

## **INVERCLYDE LICENSING BOARD**

**THURSDAY 1 DECEMBER 2022 AT 10.00 A.M.**

**Present:** Councillors Brooks, Cassidy, Jackson, Law, McCormick, McVey, Reynolds and Robertson.

**Chair:** Councillor Brooks presided.

**In attendance:** Ms Anne Sinclair and Fiona Denver (for Clerk to the Board); Sergeant Fiona Moore-McGrath (Police Scotland); and Crawford Brown and Anne Maire Black (Licensing Standards Officers).

**Apologies:** There were no apologies intimated.

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

The meeting was held at the Municipal Buildings, Greenock with Councillors Jackson, Law and McCormick attending by video-conference.

### **MINUTES OF MEETING HELD ON 26 OCTOBER 2022**

Approved on the motion of Councillor Brooks.

### **LICENSING (SCOTLAND) ACT 2005 APPLICATION FOR VARIATION OF PREMISES LICENCE**

Decision as per attached list.

### **POLICE SCOTLAND ANNUAL REPORT 2021 – 2022**

Sergeant Moore-McGrath addressed the Board providing a summary of the Police Scotland Inverclyde Licensing report 2021 - 2022 and highlighting points of interest and projects undertaken during the period 1 April 2021 to 31 March 2022.

The Chair thanked Sergeant Moore-McGrath for her comments and clarification. He asked Members to note the report which was unanimously agreed.

### **LICENSING POLICY REVIEW CONSULTATION**

Ms Sinclair advised that in terms of legislative changes the Licensing Board Policy requires to be reviewed and in place within 18 months of a local government election. She outlined the consultation procedures and highlighted that it may be necessary to have additional meetings in this regard prior to the Policy being finalised for November 2023.

The Chair moved to note the report and the recommendations which were unanimously agreed.

Ms Sinclair confirmed the decision as follows:-

- to commence the statutory review of the Inverclyde Licensing Board's Licensing Policy Statement;
- that the Clerk and Depute Clerk of the Licensing Board undertake an initial consultation with relevant statutory consultees; and
- that a report will be brought back to the Board on the outcome of the consultation and with proposed revisions to the Licensing Policy Statement for consideration by the Board.

#### **APPLICATIONS GRANTED UNDER DELEGATED AUTHORITY FOR THE PERIOD FROM 1 AUGUST TO 31 OCTOBER 2022**

Ms Sinclair provided an update that the Clerk of the Board has considered it appropriate to provide a report to Members on applications which have been granted in the preceding three month period under delegated authority. Ms Sinclair confirmed that a delegated report therefore would be provided at each standing Board Meeting namely, March, June, September and December each year.

Councillor Robertson welcomed the report stating that it was very interesting and provided a good overview of the work of the licensing section.

There followed a short discussion on particular types of applications and Ms Sinclair answered questions from Members.

The Chair moved to note the report which was unanimously agreed.

INVERCLYDE LICENSING BOARD – 1 DECEMBER 2022

LICENSING (SCOTLAND) ACT 2005

(3) APPLICATION FOR VARIATION OF PREMISES LICENCE

<u>No</u>	<u>Applicant</u>	<u>Premises</u>	<u>Variation Details</u>	<u>Decision</u>
1.	Admiral Taverns Piccadilly Limited	<b>Macgregors</b> 72/73 Shore Street Gourock	(a) Increase terminal core licensing hour on Friday and Saturday to 1.30 a.m.  <b>Existing</b> <u>On Sales</u> Monday – Wednesday *11.00 a.m. - 12 Midnight Thursday – Saturday *11.00 a.m. - 1.00 a.m. Sunday 12.30 p.m. - 12 Midnight *10.00 a.m. in respect of a funeral reception  <u>Off Sales</u> N/A	<b>GRANTED</b>
			(b) Amend premises layout plan – refurbishment of external area – increase in size and adding raised decking. No change to overall capacity figure.	<b>GRANTED</b>

Mr Stephen McGowan, Messrs TLT LLP was present representing the applicant. Mr Charles Donnelly, tenant was in attendance.

Ms Sinclair advised that no objections or representations to the application had been received. She confirmed that a copy of the layout plan had been circulated to Members prior to the meeting. She advised that applications for building warrant and planning permission would be required for the alterations.

Mr McGowan addressed the Board providing information on the alterations of the premises and in particular the extension to the outdoor area and the importance of outdoor areas following the coronavirus pandemic. He gave an undertaking that an architect has been instructed by his clients to progress with the building warrant and planning applications.

<u>No</u>	<u>Applicant</u>	<u>Premises</u>	<u>Variation Details</u>	<u>Decision</u>
			<p>There followed discussion between Members with Sergeant Moore-McGrath and Mr Crawford being asked for their comments.</p> <p>Councillor McVey moved grant of the application which was unanimously agreed.</p>	
2.	Ayub Traders Limited	<p><b>Broomhill Off Sales &amp; Convenience Store</b> 4 Broomhill Way Greenock</p>	<p>(a) Increase terminal core licensing hour on Sunday to 10.00 p.m.</p> <p><b>Existing</b> <u>Off Sales</u> Monday - Saturday 10.00 a.m. - 10.00 p.m. Sunday 10.00 a.m. - 7.00 p.m.</p> <p>(b) <b>Activities</b></p> <p>(i) Add recorded music to be provided on the premises both during and outwith core licensing hours. (Tick Box – Yes)</p> <p><b>Existing</b> Tick Box – No</p> <p>(ii) Add the following text to further details:-  Low Level background music when the shop is occupied.</p> <p>(iii) Add lottery and pay point to any other activities.</p> <p><b>Existing</b> The premises will be open outwith core hours for the sale of other items such as tobacco products, newspapers, confectionery and a range of groceries and dairy products.</p>	<p><b>GRANTED</b></p> <p><b>GRANTED</b></p>

<u>No</u>	<u>Applicant</u>	<u>Premises</u>	<u>Variation Details</u>	<u>Decision</u>
		<b>Broomhill Off Sales &amp; Convenience Store</b> 4 Broomhill Way Greenock	(c) Increase alcohol display area to 10.75 sq. m. and amend layout plan accordingly.  <b>Existing</b> 1 sq. m.	<b>GRANTED</b>

Mr Brian McMahon, B McMahon Consultancy Ltd was present representing the applicant. Mr Mashwani, designated premises manager was in attendance.

Ms Sinclair advised that Police Scotland had made no objections to the application, however Inverclyde HSCP who respond on behalf of NHS statutory consultee have submitted an objection to the application. Ms Sinclair read the objection to the Board, copies of which had been previously circulated to Members.

Mr McMahon addressed the Board providing background information on the premises, the current operation of the premises and details on the terms of the application and responded to the Health Board objection.

There followed discussion between all parties with emphasis on the increase in the alcohol display area,

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