

DRAFT

FALKIRK COUNCIL

MINUTE of MEETING of the LICENSING BOARD held in the COUNCIL CHAMBERS, MUNICIPAL BUILDINGS, FALKIRK on TUESDAY 24 MAY 2016 at 9.30 a.m.

PRESENT: Baillie Buchanan; Councillors Black, Blackwood, Hughes, McLuckie, Nimmo and Turner.

CONVENER: Councillor Black.

ATTENDING: Clerk; Consumer Protection Manager; Committee Services Officer (A Fraser), and Licensing Assistant (C Henderson)

ALSO

ATTENDING: Thomas Ross, Licensing Standards Officer.

LB10. APOLOGIES

Apologies for absence were intimated on behalf of Councillors Meiklejohn, Nicol and Ritchie.

LB11. DECLARATIONS OF INTEREST

No declarations were intimated.

LB12. MINUTE

The minute of meeting of the Licensing Board held on 13 April 2016 was approved.

LB13. APPLICATION FOR PROVISIONAL GRANT OF PREMISES LICENCE – BP, BOWHOUSE SERVICE STATION, BOWHOUSE, ECHOBANK, MADDISTON

There was submitted report (circulated) dated 25 April 2016 from the Clerk to the Licensing Board providing details of an application made in terms of sections 20 and 45 of the Licensing (Scotland) Act 2005 for the provisional grant of a premises licence in respect of BP, Bowhouse Service Station, Bowhouse, Echobank, Maddiston.

Having heard from the applicant's agent and having regard to the information presented, the Board determined that persons resident in the locality in which the premises are situated are, or are likely to become, reliant to a significant extent on the premises as the principle source of petrol or derv and groceries and consequently that the premises were not excluded premises standing the terms of Section 123(5) of the Act. The Board therefore **GRANTED** the application for a provisional premises licence.

LB14. APPLICATIONS FOR NON MINOR VARIATION TO PREMISES LICENCE

There was submitted report (circulated) dated 27 April 2016 from the Clerk of the Licensing Board providing details of applications made in terms of section 29 of the Licensing (Scotland) Act 2005 for the non minor variations to premises licences as detailed on Appendices 1, 2 and 3 of the report for (1) Artisan Tap (formerly Voodoo Lounge), 7-11 Wooer Street, Falkirk, (2) M&S Licensed Grocers, 7 Kings Road, Grangemouth and (3) Wellington Bar, 6 Manor Street, Falkirk.

Artisan Tap (formerly Voodoo Lounge), 7- 11 Wooer Street, Falkirk

Having heard from the applicant's representative in support of the application and in clarification of questions raised by Members, the Board **GRANTED** the following variations to the current licence, namely to:-

- (1) the addition of a seasonal variation as follows:
 - any additional hours which may be available in terms of the Licensing Board's statement of licensing policy including the festive season
- (2) the addition of restaurant facilities to the list of approved activities within and outwith core operating hours, and
- (3) to allow the premises to open from 0800 hrs for the provision of teas, coffees and breakfasts etc. No alcohol will be sold outwith core hours. The premises' core trading hours are currently Monday to Thursday 1100 hrs to 2400 hrs; Friday and Saturday 1100 hrs to 0100 hrs, and Sunday 1000 hrs to 2400 hrs.

M&S Licensed Grocers, 7 Kings Road, Grangemouth

The Board **NOTED** that one objection had been received in respect of the variation application. The objector had been invited to attend but was not in attendance.

The applicant advised that he had no preliminary matters to raise concerning the validity of the objection. Accordingly, a copy of the objection was circulated to members.

The applicant was heard in response to the issues raised in the objection and in clarification of questions raised by members.

The Board then heard from the Licensing Standards Officer in relation to matters raised in the letter of objection.

After hearing further from the applicant in support of the application, the Board **GRANTED** the following variations to the current licence, namely to:-

- (1) amend the approved operating hours as follows:

Sunday to Thursday 1000 hrs to 2200 hrs
- (2) to remove the seasonal variation which permits a terminal hour of 2200 hrs on 24, 25, 26 and 31 December, and 1 and 2 January.

Wellington Bar, 6 Manor Street, Falkirk

Having heard from the Consumer Protection Manager in relation to a continuation request by the applicant, the Board agreed to **CONTINUE** the matter to a future meeting of the Board.

LB15. CENTRAL SCOTLAND REGIONAL EQUALITY COUNCIL

Arun Gopinath, Manager, Central Scotland Regional Equality Council presented the Licensing Board with an overview of the Equality Act 2010.

The Board thanked Mr Gopinath for his informative presentation.