

SOUTH AYRSHIRE LICENSING BOARD.

Minutes of a meeting held remotely
on 17 June 2021 at 10.00 a.m.

Present: Councillors Craig Mackay (Chair), Laura Brennan-Whitefield, Andy Campbell, Douglas Campbell, Ian Fitzsimmons, Lee Lyons, Bob Pollock and Margaret Toner.

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

Also Attending: Chief Inspector B. Anderson, Police Scotland.

Opening Remarks.

The Chair took the sederunt and confirmed that today's meeting was not open to the press and public, which was permissible under the COVID-19 legislation. He also confirmed to Members the procedures to conduct this meeting.

The Chair welcomed Councillor William Grant to his first meeting of the Board as an observer and advised that, once Councillor Grant had completed his statutory training, he would participate in the Board.

1. Declarations of Interest.

Councillor Andy Campbell declared an interest in item 7(d) of these minutes as the applicant was known to him and confirmed that he would leave the meeting during consideration of that application.

2. Date of Next Board Meeting.

The Chair advised that the next Board meeting would be held remotely on Thursday, 19 August 2021 at 10.00 a.m.

3. Minutes of Previous Meeting.

The Minutes of the Meeting of South Ayrshire Licensing Board of 20 May 2021 ([issued](#)) were submitted.

Decided: to approve the Minutes of the previous meeting.

4. Applications for Transfers Granted Under Delegated Powers.

There was submitted a report ([issued](#)) of 3 June 2021 by the Clerk to the Licensing Board advising of the following determination of applications for the Transfer of Licences between the last Board meeting and this Board:-

- (1) **MacIntyres Bar, 11 Templehill, Troon** – transferred to LAL (Public House) Limited on 17 May 2021; and
- (2) **Lagganhouse Country Park, Ballantrae** – transferred to Northern Leisure Parks Limited on 2 June 2021.

Decided: to note the transfers granted under delegated powers.

5. Update by Licensing Standards Officer.

The Licensing Standards Officer advised

- (1) that almost all licensed premises had chosen to re-open and had now been trading for at least three weeks and, for those with outdoor facilities, some time longer and that, in this time, there had been many challenges for managers and staff including understanding and implementing the Covid-19 requirements; re-training of staff and introducing new staff; table service; lower income due to reduced capacity and increased costs; encouraging all patrons to provide Track and Trace details; managing people who wanted to be in a larger group than the guidelines allowed; and those moving to other tables and between tables;
- (2) that those in larger groups and moving between tables were the most frequently reported issues and the most important with the spread of Covid-19 in South Ayrshire and Managers had reported that it was the inconsistent approach between local authority areas and the constantly changing guidelines that was causing difficulties as patrons often advised that they had not had to comply with similar requests elsewhere; and that officers from Police Scotland and Environmental Health had been making frequent visits to premises to offer advice and guidance and she had been passing any queries directly to them;
- (3) that entertainment in outside drinking areas was a commonly discussed theme with the Board's view being that any music or television proposed for an outside drinking area required to be outlined in the Operating Plan which, for most premises would require an application to vary the licence, with the Board's policy being to request an acoustic engineer's report to accompany the application. Only a small number of premises in Ayr had completed this whole process which was why television screens showing the football had not or should not have appeared in outside drinking areas in South Ayrshire;
- (4) that there was currently a 10.30 p.m. curfew for outside drinking with feedback from the licensed trade suggesting that most patrons were then continuing their evening at a private house creating a challenge to get a taxi due to the demand at one time; and that premises had been reminded that customers awaiting a taxi or other transport must wait outside the premises and that there should be no customers on the premises beyond 10.30 p.m. under any circumstances;
- (5) that she had attended a police-led intervention meeting at a premises and that, as a result of this meeting, the premises had now put in place a number of new practices to avoid any future issues;
- (6) that a large number of personal licence holders held licences which had expired in the past year with two Premises Managers being identified this week; and that the Licensing Team had assisted by processing substitution applications on the same day to allow premises to nominate a new person and continue trading; and
- (7) that a virtual meeting of the Local Licensing Forum would be taking place on Wednesday, 23 June at 10.00 a.m.

The Board then thanked the Licensing Standards Officer for her update.

Decided: to note the report.

