Falkirk Council Licensing Board Functions Report

2019 / 20

Clerk to the Licensing Board

Municipal Buildings West Bridge Street

Falkirk FK1 5RS

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# Introduction – Falkirk Council Licensing Board

* 1. Falkirk Council Licensing Board ("the Board") is the licensing authority for the local government area of Falkirk for the purposes of the Act.
	2. The Board during this period was made up of 8 members, all of whom are elected members of Falkirk Council. At the meeting of the Board on 11th June 2019, a new Convener, Councillor Niall Coleman, and Depute Convener, Councillor Robert Bissett, were elected. While the Board is made up of members elected to Falkirk Council, it is independent of the Council, being a separate legal entity with its own constitution and statutoryprocedures.
	3. A list of members currently sitting on the Board is available on the Council’s website at:

[http://www.falkirk.gov.uk/services/council-democracy/councillors-decision-](http://www.falkirk.gov.uk/services/council-democracy/councillors-decision-making/committees/committee.aspx?committee=132) [making/committees/committee.aspx?committee=132](http://www.falkirk.gov.uk/services/council-democracy/councillors-decision-making/committees/committee.aspx?committee=132)

* 1. Falkirk is situated right at the centre of Scotland and has a growing population of over 160,890, with just under 60,000 people working in the area. This is an increase of 0.3% from 2018 and is the highest ever population. The population is expected to grow yet further to over 168,000 by 2035 making it one of the fastest growing areas in Scotland. The principal town of Falkirk is centrally located and provides the main shopping, service and employment. Separated by a narrow green belt are the urban areas of Larbert/Stenhousemuir, Polmont and Grangemouth. The former two are largely residential in character, while Grangemouth is home to the largest petrochemical complex in Scotland, as well as a major port on the River Forth. In the western reaches of the area lie the settlements of Denny/Dunipace, Bonnybridge and Banknock, while to the east, overlooking the Forth, sits the town of Bo’ness. There are 18 smaller villages scattered across the rural parts of the area. The area has seen a growth in tourism in recent years with visitors’ attractions such as the iconic Kelpies, Helix Park and the Falkirk Wheel.
	2. The Licensing (Scotland) Act 2005 as amended ("the Act") makes provision for regulating the sale of alcohol and for regulating licensed premises and other premises on which alcohol is sold.
	3. Under the Act, Licensing Boards are responsible for consideringapplications for:-
		+ premises licences
		+ occasional licences
		+ provisional licences
		+ temporary licences
		+ personal licences
		+ transfer of premises licences
		+ variation of premises licences
* extensions of licensing hours in respect of:
	+ the sale of alcohol by retail; and
	+ the supply of alcohol in members clubs

# The Licensing Objectives

* 1. The Act sets out the following five licensing objectives (“the licensing objectives”):
* preventing crime and disorder
* securing public safety
* preventing public nuisance
* protecting and improving public health
* protecting children and young persons from harm
	1. The licensing objectives provide a basis for the administration of the licensing regime. They also provide potential reasons for refusal of an application for the grant or variation of a premises licence or an occasional licence. Breach of the licensing objectives may provide grounds for reviewing a premises licence. Conditions attached to a premises licence or an occasional licence may be based on any one or more of the licensing objectives.
	2. In exercising its functions under the Act, the Board are required to have regard to the licensing objectives as well as the statutory Section 142 guidance and their Statement of Licensing Policy.

# Annual Functions Report

* 1. Between 1 April 2019 and 31 March 2020, the Board met on 6 occasions to determine applications. The scheduled meeting for 25 March 2020 was cancelled due to the covid-19 lockdown. Appendix 1 is the annual liquor licensing statistics report to the Scottish Government for the period 2019/20 which gives the number of certain types of applications determined by both at Board meetings and under delegated powers. It also details the number and outcomes of reviews that were submitted. The dates and minutes of the meetings are available on the Council’s website:

[**http://www.falkirk.gov.uk/coins/calendar.asp**](http://www.falkirk.gov.uk/coins/calendar.asp)

* 1. Applications before the Board were dealt with in an open and transparent manner in accordance with licensing legislation and its statement of licensing

policy.

* 1. Information and assistance is made available to persons wishing to apply for a licence, make representations or lodge objections or a review. Application forms are available to be downloaded from the Council’s website as well as guidance notes, legislation and statutory reports. The office is open to the public Monday to Friday 9am to 12 noon. No appointment is necessary. Special provision can be made if these times are unsuitable.
	2. During this period, the service launched a Facebook page to post updates on changes to legislation, policy changes, etc. This is an additional source of advice and guidance to that is which is available on the licensing pages of the Falkirk Council website.
	3. For those attending a meeting of the Licensing Board, a helpful guide and “who’s who” is available on the web site:

[http://www.falkirk.gov.uk/services/law-licensing/licensing/alcohol/licensing-](http://www.falkirk.gov.uk/services/law-licensing/licensing/alcohol/licensing-board/docs/licensing-board/Guide%20to%20attending%20a%20licensing%20board%20meeting.pdf?v=201901071346) [board/docs/licensing-](http://www.falkirk.gov.uk/services/law-licensing/licensing/alcohol/licensing-board/docs/licensing-board/Guide%20to%20attending%20a%20licensing%20board%20meeting.pdf?v=201901071346) [board/Guide%20to%20attending%20a%20licensing%20board%20meeting.pdf?v](http://www.falkirk.gov.uk/services/law-licensing/licensing/alcohol/licensing-board/docs/licensing-board/Guide%20to%20attending%20a%20licensing%20board%20meeting.pdf?v=201901071346)

[=201901071346](http://www.falkirk.gov.uk/services/law-licensing/licensing/alcohol/licensing-board/docs/licensing-board/Guide%20to%20attending%20a%20licensing%20board%20meeting.pdf?v=201901071346)

* 1. At their meetings, the Board attempted to make the process as informal as possible and consistent with the carrying out of the Board's quasi-judicial function. The Board always attempts to follow best practice in enforcement including adoption of standards, which, will in its actions, be proportionate, accountable, consistent, transparent and targeted.
	2. Reports to the Board are written, as far as possible, in Plain English.
	3. The policy position of carrying out site visits to premises for all new and provisional premises licence applications and those non-minor variations that are seeking changes to children and young person access or have objections has worked well and provides consistency to the application process.

[http://www.falkirk.gov.uk/services/law-licensing/licensing/alcohol/docs/statement-](http://www.falkirk.gov.uk/services/law-licensing/licensing/alcohol/docs/statement-policy/Statement%20of%20Licensing%20Policy%20%28December%202018%29.pdf?v=201901101407) [policy/Statement%20of%20Licensing%20Policy%20(December%202018).pdf?v](http://www.falkirk.gov.uk/services/law-licensing/licensing/alcohol/docs/statement-policy/Statement%20of%20Licensing%20Policy%20%28December%202018%29.pdf?v=201901101407)

[=201901101407](http://www.falkirk.gov.uk/services/law-licensing/licensing/alcohol/docs/statement-policy/Statement%20of%20Licensing%20Policy%20%28December%202018%29.pdf?v=201901101407)

# Decisions of the Board 2019/20

* 1. The Board is required to determine applications for new and provisional premises licences and those variations that do not fall within the definition of “minor” variation. In addition, the Board determines applications for occasional licences, transfers, extended hours and personal licences to which objections or representations have been made and reviews of premises and personal licences.
	2. Each application is determined on its own merits and the Board looks to its statement of licensing policy and the five licensing objectives to underpin their decision-making. Most objections and representations are submitted by Police

Scotland and neighbouring properties/local residents. As reported in the previous reports, only on one occasion since the commencement of the Act in September 2009 has the local Health Board such a submission. This position remains unchanged.

* 1. During the period 1 April 2019 to 31 March 2020, the Board determined applications for **5 new premises licences, 1 provisional premises licence, 1 temporary premises licence**, **25 non-minor variations**, **4 occasional licences**, **3 extended hours**, **5 new personal licences, 1 personal licence renewal, 1 report of conduct inconsistent with the licensing objectives** and **2 premises licence reviews.**

The table below shows the total number of licences in force on 31 March 2020:

|  |  |
| --- | --- |
| **Type Of Licence** | **Number** |
| Premises Licence | 338 |
| Personal Licences | 1278 |

* 1. In relation to the applications for **new premises licences (including provisional applications)** and **non-minor variations**, 2 representations were received from Police Scotland and 7 objections, 2 representations and 1 letter of support were received from local residents. These were received in relation to 5 of the applications and were mainly based on concerns in relation to perceived noise nuisance, anti-social behavior, under-age drinking and the location of the premises. The Board visited all of the premises whose applications has been objected to. All applications were granted. The Board imposed specific conditions on 6 applications (1 new premises licence and 5 non-minor variations) and details of the conditions are in the relevant paragraph to the application below.
	2. A Licensing Standards Officer contacts all those who submit an objection or representation to discuss their concerns. It continues to be the case that in many cases, there is a lack of understanding in relation to what was being applied for and that objections were being made based on an assumption of what might happen.
	3. During the period, the Board continued with its policy of visiting all premises that had applied for a new or provisional premises licence in addition to those premises that sought to vary their licence in relation to access for children and young persons or which had been objected to. During site visits, the Board is particularly mindful of the licensing objective of protecting children and young person from harm since their policy position has moved away from being very prescriptive. In addition, the Board actively seeks information from sources such as the Licensing Standards Officers and Police Scotland when assessing such matters.
	4. Details of the applications are below. All other applications were dealt with under delegated powers.

