

INVERCLYDE LICENSING BOARD

THURSDAY 1 SEPTEMBER 2016 AT 10.00 A.M.

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

Chair: Councillor Ahlfeld presided.

In attendance: Mr James Douglas and Fiona Denver (for Clerk to the Board); Inspector J MacDonald and PC A Whitelaw (Police Scotland).

Apologies: Councillors Loughran and Wilson; Roisin Dillon, Licensing Standards Officer.

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

The Chair made a statement to the Board informing them that for a number of years he has been involved with local businesses in Gourrock under a different regime and through this work knows Mr Toma in a professional capacity, an applicant in one of the Agenda items. The Chair also advised that, after seeking legal advice, the role does not preclude him from considering Mr Toma's application and confirmed there would be no conflict of interest to the application referring to Café Continental premises.

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

Decision as per attached list.

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

Decision as per attached list.

LICENSING (SCOTLAND) ACT 2005 APPLICATION FOR PROVISIONAL PREMISES LICENCE

Decision as per attached list.

LICENSING (SCOTLAND) ACT 2005 POLICE SCOTLAND: CHIEF CONSTABLE'S REPORT – 1 APRIL 2015 TO 31 MARCH 2016

There was a discussion on the contents of the report between Board Members and Police representatives. The Chair intimated that he is pleased with the report and it demonstrates the good liaison between the Board and the Police and shows that efforts to provide safe licensed premises is moving in the right direction.

**LICENSING (SCOTLAND) ACT 2005
INVERCLYDE LICENSING BOARD AND INVERCLYDE LICENSING FORUM JOINT MEETING**

The Clerk requested the Board to consider dates for the joint meeting of Inverclyde Licensing Board and Inverclyde Licensing Forum. The proposed dates are 10 November or 17 November 2016.

Members agreed that the meeting should be arranged and appointed the Clerk to consult with Forum Members and book the meeting accordingly and advise Members once confirmed.

Mr Bradley, member of the public requested permission from the Chair to speak to the Board. Mr Bradley gave a brief summary of his views and handed in a note to the Clerk. The Clerk received the note to be circulated to Members by e-mail at a later date.

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.	T J Morris Ltd t/a Home Bargains Axis Business Park Portal Way Gillmoss Liverpool	Home Bargains Unit 4 Waterfront Retail Park Customhouse Way Greenock	Amend layout of premises resulting in increase of alcohol display area to 29.68 sq. m. Existing 25.44 sq. m.	GRANTED
<p>Mr David Crank, Messrs DWF was present representing the applicant and Ms Lynsay O'Neill, Area Manager was in attendance.</p> <p>Mr Douglas advised that an objection by Health and Social Care Partnership had been submitted and read the contents of their letter dated 14 July 2016, a copy of which was circulated to Members. He also advised that no public objections or other representations had been received.</p> <p>Mr Crank addressed the Board in support of the licence holder.</p> <p>Councillor Brennan moved grant of the application which was unanimously agreed.</p>				
2.	Roland Toma 209 Finnart Street Greenock	Café Continental 40 Kempock Street Gourock	(a) Increase commencement On Sales Core Licensing Hour on a Sunday to 11.00 a.m. Existing Monday – Wednesday 11.00 a.m. – 12 Midnight Thursday – Saturday 11.00 a.m. – 1.00 a.m. Sunday 12.30 p.m. – 12 Midnight	GRANTED PENDING CONFIRMATION OF BUILDING WARRANT

<u>No</u>	<u>Name & Address of Applicant</u>	<u>Address of Premises</u>	<u>Variation Details</u>	<u>Decision</u>
			<p>(b) Reconfiguration of layout of premises to create a restaurant and bar servery on first floor with the addition of an outdoor roof terrace resulting in increase of occupancy capacity figure to 270 persons.</p> <p>Existing 196 persons</p>	<p>GRANTED WITH ADDITIONAL CONDITIONS AND PENDING CONFIRMATION OF BUILDING WARRANT</p>
			<p>(c) Amend activities held in premises as follows:-</p> <p>(i) Addition of receptions including weddings, funerals, birthdays; Club or other group meetings; and outdoor drinking facilities to be provided both during and outwith Core Licensed Hours. (Tick box to 'Yes').</p> <p>(ii) Addition of bar meals; recorded music and televised sport to be provided outwith Core Licensed Hours. (Tick box to 'Yes').</p> <p>(iii) Addition of description to further details in respect of activities to be held outwith Core Licensed Hours as follows:-</p> <p><i>“Bar meals, receptions and club meetings, recorded music and use of the outdoor drinking facilities (all without alcohol) may take place from 8.00 a.m. – 11.00 a.m. Televised sport may take place after core hours to 1.00 a.m. Sunday to Wednesday in the case of major international sporting tournaments in other time zones (no alcohol).</i></p> <p>Existing</p> <p>(i) 'No' (tick box). (ii) 'No' (tick box). (iii) None</p>	<p>GRANTED PENDING CONFIRMATION OF BUILDING WARRANT</p>

