

Inverclyde Licensing Board

ALL MEMBERS OF THE LICENSING BOARD

Direct Line: 01475 712109
Enquiries To: Ms Denver
E-mail: fiona.denver@inverclyde.gov.uk
Our Ref: FD/LIC
Your Ref:
Date: 26 May 2017

Dear Member

Please attend a meeting of the **INVERCLYDE LICENSING BOARD** to be held on **THURSDAY 1 JUNE 2017** at **10.00 a.m.** within the **MUNICIPAL BUILDINGS, GREENOCK.**

Yours faithfully

Depute Clerk

AGENDA

- 1. Appointment of Chair**
- 2. Licensing (Scotland) Act 2005: Delegated Authority**
Report by Depute Clerk
- 3. Licensing (Scotland) Act 2005: Application for Variation of Premises Licence**
A list of applications is enclosed.
- 4. Licensing (Scotland) Act 2005: Application for Premises Licence**
A list of applications is enclosed.

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|-------------------------|--|---------------------------------|
| Report To: | Inverclyde Licensing Board | Date: 1 June 2017 |
| Report By: | Clerk to the Board | Report No: LP/050/17 |
| Contact Officer: | James Douglas | Contact No: 01475 712034 |
| Subject: | Licensing (Scotland) Act 2005 Delegated Authority | |

1.0 PURPOSE

- 1.1 The purpose of the report is to seek approval of the Board that those matters which may be delegated to the Clerk of the Board are duly delegated.

2.0 BACKGROUND

- 2.1 The Licensing (Scotland) Act 2005 allows Licensing Boards to authorise the Clerk of the Board to exercise on behalf of the Board any of the Board's functions under the Act apart from functions outlined below at paragraph 2.2. The functions outlined at paragraph 2.2 must remain the sole preserve of the Board and may not be delegated.

- 2.2 Those functions which remain the sole preserve of the Board are:

- (a) determining the Board's Policy for the purposes of a Licensing Policy Statement or Supplementary Licensing Policy Statement;
- (b) determining for the purposes of any such statement, whether there is overprovision of licensed premises or licensed premises of any particular description in any locality;
- (c) determining a premises licence application;
- (d) determining a premises licence variation application where the variation sought is not a minor variation;
- (e) determining an application for the transfer of a premises licence where the applicant has been convicted of a relevant offence or a foreign offence;
- (f) determining a personal licence application or a personal licence renewal application where the applicant has been convicted of a relevant offence or a foreign offence and opposition to the application to the grant or renewal has been lodged by any statutory consultee;
- (g) conducting a hearing under the Licensing (Scotland) Act 2005 (including taking any steps thereafter as a result of the hearing);
- (h) making an order revoking, suspending or endorsing a personal licence.
- (i) the granting of an occasional licence application where there is a notice of objection or representation in relation to the application, or a notice from the appropriate Chief Constable recommending refusal of the application

3.0 RECOMMENDATION

- 3.1 That the Board grants delegated authority to the Clerk of the Board to exercise on behalf of the Board any of the Board's functions specifically not excluded as per paragraph 2.2.

INVERCLYDE LICENSING BOARD

LICENSING (SCOTLAND) ACT 2005

(3) 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. | Lidl UK GmbH 19 Worple Road Wimbledon London | Lidl UK GmbH 1 Customhouse Way Greenock | Amend layout of premises resulting in increase of alcohol display area to 50.09 sq. m. Existing 43.63 sq. m. | |
| 2. | The Tontine Hotel Limited 6 Ardgowan Square Greenock | The Tontine Hotel 6 Ardgowan Square Greenock | Amend terminal On Sales Core Licensing Hour on a Friday to 1.00 a.m. and Sunday to 12 Midnight. Existing Monday - Friday 11.00 a.m. - 12 Midnight (1.00 a.m. for pre-arranged functions) Saturday 11.00 a.m. - 1.00 a.m. Sunday 12.30 p.m. - 11.00 p.m. | |
| 3. | Mr Roland LauranceToma 209 Finnart Street Greenock | Café Continental 40 Kempock Street Gourock | Amend terminal On Sales Core Licensing Hour on Friday and Saturday to 1.30 a.m. Existing Monday - Wednesday 11.00 a.m. - 12 Midnight Thursday - Saturday 11.00 a.m. - 1.00 a.m. Sunday *11.00 a.m./12.30 p.m. - 12 Midnight <i>*11.00 a.m. variation application considered on 1 September 2016 - granted pending completion certificate</i> | |

