

FALKIRK COUNCIL

MINUTE of MEETING of the LICENSING BOARD held in the COUNCIL CHAMBERS, MUNICIPAL BUILDINGS, FALKIRK on WEDNESDAY 20 NOVEMBER 2013 at 9.30 A.M.

PRESENT: Baillie Buchanan; Councillors Black, McLuckie, Nicol, Nimmo, Ritchie and Turner.

CONVENER: Councillor Nicol.

ATTENDING: Clerk; Consumer Protection Manager; Solicitor (P Gilmour); Licensing Co-ordinator (R Watson), and Committee Services Officer (A Fraser).

ALSO

ATTENDING: Environmental Health Officer (S Henderson), and Licensing Standards Officer (T Ross).

LB84. OPENING REMARKS

Councillor Nicol, on behalf of the Licensing Board, expressed his condolences to the family of the late Sharon Hamilton. Councillor Nicol reflected on Sharon's long standing professional relationship with the Board and the respect and esteem in which she was held. He added that she would be greatly missed by all who knew her. The Board and all those present at the meeting stood for a minute of silence in honour of Sharon's memory.

LB85. APOLOGIES

Apologies for absence were intimated on behalf of Councillors Hughes and McNally.

LB86. DECLARATIONS OF INTEREST

No declarations were made.

LB87. MINUTE

The minute of the meeting of the Licensing Board held on 23 October 2013 was approved.

LB88. Grange Manor Hotel, Glensburgh Road, Grangemouth

There was submitted Report (circulated) dated 5 November 2013 from the Clerk to the Licensing Board providing details of an application made in terms of section 68 of the Licensing (Scotland) Act 2005 for the grant of extended hours.

Having heard from the applicant's agent in support of the application and in clarification of questions raised by Members, the Board **GRANTED** the extended hours application from 2400 hrs on Sunday 1 December to 0100 hrs on Monday 2 December 2013 for a wedding.

LB89. Grange Manor Hotel, Glensburgh Road, Grangemouth

There was submitted Report (circulated) dated 5 November 2013 from the Clerk to the Licensing Board providing details of an application made in terms of section 68 of the Licensing (Scotland) Act 2005 for the grant of extended hours.

The Board **NOTED** that this application had been **WITHDRAWN** at the request of the applicant.

LB90. Applications for Extended Hours

There was submitted Report (circulated) dated 5 November 2013 from the Clerk to the Licensing Board providing details of an application made in terms of section 68 of the Licensing (Scotland) Act 2005 for the grant of extended hours as detailed in appendix 1 to the report.

After discussion, the Board **GRANTED** the extended hours for each application detailed in the appendix attached to this minute.

LB91. Bo'ness Bowling Club, 52 Grange Terrace, Bo'ness

There was submitted report (circulated) dated 13 November 2013 from the Clerk to the Licensing Board providing details of an application made in terms of section 29 of the Licensing (Scotland) Act 2005 for the grant of a variation to the premises licence.

The Board **NOTED** that an objection had been received in respect of the application and that the objector, Peter Harkins, was in attendance.

There being no preliminary matters, copies of the objection were circulated to Members.

Mr Harkins, objector, was heard in support of his objection and in clarification of questions raised by Members.

Mr Keltie, the applicant's representative, was then heard in clarification of matters contained within the objection and of questions raised by Members.

Thomas Ross, Licensing Standards Officer and Stuart Henderson, Environmental Health Officer were both heard in clarification of questions raised by Members.

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:-

- (1) to vary the terms under which children and young persons will be allowed entry and parts of the premises to which children and young persons will be allowed entry, as follows:-
 - children and young persons will only be allowed entry on the occasion of a social event (e.g. wedding, anniversaries, dress showings for the Bo'ness Fair) and when accompanied by a parent or responsible adult. It is club policy to keep children and young persons away from the bar area and prominent notices advise accordingly throughout the clubhouse, and

- children and young persons will be allowed entry to the lounge with access to the toilets via the bar area;
- (2) to amend the on sales trading hours as follows:-
- Monday to Sunday 1000 hrs to 2400 hrs
- (3) to the deletion of gaming facilities from the list of approved activities;
- (4) to add outdoor drinking facilities to the list of approved activities, which facility will terminate at 2200 hrs, and
- (5) to increase the approved capacity from 70 to 90 persons.

