



# Criminal Justice and Licensing (Scotland) Act 2010

2010 asp 13

## PART 1

### SENTENCING

#### *Other sentencing measures*

#### **26 Voluntary intoxication by alcohol: effect in sentencing**

- (1) Subsection (2) applies in relation to an offender who was, at the time of the offence, under the influence of alcohol as a result of having voluntarily consumed alcohol.
- (2) A court, in sentencing the offender in respect of the offence, must not take that fact into account by way of mitigation.