<u>No</u>	<u>Name & Address of Applicant</u>	<u>Address of Premises</u>	<u>Variation Details</u>	<u>Decision</u>
			(d) Amend parts of the premises to which children and young persons are allowed entry to state "Whole Premises". Existing Whole Café Area	GRANTED PENDING CONFIRMATION OF BUILDING WARRANT

Mr Robin Morton, Messrs Robin Morton Licensing Limited was present representing the applicant and Mr MacLeod, premises owner was in attendance.

Mr Douglas advised that a representation by Police Scotland had been submitted which includes the request for consideration of additional conditions to be placed on the licence for the use of the roof terrace area. Mr Douglas read the contents of the Police Scotland letter dated 26 July 2016, a copy of which was circulated to Members. He also advised that no public objections or other representations had been received. He also confirmed that during the processing of the application Mr Morton had confirmed the Sunday commencement hour will comply with the Board's Policy.

Mr Morton addressed the Board in support of the licence holder and confirmed acceptance of all the additional Conditions requested by Police Scotland.

During discussion, it was highlighted that the building works are ongoing.

Councillor Ahlfeld moved grant of the application with the additional Police Conditions in respect of the roof terrace area and pending the building warrant completion certificate being issued. Members unanimously agreed the motion.

3.	The Tontine Hotel Ltd 6 Ardgowan Square Greenock	The Tontine Hotel 6 Ardgowan Square Greenock	(a) Alterations to premises including extension to function suite; creation of new bar facility in basement area; and reposition gantry bar on ground floor, increasing the occupancy capacity to 137 persons in the basement area and 264 persons in the function suite – Total for whole premises 401 persons. Existing 240 persons (whole premises)	CONTINUED TO NEXT MEETING
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<u>No</u>	<u>Name & Address of Applicant</u>	<u>Address of Premises</u>	<u>Variation Details</u>	<u>Decision</u>
			(b) Add "Basement Bar Premises" to parts of the premises to which children and young persons are allowed entry. Existing Lounge, Restaurant and 3 function suites	CONTINUED TO NEXT MEETING
			(c) Add televised sport to activities to be held within premises during Core Licensing Hours. (Tick box to 'Yes'). Existing No (tick box)	CONTINUED TO NEXT MEETING

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

Prior to hearing the terms of the application, Mr Harvey addressed the Board and sought a continuation of the application as the work is extensive and alterations will be required resulting in the layout plan being amended.

Members unanimously agreed to continue consideration of the application to the next meeting of the Board.

4.	St Laurence's Social Club Ingleston Street Greenock	St Laurence's Social Club Ingleston Street Greenock	(a) Amend Core Licensing Hours for both On Sales and Off Sales to:- <u>On Sales</u> Monday 12 Noon – 12.30 a.m. Tuesday – Thursday 12 Noon – 12 Midnight Friday & Saturday 12 Noon – 12.30 a.m. Sunday 12.30 p.m. – 12 Midnight <u>Off Sales</u> Monday – Saturday 12 Noon – 10.00 p.m. Sunday 12.30 p.m. – 10.00 p.m.	GRANTED
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<u>No</u>	<u>Name & Address of Applicant</u>	<u>Address of Premises</u>	<u>Variation Details</u>	<u>Decision</u>
			<p>Existing <u>On Sales</u> Monday 12 Noon – 4.00 p.m. & 7.00 p.m. - 12.30 a.m. Tuesday & Wednesday 12.30 p.m. – 4.00 p.m. & 7.00 p.m. – 11.30 p.m. Thursday 12.30 p.m. – 4.00 p.m. & 8.00 p.m. – 11.30 p.m. Friday 2.00 p.m. – 1.00 a.m. Saturday 2.30 p.m. – 12.30 a.m. Sunday 12.30 p.m. – 5.30 p.m. & 8.00 p.m. – 11.30 p.m.</p> <p><u>Off Sales</u> Monday 12 Noon – 4.00 p.m. & 7.00 p.m. – 10.00 p.m. Tuesday & Wednesday 12.30 p.m. – 4.00 p.m. & 7.00 p.m. – 10.00 p.m. Thursday 12.30 p.m. – 4.00 p.m. & 8.00 p.m. – 10.00 p.m. Friday 2.00 p.m. – 10.00 p.m. Saturday 2.30 p.m. – 10.00 p.m. Sunday 12.30 p.m. – 5.30 p.m. & 8.00 p.m. – 10.00 p.m.</p>	
			(b) Children of all ages to be permitted on premises.	GRANTED
			<p>Existing 6 years and upwards.</p>	
			(c) Amend address of premises to 22 Cartsburn Street, Greenock PA15 4UA	GRANTED
			<p>Existing Ingleston Street, Greenock, PA15 4UD</p>	

No Name & Address of Applicant Address of Premises Variation Details Decision

Mr Arthur Lever, Chairman was present.

