

ANGUS LICENSING BOARD

MINUTE of the Special MEETING of the **ANGUS LICENSING BOARD** held remotely on Monday 12 December 2022 at 2pm.

Present: Councillors GEORGE MEECHAN, KENNY BRAES, LINDA CLARK, BRENDA DURNO, ROSS GREIG, GAVIN NICOL AND JILL SCOTT

Councillor MEECHAN, Convener, in the Chair.

1. APOLOGIES

Apologies for absence were imitated on behalf of Councillors Lloyd Melville and Beth Whiteside.

2. DECLARATIONS OF INTEREST

The Board agreed to note that no declarations of interest were made.

3. PREMISES LICENCES UNDER THE LICENSING (SCOTLAND) ACT 2005 - LICENCE REVIEW PROPOSALS

With reference to Article 7 of the minute of meeting of this Board of 10 November 2022, there was submitted Report No LB 58/22 by the Clerk presenting ten Premises Licences under the Licensing (Scotland) Act 2005 ("the 2005 Act") which the Board determined to review as detailed in Appendix 1 to the Report.

The Clerk provided an update to members and it was noted that The Park Bar, Brechin, Bobs Bar, Montrose, The Crown Inn, Monifieth, The Strathmore Arms, Glamis, The Royal British Legion, Forfar and Copper Oven, Arbroath had now paid their annual fees. It was also noted that The Railway Inn, Forfar and Smugglers Tavern, Arbroath had both surrendered their premises licences.

The Board noted that despite the Clerk giving repeated notification to the premises licence holders that the premises annual fees were now overdue, the fees remained unpaid in respect of the following premises: -

(a) Bowling Club, Lochlands Drive, Arbroath

The Clerk provided an update to Board members and advised that the former designated premises manager had advised that the above premises were no longer trading and the premises were now being used as a sports hub following the closure of the Bowling Club in July 2022.

There were no representatives present.

The Board agreed to revoke the licence with immediate effect.

(b) The Attic Club, 2A St Malcolm's Wynd, Kirriemuir

It was noted that the annual fees of £220 were still outstanding in respect of the premises at The Attic Club, 2A St Malcolm's Wynd, Kirriemuir.

There were no representatives present.

The Board agreed to immediately suspend the premises licence for The Attic Club, 2A St Malcolm's Wynd, Kirriemuir until the premises licence outstanding annual fee of £220 was paid in full.

4. PERSONAL LICENCE APPLICATION – NOTICE OF CONVICTION

There was submitted Report No LB 59/22 by the Clerk informing members of correspondence received giving notification of and confirming a conviction in terms of section 83 (4) (b) of the Licensing (Scotland) Act 2005 in respect of two personal licence holders as detailed in Appendix 1 to the Report.

(a) PERSONAL LICENCE HOLDER - DAVID HARPER

The members noted the contents of the correspondence received from the Chief Constable dated 7 November 2022 and noted that an email dated 2 November 2022 had been received from the licence holder confirming that he had received a conviction.

The Board agreed that in terms of section 83 (7A) of the Licensing (Scotland) Act 2005, to hold a hearing on 19 January 2023 and that Mr Harper be invited to attend.

(b) PERSONAL LICENCE HOLDER – EDEN SINCLAIR

The members noted the contents of the correspondence received from the Chief Constable dated 25 November 2022 and noted that the licence holder had provided notification of a conviction by email on 13 November 2022.

The Board agreed that in terms of section 83 (7A) of the Licensing (Scotland) Act 2005, to hold a hearing on 19 January 2023 and that Mr Sinclair be invited to attend.

5. PERSONAL LICENCE - NOTIFICATION OF CONDUCT INCONSISTENT WITH A LICENSING OBJECTIVE

The Convener advised members that Report LB60/22 had now been withdrawn as the personal licence had been surrendered.