

FALKIRK COUNCIL

**Minute of Meeting of the Licensing Board held in the Council Chambers,
Municipal Buildings, Falkirk on Wednesday 21 March 2018 at 9.30 a.m.**

COUNCILLORS:

David Balfour
Lorna Binnie
Robert Bissett
Allyson Black
Provost William Buchanan
James Kerr (Convener)
John McLuckie
John Patrick
Depute Provost Ann Ritchie

OFFICERS:

Alison Barr, Consumer Protection Manager
Arlene Fraser, Committee Services Officer
Colin Moodie, Chief Governance Officer (Clerk)

ALSO ATTENDING:

Thomas Ross, Licensing Standards Officer
PC Hutchison, Police Scotland
PC Trenchard, Police Scotland

LB71. Apologies

No apologies were received.

LB72. Declarations of Interest

No declarations were made.

LB73. Minute

**The minute of meeting of the Licensing Board held on 8 February 2018
was approved.**

LB74. Application for Grant of a Premises Licence – 18 Nisbet Drive, Denny

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

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 application for a premises licence.

LB75. Applications for Non Minor Variations to Premises Licences

The Board considered a report by the Clerk to the Licensing Board providing details of applications made in terms of section 29 of the Licensing (Scotland) Act 2005 for variations to the premises licences as detailed on Appendices 1 and 8 to the report for (1) A & N Brothers, 26 Cadzow Avenue, Bo'ness and (2) Auld Vic, 75 Grahams Road, Falkirk.

The applications had been continued from the last Board meeting to allow members to visit the premises, which took place on 6 March.

A & N Brothers, 26 Cadzow Avenue, Bo'ness

The Board noted that one objection had been submitted.

The objector had been invited to attend but was not in attendance.

The applicant's representative confirmed that he had no issue with the letter of objection being circulated. Accordingly, copies of the objection were circulated to members.

Depute Provost Ritchie left the meeting at this stage.

The applicant's representative was heard in response to the issues raised in the objection and in clarification of questions raised by members.

The Board then heard from the Licensing Standards Officer and PC Hutchison, a representative of the Chief Constable to the issues raised in the objection.

The applicant's representative was heard in respect of the application and in clarification of questions raised by members.

The Board agreed to an adjournment at 10.20 a.m. and reconvened at 10.35 a.m. with all members present as per the sederunt, with the exception of Depute Provost Ritchie.

Decision

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

- (1) increase the approved operating hours to Monday to Sunday 1000 hrs to 2200 hrs;**
- (2) remove the existing seasonal variation;**
- (3) amend the layout plan; and**
- (4) amend the operating plan to reflect the capacity increase in the alcohol display area to 6.83m³.**

Depute Provost Ritchie re-joined the meeting following conclusion of the foregoing item of business.

Auld Vic, 75 Grahams Road, Falkirk

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:-

- (1) increase the approved on-sales operating hours on Sundays from 11.30 a.m. until 12 midnight; and**
- (2) increase the size of the outside drinking area as detailed on the new layout plan.**

The Board agreed to attach the following condition to the current licence, namely:-

That outside drinking be restricted to the area at the rear of the premises, as detailed on the layout plan.

LB76. Alcohol (Minimum Pricing) (Scotland) Act 2012

The Board considered a report by the Clerk to the Board setting out the background to the Alcohol (Minimum Pricing) (Scotland) Act 2012, which will be introduced on 1 May 2018, and the work currently being undertaken by the Licensing Section to facilitate the legislation.

Decision

The Board noted the report.

**LB77. Review of the Statement of Licensing Board Policy
Supplementary Statement of Licensing Board Policy (Festive Trading)**

The Board considered a report by the Clerk to the Board summarising the work undertaken by the licensing sub-group in relation to a draft festive trading policy and seeking approval of the draft, to allow for a 6 week consultation to be undertaken.

Decision

The Board agreed to:-

- (1) note the contents of the report, and**
- (2) approve the proposed supplementary Statement of Licensing Policy in relation to Festive Trading and that a 6 week consultation be undertaken.**