

## ACCOMPANYING DOCUMENTS

Explanatory Notes, together with other accompanying documents, are printed separately as SP Bill 4-EN. A Policy Memorandum is printed separately as SP Bill 4-PM.

# Alcohol (Minimum Pricing) (Scotland) Bill

## [AS INTRODUCED]

An Act of the Scottish Parliament to make provision about the price at which alcohol may be sold from licensed premises; and for connected purposes.

### *Minimum price of alcohol*

#### **1 Minimum price of alcohol**

5 (1) The Licensing (Scotland) Act 2005 is amended as follows.

(2) In schedule 3 (premises licences: mandatory conditions), before paragraph 6B insert—

“6A(1) Alcohol must not be sold on the premises at a price below its minimum price.

(2) Where alcohol is supplied together with other products or services for a single price, sub-paragraph (1) applies as if the alcohol were supplied on its own for that price.

(3) The minimum price of alcohol is to be calculated according to the following formula—

$$\text{MPU} \times \text{S} \times \text{V} \times 100$$

where—

15 MPU is the minimum price per unit,

S is the strength of the alcohol, and

V is the volume of the alcohol in litres.

(4) The Scottish Ministers are to specify by order the minimum price per unit for the purposes of sub-paragraph (3).

20 (5) For the purposes of sub-paragraph (3), where—

(a) the alcohol is contained in a bottle or other container, and

(b) the bottle or other container is marked or labelled in accordance with relevant labelling provisions,

the strength is taken to be the alcoholic strength by volume as indicated by the mark or label.

25 (6) The Scottish Ministers are to specify by order the enactments which are relevant labelling provisions for the purposes of sub-paragraph (5).”.

- (3) In schedule 4 (occasional licences: mandatory conditions), before paragraph 5B insert—
- “5A(1) Alcohol must not be sold on the premises at a price below its minimum price.
- (2) Where alcohol is supplied together with other products or services for a single price, sub-paragraph (1) applies as if the alcohol were supplied on its own for that price.
- (3) The minimum price of alcohol is to be calculated according to the following formula—
- $$\text{MPU} \times \text{S} \times \text{V} \times 100$$
- where—
- MPU is the minimum price per unit,
- S is the strength of the alcohol, and
- V is the volume of the alcohol in litres.
- (4) The Scottish Ministers are to specify by order the minimum price per unit for the purposes of sub-paragraph (3).
- (5) For the purposes of sub-paragraph (3), where—
- (a) the alcohol is contained in a bottle or other container, and
- (b) the bottle or other container is marked or labelled in accordance with relevant labelling provisions,
- the strength is taken to be the alcoholic strength by volume as indicated by the mark or label.
- (6) The Scottish Ministers are to specify by order the enactments which are relevant labelling provisions for the purposes of sub-paragraph (5).”
- (4) In section 146—
- (a) in subsection (4)(a), for “or 150(2)” substitute “, 150(2), paragraph 6A(4) of schedule 3, or paragraph 5A(4) of schedule 4”,
- (b) in subsection (5)(a), for “or 123(6)” substitute “, 123(6), paragraph 6A(4) of schedule 3, or paragraph 5A(4) of schedule 4”.

*Miscellaneous repeal*

**2 Repeal of section 1 of Alcohol etc. (Scotland) Act 2010**

Section 1 of the Alcohol etc. (Scotland) Act 2010 is repealed.

*General*

**3 Commencement**

- (1) This section and section 4 come into force on the day of Royal Assent.
- (2) The other provisions of this Act come into force on such day as the Scottish Ministers may by order appoint.
- (3) An order under this section may include transitional, transitory or saving provision.

**4 Short title**

The short title of this Act is the Alcohol (Minimum Pricing) (Scotland) Act 2012.

# **Alcohol (Minimum Pricing) (Scotland) Bill**

[AS INTRODUCED]

An Act of the Scottish Parliament to make provision about the price at which alcohol may be sold from licensed premises; and for connected purposes.

Introduced by: Nicola Sturgeon  
On: 31 October 2011  
Bill type: Executive Bill

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