



Air Weapons and Licensing (Scotland) Act 2015

2015 asp 10

PART 2

ALCOHOL LICENSING

Fit and proper person test

47 Personal licence holders: procedure on receipt of notice of conviction

- (1) The 2005 Act is amended as follows.
- (2) In section 83 (procedure where Licensing Board receive notice of conviction)—
 - (a) after subsection (8), insert—

“(8A) Subsection (8) is subject to subsection (9A).”
 - (b) after subsection (9), insert—

“(9A) Where, at the hearing, the Licensing Board are satisfied that, having regard to the licensing objectives, the licence holder is not a fit and proper person to be the holder of a personal licence, the Board must make an order revoking the licence.”
 - (c) in subsection (10), after “(9)” insert “or (9A)”.
- (3) In Part 2 of schedule 5 (appeals to the sheriff), in the entry in the left-hand column relating to a decision to make an order under section 83(9), 84(7) or 86(3), for “83(9)” substitute “83(9) or (9A)”.