New Premises Licences

*Earlsgate Distribution Depot (Off Sales) -* this application was to enable employees of the whiskey company to purchase alcohol. Sales are not made to the general public. No objections or representations were made to the application which was granted by the Board. No specific conditions were put on the licence.

*B&M Stores (Off Sales) -* this application was for a large store which is part of a national chain. Two objections were made to the applications from neighboring properties which was granted by the Board. No specific conditions were put on the licence.

*Cafe at Canada Wood (On and Off Sales) -* . this application was for a semi-rural log cabin which primarily operates as a café providing lunches, drinks and light snacks for walkers and cyclists as well as locals. No objections or representations were made to the application which was granted by the Board. No specific conditions were put on the licence.

*Carronbridge Inn (On and Off Sales) -* these premises had previously been licensed under the 2005 Act by the tenant of the property. When the tenancy ended, the tenant surrendered the licence. This application was made by the owner of the premises. Three representations were made to the application (two raising concerns and one in support) by local residents. The application was granted by the Board.

No specific conditions were put on the licence.

*Elphinstone Inn (On and Off Sales) -* these premises had previously been licensed under the 2005 Act but the licence had been surrendered by the previous licenceholder. Two objections were made to the application from neighbours who had encountered noise and anti-social behavior issues when the premises had been licensed previously. The application was granted by the Board and the following specific conditions was put on the licence:

“Live music to end at least 30 minutes before the terminal hour”. Provisional Premises Licences

*Taste (On Sales)* - these premises had not previously been licensed under the 2005 Act. There were no objections or representations and the application was granted at the October 2019 meeting and confirmed in February 2020. There are no specific conditions on the licence.

Temporary Premises Licences

The Board also granted an application for a temporary premises licence. This was the first occasion under the 2005 Act and was in relation to the demolition of and rebuild of a Scotmid store in Bo’ness. The temporary licence was granted for a portacabin that was used to trade form whilst the works were being carried out. The licence for the old store that was demolished was surrendered.

The Board did not refuse any of the applications for premises licences. Non-Minor Variations to Premises Licences

This type of application requires to be determined by the Licensing Board. 25 applications for non-minor variations received during 2019/20 were determined by the Board; 19 of which had no objections or representations submitted and were granted with no specific conditions These premises are:

|  |  |  |
| --- | --- | --- |
| Sandher Off Licence | Polmont Convenience Store | Park Hotel |
| Iceland (Falkirk) | Iceland (Grangemouth) | Iceland (Denny) |
| Lodge Polmont | Canalside Pub & Grill | Asim Stores |
| SLM News | Royal Hotel | Scotia Bar |
| Pro Bowl | Blackness Inn | Maddiston Mini |
| Market |  |  |
| Leapark Hotel | Laings | Wellington Bar |
| Brightons Inn |  |  |

***Larbert Bowling Club (On Sales)*** - This application attracted three objections from local residents who were concerned about noise and the lack of parking at the premises. The application was granted by the Board and no specific conditions were put on the licence

***Temple (On Sales)*** *–* these nightclub premises applied for a number of variations to their licence including to allow access for children and young persons. The licenceholder wanted to increase the use of the premises during the daytime and planned to use it as a multifunctional space for use by community groups, exercise classes and events aimed specifically at children and young persons. Police Scotland lodged a representation to the application. A site visit was undertaken. At the subsequent meeting of the Board, Members expressed some concerns in relation to the suitability of the premises for children and young persons and continued consideration of the application to a future meeting to allow works to be undertaken in the premises. Members also agreed to undertake a further inspection of the premises once the modifications had been completed. This they did and the application was granted by the Board and the following specific conditions applied:

“that no alcohol will be sold at events which are aimed at children eg Big Fish, Little Fish, or children’s entertainment, and

That all reasonable steps will be taken to avoid any obvious promotion of alcohol during these events”.

***Behind the Wall (On and Off Sales)*** *–* these large town centre premises applied for a number of variations to their licence including to vary the allow access for children and young persons. No objections or representations were received. A site visit was undertaken to assess what was proposed in terms of the licensing objective of protecting children and young persons. At the subsequent meeting of the Board, the application was granted by the Board and the following specific conditions applied:

“Persons aged 18 years and over attending age appropriate ticket evens will be provided with wrist bands to identify them as such and to ensure that no alcohol is purchased by or supplied to young persons

Toddlers/ small children when accessing the soft play area, must be accompanied by a supervising adult who must remain in the dining area adjacent to the soft play area at all times when the toddler(s) or small child(ren) are accessing it.

Food and drink orders from unaccompanied children and young persons will be exclusively table service”.

***Star Inn (On and off Sales)*** *–* these premises were the subject of a premises licence review earlier in 2019 details of which are in paragraph 7 of this report. No objections or representations were made to the application. The application was granted by the Board and the specific condition applied to the licence at the review hearing was amended to:

“There must be no live amplified music except on Fridays and Saturdays until 10.30 pm and on Sundays until 7.30 pm between 19 December 2019 and 23 June 2020”.

***189 Bar (On and Off Sales)*** *-* these premises sought a number of variations to their licence including to vary the allow access for children and young persons and to commence the sale of alcohol on a Sunday morning from 9am. The sale of alcohol commenced at 9am on a Saturday morning these hours being granted during the transition from the Licensing (Scotland) Act 1976. The premises frequently host football supports buses travelling from the north of Scotland to matches in Glasgow. Police Scotland lodged a representation to the application. A site visit was undertaken by the Board. After discussion at the Board meeting, the applicant agreed to amend their application for the hours on a Sunday morning to commence at 10am. The application was granted and the following specific condition was put on the licence:

“meals will be available to patrons at weekends from the start of the on sales core hours”.

***Keystore, Shieldhill*** *(Off Sales) -* these premises sought the addition of home deliveries of alcohol to their licence. No objections or representations were received. The application was granted by the Board and the following specific condition was applied:

“All drivers undertaking delivery of alcohol must undergo the 2 hour mandatory training”.

Transfers of Premises Licences

29 applications to transfer premises licences were received during the period 2019/20. All were granted under delegated powers.

Occasional Licences

As detailed in paragraph 4.3, the Board considered 4 applications for an **occasional licence** during this period. Objections had been to 3 of them from local residents and the fourth was outwith policy. All the applications were granted as follows:

***Brian Clark Memorial Hall, Camelon*** *–* this application was for a darts competition. The Board granted the licence and the applicant’s agent gave an undertaking that

there would be no live or recorded music played during the event to address the objectors concerns about noise nuisance.

***The Parsonage*** *–* two applications were submitted for wedding receptions. The Board granted both licences with an additional condition aimed to address the objectors concerns in relation to noise nuisance, this being:

“The doors of the marquee would remain closed for the duration of the occasional licence”

Furthermore, the Board asked the applicant to give the following undertakings to address the objectors concerns about noise and the safety of guests leaving the premises:

“that additional external lighting would be installed at the entrance to the driveway of the premises,

To check the noise limiter currently in use to ensure that it’s in good working order, and

to review the current policies in relation to noise control measures and to liaise with Falkirk Council’s Noise team in relation to addressing recent noise complaints”.

***North Broomage Social Club*** *-* this application was for the annual Hogmanay dance. The premises are a members club and therefore requires to apply for an occasional licence when it’s functions are open to non-members as in this case. The hours sought were outwith policy and therefore the application had to be determined by the Board. The application was granted with no additional conditions or undertakings.

The table below shows the analysis of the types of applicant for occasional licences that were granted (by the Board or under delegated powers) during the period 2019/20.

|  |  |
| --- | --- |
| **Applicant Type** | **Number** |
| Club | 74 |
| Premises Licenceholder | 75 |
| Personal Licenceholder | 261 |
| Voluntary Organisation | 54 |

Appendix 2 gives details of these applications by type of applicant, venue and event.

The following table details the venues for which the most occasional licences were applied for:

**No Of Occasional Licences Applied for**

**Venue**

|  |  |
| --- | --- |
| Brian Clark Memorial Hall | 57 |
| The Parsonage | 41 |
| Dobbie Hall | 38 |
| Camelon Juniors Pavilion | 27 |
| Champany Inn & Cellars\* | 26 |
| Grangemouth Town Hall | 22 |
| Bo’ness United FC Cabin | 20 |

(\*denotes Premises Licence being applied for)

All other premises used for an event covered by an occasional licence had fewer than 20 granted during this period. There were 70 different venues across the area and the types of events included birthday parties, wedding receptions, match day hospitality, Burns Suppers, harness racing and the Scottish performance show.

The number of occasional licence applications continues to be high, unfortunately the revenue for this workstream is inversely proportional to the number of applications. It is hoped that the conclusion of the review of licensing fees by the Scottish Government will be concluded during the next financial year to address this anomaly.

No of Occasional licences in the last 4 years

700

600

500

400

300

200

100

0

20016/17

2017/18

2018/19

2019/20

Extended Hours Applications

The Board determined 3 applications for extended hours; 2 of which related to the Festive Period:

***Grangemouth Rugby Club*** - the premises sought additional hours from 9am to 11am to allow alcohol to be sold whilst members watched the semifinals and final of the Rugby World Cup. The premises core hours commence at 11am. The application was granted with an undertaking that breakfast would be provided during the extended hours.

