

INVERCLYDE LICENSING BOARD

THURSDAY 5 SEPTEMBER 2024 AT 10.00 A.M.

Present: Councillors Armstrong, Brooks, Cassidy, Law, McCormick, McVey, and Robertson.

Chair: Councillor Brooks presided.

In attendance: Ms Anne Sinclair, Fiona Denver and Siobhan MacMaster (for Clerk to the Board); Inspector Fiona Tyers (Police Scotland); Crawford Brown and Colin Robertson (Licensing Standards Officer).

Apologies: Councillor Jackson and Reynolds with Councillor Armstrong substituting for Councillor Reynolds.

Declarations of Interest: There were no declarations of interest intimated.

The meeting was held at the Municipal Buildings, Greenock with Councillors Armstrong, Brooks, Cassidy and Robertson in attendance and Councillors Law, McCormick and McVey attending remotely.

LICENSING (SCOTLAND) ACT 2005 MINUTES OF MEETINGS HELD ON 6 JUNE 2024

The Chair moved approval of the Minutes of the previous meetings which were unanimously agreed.

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

Decision as per attached list.

APPLICATIONS GRANTED UNDER DELEGATED AUTHORITY FOR THE PERIOD FROM 1 MAY TO 31 JULY 2024

Noted

ADDITIONAL ITEM - OCTOBER LICENSING BOARD MEETING

Ms Sinclair requested that Members consider setting a Licensing Board in October to consider the Festive Policy any other business which may arise.

Members agreed that a meeting in October is acceptable with a provisional date of 24 October and for the Depute Clerk to contact Members for their availability on that date or arrange an alternative date.

INVERCLYDE LICENSING BOARD – THURSDAY 5 SEPTEMBER 2024

LICENSING (SCOTLAND) ACT 2005

(3) APPLICATION FOR VARIATION OF PREMISES LICENCE

<u>No</u>	<u>Applicant</u>	<u>Premises</u>	<u>Variation Details</u>	<u>Decision</u>
1.	GRS Retail Limited	97 Shore Street Gourock	Add the following details to other activities to be provided:- The premises may operate home deliveries of food and alcohol. Existing Being a general convenience store, the premises may operate outwith core licensed hours for the provision of services and the sale of non-alcoholic products.	GRANTED

Mr Maciver, Messrs Brunton Miller was present representing the applicant.

Ms Sinclair advised that Police Scotland have submitted a representation to the application, requesting additional conditions are placed on the licence, if granted. Ms Sinclair read the contents of the Police Scotland letter, which was previously circulated to Members. Ms Sinclair advised that the conditions requested are within the Board's Policy.

Inspector Tyers had no further comments.

Mr Brown confirmed that a compliance check visit to the premises in April was satisfactory.

Mr Maciver advised that the delivery of alcohol will only be provided with a food.

There followed a discussion in relation to the Conditions requested forming part of the Licensing Board Policy and as such, the Conditions do not require to be separately listed on the Premises Licence.

Councillor Brooks moved grant of the application which was unanimously agreed.

<u>No</u>	<u>Applicant</u>	<u>Premises</u>	<u>Variation Details</u>	<u>Decision</u>
2.	Devinder Dhesi	Cleats Bar 4 Kempock Street Gourock	<p>(a) Add outdoor drinking/ dining area to premises licence. Outdoor Area located at side of premises including raised decking area and ground level seating area at side of premises. Layout plan amended accordingly.</p> <p>(b) Add outdoor drinking to activities be provided on the premises during core licensing hours. (Tick Box Yes)</p> <p>Existing Tick Box - No</p>	CONTINUED

Ms Sinclair advised the Board that Mr Lamb, Messrs Maitlands requested, by e-mail, a continuation of consideration of the application to allow for lease of land for the proposed outdoor area to be concluded. Ms Sinclair read the contents of the e-mail to the Board.

The Chair approved the request which was unanimously agreed.

INVERCLYDE LICENSING BOARD – 5 SEPTEMBER 2024

LICENSING (SCOTLAND) ACT 2005

(4) REVIEW OF PREMISES LICENCE: ANNUAL FEES

<u>No</u>	<u>Licence Holder</u>	<u>Premises</u>	<u>Year/s Due and Total Amount</u>	<u>Decision</u>
1.	Buyrite Day-Today Ltd	Buyrite 13 Grey Place Greenock	2023 – 2024 £280	LICENCE REVOKED

The licence holder was not present or represented.

Ms Sinclair addressed the Board advising that letters had been issued to the Licence Holder requesting payment of the outstanding fee and letters had also been hand delivered by the Licensing Standards Officer to the premises in order to ensure they were aware of the outstanding fees and notification of the Review Hearing.

Mr Brown, LSO, confirmed that he had been to the premises on a few occasions and it appeared to be closed. He intimated that he had spoken with a business neighbour who was under the impression the owner is looking for a new tenant.

Inspector Tyers had no comments to make.

Members unanimously determined that the ground for Review in terms of Section 37(1) are established.

Following private discussion, Councillor Robertson moved in public that the premises licence be revoked and that the effect of revocation be suspended for a period of 21 days, which was unanimously agreed.

2.	Shamshad Bibi	Day to Day 74 Belville Street Greenock	2023 – 2024 £220	NOT CALLED
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Ms Sinclair advised that this item would not call as the outstanding fee has been paid.

<u>No</u>	<u>Licence Holder</u>	<u>Premises</u>	<u>Year/s Due and Total Amount</u>	<u>Decision</u>
3.	Balwinder Singh	Saffron 23 Cartsburn Street Greenock	2023 – 2024 £280	LICENCE REVOKED

The licence holder was not present or represented.

Ms Sinclair addressed the Board advising that letters had been issued requesting payment of the fee and letters had also been hand delivered by the Licensing Standards Officer to the premises making them aware of the outstanding fee and notification of the Review Hearing.

Mr Robertson, LSO, advised that on visits to the premises, the premises were not open and appear to be trading irregular hours under a different name. He intimated that it seems to be a small take-away service only.

Inspector Tyers had no comments to make.

Members unanimously determined that the grounds for Review in terms of Section 37(1) are established.

Following private discussion, Councillor Cassidy moved in public that the premises licence be revoked and the effect of the revocation be suspended for a period of 21 days, which was unanimously agreed.