

## SCHEDULE 2

### AMENDMENTS

#### PART I

##### ALCOHOLISM AMENDMENTS

###### *The Inebriates Act 1898*

In section 30 of the Inebriates Act 1898, for the words from " shall be " onwards substitute—

“the First Schedule to this Act shall have effect for the purposes of the following enactments, namely—

- the Licensing Act 1902, section 6,
- the Licensing (Scotland) Act 1903, section 71, and
- the Licensing (Scotland) Act 1959, section 160,

(being enactments which operate by reference to the list of offences set out in the Schedule).”.

###### *The Licensing Act 1902*

In section 6(1) of the Licensing Act 1902, for the words from the beginning to " shall" substitute—

“Where a person is convicted of an offence mentioned in the First Schedule to the Inebriates Act 1898 and such person has, during the period of twelve months immediately preceding the date of the offence, been convicted on three occasions of an offence mentioned in the said Schedule, the court may”.

###### *The Licensing (Scotland) Act 1903*

In section 73 of the Licensing (Scotland) Act 1903—

- (a) for the words " section three of the Habitual Drunkards Act, 1879 " substitute " subsection (2) below " ; and
- (b) at the end add—

“(2) In this section " habitual drunkard" means a person who, not being a person suffering from mental disorder within the meaning of the Mental Health (Scotland) Act 1960, is notwithstanding, by reason of habitual intemperate drinking of intoxicating liquor, at times dangerous to himself or to others, or incapable of managing himself and his affairs.”.