***Behind the Wall*** – the premises sought additional hours from 12 midnight to 1am on a Sunday and a Monday during the Festive Period. The Board had not granted a general extension of hours on either of these dates so the hours applied for were outwith policy. The events taking place on these evenings were a festive live music night (Sunday) and festive dine, dance and DJ (Monday). The application was granted on a division for both events.

***City Nightclub -*** the premises sought additional hours from 2am to 3am on three evenings during the Festive Period. The Board had not granted a general extension of hours on either of these dates so the hours applied for were outwith policy. The events taking place on these evenings were a festive party night (private event) and festive trading on two Sundays. The application was granted on a division for all three events with one being on a division.

There has been a huge decrease in the number of this type of application determined by the Board since the change of policy in relation to festive trading first introduced in the Supplementary Statement of Licensing Policy approved by the Board in June 2018 which was incorporated into the new Statement of Licensing Policy approved by the Board in December 2018.

New Personal Licences

On the 31 March 2020, 1278 personal licence were in force. A total of 362 applications for new personal licences were received, 357 of which were granted under delegated powers.

In the course of Board business, applications for **Personal Licences** are also heard where a notice of conviction(s) and a recommendation for refusal has been submitted by the Chief Constable. During this period, there were

5 such applications. The Chief Constable submitted objections on the grounds that the applicants had been convicted of relevant offence(s). The Board granted 4 of the applications following a hearing in which the circumstances of the convictions were explored within the context of the licensing objectives. The other application was refused by the Board on the grounds that the applicant was not a fit and proper person to be the holder of such a licence having regard to the licensing objectives with particular reference to those of preventing crime and disorder and preventing public nuisance.

Renewal of Personal Licences

The Board also determined an application for the renewal of a personal licence where the Chief Constable had submitted a notice of conviction(s). There was no recommendation for refusal. The applicant had failed to notify the Board of his conviction during the tenure of his licence as required by the Act and also failed to declare it on his application to renew his licence. The Board, after hearing from the representative of the Chief Constable and the Licensing Standard Officer, granted the licence.

Personal Licence Revocations

Section 87 of the Licensing (Scotland) 2005 Act provides that if a personal licenceholder fails to comply with the duty to undertake training and notify the appropriate Licensing Board within the statutory timescale, then the issuing Board *must* revoke the licence. The original provision was that the applicant cannot apply for another personal licence for a period of five years; however this has now been amended by the Air Weapons & Licensing Act 2015 which allows an application to be lodged for a new personal licence by a person whose licence has been revoked.

It is important to note that this relaxation only applies where the licence has been revoked for failure to comply with Section 87.

81 personal licences were revoked during 2019/20, the revocations all being as a result of licenceholders failing to comply with the requirements of mandatory refresher training.

# Licensing Board Training

* 1. As stated at the beginning of this report, during this period the Licensing Board comprises 8 members who were elected in the local elections in May 2017. 5 members have served previously on the Licensing Board, although 1 subsequently resigned and was replaced by a new member. As required by the Act, all members received training, provided by from Alcohol Focus Scotland, and passed the exam.
	2. The Board recognises the need for continuous development of understanding and awareness of licensing law and practices, as well as wider issues. This is essential to making informed licensing decisions. With this in mind, Board members are asked to undertake on-line training in relation to equality legislation and data protection and information security and are regularly updated by officers and partners in relation to changes in legislation and other relevant matters.

# Licensing Forum

* 1. The role of Licensing Forum is to keep under review the operation of the Licensing Act in the Falkirk area and to give advice and make recommendations to the Board in relation to those matters as the Forum considers appropriate. The Forum is the community's voice on alcohol licensing issues and the Board welcomes the views that all the members bring.
	2. The composition of the Forum is statutory and whilst it has always attracted nominations from members of the trade and the public, there has been little interest shown by young persons and there has previously been no young person on the Forum. As reported previously, the Board was pleased to see that a member of the Scottish Youth Parliament is a member of the current Forum. Unfortunately, during 2019/20, the representative has not attended any of the meetings.
	3. There are currently 18 members of the Forum which is an increase of 3 from the previous Forum.
	4. Information on the role of the Forum is available to the public on the Falkirk website:

[http://www.falkirk.gov.uk/services/law-licensing/licensing/alcohol/licensing-](http://www.falkirk.gov.uk/services/law-licensing/licensing/alcohol/licensing-board/licensing-forum.aspx) [board/licensing-forum.aspx](http://www.falkirk.gov.uk/services/law-licensing/licensing/alcohol/licensing-board/licensing-forum.aspx)

Information on the dates, times and venue of their meetings can be accessed via the above link. The Falkirk Licensing Forum meets quarterly and up to now has always been held at the council headquarters in Falkirk alternating meeting times between the afternoon and evening. As reported previously, discussions had taken place in

relation to holding the meetings in venues across the area to raise the profile of the Forum, however, this still has not yet to be actioned.

* 1. The attendance at Forum meetings has improved slightly with just 2 of the 5 meetings held during 2019/20 have been inquorate. Since the last recruitment of Forum members in 2017, 5 members have resigned. Following these resignations it has become increasingly difficult for meeting of the Forum to be quorate. The quorum is one half of the membership. The Forum requested that consideration be given to reducing its membership from 18 to 14 members; and to recruit a person who has an interest and experience in education . This will be actioned during 2020/21.
	2. Although not a member of the Forum, the manager of the Licensing Team attends the meetings to advise the Forum of any emerging issues in the area, changes in legislation, consultations etc. Board members are also invited to attend.
	3. The Act states that the Licensing Board and Licensing Forum must meet annually, although there is nothing stopping them from meeting more often. A joint meeting was held on 2 May 2019 and the minute is attached as Appendix 3. A further joint meeting was due to be held on 25 March 2020, however this was cancelled due to the coronavirus pandemic. This has been rescheduled for 29 October 2020 and the minute of that meeting will be an appendix to the Statutory Functions Report 2020/21.

# Reviews

Premises Licence Reviews

* 1. Any person may apply to the Licensing Board for a review of a premises licence. Grounds for review are that one or more of the conditions on the licence have been breached or for any other ground relevant to the licensing objectives. Where an application for a review is submitted, a hearing must be held. The majority of such applications have previously been submitted by Police Scotland with other applications received from the Licensing Standards Officer, the Border Agency and local residents.
	2. During the period 1st April 2019 to 31st March 2020 there were 2 premises licence reviews brought before the Board. The first was submitted by the Chief Constable for the Costcutter Store in Grangemouth and related to the sale of alcohol outwith licensed hours. The Board was satisfied, having heard submissions from all parties, that grounds for review were established relevant to the licensing objectives of preventing crime and disorder, preventing public nuisance and protecting and improving public health. The Board agreed to suspend the premises licence for a period of 12 weeks. In addition, the Board made a finding in terms of section 84 of the Act in relation to the personal licence of the premises licenceholder and Designated Premises Manager, being the same person and his personal licence was endorsed. The Board considered his conduct was inconsistent with the licensing objectives.
	3. The second request for review was submitted by the neighbour of a licensed premises that operated as a public house in relation to frequent noise nuisance

from the premises. After hearing from the parties, the Board found that grounds for review had been established relative to the licensing objective of preventing public nuisance. The Board agreed to make a variation to the premises licence which it considered necessary or appropriate for the purposes of the aforementioned licensing objective. The variation was to add a condition to the licence as follows:

“No live amplified music will be permitted except between 5pm and 8pm on Fridays and Saturdays between 21 August 2019 and 18 December 2019”.

In addition, the Board did not make a finding under Section 84 of the Licensing (Scotland) Act 2005 in relation to the personal licence held by the Designated Premises Manager of the premises.

Personal Licence Reviews - Notification of Conviction

* 1. During 2019/20, the Board considered 2 personal licences where it had been made aware of relevant convictions. In both cases, it was the Chief Constable that made the Board aware. Hearings were held and the decisions of the Board were as follows:

|  |  |
| --- | --- |
| Nature of Conviction | Disposal |
| Sexual Offences (Scotland) Act 2009 (Rape) | Revoked |
| Licensing (Scotland) Act 2005 Section 63(1) | No further action\* |

\* it should be noted that the personal licence had previously been endorsed by the Board in relation to the same matter.

# Conclusion

* 1. As can be seen from the information in this report, this has been another busy and challenging year for the Board. The Board members have continued to work well together making all decisions in a transparent and collegiate manner under the guidance of the Clerk to the Board and the new Convener and new Depute Convener. The end of this period saw the emergence of the covid-19 pandemic which will impact on the work of the Board and the licensed trade in the months to come.

