

SOUTH AYRSHIRE LICENSING BOARD.

Minutes of a meeting held remotely via Skype Conference Call,
on 22 April 2021 at 10.00 a.m.

Present: Councillors Craig Mackay (Chair), Laura Brennan-Whitefield, Siobhian Brown,
Remotely: Andy Campbell, Douglas Campbell, Ian Fitzsimmons, Lee Lyons, Bob Pollock.

Apology: Councillor Margaret Toner.

Attending: M. Douglas, Depute Clerk to the Board; C. Andrew, Licensing Standards Officer;
Remotely: C. McMenemy, Legal and Licensing Coordinator; and C. Buchanan, Committee
Services Officer.

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.

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 remotely on Thursday, 20 May 2021 at 10.00 a.m.

3. Minutes of Previous Meeting.

The Minutes of the Meeting of South Ayrshire Licensing Board of 14 January 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 8 April 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) Pizza Hut, 6 Liberator Drive, Ayr**
The above premises licence was transferred to PHR (Northern Europe) Limited on 12 February 2021;
- (2) The Marine Hotel, 8 Crosbie Road, Troon**
The above premises licence was transferred to TRUK Owners Ltd on 8 March 2021;
- (3) 4 Highfield Drive, Ayr**
The above premises licence was transferred to GRO Coffee on 8 March 2021; and
- (4) Beechgrove Stores, Beechgrove, Ayr**

The above premises licence was transferred to Gurjit Kaur on 30 March 2021.

Decided: to note the transfers granted under delegated powers.

5. Update from Licensing Standards Officer.

The Licensing Standards Officer advised

- (1) that, although licensed premises were not currently trading, she gave an update on visits that she had been carrying out to prepare the trade for opening.
- (2) that it had been encouraging to note many premises had made investments and renovations and premises were being painted and upgraded prior to re-opening.
- (3) that she had been working closely with colleagues from Police Scotland and Environmental Health to ensure a consistent and clear message was being given to the trade in relation to the operation of premises upon re-opening.
- (4) that although some premises had permissions for outdoor drinking detailed within their operating plans, some had chosen not to opt for this arrangement in the first stages of re-opening and instead planned to wait until alcohol could be served indoors.
- (5) that she would be available for visits and would continue to provide input amongst the licensed trade over the next few months.

6. Personal Licence Refresher Training.

Item deferred to the Licensing Board Meeting due to be held on Thursday 20 May 2021.

7. Licensing (Scotland) Act, 2005.

(7.1) Applications for Variation of Premises Licences.

The Board considered the following applications: -

<u>Applicant</u>	<u>Premises</u>
(1) Lidl Great Britain Ltd	Lidl Great Britain Ltd 16 Allison Street Ayr

Increase capacity of the alcohol display area for the period 1 December each year until 2 January of the following year.

Increase in capacity during non-seasonal trading from 48.88m² to 57.13m²

Additional capacity during seasonal trading 9.54m².

Max total 66.67m²

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

Applicant

Premises

(2) BDC Fuels Limited

96 High Street
Maybole

Change of layout to include kitchen for food preparation.
Increase in alcohol display area from 13.60m² to 22.15m²

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

Applicant

Premises

(3) Tamjam Holdings Ltd

Venue 38
38A Carrick Street
Ayr

Proposed Licensing Hours

On-Sales

Monday	noon to 2:30 a.m.
Tuesday	noon to 2:30 a.m.
Wednesday	noon to 2:30 a.m.
Thursday	noon to 2:30 a.m.
Friday	noon to 2:30 a.m.
Saturday	noon to 2:30 a.m.
Sunday	noon to 2:30 a.m.

Off-Sales

Monday	noon to 22:00
Tuesday	noon to 22:00
Wednesday	noon to 22:00
Thursday	noon to 22:00
Friday	noon to 22:00
Saturday	noon to 22:00
Sunday	noon to 22:00

Children and young persons allowed in all public parts but must not sit at the bar area

Change to Core Hours as above

Addition of Off-Sales

Change to Activities to allow theatre and films

Update to children and young persons statement to allow them on the premises for functions/meetings/conferences/under 18's discos or events. Children and young persons must leave by 10pm

Children and young persons allowed in all public parts but must not sit at the bar area

Having heard from the applicant, the Board granted the above application, subject to the bar areas being closed off when the venue is being used for any under 18's events.

8. Any Other Business.

- Reaffirming the Board's position for occasional licences for outdoor drinking areas.

The chair highlighted that his suggestion, would be that the Board:

- acknowledges the position of Police Scotland on ensuring the safe operation of premises;
- recognises the challenges facing on-sales premises and wishes to continue to support our hospitality sector;
- notes the recent meeting with Board members, Police Scotland and Environmental Health, and the subsequent working group of stakeholders;
- considers that the additional questionnaire will help ensure that premises fully consider the requirements for safe operation; and
- agrees that on the above basis the position adopted last year to enable temporary operation of outdoor seating areas via occasional licences will continue; will monitor the situation and review the position in due course; and re-iterates the expectation that premises seeking to use outdoor spaces in the longer term should bring forward an application for a variation to their licence and not rely on occasional licences.

All Board members agreed to approve the above wording in relation to the Board's position for occasional licences for outdoor seating areas.

The meeting ended at 10:50 a.m.