August 2007