

SOUTH AYRSHIRE LICENSING BOARD.

Minutes of a meeting in the County Buildings, Wellington Square, Ayr,
on 7 March 2019 at 10.00 a.m.

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

Apology: Councillor Lee Lyons.

Attending: M. Douglas, Depute Clerk to the Board; C. Andrew, Licensing Standards Officer; W. Smith, Team Leader (Building Standards); and J. McClure, Committee Services Lead Officer.

In Attendance: Chief Inspector D. Frew and Sergeant D. Dougan, Police Scotland.

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 in the County Hall, County Buildings, Ayr on Thursday, 18 April 2019 at 10.00 a.m.

3. Minutes of Previous Meeting.

The Minutes of the Meeting of South Ayrshire Licensing Board of 7 February 2019 (issued) were submitted.

Decided: to approve the Minutes of the previous meeting.

4. Variation in Order of Business.

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

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

Application for Extended Hours.

The Board considered the following application:-

Applicant

Christopher Morrison

Premises

Cheeky Charlies
47 Templehill
Troon

Westcoast Fest – 13/04/19 – 2.30 a.m. to 3.30 a.m.

Having heard from Police Scotland, the Licensing Standards Officer and the applicant, the Board refused the above application

6. **Revocation of Personal Licences.**

There was submitted a report (issued) of 21 February 2019 by the Clerk to the Licensing Board advising of the revocation of personal licences.

Decided: to note the eighteen licences revoked under delegated powers since the last report to the Board.

7. **Update from Licensing Standards Officer.**

The Licensing Standards Officer advised that she had no update at this time.

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

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

The Board considered the following applications:-

Applicant

(1) Daedalus Properties Limited

Premises

Arthur Street Kitchen
11-13 Arthur Street
Ayr

Amend Operating Plan to include indoor and outdoor sports.
Add activities for the beer garden/exterior area – prior to 10.00 a.m.
Festive and seasonal markets/fetes/stalls.
Live Music.
External food and drink service.
Large screen projector/television (showing music films and sport).

Having heard the Depute Clerk to the Board advise that the noise report requested by the Board at its last meeting had been deficient, the Board agreed to continue consideration of this application to the next Board meeting scheduled to be held on Thursday, 18 April 2019, to allow the applicants to update the report.

Applicant

Premises

(2) Shanter Inns Limited

The Buf
36 Main Street
Prestwick

New cocktail bar situated at rear of The Buf.

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

(3) Tesco Stores Limited

Tesco Express
99 Main Street
Prestwick

Reconfiguration of internal layout of the store resulting in an increase in the capacity figure from 27.606m² to 29.368m².

(4)

Tesco Stores Limited Tesco Express
140-142 High Street
Ayr

Reconfiguration of internal layout of the store resulting in an increase in the capacity figure from 24m² to 27.498m².

(5) Tesco Stores Limited

Tesco Express
86 Prestwick Road
Ayr

Reconfiguration of internal layout of the store resulting in an increase in the capacity figure from 28m² to 27.476m².

Having heard from the applicant's representative, the Board granted applications (3) to (5) above.

(6) Buzzworks Hospitality Limited

Elliots Terrace, Bar and Restaurant
132 Main Street
Prestwick

Existing Licensed Hours

On-Sales

Off-Sales

Monday	11.00 a.m. to 12.30 a.m.	11.00 a.m. to 10.00 p.m.
Tuesday	11.00 a.m. to 12.30 a.m.	11.00 a.m. to 10.00 p.m.
Wednesday	11.00 a.m. to 12.30 a.m.	11.00 a.m. to 10.00 p.m.
Thursday	noon to 2.30 a.m.	noon to 10.00 p.m.
Friday	noon to 2.30 a.m.	noon to 10.00 p.m.
Saturday	noon to 2.30 a.m.	noon to 10.00 p.m.
Sunday	11.00 a.m. to 1.30 a.m.	11.00 a.m. to 10.00 p.m.

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

noon to 10.00 p.m.
noon to 10.00 p.m.
noon to 10.00 p.m.
noon to 10.00 p.m.
noon to 10.00 p.m.
noon to 10.00 p.m.
noon to 10.00 p.m.

Amend name of premises to "Vic's and The Vine"
Amend opening hours as above
Extensive refurbishment of the whole premises
Enclose former external drinking area in glass with new canvas roof
Provision of additional toilet facilities
Reconstruction and re-siting of the bar counter in the bar area
Provision of two gaming machines and shuffle board table
Provision of dart board in bar area

The Depute Clerk to the Board advised that the part of the application for the additional trading hours, as outlined above, had now been withdrawn and that two of the objectors and Police Scotland had subsequently withdrawn their objections and that the other two objections would fall as they related only to hours.

