

## **SOUTH AYRSHIRE LICENSING BOARD.**

Minutes of a meeting in the County Buildings, Wellington Square, Ayr,  
on 26th October 2017 at 10.00 a.m.

Present: Councillors Craig Mackay (Chair), Laura Brennan-Whitefield, Siobhian Brown, Ian Fitzsimmons, Bob Pollock and Margaret Toner.

Apologies: Councillors Andy Campbell, Douglas Campbell and Lee Lyons.

Attending: M. Douglas, Depute Clerk to the Board; K. Briggs, Depute Clerk to the Board; G. Lauder, Team Leader (Trading Standards and Environmental Health); A. Noble, Environmental Health Officer; C. Andrew, Licensing Standards Officer; and J. McClure, Committee Services Lead Officer.

### **1. Declarations of Interest.**

In terms of the Councillors' Code of Conduct, Councillor Brown declared an interest in items 7(b)(1) to (14) of this Minute as the premises belonged to a clients of her employer.

### **2. 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, 23rd November 2017 at 10.00 a.m.

### **3. Minutes of Previous Meeting.**

The Minutes of the Meeting of South Ayrshire Licensing Board of 14th September 2017 (issued) were submitted.

**Decided:** to approve the Minutes of the previous meeting.

### **4. Applications for Transfer Granted Under Delegated Powers.**

There was submitted a report (issued) of 12th October 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) Redstone Inn, 92 Main Road, Ayr – transferred to Muir Fulton on 1st September 2017;
- (2) McArthurs, 7-9 Arthur Street, Ayr – transferred to Global Wine Distributors Limited on 19th September 2017; and
- (3) Keystore, 7/9 Mount Oliphant Crescent, Ayr – transferred to Narinder Singh Kooner on 14th September 2017.

**Decided:** to note the transfers granted under delegated powers.

**5. Licences Surrendered.**

There was submitted a report (issued) outlining the following licences which had been surrendered:-

- (1) BHS, 88A High Street, Ayr – surrendered on 1st September 2017;
- (2) Mohammed Faisal, The Set, 58 Sandgate, Ayr – surrendered on 17th July 2017;
- (3) David Gibson, St Andrew's Hotel, 7 Prestwick Road, Ayr – surrendered on 5th October 2017; and
- (4) Filippo Mancini, Filippo's/Royal Café, 11 New Road, Ayr – surrendered on 5th October 2017.

**Decided:** to note the licences surrendered.

**6. Update from Licensing Standards Officer.**

The Licensing Standards Officer advised that, in addition to her general visits to licensed premises, she was pursuing the outstanding annual fee payments which had been due by 1st October 2017 and was establishing the present position with those premises which had not paid their annual fee.

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

**(a) Application for Temporary Premises Licence.**

The Board considered the following application:-

<b><u>Applicant</u></b>	<b><u>Premises</u></b>
Woodpark Stores Ltd.	Woodpark Stores Unit 27A Annfield Glen Road Ayr

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

**Having previously declared an interest in this item, Councillor Brown left the meeting at this point.**

**(b) Applications for Occasional Licences.**

The Board considered the following applications:-

<b><u>Applicant</u></b>	<b><u>Premises</u></b>
(1) Fiona Trousdale	Marquee Enterkine House Annbank

Wedding – 28/10/17 – 6.00 p.m. to midnight.

	<b><u>Applicant</u></b>	<b><u>Premises</u></b>
(2)	Fiona Trousdale	Marquee Enterkine House Annbank
	Wedding – 04/11/17 – 6.00 p.m. to midnight.	
(3)	Fiona Trousdale	Marquee Enterkine House Annbank
	Wedding – 11/11/17 – 6.00 p.m. to midnight.	
(4)	Fiona Trousdale	Marquee Enterkine House Annbank
	Wedding – 18/11/17 – 6.00 p.m. to midnight.	
(5)	Fiona Trousdale	Marquee Enterkine House Annbank
	Wedding – 25/11/17 – 1.00 p.m. to midnight.	
(6)	Fiona Trousdale	Marquee Enterkine House Annbank
	Christmas Party Night - 02/12/17 – 6.00 p.m. to midnight.	
(7)	Fiona Trousdale	Marquee Enterkine House Annbank
	Christmas Party Night - 08/12/17 – 6.00 p.m. to midnight.	
(8)	Fiona Trousdale	Marquee Enterkine House Annbank
	Wedding - 07/12/17 – 1.00 p.m. to midnight.	
(9)	Fiona Trousdale	Marquee Enterkine House Annbank
	Christmas Party Night - 09/12/17 – 6.00 p.m. to midnight.	
(10)	Fiona Trousdale	Marquee Enterkine House Annbank
	Christmas Party Night - 15/12/17 – 6.00 p.m. to midnight.	

<u>Applicant</u>	<u>Premises</u>
(11) Fiona Trousdale	Marquee Enterkine House Annbank
	Christmas Party Night - 16/12/17 – 6.00 p.m. to midnight.
(12) Fiona Trousdale	Marquee Enterkine House Annbank
	Christmas Party Night - 22/12/17 – 6.00 p.m. to midnight.
(13) Fiona Trousdale	Marquee Enterkine House Annbank
	Family Christmas Ceilidh - 28/12/17 – 6.00 p.m. to 11.00 p.m.
(14) Fiona Trousdale	Marquee Enterkine House Annbank
	Musical Fundraising Event for St. Quivox Church - 27/10/17 – 7.00 p.m. to 10.30 p.m.

Having heard from the applicant's representative, one of the objectors, the Environmental Health Officers and following questions from Board Members, the Board adjourned for consideration of these applications.

Upon reconvening, Councillor Mackay, seconded by Councillor Pollock, moved the grant of applications (1), (2), (3), (4), (5), (8) and (14) and that the other applications be continued to the next meeting of the Board scheduled to be held on Thursday, 23rd November 2017; and that the Board recommended that an independent consultant be employed to monitor the noise levels.

By way of Amendment, Councillor Brennan-Whitefield, seconded by Councillor Fitzsimmons, moved that applications (1) to (14) above be refused on the grounds that they were inconsistent with the licensing objective of Preventing Public Nuisance.

On a vote being taken by a show of hands, two Members voted for the Amendment and three for the Motion which was accordingly declared carried, namely the grant of applications (1), (2), (3), (4), (5), (8) and (14) and that the other applications be continued to the next meeting of the Board scheduled to be held on Thursday, 23rd November 2017; and that the Board recommended that an independent consultant be employed to monitor the noise levels.

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

<b><u>Applicant</u></b>	<b><u>Premises</u></b>
(15) Troon and District Sports Club	Troon and District Sports Club Isle of Pin Road Troon

Fundraiser – Fancy Dress Disco – 04/11/17 – 7.00 p.m. to 1.00 a.m.

**(c) Applications for Extended Hours.**

The Board considered the following applications:-

<b><u>Applicant</u></b>	<b><u>Premises</u></b>
(1) Sprig Limited	Furys 154 High Street Ayr

Halloween Event – 28/10/17 – 2.30 a.m. to 3.30 a.m.

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

(2) Imbex 88	Club de Mar 1-5 Arthur Street Ayr
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Halloween – 28/10/17 – 2.30 a.m. to 3.30 a.m.

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

The meeting ended at 11.25 a.m.