

ANGUS LICENSING BOARD

MINUTE of MEETING of the **ANGUS LICENSING BOARD** held in the Town and County Hall, Forfar on Thursday 7 January 2016 at 10.00am.

Present: Councillors CRAIG FOTHERINGHAM, ALEX KING, BRIAN BOYD, LYNNE DEVINE, DAVID FAIRWEATHER, IAIN GAUL, JIM HOUSTON, DAVID LUMGAIR AND PAUL VALENTINE.

Councillor Fotheringham, Convener, in the Chair.

Prior to the commencement of business, the Convener on behalf of the Board welcomed Mark Gillespie, Licensing Standards Officer to his first meeting of Angus Licensing Board. He advised that members looked forward to working with him.

1. APOLOGIES

An apology for absence was intimated on behalf of Councillor Bob Spink.

2. DECLARATIONS OF INTEREST

Councillor Fairweather declared an interest in Item 10 as he was a Director of Angus Alive. He advised that he would not be taking part in any discussion and voting.

3. MEMBERSHIP OF THE ANGUS LICENSING BOARD

With reference to Article 6(1) of the minute of meeting of Angus Council of 10 December 2015, the Board noted that Councillor Iain Gaul had formally been appointed to the Angus Licensing Board to replace Councillor Hands who had resigned as a member of the Board. However, it was noted that until Councillor Gaul had completed his Licensing Board training he would be unable to take part in any of the discussions.

4. MINUTE OF PREVIOUS MEETING

The minute of meeting of this Board held on 5 November 2015 was approved as a correct record and signed by the Convener.

5. PREMISES LICENCES – REQUEST TO VARY PREMISES LICENCES UNDER THE LICENSING (SCOTLAND) ACT 2005

There was submitted Report No LB 1/16 by the Clerk on applications to vary premises licences under the Licensing (Scotland) Act 2005, which required to be determined by the Board as detailed in the Appendix to the Report.

(a) Neptune Bar, Montrose

The Board considered an application from Anna Thomson to vary a premises licence in respect of premises at Neptune Bar, 7 Erskine Street, Montrose to allow her to amend her operating plan to include:-

- (i) the provision of snacks (sandwiches, toasties, soup etc.); football team presentations; and receptions outwith core hours. Funeral teas prior to core hours. Tea and coffee to be provided prior to core hours;
- (ii) Children and young persons being permitted from 5 – 17 years within the Lounge area for the purpose of pre-booked functions only, where food is to be provided; and
- (iii) changes to the premises to include minor alterations to bar area and toilet facilities.

Ms Thomson, the applicant was present and addressed the Board during which she answered questions regarding the provision of toilets for children.

The Board agreed that the application be approved subject to Local Children's Conditions and on condition that the ladies toilets be converted into unisex toilets for use by children.

6. EXTENDED HOURS OVER CHRISTMAS AND NEW YEAR

There was submitted Report No LB2/16 by the Clerk inviting Board members to note the representations received by the Board in respect of extended hours over Christmas and New Year at the joint meeting of the Board and Angus Licensing Forum on 5 November 2015; and determine whether the Board should consider publishing a supplementary Statement of Licensing Policy in respect of extended hours over Christmas and New Year.

The Board agreed that further discussions take place following the Angus Licensing Board Meeting held on 31 March 2016 regarding the extended hours over Christmas and New Year and that a report be submitted to a future Board meeting on the outcome of these findings.

7. REQUEST TO RELIEVE THE FAILURE TO COMPLY WITH A PROCEDURAL REQUIREMENT – THE THREE FOXES (PREVIOUSLY FORRESTERS RESTAURANT)

There was submitted Report No LB 3/16 by the Clerk advising of a request for the Board to relieve an applicant of a failure to comply with a procedural requirement which required to be determined by the Board.

Mr Murphy addressed the Board during which he explained the circumstances of the transfer in respect of premises at the then called Forresters Restaurant, Forrester Seat, Burnside, by Forfar. The Board then heard from the Licensing Standards Officer.

The Board agreed to relieve the failure to comply with the procedural requirement.

8. PERSONAL LICENCES – DELEGATED APPROVALS

There was submitted and noted Report No LB 4/16 by the Clerk detailing applications for Personal Licences under the Licensing (Scotland) Act 2005 which had been granted by the Clerk during the period 16 October 2015 to 9 December 2015, in accordance with the Scheme of Delegation appended to the Licensing Policy.

9. OCCASIONAL LICENCES – DELEGATED APPROVALS

There was submitted and noted Report No LB 5/16 by the Clerk detailing applications for Occasional Licences under the Licensing (Scotland) Act 2005 which had been granted by the Clerk during the period 15 October 2015 to 9 December 2015, in accordance with the Scheme of Delegation appended to the Licensing Policy.

10. PREMISES LICENCES - MINOR VARIATIONS - DELEGATED APPROVALS

There was submitted and noted Report No LB 6/16 by the Clerk detailing applications for minor variations to premises licences under the Licensing (Scotland) Act 2005 which had been granted by the Clerk during the period 15 October 2015 to 9 December 2015, in accordance with the Scheme of Delegation appended to the Licensing Policy.

11. EXTENDED HOURS – DELEGATED APPROVALS

There was submitted and noted Report No LB 7/16 by the Clerk detailing applications for extended hours under the Licensing (Scotland) Act 2005, which had been granted by the Clerk during the period 16 October 2015 to 9 December 2015, in accordance with the Scheme of Delegation appended to the Licensing Policy.