

ANGUS LICENSING BOARD

MINUTE of MEETING of the **ANGUS LICENSING BOARD** held in the Town and County Hall, Forfar on Thursday 10 August 2017 at 10.00am.

Present: Councillors CRAIG FOTHERINGHAM, RICHARD MOORE, COLIN BROWN, BRENDA DURNO, DAVID FAIRWEATHER, ALEX KING, GAVIN NICOL AND BETH WHITESIDE.

Councillor Fotheringham, Convener, in the Chair.

1. APOLOGIES

Apologies for absence were intimated on behalf of Councillors Brian Boyd and David Lumgair.

2. DECLARATIONS OF INTEREST

There were no declarations of interest made.

3. MINUTE OF PREVIOUS MEETING

The minute of meeting of this Board held on 1 June 2017 was approved as a correct record and signed by the Convener.

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

There was submitted Report No LB 33/17 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) Jasmine House, Montrose Road, Arbroath

The Board considered an application from Meadowbank Inn (2000) Ltd, Montrose Road, Arbroath, to vary a premises licence on/off sales in respect of premises at Jasmine House, Montrose Road, Arbroath to allow them to amend their operating plan to:-

- (i) vary the name of the premises to World Buffet; and
- (ii) vary the description of the premises from Chinese Restaurant to:-

World Buffet Licensed Restaurant selling Chinese and/or Indian food and such other foods commonly offered by a World Buffet.

Anne McKeown, Legal Agent, representative for the applicant addressed the Board.

The Board agreed that the application be granted.

(b) LIDL UK, GMBH, BRECHIN ROAD, MONTROSE

The Board considered an application from Lidl UK, Gmbh, 19 Warple Road, London to vary a premises licence in respect of premises at Lidl UK, GMBH, Brechin Road, Montrose to allow them to amend their operating plan to:-

- (i) increase the alcohol display area for the period 1 December each year until 2 January of the following year. The applicant had sought to increase capacity to allow them to adequately cope with increased seasonal demand around the Christmas and New Year period.

The capacity during non-seasonal trading to remain at:-

Length 27.80m x Height 1.8m (Total Capacity 50.04m.²)

The additional capacity during seasonal trading (1 December each year to 2 January following year):-

Length 6.68m x Height 1.8m (Total Additional Capacity 12.02m.²)

Proposed maximum total capacity 62.06m² (50.04m.² +12.02m.²)

Andrew Hunter, Legal Agent, for the applicant addressed the Board.

Following discussion, the Board agreed that the application be granted.

5. PERSONAL LICENCE – NOTIFICATION OF CONVICTION

There was submitted Report No LB 34/17 by the Clerk informing the members of correspondence received from the Chief Constable advising that a Personal Licence Holder had acted in a manner which was inconsistent with a licensing objective.

The Board noted the correspondence received from the Chief Constable dated 2 June 2017 and agreed to hold a hearing on 14 September 2017.

6. PERSONAL LICENCES – DELEGATED APPROVALS

There was submitted and noted Report No LB 35/17 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 May to 5 July 2017, in accordance with the Scheme of Delegation appended to the Licensing Policy.

7. OCCASIONAL LICENCES – DELEGATED APPROVALS

There was submitted and noted Report No LB 36/17 by the Clerk detailing applications for Occasional Licences under the Licensing (Scotland) Act 2005 which had been granted by the Clerk during the period 16 May to 5 July 2017, in accordance with the Scheme of Delegation appended to the Licensing Policy.

8. PREMISES LICENCES - MINOR VARIATIONS - DELEGATED APPROVALS

There was submitted and noted Report No LB 37/17 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 16 May to 5 July 2017, in accordance with the Scheme of Delegation appended to the Licensing Policy.

9. EXTENDED HOURS – DELEGATED APPROVALS

There was submitted and noted Report No LB 38/17 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 May to 5 July 2017, in accordance with the Scheme of Delegation appended to the Licensing Policy.