

**SOUTH AYRSHIRE LICENSING BOARD/
SOUTH AYRSHIRE LOCAL LICENSING FORUM.**

Minutes of the Joint Meeting in County Hall, County Buildings, Ayr,
on 1st May 2013 at 11.45 a.m.

Attending for Licensing Board: Councillors Ann Galbraith (Chair of Licensing Board), Peter Convery, Allan Dorans, Sandra Goldie, Mary Kilpatrick and Rita Miller.

Apologies: Councillors Andy Campbell and Ian Douglas.

Attending for Local Licensing Forum: R. Rennie, S. Horne, C. Andrew, P. McCarroll, Sergeant D. McIntosh, E. Caldow, M. Ankers, R. Russell and A. Bradford.

Apologies: A. Kelly, R. Campbell and S. Sandor.

Also Attending: P.C. Donna Jenkins, Police Scotland; and H. Ankers.

Attending for South Ayrshire Council: K. Briggs, Depute Clerk to the Board; M. Douglas, Depute Clerk to the Board; and J. McClure, Committee Services Officer.

1. Chair's Remarks.

Councillor Galbraith, Chair of the Licensing Board welcomed members of the Licensing Board and the Local Licensing Forum to this joint meeting.

2. Minutes of the previous meeting of the Local Licensing Forum.

The Minutes (issued) of the Local Licensing Forum of 25th January 2013 were submitted.

Decided: to note the Minutes of the previous Forum meeting.

3. Over Provision.

R. Rennie, thanked the Board for meeting with the Forum and advised

- (1) that the Forum had discussed the useful presentation which the Forum had received on data pertaining to premises in specific areas, crime statistics in those areas and health statistics, however, this data was constantly evolving;
- (2) that dynamics had changed at the introduction of the new Licensing Act and Forum members would have preferred to retain the differential between the old pub-type premises and nightclub-type premises which existed when the old Act was in place; and
- (3) that, premises were now applying for later opening hours, which in turn led to neighbouring premises also applying.

C. Andrew then advised

- (a) that the Forum had been presented with the over provision paper and had held discussions regarding this, however the Forum members felt that they would require more time to consider the contents of the report; and
- (b) that the Forum had also discussed extended hours and additional hours and it was felt that the Board granting additional hours was increasing the available drinking time.

Having heard Sergeant McIntosh enquire if information had been sought from West Dunbartonshire Council on the impact and effect of introducing their Statement of Licensing Policy with a strict Over Provision Policy, the Depute Clerk to the Board advised that she would seek this information from West Dunbartonshire Council and Alcohol Focus Scotland.

There then followed a discussion on the definition of Over Provision and how this was interpreted.

Decided: to note

- (i) the comments made by Forum and Board Members;
- (ii) that the Forum's comments should be put in writing to the Clerk to the Board for the consideration of the Licensing Board; and
- (iii) that the Depute Clerk to the Board would seek information from West Dunbartonshire Council and Alcohol Focus Scotland on the impact and effects of introducing their Statement of Licensing Policy and strict Over Provision Policy.

4. Late Opening Hours.

R. Rennie advised

- (1) that she had received a letter from a member of the public outlining that the noise from nearby premises was significantly impacting on her life and ability to sleep;
- (2) that licenceholders were now coming before the Board requesting an additional half hour or an hour more frequently and this was having a knock-on effect on late hours catering premises, Police Scotland and Accident and Emergency facilities; and
- (3) that the Forum had requested details of how many premises in South Ayrshire were open past 1.00 a.m. and what time the licences were granted to and that C. Andrew would obtain this information and it would be discussed at the next Forum meeting on Wednesday, 14th August 2013.

A discussion then took place on the knock-on effects of premises being open later; more patrons drinking at home before going to licensed premises; the difference between extended hours and variation of hours; and the possible problems with premises having the option of applying for 24 extensions of their operating hours in one year.

Having heard a Board Member enquire how many applications for extensions of hours had been granted in the previous year and how many occasional licences had been granted, C. Andrew outlined that she could obtain this information and circulate it to Board and Forum Members and advised that most applications received were from nightclub type premises and were for special events or events of national significance, however, should the application not be within the Board's policy, it would go before the Board for a decision to be taken.

Sergeant McIntosh then outlined his concerns that the Festive seasonal variation related to the whole of December and requested that this be restricted to the last two weeks of December only as it presently created problems for Police Scotland as not all premises advised the Police when they were intending to utilise the additional hour and the Chair advised that this would be taken into consideration when the Board considered its Statement of Licensing Policy.

Decided: to note the comments of all Members of the Forum and Board.

5. Chair's Remarks.

The Chair thanked all members of the Board and Forum for their attendance and contribution.

The meeting ended at 12.05 p.m.