

INVERCLYDE LICENSING BOARD

THURSDAY 4 DECEMBER 2014 AT 10.00 A.M.

Present: Provost Moran, Councillors Ahlfeld, Brennan, Campbell-Sturgess, Loughran, McEleny, 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: John Cushnaghan, Licensing Standards Officer.

Declarations of Interest: Councillor Ahlfeld declared an interest in Agenda Item 3.3 (Application for Provisional Premises Licence – 62 – 64 Tower Drive, Gourrock)

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

Decision as per attached list.

LICENSING (SCOTLAND) ACT 2005 APPLICATION FOR PREMISES LICENCE

Decision as per attached list.

LICENSING (SCOTLAND) ACT 2005 APPLICATION FOR PROVISIONAL PREMISES LICENCE

Decision as per attached list.

LICENSING (SCOTLAND) ACT 2005 APPLICATION FOR PERSONAL LICENCE

Decision as per attached list.

LICENSING (SCOTLAND) ACT 2005 PREMISES LICENCE ANNUAL FEE PAYMENTS 2014 – 2015

Mr Douglas requested the Board to consider the report on outstanding Premises Licence annual fee payments 2014 – 2015. He advised that a number of premises have paid their fee since the time of preparing the report and confirmed 21 premises remain outstanding with an accumulated balance of £5,260.

After a short discussion it was unanimously agreed to:-

- (i) remit to the Clerk to issue a warning letter to the licence holders concerned stating if payment is not made the licence will be called before the Board for a Review Hearing; and
- (ii) remit to the Clerk to arrange Review Hearings as necessary.

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.	Mrs Shazia Masroor 79 Gower Street Glasgow	Costcutter 15 Birkmyre Avenue Port Glasgow	(a) Amend terminal Core Hour Monday to Sunday to 10.00 p.m. Existing: Monday – Saturday 10.00 a.m. – 9.00 p.m. Sunday 10.00 a.m. – 6.00 p.m.	GRANTED
			(b) Remove Seasonal Variation thereby permitting the sale of alcohol on Christmas Day and New Year's Day. Existing (i) Closed Christmas Day in any year. (ii) Closed New Year's Day in any year.	GRANTED
2.	Shammy Shuffle Ltd 134 Cathcart Street Greenock	Shammy Shuffles 134 Cathcart Street Greenock	(a) Amend terminal Core Hour Thursday to Saturday to 1.00 a.m. and Sunday to 12 Midnight. Existing Monday – Saturday 12 Noon – 11.00 p.m. Sunday 12.30 p.m. – 11.00 p.m.	GRANTED

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

Mr Douglas advised the Board that Community Health & Care Partnership submitted an objection to the application and read the objection to the Board. He advised the application is within Policy and no other representations had been received.

Mr Tomlinson addressed the Board on behalf of the applicant and heard comments from Chief Inspector Brown.

After discussion, Councillor Wilson moved grant of the application which was unanimously agreed.

- (b) Add dance facilities to activities held during Core Hours within premises. **GRANTED**
(Tick Box to Yes)

Existing

Tick Box - No

Mrs Noon, Director of Shammy Shuffle Ltd was present.

Mr Douglas advised the Board a public objection had been received and referred Members to the objection within the additional documentation booklet He advised that no other representations had been received and the application is within Policy

Mrs Noon addressed the Board in support of her application.

After discussion, Councillor McEleny moved grant of the application which was unanimously agreed.

INVERCLYDE LICENSING BOARD
LICENSING (SCOTLAND) ACT 2005
(2) APPLICATION FOR PREMISES LICENCE

<u>No</u>	<u>Name and Address of Applicant</u>	<u>Address of Premises</u>	<u>Decision</u>
1.	Manjit Kaur 42 Sherbrooke Avenue Glasgow	5 / 7 Nairn Road Greenock Off Sales Monday – Sunday 10.00 a.m. – 10.00 p.m. 30.59 sq. m. Alcohol Display Area	GRANTED

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

Mr Douglas advised the Board that no objections or representations had been received, all required documentation is in place and the application is within Policy.

Mr Maciver addressed the Board on the background of the application on behalf of the applicant.

After discussion, Councillor Ahlfeld moved grant of the application which was unanimously agreed.

INVERCLYDE LICENSING BOARD
LICENSING (SCOTLAND) ACT 2005

(3) APPLICATION FOR PROVISIONAL PREMISES LICENCE

<u>No</u>	<u>Name and Address of Applicant</u>	<u>Address of Premises</u>	<u>Decision</u>
1.	Co-operative Group Food Ltd 1 Angel Square Manchester	Campbell Place Lochwinnoch Road Kilmacolm Off Sales Monday – Sunday 10.00 a.m. – 10.00 p.m. 23.61 sq. m. Alcohol Display Area	GRANTED
2.	Mohammed Khan Afzal 104 The Wickets Paisley	14 Corlic Street Greenock Off Sales Monday – Sunday 10.00 a.m. – 10.00 p.m. 16.71 sq. m. Alcohol Display Area	DELEGATED TO CLERK

Mr A Macdonald, Messrs Macdonald Licensing was present representing the application.

Mr Douglas advised the Board that no objections or representations had been received, all required documentation is in place and the application is within Policy.

Mr Macdonald addressed the Board in support of the application.

After discussion, Councillor Ahlfeld moved grant of the application which was unanimously agreed.

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

Mr Douglas advised the Board that no objections or representations had been received although Police Scotland requested more information from the applicant which is still pending therefore their report is not completed.

PC White addressed the Board with regard to the additional matters required and Mr Maciver in support of his client.

After discussion, Councillor Ahlfeld moved granting of the application be remitted to the Clerk on receipt of a satisfactory Police Report. Members unanimously agreed the motion.

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

3. 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

**CONTINUED
TO NEXT
MEETING
OF THE
BOARD**

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

Mr Douglas advised the Board public objections had been received and referred Members to the objections within the additional documentation booklet. He advised that no other representations had been received and the application is within Policy.

Mr Tomlinson addressed the Board in support of the application and submitted documentation to Members for circulation.

The Board heard a number of objectors in support of their objection.

Following a full discussion, Councillor McEleny moved grant of the application to terminal hour of 8.00 p.m. as agreed by the applicant. Councillor Loughran moved an amendment to continue consideration to allow Police Scotland to submit an anti-social behaviour report. On a second amendment, Councillor Campbell-Sturgess moved refusal of the application.

On a vote on the amendments, one member voted for the refusal of application and three Members for the continuation. On a further vote, two Members voted for the motion to grant the application to terminal hour of 8.00 p.m. as agreed by the applicant and four Members voted for the amendment to continue consideration of the application.

Mr Douglas confirmed the decision of the Board to continue consideration of the application to the next meeting of the Board to allow Police Scotland to submit an anti-social behaviour report.

Councillor Wilson vacated the Chair following consideration of this item and Councillor Ahlfeld resumed the Chair.

INVERCLYDE LICENSING BOARD

LICENSING (SCOTLAND) ACT 2005

(4) APPLICATION FOR PERSONAL LICENCE

<u>No</u>	<u>Name and Address of Applicant</u>	<u>Decision</u>
1.	Mr Stewart Kennedy 3 Craigends Place Quarriers Village Inverclyde	GRANTED
	Mr Kennedy was present.	
	Mr Douglas advised the Board that Police Scotland had submitted an objection to the application.	
	PC White addressed the Board in support of the Chief Superintendent's comments and Mr Kennedy in support of his application.	
	After discussion, Councillor Ahlfeld moved grant of the application which was unanimously agreed.	