**Liquor Licensing Statistics for Year 2019-20 (Period 01/04/2019 to 31/03/2020)**

|  |
| --- |
| **Local Authority - Falkirk** |
| **Premises Licence Statistics** |

|  |  |
| --- | --- |
| **Licences in Force on 31 March 2020 *(this should equal total of* a+b+c)** | **338.00** |
| (a) on license only | 117.00 |
| (b) off license only | 132.00 |
| (c) both | 89.00 |
| Aoolications received durina 2019-20 |  |
| (a) on sale | 2.00 |
| (b) off sale | 5.00 |
| (c) both | 3.00 |
| Aoolications refused during 2019-20 under section 23 | 0.00 |
| Aoolications granted during 2019-20 under section 23 | 7.00 |
| Applications for review of premises licence during 2019-20 under S36 & S37 resulting in:-  |  |
| (a) written warnina | 0.00 |
| (b) variation | 1.00 |
| (c) susoension | 1.00 |
| (d) revocation | 0.00 |
| *(* e) no action | 0.00 |

|  |
| --- |
| **Occasional Licence Statistics** |

|  |  |
| --- | --- |
| **Number of Occasional Licences granted during 2019-20** | **528.00** |

|  |  |
| --- | --- |
| **Personal Licence Statistics** |  |

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| **Personal Licences in Force on 31 March 2020** | **1278.00** |
| Applications during 2019-20 under section 72:- |  |
| (a) refused | 1.00 |
| (b) granted | 361.00 |
| Proceedings taken during 2019-20 under section 83 (notice of conviction) resultina in:- |  |
| (a) endorsement | 0.00 |
| (b) susoension | 0.00 |
| (c) revocation  | 1.00 |
| (d) no action | 0.00 |
| Proceedings taken during 2019-20 under section 84 (conduct inconsistent with licensing objectives) resulting in:- |  |
| (a) endorsement  | 1.00 |
| (b) suspension | 0.00 |
| (c) revocation | 0.00 |
| (d) no action | 0.00 |
| Proceedings during 2019-20 under section 86 (multiple endorsements) resultina in:- |  |
| (a) endorsement | 0.00 |
| (b) suspension | 0.00 |
| (c) revocation | 0.00 |
| (d) no action | 0.00 |
| **Revocations of personal licences during 2019-20 under section 87(3) (failure to****orovide evidence of havina undertaken refresher trainina)** | 81.00 |

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| **Staff employed at 31 March 2020** |

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| Number (full-time eauivalent) of licensing standards officers employed | 2.00 |

Occasional Licences Granted by type of Applicant:

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| --- | --- | --- |
| Applicant Details | Venue | Reason |
| MEMBERS CLUBS |  |  |
| Adrian Bowing Club | Adrian Bowling Club | csa quiz night |
| Adrian Bowling Club | adrian bowing Club | Race night for Gairdoch boys fc |
| Allandale Bowling Club | Allandale Bowling Club | Sportsman's Brunch |
| Allandale Bowling Club | Allandale Bowling Club | Try Bowls Open Day |
| Bainsford Bowling Club | Bainsford Bowling Club | Silver Wedding |
| Bainsford Bowling Club | Bainsford Bowling Club | 25th birthday |
| Bainsford Bowling Club | Bainsford Bowling Club | wedding reception |
| Bainsford Bowling Club | Bainsford Bowling Club | 40th birthday party |
| Bainsford Bowling Club | Bainsford Bowling Club | 30th birthday party |
| Bainsford Bowling Club | Bainsford Bowling Club | 60th birthday |
| Bainsford Bowling Club | Bainsford Bowling Club | 30th Birthday Party |
| Bainsford Bowling Club | Bainsford Bowling Club | 21st Birthday Party |
| Bainsford Bowling Club | Bainsford Bowling Club |  |
| Bainsford Bowling Club | Bainsford Bowling Club | 40th Birthday Party |
| Bainsford Bowling Club | Bainsford Bowling Club | Fundraiser |
| Bainsford Bowling Club | Bainsford Bowling Club | 30th birthday party |
| Blackness Boat Club | Blackness Boat Club | Hospitality for Linlithgow Marches |
| Bo'ness Chemical Workers | Bo'ness Chemical worker | 40th Birthday Party |
| Bonnybridge Bowling Club | Bonnybridge Bowling Club | Retirement Party |
| Bonnybridge Bowling Club | Bonnybridge Bowling Club | 60th Birthday Party |
| Bonnybridge Bowling Club | Bonnybridge Bowling Club | Wedding Celebration |
| Bonnybridge Bowling Club | Bonnybridge Bowling Club | 50th birthday party |
| Bonnybridge Bowling Club | Bonnybridge Bowling Club | St andrews Night |
| Burnhead Bowling Club | Burnhead Bowling Club | Family Reunion |
| Burnhead Bowling Club | Burnhead Bowling Club | Retirement/ 65th Birthday Party |
| Douglas Lodge | Douglas Lodge | 80th Birthday party |

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| Douglas Lodge | Douglas Lodge | Wedding Party |
| Douglas Lodge | Douglas Lodge | 30th birthday party |
| Douglas Lodge | Douglas Lodge | Bo'ness Fair Day |
| Falkirk Indoor Bowling Club | Falkirk Indoor Bowling Club | tri nations bowls |
| Falkirk Rugby Club | Grangemouth Town hall | sportsmans dinner |
| Falkirk Rugby Club | Falkirk Rugby Club | Annual Beer Festival |
| Falkirk Rugby Club | Falkirk Rugby Club | Annual Lycan Motor Bikers Rally |
| Grangemouth Bowling Club | Grangemouth Bowling | Funeral Tea |
| Grangemouth Bowling Club | Grangemouth Bowling Club | 50th Birthday Party |
| Grangemouth Bowling Club | Grangemouth Bowling Club | Gala Day Party |
| Grangemouth Railway Club | Grangemouth railway Club | 30th birthday party |
| Grangemouth Railway Club | Grangemouth railway Club | Retirement doo |
| Grangemouth Railway Club | Grangemouth railway Club | St andrews Night |
| Grangemouth Railway Club | Grangemouth railway Club | xmas super |
| Grangemouth Railway Club | Grangemouth Railway Club | Valentines Dance |
| Grangemouth Rugby Club | Grangemouth Rugby Club | Wedding Party |
| Grangemouth Rugby Club | Grangemouth Rugby Club | Hen Party |
| Kinneil Bowling Club | Kinneil Bowling Club | Fundraising Event |
| Kinneil Bowling Club | Kinneil Bowling Club | Fundraising Event |
| Lodge Dolphin Masonic Club | Lodge Dolphin | Charity fundraiser for Strathcarron |
| Lodge Dolphin Masonic Club | Lodge Dolphin | Charity Dance |
| Lodge Dolphin Masonic Club | Lodge Dolphin Masonic Club | Physic Night |
| Lodge Dolphin Masonic Club | Lodge Dolphin Masonic Club | Engagement Party |
| Lodge Dolphin Masonic Club | Lodge Dolphin Masonic Club | Charity dance |
| Lodge Dolphin Masonic Club | Lodge Dolphin Masonic Club | 21st birthday party |
| Lodge Dolphin Masonic Club | Lodge Dolphin Masonic | Graduation Party |
| Lodge Dolphin Masonic Club | Lodge Dolphin Masonic | 21st Family Party |
| Lodge Dolphin Masonic Club | Lodge Dolphin Masonic | Charity Night |
| Lodge Dolphin Masonic Club | Lodge Dolphin Masonic | Charity Night |

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| Lodge Dolphin Masonic Club | Lodge Dolphin Masonic | 50th Family Party |
| Lodge St John | Lodge st john | burns supper |
| Lodge Zetland | Grangemouth Town hall | 275th Anniversary |
| North Broomage Social Club | North broomage | Hogmanay Party night |
| North Broomage Social Club | North broomage Social Club | 30th Birthday Party |
| Polmont Bowling Club | polmont Bowling Club | 60th Birthday Party |
| Polmont Bowling Club | Polmont Bowling Club | 50th birthday party |
| Polmont Bowling Club | Polmont Bowling Club | Charity Cabaret |
| Polmont Bowling Club | Polmont Bowling Club | Dance |
| Polmont Bowling Club | Polmont Bowling Club | Dance |
| Polmont Bowling Club | Polmont Bowling Club | Dinner Dance |
| Polmont Bowling Club | Polmont Bowling Club | Dinner Dance |
| Redding & Westquater Unity Club | Redding & Westquater Unity Club | Speakers Night |
| Slamannan Bowling Club | Slamannan Bowling Club | 80th Birthday |
| Stenhousemuir Cricket Club | Stenhousemuir Cricket Club | Prize Giving Evening |
| Stenhousemuir Cricket Club | Stenhousemuir Cricket Club | Teacher Summer Break up |
| Stenhousemuir Cricket Club | Stenhousemuir Cricket Club | Fundraising Event |
| Stenhousemuir Cricket Club | Stenhousemuir Cricket Club | 50th birthday party |
| Stenhousemuir Cricket Club | Stenhousemuir Cricket Club | christening part |

 **PERSONAL LICENCEHOLDER:**

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| Alan Miller | st francis xavier | wedding anniversary party |
| Alan Miller | dobbie hall | Dance Show |
| Alastair Gourlay | Easter greenhill farm | 21st birthday |
| Allan Morrison | Camelon Juniors Pavilion | Hospitality for sponsors |
| Allan Morrison | Camelon Juniors Pavilion | Hospitality for sponsors |
| Allan Morrison | Camelon Juniors Pavilion | Hospitality for sponsors |
| Allan Morrison | Camelon Juniors Pavilion | hospitality for sponsors |

