POLICY NOTE

DRAFT : THE KNIFE DEALERS (LICENCE CONDITIONS) (SCOTLAND) ORDER 2012

The above instrument is made in exercise of the powers conferred by sections 3A(1) and (2) and 27C of the Civic Government (Scotland) Act 1982 and all other powers enabling them to do so.

Policy objectives

This Order requires local authorities to attach mandatory conditions to knife dealers' licences granted or renewed under section 27C of the Civic Government (Scotland) Act 1982.

The mandatory conditions are not new and recreate the existing mandatory conditions. This is necessary because certain of the powers under which that Order was made are to be repealed.

The conditions specify that the identity of the customer and proof that they are over 18 must be established. In addition a record of the article sold must be kept and records kept for three years.

Additional measures are put in place in relation to the sale of swords. These are that a knife dealer must take all reasonable steps to establish from the customer and confirm the intended use of any sword; and that the knife dealer must make and retain records for a period of at least 3 years on the enquiries made of the customer as to the intended use of the sword.

Scottish Government
November 2012