



Licensing (Scotland) Act 2005

2005 asp 16

PART 9

MISCELLANEOUS AND GENERAL

Vessels, vehicles and moveable structures

127 Power to prohibit sale of alcohol on trains

- (1) A sheriff may—
 - (a) on the application of a senior police officer, and
 - (b) if satisfied that it is necessary to do so to prevent disorder, make an order under subsection (2).
- (2) That is an order prohibiting, during such period as may be specified in the order, the sale of alcohol on any railway vehicle—
 - (a) at such station or stations within the sheriff's sheriffdom as may be so specified, or
 - (b) whilst travelling between such stations as may be so specified, at least one of which is in that sheriffdom.
- (3) An order under subsection (2) has no effect in relation to any railway vehicle unless a copy of it has been given by a senior police officer to the train operator (or each train operator) responsible for the vehicle.
- (4) A person who ^{F1}...—
 - (a) sells or attempts to sell alcohol in breach of an order under subsection (2), or
 - (b) allows the sale of alcohol in breach of such an order, commits an offence.
- (5) A person guilty of an offence under subsection (4) is liable on summary conviction to—
 - (a) a fine not exceeding £20,000,
 - (b) imprisonment for a term not exceeding 3 months, or
 - (c) both.

Changes to legislation: Licensing (Scotland) Act 2005, Section 127 is up to date with all changes known to be in force on or before 18 April 2024. 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

(6) In this section—

“station” has the meaning given in section 83 of the Railways Act 1993, and
“train operator” means a person authorised by a licence under section 8 of that Act to operate railway assets (within the meaning of section 6 of that Act).

Textual Amendments

F1 Word in s. 127(4) repealed (13.12.2010) by [Criminal Justice and Licensing \(Scotland\) Act 2010 \(asp 13\)](#), [ss. 195\(2\)\(h\)](#), 206(1); S.S.I. 2010/413, art. 2, Sch.

Commencement Information

I1 S. 127 in force at 1.9.2009 at 5.00 a.m. by [S.S.I. 2007/472](#), [art. 3](#)

Changes to legislation:

Licensing (Scotland) Act 2005, Section 127 is up to date with all changes known to be in force on or before 18 April 2024. 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.

[View outstanding changes](#)

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\(2\)](#)