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| Allan Morrison | Camelon Juniors Pavilion | Hospitality |
| Allan Morrison | Camelon Juniors Pavilion | Hospitality |
| Allan Morrison | Camelon Juniors Pavilion | Hospitality |
| Allan Morrison | Camelon Juniors Pavilion | match day hospitality |
| Allan Morrison | Camelon Juniors Pavilion | match day hospitality |
| Allan Morrison | Camelon Juniors Pavilion | match day hospitality |
| Allan Morrison | Camelon Juniors Pavilion | match day hospitality |
| Allan Morrison | Camelon Juniors Pavilion | hospitality |
| Allan Morrison | Camelon Juniors Pavilion | Hospitality |
| Allan Morrison | Camelon Juniors Pavilion | Hospitality |
| Allan Morrison | Camelon Juniors Pavilion | Hospitality |
| Allan Morrison | Camelon Juniors Pavilion | Hospitality |
| Allan Morrison | Camelon Juniors Pavilion | Hospitality |
| Allan Morrison | Camelon Juniors Pavilion | Hospitality |
| Allan Morrison | Camelon Juniors Pavilion | Hospitality |
| Allan Morrison | Camelon Juniors Pavilion | Hospitality |
| Allan Morrison | Camelon Juniors Pavilion | Hospitality |
| Allan Morrison | Camelon Juniors Pavilion | Hospitality |
| Allan Morrison | Camelon Juniors Pavilion | Hospitality |
| Allan Morrison | Camelon Juniors Pavilion | Hospitality |
| Allan Morrison | Camelon Juniors Pavilion | Hospitality |
| Allan Morrison | Camelon Juniors Pavilion | Hospitality |
| Allison Ross | Falkirk Community Stand | Disco Night |
| Andrew McKay | Crypt Hall | 50th Birthday Party |
| Andrew McKay | Crypt Hall | 60th Birthday Party |
| Andrew McKay | Crypt Hall | Engagement Party |
| Andrew McKay | Crypt Hall | 25 year dance school party |
| Andrew McKay | Crypt Hall | 60th birthday |
| Andrew McKay | Crypt Hall | 60 birthday party |

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| Andrew McKay | Crypt Hall | 70th birthday party |
| Andrew McKay | Crypt Hall | 60th Birthday Party |
| Andrew McKay | Crypt Hall | Fundraising Event |
| Andrew McKay | Crypt Hall | P.T.A. Fundraising Family Nite |
| Arlene Hunter | Shieldhill Welfare Hall | Fundraising Event |
| Cam Mccann | Maggies Forth Valley Hospital | Christmas-themed table - Gin tasting and off sales |
| Camelon Labour Party | Marquee | hospitality for Funeral Tea |
| Christopher Mullin | Falkirk High street | Falkirk Farmers market |
| Christopher Mullin | Falkirk High street | Falkirk Farmers market |
| Christopher Mullin | Falkirk High street | Falkirk Farmers market |
| Christopher Mullin | Falkirk High street | Falkirk Farmers market |
| Christopher Veitch | Bo'ness United Football Club cabin | hospitality |
| Christopher Veitch | Bo'ness united | hospitality |
| Christopher Veitch | Bo'ness United Football Club cabin | Hospitality |
| Christopher Veitch | Bo'ness United Football Club cabin | hospitality for supporters |
| Christopher Veitch | Bo'ness United Football Club cabin | hospitality for supporters |
| Christopher Veitch | Bo'ness United Football Club cabin | hospitality for supporters |
| Christopher Veitch | Bo'ness United Football Club cabin | hospitality for supporters |
| Claire Louise Gosling | Bowhouse Community Hall | Football Club awards |
| Colin Lockhart-Fleming | Kinneil Grounds | Scottish Performance show |
| Daughters of the Reformation | Thornhill Community Hall | Fundraising Event |
| Dawn Hogg | Laurieston Community Centre | Fundraising Disco |
| Dawn Hogg | Lauriston Community centre | Fundraising Event |
| Dawn Hogg | Lauriestion Communtiy Centre | Fundraising Disco |
| Dawn Hogg | Bo'ness Town Hall | Wedding and reception |
| Dawn Hogg | Thornhill Community Hall | Fundraising Event |
| Elizabeth Anne Davidson | Champany Inn & Cellars | Sale of alcohol |
| Elizabeth Anne Davidson | Champany Inn & Cellars | Sale of alcohol |
| Elizabeth Anne Davidson | Champany Inn & Cellars | Sale of alcohol |

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| Elizabeth Anne Davidson | Champany Inn & Cellars | Sale of alcohol |
| Elizabeth Anne Davidson | Champany Inn & Cellars | Sale of alcohol |
| Elizabeth Anne Davidson | Champany Inn & Cellars | Sale of alcohol |
| Elizabeth Anne Davidson | Champany Inn & Cellars | The sale of Alcohol for on & Off |
| Elizabeth Anne Davidson | Champany Inn & Cellars | The sale of Alcohol for on & Off |
| Elizabeth Anne Davidson | Champany Inn & Cellars | The sale of Alcohol for on & Off |
| Elizabeth Anne Davidson | Champany Inn & Cellars | on sale and off sale |
| Elizabeth Anne Davidson | Champany Inn & Cellars | on sale and off sale |
| Elizabeth Anne Davidson | Champany Inn & Cellars | on sale and off sale |
| Elizabeth Anne Davidson | Champany Inn & Cellars | on sale and off sale |
| Elizabeth Anne Davidson | Champany Inn & Cellars | on sale and off sale |
| Elizabeth Anne Davidson | Champany Inn & Cellars | on sale and off sale |
| Elizabeth Anne Davidson | Champany Inn & Cellars | on sale and off sale |
| Elizabeth Anne Davidson | Champany Inn & Cellars | The sale of alcohol for consumption for on & off the premises |
| Elizabeth Anne Davidson | Champany Inn & Cellars | The sale of alcohol for consumption for on & off the premises |
| Elizabeth Anne Davidson | Champany Inn & Cellars | The sale of alcohol for consumption for on & off the premises |
| Elizabeth Anne Davidson | Champany Inn & Cellars | The sale of alcohol for consumption for on & off the premises |
| Elizabeth Anne Davidson | Champany Inn & Cellars | The sale of alcohol for consumption for on & off the premises |
| Elizabeth Anne Davidson | Champany Inn & Cellars | on & off sales |
| Elizabeth Anne Davidson | Champany Inn & Cellars | on & off sales |
| Elizabeth Anne Davidson | Champany Inn & Cellars | on & off sales |
| Elizabeth Anne Davidson | Champany Inn & Cellars | on & off sales |
| Elizabeth Anne Davidson | Champany Inn & Cellars | on & off sales |
| Evelyn Mary Williams | Grangemouth Town hall | Muay thai + kickboxing event |
| Evelyn Mary Williams | Grangemouth Town hall | Muay Thia |
| Evelyn Mary Williams | Grangemouth Town hall | Muay Thia |
| Fiona Gordon | Dobbie Hall | Anniversary Dance |
| Gabriele Panozzo | The Wooer | The sale of alcohol for consumption for on & off the premises |
| Gabriele Panozzo | The Wooer | The sale of alcohol for consumption for on & off the premises |

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| Gabriele Panozzo | The Wooer | The sale of alcohol for consumption for on & off the premises |
| Gabriele Panozzo | The Wooer | on and off sales |
| Gabriele Panozzo | The Wooer | on and off sales |
| Gabriele Panozzo | The Wooer | on and off sales |
| Gabriele Panozzo | The Wooer | vegan restaurant |
| Gabriele Panozzo | The Wooer | vegan restaurant |
| Gayle Gannon | Falkirk Community Stadium | Corporate Event |
| Gaynor Hicking | John Pye & Sons | Collection and purchase of alcohol |
| Gaynor Hicking | John Pye & Sons | alcohol sales |
| Gaynor Hicking | John Pye & Sons | alcohol sales |
| Gaynor Hicking | John Pye & Sons | Collection of on-line sale |
| Gordon Emslie | Bo'ness United Junior FC Cabin | Hospitality |
| Gordon Emslie | Bo'ness United Junior FC Cabin | Hospitality |
| Gordon Emslie | Bo'ness United Junior FC Cabin | Hospitality |
| Gordon Emslie | Bo'ness United Junior FC Cabin | Hospitality |
| Graeme Munro | Grangemouth Town hall | National Assoc of Accordian and Fiddle Club |
| Gregory Martin McMullan | Bowhouse Community Centre | Meal & Dance for Lodge |
| Greig Sparkes | Havana | cocktail masterclass for open day |
| Helen Mar Macdonald | The Horse Box | Hospitality for Walkers |
| Henry McIntosh | The United Club | Matchday Hospitality |
| Henry McIntosh | The United Club | Matchday Hospitality |
| Henry McIntosh | The United Club | Matchday Hospitality |
| Henry McIntosh | The United Club | Matchday Hospitality |
| Henry McIntosh | The United Club | Matchday Hospitality |
| Henry McIntosh | The United Club | hospitality |
| Henry McIntosh | The United Club | hospitality |
| Henry McIntosh | The United Club | hospitality |
| Henry McIntosh | The United Club | hospitality |
| Henry McIntosh | The United Club | hospitality |

