

INVERCLYDE LICENSING BOARD
THURSDAY 1 JUNE 2017 AT 10.00 A.M.

Present: Councillors Ahlfeld, Crowther, Jackson, McEleny, McVey, Moran, Murphy and Robertson.

Chair: Councillor Ahlfeld presided.

In attendance: Mr James Douglas and Fiona Denver (for Clerk to the Board); Sergeant J Curran and Sergeant J MacDonald (Police Scotland); R Dillon, Licensing Standards Officer.

Apologies: Councillor Wilson with Councillor McVey substituting for Councillor Wilson

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

APPOINTMENT OF CHAIR

The Depute Clerk took the Chair and requested the Board to appoint a Chairperson and Vice-Chairperson to the Board.

Councillor Moran proposed Councillor Ahlfeld as Chairperson which was unanimously agreed.

Councillor Crowther proposed Councillor McEleny as Vice-Chairperson, as an amendment, Councillor Ahlfeld proposed Councillor Wilson as Vice-Chairperson. On a vote, two Councillors (Ahlfeld and Moran) voted for the amendment and four Councillors (Crowther McEleny, McVey and Robertson) voted for the proposal which was declared carried. Councillors Jackson and Murphy abstained.

The Depute Clerk declared Councillor Ahlfeld as Chairperson and Councillor McEleny as Vice-Chairperson duly elected.

Councillors Moran and Murphy left the meeting after this item.

Councillor Ahlfeld took the Chair for the commencement of the proceedings.

LICENSING (SCOTLAND) ACT 2005 DELEGATED AUTHORITY

Mr Douglas outlined the report submitted by the Clerk to seek approval for those functions which may be delegated to the Clerk of the Board are duly delegated.

Councillor Ahlfeld moved grant of delegated authority to the Clerk for those functions detailed in the report. Members unanimously agreed the motion.

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

Decisions as per attached list.

**LICENSING (SCOTLAND) ACT 2005
APPLICATION FOR PREMISES LICENCE**

Decisions as per attached list.

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.	GRANTED
<p>Mr Hunter, Messrs Harper MacLeod represented the applicant and Ms T Broomfield, Lidl Manager, was in attendance.</p> <p>Mr Douglas advised that no objections or representations were received.</p> <p>Mr Hunter addressed the Board and explained the reasons for the application.</p> <p>Councillor Ahlfeld moved grant of the application which was unanimously agreed.</p>				
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.	GRANTED WITH PLANNING CONDITION

Mr Harvey, Messrs Blair & Bryden represented the applicant and Mr Nelis, licenceholder, was in attendance

Mr Douglas advised that two public objections were received and read the contents of those objections to the Board. Copies of the objections were circulated to Members. Mr Douglas also advised that no other representations had been received and the application was within the Board's Policy.

Mr Harvey addressed the Board providing information on the recent refurbishment work that had taken place within the premises, and reminded the board that he had addressed the Board in detail on the changes to the layout at a previous meeting. He advised that the planning consent currently has restrictions on the use of the side entrance to the premises at Robertson Street. He stated that although this may prove difficult during some functions being held, he gave an undertaking that his clients will comply with any planning restraints. Mr Harvey addressed the issues raised by the objectors.

After discussion, Councillor Robertson moved grant of the application with the Condition that all planning conditions are adhered to which was unanimously agreed.

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.	GRANTED
			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>	

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

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

Mr Morton addressed the Board. He requested that the Board consider the Sunday commencement hour as the proposed alterations to the premises as outlined in the previous application are delayed. He asked that the Board allow Sunday opening in terms of its Policy to commence now.

Following discussion, it was noted that the request for Sunday commencement hour does not form part of the application before the Board today and remitted to the Clerk to correspond with the Solicitor and use delegated authority thereafter.

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

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| 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') | CONTINUED
TO NEXT
MEETING |
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Existing
Tick Box 'No'

Mr McGowan, Messrs TLT was present representing the applicant.

Mr Douglas advised that prior to the meeting, the applicant's Solicitor had requested that this item be continued to the next meeting of Board.

Mr McGowan addressed the Board and confirmed his request in order for the application to be amended.

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

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| 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. | GRANTED |
| | | | 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. | |

Mr McIlroy, Secretary was present.

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

Mr McIlroy addressed the Board in terms of the application and the operation of any functions being held within the premises.

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

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| 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." | GRANTED |
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Existing

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| (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.

Mr McGowan, TLT was present representing the applicant.

Mr Douglas advised that no objections or representations had been received.

Mr McGowan addressed the Board and explained the reasons for the application.

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

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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 | GRANTED
AS
AMENDED |
|----|---|--|--|-----------------------------------|
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| 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. |

Mr Glen, Designated Premises Manager was present.

Mr Douglas advised that Police Scotland submitted a representation to the application which was circulated to Members. Mr Douglas advised that Mr Glen had indicated an amendment to the application.

Mr Glen addressed the Board and confirmed his amendment to the application being the removal of the Wednesday evening extension and therefore the application now fell within the Board's Policy.

Sergeant MacDonald removed the Police representation in light of this amendment.

Mr Douglas advised that there were no other objections or representations to the application.

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

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.	GRANTED

Cont'd

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

Mr Compston, applicant was present.

Mr Douglas advised that no objections or representations had been received and the application was within the Board's Policy. He also made Members aware that planning matters remain to be resolved and these were ongoing.

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

2.	Cairn V3 Ltd 234 West George Street Glasgow	Cairn 1 Drumpellier Place Lochwinnoch Road Kilmacolm	Description of Premises Coffee Shop / Wine Bar	GRANTED
			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	

Cairn

1 Drumpellier Place
Lochwinnoch Road
Kilmacolm

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")

Various activities will be offered on a day to day and month to month basis to provide flexibility to customers.

The premises will be open outwith core hours for the sale of non-alcoholic beverages and food and other activities.

A take-away service is provided.

Purchase of alcohol for consumption on the premises is by table service only.

Children and Young Persons

Terms: (i) Young Persons are permitted on the premises until 10.00 p.m. without adult supervision at the management's discretion.

(ii) With exception of (i) above, as per Inverclyde Licensing Board's Children and Young Persons in Licensed Premises Conditions.

Ages: All ages

Times: With exception of (i) above, as per Inverclyde Licensing Board's Children and Young Persons in Licensed Premises Conditions

Parts: All public areas

Cairn
1 Drumpellier Place
Lochwinnoch Road
Kilmacolm

Occupancy Capacity
35 persons

Designated Premises Manager
David Armour

Mr McGeehan, Messrs Bradley Campbell & Co represented the applicant, Mr D Armour and Mr Wm Armour, Directors were in attendance.

Mr Douglas advised that three public objections had been received and read the contents of the objections to the Board. Copies of the objections were circulated to Members. Mr Douglas advised that the proposed entry to Young Persons without adult supervision is outwith the Board's Policy.

Mr McGeehan addressed the Board and provided information on the application and how the premises proposed to operate.

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

Prior to the conclusion of the meeting, Mr Bradley, member of the public requested to speak to the Board, the Chair agreed to his request.

Mr Bradley spoke of his concerns on electronic advertising of applications as not everyone has access to computers. The Chair noted the position.