

INVERCLYDE LICENSING BOARD

THURSDAY 11 NOVEMBER 2021 AT 10.00 A.M.

Present: Councillors Ahlfeld, Crowther, Jackson, McEleny, Moran and Wilson.

Chair: Councillor Ahlfeld presided.

In attendance: Ms Anne Sinclair (Clerk to the Board), Jonathan Hamilton, Siobhann McMaster and Lindsay Carrick (for Clerk to the Board); Ms R Dillon (Service Manager, Public Protection & Recovery/Licensing Standards Officer, Crawford Brown, Licensing Standards Officer and Sergeant I Robertson (Police Scotland).

Apologies: Apologies for absence were intimated on behalf of Councillors Curley and Murphy.

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

The meeting was held at the Municipal Buildings, Greenock with Councillors Crowther, Jackson, J McEleny and Moran attending by video-conference.

LICENSING (SCOTLAND) ACT 2005 REVIEW OF PREMISES LICENCE

Decision as per attached list.

LICENSING (SCOTLAND) ACT 2005 REVIEW OF PERSONAL LICENCE

Decision as per attached list.

INVERCLYDE LICENSING BOARD – THURSDAY 11 NOVEMBER 2021

LICENSING (SCOTLAND) ACT 2005

(1) REVIEW OF PREMISES LICENCE

<u>No</u>	<u>Licence Holder</u>	<u>Premises</u>	<u>Decision</u>
1.	Lapwine Limited	Word Up 210 Dalrymple Street Greenock	NO GROUNDS FOR REVIEW

Mr McGowan, Messrs TLT was in attendance representing the licence holder and premises licence holder. Mr J White (Managing Director of Lapwine Ltd and the owner of Word Up Nightclub) was in attendance together with Mr A Gillespie (personal licence holder and designated premises manager of Word Up). Mr M Brysland (Operations Director of Lapwine Ltd) was also in attendance.

Ms Sinclair advised the Board that the intention would be to conjoin the Review Hearings pertaining to the premises licence and the personal licence of Mr Gillespie as the circumstances surrounding both reviews are essentially the same.

The Board and Mr McGowan agreed to this approach.

Ms Sinclair read the contents of the letter by Ms Dilllon, Pubic Protection Manager, Inverclyde Council dated 29 July 2021 requesting the review of the premises licence. Ms Sinclair then read elements of the letter by Ms Dillon in her role as Licensing Standards Officer dated 3 September 2021 requesting the review of Mr Gillespie's personal licence, in so far as the letter differed from the letter of 29 July 2021.. Ms Dillon presented the Board with video footage of the premises in support of the requests for review.

At 11am the Board observed a two minute silence as a tribute to those who lost their lives fighting for the country.

Dr D Carter, Consultant in Public Health Medicine, NHSGGC provided the Board with information on the COVID-19 pandemic specifically in relation to contact tracing procedures.

Mr McGowan addressed the Board providing information surrounding the review requests. Mr McGowan spoke to the letters of review and also presented video footage of the premises.

The Chair opened up for discussion and there followed questions and answers between participants.

The Chair requested Ms Dillon and Mr McGowan summarise their submissions to the Board.

After full discussion, Councillor Ahfeld moved that no grounds for reviews were established, which was unanimously agreed.

The Chair advised that he recognised this is a difficult case in clearly extraordinary circumstances. Having heard evidence and submissions, the Board is of the view that it would be inappropriate for the Licensing Board to make any finding in relation to the grounds for review for either application.

The Board notes that Police Scotland have no adverse comments in relation to either application for review and accordingly no grounds are established in relation to either application. That is not to say that the Board is not concerned in relation to some of the evidence around the lack of social distancing and The Board considered it was clearly inadvisable of Mr Gillespie to pose with others for a photograph.

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LICENSING (SCOTLAND) ACT 2005

(2) REVIEW OF PERSONAL LICENCE

<u>No</u>	<u>Licence Holder</u>	<u>Personal Licence Details</u>	<u>Decision</u>
1.	Adam James G Gillespie	Personal Licence No. IC920 Issue Date: 6 February 2019 Issuing Authority: Inverclyde Licensing Board	NO GROUNDS FOR REVIEW