

FALKIRK COUNCIL

MINUTE of the QUARTERLY MEETING of the LICENSING BOARD held in the DISTRICT COURT ROOM, MUNICIPAL BUILDINGS, FALKIRK on WEDNESDAY 17 JANUARY 2007 at 10.00 a.m.

PRESENT: Depute Provost Wilson; Councillors Kenna, McNally, Miller, Nicol, Pollock, Reid, Spears and Williamson.

CHAIRMAN: Councillor Nicol.

APOLOGIES: Councillors J Constable and Rev. Jenkinson

ATTENDING: Clerk; Solicitor (P Gilmour); Consumer Protection Manager; Environmental Health Officer (S Henderson); Senior Licensing Assistant (L McGarva) and Committee Services Officer (B Douglas).

ALSO

ATTENDING: Station Officers Boulstridge and Murray, Central Scotland Fire and Rescue Service and PC Bridges and Chief Inspector Hutchison, Central Scotland Police.

SECTION A

1. MINUTES

There was submitted (circulated) and **APPROVED:-**

- (a) Minute of the Quarterly Meeting of the Licensing Board held on 18 October 2006;
- (b) Minute of the Adjourned Meeting of the Licensing Board held on 15 November 2006; and
- (c) Minute of the Adjourned Meeting of the Licensing Board held on 13 December 2006.

SECTION B

UNDER THE GAMING ACT 1968 AND THE BETTING GAMING AND LOTTERIES ACT 1968

1. **Applications the Gaming Machine Permits**

The Board **GRANTED** the applications for Gaming Machine Permits as detailed below:-

Item 1.1 Grangelea Hotel, Kerse Road, Grangemouth
Item 1.2 Orchard Hotel, 2 Kerse Lane, Falkirk
Item 1.3 Red Lion Hotel, 2 Stirling Road, Larbert
Item 1.4 Canal Inn, Canal Street, Camelon
Item 1.5 Masonic Arms, Glasgow Road, Longcroft
Item 1.6 Newtown Bar, Linlithgow Road, Bo'ness
Item 1.7 St Laurence Bar, Main Street, Slamannan
Item 1.8 Wheelhouse Restaurant, Wester Carmuir, Falkirk

2. Applications for the Grant of Betting Office Licences

Item 2.1 Foundry Loan, No. 15 Larbert

Having heard the applicant's agent give an undertaking that the licence would be surrendered should her client's application for a licence at 56 Main Street, Larbert be successful, the Board **AGREED** to grant the application.

Item 2.2 High Station Road, No.84, Falkirk

Due to the uncertainty regarding the exact locality of the proposed premises, **AGREED** to continue the matter to the Adjourned Meeting of Licensing Board to allow an inspection of the site by the Board Members.

Item 2.3 King Street, No. 37, Stenhousemuir

Having heard the applicant's agent give an undertaking that the licence would be surrendered once her client had relocated to new premises at 63 King Street, Stenhousemuir, the Board **AGREED** to grant the application.

Item 2.4 Main Street, No. 56, Larbert

The Board **AGREED** to grant this application.

Item 2.5 South Broomage Avenue, No. 1, Larbert

Mr Baillie, the applicant's agent, advised that he did not object to the competency of the objections and they were then circulated to Members.

Mr and Mrs Cloughley, objectors, were heard in support of their written objection.

The agent for Mr Cochrane, an objector, was heard in support of her client's objection.

Mr Derrick, objector, was heard in support of his written objection.

Mr Baillie, agent for the applicant, made a submission in support of his client's application.

Questions were then asked of the agent for the applicant by Members of the Board.

All parties in turn were invited to sum up.

AGREED that the matter be continued to the Adjourned Meeting of the Licensing Board to enable the Members to go on a site visit of the premises and acquaint themselves with the traffic and parking issues raised.

Councillor Reid left the meeting following consideration of the foregoing item of business.

**UNDER THE LICENSING (SCOTLAND) ACT 1976 (AS AMENDED) AND
THE LAW REFORM (MISCELLANEOUS PROVISIONS) (SCOTLAND) ACT
1990**

3. Application for the Renewal of Existing Licences

The Board **GRANTED** the applications for the renewal of existing licences as detailed in paragraph (a) and reached the decisions shown on those items detailed in paragraph (b) below.

