

ANGUS COUNCIL

CIVIC LICENSING COMMITTEE – 2 NOVEMBER 2017

EXTENDED HOURS OVER FESTIVE PERIODS FOR LATE HOURS CATERING PREMISES

REPORT BY SHEONA C HUNTER HEAD OF LEGAL AND DEMOCRATIC SERVICES

ABSTRACT

The purpose of this report is to allow Members to consider whether they wish to make a permanent extension to the hours and days available to late hours catering premises over each festive period.

1. RECOMMENDATION

The Committee is requested to consider and either:-

- (i) approve an extension at the end of trading on Christmas Eve, Christmas Day, Hogmanay and New Year's Day only for all late hours catering premises in Angus as follows:
 - If Christmas Eve, Christmas Day, Hogmanay and New Year's Day fall on a Sunday, Monday, Tuesday, Wednesday or Thursday then, on that day, the Committee will permit premises to trade for the hours 11pm to 1am;
 - If Christmas Eve, Christmas Day, Hogmanay and New Year's Day fall on a Friday or a Saturday then, on that day, the Committee will permit premises to trade for the hours 11pm to 2am;
- (ii) determine and approve an alternative extension of trading hours and trading days for all late hours catering premises in Angus, as deemed appropriate by the Committee, having regard to Angus Licensing Board's Supplementary Licensing Policy Statement on Extended Hours over Christmas and New Year, November 2016; or
- (iii) refuse any additional hours.

2. BACKGROUND

- 2.1 As Members are aware, the Council's current guidelines allow late hours catering premises to open between 11 pm and 12 midnight Sunday to Thursday and 11 pm and 1 am on Friday and Saturday.
- 2.2 Members may recall that at the meeting of Angus Licensing Board on 3 November 2016, Members agreed to the creation of a Supplementary Licensing Policy Statement. Within the Statement, it is noted that:

"2.1 The Board's current Policy in respect of extended hours over Christmas and New Year was contained in Paragraph 6.9 of the Board's Statement of Licensing Policy and provides:-

6.9 In respect of the extension of hours on Christmas Eve, Christmas Day, Hogmanay and New Years' Day, the Board will permit on sale premises one additional hour at the end of trading on Christmas Eve, Christmas Day, Hogmanay and New Years' Day. However, the Board will not permit this extension of hours if it would result in premises trading beyond 2am. If applicants wish to take advantage of this relaxation, they should include provision for it in their Operating Plan, or apply for an extension of hours in terms of Sections 67 to 70 of the Act.

2.2 *The Board's Supplementary Licensing Policy Statement in respect of extended hours over Christmas and New Year supersedes the Policy referred to above and provides that:-*

- (i) If Christmas Eve, Christmas Day, Hogmanay and New Years Day fall on a Sunday, Monday, Tuesday, Wednesday or Thursday then, on that day, the Board will permit on sale premises to trade for the hours provided to them in their Operating Plan for a Friday and Saturday night,*
- (ii) If Christmas Eve, Christmas Day, Hogmanay and New Years Day fall on a Friday or a Saturday then, on that day, the Board will permit on sale premises one additional hour at the end of trading. However, the Board will not permit this extension of hours if it would result in premises trading beyond 2am.*
- (iii) If applicants wish to take advantage of this relaxation, they should include provision for it in their Operating Plan, or apply for an extension of hours in terms of Sections 67 to 70 of the Act.*

2.3 *This Supplementary Licensing Policy Statement has effect from 3 November 2016."*

2.3 It has been the practice of this Committee and the Licensing Board to agree the same extension of hours for both late hours catering establishments and liquor licensed premises.

2.4 Members are asked to consider whether they wish to offer a permanent additional hour over the festive period to late hours catering premises.

2.5 Members are asked to consider and have regard to Angus Licensing Board's Supplementary Licensing Policy Statement on Extended Hours over Christmas and New Year, November 2016, regarding the extension of trading hours to liquor licensed premises over the Festive Period as agreed by the Angus Licensing Board on 3 November 2016.

3. FINANCIAL IMPLICATIONS

3.1 There are no financial implications arising from this report.

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