6. **Premises Licences Ceasing to Exist.**

The Board noted that the following licence had ceased to exist on 19 May 2021:-

<u>Licence Holder</u>	<u>Premises</u>
Thomson and Steele Leisure Ltd	Twenty 20 Bistro Unit 2 49 Maybole Road Ayr

7. **Licensing (Scotland) Act, 2005.**

(a) **Applications for Variation of Premises Licences.**

The Board considered the following applications: -

<u>Applicant</u>	<u>Premises</u>
(1) Greene King Retailing Ltd.	Smiths 13 Dalblair Road Ayr

Existing Licensed Hours

On-Sales

Monday	10.00 a.m. to 12.30 p.m.
Tuesday	10.00 a.m. to 12.30 p.m.
Wednesday	10.00 a.m. to 12.30 p.m.
Thursday	10.00 a.m. to 12.30 p.m.
Friday	11.30 a.m. to 2.00 a.m.
Saturday	11.30 a.m. to 2.00 a.m.
Sunday	10.00 a.m. to 12.30 a.m.

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

Proposed Licensing Hours

On-Sales

Monday	10.00 a.m. to 12.30 p.m.
Tuesday	10.00 a.m. to 12.30 p.m.
Wednesday	10.00 a.m. to 12.30 p.m.
Thursday	10.00 a.m. to 12.30 p.m.
Friday	10.00 a.m. to 12.30 p.m.
Saturday	10.00 a.m. to 12.30 p.m.
Sunday	10.00 a.m. to 12.30 p.m.

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.

Amend hours as above.

Allow bar meals outwith core hours and outdoor drinking outwith core hours.

In further information add "bar meals and breakfast service may commence indoors and out from 9.00 a.m. without the sale of alcohol.

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

Applicant

Premises

(2) Julie Martin

The Plough Inn
10 Cunningham Street
Tarbolton

Extension of beer garden to take in a lawned area beyond the paved patio area to allow more outside space.

Having heard from the applicant, the Board granted the above application.

(b) Applications for Transfer and Variation of Premises Licence

Current Licence Holder -
Mrs Sukjit Kaur
Transferee – Kousar Mart Ltd.

Belmont Stores
1A Belmont Road
Ayr

Existing Licensed Hours

On-Sales

Monday	N/A
Tuesday	N/A
Wednesday	N/A
Thursday	N/A
Friday	N/A
Saturday	N/A
Sunday	N/A

Off-Sales

10.00 a.m. to 8.00 p.m.
10.00 a.m. to 8.00 p.m.
10.00 a.m. to 8.00 p.m.
10.00 a.m. to 8.00 p.m.
10.00 a.m. to 8.00 p.m.
10.00 a.m. to 8.00 p.m.
10.00 a.m. to 8.00 p.m.

Proposed Licensing Hours

On-Sales

Monday	N/A
Tuesday	N/A
Wednesday	N/A
Thursday	N/A
Friday	N/A
Saturday	N/A
Sunday	N/A

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.

Amend hours when alcohol will be sold.

Increase in alcohol display capacity from 5m² to 20.5m² to allow larger sales area for provision of speciality wines and spirits.

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

Variation in Order of Business.

The Board agreed to vary the order of business as hereinafter minuted.

(c) Application for Occasional Licence.

The Board noted that the following application had been withdrawn:-

Applicant

Jim Dunlop

Premises

The Carrick
15 Whitehall
Maybole

Public Bar Beer Garden – 17/06/21 to 30/06/21

On-sale – 10.0 a.m. to 12.30 p.m.

Off-sale – 10.00 a.m. to 10.00 p.m.

Having previously declared an interest in this application, Councillor Andy Campbell left the meeting during consideration of this matter.

(d) Application for Transfer of a Premises Licence.

The Board considered the following application:-

Applicant

Donna Dunlop

Premises

The Carrick
15 Whitehall
Maybole

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

Councillor Andy Campbell re-joined the meeting at this point.

(e) **Application for Transfer and Variation of Premises Licence**

Applicant

Current Licence Holder -
Andrew MacFarlane
Transferee – Shahid Naveed

Premises

Kirkland Stores
40 Kirkland Street
Maybole

Existing Licensed Hours

On-Sales

Monday	N/A
Tuesday	N/A
Wednesday	N/A
Thursday	N/A
Friday	N/A
Saturday	N/A
Sunday	N/A

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.
12.30 p.m. to 10.00 p.m.

Proposed Licensing Hours

On-Sales

Monday	N/A
Tuesday	N/A
Wednesday	N/A
Thursday	N/A
Friday	N/A
Saturday	N/A
Sunday	N/A

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.

Amend Sunday trading hours as above.

Refurbishment of premises.

Increase in alcohol display capacity from 11.39m² to 18.12m².

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

(f) **Application for Extended Hours.**

The Chair outlined that, as the following application could not be dealt with under delegated powers, he had granted this application in conjunction with the Depute Clerk to the Board:-

Applicant

Prestwick Cricket Club

Premises

Prestwick Cricket Club
11 Ayr Road
Prestwick

14/06/21 to 11/07/21 – every Monday, Tuesday, Wednesday, Thursday and Friday from 1.30 p.m. to 4.30 p.m.

The meeting ended at 10.50 a.m.