



Licensing (Scotland) Act 2005

2005 asp 16

PART 2

LICENSING BODIES AND OFFICERS

Local Licensing Forums

10 Local Licensing Forums

- (1) Each council must establish a Local Licensing Forum for their area.
- (2) However, where the area of a council is divided into licensing divisions, the council may, instead of establishing a Local Licensing Forum for their area, establish separate such Forums for each division.
- (3) Each Licensing Board must hold, at least once in each calendar year, a joint meeting with the Local Licensing Forum for the Board's area.
- (4) Schedule 2 makes further provision about Local Licensing Forums, including provision about their membership and procedural and other administrative matters in relation to them.

Commencement Information

- II** S. 10 in force at 1.5.2007 by [S.S.I. 2007/129](#), art. 3, [Sch.](#)

11 General functions of Local Licensing Forums

- (1) Each Local Licensing Forum has the following general functions—
 - (a) keeping under review—
 - (i) the operation of this Act in the Forum's area, and
 - (ii) in particular, the exercise by the relevant Licensing Board or Boards of their functions, and
 - (b) giving such advice and making such recommendations to that or any of those Boards in relation to those matters as the Forum considers appropriate.

Changes to legislation: Licensing (Scotland) Act 2005, Cross Heading: Local Licensing Forums is up to date with all changes known to be in force on or before 26 May 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

- (2) Subsection (1) does not enable a Local Licensing Forum to—
 - (a) review, or
 - (b) give advice, or make recommendations, in relation to, the exercise by a Licensing Board of their functions in relation to a particular case.
- (3) In this section, section 12 and schedule 2, “relevant Licensing Board”, in relation to a Local Licensing Forum, means—
 - (a) the Licensing Board for the Forum's area, or
 - (b) in the case of a Local Licensing Forum for a council area which is divided into licensing divisions, each of the Licensing Boards for those divisions.

Commencement Information

I2 S. 11 in force at 1.5.2007 by [S.S.I. 2007/129](#), art. 3, [Sch.](#)

12 Licensing Boards' duties in relation to Local Licensing Forums

- (1) A Licensing Board must—
 - (a) in exercising any function, have regard to any advice given, or recommendation made, to them in relation to the function by a Local Licensing Forum, and
 - (b) where the Board decides not to follow the advice or recommendation, give the Forum reasons for the decision.
- (2) At the request of a Local Licensing Forum, a relevant Licensing Board must provide to the Forum copies of such relevant statistical information as the Forum may reasonably require for the purposes of the Forum's general functions.
- (3) In this section, “relevant statistical information” means, in relation to a Licensing Board, such statistical information as the Board may have obtained under section 6(5).

Commencement Information

I3 S. 12 in force at 1.5.2007 by [S.S.I. 2007/129](#), art. 3, [Sch.](#)

Changes to legislation:

Licensing (Scotland) Act 2005, Cross Heading: Local Licensing Forums is up to date with all changes known to be in force on or before 26 May 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

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Changes and effects yet to be applied to :

- specified provision(s) Appointed Day(s) by [S.S.I. 2006/239 art. 2](#) (This S.S.I. is revoked on 25.5.2006 by S.S.I. 2006/286, art. 6)

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 33(1)(1A) substituted for s. 33(1)-(3) by [2015 asp 10 s. 49\(2\)\(a\)](#)
- s. 33(8)(za) inserted by [2015 asp 10 s. 49\(2\)\(c\)](#)
- s. 33(8A) inserted by [2015 asp 10 s. 49\(2\)\(d\)](#)
- s. 33A inserted by [2015 asp 10 s. 49\(4\)](#)
- s. 134ZA-134ZC inserted by [2015 asp 10 s. 61\(2\)](#)