

SOUTH AYRSHIRE LICENSING BOARD.

Minutes of a meeting in the County Buildings, Wellington Square, Ayr,
on 13th June 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: Chief Inspector W. Ramsay and D. Hastings, 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, 22nd August 2013 at 10.00 a.m.

3. Minutes of Previous Meeting.

The Minutes of the Meeting of South Ayrshire Licensing Board of 16th May 2013 (issued) were submitted.

Decided: to note the Minutes of the previous meeting.

4. Update from Licensing Standards Officer.

Decided: to note that there was no update from the Licensing Standards Officer at this time.

5. Applications for Transfers Granted Under Delegated Powers.

There was submitted a report (issued) of 30th May 2013 by the Clerk to the Licensing Board advising of the following determinations of applications for Transfer of Licences between the last Board meeting and the present one:-

(1) Alloway Post Office, 29 Alloway, Ayr; and

(2) Bar Libertine, 7 River Street, Ayr.

Decided: to note the transfers granted under delegated powers.

6. Licensing (Scotland) Act, 2005.

(a) Applications for Variation of Premises Licences.

The Board considered the following applications:

<u>Applicant</u>	<u>Premises</u>
(1) SSP Air Limited	Yates Prestwick International Airport Prestwick

Addition of seasonal variations during the festive period as per South Ayrshire Policy. Addition of receptions, clubs, live performances and indoor/outdoor sports. Internal reconfiguration of premises to incorporate a pool table.

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

(2) Prestwick Golf Club	Prestwick Golf Club 2 Links Road Prestwick
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Existing Licensed Hours

	<u>On-Sales</u>	<u>Off-Sales</u>
Monday	11.00 a.m. to 11.30 p.m.	N/A
Tuesday	11.00 a.m. to 11.30 p.m.	N/A
Wednesday	11.00 a.m. to 11.30 p.m.	N/A
Thursday	11.00 a.m. to 11.30 p.m.	N/A
Friday	11.00 a.m. to 11.30 p.m.	N/A
Saturday	11.00 a.m. to 11.30 p.m.	N/A
Sunday	11.00 a.m. to 11.30 p.m.	N/A

Proposed Licensing Hours

	<u>On-Sales</u>	<u>Off-Sales</u>
Monday	10.00 a.m. to 11.30 p.m.	10.00 a.m. to 10.00 p.m.
Tuesday	10.00 a.m. to 11.30 p.m.	10.00 a.m. to 10.00 p.m.
Wednesday	10.00 a.m. to 11.30 p.m.	10.00 a.m. to 10.00 p.m.
Thursday	10.00 a.m. to 11.30 p.m.	10.00 a.m. to 10.00 p.m.
Friday	10.00 a.m. to 11.30 p.m.	10.00 a.m. to 10.00 p.m.
Saturday	10.00 a.m. to 11.30 p.m.	10.00 a.m. to 10.00 p.m.
Sunday	10.00 a.m. to 11.30 p.m.	10.00 a.m. to 10.00 p.m.

Change to core hours. Allow both On and Off Sales. Allow teas, coffees and meals outwith core hours. Allow Group Meetings during and outwith core hours. Allow recorded music and live performances during core hours. Allow films to be shown in the Clubhouse during and outwith core hours. Permit outdoor drinking facilities within a designated area adjacent to the Clubhouse. Permit children and young persons access to additional parts of the Clubhouse, subject to strict controls to ensure their adequate supervision and that they do not approach the Bar areas.

Having heard from the applicant, the Board granted the above application, the hours as applied for.

(b) Application for Provisional Premises Licence.

The Board considered the following application:

<u>Applicant</u>	<u>Premises</u>
Tesco Stores Limited	8 Cassillis Road Maybole

Retail Sale of Alcohol (Off Premises) – every day from 10.00 a.m. to 10.00 p.m.

The Board first considered the issue of locality for the purposes of this application and decided (with the agreement of the applicant) that the whole of Maybole would be the appropriate locality for consideration of this application.

The Board then heard from the applicant's representative, the Depute Clerk to the Board read the contents of the objection letter from NHS Ayrshire & Arran and the Board considered the letter from Police Scotland regarding relevant convictions.

It was then considered whether to take into account a representation received out of time from NHS Ayrshire & Arran and, following discussion, the Board agreed to accept and consider this letter.

Having then determined that none of the grounds for refusal had been established, the Board granted the above application.

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

<u>Licenceholder</u>	<u>Licence Number</u>
Lewis Dunlop Boyd	SA/09/00636/LAPRS

Following a Request for Review from Police Scotland under Section 84A(1) of the Licensing (Scotland) Act 2005 for conduct inconsistent with the Licensing Objectives articulated at Section 4(1) of the 2005 Act, namely Preventing Crime and Disorder, the Board held a hearing in relation to personal Licence holder Lewis Dunlop Boyd.

There was submitted (issued to Members only) a letter dated 8th May 2013 from Police Scotland outlining the reasons for requesting the review.

The Board then heard from Police Scotland in relation to the reasons for requesting the review and outlining that it was the Chief Constable's view that the licence holder had acted in a manner inconsistent with the Licensing Objectives.

The personal licence holder's representative then advised the Board of the background to the convictions and outlining that these offences took place some time ago and had no connection with the operation of Mr. Boyd's licence.

Following discussion, the Board agreed to note the letter from Police Scotland and to take no further action.

The meeting ended at 12.05 p.m.