

FALKIRK COUNCIL

**Minute of Meeting of the Licensing Board held in the Council Chambers,
Municipal Buildings, Falkirk on Wednesday 13 December 2017 at 9.30 a.m.**

COUNCILLORS:

David Balfour
Lorna Binnie
Allyson Black
William Buchanan
Gordon Hughes
James Kerr (Convener)
John McLuckie

OFFICERS:

Alison Barr, Consumer Protection Manager
Kay Minto, Licensing Assistant (for item LB57)
Colin Moodie, Chief Governance Officer (Clerk)
Antonia Sobieraj, Committee Services Officer

ALSO ATTENDING:

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

LB54. Apologies

Apologies were intimated on behalf of Depute Provost Ritchie; and
Councillors Bissett and Patrick.

LB55. Declarations of Interest

No declarations were made.

LB56. Minute

**The minute of meeting of the Licensing Board held on 15 November
2017 was approved.**

LB57. Applications for Extended Hours

The Board considered a report by the Clerk to the Licensing Board providing
details of applications made in terms of section 68 of the Licensing
(Scotland) Act 2005 for the grant of extended hours.

The Board was issued with an updated list of applications at the meeting and

thereafter heard from each of the applicants.

Decision

The Board granted the following extended hours, namely:-

Premises	Event	Date Event Starts	Hours Granted	Current Hours Granted
Polmont Bowling Club	Members only Hogmanay disco	31 December 2017	12 midnight until 2 am	12.30 pm until 12 midnight
First Down	Christmas Eve dinner and dance	24 December 2017	12 midnight until 2 am	12.30 pm until 12 midnight
First Down	Christmas day party	25 December 2017	12 midnight until 2 am	12.30 pm until 12 midnight
First Down	Boxing day party	26 December 2017	12 midnight until 2 am	12.30 pm until 12 midnight
First Down	Hogmanay party & buffet	31 December 2017	12 midnight until 2 am	12.30 pm until 12 midnight
Behind the Wall	Christmas Eve party night	24 December 2017	12 midnight until 2 am	11 am until 12 midnight
Behind the Wall	Hogmanay party	31 December 2017 (NB: Date corrected at the meeting)	12 midnight until 2 am	11 am until 12 midnight
Il Gambero Rosso	Hogmanay event	31 December 2017	12 midnight until 2 am	11 am until 12 midnight
Falkirk Golf Club	Hogmanay event	31 December 2017	11 pm until 1 am	9 am until 11 pm
Kinneil Bowling and Social Club	Members only Hogmanay party	31 December 2017	12 midnight until 2 am	11 am until 12 midnight
Railway Inn	Boxing Day party – cabaret	26 December 2017	12 midnight until 2 am	10 am until 12 midnight
Railway Inn	Hogmanay party	31 December 2017	12 midnight until 2 am	10 am until 12 midnight
Grangemouth Golf Club	Hogmanay party	31 December 2017	12 midnight until 2 am	11 am until 12 midnight
Carron and Carronshore Bowling Club	Members only Hogmanay dance	31 December 2017	11 pm until 2 am	11 am until 11 pm
Lodge Zetland No. 391	Hogmanay party	31 December 2017	10 pm until 2 am	Closed on Sundays

Tollbooth Tavern	Hogmanay party - tickets only	31 December 2017	12 midnight until 2 am	12.30 pm until 12 midnight
Redding and Westquarter	Hogmanay celebrations - members only	31 December 2017	12 midnight until 2 am	10 am until 12 midnight
Union Inn	Hogmanay night	31 December 2017	12 midnight until 2 am	12.30 pm until 12 midnight

**LB58. Application for Occasional Licence
Adrian Bowling Club, Pleasance Square, Falkirk**

The Board considered a report by the Clerk to the Licensing Board providing details of an application made in terms of section 56 of the Licensing (Scotland) Act 2005 for an occasional licence as detailed in Appendix 1 to the report for Adrian Bowling Club, Pleasance Square, Falkirk.

The Board heard from the applicant in support of the application and in clarification of questions raised by members.

Decision

The Board granted the occasional licence from 1900 hours on 31 December 2017 until 0200 hours on 1 January 2018.

**LB59. Application for Occasional Licence
Douglas Lodge No.409, 87 Stewart Avenue, Bo'ness**

The Board considered a report by the Clerk to the Licensing Board providing details of an application made in terms of section 56 of the Licensing (Scotland) Act 2005 for an occasional licence for an occasional licence as detailed in Appendix 2 to the report for Douglas Lodge No.409, 87 Stewart Avenue, Bo'ness.