LB92. Premier Shieldhill Convenience Store, 139 Main Street, Shieldhill

There was submitted report (circulated) dated 13 November 2013 from the Clerk to the Licensing Board providing details of an application made in terms of section 29 of the Licensing (Scotland) Act 2005 for the grant of a variation to the premises licence.

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

- (1) to the addition of a television which must not exceed 32” in size, on the premises for the purpose of watching films and sports and which will be solely for viewing by the licensee and his family;
- (2) to the addition of the following to the list of approved activities:
- recorded music within core operating hours
 - televised sport

In agreement with the applicant, the Licensing Board **AGREED** to apply the following condition to the current licence:

- use of the television will terminate at 1900 hrs.

LB93. Hillcrest Store, 26 Hillcrest, Bo’ness

There was submitted report (circulated) dated 13 November 2013 from the Clerk to the Licensing Board providing details of an application made in terms of section 29 of the Licensing (Scotland) Act 2005 for the grant of a variation to the premises licence.

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

- (1) that the trading hours be varied as follows:-

Monday to Sunday 1000 hrs to 2200 hrs

- (2) a variation to the layout plan showing an increase in the existing alcohol display area;
- (3) a variation to the operating plan to reflect an increased capacity from 0.88m³ to 4.80m³,
and
- (4) the addition of paypoint and lottery to the list of any other activities.

LB94. Margaret Gallon

There was submitted report (circulated) dated 13 November 2013 from the Clerk to the Licensing Board providing details of an application made in terms of section 72 of the Licensing (Scotland) Act 2005 and the Personal Licence (Scotland) Regulations 2007 for the grant of a personal licence.

Having heard from the applicant, the Board determined not to hold a hearing for the purpose of considering and determining the application.

Thereafter the application for a personal licence was **GRANTED** by operation of law.

Premises	Event	Date Event Starts	Hours Granted on 20 November 2013	Current Hours Granted
Zetland Bowling Club	New Year's Eve Party	Tuesday 31 December 2013	2330 to 0130 hours	1100 to 2330 hours
Claremont Inn	Hogmanay Private Party	Tuesday 31 December 2013	2400 to 0130 hours	1100 to 2400 hours
Grangemouth Golf Club	New Year's Eve Party (Music and buffet)	Tuesday 31 December 2013	2300 to 0100 hours	1100 to 2300 hours
La Banca	New Year's Eve Party with cabaret	Tuesday 31 December 2013	2400 to 0130 hours	1100 to 2400 hours
La Banca	Christmas Eve Party with cabaret	Tuesday 24 December 2013	2400 to 0130 hours	1100 to 2400 hours
Royal British Legion Grangemouth Branch	Hogmanay Party	Tuesday 31 December 2013	2400 to 0130 hours	1100 to 2400 hours
Polmont Golf Club	Hogmanay Party	Tuesday 31 December 2013	2300 to 0130 hours	1200 to 2300 hours
Bo'ness Chemical Workers Social Club	Members Hogmanay Party	Tuesday 31 December 2013	23:30 to 0130 hours	1100 to 2330 hours
The Scotts	Hogmanay Party	Tuesday 31 December 2013	2400 to 0130 hours	1100 to 2400 hours
Leapark Hotel	Hogmanay Ball (Meal and Cabaret)	Tuesday 31 December 2013	2400 to 0230 hours	1100 to 2400 hours
Airth Castle Hotel Country Club	Grand Hogmanay Ball	Tuesday 31 December 2013	0100 to 0230 hours	1100 to 0100 hours
Storm	Christmas Eve Party	Tuesday 24 December 2013	0100 to 0300 hours	2000 to 0100 hours
Storm	New Year's Eve Party	Tuesday 31 December 2013	0100 to 0300 hours	2000 to 0100 hours
Leapark Hotel	Christmas Cabaret Night	Sunday 24 November 2013	2400 to 0100 hours	1100 to 2400 hours
Leapark Hotel	Christmas Cabaret Night	Sunday 1 December 2013	2400 to 0100 hours	1100 to 2400 hours
Airth Castle Hotel Country Club	Festive Party with meal and disco	Wednesday 4 December 2013	0100 to 0200 hours	1100 to 0100 hours