

INVERCLYDE LICENSING BOARD
THURSDAY 5 MARCH 2015 AT 10.00 A.M.

Present: Provost Moran, Councillors Ahlfeld, Brennan, Campbell-Sturgess, Loughran, Shepherd and Wilson.

Chair: Councillor Ahlfeld presided.

In attendance: Mr James Douglas and Fiona Denver (for Clerk to the Board); Chief Inspector E Brown and PC R White (Police Scotland).

Apologies: Councillor McEleny; John Cushnaghan, Licensing Standards Officer.

Declarations of Interest: Councillor Ahlfeld declared a non-financial interest in Agenda Item 2 (62 – 64 Tower Drive, Gourrock).

The Chair advised it would be his intention to take Agenda Item 1 (Application for Variation of Premises Licence) and then Agenda Item 3 (Review of Premises Licence: Annual Fees 2014 -2015) and finally Agenda Item 2 (Application for Provisional Premises Licence). This was unanimously agreed by the Board.

LICENSING (SCOTLAND) ACT 2005
APPLICATION FOR VARIATION OF PREMISES LICENCE

Decision as per attached list.

LICENSING (SCOTLAND) ACT 2005
REVIEW OF PREMISES LICENCE: ANNUAL FEES 2014 – 2015

Decision as per attached list.

LICENSING (SCOTLAND) ACT 2005
APPLICATION FOR PROVISIONAL PREMISES LICENCE

Decision as per attached list.

INVERCLYDE LICENSING BOARD

LICENSING (SCOTLAND) ACT 2005

(1) APPLICATION FOR VARIATION OF PREMISES LICENCE

<u>No</u>	<u>Name & Address of Applicant</u>	<u>Address of Premises</u>	<u>Variation Details</u>	<u>Decision</u>
1.	Greenock Dockworkers Club	Greenock Dockworkers Club 5/7 Tobago Street Greenock	Amend On Sales Terminal Core Hour on a Sunday to 1.00 a.m. Existing Monday – Wednesday 11.00 a.m. – 12 Midnight Thursday 11.00 a.m. – 11.45 p.m. Friday and Saturday 11.00 a.m. – 1.00 a.m. Sunday 12.30 p.m. – 11.45 p.m.	GRANTED

Mr Harvey, Messrs Blair & Bryden was present representing the applicant.

Mr Douglas advised the Board that Police Scotland submitted a representation to the application and read the representation to the Board. He advised no public objections had been received and the application is outwith Policy.

PC White addressed the Board in terms of the Police representation and Mr Harvey addressed the Board in support of the applicant.

During discussion Mr Harvey intimated that no live music would be played on a Sunday beyond their existing terminal hour of 11.45 p.m.

After discussion, Councillor Moran moved grant of the application, as an amendment Councillor Campbell Sturgess moved refusal of the application. On a vote, one Member voted for the amendment and four Members for the motion which was declared carried.

Mr Douglas confirmed the application as granted.

The Chair advised the Board would go on to consider Item 3 on the Agenda – Review of Premises Licence: Annual Fees 2014.

INVERCLYDE LICENSING BOARD

LICENSING (SCOTLAND) ACT 2005

(3) REVIEW OF PREMISES LICENCE: ANNUAL FEES 2014 - 2015

<u>No</u>	<u>Name and Address of Licence Holder</u>	<u>Address of Premises</u>	<u>Decision</u>
1.	Hangar 18 Rocks Ltd 204 Dalrymple Street Greenock	Hangar 18 204 Dalrymple Street Greenock	LICENCE REVOKED

The licence holder or representative was not present.

Mr Douglas advised the annual fee payment remains outstanding, mail has been returned by the Post Office and the Licensing Standard Officer reported the premises are shuttered.

Councillor Ahlfeld moved the Premises Licence be revoked which was unanimously agreed.

2.	MacAdam MacDonald 2 Blythswood Square Glasgow	New Roxburgh Bar 37 Roxburgh Street Greenock	LICENCE REVOKED
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The licence holder or representative was not present.

Mr Douglas advised that no response had been received from the licence holder and the premises are not operational.

Councillor Ahlfeld moved the Premises Licence be revoked which was unanimously agreed.

