

SOUTH AYRSHIRE LICENSING BOARD.

Minutes of a meeting in the County Buildings, Wellington Square, Ayr,
on 19th September 2013 at 10.00 a.m.

Present: Councillors Ann Galbraith (Chair), Andy Campbell, Peter Convery, Allan Dorans, Ian Douglas, Sandra Goldie, Mary Kilpatrick and Rita Miller.

Attending: M. Douglas, Depute Clerk to the Board; C. Andrew, Licensing Standards Officer; P. McCarroll, Licensing Standards Officer; and J. McClure, Committee Services Officer.

Also Attending: Inspector S. Mangan and Sergeant D. McIntosh, Police Scotland.

1. Declarations of Interest.

There were no declarations of interest by Members of the Board in terms of the Councillors' Code of Conduct.

2. Date of Next Board Meeting.

The Chair advised that the next Board meeting would be held in the County Hall, County Buildings, Ayr on Thursday, 31st October 2013 at 10.00 a.m.

3 Minutes of Previous Meeting.

The Minutes of the Meeting of South Ayrshire Licensing Board of 22nd August 2013 (issued) were submitted.

Decided: to approve the Minutes of the previous meeting.

4. Update from Licensing Standards Officer.

C. Andrew, Licensing Standards Officer advised

- (1) that funding had now been secured through the Alcohol and Drug Partnership to allow the Council to run an Information Event for the local licensed trade to provide an update on legislation and Licensing Board policy changes;
- (2) that this event would take place on Tuesday 5th November 2013 at the Horizon Hotel in Ayr offering free spaces for 180 local trade members with presentations being given on the update to the South Ayrshire Licensing Policy Statement, changes to acceptable proof of age, update training for personal licence holders and there would also be a special presentation from Police Scotland highlighting the issues of vulnerability in relation to alcohol;
- (3) that, as this would also mark the approach to the festive season, there would be advice in relation to best practice and information would be provided by Environmental Health, Trading Standards and Community Safety, as well as the local Scottish Certificate for Personal Licence holders training providers;

- (4) that it was hoped that those in attendance would use the information gained on the day to provide update training to staff which would not only contribute towards the licensing objectives but also the outcomes of the Alcohol and Drug Partnership strategy; and
- (5) that currently Licensing Section had received annual fee payments from less than half of the premises in South Ayrshire and, with the fees being due by 1st October, the Licensing Standards Officers would be making visits over the following month to any premises that had not paid to determine their current trading status and a report would then be submitted to a future Board meeting with full details.

Decided: to thank the Licensing Standards Officer for her update.

5. Applications for Transfers Granted Under Delegated Powers.

There was submitted a report (issued) of 5th September 2013 by the Clerk to the Licensing Board advising of the following determination of an application for Transfer of a Licence between the last Board meeting and the present one:-

The Village Store, Kennedy Drive, Dunure – licence transferred to Elizabeth Flora Dunlop on 3rd September 2013.

Decided: to note the transfer granted under delegated powers.

6. Licensing (Scotland) Act, 2005.

(a) Applications for Variation of A Premises Licences

At the request of the applicant’s representative, the Board agreed to continue consideration of this application to a future Board meeting:-

<u>Applicant</u>	<u>Premises</u>
Fernloch Limited	Hotel Kylestrome Bar and Grill 11 Miller Road Ayr

Existing Licensed Hours

<u>On-Sales</u>	<u>Off-Sales</u>
Monday 11.00 a.m. to 12.30 a.m.	10.00 a.m. to 10.00 p.m.
Tuesday 11.00 a.m. to 12.30 a.m.	10.00 a.m. to 10.00 p.m.
Wednesday 11.00 a.m. to 12.30 a.m.	10.00 a.m. to 10.00 p.m.
Thursday 11.00 a.m. to 12.30 a.m.	10.00 a.m. to 10.00 p.m.
Friday 11.00 a.m. to 12.30 a.m.	10.00 a.m. to 10.00 p.m.
Saturday 11.00 a.m. to 12.30 a.m.	10.00 a.m. to 10.00 p.m.
Sunday noon to midnight	10.00 a.m. to 10.00 p.m.

