

INVERCLYDE LICENSING BOARD

THURSDAY 2 DECEMBER 2021 AT 10.00 A.M.

Present: Councillors Ahlfeld, Crowther, McEleny and Moran.

Chair: Councillor Ahlfeld presided.

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

Apologies: Councillors Curley, Jackson, Murphy and Wilson.

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, McEleny and Moran attending remotely.

LICENSING (SCOTLAND) ACT 2005 APPLICATION FOR VARIATION PREMISES LICENCE

Decision as per attached list.

LICENSING (SCOTLAND) ACT 2005 APPLICATION FOR PROVISIONAL PREMISES LICENCE

Decision as per attached list.

INVERCLYDE LICENSING BOARD – 2 DECEMBER 2021

LICENSING (SCOTLAND) ACT 2005

(1) APPLICATION FOR VARIATION OF PREMISES LICENCE

<u>No</u>	<u>Applicant</u>	<u>Premises</u>	<u>Variation Details</u>	<u>Decision</u>																
1.	Lapwine Limited	Industry 208 Dalrymple Street Greenock	<p>(a) Amend description of premises to:-</p> <p>Nightclub, entertainment and function premises situated within a single storey building within the town centre area of Greenock.</p> <p>Existing Public House premises situated within a single storey building within the town centre area of Greenock.</p> <p>(b) Change name of premises from Industry to Text.</p> <p>(c) Amend On Sales Core Licensing Hours to:-</p> <table border="0"> <tr> <td>Monday & Tuesday</td> <td>7.00 p.m. - 1.00 a.m.</td> </tr> <tr> <td>Wednesday & Thursday</td> <td>7.00 p.m. - 2.00 a.m.</td> </tr> <tr> <td>Friday & Saturday</td> <td>7.00 p.m. - 3.30 a.m. (Bar to close 3.00 a.m.)</td> </tr> <tr> <td>Sunday</td> <td>7.00 p.m. - 1.30 a.m.</td> </tr> </table> <p>Existing</p> <table border="0"> <tr> <td>Monday - Wednesday</td> <td>11.00 a.m. – 12 Midnight</td> </tr> <tr> <td>Thursday</td> <td>11.00 a.m. – 1.00 a.m.</td> </tr> <tr> <td>Friday & Saturday</td> <td>11.00 a.m. – 1.30 a.m.</td> </tr> <tr> <td>Sunday</td> <td>12.15 p.m. – 12 Midnight</td> </tr> </table>	Monday & Tuesday	7.00 p.m. - 1.00 a.m.	Wednesday & 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.	Monday - Wednesday	11.00 a.m. – 12 Midnight	Thursday	11.00 a.m. – 1.00 a.m.	Friday & Saturday	11.00 a.m. – 1.30 a.m.	Sunday	12.15 p.m. – 12 Midnight	<p>GRANTED</p> <p>GRANTED</p> <p>GRANTED</p>
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<u>No</u>	<u>Applicant</u>	<u>Premises</u>	<u>Variation Details</u>	<u>Decision</u>
		<p>Industry 208 Dalrymple Street Greenock</p>	<p>(d) Add the following activities to be provided outwith Core Licensing Hours:-</p> <p>Bar meals; Receptions including weddings, funerals, birthdays, retirements etc.; and Club or other group meetings. (Tick Box – Yes)</p>	GRANTED
			<p>(e) Add the following information to further details of activities to be provided outwith Core Licensing Hours:-</p> <p>Some activities may be made available from 9.00 a.m. in order to host morning functions but no alcohol will be provided outwith licensed hours.</p> <p>Existing No information provided.</p>	GRANTED
			<p>(f) Amend the information to any other activities to be provided on the premises to:-</p> <p>Bar meals facility is provided only for the purposes of catering at functions, for the avoidance of doubt, no food is to be served to the general public. Entertainment includes quiz nights, karaoke, singing competitions, functions, parties, DJ music, live bands and dancing.</p> <p>Existing Entertainment includes quiz nights, karaoke, singing competitions, functions, parties, DJ music.</p>	GRANTED

<u>No</u>	<u>Applicant</u>	<u>Premises</u>	<u>Variation Details</u>	<u>Decision</u>
		Industry 208 Dalrymple Street Greenock	<p>(g) Amend the terms that children and young persons will be permitted to :-</p> <p>Children and young persons will be allowed entry on the premises when accompanied by an adult. Children and young persons are permitted to family functions only.</p> <p>Existing Children and Young Persons will be allowed entry on the premises when accompanied by an adult. As per Inverclyde Licensing Board's Children and Young Persons in Licensed Premises Conditions.</p>	GRANTED
			<p>(h) Amend the times that children and young persons will be permitted to:-</p> <p>Children and young persons are permitted up to 10.00 p.m.</p> <p>Existing As per Inverclyde Licensing Board's Children and Young Persons in Licensed Premises Conditions.</p>	GRANTED

Mr Stephen McGowan, Messrs TLT LLP was present representing the applicant, Mr White, Director was in attendance.

