

SOUTH AYRSHIRE LICENSING BOARD.

Minutes of a meeting in the County Buildings, Ayr,
on 12 September 2019 at 10.00 a.m.

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

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

Also

Attending: Chief Inspector B. Anderson 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, 24 October 2019 at 10.00 a.m.

3. Minutes of Previous Meeting.

The Minutes of the Meeting of South Ayrshire Licensing Board of 15 August 2019 ([issued](#)) were submitted.

Decided: to approve the Minutes of the previous meeting.

4. Revocation of Personal Licences.

There was submitted a report ([issued](#)) of 29 August 2019 by the Clerk to the Licensing Board advising of the revocation of personal licences.

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

5. Update from Licensing Standards Officer.

The Board noted that there was no update report from the Licensing Standards Officer at this time.

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

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

The Board considered the following applications:-

<u>Applicant</u>	<u>Premises</u>
(1) Perjit Singh Uppal	The Taj Indian Restaurant 141 Main Street Prestwick

Existing Licensed Hours

On-Sales

Monday	noon to 1.00 a.m.
Tuesday	noon to 1.00 a.m.
Wednesday	noon to 1.00 a.m.
Thursday	noon to 1.00 a.m.
Friday	noon to 1.00 a.m.
Saturday	noon to 1.00 a.m.
Sunday	noon to 1.00 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.
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.

Proposed Licensing Hours

On-Sales

Monday	11.00 a.m. to 1.00 a.m.
Tuesday	11.00 a.m. to 1.00 a.m.
Wednesday	11.00 a.m. to 1.00 a.m.
Thursday	11.00 a.m. to 1.00 a.m.
Friday	11.30 a.m. to 2.00 a.m.
Saturday	11.30 a.m. to 2.00 a.m.
Sunday	11.00 a.m. to 1.00 a.m.

Off-Sales

11.00 a.m. to 10.00 p.m.
11.00 a.m. to 10.00 p.m.
11.00 a.m. to 10.00 p.m.
11.00 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.
11.00 a.m. to 10.00 p.m.

Change to core hours as above.

Provide restaurant facilities outwith core hours.

Provide for receptions and meetings outwith core hours.

Removal of references to gaming. Provide recorded music and/or television prior to core hours.

Amendment to hot food takeaway hours to ensure that they operate within the alcohol licensed hours. Removal of references to playing poker.

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

Applicant

Premises

(2) Damanjot Kaur Benipal

Enterkine House
Annbank

Existing Licensed Hours

On-Sales

Off-Sales

Monday	10.00 a.m. to 12.30 a.m.	N/A
Tuesday	10.00 a.m. to 12.30 a.m.	N/A
Wednesday	10.00 a.m. to 12.30 a.m.	N/A
Thursday	10.00 a.m. to 12.30 a.m.	N/A
Friday	10.00 a.m. to 12.30 a.m.	N/A
Saturday	10.00 a.m. to 12.30 a.m.	N/A
Sunday	10.00 a.m. to midnight	N/A

Proposed Licensing Hours

On-Sales

Off-Sales

Monday	10.30 a.m. to 1.00 a.m.	10.30 a.m. to 10.00 p.m.
Tuesday	10.30 a.m. to 1.00 a.m.	10.30 a.m. to 10.00 p.m.
Wednesday	10.30 a.m. to 1.00 a.m.	10.30 a.m. to 10.00 p.m.
Thursday	10.30 a.m. to 1.00 a.m.	10.30 a.m. to 10.00 p.m.
Friday	10.30 a.m. to 1.00 a.m.	10.30 a.m. to 10.00 p.m.
Saturday	10.30 a.m. to 1.00 a.m.	10.30 a.m. to 10.00 p.m.
Sunday	10.30 a.m. to 1.00 a.m.	10.30 a.m. to 10.00 p.m.

Alcohol to be sold for consumption both on and off the premises.