The Board heard from the applicant in support of the application and in clarification of questions raised by members.

Decision

The Board granted the occasional licence from 1900 hours on 31 December 2017 until 0100 hours on 1 January 2018.

**LB60. Application for Non Minor Variation to Premises Licence
California Mini Market and Post Office, 19 Princes Street, California**

The Board considered a report 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 variations to the premises licence at California Mini Market and Post Office, 19 Princes Street, California.

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 variations to the current licence, namely to increase the 'off sales' operating hours on Sunday from 1000 hours until 2200 hours.

LB61. Application for Non Minor Variation to Premises Licence Village Store, 5a Roughlands Drive, Carronshore

The Board considered a report 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 variations to the premises licence at Village Store, 5a Roughlands Drive, Carronshore.

The Board heard from the applicant 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) change the alcohol display area resulting from increase in capacity as detailed in Appendix 2 to the report);**
- (2) amend the operating plan to show the addition of recorded music to the list of approved activities within and outwith the core operating hours; and**
- (3) amend the layout plan to show the change to the alcohol display area.**

LB62. Application for Non Minor Variation to Premises Licence Mariner Bar, 90 Glasgow Road, Camelon

The Board considered a report 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 variations to the premises licence at the Mariner Bar, 90 Glasgow Road, Camelon.

The Board heard from the applicant 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 'on sales' operating hours on Sunday from 1100 until 2400 hours;**
- (2) increase the 'off sales' operating hours on Sunday from 1100 until 2200 hours;**
- (3) the addition of a seasonal variation to allow the premises to open until 0100 hours on Christmas night and Hogmany each year if they fall between Sunday and Thursday and until 0200 hours on Christmas night and Hogmany each year if they fall on a Friday or Saturday;**
- (4) the addition of conference and dance facilities to the list of approved activities within and outwith core operating hours;**
- (5) the addition of receptions including weddings, funerals, birthdays, retirements etc, club or other group meetings, recorded music, live performances, and indoor/outdoor sports and televised sport to the list of approved activities within core operating hours;**
- (6) the addition of charity events, children's parties, karaoke, prize bingo, quiz nights, slimming classes, private functions, fitness classes and office Christmas parties to the list of any other activities;**
- (7) the addition of access by children and young persons as follows:-**
 - children and young persons aged 0 to 17 years will be allowed access to the lounge bar area only and whilst attending bonafide private functions or to celebrate Mariner's Day or a child specific event, for example a Christmas or birthday party and must be accompanied by an adult; and**
 - children and young people will be allowed entry (i) for a start of a bonafide private function until the terminal hour; and (ii) for a children's party from the start of the party until 1700 hours; and**
- (8) the amendment of the layout plan to show where the additional activities would take place and the access area for children and young persons.**

**LB63. Application for Non Minor Variation to Premises Licence
Bungalow Shop, 239A Grahamsdyke Street, Laurieston**

The Board considered a report 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 variations to the premises licence at the Bungalow Shop, 239A Grahamsdyke Street, Laurieston.

The Board heard from the applicant 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 'off sales' operating hours on Sunday from 1000 until 2000 hours;**
- (2) the addition of recorded music within and outwith core operating hours;**
- (3) the addition of the sale of groceries and national lottery tickets to the list of any other activities;**
- (4) change the layout of the alcohol display area resulting in an increase in capacity; and**
- (5) change the operating plan to show the increase in capacity.**

**LB64. Application for Non Minor Variation to Premises Licence
Union Inn, Portdownie, Lock 16, Falkirk**

The Board considered a report 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 variations to the premises licence at the Union Inn, Portdownie, Lock 16, Falkirk.

The Board heard from the applicant 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) change to the description of the premises as there were no letting bedrooms on the premises;**

- (2) increase the 'on sales' operating hours from 1100 until 2400 hours on Sunday;**
- (3) increase the 'off sales' operating hours from 1100 until 2200 hours on Sunday; and**
- (4) the addition of gaming within core operating hours to the list of approved activities.**

LB65. Personal Licence Application

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

The Board heard from Sergeant Mackenzie, Police Scotland.

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

The Board agreed to an adjournment at 11.00 a.m. and reconvened at 11.15 a.m. with all members present as per the sederunt.

Decision

The Board refused the application for a personal licence on the basis that the applicant was not a fit and proper person to be the holder of such a licence in term of section 74 of the Licensing (Scotland) Act 2005.