



Licensing Act 2003

Section 146 Sale of alcohol to children

- (1) A person commits an offence if he sells alcohol to an individual aged under 18.**
- (2) A club commits an offence if alcohol is supplied by it or on its behalf—**
 - (a) to, or to the order of, a member of the club who is aged under 18, or**
 - (b) to the order of a member of the club, to an individual who is aged under 18.**
- (3) A person commits an offence if he supplies alcohol on behalf of a club—**
 - (a) to, or to the order of, a member of the club who is aged under 18, or**
 - (b) to the order of a member of the club, to an individual who is aged under 18.**
- (4) Where a person is charged with an offence under this section by reason of his own conduct it is a defence that—**
 - (a) he believed that the individual was aged 18 or over, and**
 - (b) either—**
 - (i) he had taken all reasonable steps to establish the individual's age, or**
 - (ii) nobody could reasonably have suspected from the individual's appearance that he was aged under 18.**
- (5) For the purposes of subsection (4), a person is treated as having taken all reasonable steps to establish an individual's age if—**
 - (a) he asked the individual for evidence of his age, and**
 - (b) the evidence would have convinced a reasonable person.**
- (6) Where a person ("the accused") is charged with an offence under this section by reason of the act or default of some other person, it is a defence that the accused exercised all due diligence to avoid committing it.**
- (7) A person guilty of an offence under this section is liable on summary conviction to a fine not exceeding level 5 on the standard scale.**