

MODEL LOCAL CONDITIONS – CHILDREN

1. General

The licence holder must operate the premises in accordance with the description of the premises detailed in the licence, as approved by the Licensing Board.

2. Access to Licensed Premises (On Sales) by Children

Children and young persons will only be permitted to access and remain within on-sale licensed premises in accordance with the details specified in the Operating Plan. In addition the following control measures will require to be in place:-

(a) (i) WHERE FOOD IS SOLD ANCILLARY TO ALCOHOL

Children and young persons will only be permitted into licensed premises where the primary purpose of allowing them access is to consume a meal. Children and young persons will only be permitted in licensed premises until 9.00pm or one hour after cessation of serving of food to the individual person or group of persons consuming the meal, whichever is the earlier.

(ii) WHERE ALCOHOL IS SOLD ANCILLARY TO FOOD IE RESTAURANTS

Children and young persons will only be permitted into licensed premises where the primary purpose of allowing them access is to consume a meal. Children and young persons will be permitted in the licensed premises until one hour after the cessation of serving food to the individual person or group of persons consuming the meal.

(iii) WHERE ALCOHOL IS SOLD ANCILLARY TO A FUNCTION/ ENTERTAINMENT

Children and young persons will only be permitted into licensed premises where the primary purpose of allowing them access is to attend a pre-booked private function or a ticketed function until the termination of the function.

(iv) WHERE NO FOOD IS SOLD

No children under the age of 16 will be permitted into any premises and young persons aged 16 or 17 will only be permitted in the licensed premises until **9.00pm**.

(v) ALCOHOL SOLD IN LEISURE CLUBS ETC.

Notwithstanding the foregoing restrictions, **if requested by an applicant or licence holder**, the Board may declare that it is satisfied that specific Licensed Premises (such as a family leisure club or family orientated hotel) substantially cater for family activities and recreation involving children and young persons. In such instances, Children and Young Persons will be permitted to remain within the Licensed Premises during the hours when the Licensed Premises are catering for family activities and recreation, but children will not be permitted in any bar area beyond 9:00 pm.

(vi) ALCOHOL SOLD IN PREMISES IN REMOTE AND RURAL AREAS

Notwithstanding the foregoing restrictions, **if requested by an applicant or licence holder**, the Board may declare that it is satisfied that specific Licensed Premises are located in a remote and rural area and provide services and facilities that substantially cater for tourism. In such instances, Children and Young Persons will be permitted access to the premises without the requirement to be taking a meal, but children will not be permitted in any bar area beyond 9:00 pm. For the purposes of these Conditions, remote and rural areas are defined as being within that part of the Angus Local Authority Area within the Cairngorm National Park, or identified as Category 2 Rural Settlement Units in the Angus Local Plan Review (Adopted 2009).

(vii) ALCOHOL SOLD IN PRESCRIBED CLUBS

Notwithstanding the foregoing restrictions, **if requested by an applicant or licence holder**, the Board may declare that it is satisfied that specific Licensed Premises qualify as a club of a prescribed description within the meaning of the Licensing (Clubs) (Scotland) Regulations 2007 and which is devoted primarily to some sporting purpose. In such instances, Children and Young Persons will be permitted to remain within the Licensed Premises, only if they were members of the club and solely for the purposes of their participation in a sporting event, but that children would not be permitted in any bar or other area beyond 9.00 pm. For the avoidance of doubt, the viewing of a televised sporting event is not a sporting event for the purposes of this condition.

(b) Children and young persons are only permitted to be present in licensed premises seated at tables and not bar counters.

(c) Children and young persons must be accompanied by and kept under the direct supervision of a responsible adult (not less than the age of 18) who must keep proper control of the children at all times.

(d) The part or parts of the licensed premises where children and young persons are permitted should be free of gaming and/or category C amusements with prizes machines.

(e) Gaming and category C amusements with prizes machines should not be located in walkway areas and must be sited in a location where their use can be monitored by staff and no children or young persons will be permitted to operate said machines.

(f) Where televisions or screens for live or pre-recorded entertainment or games are intended to be used in areas where children are permitted, the programmes or video films must be of a type suitable for family and children's viewing.

(g) Male and female toilets must be directly accessible from the area where children are allowed and remain open at all times when children are in the premises.

(h) A children's menu shall be made available at all times during which children or young persons are permitted to be on the premises. This would not be satisfied by the provision of soft drinks or snacks but would require to be plated food from a varied menu which may include sandwiches. There is no requirement to provide a children's menu at a wedding or other pre-booked private function or ticketed function.

(i)Electrical sockets within the part of parts of the premises to which children have access should, when not in use, have plug caps thereon.

(j)Where open fires or electrical or gas fires or radiators are within part or parts of the premises to which children have access, it is expected that such fires and radiators etc. will be securely guarded.

(k)Managers must ensure that stringent measures are in place to ensure that children or young people do not purchase or consume alcohol on the premises (unless such consumption by a young person is permitted in terms of the restricted provisions of Section105(5) of the Act).

(l)Managers must ensure that stringent measures are taken to ensure that children and young persons are not exposed to strong language, violence or disorder.