Ms Sinclair advised Police Scotland submitted a representation to the application and read the contents of same to the Board which included the request for additional conditions to be placed on the licence, if granted.

Sergeant Robertson intimated that he had nothing further to add to the terms of the representation.

Mr McGowan addressed the Board providing information to Members on the operation of the premises and confirmed agreement to the additional conditions within the Police representation. He confirmed that the standard conditions within the Licensing (Scotland) Act 2005 pertaining to Late Opening Premises will apply to the premises. Mr McGowan referred to the additional condition requesting an appropriate number of SIA stewards to be employed whilst the premises are operating, explaining that it will be based on a risk assessment being carried out for each event and not a set number of Stewards at all times.

<u>No</u>	<u>Applicant</u>	<u>Premises</u>	<u>Variation Details</u>	<u>Decision</u>
			Ms Dillon had no comments to make on the application.	
			After a private discussion of Members, upon returning to the public session, Councillor McEleny moved grant of the application with the additional condition which was unanimously agreed.	
2.	Bridgend (Scotland) Ltd	Stevie's Shop 3 Bute Street Gourock	Amend layout plan of premises resulting in increase of alcohol display area to 18.75 sq. m. Existing 9.87 sq. m.	GRANTED AS AMENDED

Mr Frank O'Neill, Director was present.

Ms Sinclair advised that prior to the meeting, the applicant had confirmed there had been a slight error in the area applied for and the total alcohol display area is 15.55 sq. m, and confirmed that the applicant has submitted an updated layout plan to reflect this amendment. She confirmed that no objections or representations to the application have been received.

Members noted the amendment.

Mr O'Neill addressed the Board advising that he had joined the Spar group and the premises have been extended and refurbished accordingly hence the requirement for the application.

Councillor Ahlfeld moved grant of the application, as amended which was unanimously agreed.

INVERCLYDE LICENSING BOARD – 2 DECEMBER 2021

LICENSING (SCOTLAND) ACT 2005

(2) APPLICATION FOR PROVISIONAL PREMISES LICENCE

<u>No</u>	<u>Applicant</u>	<u>Premises</u>	<u>Proposed Licence Details</u>	<u>Decision</u>
1.	The Whisky Room Limited	The Whisky Room Limited 53 Kempock Street Gourock	Description of Premises The premises is on the main road through Gourock town centre, Kempock Street. It is a very small shop unit with one window and one door. The shop unit is between another shop unit and a small access lane for residential properties and commercial/storage units. The unit is approximately 4 metres deep and 2.5 metres wide. There is an electric roller shutter on the outside of the unit which fully covers the door and window when closed. There are no other exits or rooms within the unit. Core Licensing Hours – On Sales N/A Core Licensing Hours – Off Sales Monday – Wednesday 10.00 a.m. – 6.00 p.m. Thursday & Friday 10.00 a.m. – 8.00 p.m. Saturday 10.00 a.m. – 5.00 p.m. Sunday 12 noon – 5.00 p.m. Seasonal Variations None Activities No activities. (Tick Box – No)	GRANTED

No Applicant

Premises

Proposed Licence Details

Decision

The Whisky Room Limited

53 Kempock Street
Gourock

Any other activities

The Whisky Room Ltd specialise in Whisky and related spirits. The focus will be on specialised and core bottlings from independent bottlers and lesser known distilleries. The products sold will be high end and not generally available in supermarkets or standard off licences. Sales will be made on the premises and also via a website. Online sales will be delivered by courier across the UK/world or can be collected in person from the premises.

Capacity of Premises

21 sq. m. - alcohol display area

Products will be displayed on single-bottle-depth shelving with either glass or a security bar so that products cannot be removed from the shelf by the public. Open shelving will hold point of sale/marketing graphics and low cost items such as glasses, pipettes and local/distillery promotional items. There will be a counter in the unit which will block the entrance area form the majority of the product shelving.

Designated Premises Manager

TO BE CONFIRMED

Mr Lamb, Messrs Maitlands was present representing the applicant. Ms Giulia Canata and Mr Allan Beaton, Directors were in attendance.

Ms Sinclair advised that the application is within the Board's Policy and the necessary Planning Section 50 Certificate is in place. She confirmed that no objections or representations to the application have been received.

