



Licensing (Scotland) Act 2005

2005 asp 16

PART 7

CONTROL OF ORDER

Exclusion of violent offenders

96 Exclusion orders: supplementary provision

- (1) References in section 94 to a person's being convicted of an offence are, in the case mentioned in subsection (2), to be read as references to the court's being satisfied that the person committed the offence.
- (2) That case is the case where—
 - (a) the person is charged with the offence before a court of summary jurisdiction, and
 - (b) the court, without proceeding to conviction, discharges the person absolutely under section 246(3) of the Criminal Procedure (Scotland) Act 1995 (c. 46).
- (3) Where—
 - (a) a court or the sheriff makes an exclusion order, or
 - (b) a court makes an order terminating or varying an exclusion order,the clerk of the court or, as the case may be, the sheriff clerk must send a copy of the order to the premises licence holder in respect of the licensed premises concerned.