The Board heard from the applicant's representative who circulated artist's impressions of how the property would look on completion; the applicant; the Team Leader – Building Standards and, following questions from Members, the Board adjourned for consideration of this application.

Upon reconvening, the Board agreed to continue consideration of this application to the next Board meeting scheduled to be held on Thursday, 18 April 2019.

(b) Application for Provisional Premises Licence.

The Board considered the following application:-

Applicant

Haven Leisure Limited

Premises

Turnberry Gardens
Craig Tara
Ayr

Retail Sale of Alcohol (On Premises) – every day from 10.00 a.m. to midnight
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 a radius of 500m of the applicant premises would be the appropriate locality for consideration of this application.

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

(c) Applications for Occasional Licences.

The Board considered the following applications:-

- | <u>Applicant</u> | <u>Premises</u> |
|--|---|
| (1) Alastair McClymont | The County Auction Mart
Whitefordhill
Ayr |
| The Ayrshire Association of Young Farmer Clubs Annual County Rally Prize Presentation Dance – 18/05/19 – 9.00 p.m. to 1.00 a.m. | |
| (2) Alastair McClymont | Langholm Farm
Symington |
| A 21st Birthday Party, Disco and Barbeque Buffet Supper – 25/05/19 – 8.00 p.m. to 1.00 a.m. | |
| Having heard from the Licensing Standards Officer, the Board granted applications (1) and (2) above. | |
| (3) Shanter Inns Limited | Ayr Town Hall
29 New Bridge Street
Ayr |
| Annual Hogmanay “Hootinanny” – 31/12/19 – 6.30 p.m. to 1.00 a.m. | |
| Having heard from the Licensing Standards Officer and from the applicant, the Board granted the above application. | |
| (4) Martin John Dunlop | Blairquhan Castle
Straiton |
| Residential Stay – 28/04/19 and 29/04/19
Sunday 28/04/19 – noon to 1.00 a.m.; Monday 29/04/19 – noon to 1.00 a.m. | |
| (5) Martin John Dunlop | Blairquhan Castle
Straiton |
| William Grant’s Residential Stay – 05/05/19 and 06/05/19
Sunday 05/05/19 – noon to 1.00 a.m.; Monday 06/05/19 – noon to 1.00 a.m. | |
| (6) Martin John Dunlop | Blairquhan Castle
Straiton |
| William Grant’s Residential Stay – 21/07/19 and 22/07/19
Sunday 21/07/19 – noon to 1.00 a.m.; Monday 22/07/19 – noon to 1.00 a.m. | |
| Having heard from the Licensing Standards Officer, the Board granted applications (4) to (6) above. | |

(d) Applications for Extended Hours.

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

<u>Applicant</u>	<u>Premises</u>
(1) Global Wine Distributors Limited	The Buf 7-9 Arthur Street Ayr
Launch Weekend – New Premises – 14/03/19, 15/03/19 and 16/03/19 – 12.30 a.m. to 2.30 a.m.	

Having heard from the applicant's representative and the Licensing Standards Officer, the Board then considered the following applications:-

(2) Global Wine Distributors Limited	The Buf 7-9 Arthur Street Ayr
New Premises Opening Launch (Part 2) – 21/03/19, 22/03/19 and 23/03/19 – 12.30 a.m. to 2.30 a.m.	

The Board granted the above application.

(3) Global Wine Distributors Limited	The Buf 7-9 Arthur Street Ayr
Opening Launch Comedy Festival – 28/03/19, 29/03/19 and 30/03/19 – 12.30 a.m. to 2.30 a.m.	

Councillor Pollock, seconded by Councillor Andy Campbell, moved that the above application be refused.

By way of Amendment, Councillor Brennan-Whitefield, seconded by Councillor Brown, moved that the above application be granted.

On a vote being taken by a show of hands, three Members voted for the Amendment and five for the Motion which was accordingly declared carried.

Therefore, the above application was refused.

Applicant

Premises

- (4) Global Wine Distributors Limited The Buf
7-9 Arthur Street
Ayr

Opening Launch Music Festival – 04/04/19, 05/04/19 and 06/04/19 – 12.30 a.m. to 2.30 a.m.

Councillor Pollock, seconded by Councillor Andy Campbell, moved that the above application be refused.

By way of Amendment, Councillor Brennan-Whitefield, seconded by Councillor Brown, moved that the above application be granted.

On a vote being taken by a show of hands, three Members voted for the Amendment and five for the Motion which was accordingly declared carried.

Therefore, the above application was refused.

- (5) Global Wine Distributors Limited The Buf
7-9 Arthur Street
Ayr

Scottish Grand National Weekend – 11/04/19, 12/04/19 and 13/04/19 – 12.30 a.m. to 2.30 a.m.

The Board agreed to grant 12/04/19 and 13/04/19 above but refused the application for 11/04/19.

The meeting ended at 11.25 a.m.