

2018 No. 49

LICENSING (LIQUOR)

The Premises Licence (Scotland) Amendment Regulations 2018

Made - - - - *7th February 2018*

Laid before the Scottish Parliament *9th February 2018*

Coming into force - - *30th March 2018*

The Scottish Ministers make the following Regulations in exercise of the powers conferred by section 20(6) of the Licensing (Scotland) Act 2005(a) and all other powers enabling them to do so.

Citation and commencement

1. These Regulations may be cited as the Premises Licence (Scotland) Amendment Regulations 2018 and come into force on 30th March 2018.

Amendment of the Premises Licence (Scotland) Regulations 2007

2.—(1) The Premises Licence (Scotland) Regulations 2007(b) are amended in accordance with paragraphs (2) and (3).

(2) After regulation 6 (operating plan) insert—

“Disabled access and facilities statement

7. A disabled access and facilities statement is to be in the form set out in schedule 6.”

(3) After schedule 5 (operating plan) insert schedule 6 (disabled access and facilities statement) as set out in the schedule of these Regulations.

MICHAEL MATHESON
A member of the Scottish Government

St Andrew’s House,
Edinburgh
7th February 2018

(a) 2005 asp 16; section 20(6) was inserted by section 179(3) of the Criminal Justice and Licensing (Scotland) Act 2010 (asp 13) (“the 2010 Act”). Section 179(3) of the 2010 Act was commenced by S.S.I. 2017/445. Section 147(1) contains a definition of “prescribed” relevant to the exercise of the statutory powers under which these Regulations are made.
(b) S.S.I. 2007/452.

SCHEDULE

Regulation 2

“

SCHEDULE 6

Regulation 7

DISABLED ACCESS AND FACILITIES STATEMENT

Licensing (Scotland) Act 2005, section 20(2)(b)(ia)

Question 1

Disabled access and facilities

1(a)	Is there disabled access to the premises	YES / NO*
1(b)	Do you have facilities for those with a disability	YES / NO*
1(c)	Do you have any other provisions available to aid the use of the premises by disabled people	YES / NO*
<i>*Delete as appropriate</i>		

If you have answered Yes to any of the questions above please complete, as appropriate, the following sections.

Question 2

Disabled access to, from and within the premises

Please provide clear and detailed description of how accessible the premises are for disabled people. e.g. ramps, accessible floors, signage.

Question 3

Facilities available

Please describe in detail the facilities provided for disabled people. e.g. disabled toilets, lifts, accessible tables.



Question 4

Other provisions

Please provide details of any other provisions made to aid the use of the premises by disabled people. e.g. assistance dogs welcome, large print menus.



DECLARATION BY APPLICANT OR AGENT ON BEHALF OF APPLICANT

If signing on behalf of the applicant please state in what capacity.

The contents of this disabled access and facilities statement are true to the best of my knowledge and belief.

Signature * (see note below)

Date

Capacity APPLICANT/AGENT

Telephone number and email address of signatory.....

*** Data Protection Act 1998**

The information on this form may be held on an electronic public register which may be available to members of the public on request. ”

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the Premises Licence (Scotland) Regulations 2007 (“the 2007 Regulations”).

Section 20 of the Licensing (Scotland) Act 2005 (“the 2005 Act”) requires that an application for an alcohol premises licence be accompanied by an operating plan, a layout plan and any certificates required under section 50(1) of the 2005 Act. Section 179 of the Criminal Justice and Licensing (Scotland) Act 2010 (“the 2010 Act”) amended section 20 of the 2005 Act to require that a disabled access and facilities statement must also be included with such applications.

Regulation 2(2) of these Regulations inserts a regulation 7 into the 2007 Regulations detailing that a disabled access and facilities statement is to be in the form set out in schedule 6 of the 2007 Regulations.

Regulation 2(3) and the schedule of these Regulations insert a schedule 6 into the 2007 Regulations. This provides a template of what the disabled access and facilities statement should contain.

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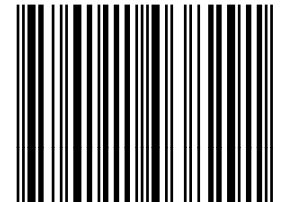
Printed and published in the UK by The Stationery Office Limited under the authority and superintendence of Jeff James, the Queen’s Printer for Scotland.

£4.25

S201802081005 02/2018 19585

<http://www.legislation.gov.uk/id/ssi/2018/49>

ISBN 978-0-11-103829-1



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