

APPENDIX 1 TO REPORT LB46/18

A draft Statement of Licensing Policy (the Policy), attached as **Appendix 2** has been produced that reflects the following amendments agreed by Board members on 11 June 2018:-

The term “young persons” has been included throughout the Policy where appropriate when children are mentioned.

Para 1.3 has been amended to reflect the legislative change to the licensing policy period.

Paras 1.5 and 1.6 have been amended to reflect the consultation that has taken place.

Para 3.1.1 has been amended to reflect the Board’s wishes that, along with applicants for a new premises licence, applicants for a major variation will now be required to produce a statement that demonstrates how they will satisfy the licensing objectives.

Para 3.1.2 has been amended to include a requirement for licence holders to adopt efficient policies and procedures to ensure open drink containers, bottles and empty glasses are not removed from the premises.

Paras 3.4.2 and 3.4.3 have been amended to refer to responsible drinking rather than safe drinking.

Para 4.3.1 has been amended to remove the requirement for the authorisation to sell alcohol to be made in writing.

Para 4.4.3 has been removed.

Para 4.4.4 has been amended to delegate powers to determine applications for occasional licences when the date of the next Board is more than 42 days after the receipt of the application.

Para 4.4.4 has been added to avoid the occasional licence process being used as a means to circumvent the full (premises) licence process.

Para 5.1 has been amended to reflect the overprovision assessment undertaken during the Special Licensing Board on 11 June 2018.

Para 6.3 has been amended to reflect the recent guidance issued by the Scottish Government.

Para 6.4 has been amended to include reference to occasional licence licensed hours.

Para 6.8 extended hours. Section 13 of the Licensing (Procedure) (Scotland) Regulations 2007 provide that a hearing is to be held no later than 42 days after the Board receives an extended hours application. Para 6.8 of the Statement of Licensing Policy currently delegates authority to the Convenor, Vice Convenor and local members to determine applications where objections or representations have been received and the date(s) of the event is before the date of the next meeting but the current policy does not delegate authority for applications that require to be decided upon by Board members within 42 days when this would fall before the next meeting.

To meet the deadline set out in legislation, I would ask Board members to include this occurrence within the Statement of Licensing policy.

Para 6.9 is amended to include occasional licences and add Boxing Day to the Festive Hours extensions.

Para 7.4 reduces the number of layout plans required to accompany an application to one.

Para 8 has been amended to reflect the current website used to advertise applications.

Appendix 2 para E has been added to define off-sales.

Appendix 2 para F (ii) has been amended to avoid promoting the use of plastics.

Appendix 2 para G has been added to require licence holders to use non-glass containers for any outdoor event.

Appendix 3 para 2 G and H have been reworded.

Mark Gillespie, Licensing Standards Officer