

INVERCLYDE LICENSING BOARD
THURSDAY 2 MARCH 2017 AT 10.00 A.M.

Present: Provost Moran, Councillors Ahlfeld, Brennan, Loughran and Shepherd.

Chair: Councillor Ahlfeld presided.

In attendance: Mr James Douglas; David Keenan and Fiona Denver (for Clerk to the Board); Sergeant D Godfrey; PC A Whitelaw (Police Scotland); R Dillon, Licensing Standards Officer.

Apologies: Councillors McEleny and Wilson; A Black, 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
APPLICATION FOR PROVISIONAL PREMISES LICENCE

Decision as per attached list.

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

Decision as per attached list.

LICENSING BOARD POLICY STATEMENT – CURFEW

There was a discussion between Members and PC Whitelaw on the clarification of the Board's curfew following social media interest. The Chair confirmed the operation of the curfew as outlined in the Policy that no person shall be admitted to any licensed premises after 12 o'clock midnight apart from those circumstances where any festive period policy allows such entry e.g. Hogmanay.

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.	Iceland Foods Ltd Second Avenue Deeside Industrial Park Deeside Flintshire	Iceland Foods Ltd 32 Westburn Street Greenock	<p>(a) Amend Off Sales Core Licensing Hours to:-</p> <p>Monday – Sunday 10.00 a.m. – 10.00 p.m.</p> <p>Existing Monday - Saturday 10.00 a.m. - 6.30 p.m. (8.00 p.m. Festive Season) Sunday 10.00 a.m. - 6.00 p.m. (8.00 p.m. Festive Season)</p> <p>(b) Add the following to any other activities held:-</p> <p>The licence holder shall operate a Home Delivery Service and Ecommerce Service for the delivery of groceries including alcohol, this shall be subject to compliance with Section 120 of the Licensing (Scotland) Act 2005.'</p> <p>Existing The premises are open outwith core hours for the sale of groceries including fresh and frozen foods. The sale of alcohol by retail for consumption off the premises is ancillary to the sale of groceries.</p>	<p>GRANTED</p> <p>GRANTED</p>

Mr M McDougall, Messrs TLT was present representing the applicant together with Nicola Brown, designated premises manager.

Mr Douglas advised that consideration of this application had been continued from the previous Board to allow for representation and to clarify what safeguards are in place for preventing alcohol deliveries to children.

Mr McDougall addressed the Board outlining the procedures, training and records the company have in place and provided detailed information on the operation of the service.

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

2.	Lodge Doric Kilwinning No. 68 7 Brown Street Port Glasgow	Lodge Doric Kilwinning No. 68 7 Brown Street Port Glasgow	(a)	Amend On and Off Sales Core Licensing Hours on a Monday, Friday and Sunday to:-	GRANTED
<u>On Sales</u>					
Monday				5.00 p.m. – 1.00 a.m. (closed April – August)	
Friday				5.00 p.m. – 1.00 a.m.	
Sunday				12.15 p.m. – 6.00 p.m.	
<u>Off Sales</u>					
Monday				5.00 p.m. – 10.00 p.m. (Closed April – August)	
Friday				5.00 p.m. – 10.00 p.m.	
Sunday				12.15 p.m. – 6.00 p.m.	
Existing					
<u>On Sales</u>					
Monday				7.00 p.m. – 1.00 a.m. (Closed April – August)	
Tuesday to Thursday				5.00 p.m. – 1.00 a.m.	
Friday				7.00 p.m. – 1.00 a.m. (Closed June – August)	
Saturday				11.00 a.m. – 11.45 p.m.	
Sunday				Closed	
<u>Off Sales</u>					
Monday				7.00 p.m. – 10.00 p.m. (Closed April – August)	
Tuesday to Thursday				5.00 p.m. – 10.00 p.m.	
Friday				7.00 p.m. – 10.00 p.m. (Closed June – August)	
Saturday				11.00 a.m. – 10.00 p.m.	
Sunday				Closed	
Cont'd					

<u>No</u>	<u>Name & Address of Applicant</u>	<u>Address of Premises</u>	<u>Variation Details</u>	<u>Decision</u>
	Lodge Doric Kilwinning No. 68	7 Brown Street Port Glasgow	(b) Remove seasonal variation to close on a Friday from June to August. Existing (i) The premises are closed on Mondays from the second Monday in April to the last Monday in August inclusive. (ii) The premises are closed on Fridays from the first Friday in June to the last Friday in August inclusive. (iii) Extensions over the festive period will be operated in accordance with Inverclyde Licensing Board Policy. (iv) Any local or national holidays defined by Inverclyde Licensing Board.	GRANTED

Gillian Wishart, Bar Convenor was present representing the Club.

