

**FALKIRK COUNCIL**

**Minute of Meeting of the Licensing Board held in the Council Chambers,  
Municipal Buildings, Falkirk on Wednesday 12 April 2017 at 9.30 a.m.**

**COUNCILLORS:**

Gordon Hughes  
John McLuckie  
Malcolm Nicol (convener)  
Ann Ritchie  
Sandy Turner

**OFFICERS:**

Jack Frawley, Committee Services Officer  
Lynn McGarva, Licensing Officer  
Colin Moodie, Chief Governance Officer (Clerk)

**ALSO ATTENDING:**

Thomas Ross, Licensing Standards Officer

**LB1. Apologies**

Apologies were intimated on behalf of Baillie Buchanan and Councillors Black, Blackwood, Meiklejohn, and Nimmo.

**LB2. Declarations of Interest**

There were no declarations of interest.

**LB3. Minute**

The minute of meeting of the Licensing Board held on 14 March 2017 was approved.

**LB4. Application for Non Minor Variation to Premises Licence –  
City, 8-12 Princes Street, Falkirk - Continuation**

The board considered a report by the Clerk to the Licensing Board regarding an application for a non-minor variation to the premises licence for City, 8-12 Princes Street, Falkirk. The application had been continued at the meeting of 14 March 2017 to obtain additional information in relation to premises licensed to 4am in other authorities, the impact on the taxi marshall service and Police Scotland crime statistics. This information was provided in appendices to the report.

The board discussed the application and highlighted that, if granted, it would bring about a significant change in policy. As this was the last meeting of the Licensing Board prior to the local government elections, after which its composition would change, the board was minded to continue consideration of the application until the new board was formed.

The applicant's representative, Mr MacIver was heard in respect of the potential to continue determination of the application and advised that the additional information requested by the board had been provided but acknowledged that it was a matter for the Board to decide.

### **Decision**

**The board agreed to continue determination of the application to a future meeting.**

## **LB5. Application for Non Minor Variations to Premises Licences - Continuations**

The board considered a report by the Clerk to the Licensing Board providing details of applications made for non-minor variations to premises licences as detailed in Appendices 2 and 4 to the report for (1) Dundas, 3-7 La Porte Precinct, Grangemouth; and (2) Johnny Baikie's Snooker Club, 18-20 Grahams Road, Falkirk. The applications had been continued at the meeting of 14 March 2017 to allow members of the board to undertake an inspection of each premises.

### **Dundas, 3-7 La Porte Precinct, Grangemouth**

The board heard from the applicant in respect of the application and in clarification of questions raised by members.

### **Decision**

**The board:-**

**(1) granted the following variations to the current licence, namely to:-**

- (i) allow access for children and young persons as follows:-**
  - (a) children and young persons will be allowed access when consuming a meal accompanied by an adult;**
  - (b) allow children and young persons 0 – 17 years of age entry to the premises;**
  - (c) from opening until 9pm, and**

- (d) in the area identified as the Children's and Young Person's area on the layout plan. Children and young Persons will be allowed access to other public areas only for the purpose of accessing the toilets.**
  - (ii) amend the licence plan to show children and young persons' access**
- (2) agreed to apply the following specific condition to the licence:-**
  - (i) a CCTV system to a specification approved by the Chief Constable must be fitted and maintained in full working order at all times in accordance with guidance provided by the Information Commissioner. Any system fitted must be operational at all times the premises is open for business and images must be made available to any Licensing Standards officers or Police on request for the purposes of the investigation and detection of crime. The footage must be available for at least 28 days.**

- (ii) amend the licence plan to show children and young persons' access**

- (2) agreed to apply the following specific condition to the licence:-**

- (ii) a CCTV system to a specification approved by the Chief Constable must be fitted and maintained in full working order at all times in accordance with guidance provided by the Information Commissioner. Any system fitted must be operational at all times the premises is open for business and images must be made available to any Licensing Standards officers or Police on request for the purposes of the investigation and detection of crime. The footage must be available for at least 28 days.**

**Johnny Baikie's Snooker Club, 18-20 Grahams Road, Falkirk**

Two objections had been submitted regarding the application. The objectors were not present. The objections were circulated to the applicant and the Board. The Board sought information from the Licensing Standards Officer and Police Scotland representative in relation to the objections. Mr Ross, Licensing Standards Officer and Sergeant Marie White, Police Scotland confirmed that they were not aware of any complaints relating to the premises.

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

## Decision

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

- (1) increase the approved operating hours as follows:-  
Sunday to Thursday 10:00 until 24:00, and  
Friday and Saturday 10:00 until 01:00;**
- (2) the addition of recorded music within operating hours to the list of approved activities;**
- (3) change the terms under which children and young persons will be allowed entry to the premises and the parts of the premises to which children and young persons will be allowed as follows:-**

- (i) children under 14 years of age must be accompanied by an adult for the purposes of playing or watching pool or darts, and children and young persons aged 14 to 17 years of age are allowed access for the purpose of playing or watching pool or darts;
  - (ii) children under 14 years of age are permitted in the premises until 22:00. Children and young persons 14 and 15 are permitted in the premises until 23:00. Children and young persons 16 and 17 are permitted in the premises until the terminal hour, and
  - (iii) children under 15 years of age will be allowed entry to all public parts of the premises except the bar and lounge areas as marked on the layout plan. Children aged 15 and young persons aged 16 and 17 years of age will be allowed entry to all public parts of the premises.
- (4) change the layout of premises as follows:-
- (i) the premises has undergone a major refurbishment;
  - (ii) the snooker tables have been removed and replaced with pool tables;
  - (iii) a darts area has been added;
  - (iv) a lounge area has been added;
  - (v) the lounge bar area has been renamed the raised bar area, and
  - (vi) to show the areas to which children and young persons have access.
- (5) change the operating plan to show the increase in capacity from 80 to 120;
- (6) change the name of the premises to The Players Lounge, and
- (7) change the description of the premises to “First floor pool club with dart boards and lounge areas trading from a terraced premises in an area of mixed residential and retail use”.

#### **LB6. Equality Act 2010 – Equality Mainstreaming and Equality Outcomes Report**

The board considered a report by the Consumer Protection Manager advising of the actions taken and the progress made in relation to the equality outcomes agreed by the board in 2013 and seeking agreement of the equality outcomes for 2017 to 2021. A draft Equality Mainstreaming and Equality Outcomes Update Report was appended to the report. Colin Moodie provided an overview of the report.

## **Decision**

### **The board:-**

- (1) noted the report on mainstreaming the equality duty and achieving the Equality Outcomes, and**
- (2) agreed the Equality Outcomes for the period 2017 – 2021.**