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| Henry McIntosh | The United Club | hospitality |
| Henry McIntosh | The United Club | hospitality |
| Henry McIntosh | The United Club | hospitality |
| Henry McIntosh | The United Club | hospitality |
| James Miller Stewart | The Café at Canada Wood | The sale of alcohol for on and off sale |
| James Miller Stewart | The Café at Canada Wood | The sale of Alcohol for on & Off sales |
| James Miller Stewart | The Café at Canada Wood | The sale of Alcohol for on & Off sales |
| James Miller Stewart | The Café at Canada Wood | The sale of Alcohol for on & Off sales |
| Jennifer-Jo France | Acoustic Café | music events |
| Jill tomlinson | The Wilderness | Airth Highland Games |
| John Hamilton | maggies cancer centre | gin tasting |
| Joseph Donachie | Dobbie Hall | Awards Night |
| Joseph Donachie | Dobbie Hall | 40th birthday party |
| Kenneth Maybury | dobbie hall | moTown tribute show |
| Kenneth Maybury | dobbie hall | mcfleetwood tribute show |
| Kenneth Maybury | dobbie hall | rod stewart |
| Kenneth Maybury | dobbie hall | rod stewart |
| Kenneth Maybury | Grangemouth Town Hall | I love the 90's show |
| Kenneth Maybury | dobbie hall | Buddy Holly |
| Kenneth Maybury | dobbie hall | Simple minded |
| Kenneth Maybury | Grangemouth Town hall | Cliff Richards |
| Kenneth Maybury | Dobbie Hall | Michael Buble Tribute |
| Kenneth Maybury | Grangemouth Town Hall | Rod Stewart Tribute |
| Kenneth Maybury | Dobbie Hall | Gary Barlow Tribute |
| Kenneth Maybury | Dobbie Hall | 80's Disco |
| Kenneth Maybury | Dobbie Hall | ABBA Tribute |
| Kenneth Maybury | Dobbie Hall | ABBA Tribute |
| Kenneth Maybury | Dobbie Hall | Queen Tribute |
| Kenneth Maybury | Grangemouth Town hall | Elvis Tribute show |

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| Kenneth Maybury | Dobbie Hall | Jersey Boys Tribute Show |
| Kenneth Maybury | Dobbie Hall | Johnny lee Memphis - Elvis Ceildh band |
| Kenneth Maybury | Grangemouth Town Hall | Cabaret |
| Kenneth Maybury | dobbie hall | Angelettes (Ladys of MoTown Show) |
| Kenneth McHugh | Bo'ness Town Hall | Wedding |
| Kenneth Mchugh | Grangemouth Town Hall | Dinner |
| Kenneth Mchugh | Grangemouth Town Hall | Summer ball |
| Kenneth McHugh | Bo'ness Town Hall | Wedding |
| Kenneth McHugh | Grangemouth Town Hall | Xmas Party |
| kenneth McHugh | Bo'ness Town hall | Charity Fundraiser for Forth Valley Disability sports |
| Kenneth McHugh | Grangemouth Town Hall | Wedding |
| Kenneth McHugh | Grangemouth Town Hall | Charity night |
| Kenneth McHugh | Grangemouth Town hall | Jumbo Bingo |
| Kenneth McHugh | Bo'ness Town Hall | Burlesque Dance Show |
| Kenneth McHugh | Grangemouth Town hall | Tesco 10 year Anniversary Dance |
| Kenneth Mchugh | Grangemouth Town Hall | Wedding Reception |
| Kenneth Mchugh | Grangemouth Town Hall | Fundraising for school trip |
| Kirsty Ure | Dobbie Hall | Spice Girls Tribute Act |
| Kirsty Ure | Bo'ness Town Hall | Wedding ceremony/reception |
| Kirsty Ure | Dobbie Hall | pretty in pink |
| Kirsty Ure | Dobbie Hall | whisky festival |
| Kirsty Ure | Dobbie Hall | Live music Concert |
| Lara Williams | Maggies Forth | Christmas-themed table - Gin tasting and off sales |
| Laura Tickner | St Francis Xavier Church Hall | Quiz |
| Laura Tickner | St Francis Xaviers | Post Christening Celebration |
| Lisa Cadman | Grangemouth Town hall | Camelon juniors FC |
| Lynne Hunter | Dobbie Hall | Live Music |
| Martin Revie | Drum of Kinnaird | 21st birthday party |
| Robert Booth | Brian Clark Mem Hall | Darts Comp |

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| Robert Booth | Brian Clark Mem Hall | Darts Comp |
| Robert Booth | Brian Clark Mem Hall | Darts Comp |
| Robert Booth | Brian Clark Mem Hall | Darts Comp |
| Robert Booth | Brian Clark Mem Hall | Darts Comp |
| Robert Booth | Brian Clark Mem Hall | Darts Comp |
| Robert Booth | Brian Clark Mem Hall | Darts Comp |
| Robert Booth | Brian Clark Mem Hall | Orange Order Meeting |
| Robert Booth | Brian Clark Mem Hall | Orange Lodge Fundraising Event |
| Robert Booth | Brian Clark Mem Hall | darts |
| Robert Booth | Brian Clark Mem Hall | Darts |
| Robert Booth | Brian Clark Mem Hall | darts |
| Robert Booth | Brian Clark Mem Hall | darts |
| Robert Booth | Brian Clark Mem Hall | darts |
| Robert Booth | Brian Clark Mem Hall | darts |
| Robert Booth | Brian Clark Mem Hall | Darts league match |
| Robert Booth | Brian Clark Mem Hall | House Darts Competition |
| Robert Booth | Brian Clark Mem Hall | in house darts |
| Robert Booth | Brian Clark Mem Hall | in house darts |
| Robert Booth | Brian Clark Mem Hall | dart league match |
| Robert Booth | Brian Clark Mem Hall | in house darts |
| Robert Booth | Brian Clark Mem Hall | in house darts |
| Robert Booth | Brian Clark Mem Hall | Armistice Day Remembrance |
| Robert Booth | Brian Clark Mem Hall | Darts league match |
| Robert Booth | Brian Clark Mem Hall | Darts league match |
| Robert Booth | Brian Clark Mem Hall | Darts league match |
| Robert Booth | Brian Clark Mem Hall | Fund raising event |
| Robert Booth | Brian Clark Mem Hall | Ladies section fund raising |
| Robert Booth | Brian Clark Mem Hall | darts |
| Robert Booth | Brian Clark Mem Hall | Darts |

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| Robert Booth | Brian Clark Mem Hall | Darts |
| Robert Booth | Brian Clark Mem Hall | Darts |
| Robert Booth | Brian Clark Mem Hall | Darts |
| Robert Booth | Brian Clark Mem Hall | Darts |
| Robert Booth | Brian Clark Mem Hall | Darts |
| Robert Booth | Brian Clark Mem Hall | Darts |
| Robert Booth | Brian Clark Mem Hall | Darts |
| Robert Booth | Brian Clark Mem Hall | Darts |
| Robert Booth | Brian Clark Mem Hall | Darts |
| Robert Booth | Brian Clark Mem Hall | Darts |
| Robert Booth | Brian Clark Mem Hall | Darts |
| Robert Booth | Brian Clark Mem Hall | Member 50th Birthday/ Burn supper |
| Robert Booth | Brian Clark Mem Hall | darts |
| Robert Booth | Brian Clark Mem Hall | darts |
| Robert Booth | Brian Clark Mem Hall | darts |
| Robert Booth | Brian Clark Mem Hall | darts |
| Robert Booth | Brian Clark Mem Hall | darts |
| Robert Booth | Brian Clark Mem Hall | darts |
| Robert Booth | Brian Clark Mem Hall | darts |
| Robert Booth | Brian Clark Mem Hall | Darts |
| Robert Booth | Brian Clark Mem Hall | darts |
| Robert Booth | Brian Clark Mem Hall | darts |
| Robert Booth | Brian Clark Mem Hall | darts |
| Robert Booth | Brian Clark Mem Hall | Darts |
| Robert Booth | Brian Clark Mem Hall | darts |
| Robert Booth | Brian Clark Mem Hall | darts |
| Robert Booth | Brian Clark Mem Hall | darts |
| Ronald McCambridge | Dobbie Hall | 25 Anniversary |
| Ronald McCambridge | Dobbie Hall | 25 Anniversary |

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| Russell Rippin | Bo'ness Town Hall | wedding |
| Ryan Longmuir | Bo'ness Town Hall | Wedding ceremony/reception |
| Sharon Snedden | Blossoms @ Torwood Garden Centre | Afternoon Tea & Lunches |
| Stephen Gauld | St Josephs Church | 80th birthday |
| Stephen Polley | Dobbie Hall | Charity |
| Susan Frew | Lauriston Community centre | fundraiser |
| Susan Frew | Lauriston Community centre | fundraising event |
| Susan Frew | The Thrums | Fundraiser for G/M Orange Lodge |
| Susan Frew | The Thrums | Fundraiser |
| Susan Frew | Lauriestion Communtiy Centre | Fundraising event for Polmont rangers Supporters Club |
| Susan Frew | Laurieston Community Centre | Fundraising Event |
| Susan Frew | Laurieston Community Centre | Fundraising Event |
| Susan Frew | Laurieston Community Centre | Fundraising for Orange Lodge LOL 187 |
| Susan Penman | Laurieston community | fundraising event |
| Susan Penman | Laurieston Community | Fundraising Event |
| Susan Penman | Laurieston Community | Fundraising Event |
| Thomas Don | Dobbie hall | A Dance By Stirling Campsie ABOD |
| Vincent Coyle | Westfield farm | harness racing |
| William Bond | Falkirk High street | Market stall at Falkirk Continental market |
| William Drummond | The Elphinstone Inn | the sale of alcohol for consumption on the premises |
| William Drummond | The Elphinstone Inn | the sale of alcohol for consumption on the premises |
| William Drummond | The Elphinstone Inn | the sale of alcohol for consumption on the premises |
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| **PREMISES LICENCEHOLDER:** |  |  |
| Airth Castle Hotel | The Parsonage | Wedding ceremony/reception |
| Airth Castle Hotel | The Parsonage | Wedding ceremony/reception |
| Airth Castle Hotel | The Parsonage | Wedding ceremony/reception |
| Airth Castle Hotel | The Parsonage | Wedding ceremony/reception |
| Airth Castle Hotel | The Parsonage | Wedding ceremony/reception |