(a)

Item 3.3 Crown Hotel, Main Street, Airth
Item 3.4 Inchyra Grange Hotel, Grange Road, Polmont
Item 3.8 Bargain Booze, 52 South Street, Bo'ness
Item 3.9 Camelon Store, Fairlie Drive, Camelon
Item 3.10 Caserta's, Glasgow Road, Dennyloanhead
Item 3.11 Centre News, 4 Vicar Street, Falkirk
Item 3.16 Londis, 18 Woodburn Street, Falkirk
Item 3.18 Mariner Street, No.50 Sub Post Office, Camelon
Item 3.20 Scotmid, 1 Linlithgow Road, Bo'ness
Item 3.21 Sommerfield, Glasgow Road, Denny
Item 3.22 The Bungalow Shop Limited, 239a Grahamsdyke Street, Laurieston
Item 3.24 W & S Frew, Charlotte Dundas Court, Grangemouth
Item 3.25 W & S Frew, Newlands Road, Grangemouth
Item 3.26 W & A Frew, Newhouse Road Grangemouth
Item 3.27 Aitkens Bar, 69 Manor Street, Falkirk
Item 3.28 Avonside Inn, Main Street, Avonbridge
Item 3.29 Bluebell Inn, 83 Main Street, Bainsford
Item 3.30 Bo'ness Tavern, 2-6 Main Street, Bo'ness
Item 3.33 Colonial Bar, 250 Grahams Road, Falkirk
Item 3.34 Firkins, 42 Vicar Street, Falkirk
Item 3.36 Jacks, 1 Princes Street, Falkirk
Item 3.37 Mariner Bar, 90 Glasgow Road, Camelon
Item 3.39 Westquarter Club, Westquarter Avenue, Westquarter
Item 3.40 Wheatsheaf Inn, 16 Baxters Wynd, Falkirk
Item 3.42 Beijing Villa, 14 Merchiston Road, Bainsford
Item 3.43 Conference Suite, Middlefield Buildings, Forth Valley College,
Grangemouth Road, Falkirk
Item 3.45 Village Tandoori, Stirling Road, Larbert

(b)

Item 3.1 The Creamery, Sports Bar, The Old Creamery, Main Street, Bainsford

Having heard Sub Officer Boulstridge confirm that some of Central Scotland Fire and Service Services recommended works remained outstanding, the Board **AGREED** to continue the matter to the Adjourned Meeting of the Licensing Board.

Item 3.2 Avongrange Arms Hotel, Kersiebank Avenue, Grangemouth

Having heard the applicant explain the reasons for the lateness of the application, the Board **AGREED** to continue the matter to the Adjourned Meeting of the Licensing Board.

Item 3.5 Oxbang House Hotel, Oxbang Road, Grangemouth

Having heard Sub Officer Boulstridge confirm that a Fire Risk Assessment for the premises remained outstanding, the Board **AGREED** to continue the matter to the Adjourned Meeting of the Licensing Board.

Item 3.6 Red Lion Hotel, 2 Stirling Road, Larbert

Having heard the applicant's agent Mr Travers explain the reason for the lateness of the application, the Board **AGREED** to continue the matter to the Adjourned Meeting of the Licensing Board.

Item 3.7 Royal Hotel, 30-32 High Street, Bonnybridge

Having heard the applicant's grandmother explain the reasons for the lateness of the application, the Board **AGREED** to continue the matter to the Adjourned Meeting of the Licensing Board.

Item 3.12 Grangepans Post Office, 14 Grangepans, Bo'ness

Having heard the applicant explain the reasons for the lateness of the application, the Board **AGREED** to continue the matter the Adjourned Meeting of the Licensing Board.

Item 3.13 Hillcrest Store, 26 Hillcrest, Bo'ness

Having heard the applicant explain the reasons for the lateness of the application, the Board **AGREED** to continue the matter to the Adjourned Meeting of the Licensing Board.

Item 3.14 JSKS Licensed Grocers, 47 Grahams Road, Falkirk

In view of the absence of a training certificate, the Board **AGREED** to continue the matter to the Adjourned Meeting of the Licensing Board.

