

INVERCLYDE LICENSING BOARD
THURSDAY 9 OCTOBER 2014 AT 10.00 A.M.

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

Chair: Councillor Ahlfeld presided.

In attendance: Mr James Douglas and Fiona Denver (for Clerk to the Board); Inspector G Kirkwood and Sergeant G Fitzpatrick (Police Scotland).

Apologies: Councillor Loughran and John Cushnaghan, Licensing Standards Officer.

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

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

Decision as per attached list.

LICENSING (SCOTLAND) ACT 2005
FESTIVE SEASON POLICY 2014 – 2015

The Board considered a report by the Depute Clerk to determine the 2014 – 2015 Festive Season Policy with regard to extended hours of Premises Licences and Occasional Licence applications.

Mr Douglas addressed the Board on the background of the report for consideration.

After discussion the Board unanimously agreed a 'blanket' extension be adopted in terms of Section 67 of the Act and the 2014 – 2015 Festive Season Policy as follows:-

- (a) to cover the period Friday 12 December 2014 to Friday 2 January 2015 inclusive.
- (b) the terminal hour for licensed premises be as follows:-

<u>Premises Licence (except Nightclubs)</u>		<u>Premises Licence (Nightclubs)</u>	
Sunday – Wednesday	1.00 a.m.	Sunday – Wednesday	2.00 a.m.
Thursday – Saturday	2.00 a.m.	Thursday – Saturday	3.30 a.m.
			(Bar to Close 3.00 a.m.)

- (c) the terminal hour for Wednesday 24 December and Wednesday 31 December 2014 be the same as that of Thursday – Saturday as above.
- (d) the event being held must relate to the festive season e.g. Christmas Party Night, Hogmanay.
- (e) the curfew be relaxed to 1.00 a.m. on the evening of 31 December 2014 in to 1 January 2015.

- (f) licence holders are asked as a matter of courtesy, to notify Police Scotland of the days and hours they wish to uptake within the Policy period by Friday 28 November 2014.
- (g) an occasional licence application for festive events being held within a Community Hall must comply with the Festive Season Policy, in the event that the extended hours available are sought.

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.	SM Leisure Limited Port & Harbour Hotel Customhouse Place Greenock	Port & Harbour Hotel Customhouse Place Greenock	<p>(a) Amend On Sales Core Licensing Hours to:-</p> <p>Monday – Wednesday 11.00 a.m. – 12 Midnight Thursday 11.00 a.m. – 1.00 a.m. Friday & Saturday 11.00 a.m. – 1.30 a.m. Sunday 11.00 a.m. – 12 Midnight</p> <p>Existing Monday – Thursday 11.00 a.m. – 11.00 p.m. Friday & Saturday 11.00 a.m. – 12 Midnight Sunday 12.30 p.m. – 11.00 p.m.</p>	GRANTED AS AMENDED WITHIN POLICY
			<p>(b) Amend Off Sales Core Licensing Hours to:-</p> <p>Monday – Sunday 11.00 a.m. – 10.00 p.m.</p> <p>Existing Monday – Saturday 11.00 a.m. – 10.00 p.m. Sunday 12.30 p.m. – 10.00 p.m.</p>	GRANTED
			<p>(c) Add the following activities to be permitted on the premises:-</p> <p>Conference facilities; Receptions including weddings, funerals, birthdays, retirements etc; Club or other group meeting etc; and Live performances. (Tick Box to Yes)</p> <p>Existing No (Tick Box)</p>	GRANTED

Port & Harbour Hotel
Customhouse Place
Greenock

- (d) Amend content of Further Details on activities to be provided outwith core licensing hours to:-

GRANTED

“Accommodation, conference facilities, restaurant facilities, bar meals, receptions including weddings, funerals, etc, club or other group meetings, recorded music, live performances, dance facilities, gaming, indoor/outdoor sports, televised sport may be available outwith core licensed hours. No alcohol will be sold to non residents (except to guests of residents) outwith the core hours or any extensions thereto.”

Existing

Accommodation, restaurant and bar meals will be available outwith the core hours and any extension thereto. No alcohol will be sold to non residents (except to guests of residents) outwith the core hours or any extension thereto.

Recorded music, dance facilities, gaming, indoor/outdoor sports & televised sports may be available outwith core hours. No alcohol will be sold to non residents (except to guests of residents) outwith the core hours or any extension thereto.

- (e) Delete fourth paragraph from content of Any Other Activities which may be provided on the premises.

GRANTED

Existing

Alcohol will be available to residents and their guests at any time per the provision of the Licensing (Scotland) Act 2005.

Any of the bedrooms may, at any time, be used as a small meeting room, pre-dinner drinks reception room, private dining room etc.

Activities will take place in all public areas of the premises - all function rooms (including bedrooms when in use as function rooms) dining areas, restaurant and bars.

Port & Harbour Hotel
Customhouse Place
Greenock

Functions, receptions or any other type of pre-arranged gathering are specifically **excluded** on these premises. These premises may not hold this type of event for any purpose, or for any group regardless of the age of participants. The activities specifically excluded are but are not limited to live bands, singers, disco and dancing, DJ, cabaret, stand up and comedy. Talent night, open mic nights, karaoke, party nights, dinner dances, race nights, poker nights. Tea dances, children's events, charity and other community events, function hire, displays and shows. Other entertainment events e.g. magicians, fortune teller, psychic, entertainers etc. Wine and other food and drink tasting evenings, product promotion evenings, seasonal events and seasonal promotions.

GRANTED

(f) Amend occupancy capacity figure to 293 persons

Existing
193 persons

**GRANTED
SUBJECT TO
CONFIRMATION
BY BUILDING
STANDARDS**

Mrs J Millar, Messrs Millar Campbell Solicitors, was present representing the applicant.

Mr Douglas advised the Board no objections or representations had been received, however there were matters at (a) and (f) of the application to be confirmed.

The Board heard Mrs Millar on behalf of the applicant and amended item (a) in line with the Board's Policy for Sunday opening hour and asked the Board to grant the application subject to the satisfaction of Building Standards.

After discussion, Councillor McEleny moved grant of the application as amended and subject to approved Building Standards report, there were no amendments to the motion and five Members voted for the motion.

Mr Douglas confirmed the application granted as amended and subject to confirmation of Building Standards.

2. Eastend (Scotland) Limited
84 Bridgend Road
Greenock

84 Bridgend Road
Greenock

Increase terminal Off Sales Core Hour on Thursday,
Friday and Saturday to 9.00 p.m.

GRANTED

Existing

Monday – Thursday	10.00 a.m. – 7.00 p.m.
Friday & Saturday	10.00 a.m. – 8.00 p.m.
Sunday	10.00 a.m. – 2.30 p.m.

Mr Lamb, Messrs Maitlands Solicitors, was present representing the applicant.

Mr Douglas advised the Board that Community Health Care and Partnership submitted an objection to the application and read the objection to the Board. He advised the application is within Policy.

The Board heard Mr Lamb on behalf of the applicant.

After discussion, Provost Moran moved grant of the application, there were no amendments to the motion and six Members voted for the motion.

Mr Douglas confirmed the application as granted.