

*These notes relate to the Tied Pubs (Scotland) Act 2021
(asp 17) which received Royal Assent on 5 May 2021*

TIED PUBS (SCOTLAND) ACT 2021

EXPLANATORY NOTES

THE ACT

Schedule 1: the Scottish Pubs Code

Restriction on enforcing certain terms of agreement

65. Paragraph 3 requires the code to include a prohibition on the enforcement of certain contract terms (set out in sub-paragraph (2)) and allows the code to identify other terms which pub-owning businesses will be prohibited from enforcing. This relates to section 7 of the Act which states that any contract terms between pub-owning businesses and their tied tenants are not enforceable if they are prohibited in the code.