Item 3.15 Loanhead Avenue, No. 2 Grangemouth

In view of the absence of a training certificate, the Board **AGREED** to continue the matter to the Adjourned Meeting of the Licensing Board

Item 3.17 Mariner Street, No.50 Camelon

Having heard the applicant's agent Mr Travers explain the reasons for the lateness of the application, the Board **AGREED** to continue the matter to the Adjourned Meeting of the Licensing Board.

Item 3.19 Redding Mini Market, Redding Road, Redding

Having heard the applicant's son explain the reasons for the lateness of the application, the Board **AGREED** to continue the matter to Adjourned meeting of the Licensing Board.

Item 3.23 Foodstore, Ladeside Crescent, Stenhousemuir

In view of the absence of a training certificate, the Board **AGREED** to continue the matter to the Adjourned Meeting of the Licensing Board.

Item 3.31 Brightons Inn, Waggon Road, Brightons

Having heard the applicant, Mr Morrison, give an undertaking that outstanding works requested by Central Scotland Fire and Rescue Service would be carried out, the Board **AGREED** to **GRANT** the application.

Item 3.32 Champany Inn, Linlithgow

In view of the absence of a training certificate, the Board **AGREED** to continue the matter to the Adjourned Meeting of the Licensing Board.

Item 3.35 Grubowski's Tavern, 54 Bellsdyke Road, Larbert

Having heard Sub Officer Boulstridge advise that a number of requested works including the submission of a Fire Risk Assessment remained outstanding, the Board **AGREED** to continue the matter to the Adjourned Meeting of the Licensing Board.

Item 3.38 Tolbooth Tavern, Tolbooth Street, Falkirk

Councillor Spears declared an interest in this matter and took no part in consideration thereof.

The Board **AGREED** that this application be **GRANTED**.

Item 3.41 Yang Sing, 43 Union Road, Camelon

In view of the absence of a training certificate, the Board **AGREED** continue the matter to the Adjourned Meeting of the Licensing Board.

Item 3.44 Sanam Tandoori, 5 Callendar Road, Falkirk

Having heard the applicant explain the reason for the lateness of the application, the Board **AGREED** to continue the matter to the Adjourned Meeting of the Licensing Board.

4. Applications for the Permanent Transfer of Licences

The Board **GRANTED** the applications for the permanent transfer of licences detailed below:-

Item 4.1 Grangelea Hotel, Kerse Road, Grangemouth

Item 4.2 Red Lion Hotel, 2 Stirling Road, Larbert

Item 4.3 Royal Hotel, 30/32 High Street, Bonnybridge

Item 4.4 Jack's, 1 Princes Street, Falkirk

Item 4.5 Mill Inn, 2 Thornhill Road, Falkirk

Item 4.6 Newtown Bar, Linlithgow Road, Bo'ness

5. Applications for Confirmation of Transfer

The Board **GRANTED** the applications for confirmation of transfer as detailed below:-

Item 5.1 Cinema Complex, Central Retail Park, Falkirk

Item 5.2 Gala Club, 1, 2 and 3 Kerse Lane, Falkirk

Item 5.3 Plough Hotel, 507 Main Street, Stenhousemuir

Item 5.4 Asda Superstore, Newmarket Street, Falkirk

Item 5.5 Iceland Frozen Foods, C5 and C6 Callendar Square, Falkirk

Item 5.6 Lidl Limited, Carron Road, New Carron Village

Item 5.7 Marks and Spencers, 59 High Street, Falkirk

Item 5.8 62/66 and 68/70 High Street, Falkirk

Item 5.9 Next, Central Retail Park, Falkirk

Item 5.10 Q8 Kincardine Bridge, Haughs of Airth, By Falkirk

Item 5.11 Behind the Wall, 14 Melville Street, Falkirk

Item 5.12 Colonial Bar, 250 Grahams Road, Falkirk

Item 5.13 7/10 Wooer Street, Falkirk

Item 5.14 The Pines, 5/6 Fleming Court, Denny

Item 5.15 Conference Suite, Middlefield Building, Forth Valley College, Grangemouth Road, Falkirk

6. Applications for Consent to Alterations

Item 6.1 Maddiston Inn, Main Street, Maddiston

By virtue of the Board Members having visited the premises recently and being familiar with the venue and the alterations being of a minor nature, the Board **AGREED** to **GRANT** the application for consent to alterations.

