

SOUTH AYRSHIRE LICENSING BOARD.

Minutes of a meeting in the County Buildings, Wellington Square, Ayr,
on 14th June 2017 at 10.00 a.m.

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

Apology: Councillor Bob Pollock

Attending: M. Douglas, Depute Clerk to the Board; B. Lawrie, Team Leader (Trading Standards and Environmental Health); A. Noble, Environmental Health Officer; C. Andrew, Licensing Standards Officer; and J. McClure, Committee Services Lead Officer; and Chief Inspector G. l'Anson and Sergeant G. Griffiths, Police Scotland.

1. Clerk's Remarks.

The Depute Clerk to the Board introduced the new Board Members and advised that all Members of the Board had successfully completed the compulsory training.

2. Appointment of Chair.

The Depute Clerk to the Board invited nominations for the appointment of Chair of the Licensing Board.

Decided: unanimously, that Councillor Mackay be appointed Chair of the Licensing Board. Councillor Mackay then took the Chair.

3. Declarations of Interest.

There were no declarations of interest by Members of the Board in terms of the Councillors' Code of Conduct.

4. 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, 17th August 2017 at 10.00 a.m.

5. Applications for Transfers Granted Under Delegated Powers.

There was submitted a report (issued) of 31st May 2017 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 the present one:-

- (1) Carrick Lodge Hotel, 46 Carrick Road, Ayr – transferred to Urban Fox Holdings Ltd. on 2nd May 2017;
- (2) Atrium, 11 Burns Statue Square, Ayr – transferred to RTY Limited on 16th May 2017;

- (3) Rupee Room, 26A Wellington Square, Ayr – transferred to Balbir Kaur Sanga on 25th May 2017; and
- (4) Harbourhead Restaurant, 57 Knockcushan Street, Girvan – transferred to Austin’s Restaurants Ltd. on 31st May 2017.

Decided: to note the transfers granted under delegated powers.

6. Revocation of Personal Licences.

There was submitted a report (issued) of 31st May 2017 by the Clerk to the Licensing Board advising of the revocation of twenty five personal licences.

Decided: to note the personal licences revoked as outlined in Appendix 1 of the report.

7. Update from Licensing Standards Officer.

The Licensing Standards Officer advised

- (1) that there were more applications for occasional licences at this time of year due to summer events with those applications within the guidelines being granted under delegated powers and all others placed before the Board for consideration;
- (2) that she continued to routinely visit licensed premises to ensure that they were adhering to the guidelines; and
- (3) that any Elected Member with an enquiry or concern should contact her for assistance.

8. Licensing (Scotland) Act, 2005.

(a) Application for Variation of Premises Licence.

The Board considered the following applications:

<u>Applicant</u>	<u>Premises</u>
(1) Punch Partnership Limited	Flynn’s Boatyard 1-5 Bridge Street Girvan

Addition of Indoor/Outdoor Sports to Operating Plan.
The Premises will now house a pool table in bar area.
Building Standards have recommended a reduction in capacity from 130 persons to 126 persons.

Having heard from the applicant’s representative, the Board granted the above application, the capacity being 126 persons.

Applicant

Premises

(2) Martin McColl Limited

Martin McColl
51-55 Berelands Road
Prestwick

Amend Operating Plan Section 5(f) “the premises will act as a convenience store trading from 6.00 a.m. to 11.00 p.m. Monday to Sunday inclusive selling grocery products, magazines, newspapers, cold drinks, snacks, confectionery, etc”

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

(3) Nicola Boyd

Fullartons
10 Portland Street
Troon

Existing Licensed Hours

On-Sales

Off-Sales

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

Proposed Licensing Hours

On-Sales

Off-Sales

Monday	10.00 a.m. to 12.30 a.m.	10.00 a.m. to 10.00 p.m.
Tuesday	10.00 a.m. to 12.30 a.m.	10.00 a.m. to 10.00 p.m.
Wednesday	10.00 a.m. to 12.30 a.m.	10.00 a.m. to 10.00 p.m.
Thursday	noon to 2.30 a.m.	10.00 a.m. to 10.00 p.m.
Friday	noon to 2.30 a.m.	10.00 a.m. to 10.00 p.m.
Saturday	noon to 2.30 a.m.	10.00 a.m. to 10.00 p.m.
Sunday	noon to 2.30 a.m.	10.00 a.m. to 10.00 p.m.

