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**Changes to legislation:** Licensing (Scotland) Act 2005, Cross Heading: Election of members 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](#)

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## SCHEDULE 1 LICENSING BOARDS

### *Election of members*

- 2      (1) Each council must, at their first meeting after each ordinary election of the council, hold an election of members to—
- (a) the Licensing Board for the council's area, or
  - (b) if that area is divided into licensing divisions, each of the Licensing Boards for those divisions.
- (2) Where a council makes a determination under section 5(2) to divide their area into divisions, the council must—
- (a) at the meeting at which that determination is made, or
  - (b) at the first meeting of the council after that meeting,
- hold an election of members to the Licensing Board for each division.
- (3) Where, under section 5(4), a council revokes a determination dividing their area into divisions, the council must—
- (a) at the meeting at which the determination is revoked, or
  - (b) at the first meeting of the council after that meeting,
- hold an election of members to the single Licensing Board for the council's area.
- (4) Where there is a vacancy in the membership of a Licensing Board, the relevant council must, at their first meeting after the vacancy arises, hold an election to fill the vacancy.

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#### **Commencement Information**

**II**      [Sch. 1 para. 2](#) in force at 1.5.2007 by [S.S.I. 2007/129](#), art. 3, [Sch.](#)

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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\(2\)](#)