

Executive Note

The Licensing (Training) (Scotland) Regulations 2007 - S.S.I 2007/ 95

The above instrument was made in exercise of the powers conferred by sections 16 and 147(1) of, and paragraph 11 of schedule 1 to, the Licensing (Scotland) Act 2005. The instrument is subject to negative resolution procedure.

Policy Objectives

The purpose of the instrument is to introduce qualifications that will be requirement for all Licensing Board members and Licensing Standards Officers under schedule 1 of the Act. It is through mandatory training and the requirement to obtain this qualification that standards can be raised and maintained across the country. Board members will not be able to sit on the Board until such time as they attained the qualification. The qualifications were based on the framework for training developed by the National Licensing Forum. Ministers will only approve a qualification if it has been firstly accredited by the Scottish Qualifications Authority. The Scottish Executive has provided the Committee with a copy of the proposed specifications for the qualifications which accompanies this regulation.

Consultation

The Scottish Executive undertook a public consultation on a draft of these regulations between October and December 2006. Those consulted included all local authorities in Scotland, all Licensing Boards, the key licensed trade associations and a range of other stakeholder groups. In addition to this the Scottish Executive had useful discussions with key stakeholders during the consultation period. Those organisations included:

- The Scottish Licensed Trade Association;
- British Entertainment & Dance Association;
- The Scottish Beer & Pub Association;
- British Institute of Innkeeping;
- Scottish Grocers' Federation;
- Scottish Retail Consortium;
- Association of Chief Police Officers in Scotland; and
- The British Hospitality Association.

Financial Effects

The instrument has no financial effects on the Scottish Executive, or local government. There will be a cost on applicants wishing to undertake this qualification. These are not yet known as training still has to be designed and developed by awarding bodies. Costs will be determined by commercial training providers and competition in the market may keep costs to a minimum.

Scottish Executive Finance & Central Services Department
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