

INVERCLYDE LICENSING BOARD
FRIDAY 29 OCTOBER 2021 AT 10.00 A.M.

Present: Councillors Ahlfeld, Crowther, Curley, McVey, Moran and Murphy.

Chair: Councillor Ahlfeld presided.

In attendance: Ms Anne Sinclair (Clerk to the Board), Fiona Denver, Siobhan MacMaster (for Clerk to the Board); Chief Inspector Rebecca Gregson and Sergeant Ian Robertson (Police Scotland), Roisin Dillon (Licensing Standards Officer/Public Protection Service Manager).

Apologies: Councillors McEleny, Jackson and Wilson. Councillor McVey substituting for Councillor McEleny.

Declarations of Interest: There were no declarations of interest intimated.

The meeting was conducted in Hybrid format with Councillor Ahlfeld attending the Council Chambers, Councillors Crowther, Curley, McVey, Moran and Murphy attending remotely.

LICENSING (SCOTLAND) ACT 2005
APPLICATION FOR PROVISIONAL PREMISES LICENCE

Decision as per attached list.

LICENSING (SCOTLAND) ACT 2005
APPLICATION FOR OCCASIONAL LICENCE

Decision as per attached list.

LICENSING (SCOTLAND) ACT 2005
APPLICATION FOR EXTENDED HOURS OF PREMISES LICENCE

Decision as per attached list.

LICENSING (SCOTLAND) ACT 2005
FESTIVE SEASON POLICY 2021 – 2022

The Board considered a report by the Clerk to determine the 2021 - 2022 Festive Season Policy with regard to extended hours of Premises Licences and Occasional Licence applications.

Ms Sinclair advised that the report is in similar terms as previous years and to note that any coronavirus regulations which may be in place at the time will take precedence over the Policy. She also advised that Police Scotland have intimated they have no concerns however would object to any applications submitted beyond the times permitted within the Policy.

Chief Inspector Gregson confirmed she had nothing further to add to the comments already heard.

Following discussion, Councillor Ahlfeld moved grant of the Policy with “blanket” extensions to licensed premises, dates, hours, curfew and occasional licence applications all as detailed in the report which was unanimously agreed.

Ms Sinclair confirmed the Festive Season Policy 2021 – 2022 granted as follows:-

- (a) ‘blanket’ extensions under section 67 of the Act for licensed premises (except Off Sales) be applied;
- (b) the Festive Season Policy will cover from Friday 10 December 2021 to Sunday 2 January 2022 inclusive;
- (c) that licensed premises (except nightclubs) may open until 1.00 a.m. on Sunday to Wednesday and 2.00 a.m. Thursday to Saturday and nightclubs may open until 2.00 a.m. on Sunday to Wednesday and 3.30 a.m. (Bar to close 3.00 a.m.) on Thursday to Saturday.
- (d) the terminal hour on Sunday 26 December and Sunday 2 January has the same terminal hour as Thursday to Saturday.
- (e) the event being held must relate to the festive season e.g. Christmas Party Night, Hogmanay, and not to Birthday Parties, Weddings etc.
- (f) the curfew of 12 Midnight on 31 December 2021 is relaxed to 1.00 a.m.;
- (g) to assist the administration process, licence holders should notify the Police Scotland Licensing Department as soon as possible of those dates within the Festive Season Policy they intend to utilise; and
- (h) that occasional licence applications made for non-licensed premises e.g. Greenock Town Hall, Gamble Halls, Port Glasgow Town Hall, for an event within the festive period may have the same hours granted in terms of the Festive Season Policy for events solely related to festive activities.

LICENSING (SCOTLAND) ACT 2005 REVIEW OF LICENSING BOARD POLICY STATEMENT

Ms Sinclair proposed to Members to consider adopting the existing Policy whilst carrying out the Consultation process and revert back to the Board on responses received.

The Chair commented that the proposal is fair and moved grant of such, which was unanimously agreed.