Amend operating hours as above.
Vary festive season period to take account of the above variations.
Change name of premises to “The Smugglers”.

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

(b) Application for Provisional Premises Licence.

The Board considered the following application:

<u>Applicant</u>	<u>Premises</u>
The Co-operative Group Food Limited	Land Opposite Townend Terrace/Main Street Junction Main Street Symington South Ayrshire

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's representative) that the village of Symington would be the appropriate locality for consideration of this application.

The Depute Clerk to the Board then advised that the proposed capacity for these premises had been agreed at 24.715m².

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

(c) Application for Personal Licence.

In the absence of the applicants, the Board agreed to continue consideration of the following applications to the next meeting of the Board scheduled to be held on Thursday, 17th August 2017 to allow the applicants to attend:-

	<u>Application Number</u>	<u>Applicant</u>
(1)	SA/17/00037/LAPRS	Ian Green
(2)	SA/17/00055/LAPRS	Jack Harrison

(d) Applications for Occasional Licences.

The Board considered the following applications:-

	<u>Applicant</u>	<u>Premises</u>
(1)	Alastair McClymont	Marquee at Langholm Farm By Symington

21st Birthday Party – 01/07/17 – 7.30 p.m. to 1.00 a.m.

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

	<u>Applicant</u>	<u>Premises</u>
(2)	Nan Li	Blairquhan Castle Straiton Maybole
	Wedding – 26/08/17 – 2.00 p.m. to 1.00 a.m.	
(3)	Nan Li	Blairquhan Castle Straiton Maybole
	Wedding – 13/10/17 and 14/10/17	
	13/10/17 – 4.00 p.m. to 11.00 p.m.	
	14/10/17 – 2.00 p.m. to 1.00 a.m.	
(4)	Nan Li	Blairquhan Castle Straiton Maybole
	Wedding – 20/10/17 and 21/10/17	
	20/10/17 – 5.00 p.m. to 11.00 p.m.	
	21/10/17 – 2.00 p.m. to 1.00 a.m.	
(5)	Nan Li	Blairquhan Castle Straiton Maybole
	Wedding – 04/08/17 and 05/08/17	
	04/08/17 - 4.00 p.m. to 11.00 p.m.	
	05/08/17 – 2.00 p.m. to 1.00 a.m.	
(6)	Nan Li	Blairquhan Castle Straiton Maybole
	Wedding – 19/08/17 and 20/08/17	
	19/08/17 - 4.00 p.m. to 11.00 p.m.	
	20/08/17 – 2.00 p.m. to 1.00 a.m.	

Having heard from the Licensing Standards Officer and from the applicant's representative in relation to applications (2) to (6) above, the Board granted these applications.

Applicant

Premises

(7) John Orr

Marquee
Glenapp Castle
Ballantrae

Large international conference – marquee for meals and drinks –
08/07/17 to 10/07/17

08/07/17 – 5.00 p.m. to 1.00 a.m.
09/07/17 – 5.00 p.m. to 1.00 a.m.
10/07/17 – noon to 3.00 p.m.

Having heard from the Licensing Standards Officer and the applicant, the Board granted the above application.

(8) Fiona Trousdale

Marquee
Enterkine House
Annbank

Doon Academy Prom – 15/06/17 – 7.00 p.m. to midnight.

(9) Fiona Trousdale

Marquee
Enterkine House
Annbank

Wedding – 01/07/17 – 1.00 p.m. to midnight.

