



# Coronavirus (Recovery and Reform) (Scotland) Act 2022

2022 asp 8

## PART 3

### PUBLIC SERVICE REFORM

#### *Alcohol licensing*

#### **32 Alcohol licensing: how hearings may be held**

- (1) The Licensing (Scotland) Act 2005 is modified as follows.
- (2) After section 133 insert—

##### **“133A How hearings may be held**

- (1) A Licensing Board may determine that a hearing is to be held—
    - (a) in person,
    - (b) wholly through the use of remote facilities, or
    - (c) partly in person and partly through the use of remote facilities.
  - (2) When determining how a hearing is to be held, a Licensing Board must take account of any views given on that issue by any person who notifies the Board of an intention to participate in the hearing.
  - (3) In subsection (1), “remote facilities” means any equipment or facility which—
    - (a) enables persons who are not in the same place to participate in the hearing, and
    - (b) enables those persons to speak to and be heard by each other (whether or not it enables those persons to see and be seen by each other).”
- (3) In paragraph 12 of schedule 1 (proceedings)—
- (a) before sub-paragraph (1) insert—

“(A1) A Licensing Board may determine that a meeting is to be held—

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*Status: This is the original version (as it was originally enacted).*

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- (a) in person,
- (b) wholly through the use of remote facilities, or
- (c) partly in person and partly through the use of remote facilities.

(A2) When determining how a meeting is to be held, a Licensing Board must take account of any views given on that issue by any person who notifies the Board of an intention to participate in the meeting.”

- (b) after sub-paragraph (2) insert—

“(2A) Where a meeting is held wholly or partly through the use of remote facilities, a Licensing Board complies with the requirement mentioned in sub-paragraph (2) by enabling the public to observe the meeting through the use of remote facilities (for example, by making a web link to the meeting publicly available).”

- (c) after sub-paragraph (6) insert—

“(7) In this paragraph, “remote facilities” means any equipment or facility which—

- (a) enables persons who are not in the same place to participate in the meeting, and
- (b) enables those persons to speak to and be heard by each other (whether or not it enables those person to see and be seen by each other).”