

ANGUS LICENSING BOARD

MINUTE of SPECIAL HYBRID MEETING of the **ANGUS LICENSING BOARD** held in the Town and County Hall, Forfar on Tuesday 5 December 2023 at 10am.

Present: Councillors GEORGE MEECHAN, LLOYD MELVILLE, KENNY BRAES, LINDA CLARK, BRENDA DURNO, CRAIG FOTHERINGHAM, ROSS GREIG, GAVIN NICOL, JILL SCOTT and BETH WHITESIDE.

Councillor MEECHAN, Convener, in the Chair.

1. APOLOGIES

There were no apologies intimated.

2. DECLARATIONS OF INTEREST AND STATEMENTS OF TRANSPARENCY

There were no declarations of interest or statements of transparency 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 9 November 2023, there was submitted Report No LB 64/23 by the Clerk presenting 17 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 Rupali, 3/5 Queen Street, Forfar, The Webster Memorial Theatre, Arbroath, Strathmore Cricket Club, Forfar, Airlie Lodge No 286, Kirriemuir, Montrose Caledonia Golf Club, Montrose, Aboukir Hotel, Carnoustie, Webmor's, Arbroath, Sholtz Pool & Snooker Club, Arbroath and The Attic Club, Kirriemuir had now paid their annual fees.

It was also noted that The Park Bar, 19/21 Park Road, Brechin and Rupali, 3/5 Queen Street, Forfar had both surrendered their premises licences and that the Finavon Hotel, By Forfar and Coast Bar (Lower level), 4 Gravesend, Arbroath had both ceased trading.

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

(a) Shimla, 19 Swan Street, Brechin

The Clerk provided an update to Board members and advised that no reply had been received from the licence holder, and it was noted that the premises were closed.

There were no representatives present.

The Board agreed to revoke the licence with immediate effect.

(b) Brown Horse, 62 Market Street, Brechin

The Clerk provided an update to Board members and advised that no reply had been received from the licence holder, and it was noted that the premises were closed.

There were no representatives present.

The Board agreed to revoke the licence with immediate effect.

(c) Panzerotti Café & Bakery, Unit 3A Craig O Loch Road, Forfar

The Clerk provided an update to Board members and advised that no reply had been received from the licence holder and it was noted that the premises were closed.

There were no representatives present.

The Board agreed to revoke the licence with immediate effect.

(d) Cashleys, 1 Castle Street, Forfar

The Clerk provided an update to Board members and advised that no reply had been received from the licence holder, and it was noted that the premises were closed.

There were no representatives present.

The Board agreed to revoke the licence with immediate effect.

(e) Cliffburn Hotel, Cliffburn Road, Arbroath

The Clerk provided an update to Board members and advised that no reply had been received from the licence holder and it was noted that the premises may be closed but this had not been confirmed.

There were no representatives present.

The Board agreed to suspend the licence with immediate effect until the annual fee was paid in full.

At this stage in the meeting, the Board agreed to adjourn the meeting for 5 minutes to allow officers to speak in private to a licence holder. The meeting resumed at 10.15am.

4. APPLICATIONS FOR AN OCCASIONAL LICENCE- COAST BAR AND RESTAURANT (LOWER LEVEL), 4 GRAVESEND, ARBROATH

There was submitted Report No LB 65/23 by the Clerk presenting nine applications from Nichola Ferguson, Personal Licence holder for an occasional licence under the Licensing (Scotland) Act 2005 which required to be determined by the Board as detailed in the Appendix to the Report.

The Board considered the nine applications in respect of Coast Bar and Restaurant (Lower Level) 4 Gravesend, Arbroath from 15 December 2023 to 11 April 2024 inclusive for on sales hours only. The applicant was seeking to terminate on sales at 2.00am for Monday to Sunday, which was contrary to Board Policy.

There was circulated and noted the written submissions from Mrs Hood, the applicant's agent.

Following discussion, the Board agreed to grant the nine applications from Nichola Ferguson for an occasional licence in respect of Coast Bar and Restaurant (Lower Level) 4 Gravesend, Arbroath for the termination of on sales at 2am for Monday to Sunday (included), subject to the mandatory conditions.