7. **Applications for New Children's Certificates**

The Board **AGREED** that consideration of the undernoted applications to be continued to the Adjourned Meeting of the Licensing Board to allow inspections of the premises by the Board.

Item 7.1 Leapark Hotel, 130 Bo'ness Road, Grangemouth

Item 7.2 Anchor Tavern, 54 North Street, Bo'ness

Item 7.3 Black Bull Inn, Main Street, Polmont

Item 7.4 Union Inn, Lock 16, 2 Port Downie, Camelon

8. **Applications for Regular Extension of Permitted Hours**

The Board **AGREED** to **GRANT** the applications for Regular Extension of Permitted hours as detailed in paragraph (a) and reached the decisions shown on those items detailed in paragraph (b) below.

(a)

Item 8.1 Cinema Complex, Central Retail Park, Falkirk

Item 8.2 Falkirk Town Hall, West Bridge Street, Falkirk

Item 8.3 Premier Snooker Club, 18/20 Grahams Road, Falkirk

Item 8.4 Storm Night Club, Meadow Street, Falkirk

Item 8.5 Antonine Hotel, Manor Street, Falkirk

Item 8.6 Bowhouse Hotel, Bowhouse Road, Falkirk

Item 8.7 Glenskirlie Castle, Kilsyth Road, Banknock

Item 8.8 Grange Manor Hotel, Glensburgh Road, Grangemouth

Item 8.9 Hotel Cladhan, Kemper Avenue, Falkirk

Item 8.11 Railway Hotel, 2 Broad Street, Denny

Item 8.13 Bridge Inn, Linlithgow Bridge, Linlithgow

Item 8.14 Brightons Inn, Waggon Road, Brightons

Item 8.15 Callendar Arms, 1 Callendar Road, Falkirk

Item 8.17 Carronshore Bar, Carronshore Road, Carron

Item 8.19 Copper Top, 2 Dorrator Road, Camelon

Item 8.20 Criterion Bar, 8 Stirling Street, Denny

Item 8.21 Crosskeys Inn, 81 North Street, Bo'ness

Item 8.23 Frattelli on the Canal, Burnbank Road, Bainsford

Item 8.26 Hollandbush Inn, 192 Kilsyth Road, Banknock

Item 8.28 Hurllet, 1 Carradale Avenue, Tamfourhill

Item 8.29 Mill Inn, 2 Thornhill Road, Falkirk

Item 8.30 Pennies, Ground Floor, Forth Complex, Grangemouth

Item 8.31 Railway Inn, 27 Glasgow Road, Dennyloanhead

Item 8.32 Railway Tavern, 7/9 Grahams Road, Falkirk

Item 8.33 Rialto, 28 Vicar Street, Falkirk

Item 8.34 The Edge, 18 Grahams Road, Falkirk

Item 8.36 Union Inn, Lock 16, 2 Port Downie, Camelon

Item 8.37 Wheatsheaf Inn, 18 Baxters Wynd, Falkirk

Item 8.38 Wheelhouse Restaurant, Wester Carmuir, Falkirk

Item 8.39 Whyteside, Lewis Road, Polmont

Item 8.40 Woodside Inn, 76 Station Road, Falkirk
Item 8.42 Allandale Bowling Club, Thorndale Gardens, Allandale
Item 8.43 Bainsford Area Bowling Club, David's Loan, Bainsford
Item 8.44 Bainsford Bowling Club, Hendry Street, Bainsford
Item 8.46 Camelon Bowling Club, Main Street, Camelon
Item 8.47 Camelon Juniors FC Social Club, Fairlie Drive, Camelon
Item 8.49 Carronshore Workers Welfare Society & Social Club, Bothkennar Road, Carronshore
Item 8.50 Castings Community Sports and Social Club, Etna Road, Falkirk
Item 8.51 Denny Bowling Club, Stirling Street, Denny
Item 8.52 Falkirk Golf Club, 136 Stirling Road, Camelon
Item 8.53 Grangemouth Bowling Club, Talbot Street, Grangemouth
Item 8.54 Lodge Carron No. 139, 234 Main Street, Stenhousemuir
Item 8.55 Lodge Polmont No. 793, Masonic Hall, 14 Maddiston Road, Brightons
Item 8.56 Lodge St John Falkirk No.16, 200 Grahams Road, Falkirk
Item 8.57 Polmont Bowling Club, Station Road, Polmont
Item 8.58 St Marys Social Club, Linlithgow Road, Bo'ness
Item 8.59 Stenhousemuir Cricket Club, The Tryst, Tryst Road, Stenhousemuir

(b)

Item 8.10 Oxbang House Hotel, Oxbang Road, Grangemouth

AGREED that the matter be continued to the Adjourned Meeting of the Licensing Board.