GAMBLING ACT 2005 REVIEW OF GAMBLING STATEMENT OF PRINCIPLES

Ms Sinclair proposed to Members to consider adopting the existing Policy whilst carrying out the Consultation process and revert back to the Board on responses received.

The Chair commented that the proposal is fair and moved grant of such, which was unanimously agreed.

INVERCLYDE LICENSING BOARD – 29 OCTOBER 2021

LICENSING (SCOTLAND) ACT 2005

(1) APPLICATION FOR PROVISIONAL PREMISES LICENCE

<u>No</u>	<u>Applicant</u>	<u>Premises</u>	<u>Proposed Licence Details</u>	<u>Decision</u>
1.	Global Scotcrest Limited T/A Scotcrest	Scotcrest Block 2B Auchenfoil Road Port Glasgow	Description of Premises Industrial Unit of 3500 sq. ft. for the design and manufacture of a wide range of Scottish Gifts. Premises are secured with roller shutter doors, fully monitored alarm system. There is a separate access road and dedicated loading bay for goods in and out. Core Licensing Hours – On Sales N/A Core Licensing Hours – Off Sales Monday - Sunday 10.00 a.m. – 10.00 p.m. Seasonal Variations None Activities All activities listed on application form – Tick Box – No <u>Any other Activities</u> The premises operate for the labelling of alcohol to fulfil trade orders in terms of the AWRS licence and for online sales to non-trade customers. Existing alcohol stock used for trade customers to be sold online and despatched from workshop via Royal Mail and Couriers. The website has the relevant age verifications and orders are processed in a dedicated area by staff.	GRANTED

<u>No</u>	<u>Applicant</u>	<u>Premises</u>	<u>Proposed Licence Details</u>	<u>Decision</u>
		Scotcrest Block 2B Auchenfoil Road Port Glasgow	Procedures are in place for the sale and delivery of alcohol to customers, including a refusal book and electronic records of all orders received and delivered with address details and dates. Children and Young Persons N/A Capacity of Premises In some instances, customers may enter the premises to pay for and collect orders in person. All purchases to be consumed off-site. Designated Premises Manager Neill Hunter Personal Licence No. IC1058 Date of Issue – 27 August 2021	

Mr Neill Hunter, Director was present.

Ms Sinclair advised that the appropriate Planning Section 50 Certificate is in place and intimated that Police Scotland had submitted a representation to the application requesting additional conditions to be placed on the licence, if granted. Ms Sinclair also advised that Police Scotland had submitted similar representations in respect of agenda item 2 for three Occasional Licence applications by the same applicant and premises and asked Members to consider the same contents in respect of those applications, which was noted. Ms Sinclair read the Police Scotland representation to the Board.

Chief Inspector Gregson addressed the Board in terms of the Chief Superintendent's comments.

Mr Hunter addressed the Board advising that some of the conditions referred to within the Police Scotland representation does not relate to the operation of the business. Mr Hunter provided an overview of the running of the business and proposed intentions for the premises licence being in place.

There followed a discussion between all parties in relation to couriers/companies involved in the delivery of alcohol, after which, Councillor Ahlfeld moved grant of the application as applied for with no additional conditions which was unanimously agreed.

Ms Sinclair confirmed that the application was granted.

INVERCLYDE LICENSING BOARD – 29 OCTOBER 2021

LICENSING (SCOTLAND) ACT 2005

(2) APPLICATION FOR OCCASIONAL LICENCE

<u>No.</u>	<u>Applicant</u>	<u>Premises</u>	<u>Event Details</u>	<u>Decision</u>
1.	Neill Hunter	Scotcrest Block 2B Auchenfoil Road Port Glasgow	Monday 18 October to Sunday 31 October 2021 <u>Off Sales</u> Monday – Friday 10.00 a.m. – 6.00 p.m. Online sales with personalised labelling of bottles.	GRANTED

Mr Neill Hunter, Director was present.