Weekly core hours adjusted to 10.30 a.m. to 1.00 a.m.

Weekly time of off-sales 10.30 a.m. to 22.00 p.m.

Capacity of premises to be 400 persons.

Inclusion of a new function barn in the new licensed area as per layout plan.

Having heard from the applicant's representative and having considered the acoustic engineer's report, the Board granted the above application, the capacity being 300 for the new function barn and 100 for the hotel, total 400 persons.

Applicant

Premises

(3) Iceland Foods Limited

Iceland
125-143 High Street
Ayr

Existing Licensed Hours

On-Sales

Off-Sales

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

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

Off-Sales

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

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.

Amendment to core licensing hours as above.

Sale of groceries and other goods outwith core hours but not before 7.00 a.m. or after 11.00 p.m.

(4) Iceland Foods Limited

Iceland
7 Hollow Park Court
Ayr

Existing Licensed Hours

On-Sales

Off-Sales

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

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.

Amendment to core licensing hours as above.

Sale of groceries and other goods outwith core hours but not before 7.00 a.m. or after 11.00 p.m.

Having heard the applicant's representative in relation to applications (3) and (4) above, the Board then granted these applications.

(b) Application for Occasional Licence.

The Board considered the following application:-

Applicant

Jonathan Morton

Premises

Troon Town Hall and Walker Hall
South Beach
Troon

Winterstorm Music Festival – 29/11/19, 30/11/19 and 01/12/19 –
Friday 29/11/19 – noon to 12.30 p.m.; Saturday 30/11/19 – noon to 2.00 a.m.; and
Sunday 01/12/19 – noon to 12.30 a.m.

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

(c) Applications for Extended Hours.

The Board considered the following applications:-

Applicant

(1) Prestwick Golf Club

Premises

Prestwick Golf Club
2 Links Road
Prestwick

The Club's Member and Guest Day – 06/10/19 – 9.00 a.m. to 10.00 a.m.

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

Applicant

Premises

(2) Jonathan Morton

The Harbour Bar
169-173 Templehill
Troon

Halloween Weekend – Thursday, Halloween Quiz; Friday, Dominoes Team Fancy Dress; Saturday, Halloween Party with live music.

31/10/19, 01/11/19 and 02/11/19 – 1.00 a.m. to 2.00 a.m.

Having heard from the applicant and the Licensing Standards Officer in relation to the above application and having heard the Board agree to grant one night only, the applicant selected the Saturday and the Board granted the licence for 2 November 2019.

(3) Jonathan Morton

The Harbour Bar
169-173 Templehill
Troon

Christmas Period – 06/12/19, 07/12/19, 13/12/19, 14/12/19, 20/12/19, 21/12/19, 24/12/19, 27/12/19, 28/12/19 and 31/12/19 – 2.00 a.m. to 3.00 a.m.

Having heard from the applicant and having heard an objection from Police Scotland in terms of Section 69(2) of the Act, on the grounds that it was necessary to do so for the purposes of the “Preventing Crime and Disorder”, “Securing Public Safety”, “Preventing Public Nuisance” and “Protecting & Improving Public Health” objectives, the Board agreed to refuse these applications.

(4) Jonathan Morton

The Harbour Bar
169-173 Templehill
Troon

Live at Troon Music Festival – 13/09/19 and 14/09/19 – 1.00 a.m. to 2.00 a.m.

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

(5) Jonathan Morton

The Harbour Bar
169-173 Templehill
Troon

Ownership Anniversary – Celebrating over 15 Years at the Harbour Bar – 28/09/19 – 1.00 a.m. to 2.00 a.m.

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

Applicant

Premises

(6) Sprig Limited

Furys Nightclub
154 High Street
Nile Court
Ayr

Ayr Gold Cup Festival – 19/09/19, 20/09/19 and 21/09/19 – 2.30 a.m. to 3.30 a.m.