(10) Fiona Trousdale

Marquee
Enterkine House
Annbank

Wedding – 02/07/17 – 6.00 p.m. to midnight.

(11) Fiona Trousdale

Marquee
Enterkine House
Annbank

Wedding – 07/07/17 – 6.00 p.m. to midnight.

(12) Fiona Trousdale

Marquee
Enterkine House
Annbank

Wedding – 09/07/17 – 6.00 p.m. to midnight.

(13) Fiona Trousdale

Marquee
Enterkine House
Annbank

Wedding – 12/07/17 – 1.00 p.m. to midnight.

<u>Applicant</u>	<u>Premises</u>
(14) Fiona Trousdale	Marquee Enterkine House Annbank
Wedding – 14/07/17 – 6.00 p.m. to midnight.	
(15) Fiona Trousdale	Marquee Enterkine House Annbank
Wedding – 21/07/17 – 2.00 p.m. to midnight.	
(16) Fiona Trousdale	Marquee Enterkine House Annbank
Wedding – 22/07/17 – 2.00 p.m. to midnight.	
(17) Fiona Trousdale	Marquee Enterkine House Annbank
Wedding – 28/07/17 – 6.00 p.m. to midnight.	
(18) Fiona Trousdale	Marquee Enterkine House Annbank
Wedding – 29/07/17 – 1.00 p.m. to midnight.	
(19) Fiona Trousdale	Marquee Enterkine House Annbank
Wedding – 05/08/17 – 1.00 p.m. to midnight.	
(20) Fiona Trousdale	Marquee Enterkine House Annbank
Wedding – 11/08/17 – 3.00 p.m. to midnight.	
(21) Fiona Trousdale	Marquee Enterkine House Annbank
Wedding – 12/08/17 – 1.00 p.m. to midnight.	
(22) Fiona Trousdale	Marquee Enterkine House Annbank
Wedding – 18/08/17 – 6.00 p.m. to midnight.	

<u>Applicant</u>	<u>Premises</u>
(23) Fiona Trousdale	Marquee Enterkine House Annbank
Wedding – 19/08/17 – 2.00 p.m. to midnight.	
(24) Fiona Trousdale	Marquee Enterkine House Annbank
Wedding – 26/08/17 – 1.00 p.m. to midnight.	
(25) Fiona Trousdale	Marquee Enterkine House Annbank
Wedding – 27/08/17 – 1.00 p.m. to midnight.	
(26) Fiona Trousdale	Marquee Enterkine House Annbank
Wedding – 02/09/17 – 12.30 p.m. to midnight.	
(27) Fiona Trousdale	Marquee Enterkine House Annbank
Wedding – 15/09/17 – 6.00 p.m. to midnight.	
(28) Fiona Trousdale	Marquee Enterkine House Annbank
Wedding – 23/09/17 – 1.00 p.m. to midnight.	
(29) Fiona Trousdale	Marquee Enterkine House Annbank
Wedding – 24/09/17 – 2.00 p.m. to midnight.	
(30) Fiona Trousdale	Marquee Enterkine House Annbank
Wedding – 30/09/17 – 6.00 p.m. to midnight.	

The Board heard the Depute Clerk to the Board outline the background to these applications and advise that an updated Environmental Health report had been issued to Board Members along with an acoustic engineer's report supplied by the applicant. The Depute Clerk then outlined that a late objection and a late letter of submission had been received and, following discussion and, with the agreement of the applicant's representative, the Board agreed to accept these documents, which were circulated for consideration.

Having heard from the Licensing Standards Officer, officers of the Environmental Health Service, the objector and the applicant's representative, the Board adjourned for consideration of these applications.

Upon reconvening, the Board granted applications (8) to (21) and agreed that the remaining applications be continued to the next Board meeting on Thursday, 17th August 2017 for consideration. The Board further decided that no occasional licences would be granted under delegated powers until a resolution on the noise issues had been reached.

The meeting ended at 11.30 a.m.