Mr Douglas advised that no objections or representations have been received and the application is within the Board's Policy.

Gillian Wishart addressed the Board on the requirement of the additional hours sought.

Provost Moran moved grant of the application which was unanimously agreed.

INVERCLYDE LICENSING BOARD

LICENSING (SCOTLAND) ACT 2005

(2) APPLICATION FOR PROVISIONAL PREMISES LICENCE

<u>No</u>	<u>Name & Address of Applicant</u>	<u>Address of Premises</u>	<u>Type of Premises, Core Licensing Hours and Application Details</u>	<u>Decision</u>
1.	Marks & Spencer plc Waterside House 35 North Wharf Road London	Marks & Spencer Unit 8 Clydebuilt Shopping Park Greenock Road Port Glasgow	<p>A retail store and café located within a retail park.</p> <p><u>On Sales</u> Monday – Sunday 11.00 a.m. – 11.00 p.m.</p> <p><u>Off Sales</u> Monday – Sunday 10.00 a.m. – 10.00 p.m.</p> <p><u>Activities</u> Activities or services to be provided on the premises during and outwith core licensing hours include restaurant facilities, recorded music and live performances.</p> <p>Café selling a range of soft drinks, hot drinks, and hot and cold food will operate within and outwith core hours. Alcohol may be purchased in the café within core hours for consumption on the premises by customers seated in the café.</p> <p>Recorded music at background level only may be provided within and outwith core hours.</p> <p>Live music events may be provided within and outwith core hours on an occasional basis for special events.</p> <p>The sale of food, non-food items and other household goods and the provision of ancillary customer services/activities within and outwith licensed hours.</p> <p>Additional activities including free alcohol tastings and product promotions may take place from time to time.</p>	GRANTED AS AMENDED

Cont'd

<u>No</u>	<u>Name & Address of Applicant</u>	<u>Address of Premises</u>	<u>Type of Premises, Core Licensing Hours and Application Details</u>	<u>Decision</u>
		Marks & Spencer Unit 8 Clydebuilt Shopping Park Greenock Road Port Glasgow	<u>Children</u> Children and Young Persons will be allowed entry to the premises at all times whilst the premises are open. Children and Young Persons will have access to all public areas. <u>Capacity of Premises</u> Off Sales alcohol display area – 55 sq. m. 100 persons in café area	

Ms A Junner, Messrs Hill Brown Licensing, was present representing the applicant together with Mr G Pacitti, representative of Marks & Spencer.

Mr Douglas advised that no objections or representations have been received however, brought to Members attention the terms to which Children and Young Persons would be permitted entry to the premises is outwith the Board's Policy.

Ms Junner addressed the Board on the terms of operation of the premises. She confirmed the activities to be held and that alcohol would only be available on sales at special events and amended the application accordingly and removed "Alcohol may be purchased in the café within core hours for consumption on the premises by customers seated in the café." Ms Junner explained the request for permission of entry for Children and Young Persons outwith the Board's Policy and how this would be implemented.

Following discussion, Provost Moran moved grant of the application as amended which was unanimously agreed.

2.	Sadhu Singh 23 Gryffe Bank Avenue Houston	22 Corlic Street Greenock	General Store Premises <u>Off Sales</u> Monday – Saturday 10.00 a.m. – 10.00 p.m. Sunday 12.30 p.m. – 10.00 p.m.	GRANTED
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Mr P Harvey, Mesrrs Blair & Bryden was present representing the applicant. Mr W Tomlinson was present representing the objector.

Mr Douglas advised that a public objection had been submitted and read the contents of the objection dated 3 February 2017, a copy of which was circulated to Members.

Mr Tomlinson addressed the Board initially to clarify a few points within the objection that were not accurate to the application.

Mr Harvey addressed the Board providing a brief history of the premises and the owner's intentions of operating the premises. Mr Tomlinson further addressed the Board on the full details of his client's objection.

Following discussion, Councillor Loughran moved grant of the application which was unanimously agreed.

Mr Tomlinson requested a Statement of Reasons which was noted.