

FALKIRK COUNCIL

**Minute of Meeting of the Licensing Board held in the Council Chambers,
Municipal Buildings, Falkirk on Wednesday 6 September 2017 at 9.30 a.m.**

COUNCILLORS:

David Balfour
Lorna Binnie
Robert Bissett
William Buchanan
Gordon Hughes
James Kerr (Convener)
John McLuckie
John Patrick
Depute Provost Ann Ritchie

OFFICERS:

Alison Barr, Consumer Protection Manager
Arlene Fraser, Committee Services Officer
Christine Henderson, Licensing Assistant
Colin Moodie, Chief Governance Officer (Clerk)

ALSO ATTENDING:

PC Hutchison, Police Scotland
Sergeant Mackenzie, Police Scotland
Thomas Ross, Licensing Standards Officer

LB29. Apology

An apology was intimated on behalf of Councillor Black.

LB30. Declarations of Interest

No declarations were intimated.

LB31. Minute

The minute of meeting of the Licensing Board held on 9 August 2017 was approved.

LB32. Application for Grant of a Premises Licence – Tower Shop, 2 Paterson Tower, Seaton Place, Falkirk

The Board considered a report by the Clerk to the Licensing Board providing details of an application for a grant of a premises licence.

The Board noted that one objection had been submitted.

The objector had been invited to attend but had intimated that he was unable to do so but wished his objection to be heard in his absence.

The applicant confirmed that he had no issue with the letter of objection being circulated. Accordingly, copies of the objection were circulated to members.

The Board heard from the Licensing Standards Officer and a representative of the Chief Constable in relation to the application.

Decision

The Board granted the application for a premises licence.

LB33. Applications for Non Minor Variations to Premises Licences

The Board considered a report by the Clerk to the Licensing Board providing details of an applications made in terms of section 29 of the Licensing (Scotland) Act 2005 for variations to the premises licences as detailed on Appendices 1 and 2 to the report for (1) Behind the Wall, 14 Melville Street, Falkirk; and (2) Pace BP Spar, Kincardine Bridge, Haughs of Airth.

Behind the Wall, 14 Melville Street, Falkirk

The Board heard from the applicant's representative in respect of the application and in clarification of questions raised by members.

Decision

The Board granted the following variation to the current licence, namely:-

- (1) to amend the current Operating Plan and layout plan to reflect that unaccompanied children and young persons 13 to 17 years of age will be allowed access to the conservatory and outside drinking area from 0900 hrs until 2000 hrs for the purpose of having a meal, snack, soft drink, other non alcoholic refreshment or ice cream.**

Pace BP Spar, Kincardine Bridge, Haughs of Airth, Falkirk

The Board heard from the applicant's representative in respect of the application and in clarification questions raised by members.

Decision

The Board granted the following variations to the current licence, namely to:-

- (1) increase the approved Sunday off-sales operating hours to:**

1000 hrs to 2200 hrs; and

- (2) the addition of recorded music to the list of approved activities within and outwith approved operating hours.**

LB34. Premises Licence Review – Aniel Bros Stores, 5 Northfield Road, Denny

The Board considered a report by the Clerk to the Licensing Board setting out the review process in terms of section 36 of the Licensing (Scotland) Act 2005.

The Board noted that Samina Sadiq, premises licence holder was not in attendance, but that Pervez Ahkta, a staff member was present.

The Consumer Protection Manager advised that Ms Sadiq had been cited on 8 August 2017 to attend today's meeting, and that an agent had contacted the licensing section yesterday, seeking a continuation of the matter. The agent had confirmed that they had been appointed to represent Ms Sadiq on 31 August and were unable to attend at such short notice.

Decision

The Board agreed to continue the review application to the next meeting of the Board to allow the premises licence holder and her agent to be in attendance.