

*Status: Point in time view as at 01/02/1991.*

**Changes to legislation:** Civic Government (Scotland) Act 1982, Cross Heading: Variation of licences is up to date with all changes known to be in force on or before 25 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

## SCHEDULES

### SCHEDULE 2

#### CONTROL OF SEX SHOPS

##### *Variation of licences*

- 15 (1) A district or islands council may, at any time, whether or not upon an application made to them by the holder of the licence, vary the terms of a licence on any grounds they think fit and such variation shall come into force on such date as they may specify.
- (2) A district or islands council, before proceeding to vary the terms of a licence under sub-paragraph (1) above—
- (a) shall, not later than 7 days before the day on which the proposed variation is to be considered, notify the holder of the licence, the chief constable and the fire authority of the proposed variation; and
  - (b) shall give each of the persons mentioned in sub-paragraph (a) above an opportunity to be heard by the council on that day.
- (3) A district or islands council shall have complied with sub-paragraph (2)(b) above if they have invited each of the persons whom they must notify under that sub-paragraph to attend and to be heard by the council when the variation of the licence is to be considered.
- (4) A variation in the terms of a licence shall come into force—
- (a) when the time within which an appeal under paragraph 24 below may be made has elapsed; or
  - (b) where such an appeal has been lodged, when the appeal has been abandoned or determined in favour of the variation.
- (5) A district or islands council shall, within 7 days of their decision under sub-paragraph (1) above, send written notice of their decision to the holder of the licence, the chief constable and the fire authority.

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