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| Airth Castle Hotel | The Parsonage | Wedding ceremony/reception |
| Airth Castle Hotel | The Parsonage | Wedding ceremony/reception |
| Airth Castle Hotel | The Parsonage | Wedding ceremony/reception |
| Airth Castle Hotel | The Parsonage | Wedding ceremony/reception |
| Airth Castle Hotel | The Parsonage | Wedding ceremony/reception |
| Airth Castle Hotel | The Parsonage | Wedding ceremony/reception |
| Airth Castle Hotel | The Parsonage | Wedding ceremony/reception |
| Airth Castle Hotel | The Parsonage | Wedding ceremony/reception |
| Airth Castle Hotel | The Parsonage | Wedding ceremony/reception |
| Airth Castle Hotel | The Parsonage | Wedding ceremony/reception |
| Airth Castle Hotel | The Parsonage | Wedding ceremony/reception |
| Airth Castle Hotel | The Parsonage | Wedding ceremony/reception |
| Airth Castle Hotel | The Parsonage | Wedding ceremony/reception |
| Airth Castle Hotel | The Parsonage | Wedding ceremony/reception |
| Airth Castle Hotel | The Parsonage | Wedding ceremony/reception |
| Airth Castle Hotel | The Parsonage | Wedding ceremony/reception |
| Airth Castle Hotel | The Parsonage | Wedding ceremony/reception |
| Airth Castle Hotel | The Parsonage | Wedding ceremony/reception |
| Airth Castle Hotel | The Parsonage | Wedding ceremony/reception |
| Airth Castle Hotel | The Parsonage | Wedding ceremony/reception |
| Airth Castle Hotel | The Parsonage | Wedding ceremony/reception |
| Airth Castle Hotel | The Parsonage | Wedding ceremony/reception |
| Airth Castle Hotel | The Parsonage | Wedding ceremony/reception |
| Airth Castle Hotel | The Parsonage | Wedding ceremony/reception |
| Airth Castle Hotel | The Parsonage | Wedding ceremony/reception |
| Airth Castle Hotel | The Parsonage | Wedding ceremony/reception |
| Airth Castle Hotel | The Parsonage | Wedding ceremony/reception |
| Airth Castle Hotel | The Parsonage | Wedding ceremony/reception |
| Airth Castle Hotel | The Parsonage | Wedding ceremony/reception |

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| Airth Castle Hotel | The Parsonage | Wedding ceremony/reception |
| Airth Castle Hotel | The Parsonage | Wedding ceremony/reception |
| Airth Castle Hotel | The Parsonage | Wedding ceremony/reception |
| Airth Castle Hotel | The Parsonage | Wedding ceremony/reception |
| Airth Castle Hotel | The Parsonage | Wedding ceremony/reception |
| Airth Castle Hotel | The Parsonage | Wedding ceremony/reception |
| Airth Castle Hotel | The Parsonage | Wedding ceremony/reception |
| Bridge inn | St. Josephs | Wedding function |
| Co-op Group (0005) | Co-op Ronades Road, Carron | The sales of alcohol for consumption off the premises |
| Co-op Group (0005) | Co-op Ronades Road, Carron | The sales of alcohol for consumption off the premises |
| Co-op Group (0005) | Co-op Ronades Road, Carron | The sales of alcohol for consumption off the premises |
| Co-op Group (0005) | Co-op Ronades Road, Carron | The sales of alcohol for consumption off the premises |
| Co-op Group (0005) | Co-op Ronades Road, Carron | The sales of alcohol for consumption off the premises |
| Co-op Group (0005) | Co-op Ronades Road, Carron | The sale of alcohol for consumption for off the premises |
| Co-op Group (0005) | Co-op Ronades Road, Carron | The sale of alcohol for consumption for off the premises |
| Co-op Group (0005) | Co-op Ronades Road, Carron | The sale of alcohol for consumption off the premises |
| Co-op Group (0005) | Co-op Ronades Road, Carron | The sale of alcohol for consumption off the premises |
| Co-op Group (0005) | Co-op Ronades Road, Carron | The sale of alcohol for consumption off the premises |
| Falkirk community stadium | level 1 | Disco Party Night |
| Falkirk Rugby Club | Falkirk rugby Club | Annual rally LGPAFO |
| Falkirk Rugby Club | Falkirk rugby Club | Annual rally tartan vandals |
| Grangemouth Bowling Club | Grangemouth Bowling Club | 50th Birthday Party |
| Grangemouth Bowling Club | Grangemouth Bowling Club | 30th Birthday Party |
| Grangemouth Bowling Club | Grangemouth Bowling Club | 50th Birthday Party |
| Grangemouth Bowling Club | Grangemouth Bowling Club | 30th Birthday Party |
| Grangemouth Bowling Club | Grangemouth Bowling Club | 30th Birthday Party |
| Grangemouth Bowling Club | Grangemouth Bowling Club | 60th Birthday Party |
| Grangemouth Golf Club | Grangemouth Golf Club | Invitation Texas Scamble |
| Grangemouth Golf Club | Grangemouth Golf Club | Invitation 4 Ball Event |

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| Grangemouth Golf Club | Grangemouth Golf Club | Pro's Day Texas Scramble |
| Grangemouth rugby Club | Grangemouth rugby Club | 70th birthday |
| Grangemouth rugby Club | Grangemouth rugby Club | 50th birthday |
| North Broomage Social Club | North Broomage soc Club | 40th birthday party |
| Polmont Bowling Club | Polmont Bowling Club | Sportsmans dinner |
| Royal British Legion | Bo'ness Town Hall | Bo'ness Rock & Roll |
| Stenhousemuir f c | Dobbie hall | Speakers Night |
| Stenhousemuir FC | Dobbie Hall | Speakers night |
| Stenhousemuir football Club | Stenhousemuir football ground | Fundday |
| The Visitor Centre | The Horse Box | Hospitality for Walkers |
| The Visitor Centre | The Horse Box | Hospitality for Walkers |
| The Visitor Centre | The Horse Box | Hospitality for Helix Park |
|  |  |  |
| **VOLUNTARY ORGANISATION:** |  |  |
| Falkirk West SNP | St Francis Xaviers | Celebration of 20 years |
| Camelon Juniors Football Club | Camelon Juniors Football Club | Hospitality |
| Bo'ness and Carriden Brass Band | Harrison Hall | Race Night Charity Event |
| Syngenta Juveniles FC | Grangemouth Town Hall | Fundraising Cabaret Night |
| Bo'ness childrens fair Festival | Douglas Park | Hospitality for Football Tournament |
| Gillespies True Blues LOL 231 | Shieldhill Welfare Hall | Fundraising Night |
| Black Brae | Old folk home | Fundraiser |
| The barony theatre | the barony theatre | Plays |
| Bo'ness Real Ale Appreciation | Bo'ness Town Hall | real ale festival |
| Gillespies True Blues LOL 231 | Shieldhill Welfare Hall | Fundraising disco |
| Blackbraes True Blues | Maddiston old Folk home | Fundraising (140 Anniversary |
| The Barony Theatre | The Barony Theatre | Plays |
| trinity Church | Trinity church | Falkirk Storytelling festival |
| syngenta juveniles | Bo'ness Town hall | Sportsmans dinner |
| Stenhousemuir Community AFC | Dobbie Hall | Sportsmans dinner |

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| pride o the grange volun FB | Dobbie hall | Annual Band Dance |
| Larbert Amateur Operatic | Dobbie Hall | Jack in the Beanstalk |
| gillespies true blue lol 231 | Shieldhill welfare hall | fundraising disco |
| the barony theatre | the barony theatre | Step toe and son |
| the barony theatre | the barony theatre | Christmas Concert |
| the barony theatre | the barony theatre | Pantomime |
| the barony theatre | the barony theatre | Everyone |
| Bo'ness United Junior FC | The United Club | hospitality for spectators |
| Bo'ness United Junior FC | The United Club | hospitality for spectators |
| Jonesys Boxing Club | Falkirk High School | Boxing Show |
| Falkirk SNP | Archibald Russell Centre | Formal adoption John McNally |
| Gillespie True Blues | Shieldhill Welfare Hall | Race Night |
| Bo'ness Children Fair | Bo'ness Town Hall | Christmas Party Night |
| Bo'ness United Junior FC | Bo'ness united jun hosp cabin | Provision of Hospitality |
| Buzzness | Bo'ness Town centre (Marquee) | Christmas light switch on |
| Bo'ness United Juniors | Bo'ness united junior fc cabin | hospitality |
| Bo'ness United Juniors | Bo'ness united junior fc cabin | hospitality |
| Bo'ness United Juniors | Bo'ness united junior fc cabin | hospitality |
| Sisters of Gillespies LLol231 | Shieldhill Welfare Hall | Hogmanay Fundraising |
| snp braes | greenpark community centre | burns supper |
| Sir William Wallace | shieldhill community hall | burns supper |
| Bo'ness United Junior FC | Bo'ness United jun Football Club cabin | Hospitality |
| Bo'ness United Junior FC | Bo'ness United jun Football Club cabin | Hospitality |
| Bo'ness United Junior FC | Bo'ness United jun Football Club cabin | Hospitality |
| snp grahamdyke granch | thornhill roads community | burns supper |
| Gillespies True Blues | Shieldhill Welfare Hall | Fundraiser |
| Bo'ness united j f c | Bo'ness united j f Cabin | hospitality |
| Bo'ness united j f c | Bo'ness united j f Cabin | hospitality |
| Bo'ness& Carriden Brass Band | Bo'ness & Carriden Brass | Quiz Night |