3. Pak Lee Restaurant (Scotland) Ltd
119 West Blackhall Street
Greenock

Pak Lee
119 West Blackhall Street
Greenock

LICENCE REVOKED

The licence holder or representative was not present.

Mr Douglas advised the annual fee payment remains outstanding, mail has been returned by the Post Office and the Licensing Standard Officer reported the signage has been removed and the premises are shuttered.

Councillor Ahlfeld moved the Premises Licence be revoked which was unanimously agreed.

4. Mr Dipu Shrestha
Flat 8
12 Belville Street
Greenock

18 East Crawford Street
Greenock

**DELEGATED TO
CLERK TO REVOKE
LICENCE IF NOT PAID
WITHIN 7 DAYS**

Mr Tomlinson, Messrs Neill Clerk & Murray was present representing the applicant.

Mr Douglas advised the annual fee payment remains outstanding.

Mr Tomlinson addressed the Board and requested the Board consider an extension be given in making this payment and he will endeavour to contact his client.

After discussion, Councillor Ahlfeld moved payment to be made within fourteen days and delegated to the Clerk to revoke the licence if not paid, as an amendment Councillor Wilson moved payment be made within seven days and delegated to the Clerk to revoke the licence if not received. On a vote three Members voted for the motion and four Members for the amendment which was declared carried.

Mr Douglas confirmed the licence holder be given 7 days from today to make payment of the annual fee, if no payment received, it be delegated to the Clerk to revoke the Premises Licence.

5. SM Leisure Limited
Port & Harbour Hotel
Customhouse Place
Greenock

One Ashton Road
1 Ashton Road
Gourock

LICENCE REVOKED

The licence holder or representative was not present.

Mr Douglas advised the annual fee payment remains outstanding and the Licensing Section have received information that the business has gone into administration and the holding company has not paid the annual fee or made an application to transfer the licence within the allocated period.

After discussion, Councillor Ahlfeld moved the Premises Licence be revoked which was unanimously agreed.

6. Ahmed Trading (Glasgow) Limited
Port & Harbour Hotel
Customhouse Place
Greenock

Wemyss Bay Hotel
23 Greenock Road
Wemyss Bay

NOT CALLED

Mr Douglas advised that the annual fee has been paid in respect of these premises and as such this item will not call before the Board today.

Councillor Ahlfeld left the meeting after the conclusion of this item and vacated the Chair, Councillor Wilson took the Chair for the following item.

INVERCLYDE LICENSING BOARD

LICENSING (SCOTLAND) ACT 2005

(2) APPLICATION FOR PROVISIONAL PREMISES LICENCE

<u>No</u>	<u>Name and Address of Applicant</u>	<u>Address of Premises</u>	<u>Decision</u>
1.	William Sellar 41 Tower Drive Gourock	62 – 64 Tower Drive Gourock Off Sales Monday – Sunday 10.00 a.m. – 10.00 p.m. 17.15 sq. m. Alcohol Display Area	GRANTED WITH TERMINAL HOUR OF 8.00 P.M.

Mr Tomlinson, Messrs Neill Clerk & Murray was present representing the applicant.
Mr Rowan, Ms Herron, Ms Steven and Mr Singh objectors were present.

Mr Douglas advised the Board this item had been continued from the last meeting of the Board for Police Scotland to provide an Anti-Social Behaviour Report. He referred Members to the Report which had previously been circulated to Members. Mr Douglas advised that public objections had been received which Members have within the additional documentation.

PC White addressed the Board and confirmed Police Scotland has no objections to the application.

Mr Tomlinson sought clarity that the Crimes and Incidents Report in the surrounding area submitted by Police Scotland was the Anti-Social Behaviour Report initially requested by the Board at the previous meeting. Mr Douglas confirmed the report is as referred to and includes a breakdown of incidents of anti-social behaviour within the area.

The Board heard comments from all objectors and Mr Tomlinson addressed the Board in support of the applicant. During discussion Mr Tomlinson intimated that his client is willing to restrict the hours of closing to 8.00 p.m.

After discussion Councillor Loughran moved refusal of the application, as an amendment Councillor Wilson moved grant with terminal hour of 8.00 p.m. On a vote, two Members voted for the motion and four Members for the amendment which was declared carried.

Mr Douglas confirmed the application as granted with terminal hour of 8.00 p.m.