Ms Sinclair referred to this item while considering the first item on the Agenda pertaining to the same applicant and premises. Members considered the same Police representation as read by Ms Sinclair and the comments provided in the previous item.

Following discussions, Councillor Ahlfeld moved grant of all three occasional licence applications which was unanimously agreed.

2.	Neill Hunter	Scotcrest Block 2B Auchenfoil Road Port Glasgow	Monday 1 November to Sunday 14 November 2021 <u>Off Sales</u> Monday – Friday 10.00 a.m. – 6.00 p.m. Online sales with personalised labelling of bottles.	GRANTED
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Mr Neill Hunter, Director was present.

Ms Sinclair referred to this item while considering the first item on the Agenda pertaining to the same applicant and premises. Members considered the same Police representation as read by Ms Sinclair and the comments provided in the previous item.

Following discussions, Councillor Ahlfeld moved grant of all three occasional licence applications which was unanimously agreed.

<u>No.</u>	<u>Applicant</u>	<u>Premises</u>	<u>Event Details</u>	<u>Decision</u>
3.	Neill Hunter	Scotcrest Block 2B Auchenfoil Road Port Glasgow	Monday 15 November to Sunday 28 November 2021 <u>Off Sales</u> Monday – Friday 10.00 a.m. – 6.00 p.m. Online sales with personalised labelling of bottles.	GRANTED

Mr Neill Hunter, Director was present.

Ms Sinclair referred to this item while considering the first item on the Agenda pertaining to the same applicant and premises. Members considered the same Police representation as read by Ms Sinclair and the comments provided in the previous item.

Following discussions, Councillor Ahlfeld moved grant of all three occasional licence applications which was unanimously agreed.

INVERCLYDE LICENSING BOARD – 29 OCTOBER 2021

LICENSING (SCOTLAND) ACT 2005

(3) APPLICATION FOR EXTENDED HOURS OF PREMISES LICENCE

<u>No.</u>	<u>Applicant</u>	<u>Premises</u>	<u>Event Details</u>	<u>Decision</u>
1.	Fiona Hamil Fig Promotions Limited	Red Nightclub 12 Cross Shore Street Greenock	Saturday 9 October to Saturday 30 October 2021 3.00 p.m. - 8.00 p.m. on Saturday 9 October, 16 October, 23 October and 30 October 2021. Saturday afternoon Jam Sessions. The premises will close at 8.00 p.m. for cleaning purposes and re-open at 10.30 p.m. for normal trade. Existing Hours Monday – Wednesday Closed Thursday 7.00 p.m. - 2 00 a.m. Friday & Saturday 7.00 p.m. - 3.30 a.m. (Bar to close 3.00 a.m.) Sunday 7.00 p.m. - 1.30 a.m.	NOT CALLED

Ms Sinclair advised that the licence holder had recently withdrawn the application and therefore the application is not calling before the Board.

2.	Fiona Hamil Fig Promotions Limited	Red Nightclub 12 Cross Shore Street Greenock	Saturday 6 November to Saturday 27 November 2021 3.00 p.m. – 8.00 p.m. on Saturday 6 November, 13 November, 20 November and 27 November 2021. Saturday afternoon Jam Sessions.	NOT CALLED
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<u>No.</u>	<u>Applicant</u>	<u>Premises</u>	<u>Event Details</u>	<u>Decision</u>
		Red Nightclub 12 Cross Shore Street Greenock	The premises will close at 8.00 p.m. for cleaning purposes and re-open at 10.30 p.m. for normal trade. Existing Hours Monday – Wednesday Closed Thursday 7.00 p.m. - 2 00 a.m. Friday & Saturday 7.00 p.m. - 3.30 a.m. (Bar to close 3.00 a.m.) Sunday 7.00 p.m. - 1.30 a.m.	NOT CALLED

Ms Sinclair advised that the licence holder had recently withdrawn the application and therefore the application is not calling before the Board.