Proposed Licensing Hours

On-Sales

Monday 11.00 a.m. to 12.30 a.m.
Tuesday 11.00 a.m. to 12.30 a.m.
Wednesday 11.00 a.m. to 12.30 a.m.
Thursday 11.00 a.m. to 12.30 a.m.
Friday 11.00 a.m. to 12.30 a.m.
Saturday 11.00 a.m. to 12.30 a.m.
Sunday noon to midnight

Off-Sales

10.00 a.m. to 10.00 p.m.
10.00 a.m. to 10.00 p.m.
10.00 a.m. to 10.00 p.m.
10.00 a.m. to 10.00 p.m.
10.00 a.m. to 10.00 p.m.
10.00 a.m. to 10.00 p.m.
10.00 a.m. to 10.00 p.m.

Amendments to internal layout.

Increase in capacity from 201 persons to 233.

Amend name of premises to Hotel Kylestrome Bar and Grill.

(b) Application for Extended Hours.

The Board considered the following application:

Applicant

Crest Court Limited

Premises

Club de Mar
1-5 Arthur Street
Ayr

Halloween – 26th, 27th and 30th October 2013 – 2.30 a.m. to 3.00 a.m.

Having heard from the Licensing Standards Officer, the Board agreed that one of the above dates be granted, which the applicant could agree in consultation with the Licensing Standards Officer.

(c) Application for Occasional Licence.

The Board considered the following application:

Applicant

Siobhan Lyon

Premises

Ayr Town Hall
29 New Bridge Street
Ayr

Oasis UK Live Tribute Act – 27th October 2013 – 6.00 p.m. to midnight

Having heard from the Licensing Standards Officer and the applicant who confirmed that there would be no entry to those under 16 and that there would be four badged stewards in attendance, the Board granted the above application.

(d) **Applications for Personal Licence.**

The Board considered the following applications:

	<u>Application Number</u>	<u>Applicant</u>
(1)	SA/13/00141/LAPRS	Samantha Riddicks

Having heard from Police Scotland and from the applicant in response, the Board granted the above application.

(2)	SA/13/00163/LAPRS	Daryl Paton
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Having heard from Police Scotland and from the applicant in response, the Board granted the above application.

(e) **Request for Review of Personal Licence Under Section 84.**

<u>Licenceholder</u>	<u>Licence Number</u>
Linda Allison	SA/10/00138/LAPRS

Following a Request for Review from Police Scotland under Section 83 of the Licensing (Scotland) Act 2005 when the Board had been advised of a conviction the licence holder had incurred, the Board held a hearing in relation to personal licence holder Linda Allison.

There was submitted (issued to Members only) a letter dated 9th July 2013 from Police Scotland outlining the reasons for requesting the review and the Board then heard from Police Scotland outlining the conviction that the licence holder had received.

The personal licence holder then advised the Board of the background to the conviction and, following discussion, the Board agreed to endorse the personal licence held by Linda Allison.

7. **Gambling Act 2005**

Application for Betting (Other) Premises.

The Board considered the following application:

<u>Applicant</u>	<u>Premises</u>
Coral Racing Limited	140 Hillfoot Road Ayr

Having heard from the applicant's representative, the Board granted the above application.

8. **Any Other Business.**

Application for Occasional Licence.

The Board considered the following application:

Applicant

David Lawless

Premises

County Buildings
Wellington Square
Ayr

RAF closing event with live music – 19th October 2013 – 7.30 p.m. to 1.00 a.m.

Having heard from the Licensing Standards Officer and from the applicant who confirmed that there would be two badged stewards in attendance, the Board granted the above application on condition that admittance was subject to the guest submitting their invitation on arrival.

The meeting ended at 10.35 a.m.