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| Bo'ness Children’s Fair | Bo'ness Town Hall | Annual Dance |
| The Barony Theatre | the Barony Theatre | Silent Film Festival |
| Larbert amateur operatic society | Dobbie hall | Annual Musical |
| Campaign for real ale | Dobbie Hall | Larbert Real Ale and Cider Festival |
| Falkirk Orange & Purple | Bainsford community hall | Fundraising Event |
| Laurieston School PTA | Old Folks Welfare Hall | Fundraising Afternoon Tea with Gin Tasting |
| SNP Braes Branch | Laurieston Old Peoples Welfare Associationhall | Pie, Pint and Politician Night |
| Gillespie true blues | Shieldhill Welfare Hall | Fundraiser |
| Gillespie true blues | Shieldhill Welfare Hall | Fundraiser |
| Grangemouth Rugby Club (0348) | Grangemouth Rugby Club | 21st Birthday party |

**DRAFT**

**FALKIRK COUNCIL**

**Minute of Joint Meeting of Falkirk Licensing Board and the Falkirk Local Licensing Forum held in the Municipal Buildings, Falkirk on Thursday 2 May 2019 at 15.30 p.m.**

**Present:** Councillor Lorna Binnie and Allyson Black (Members of Falkirk Licensing Board); Gordon Emslie (Personal Licence Holder- Trade); David Gibson (Social Work) John Hamilton (Personal Licence Holder- Trade); Madelene Hunt (Member of the public); Andrew Kane (Member of the public) Andrew Kane (Member of the public) Michael Kleist (Member of the public) Ian Lovie (Scottish Grocers Federation/ Premises Licence Holder – Trade); Ruth McDonald (Falkirk Alcohol and Drug Partnership- Health), and Sergeant Sanda Treachard (Police Scotland).

**Chair:** Allyson Black.

# Council Officers

**Present:** Alison Barr, Consumer Protection Manager; Colin Moodie, Chief Governance Officer; Brian Pirie, Democratic Services Manager.

# Apologies

Apologies were intimated on behalf of Councillor Balfour, Bissett, Coleman and Patrick: Aileen Holliday (NHS Forth Valley – Health), Thomas Ross (LSO) and Mark Stevenson (Personal Licence Holder – Trade).

# Minute

Minute of Joint meeting between Falkirk Licensing Board and the Falkirk Local Licensing Forum held on 19 February 2018 was approved.

# Licensing Board Annual Report for 2018

There was submitted Report (circulated) dated 24 April 2019 by the Clerk to the Licensing Board providing (a) an update on legislative changes since the 2017 annual report, (b) outlining the work carried out by the Licensing Board from 1 January to 31 December 2018 in relation to activity under the Licensing (Scotland) Act 2005,

Alison Barr, Consumer Protection Manager summarised the contents of the report and highlighted the following:-

# Legislative Update

* Air Weapons & Licensing Act 2015

One amendment had come into force since on 29 June 2018, which related to interested parties (s.59 of the 2015 Act), but there were some provisions relating to alcohol still to come into force.

* Criminal Justice and Licensing (Scotland) Act 2010

There had been changes to the 2005 relating to connected persons and interested parties, and to the increased powers of entry, inspection and seizure by Licensing Standards Officers. These had come into force on 29 June 2018.

* Alcohol (Minimum Pricing) (Scotland) Act 2012

The introduction of the minimum unit price, set at 50p per unit of alcohol was part of part of a package had was aimed at helping to reduce alcohol consumption and related harm. Since 1 May 2018, Licensing Standards Officers had carried out visits to licensed premises to check on compliance. However, to date, no complaints specifically relating to this legislation had been received by the licensing section.

# Statement of Licensing Policy

A supplementary Statement of Licensing Policy had been approved by the Licensing Board on 26 June 2018 and related specifically to the festive trading. The supplementary policy shortened the length of the festive trading period and introduced the use of general extension of hours on specific days within the festive period.

She referred to the work undertaken by the Sub-Group on the review of the Statement of Licensing Policy, the consultation undertaken, and responses received. The Licensing Board had approved the new Statement of Licensing Board Policy at its meeting on 19 December 2018.

# Overprovision

Preparatory work in relation to the assessment of overprovision had commenced and work on this work stream would continue.

# Financial Statement

Alison provided background information on the statutory requirement of the Board to prepare and publish its Statutory Annual Income and Expenditure Report; and to agree the annual fee levels.

The Licensing Board had approved the Annual Fees and Statutory Annual Income and Expenditure Report 2017/18 at its meeting on 26 June 2018 and a copy was attached as Appendix 2 to the report.

# Functions Report

Alison referred to the Air Weapons and Licensing Act 2015 which amended the 2005 Act and placed a duty on Boards to prepare an annual functions report. A copy of the Board’s first report for 2017/18, which was approved and published at the end of June 2018, was attached as Appendix 3 to the report.

# Budgetary Information

Information was provided on how the collection of the 2018 annual retention fee was carried out and to the slight decrease in the annual fee income gathered in 2017.

The Licensing Board had agreed that there would be no reduction in the fee level from the maximum prescribed, which had been the case since the introduction of the 2005 Act. These had been approved at the Licensing Board meeting on 26 June 2018. Details of these were set out in Appendix 2 to the report.

# Licences - 2018

Alison advised that there were currently 359 premises licences, and 1,423 personal licences. Two new premises licences had been granted, 3 provisional licences had been received, and no premises licences had been refused. Of the 23 non-minor variation applications received in 2018, 22 had been granted in that year, with one being granted early in 2019. Additionally, there had been 36 applications for minor variations, all of which had been granted under delegated powers.

# Premises Licence Reviews

Three premises licence review applications had been received, two of which were for the same premise. Details of the outcome and recommendations made by the Licensing Board were set out in the report.

# Occasional Licences

There had been an increase of 174 occasional licence applications from the previous year. Details of the application type, venue and event were set out in the report. The cost of these licences was still £10.

# Extended Hours

There had been a decrease of 59 extended hours applications, which was due to the implementation of the Supplementary Statement of Licensing Policy – Festive Trading.

# Personal Licences

During 2018, 157 personal licence applications had been received, with 2 being referred to the Licensing Board for determination. The Licensing Board had received 3 personal licence reviews with the Licensing Board’s disposal for each was detailed in the report.

# Behaviour Inconsistent with the Licensing Objectives

In 2018, the Licensing Board dealt with its first case in relation to a personal licence holder behaving in a manner that was inconsistent with the licensing objectives.

# Personal Licence Revocations

An amendment by the Air Weapons & Licensing Act 2015, now allows an application to be lodged for a new personal licence by a person whose licence has been revoked, but only applies in specific circumstances.

# Renewal of Personal Licences

In line with the 2005 Act, personal licence holders must apply 3 months prior to the date of the expiry of their licences. Personal licences are granted for 10 years and for those granted prior for the commencement of the 2005, the expiry date is 31 August 219.

Alison advised that in September 2018, 399 personal licence holders were contacted advising that the deadline for submitting a renewal application is 31 May 2019.

**Decision**

**The report was noted.**

1. **Any Other Competent Business**

During open discussion, the following issues were raised:-

* + the £10 fee for occasional licences does not equate to the work involved in processing the application
	+ the Scottish Government were due to publish a consultation on the fee level for occasional licences
	+ occasional licences are being used to operate businesses that have a greater turnover than many licensed premises but do not incur the same stringent checks/regulations
	+ work was ongoing to ensure that the necessary training for those applying for occasional licences had been carried out
	+ the need to ensure that appropriate staff training is in place for those employed at events operating under occasional licences
	+ applicants are advised that the same mandatory conditions apply to both occasional licences and premises licences. If deemed appropriate, additional conditions can also be applied depending on the event/venue/numbers/ages etc
	+ the importance of intelligence to assist Police Scotland/Licensing Section in ensuring that licence conditions and licensing objectives are being adhered to
	+ Police Scotland check the list of occasional licences and if they have any concerns, they will visit the event/premise
	+ the work which took place on producing the new Statement of Licensing Policy
	+ feedback from the consultation exercise had been included in the finalised Statement of Licensing Policy
	+ raising awareness of the renewal process for personal licence holders and the timescale for lodging applications
	+ the premises licence review process and the options and sanctions available to the Licensing Board
	+ collecting and ensuring that appropriate data to be relied upon considering overprovision can be difficult to obtain
	+ the difficulties in proving a direct causal link between alcohol related problems and specific licensed premises
	+ the overprovision statement requires to be robust and able to withstand challenge
	+ other Licensing Board areas have based their overprovision statement on NHS data linked to health related illness

# Date of Next Joint Meeting

To be advised.