

SOUTH AYRSHIRE LOCAL LICENSING FORUM.

Minutes of meeting of South Ayrshire Local Licensing Forum in County Buildings, Ayr
on 11th November 2015 at 10.00 a.m.

Present: R. MacLellan (Chair), C. Andrew, Sergeant G. Griffiths, K. Leinster,
A. Bradford, W. Mackie and E. Goodwin.

Apologies: R. Rennie, S. Horne, P. McCarroll, M. Ankers and A. Kelly.

Also Present: E. Blackwood, Police Scotland.

Attending for South
Ayrshire Council: J. McClure, Committee Services Officer (for the minutes).

1. Chair.

In the absence of the Chair it was agreed that the Vice-Chair, Ronnie MacLellan would Chair the meeting.

2. Chair's Remarks.

Mr. MacLellan then took the Chair and welcomed all Forum Members to the meeting.

3. Membership.

C. Andrew advised that the new Forum members had been approved at the meeting of South Ayrshire Council on 8th December 2015 and they now had full voting rights and she circulated (tabled) a list of all current members of the Forum for members' information.

4. Minutes of previous meeting.

The Minutes of the Local Licensing Forum meeting of 26th August 2015 (issued) were submitted.

Decided: to approve the Minutes as a correct record.

5. Minutes of previous Licensing Board meetings.

The Minutes (issued) of the meetings of South Ayrshire Licensing Board which had taken place since the previous Forum meeting were submitted.

Decided: to note the Minutes of the Licensing Board meetings of 20th August and 17th September 2015.

6. Matters Arising from Minutes of the Licensing Board Meetings.

C. Andrew advised, for the benefit of the new members, that the role of the Forum was to keep the Board's Statement of Licensing Policy under review, monitor the decisions taken by the Board and highlight any concerns Forum Members may have on the Board's decisions in relation to the Policy.

R. MacLellan noted a number of items from the Board minutes and requested further information on these.

(1) Sampling.

C. Andrew advised of the recent trend for applications for occasional licences including "sampling" as part of the licence which covered a variety of aspects, including the purchase of a ticket to receive vouchers to sample various alcoholic drinks or small thimble sized samples of a particular alcoholic drink, however, the Board/Licensing Section could not place conditions on the licence relating to a specific size of sample measure as this may not meet Trading Standards legislation.

A discussion then took place on the drink driving legislation; there being no controls over people returning for several samples; supermarkets offering alcoholic samples; and the health implications of sampling events.

Decided: that the Forum continue to monitor decisions relating to sampling as part of an Occasional Licence.

(2) Granting of Licence for Outside Drinking Area.

C. Andrew advised that the Board had granted a licence for an outside drinking area to a premises in Prestwick and a discussion then took place on whether the area would be sectioned off; conditions attached to this licence; and whether it was a condition of the licence that patrons must be dining to have an alcoholic drink.

Decided: that the Forum supported the concept of outside drinking areas but only when patrons were having food with alcohol.

(3) Granting of Two New Provisional Premises Licences.

C. Andrew advised of the two new provisional premises licences granted at the Board meeting on 20th August 2015 and outlined the interesting argument presented by one applicant's representative in support of the off-sales application, namely the capacity of the premises per population of the area in comparison to other areas.

A full discussion then took place in relation to Over Provision of off-sales premises; the five licensing objectives; and the Board's Statement of Licensing Policy.

Decided: to note the granting of two new Provisional Premises Licences.

(4) Refusal of Application for Occasional Extension.

C. Andrew advised that, at the Board meeting of 17th September 2015, an application for an occasional licence had been refused as the application was not for an event of local or national significance and she had submitted an objection to this application, on this basis.

Decided: to note the refusal of the occasional licence.

(5) Grant of Licence to Café/Ice Cream Shop.

C. Andrew referred to the granting of a licence to a café/ice cream shop and advised that the off-sales part of the licence was mainly the sale of hampers.

There then followed a discussion on the possibility of the premises being sold and how the operating plan could change as a result.

Decided: to note the granting of the licence.

7. Off-Sales Premises - Questionnaires.

C. Andrew outlined that at the last meeting of the Forum it had been agreed that a Working Group be established comprising Rachael Rennie, Sandra Horne and herself and that she was compiling a report including the information gathered from Forum members on off-sales premises in their area, information from the Alcohol and Drugs Partnership and data on the capacity of premises per population of the area and that this information would be presented to the Board at its meeting with the Forum in February 2016.

Decided: to note the ongoing work of the Working Group.

Adjournment

The time being 10.55 a.m., the Forum adjourned to observe the Remembrance Day two minute silence.

Reconvening of Meeting.

The time being 11.05 a.m., the meeting reconvened.

8. Training for Forum Members.

C. Andrew advised that training for new Forum Members by Linda Bowie of Alcohol Focus Scotland was scheduled for a full day on Tuesday, 8th December 2015 in the County Buildings with the Depute Clerk to the Board also being in attendance to answer any questions.

Decided: to note the date of the training and that any Forum member unable to attend should advise C. Andrew who would investigate if alternative training would be available.

9. Training for Community Council Members.

C. Andrew advised that, as no Community Councils had objected to any recent applications, it was proposed that training be offered to members of Community Councils outlining the legislation and how they could object or make representation on any application.

A discussion then took place on the importance of Community Councils engaging with the Board.

Decided: to agree that a training event should be organised for members of Community Councils

10. Dates of 2015 Licensing Board Meetings.

There was submitted a report (issued) of October 2015 outlining the dates of the 2016 Licensing Board meetings.

Decided: to note the dates of the 2016 Licensing Board meetings as follows:-

- Thursday, 14th January 2016;
- Thursday, 11th February 2016;
- Thursday, 10th March 2016;
- Thursday, 23rd April 2016;
- Wednesday, 18th May 2016;
- Wednesday, 15th June 2016;
- Thursday, 18th August 2016;
- Thursday, 15th September 2016;
- Thursday, 27th October 2016; and
- Thursday 24th November 2016.

11. Proposed Dates of Future Licensing Forum Meetings.

There was submitted a report (issued) of October 2015 proposing dates for 2016 meetings of this Forum.

Decided: to agree the dates for future Licensing Forum meetings as follows:-

- Wednesday, 17th February 2016 at 10.00 a.m. in the Troon Room, County Buildings, Ayr;
- Wednesday, 17th February 2016 at 11.00 a.m. in the County Hall, County Buildings, Ayr (joint meeting with the Licensing Board);
- Wednesday, 25th May 2016 at 10.00 a.m. in the Troon Room, County Buildings, Ayr ;
- Wednesday, 24th August 2016 at 10.00 in the Troon Room, County Buildings, Ayr; and
- Wednesday, 30th November 2016 at 10.00 a.m. in the Troon Room, County Buildings, Ayr.

12. Date of Next Meeting.

Decided: to note that the next meeting of the Local Licensing Forum would take place on Wednesday, 17th February 2016 at 10.00 a.m. in the County Buildings, Wellington Square, Ayr and thereafter meeting with the Licensing Board at 11.00 a.m.

13. Closing Remarks.

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

The meeting ended at 11.25 a.m.