

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The Board **NOTED** that this application had been **WITHDRAWN** at the request of the applicant.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