Mr Douglas advised that no objections or representations have been received. He also advised that the Licensing Standards Officer visited the premises and confirmed that the premises can provide baby changing facilities which is a mandatory condition to permitting children aged 5 and under on the premises.

Mr Lever addressed the Board in support of the Club's application.

Provost Moran moved grant of the application pending the building warrant completion certificate being issued. Members unanimously agreed the motion.

INVERCLYDE LICENSING BOARD

LICENSING (SCOTLAND) ACT 2005

(2) APPLICATION FOR TRANSFER OF PREMISES LICENCE WITH VARIATION OF LICENCE

<u>No</u>	<u>Name and Address of Applicant</u>	<u>Address of Premises</u>	<u>Proposed Licence Holder</u>	<u>Variation Details</u>	<u>Decision</u>
1.	Martin McColl Limited Martin McColl House Ashwells Road Brentwood Essex	Premier Sinclair Street 48 Sinclair Street Greenock	Martin McColl Limited Martin McColl House Ashwells Road Brentwood Essex	(a) Transfer of licence holder as detailed with change of designated premises manager. Proposed DPM Brian William Henderson	GRANTED
			Current Licence Holder Surinder Singh Dhillon 12 Patrickbank Wynd Elderslie Johnstone Renfrewshire	Current DPM Surinder Singh Dhillon	
				(b) Amend Off Sales Core Licensing Hours to:- Monday – Sunday 10.00 a.m. – 10.00 p.m. Existing Monday – Sunday 10.00 a.m. – 9.00 p.m.	GRANTED PENDING CONFIRMATION OF BUILDING WARRANT
				(c) Amend internal layout of the premises resulting in decrease of alcohol display area to 14 sq. m. Existing 23 sq. m.	GRANTED PENDING CONFIRMATION OF BUILDING WARRANT

<u>No</u>	<u>Name and Address of Applicant</u>	<u>Address of Premises</u>	<u>Proposed Licence Holder</u>	<u>Variation Details</u>	<u>Decision</u>
				(d) Change name of premises to McColls Existing Premier Sinclair Street	GRANTED

Mr Niall Hassard, Messrs TLT was present representing the applicant and Mr Martin Black, Area Manager was in attendance.

Mr Douglas advised that no objections or representations have been received and the application is within the Board's Policy, however a building warrant remains outstanding.

Mr Hassard addressed the Board and explained the changes being made and the work being carried out at the premises.

Provost Moran moved grant of the application pending the building warrant completion certificate being issued. Members unanimously agreed the motion.

INVERCLYDE LICENSING BOARD

LICENSING (SCOTLAND) ACT 2005

(3) APPLICATION FOR PROVISIONAL PREMISES LICENCE

<u>No</u>	<u>Name & Address of Applicant</u>	<u>Address of Premises</u>	<u>Proposed Premises Details</u>	<u>Decision</u>
1.	Antony Bonatti 2D Ashburn Gate Gourock	Tonino's 24 – 25 Grey Place Greenock	Description of Premises Pizzeria / Takeaway with adjacent seating for up to 20 diners. Core Licensing Hours – On Sales Monday – Sunday 12 Noon – 10.00 p.m. Activities Restaurant facilities, bar meals and recorded music to be provided during and outwith core licensed hours. Food and hot beverages will be sold from 10.00 a.m. – 12 Noon while alcohol will not be available. Children and Young Persons Terms: Children and Young Persons will be permitted on the premises with adult supervision while dining. Alcohol will not be sold to any person under 18 years of age. Ages: Any person under 18 can enter the shop to purchase food. Times: During operating hours. Parts: Takeaway section and dining section. Occupancy Capacity 20 seated diners. Designated Premises Manager Antony Bonatti	GRANTED

No Name and Address of Applicant Address of Premises Proposed Premises Details Decision

Mr Peter Harvey, Messrs Blair & Bryden was present representing the applicant and Mr Antony Bonatti was in attendance.

Mr Douglas advised that the Section 50 Planning Certificate is in place, that no objections or representations have been received and the application is within the Board's Policy.

Mr Harvey addressed the Board on how his client proposes to operate the premises.

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