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

(7) Sprig Limited

Furys Nightclub
154 High Street
Nile Court
Ayr

MTV Takeover – 12/10/19 - 2.30 a.m. to 3.30 a.m.

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

(8) Sprig Limited

Furys Nightclub
154 High Street
Nile Court
Ayr

Halloween Night – 31/10/19 – 2.30 a.m. to 3.30 a.m.

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

(9) Buzzworks Hospitality Ltd

Vic's and The Vine
132 Main Street
Prestwick

Rugby World Cup – 20/09/19 to 18/10/19 – Thursday, Friday and Saturday from 10.00 a.m. to noon and Sunday from 10.00 a.m. to 11.00 a.m.

(10) Buzzworks Hospitality Ltd

Vic's and The Vine
132 Main Street
Prestwick

Rugby World Cup – 19/10/19 to 02/11/19 – Thursday, Friday and Saturday from 10.00 a.m. to noon and Sunday from 10.00 a.m. to 11.00 a.m.

Having heard from the Licensing Standards Officer in relation to applications (9) and (10) above and from the applicant's representative who amended these applications to 22/09/19, 20/10/19 and 27/10/19 only, the Board granted delegated powers to the Depute Clerk to the Board to grant these dates, should the applicant wish to proceed, subject to the sale of alcohol ceasing at 12.30 a.m. and not 2.30 a.m. on the Monday following these dates.

Applicant

Premises

(11) Christopher Morrison

Cheeky Charlies
47 Templehill
Troon

Annual Live @ Troon Music Festival – 13/09/19, 14/09/19 and 15/09/19 – 2.30 a.m. to 3.30 a.m.

Having heard from the Licensing Standards Officer and from the applicant who amended the application to 13/09/19 and 14/09/19 only, the Board granted this application.

(12) Christopher Morrison

Cheeky Charlies
47 Templehill
Troon

South Ayrshire Hosting the Annual Ayr Gold Cup Racing Weekend – 19/09/19, 20/09/19 and 21/09/19 – 2.30 a.m. to 3.30 a.m.

Having heard an objection from Police Scotland in relation to this application in terms of Section 69(2) of the Act, on the grounds that it was necessary to do so for the purposes of the “Preventing Crime and Disorder”, “Securing Public Safety”, “Preventing Public Nuisance” and “Protecting & Improving Public Health” objectives and having heard the applicant in response, the Board agreed to refuse this application.

(13) Christopher Morrison

Cheeky Charlies
47 Templehill
Troon

To celebrate Troon hosting the Annual Real Ale Festival – 03/10/19, 04/10/19 and 05/10/19 – 2.30 a.m. to 3.30 a.m.

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

(14) Christopher Morrison

Cheeky Charlies
47 Templehill
Troon

To celebrate Troon hosting the Annual Winterstorm Classic Rock Weekender Music Festival – 29/11/19 and 30/11/19 - 2.30 a.m. to 3.30 a.m.

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

(15) Ultimate Leisure (Scotland) Ltd.

Vinyl
1-5 Arthur Street
Ayr

Ayr Gold Cup – 21/09/19 – 2.30 a.m. to 3.30 a.m.

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

(d) **Application for Personal Licence.**

The Board considered the following application:-

<u>Application Number</u>	<u>Name</u>
SA/19/00218/LAPRS	Laura Nevin

Having previously agreed to continue this application from the previous Board meeting to allow the applicant to attend, the Board, having considered the observation from Police Scotland, refused this application, in the absence of the applicant.

(e) **Premises Licences Surrendered.**

The Board noted the surrender of the following licences:-

	<u>Premises</u>	<u>Date of Surrender</u>
(1)	Plough Inn 10 Cunningham Street Tarbolton	22/08/19
(2)	1 Morrison Gardens Ayr	26/08/19
(3)	Elms Court Hotel 21-23 Miller Road Ayr	27/08/19

The meeting ended at 11.20 a.m.