Mr Lamb addressed the Board providing information on the proposed business.

Ms Dillon had no comments to add, however agreed that it was a niche product and unique to the area.

Councillor Ahlfeld moved grant of the application which was unanimously agreed.

<u>No</u>	<u>Applicant</u>	<u>Premises</u>	<u>Proposed Licence Details</u>	<u>Decision</u>								
2.	Fine Fuel Company Limited	12 St James Terrace Lochwinnoch Road Kilmacolm	<p data-bbox="1014 204 1350 236">Description of Premises</p> <p data-bbox="1014 240 1827 272">Restaurant premises located within a mainly residential village.</p> <p data-bbox="1014 312 1480 344">Core Licensing Hours – On Sales</p> <table data-bbox="1014 349 1693 488"> <tr> <td>Monday – Wednesday</td> <td>11.00 a.m. – 12 Midnight</td> </tr> <tr> <td>Thursday</td> <td>11.00 a.m. – 1.00 a.m.</td> </tr> <tr> <td>Friday & Saturday</td> <td>11.00 a.m. – 1.30 a.m.</td> </tr> <tr> <td>Sunday</td> <td>11.00 a.m. – 12 Midnight</td> </tr> </table> <p data-bbox="1014 528 1480 560">Core Licensing Hours – On Sales</p> <p data-bbox="1014 564 1066 596">N/A</p> <p data-bbox="1014 636 1294 668">Seasonal Variations</p> <p data-bbox="1014 673 1883 769">The premises will operate additional hours for the sale of alcohol during the festive period where allowed under Inverclyde Licensing Board Policy.</p> <p data-bbox="1014 809 1146 841">Activities</p> <p data-bbox="1014 845 1883 909">Activities to be provided on the premises both during and outwith core licensing hours:-</p> <p data-bbox="1014 949 1711 1013">Restaurant facilities; Bar meals; and Recorded music. (Tick Box – Yes)</p> <p data-bbox="1014 1053 1883 1117">Activities to be provided on the premises during core licensing hours:-</p> <p data-bbox="1014 1157 1883 1252">Receptions including weddings, funerals, birthdays, retirements etc. (Tick Box – Yes)</p> <p data-bbox="1014 1292 1357 1324"><u>Further details of activities</u></p> <p data-bbox="1014 1329 1883 1465">The premises may operate prior to the commencement of the core licensed hours for the provision of non-alcoholic refreshment, breakfast, teas, coffees etc. Alcohol will only be sold during the core licensed hours.</p>	Monday – Wednesday	11.00 a.m. – 12 Midnight	Thursday	11.00 a.m. – 1.00 a.m.	Friday & Saturday	11.00 a.m. – 1.30 a.m.	Sunday	11.00 a.m. – 12 Midnight	<p data-bbox="1912 204 2105 300">GRANTED WITH AMENDMENT</p>
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No Applicant

Premises

Proposed Licence Details

Decision

12 St James Terrace
Lochwinnoch Road
Kilmacolm

Any other activities

The premises may on occasion operate a home delivery or “pick up” service for food

Children and Young Persons

Terms

Children will be allowed access to the premises for the purpose of the consumption of a meal but only when accompanied by an adult. Young persons may be allowed access to the premises, again for the consumption of a meal, unaccompanied at the discretion of Management.

Ages

0 – 17 years.

Times

Children until 11.00 p.m.

Young persons during the trading hours of the premises.

Parts

All public parts.

Capacity of Premises

49 persons

Designated Premises Manager

TO BE CONFIRMED

Mr Archie Maciver, Messrs Brunton Miller was present representing the applicant. None of the objectors were present or represented.

Ms Sinclair advised that the application is within the Board’s Policy and the necessary Planning Section 50 Certificate is in place. She confirmed that three public objections had been received and read the objections to the Board, copies of which had previously been circulated to Members.

No Applicant

Premises

Proposed Licence Details

Decision

Mr Maciver addressed the Board in terms of the application and taking cognisance of the public objections received, amended the terminal hour to 12 Midnight Sunday to Thursday and 1.00 a.m. on Friday and Saturday. He confirmed that his client is aware of the condition in relation to Sunday morning opening at 11.00 a.m. Mr Maciver provided details and reasons for the request that young persons are permitted on the premises unaccompanied. Mr Maciver confirmed that the premises would be operated as restaurant and provided information on the activities proposed.

There followed questions and answers between Members and Mr Maciver.

After a private discussion of Members, upon returning to the public session, Councillor McEleny moved grant of the application with the terminal hour of 11.30 p.m. Sunday to Thursday and 12 Midnight on Friday and Saturday which was unanimously agreed.