Item 8.12 189 Bar, Airth Community Hall, Main Street, Airth

The Clerk advised that the application had not been properly notified to the Chief Constable.

AGREED that the matter be continued to the Adjourned Meeting of the Licensing Board.

Item 8.16 Canal Inn, Canal Street, Camelon

The Clerk advised that the application had not been properly notified to the Chief Constable.

AGREED that the matter be continued to the Adjourned Meeting of the Licensing Board.

Item 8.18 Cheynes Bar, 29 Main Street, Bainsford

The Clerk advised that the application had not been properly notified to the Chief Constable.

AGREED that the matter be continued to the Adjourned Meeting of the Licensing Board.

Item 8.22 Crown Bar, 10/12 Grangepans, Bo'ness

The Clerk advised that the application had not been properly notified to the Chief Constable.

AGREED that the matter be continued to the Adjourned Meeting of the Licensing Board.

Item 8.24 Gordon Lounge, 100 Thornhill Road, Falkirk

The Clerk advised that part of the extended hours sought by the applicant, namely the early morning element of Monday to Saturday 9.30 am to 11.00 am, was previously considered and refused by the Board at its meeting on 15 February 2006. She confirmed that a Section 64 (9) direction was not agreed by the Board and it was therefore not available for the Board to consider the early morning element again within 1 year.

The Board **AGREED** to **GRANT** the application, with the exception of the early morning element of Monday to Saturday 9.30 am to 11.00 am which was not considered.

Item 8.25 Grubowski's Tavern, 54 Bellsdyke Road, Larbert

AGREED that this matter be continued to the Adjourned Meeting of the Licensing Board.

Item 8.27 Horsemill Inn, Woodyett Farm, Falkirk Road, Denny

The Clerk advised that the application had not been properly notified to the Chief Constable.

AGREED that the matter be continued to the Adjourned Meeting of the Licensing Board

Item 8.35 The Tavern, Kilsyth Road, Haggs

The Clerk advised that the application had not been properly notified to the Chief Constable.

AGREED that this matter be continued to the Adjourned Meeting of the Licensing Board.

Item 8.41 Yang Sing, 43 Union Road, Camelon

AGREED that this matter be continued to the Adjourned Meeting of the Licensing Board.

Item 8.45 Blackness Boat Club, The Clubhouse, Blackness

The Clerk advised that the application had not been properly notified to the Chief Constable.

AGREED that this matter be continued to the Adjourned Meeting of the Licensing Board.

Item 8.48 Carron and Carronshore Bowling Club, 25 Beaumont Drive, Carron

The Clerk advised that the application had not been properly notified to the Chief Constable.

AGREED that this matter be continued to the Adjourned Meeting of the Licensing Board.

9. Applications for the Grant, including the Provisional Grant of a New Licence

Item 9.1 Glenbervie House, Larbert

Mr Innes, the applicant's agent, was heard in support of his client's application.

In response to a question from Councillor Nicol, Mr Innes confirmed that his client would be erecting a fence around the property.

The Board **AGREED** to **GRANT** the licence allowing affirmation and finalisation to be dealt with under delegated powers.

Item 9.2 Glenskirlie Castle, Kilsyth Road, Banknock

The applicant's agent was heard in support of his client's application. He advised that the application had been downgraded to a section 26 (2) application.

The Board **AGREED** to **GRANT** the licence allowing affirmation and finalisation to be dealt with under delegated powers.

Item 9.3 Melville Street, No. 4/6 Falkirk

Mr Travers, the applicant's agent, advised that the required Section 23 certification was not yet obtained.

The Board **AGREED** to continue the matter to the Adjourned Meeting of the Licensing Board.