| <u>No</u> | <u>Name & Address of Applicant</u> | <u>Address of Premises</u> | <u>Variation Details</u> | <u>Decision</u> |
|-----------|--|---|---|-----------------|
| 4. | Punch Partnership Limited Jubilee House Second Avenue Burton upon Trent | Cardwell Inn 49 Cardwell Road Gourock | Add Club or other group meetings to activities to be held on the premises during and outwith Core Licensing Hours. (Tick Box 'Yes') Existing Tick Box 'No' | |
| 5. | Greenock Wanderers Rugby Football Club Fort Matilda Playing Fields 75 Octavia Terrace Greenock | Greenock Wanderers Clubhouse Greenock Wanderers Rugby Football Club Fort Matilda Playing Fields 75 Octavia Terrace Greenock | Amend terminal On Sales Core Licensing Hour on Friday and Saturday to 1.00 a.m. Existing Monday - Wednesday Closed Thursday 7.00 p.m. - 12 Midnight Friday 5.00 p.m. - 12 Midnight Saturday 11.00 a.m. - 12 Midnight Sunday 12.30 p.m. - 10.00 p.m. | |
| 6. | Aldi Stores Limited Holly Lane Atherstone Warwickshire | Aldi 1 Patrick Street Greenock | (a) Amend layout plan of premises resulting in increase of alcohol display area to 29.20736 sq. m. (b) Amend Operating Plan paragraph 5(f) to state "Sales of other goods consistent with the business of a supermarket both during and outwith core hours." Existing (a) Total 28.125 sq. m. Permanent 23.625 sq. m. Seasonal 4.50 sq. m. (24 November - 9 January annually) (b) Sale of other goods consistent with the business of a supermarket. | |

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|-----------|---|--|--|-----------------|
| 7. | Aubrey Smith Leisure Limited 3 David Donnelly Place Kirkintilloch | The Willow Bar 203 Roxburgh Street Greenock | Amend terminal On Sales Core Licensing Hour Monday to Sunday to:- Monday & Tuesday 12 Midnight Wednesday & Thursday 12.30 a.m. Friday & Saturday 1.00 a.m. Sunday 12 Midnight Existing Monday & Tuesday 11.00 a.m. – 11.45 p.m. Wednesday – Friday 11.00 a.m. – 12 Midnight Saturday 11.00 a.m. – 11.45 p.m. Sunday 12.30 p.m. – 11.00 p.m. | |

INVERCLYDE LICENSING BOARD

LICENSING (SCOTLAND) ACT 2005

(4) APPLICATION FOR 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. | Thomas Compston Flat 2/1 46 Robertson Street Greenock | 134 Steakhouse 134 Cathcart Street Greenock | Description of Premises Restaurant Core Licensing Hours – On Sales Monday – Wednesday 11.00 a.m. – 11.00 p.m. Thursday 11.00 a.m. – 12 Midnight Friday & Saturday 11.00 a.m. – 1.30 a.m. Sunday 11.00 a.m. – 12 Midnight Core Licensing Hours – Off Sales N/A Activities Conference facilities, restaurant facilities, bar meals, receptions including weddings, funerals, birthdays, retirements etc., Club or other group meetings etc., recorded music, live performances, dance facilities and gaming to be provided during and outwith core licensed hours. (Tick Box “Yes”) Activities outwith core licensed hours to provide additional services to customers as and when required e.g. T Mobile events, funerals, meetings etc. Cont’d | |

| <u>No</u> | <u>Name & Address of Applicant</u> | <u>Address of Premises</u> | <u>Proposed Premises Details</u> | <u>Decision</u> |
|-----------|---|--|---|-----------------|
| | | 134 Steakhouse 134 Cathcart Street Greenock | Children and Young Persons Terms: As per Policy Ages: All ages Times: As per Policy Parts: All public areas Occupancy Capacity 90 persons Designated Premises Manager Thomas Compston | |
| 2. | Cairn V3 Ltd 234 West George Street Glasgow | Cairn 1 Drumpellier Place Lochwinnoch Road Kilmacolm | Description of Premises Coffee Shop / Wine Bar Core Licensing Hours – On Sales Monday – Saturday 11.00 a.m. – 10.00 p.m. Sunday 12.30 p.m. – 10.00 p.m. Core Licensing Hours – Off Sales N/A Cont'd | |

| <u>No</u> | <u>Name & Address of Applicant</u> | <u>Address of Premises</u> | <u>Proposed Premises Details</u> | <u>Decision</u> |
|-----------|--|--|---|-----------------|
| | | <p>Cairn 1 Drumpellier Place Lochwinnoch Road Kilmacolm</p> | <p>Activities Conference facilities, restaurant facilities, bar meals, receptions including weddings, funerals, birthdays, retirements etc., Club or other group meetings etc., recorded music, live performances, dance facilities, theatre, films, indoor/outdoor sports, televised sports and outdoor drinking facilities to be provided during and outwith core licensed hours. (Tick Box "Yes")</p> <p>Various activities will be offered on a day to day and month to month basis to provide flexibility to customers.</p> <p>The premises will be open outwith core hours for the sale of non-alcoholic beverages and food and other activities.</p> <p>A take-away service is provided.</p> <p>Purchase of alcohol for consumption on the premises is by table service only.</p> <p>Children and Young Persons</p> <p>Terms: (i) Young Persons are permitted on the premises until 10.00 p.m. without adult supervision at the management's discretion.</p> <p>(ii) With exception of (i) above, as per Inverclyde Licensing Board's Children and Young Persons in Licensed Premises Conditions.</p> <p>Ages: All ages</p> <p>Times: With exception of (i) above, as per Inverclyde Licensing Board's Children and Young Persons in Licensed Premises Conditions</p> <p>Parts: All public areas</p> | |

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|-----------|--|--|---|-----------------|
| | | Cairn 1 Drumpellier Place Lochwinnoch Road Kilmacolm | Occupancy Capacity 35 persons Designated Premises Manager David Armour | |